

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, N. S.
July 15, 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 Cromwell, Downey, Meagher, O'Malley, Clarke, Wooden, Hanson, Jeffrey, LeBlanc, Flynn, and Hamshaw.

Also Present: City Manager, City Clerk, Mr. B. Allen of the Legal Department, and other members of City staff.

MINUTES

The minutes of the City Council meeting held on June 29, 1982, were circulated to members of Council.

Alderman O'Malley referred to the item "Detailed Zoning Review - Soft Areas 17 and 18" as contained on Page #400 of the minutes and advised that the first motion should read as follows, to which members of Council agreed:

"That Council rezone the properties identified as Civic Numbers 6015-23, 6025, 5921-31 and 5841 Lady Hammond Road; and 3551 and 3555 Robie Street from C-1 (Local Business) to C-2A (Minor Commercial) zone, all as shown on the map entitled 'Areas 17 and 18, MDP Map 4, Proposed Zoning', Plan P200/11222 of Case 4171."

Alderman O'Malley also referred to the item "Question Alderman O'Malley Re: Development Process" as found on Page No. 416 of the Minutes and suggested the last sentence of the item should read as follows, to which Council agreed:

"The City Manager indicated that the matter is with the Construction Association of Nova Scotia which has not yet reported back."

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that the minutes of the City Council meeting held on June 29, 1982, be approved as amended at this meeting.

Motion passed.

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APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk, Council added:

- 20.1 - Cases No. 3801 and 4181 - Lot Consolidation and Contract Development - 2051-2067 North Park Street
- 20.2 - Case No. 3306 - Development Agreement - Block "B", Cowie Hill
- 20.3 - Halifax Public Gardens Commission
- 20.4 - Case No. 4223 - Contract Development - 1560-1562 Robie Street

At the request of Alderman Jeffrey, Council added:

- 20.5 - Halifax County Building
- 20.6 - Policy - Garbage Pickup

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

- 20.7 - Supply Tendering Procedure - Discussion

At the request of the City Clerk, Council added:

- 20.8 - Tender 81-133 (Recall) Demolition - 5970 University Avenue, Halifax, N. S.

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

Motion passed.

DEFERRED ITEMS:

New Bridge Structure - Old Sambro Road - Account Number CK023

The above item was deferred to this meeting from the June 29th meeting of City Council. At the request of Alderman Wooden, Council agreed that the item be deferred to the next regular meeting of the Committee of the Whole Council.

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

A public hearing was held into the above item on June 2, 1982 at which time the matter was deferred to this meeting. A letter dated July 9, 1982, was submitted from Medjuck & Medjuck requesting deferral of the item.

MOVED by Alderman Downey, seconded by Alderman Clarke that the item be deferred until the first meeting of City Council in September.

The Motion to defer was put and passed.

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

Alderman Jeffrey declared a possible conflict of interest and left the Council Chamber.

A public hearing was held into the above matter on June 2, 1982. The following correspondence was received since the public hearing:

1. Letter dated June 11, 1982 and attachment from the Save the North West Arm Committee.
2. Letter dated June 30, 1982 from Dorothy & Everett Weston of 6758 Jubilee Road.
3. Letter dated July 12, 1982 from Mrs. Marion Thompson of 603-105 Dunbrack Street.

Alderman Cromwell spoke to the matter and MOVED, seconded by Deputy Mayor Maley that Council refuse the contract development and lot consolidation application under Section 83, Schedule "C" of the Zoning Bylaw, Peninsula area, to allow development of a 17-unit residential building at 6770 Jubilee Road, as per Plan Nos. P200/11034-40.

Debate ensued on the matter following which the Motion was put and lost, four voting for it and seven voting against, as follows:

For:	Deputy Mayor Maley and Aldermen Cromwell, Downey and Meagher	- 4
Against:	Aldermen O'Malley, Clarke, Wooden, Hanson, LeBlanc, Flynn, and Hamshaw	- 7

MOVED by Alderman Wooden, seconded by Alderman O'Malley that Council approve the contract development and lot consolidation under Section 83, Schedule "C" of the Zoning Bylaw, Peninsula Area, to allow the development of a 17-unit residential building at 6770 Jubilee Road, as per Plan Nos. P200/11034-40, and that staff negotiate a right-of-way across the property for access to the North West Arm walkway.

At the request of Council, Mr. Bill Campbell of the Development Department displayed a plan showing the location of a proposed walkway as referred to in the Motion.

The Motion was put and passed with seven voting for it and four voting against it, as follows:

For:	Aldermen O'Malley, Clarke, Wooden, Hanson, LeBlanc, Flynn, and Hamshaw	- 7
Against:	Deputy Mayor Maley and Aldermen Cromwell, Downey, and Meagher	- 4

Alderman Jeffrey returned to the meeting.

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MOTIONS OF RECONSIDERATION:

Motion of Reconsideration, Alderman Jeffrey Re: City Council's Resolution of May 27, 1982 regarding Case No. 3992, Contract Development, Rufus Avenue

The above matter was deferred to this meeting from the June 29th meeting of Council. At the request of Alderman Jeffrey, Council agreed that the item be deferred to the next regular meeting of City Council.

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

Deputy Mayor Maley presented a Notice of Reconsideration concerning the above matter at the June 29th meeting of Council.

Deputy Mayor Maley advised that she has been informed that a Motion of Reconsideration is not in order and that she would not be proposing such a Motion.

Alderman Wooden asked to be supplied with a report from the Legal Department as to why such a Motion was not in order and Mr. Allen advised that he would recirculate a report that was prepared on the Kearney Lake Road case.

PETITIONS AND DELEGATIONS:

Petition Re: Video Arcades - Deputy Mayor Maley

Deputy Mayor Maley submitted a petition containing 502 signatures concerning proposed amendments to Ordinance No. 151.

REPORT - FINANCE & EXECUTIVE COMMITTEE:

Council considered the report of the Finance & Executive Committee from its meeting held on July 7, 1982, as follows:

Ordinance No. 151 - Automatic Machines

The above item was forwarded to City Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman Downey that the matter be referred to the next regular meeting of the Committee of the Whole Council.

Alderman Meagher advised that at the last Committee meeting, it was agreed that the matter be referred to the next Committee meeting in order to review the Ordinance clause by clause.

The Motion to refer was put and passed.

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Police Association - Request for Grant

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

"That the matter be referred to staff for an appraisal of the tax situation with regard to the application and a recommendation be submitted to Council on whether Ordinance 170 should be expanded and whether those organizations removed from Schedule "B" of the Ordinance should be replaced on that listing."

A staff report dated July 15, 1982, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Jeffrey
that the Halifax Police Association's building at 6680 South Street be placed on Schedule 'B' of Ordinance Number 170.

Following a discussion and questioning of staff, the Motion was put and resulted in a tie, six voting for the same and six voting against it as follows:

For:	Aldermen Downey, Meagher, O'Malley, Hanson, Jeffrey, and LeBlanc	- 6
Against:	Deputy Mayor Maley and Alderman Cromwell, Clarke, Wooden, Flynn, and Hamshaw	- 6

The Chairman cast his vote against the Motion and declared it to be Lost.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc
that the application be referred back to the Tax Concessions and Grants Committee for review and consideration for a report back to Council.

The Motion to refer was put and Lost.

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

The above item was forwarded to City Council without recommendation with a report requested from the Building Inspector. A staff report dated July 14, 1982, was submitted.

MOVED by Alderman Meagher, seconded by Deputy Mayor Maley
that the following resolution be approved by City Council:

"WHEREAS the area surrounding the building known as the Olympic Gardens, located at the intersection of Cunard and Hunter Streets is a mixed use one, and therefore contains a large portion of residential properties;

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AND WHEREAS these properties are an admixture of single family and low density multi-family occupancies;

AND WHEREAS this residential component contains a large portion of both elderly citizens and young children;

AND WHEREAS these properties are undergoing a renewed local community spirit and thus investing heavily in renewed and restoration activity in their dwellings;

AND WHEREAS as it is the view, as submitted by the residents in petition form, that a Pool Hall occupancy of the Olympic Gardens building in the midst of such a community would constitute an extreme social nuisance which would tend to destabilize the neighbourhood,

BE IT RESOLVED that City Council recommend to the Chief Building Inspector that the occupancy of Olympic Gardens as applied for would, under Section 56(1) (b) constitute a social and neighbourhood nuisance and would thus be a residential retrogressive step and therefore under the authority of said section of the Bylaws, should be denied."

Following a discussion, the Motion was put and passed.

Recommendation - Halifax Police Boys and Girls Club

The above item was forwarded to City Council without recommendation. A supplementary staff report dated July 15, 1982, was submitted.

Alderman O'Malley reviewed the history of the matter and MOVED, seconded by Alderman Clarke that the following be approved by City Council:

1. That City Council, by letter, express its resolved desire to the Board of the Halifax Police Boys & Girls Club to have the facility presently known as the Halifax Police Boys & Girls Club become known as Halifax Needham Community Recreation Centre. The facility will continue to broaden its services to the total community.

2. That a new Board be formed to operate the Center having the following representation:

- (a) The Aldermen of Wards 5 and 6.
- (b) One representative of each major group organized within the Community facility.
- (c) Members from the Community at large.
- (d) The Director of Recreation or his appointee.

3. That the Halifax Police Boys & Girls Club continue to exist as at present and become one user of the Halifax Needham Community Recreation Center.

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4. That the present complement, with the exception of the Police Executive Director, continue to operate the Center under the direction of the Board. The present position of Program Director would assume the additional responsibility of general management.

5. That funding for this operation will be the joint responsibility of the City of Halifax and the Board of the Halifax Needham Community Recreation Center. That the level of funding to the total operation, by Halifax City, shall be established annually and based upon estimates submitted and approved by Council for the ensuing year. That such estimates and funding be executed through the Department of Recreation budget as a separately identified item.

A short discussion ensued and it was MOVED by Deputy Mayor Maley that the item be deferred to the next regular meeting of the Committee of the Whole Council in order to have a proper discussion concerning the money involved and a potential budget for next year.

There was no seconder to the Motion to defer.

Following further discussion, it was MOVED by Deputy Mayor Maley, seconded by Alderman Clarke that the item be deferred to the next regular meeting of the Committee of the Whole Council with the request that the Board of the present Halifax Police Boys and Girls Club be invited to attend the meeting.

The Motion to defer was put and lost.

The Main Motion was put and passed with Deputy Mayor Maley against.

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Community Hall, Maple Street and Main Avenue - Alderman Jeffrey

MOVED by Alderman Jeffrey, seconded by Alderman Wooden, as recommended by the Finance & Executive Committee, that Parks and Grounds staff be requested to prepare an estimate for paint, draperies, shrubs, and cleanup of the Community Hall, Maple and Main Avenue, as soon as possible.

Motion passed.

Approval for Settlement of Claim

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

1. Council authorize the Treasurer and City Manager, jointly, to accept settlement with respect to Claim Number X0821/13130 in the amount of \$2,704.69.
2. Council authorize the amount of \$5,000 as the authority of the City Manager and Treasurer, jointly, to make settlement on such claims.

Motion passed.

Grants in Lieu of Taxes - Nova Scotia Power Corporation

MOVED by Alderman Jeffrey, seconded by Alderman Cromwell, as recommended by the Finance and Executive Committee, Council make representations to the Provincial Government through the various channels open to it in opposition to the dropping of the 5% escalator on the Nova Scotia Power Corporation Grant in Lieu of Taxes.

Deputy Mayor Maley spoke to the matter of the proposed increase in power rates to be presented to the Board of Public Utilities by the Nova Scotia Power Corporation, and MOVED, in amendment to the Motion, seconded by Alderman Hamshaw that Council ask staff to prepare a brief for presentation to the Board of Public Utilities on the proposed power increase.

The Motion, as amended, was put and passed.

The Chairman suggested that the matter also be referred to the Union of Nova Scotia Municipalities, to which Council agreed.

Expropriation Settlement - H-41 - 213 Herring Cove Road

MOVED by Alderman Wooden, seconded by Alderman Jeffrey, as recommended by the Finance & Executive Committee, that the expropriation of Parcel H-41, Plan TT-28-26202, formerly lands of Nasrallah Investments Ltd., be settled for \$8,742.15, subject to a possible claim for business disturbance as noted in Item I of the staff report dated June 22, 1982.

Motion passed.

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Occupancy Permits

This item was forwarded to City Council without recommendation.

Alderman Clarke advised he has received an information report on this matter to his satisfaction, and would TABLE the matter at this time, to which Council agreed.

Insurances

MOVED by Alderman Flynn, seconded by Alderman Jeffrey, as recommended by the Finance & Executive Committee, that Council grant authority to place the insurances, as recommended in the staff report of July 5, 1982, to Alfred J. Bell and Grant Ltd. in accordance with their letter dated June 28, 1982.

Motion passed.

Appointment of External Auditors

MOVED by Deputy Mayor Maley, seconded by Alderman Wooden, as recommended by the Finance & Executive Committee, the firm of Doane Raymond be appointed auditors for the year 1982.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey that City Council instruct staff to call for proposals from auditing firms for the year 1983.

Both Motions were put and passed.

Sale of Lots 2-9 Gottingen Street to Nova Scotia Housing Commission

MOVED by Alderman Downey, seconded by Alderman Hamshaw, as recommended by the Finance & Executive Committee, Council extend the date referred to in the Council resolution passed January 14, 1982, from May 30, 1982 to August 31, 1982.

Motion passed.

Sale of Obsolete Fire Apparatus

This item was forwarded to City Council without recommendation. An information report dated July 12, 1982 was submitted.

MOVED by Alderman Flynn, seconded by Alderman O'Malley that City Council accept the tender in the amount of \$500.00 from the Crousetown, Lunenburg Co. Fire Department for obsolete Fire Apparatus.

Correspondence dated July 14, 1982 from the Chief, Herring Cove and District Volunteer Fire Department, was submitted.

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MOVED by Alderman Hanson, seconded by Alderman Wooden that City Council accept the offer, as attached to the correspondence dated July 14, 1982, from the Herring Cove and District Volunteer Fire Department, for the amount as stated in their request.

Following a brief questioning of staff, the Motions were put and passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works, from its meeting held on July 7, 1982, as follows:

Traffic Improvements - Artz Street

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

1. the proposed street widening and new sidewalk on Artz Street, subject to Local Improvement Charges without the right of petition (Section 391 of the City Charter) and
2. sidewalk renewal on Barrington Street from Artz Street to the southern boundary of the project.

Motion passed.

Sidewalk Renewals - Carleton Street

MOVED by Alderman Cromwell, seconded by Deputy Mayor Maley, as recommended by the Committee on Works, that:

1. the scope of work of tender 82-04 be amended to include renewal of the sidewalk on both sides of Carlton Street between Spring Garden Road and College Street; and
2. Council approve the expenditure of funds for the renewal of sidewalk on Carlton Street from the authorized total project costs of Tender 82-04.

Motion passed.

W.D. Piercey Soccer Field

MOVED by Alderman Jeffrey, seconded by Alderman Hanson, as recommended by the Committee on Works, that the project not be delayed and that the \$100,000 presently in the budget be used for the project either in-house or by whichever method staff feels is appropriate.

Motion passed.

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Tender No. 82-95 - Roof Work City Field Carpentry Shop and
Guard House

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

1. Tender # 82-95 for roof work, City Field Carpentry Shop and Guard House for the total cost of \$23,062.00 be awarded to Atlantic Roofers Ltd., Box 36, R.R.#1, Cocagne, New Brunswick, E0A 1K0.
2. funding be authorized from Account Number 122201.D9900.DS280.

Motion passed.

Unused Funds Sidewalk Renewals

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

1. Council approve the following sidewalk renewals for 1982 at the estimated cost shown as outlined below:

Barrington Street (W) Duffus to Richmond	- \$ 64,000.00
Chebucto Rd. (S) Harvard to Oxford	- 20,000.00
Needham St. (E) Young to Fort Needham	- 39,000.00
Oxford St. (E) Oak to Chebucto	- 62,000.00
Barrington Street (W) Artz St. to Southern Boundary of MacDonald Housing Boundary	- 30,000.00

2. Council approve the Sidewalk Renewal and New Sidewalk on Artz Street from Barrington Street to Brunswick Street at an estimated cost of \$90,000.00.

Following a brief discussion on the matter, it was agreed
that each item would be dealt with separately.

(Barrington St. (W) Duffus to Richmond)

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc
that Council approve the sidewalk renewal for Barrington Street
(w) Duffus to Richmond in the estimated amount of \$64,000.00

Motion passed with Deputy Mayor Maley against.

(Chebucto Rd. (S) Harvard to Oxford)

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that Council approve the sidewalk renewal for Chebucto Road (s)
Harvard to Oxford in the estimated amount of \$20,000.00

Motion passed with Deputy Mayor Maley against.

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(Needham St. (E) Young to Fort Needham)

MOVED by Alderman O'Malley, seconded by Alderman Meagher
that Council approve the sidewalk renewal for Needham St (E)
Young to Fort Needham in the estimated amount of \$39,000.00

Motion passed with Deputy Mayor Maley and Alderman
Cromwell against.

(Oxford St. (E) Oak to Chebucto)

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that Council approve the sidewalk renewal for Oxford Street (E)
Oak to Chebucto in the estimated amount of \$62,000.00.

Motion passed with Alderman Cromwell voting against.

(Barrington Street (W) Artz St. to Southern Boundary of
MacDonald Housing Boundary)

MOVED by Alderman Downey, seconded by Alderman O'Malley
that Council approve the sidewalk renewal for Barrington Street
(W) Artz St. to Southern Boundary of MacDonald Housing Boundary,
in the estimated amount of \$30,000.00.

Motion passed.

(Artz Street from Barrington Street to Brunswick Street)

MOVED by Alderman Downey, seconded by Alderman Meagher
that Council approve the Sidewalk Renewal and New Sidewalk on
Artz Street from Barrington Street to Brunswick Street at an
estimated cost of \$90,000.00.

Motion passed.

11:30 p.m. - His Worship retires from the meeting and
Deputy Mayor Maley takes the Chair.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee,
from its meeting held on July 7, 1982, as follows:

Traffic - Lacewood Drive

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey,
as recommended by the Safety Committee; that:

1. The Truck Route Ordinance, Ordinance 155, be amended to
change the penalty for violations of the Ordinance to a
minimum of \$50.00 and no maximum for each violation, and
that Council recommend to the Minister of the Highways
that the Motor Vehicle Act be amended so as to provide for
a loss of 2 points for a violation of the Ordinance.

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2. The matter of truck signage, as discussed at the July 7, 1982 meeting of the Safety Committee, be referred to staff for the purpose of exploring the possibilities.

Following a brief questioning of the Acting City Solicitor on this matter, the Motion was put and passed with Aldermen Downey, Clarke, Wooden and Hamshaw voting against.

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

Amendments to Ordinance No. 116, the Taxi Ordinance - SECOND READING

MOVED by Alderman Jeffrey, seconded by Alderman Downey, that the proposed amendment to Ordinance No. 116, the Taxi Ordinance, as submitted, be now read and passed a SECOND TIME.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee, from its meeting held on July 7, 1982 as follows:

Case No. 4174 - Application for Modification of Zoning Bylaw - Tremont Drive

The following recommendation was forwarded to Council:

' that City Council refuse the application for the modification of the lot frontage requirement of the Zoning Bylaw (Mainland Area) to allow forty (40) children to be accommodated in the day nursery located within the single family dwelling at 9 Tremont Drive '

Alderman Hamshaw advised he had much correspondence from area residents and MOVED, seconded by Alderman O'Malley that this matter be deferred to the next meeting of the Committee of the Whole Council.

The Motion was put and passed.

Alderman Hamshaw requested that this matter be given consideration as one of the first items on that meeting's agenda.

Lot Consolidation - 6140 Young Street

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey, as recommended by the City Planning Committee, that the lot consolidation application to create Block "C" as shown on Plan No. P200/11415 of Case No. 4216, be approved by City Council.

Motion passed.

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Detailed Zoning Review - Soft Area 17 and 18

This item was forwarded to Council without recommendation.

MOVED by Alderman Clarke, seconded by Alderman LeBlanc that City Council refuse the recommendation as contained in the staff report dated February 22, 1982 to rezone the properties identified as Civic Numbers 3675 Memorial Drive, 6149-51, 6163-6169, 6175, 6181, 6211-6223 and 6239 Lady Hammond Road; and 3655 Basinview Drive from C-2 (General Business) to R-2 (Second-Density Residential).

Motion passed with Alderman Wooden abstaining.

MOVED by Alderman Clarke, seconded by Alderman Downey that City Council set a date for a public hearing to consider the rezoning of the properties identified as Civic Numbers 3675 Memorial Drive, 6149-51, 6163-6169, 6175, 6181, 6211-6223 and 6239 Lady Hammond Road; and 3655 Basinview Drive from C-2 (General Business) to C-2A (Minor Commercial).

Motion passed with Alderman Wooden abstaining.

The City Clerk advised the date set for this public hearing was WEDNESDAY, AUGUST 18, 1982 at 7:30 p.m. in the Council Chamber, City Hall, Halifax, N.S.

MOVED by Alderman Clarke, seconded by Alderman O'Malley that City Council:

1. amend the Generalized Future Land Use Map (Map 9) of the Municipal Development Plan for the area on the south side of Lady Hammond Road at Robie Street from "Residential Environments " and "Commercial" to "Industrial", all as shown on Map 5 as attached to the February 22, 1982 staff report; and amend the Municipal Development Plan Policy Sets 2 and 3, Part II, Section II and the Implementation Policies Section, all as set out in Appendix II of the February 22, 1982 staff report.
2. amend the Zoning Bylaw, (Peninsula and Mainland Areas) to incorporate a new Schedule "L" as set out in Appendix III of the February 22, 1982 staff report and amend the Zoning Bylaw Map (ZM-16) to shown Schedule "L" as shown on Map 3 attached to the February 22, 1982 staff report.

The City Clerk advised that Alderman Wooden was not present at the Public Hearing on June 23, 1982 and would not have a vote in the matter.

The Motion was put and passed with Alderman Wooden abstaining.

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Review of the IBI Downtown Transportation Study

MOVED by Alderman Meagher, seconded by Alderman Downey,
as recommended by the City Planning Committee, that the report
entitled ' Review of the IBI Downtown Transportation Study '
dated June 17, 1982 be referred to the Planning Advisory Committee
for their information and consideration as to any further action
deemed appropriate in this particular matter.

Motion passed.

Case No. 4201 - Contract Development and Lot Consolidation
Prince and Granville Street

MOVED by Alderman Downey, seconded by Alderman Cromwell,
as recommended by the City Planning Committee, that a date be
set for a public hearing to consider the application under Section
84, Schedule "F" of the Zoning Bylaw, Peninsula Area, to allow
the development of a 7 to 8 storey commercial building at the
northwest corner of Prince and Granville Streets, as shown on
Plans No. P200/11346-52 and the lot consolidation application
to create Block CG, as shown on Plan No. P200/11345.

Motion passed.

The City Clerk advised the date set for this public
hearing was WEDNESDAY, AUGUST 18, 1982, at 7:30 p.m. in the
Council Chamber, City Hall, Halifax, N.S.

Southern Sub-Area - Central Business District

The recommendation forwarded to City Council from
the City Planning Committee, is as follows:

' that staff be requested to prepare a report
on the matter of a design study of the Southern
Sub-Area of the Central Business District '

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

Motion passed.

11:55 p.m. - His Worship returns to the meeting and
Deputy Mayor Maley takes her normal Seat in the Chamber.

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MISCELLANEOUS BUSINESS

Award of Tender No. 82-25 - Recreation Projects
Multi-purpose Court - Central Spryfield School
Multi-purpose Court - Halifax West High School

A staff report dated July 8, 1982, was submitted.

MOVED by Alderman Wooden, seconded by Alderman Hamshaw
that Council make the following tender award:

- 1) Tender No. 82-25 for projects as listed be awarded as follows for the unit prices quoted:

TO: Standard Paving Maritime Ltd. for Central Spryfield
School Multi-Purpose Court;

- 2) Funding authorized from Account numbers: FA030 and FA058;
- 3) Funding Transfers, if applicable, be approved as follows:

FA030 to FA058

Following a brief questioning on the time frame of the Halifax West High School Multi-Purpose Court project, it was MOVED by Alderman Hanson, seconded by Alderman LeBlanc that Council authorize staff to proceed with a retender for the Halifax West High School Multi-Purpose Court project.

Motions passed.

12:00 a.m. - Aldermen Clarke and LeBlanc retire from the meeting.

Case No. 4190 - Contract Development - Sheffield in the Park

A staff report dated July 9, 1982 was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Wooden,
that Council grant Stage II approval of Phases 2 and 3, Sheffield in the Park, lands of Clayton Developments Limited, as shown on Plan No. P200/11214 of Case No. 4190.

Motion passed.

G.K. Butler School, Spryfield

A confidential staff report dated July 7, 1982 was submitted.

MOVED by Alderman Wooden, seconded by Alderman Jeffrey
that in the event that none of the three finalists have identified re-use of the G.K. Butler School building for the Mainland South Multi-Service Complex, staff be authorized to call tenders for demolition of that building immediately. Motion passed.

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QUESTIONS

Question Alderman Flynn re: 5520-26 Clyde Street (Hum Property)

Alderman Flynn referred to an information report dated July 12, 1982, regarding the Hum Property, 5520-26 Clyde Street, and requested that it be placed on the agenda of the next Committee of the Whole Council meeting.

Question Alderman Downey re: Traffic Problem - Uniacke and Gottingen Street

Alderman Downey referred to the traffic problem at Uniacke and Gottingen Street and to recent accidents, stating that the MacDonalld Bridge traffic is causing some of these accidents and requested that a flashing light be placed at that intersection.

The Chairman advised that a report would be prepared with regard to this matter.

Question Alderman Hamshaw re: Report re Policing areas with Dogs

Alderman Hamshaw referred to the policing of some areas and buildings with dogs and requested staff to prepare a report on the possibility of utilizing dogs for policing some areas.

Question Alderman Jeffrey re: Report re Police Motorcycles

Alderman Jeffrey requested a report from the Chief of Police on the matter of the quantity and other detail on the Police Motorcycles used by the Department.

Question Alderman O'Malley re: Organized Motorcycle Gangs

Alderman O'Malley requested a report from the Chief of Police regarding organized Motorcycle Gangs in the City, the present status and what is being done to curb illegal actions, if any.

Question Deputy Mayor Maley re: Intersection Barrington and Inglis Streets

Deputy Mayor Maley referred to recent accidents at the intersection of Barrington and Inglis Street and requested that the Traffic Engineer review and report on the matter.

Question Deputy Mayor Maley re: Intersection Victoria Road and Inglis Street

Deputy Mayor Maley referred to traffic problems at the intersection of Victoria Road and Inglis Street and requested that the Traffic Engineer review and submit recommendations in this regard.

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NOTICES OF MOTION

Notice of Motion Alderman Jeffrey re: Amendments to Ordinance
No. 155, the Truck Route Ordinance

In the absence of Alderman LeBlanc, Alderman Jeffrey gave notice of Motion that at the next meeting of Halifax City Council, to be held on July 29, 1982, Alderman LeBlanc proposes to introduce amendments to Ordinance 155, the Truck Route Ordinance.

The purpose of the amendments is to increase the fines.

Notice of Motion Alderman Cromwell re: Motion of Reconsideration
re City Council's resolution of July 15, 1982 regarding Case
No. 4223 - Contract Development - 1560-1562 Robie Street

Alderman Cromwell gave notice of Motion that at the next meeting of Halifax City Council, to be held on July 29, 1982, he proposes to introduce a Motion of Reconsideration regarding City Council's resolution of July 15, 1982 regarding Case No. 4223, Contract Development - 1560-1562 Robie Street.

MOVED by Alderman Cromwell, seconded by Deputy Mayor
Maley that a stay of proceedings be requested so as to withhold
any further action.

Motion put and Lost.

Notice of Motion Alderman Cromwell re: Reconsideration of
City Council resolution re: Case No. 4154 - Contract Development
and Lot Consolidation - 6770 Jubilee Road

Alderman Cromwell wished to record his intention to give notice of Motion of Reconsideration of City Council's resolution of July 15, 1982 regarding Case No. 4154, Contract Development and Lot Consolidation, 6770 Jubilee Road; and advised he was unable to proceed due to the provisions as set out in the Planning Act.

Notice of Motion Alderman Meagher re: New Ordinance 151,
respecting the Regulation and Licensing of Automatic Vending
and Amusement Machines

Alderman Meagher gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for July 29, 1982, he intends to introduce and move FIRST READING of a new Ordinance 151, respecting the Regulation and Licensing of Automatic Vending and Amusement Machines.

The purpose of the Ordinance is to revise the present Ordinance particularly as it relates to amusement machines.

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Notice of Motion Alderman Wooden re: Ordinance 176, the Conflict of Interest Rules Ordinance

Alderman Wooden gave notice of Motion that at the next regular meeting of Halifax City Council, to be held on July 29, 1982, she proposes to introduce and move First Reading of Ordinance 176, the Conflict of Interest Rules Ordinance.

The purpose of this Ordinance is to adopt as applicable to the City of Halifax, the conflict of interest rules set out in Section 17 of the Municipal Elections Act which rules are identical to the Conflict of Interest rules which were applicable to the City of Halifax prior to 1979.

Notice of Motion Alderman Wooden re: Amendments to the Municipal Development Plan and to the Zoning Bylaw

Alderman Wooden gave notice of Motion that at the next regular meeting of Halifax City Council, to be held on July 29, 1982, she proposed to introduce amendments to the Municipal Development Plan and to the Zoning Bylaw, set forth in the supplementary report of staff on the subject of the Kearney Lake Road/Bicentennial Highway Interchange dated January 29, 1982.

As well, Alderman Wooden gave Notice of Motion that at the next regular meeting of City Council scheduled for July 29, 1982, she proposes to recommend that Council set the dates for two public hearings to be held simultaneously to deal with the recommended amendments to the MDP and to the Zoning Bylaw.

Notice of Motion Deputy Mayor Maley re: Amendments to Ordinance No. 3, the Streets Ordinance

Deputy Mayor Maley gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for July 29, 1982, she proposes to introduce amendments to Ordinance No. 3, the Streets Ordinance.

The purpose of the amendments is to prohibit the use of the streets for the purpose of prostitution.

Notice of Motion His Worship Mayor Ron Wallace re: Restraint Policies

With the agreement of Council, His Worship gave notice of Motion that at the next regular meeting of Halifax City Council, he proposes to introduce that:

1. Halifax City Council extend the existing policy of restraint in capital expenditures so that new projects shall not be brought forward unless considered essential by City Council;
2. Halifax City Council direct the City Manager to identify additional savings that can be achieved for the balance

Council
July 15, 1982

of 1982 and the affect of these savings, if any, on approved programs;

3. Halifax City Council direct the City Manager to bring forward a proposed 1983 Operating Budget of LESS THAN 10%;
4. Halifax City Council set up a Budget Committee composed of Members of Council and City staff to assist in the determination of the aforementioned clauses.

ADDED ITEMS

Cases No. 3801 and 4181 - Lot Consolidation and Contract Development - 2051-2067 North Park Street

A staff report dated July 13, 1982 was submitted.

MOVED by Alderman Downey, seconded by Alderman Meagher that Council rescind its February 28, 1980, approval of the lot consolidation and contract development, as shown on Plan No. P200/9289, 9299, 9387-9395, 9402.

Motion passed.

Case No. 3306 - Development Agreement - Block "B" Cowie Hill

A staff report dated July 13, 1982 was submitted.

MOVED by Alderman Hanson, seconded by Alderman O'Malley that Council confirm the use of the Cowie Hill development agreement, as amended on August 22, 1977, for the development of Block "B", Cowie Hill.

Motion passed.

Halifax Public Gardens Commission

His Worship advised he had placed this matter on the agenda and requested staff to prepare a report on the pros and cons of reactivating the Public Gardens Commission.

MOVED by Alderman Meagher, seconded by Alderman Flynn that staff be instructed to prepare a report on the pros and cons of reactivating the Halifax Public Gardens Commission.

Motion passed.

Case No. 4223 - Contract Development - 1560-1562 Robie Street

A staff report dated July 13, 1982 was submitted.

Council
July 15, 1982

MOVED by Alderman Clarke, seconded by Alderman LeBlanc
that a date be set for a public hearing to consider the
application for contract development to permit the conversion
of one of the two existing 3 bedroom units in the duplex
building at 1560-1562 Robie Street to a dental laboratory.

Following a brief discussion, the Motion was put and
passed with Alderman Cromwell voting against.

The City Clerk advised that the date set for this
public hearing was WEDNESDAY, SEPTEMBER 8, 1982 at 7:30 p.m.
in the Council Chamber, City Hall, Halifax, N.S.

Halifax County Building Additions - Alderman Jeffrey

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

Alderman Jeffrey referred to additions to the Halifax
County Municipal Building and requested further information.

The City Manager outlined on the blackboard the
proposed additions to the tri-shaped building and advised this
could be done as-of-right, due to the zoning classification
for the area.

Alderman Jeffrey requested a copy of the permit and
information on the parking to be made available.

Policy of Garbage Pickup

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

Alderman Jeffrey requested information on the garbage
pickup policy. Alderman Jeffrey cited an example where an
apartment building containing eight units had an independent
trucker pick up the garbage and another building containing
twenty-two units where garbage was being picked up by City
garbage trucks.

Supply Tendering Process

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

Alderman O'Malley referred to the information report
dated July 12, 1982 and advised that such quotations should be
considered the same as in the tendering process.

The City Manager advised that the matter would be
reviewed and a report would be submitted.

Council
July 15, 1982

Tender 81-133 (Recall) DEMOLITION - 5970 University Avenue,
Halifax, N.S.

This item was added to the agenda at the request of the City Clerk.

A staff report dated July 15, 1982 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Hamshaw that the Re-Tender for demolition be awarded to the low bidder, Bernard Fancy Trucking Ltd., at a cost of \$14,500.00, which is reduced by the forfeited \$6,000.00 making a net demolition cost to the City of \$8,500.00. This firm has indicated that they will be able to start work within two (2) days of Tender acceptance and complete the work within twelve (12) days.

Alderman Hanson referred to the matter of the demolition and advised of the financial distress caused to the original tenderer and asked if staff would negotiate with this party to determine whether some part of the \$6,000.00 forfeited might be compensated.

Motion passed.

Alderman Jeffrey informed members of Council of the resignation of the Chairman of the Halifax Taxi Commission and advised that he had been chosen Chairman by the Commission. Alderman Jeffrey further advised that this creates a vacancy for a citizen-at-large appointment to that Committee and requested that members of Council submit names to Mr. Waye of the Mayor's staff for this appointment. Deputy Mayor Maley requested that consideration to the appointment of a female to this Commission be given.

12:40 p.m. - No further business, the meeting adjourned.

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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
MINUTES

Dec 10

Council Chamber
City Hall
Halifax, Nova Scotia
July 21, 1982
7:30 p.m.

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

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

The Chairman indicated there were two items to be added to the agenda from the Committee of the Whole held earlier today.

MOVED by Alderman Meagher, seconded by Alderman Cromwell that the following two items be added to this evening's agenda:

1. Tender for MAINSTREET Improvements Gottingen Plaza.
2. Alexandra School - Re-roofing

Motion passed.

Tender for MAINSTREET Improvements Gottingen Plaza

This matter was added to the agenda from the Committee of the Whole Council held earlier this date.

MOVED by Alderman Meagher, seconded by Alderman Flynn, as recommended by the Finance and Executive Committee, that Council authorize calling of tenders for the Gottingen Plaza under the MAINSTREET program, in line with the designs prepared by the consultant for the Gottingen BIDC.

Motion passed.

Alexandra School - Re-roofing

This matter was added to the agenda from the Committee of the Whole Council held earlier this date.

MOVED by Alderman Flynn, seconded by Alderman Cromwell, as recommended by the Finance and Executive Committee, that the firm of C. Pelham Siding and Roofing Limited be awarded the contract by City Council to re-roof Alexandra Centre for the price of \$99,400, and that funds be set aside from Account No. 146913 for this purpose.

Motion passed.

His Worship the Mayor takes the chair and Deputy Mayor Maley takes her seat in Council.

Council
July 21, 1982

Case No. 4148 - Modification of the Zoning Bylaw - 6531
Chebucto Road

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

Mr. E.B. Algee, of the Development Department, with the aid of maps and sketches, outlined the application for modification of the Zoning Bylaw, under Section 15 of the Zoning Bylaw, to enable the addition of three units to the existing single family dwelling at 6531 Chebucto Road, as found in the staff reports dated May 6, June 7, and June 15, 1982. The modification requested relates to lot frontage area, front yard and side yard requirements.

Mr. Algee indicated that staff recommended approval of the application subject to the two properties involved being resubdivided.

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

Mr. Andrew Wolfson, solicitor for the applicant, addressed Council explaining the details regarding the acquisition of the properties. He noted that Mr. Askri, the applicant, had no intention of deceiving the City with regard to this matter, but that it was an unfortunate mistake. Mr. Wolfson then submitted a petition signed by 36 residents of the area in favor of the proposal as presented by Mr. Algee.

Mr. Wolfson went on to indicate that the need for housing in the City was great and that Mr. Askri had proved to be a good landlord in the past. He further noted that Mr. Askri was willing to comply with any requests made by city staff.

Mr. Wolfson then responded to questions posed by Council.

Mr. Ken Carrick, surveyor, addressed Council briefly outlining the problems involved in the survey of the property.

Ian Fauer, tenant of 6539 Chebucto Road, addressed Council indicating he felt there was a great need for housing in the City and noting that Mr. Askri had always been a good landlord.

Alderman Clarke requested that Mr. Askri or Mr. Wolfson provide to him, in writing, the type of material which would be used on the exterior of the building. He noted that this should be made available to him before next Council.

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

Council
July 21, 1982

1. Letter from Tom Cater of 2593 Poplar Street, dated June 7, 1982, in opposition.
2. Letter from C. and L. Melanson of 2590 Poplar Street, dated June 8, 1982, in opposition.

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

Motion passed.

Rezoning - 3445 Windsor Street from C-3 (Industrial) to C-1 (Local Commercial); 5690 Duffus Street from C-2 (General Business) to C-2A (Minor Commercial; 5687-91 Duffus Street from C-2 (General Business) to R-2 (General Residential) or to C-2A (Minor Commercial)

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

Council agreed that a staff presentation was not necessary as a presentation on these had been given at previous public hearings.

Dr. MacGregor addressed Council with regard to 5691 Duffus Street, noting that at present his practice was operating from this location with four doctors in residence. Dr. MacGregor voiced concern over the possibility of fire destroying more than 50% of the present structure and due to the regulations regarding a non-conforming use the practice not being able to re-establish at this location.

Mr. Matthews, Director of Planning, then responded to questions from Council.

Dr. MacGregor also pointed out that right across the street, at 5690 Duffus, it was proposed to rezone this property to C-2A . He indicated that he felt it was only fair that his property be rezoned similarly.

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

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

Motion passed.

Case No. 4192 - Amendment to the Zoning Bylaw - Billboards

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

Council
July 21, 1982

Mr. Algee, Development Department, with the aid of maps and sketches, outlined the application for amendment to the Zoning Bylaw to permit billboards on lots presently occupied by buildings, as found in the staff report dated June 11, 1982.

Mr. Algee indicated that staff is recommending approval of this application.

Mr. Algee 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 with regard to this matter.

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.

8:20 p.m. The meeting adjourned

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HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G.I. Blennerhasset
City Clerk

DATE APPROVED BY COUNCIL: _____

/sg

Record

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
July 29, 1982
8:05 p.m.

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

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

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

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

MINUTES

Minutes of the regular meeting of Halifax City Council held on July 15, 1982 and the Special Meeting of Halifax City Council held on July 21, 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 City Clerk, Council added:
- 20.1 Lot Consolidation and Contract Development - 2051-67 North Park Street
 - 20.2 1982 Report - Stipends Committee
 - 20.3 Interest Rate on Past Due Taxes and Sewer Development Receivables
 - 20.4 Request for Fly-Past - Canadian Forces Snowbirds
 - 20.5 Helicopter Landings
 - 20.6 NIP II Implementation - Award of Tender 82-109, Phase 1, Morris Street Social/Recreation Project
- At the request of Alderman Jeffrey, Council added:
- 20.7 Fire Department - Fire Prevention
- At the request of Alderman Wooden, Council added:
- 20.8 Crosswalk Signage

Council
July 29, 1982

At the request of Alderman Wooden, Council deleted:

16.4 Motion Alderman Wooden re: Amendments to the Municipal Development Plan and to the Zoning Bylaw

Alderman Wooden advised that additional consideration of this matter is necessary and asked that it be again reviewed by Council, to which members agreed.

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

20.9 Review - Municipal Development Plan

At the request of Alderman Clarke, Council added:

20.10 Garbage Collection

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

Motion passed.

Get Well Wishes - Charles Amirault

The Chairman suggested that best wishes be extended to Mr. Charles Amirault, who is recovering from injuries following the parachute jump during Natal Day activities.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that Halifax City Council extend to Mr. Amirault best wishes for a full recovery,

Motion passed.

DEFERRED ITEMS

Case No. 4148 - Modification of the Zoning Bylaw - 6531
Chebucto Road

A public hearing into this matter was held on July 21, 1982.

MOVED by Alderman Clarke, seconded by Alderman Meagher that the application for Modification of the Zoning Bylaw - 6531 Chebucto Road, be refused.

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

Motion passed with Alderman Downey abstaining and Alderman Wooden voting against.

Council
July 29, 1982

C-2 Zoning Review

A public hearing into the above matter was held on July 21, 1982.

MOVED by Alderman Clarke, seconded by Alderman LeBlanc that Civic No. 3455 Windsor Street be rezoned from C-3 (Industrial) to C-1 (Local Commercial) as shown on Plan No. P200/11116.

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

Motion passed with Alderman Downey abstaining.

MOVED by Alderman O'Malley, seconded by Alderman Flynn that Civic No. 5690 Duffus Street be rezoned from C-2 (General Business) to C-2A (Minor Commercial); as shown on Plan No. P200/11115.

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

Motion passed with Alderman Downey abstaining.

MOVED by Alderman O'Malley, seconded by Alderman Clarke that Civic Nos. 5687-91 Duffus Street be rezoned from C-2 (General Business) to C-2A (Minor Commercial), as shown on Plan No. P200/11115.

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

Motion passed with Alderman Downey abstaining.

Case No. 4192 - Zoning Bylaw Amendment - Billboards

A public hearing into the above matter was held on July 21, 1982.

MOVED by Alderman Wooden that City Council refuse the application to amend the Zoning Bylaw respecting Billboards.

There was no Secunder to the Motion.

MOVED by Alderman O'Malley, seconded by Alderman Clarke that City Council approve the application to amend the Zoning Bylaw respecting Billboards.

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

Motion passed with Alderman Downey abstaining and Alderman Wooden voting against.

Council
July 29, 1982

MOTIONS OF RECONSIDERATION

Motion Alderman Cromwell re: City Council's Resolution of
July 15, 1982 regarding Case No. 4223 - Contract Development,
1560-62 Robie Street

Alderman Cromwell gave Notice of Motion of Reconsideration
at the Council meeting held on July 15, 1982.

Alderman Cromwell spoke to the matter and outlined the
reasons why this resolution be reconsidered.

MOVED by Alderman Cromwell, seconded by Alderman Wooden
that City Council's resolution of July 15, 1982 regarding Case
No. 4223, Contract Development, 1560-62 Robie Street be
reconsidered; and that it not be in order to set a date for a
public hearing with regard to this application.

Motion put and LOST.

A brief discussion and questioning of the Acting City
Solicitor ensued and the Chairman requested further information
on the matter of the acceptance of application and the policy
for the next Committee of the Whole Council meeting.

The Acting City Solicitor advised a report would be
prepared which would provide further clarification into this
matter.

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

This matter was considered at the Council meeting held
on May 19, 1982.

At the Council meeting held on May 27, 1982, Alderman
Jeffrey gave notice of Motion of Reconsideration with respect
to this matter.

A staff report from the Chairman, Planning Advisory
Committee, dated July 28, 1982 was submitted.

Alderman Jeffrey spoke to the matter and advised
that he wished to withdraw his Motion of Reconsideration with
respect to this application, due to the advice from the Planning
Advisory Committee, in its' report of July 29, 1982, to which
members of Council agreed.

Case # 3992 - Contract Development - 30 Rufus Avenue

MOVED by Alderman Jeffrey, seconded by Alderman LeBlanc
that Halifax City Council approve the draft contract for 30
Rufus Avenue included as Appendix II of the July 23, 1982 staff
report to the Planning Advisory Committee.

Council
July 29, 1982

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

Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

City Council considered the report of the Finance and Executive Committee from its meeting held on July 21, 1982 as follows:

Sale of Surplus Vehicles - Tenders 82-101, 82-102, 82-103

MOVED by Alderman Hamshaw, seconded by Alderman Flynn,
as recommended by the Finance & Executive Committee, City Council award the following tenders:

- a) Tender 82-101 - One 1979 G.M.C. Window Van - Unit 51
Serial # TGL2694509055 be awarded to Universal Salvage, Cambridge Street, R.R.#2, Kings County, Nova Scotia, BOP 1G0 in the amount of \$1,279.00;
- b) Tender 82-102- One 1978 Chev Window Van - Unit 44
Serial # CGL25884115324 be awarded to Universal Salvage, Cambridge Street, R.R.#2, Kings County, Nova Scotia, BOP 1G0 in the amount of \$1,379.00.
- c) Tender 82-103 - One 1979 G.M.C. Window van - Unit 50
Ser. # TGL2694509051 be awarded to Sirje Weldon, 5 Ferndale Drive, Halifax, Nova Scotia, B3N 1N7 in the amount of \$2,000.00.

Motion passed.

Relief from Payment of Taxes - Municipal Contracting Limited

MOVED by Alderman Clarke, seconded by Alderman Wooden,
as recommended by the Finance and Executive Committee, that Council exercise its powers under Section 142(1)(b) of the Assessment Act and authorize staff to adjust the amount of taxes in accordance with the lease for the year 1981 and rebate the overpayment for the period July 1, 1981 to December 31, 1981.

Alderman Wooden suggested that such matter should be entitled as errors in assessment and not relief from Payment of Taxes.

Motion passed.

Council
July 29, 1982

Acquisition - Lands of Clayton Developments Limited (Mainland
North Fire Station and Related Developments)

This item was forwarded to Council without recommendation.

8:35 p.m. - The Chairman advised she wished to speak to this matter and requested that Alderman Meagher take the Chair, to which he agreed.

A supplementary staff report dated July 27, 1982 was submitted.

A discussion on the acquisition ensued, and it was MOVED by Alderman LeBlanc, seconded by Alderman Downey that the matter be deferred until all the inequities of the land use are reconsidered and further discussions have taken place with the Fire Chief and Architect and that their proposal be resubmitted to Council.

A brief questioning of staff followed and the Motion was put and Lost.

MOVED by Alderman Hamshaw, seconded by Alderman Wooden that City Council:

authorize the purchase of 4.5 acres [±] described as Lots B-2 and J-2 from Clayton Developments Limited for the price of \$29,400/acre and the sale of City land described as Lot "R-1" (1.22 acres [±]) to Clayton Developments Limited for the price of \$39,400/acre, funds being available for the purchase from Clayton in the Sale of Land Account (#246901), subject to approval by the Minister of Municipal Affairs; and

A lengthy discussion and questioning of staff ensued, and the Motion was put and passed.

The Chairman returns to the Chair and Alderman Meagher takes his Normal seat in the Chamber.

Council
July 29, 1982

Mainland North Fire Station - Lands of G. Donald Hogan

This item was forwarded to Council without recommendation.

A supplementary staff report dated July 24, 1982 was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Cromwell that City Council:

accept Mr. Hogan's offer of land for \$1.00 and waive abutter fees normally applicable on the 390.93 feet of frontage on the Bridgeview North Connector Road at this time.

Motion passed.

Site Planning and Market Value of Properties in Uniacke Square

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

- 1) approve the market value for the lands as suggested by Canada Mortgage and Housing Corporation and the method of establishing the market value of the existing buildings;
- 2) approve the Purchase and Sales Agreement, Appendix "A" to the staff report dated July 5, 1982, and authorize the City Clerk to execute same on behalf of the City of Halifax.

Motion passed.

Tender No. 82-97 - Window Replacement - Bayers Road Fire Station

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

- a) Council award Tender # 82-97 for Window Replacement, Bayers Road Fire Station for a total cost of \$12,510.69, to South Shore Glass Ltd., 399 York Street, Bridgewater, Nova Scotia, B4V 3K1;
- b) funding be authorized from Account No. 122504.B0360.

Motion passed.

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Tender No. 524302 - 3 Wood Climbers - Recreation Department

MOVED by Alderman Wooden, seconded by Alderman O'Malley,
as recommended by the Finance and Executive Committee, that:

1. Council award Tender # 524302 for three (3) wood climbers to Allison Athletic Sales, 51 Duke Street, Bedford, Nova Scotia, B4A 2Z2, for the bid price of \$11,791.33;
2. funding be authorized from Account Number 142646.

Motion passed.

Reorganizational Proposal - Halifax Visitors and Convention Bureau

An information report dated July 29, 1982 was submitted.

MOVED by Alderman Meagher, seconded by Alderman O'Malley,
as recommended by the Finance & Executive Committee, that the proposed concept for the reorganization of the Halifax Visitors and Convention Bureau as attached to the staff report dated July 14, 1982, be approved in principle by Council, and that appropriate legislative action be initiated to permit the organizational change on January 1, 1983 and that the Bureau be authorized to solicit memberships from industry (in trust) from this date pending finalization of the reorganization.

Alderman Flynn spoke to the matter and suggested that this matter not be dealt with until a report from the Commission on City Government has been submitted.

MOVED by Alderman Flynn that this matter be deferred until a report from the Commission on City Government is submitted.

There was no seconder to the Motion.

Alderman O'Malley addressed the matter and requested a report on the level of funding on a percentage basis.

Alderman LeBlanc spoke to the matter and expressed the view that the City strive towards a central promotional body so that all promotions for the benefit of the City be co-ordinated.

The Chairman suggested that the Commission on Civic Government have a representative present at the next Committee of the Whole meeting to respond to questions from members of the Committee.

The Motion was put and passed with Alderman Flynn against.

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New Bridge Structure - Old Sambro Road - Account Number CK023

This item was forwarded to Council without recommendation.

Alderman Wooden advised that correspondence has been submitted to the Provincial Government with regard to assistance and it was agreed that this item be deferred to the next meeting of the Committee of the Whole Council.

Alderman Wooden requested that further correspondence be forwarded to the Province asking for a reply to the earlier communication.

25 Family Units - Halifax 1980-81 Program

MOVED by Alderman Downey, seconded by Alderman Flynn, as recommended by the Finance and Executive Committee, that Council concur with the request of the Nova Scotia Housing Commission regarding the acquisition of an existing building containing eight units, subject to the Housing Commission submitting a Designation Agreement for Council's approval and signature.

Alderman Downey requested a report on the status of the three properties on Creighton, Charles and Gottingen Streets; and further requested that the Gottingen Street property be fenced.

The Motion was put and passed.

One 3x6 Halifax Flag for Permanent Use at Parkhaven Estates Nursing Home

MOVED by Alderman Hanson, seconded by Alderman Meagher, as recommended by the Finance & Executive Committee, that Council approve the permanent use of one 3x6 Halifax Flag at Parkhaven Estates Nursing Home.

Motion passed.

Interest Charges on Overpaid Taxes

This item was forwarded to Council without recommendation, pending a further report.

A report dated July 29, 1982 from the Acting City Solicitor, was submitted.

The Chairman suggested that this matter be deferred to the next meeting of the Committee of the Whole Council, to which members agreed.

Alderman Cromwell requested that a report circulated to members of Council a few months ago, be recirculated.

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Springvale/Fairmount Trial Transit Service

This matter was forwarded to Council without recommendation.

A report from Metropolitan Transit Commission, dated July 29, 1982 was submitted.

Alderman Jeffrey spoke to the matter, giving reasons why this transit service should be continued and MOVED, seconded by Alderman Hamshaw that Halifax City Council approve that the transit Service in the Springvale/Fairmount area not only be extended but placed on a permanent basis for the remainder of 1982 and placed in the 1983 operating budget.

A discussion on the identification of funding for this service ensued, and the City Manager advised that monies could be found under the provisions of Section 201(1) of the City Charter, if it were Council's wish.

A lengthy discussion on the matter followed. Alderman Wooden requested that Metropolitan Transit do a routing analysis and trial service in the Thornhill Park and/or Williams Lake Road; with this trial route to begin in September.

The Motion was put and resulted in a tie vote.

The Chairman voted against the Motion and declared the same LOST.

Supply Tendering

MOVED by Alderman O'Malley, seconded by Alderman Wooden, as recommended by the Finance and Executive Committee, that the changes as found in the staff report dated July 20, 1982 in policy, be approved and be implemented immediately.

Motion passed.

City Commission on Public Parking

The recommendation of the Finance and Executive Committee is as follows:

"That Council instruct staff to investigate the feasibility of establishing a Commission on Public Parking in the City of Halifax."

Alderman O'Malley noted that the report as requested was not available at this time and requested that the matter be deferred to the next Committee of the Whole Council, to which Council agreed.

Request - Board of School Commissioners - St. Andrew's School

A staff report dated July 28, 1982, was submitted.

The City Manager addressed the matter noting the recommendation of staff as found in the report dated July 28, 1982 as follows:

"That the Board of School Commissioners be advised that the City will be prepared to assume responsibility for the St. Andrew's School Property on September 1, 1982".

The City Manager suggested that if Council was agreeable to this recommendation the matter should be tabled.

It was agreed by members of Council that the recommendation of the staff report dated July 28, 1982, which reads as follows: "That the Board of School Commissioners be advised that the City will be prepared to assume responsibility for the St. Andrew's School Property on September 1, 1982", be approved and that the matter be tabled until such time as the school becomes the responsibility of the City".

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on July 21, 1982 as follows:

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Supply Tendering

MOVED by Alderman O'Malley, seconded by Alderman Wooden, as recommended by the Finance and Executive Committee, that the changes as found in the staff report dated July 20, 1982 in policy, be approved and be implemented immediately.

Motion passed.

City Commission on Public Parking

The recommendation of the Finance and Executive Committee is as follows:

"That Council instruct staff to investigate the feasibility of establishing a Commission on Public Parking in the City of Halifax."

Alderman O'Malley noted that the report as requested was not available at this time and requested that the matter be deferred to the next Committee of the Whole Council, to which Council agreed.

Request - Board of School Commissioners - St. Andrew's School

A staff report dated July 28, 1982, was submitted.

The City Manager addressed the matter noting the recommendation of staff as found in the report dated July 28, 1982 as follows:

"That the Board of School Commissioners be advised that the City will be prepared to assume responsibility for the St. Andrews's School Property on September 1, 1982."

The City Manager suggested that if Council was agreeable to this recommendation the matter should be tabled.

It was agreed by members of Council that the recommendation of the staff report as put forth be approved and that the matter be tabled until such time as the school becomes the responsibility of the City.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on July 21, 1982 as follows:

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NIP III - Sidewalk Renewals

MOVED by Alderman Downey, seconded by Alderman O'Malley as recommended by the Committee on Works, that Council approve the NIP III sidewalk renewals listed below for implementation in 1982 at a projected cost of \$152,000 and authorize staff to proceed with tender call.

- 1) North St (N) Agricola Street to Belle Aire Terrace
- 2) Almon Street (N) Gottingen Street to Isleville Street
- 3) Macara Street (N) Gottingen Street to Isleville Street
- 4) Fuller Terrace (E) Black Street to Bloomfield Street
- 5) Ontario Street (S) Belle Aire Terrace to Fuller Terrace

Funds are available in Account Z0500 EH007.

Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Ordinance No. 151 - Automatic Machines - SECOND READING

A draft copy of Ordinance No. 151 received on July 29, 1982 was submitted. This matter was last discussed at the Committee of the Whole meeting held on July 21, 1982.

Alderman Meagher addressed the matter indicating that a consensus of opinion on the Ordinance appeared to have been reached at the Committee of the Whole Council held on July 21, 1982. He questioned staff regarding staff study on the possible 1 kilometer restriction. He noted that this pertained to Junior and High Schools rather than Elementary Schools.

The City Manager indicated that a staff report would be forthcoming on the matter.

MOVED by Alderman Meagher, seconded by Alderman Flynn that the age of admittance to an Amusement Centre be restricted to persons of 18 years and over.

Alderman Clarke addressed the matter indicating that he was of the understanding that the age restriction had been decided at the Committee of the Whole, noting that he would not support the Motion.

Further discussion ensued and the Motion was put and lost.

MOVED by Alderman O'Malley, seconded by Alderman Cromwell that the age of admittance to an Amusement Centre be restricted to persons of 16 years and over.

AMENDED PAGE

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MOVED in amendment by Alderman Wooden, seconded by Alderman Hamshaw that any person under the age of 16 years who is accompanied by a guardian or parent be permitted admittance to an amusement centre.

Discussion on the amendment ensued and the motion was put and lost with four voting for the amendment and seven against

The main motion was put and passed

MOVED by Alderman Meagher, seconded by Alderman Cromwell that Ordinance 151 be read and passed a second time, with the amendments as set out by Council this evening.

The Motion was put and passed with a call for a recorded vote as follows:

For: Aldermen Cromwell, Downey, Meagher, O'Malley, Clarke, Hanson and Jeffrey.

Against: Alderman Wooden, LeBlanc, Flynn and Hamshaw.

Amendment to Ordinance No. 109, the Lord's Day Ordinance - SECOND READING

MOVED by Alderman Clarke, seconded by Alderman Hanson that the proposed amendment to Ordinance No. 109, The Lord's Day Ordinance, be read and passed a second time.

Alderman Clarke noted that an error appeared in the staff report regarding the section involved. The report should properly read Section 3(4) rather than Section 3(3).

The Motion was put and passed.

Recommendation Retirement Committee re: Reciprocal Pension Agreements

A report from Mrs. Blennerhasset, Secretary, Retirement Committee dated July 19, 1982, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Hamshaw that City Council approve of the portable pension agreement between the City of Halifax and the County of Halifax, and the Metropolitan Authority of Halifax, Dartmouth, and the County of Halifax in the form attached to the report of the City Solicitor dated June 30, 1982.

Motion passed.

AMENDED PAGE

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MOVED in amendment by Alderman Wooden, seconded by Alderman Hamshaw that any person under the age of 16 years who is accompanied by a guardian or parent be permitted admittance to an amusement centre.

Discussion on the amendment ensued and the motion was put and lost with four voting for the amendment and seven against

The main motion was put and passed

MOVED by Alderman Meagher, seconded by Alderman Cromwell that Ordinance 151 be read and passed a second time, with the amendments as set out by Council this evening.

The Motion was put and passed with a call for a recorded vote as follows:

For: Aldermen Cromwell, Downey, Meagher, O'Malley, Clarke, Hanson and Jeffrey.

Against: Alderman Wooden, LeBlanc, Flynn and Hamshaw.

Amendment to Ordinance No. 109, the Lord's Day Ordinance - SECOND READING

MOVED by Alderman Clarke, seconded by Alderman Hanson that the proposed amendment to Ordinance No. 109, The Lord's Day Ordinance, be read and passed a second time.

Alderman Clarke noted that an error appeared in the staff report regarding the section involved. The report should properly read Section 3(4) rather than Section 3(3).

The Motion was put and passed.

Recommendation Retirement Committee re: Reciprocal Pension Agreements:

A report from Mrs. Blennerhasset, Secretary, Retirement Committee dated July 19, 1982, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Hamshaw that City Council approve of the portable pension agreement between the City of Halifax and the County of Halifax, and the Metropolitan Authority of Halifax, Dartmouth, and the County of Halifax in the form attached to the report of the City Solicitor dated June 30, 1982.

Motion passed.

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REPORT - CITY PLANNING COMMITTEE

Council considered the report of the Planning Committee from its meeting held on July 21, 1982 as follows:

Lakes and Waterways - Advisory Sub-Committee (PAC)

MOVED by Alderman Wooden, seconded by Alderman Hamshaw, as recommended by the City Planning Committee, that City Council authorize the establishment of a Lakes and Waterways Advisory Sub-Committee by accepting Recommendations 1,2, and 3 on Pages 4 and 5 of the May 20, 1982 staff report as attached to the staff report dated July 12, 1982.

Alderman Hamshaw addressed the matter indicating that he was pleased to second the motion and noting that he had been trying for a number of years to establish such a committee.

It was noted that correspondence has already been received from members of the Community wishing to offer their services in regard to this committee.

Motion passed.

Case No. 4199 - Contract Development - 1891-93 Granville Street -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Cromwell, as recommended by the Planning Committee, that a date be set for a public hearing to consider the application for contract development under Section 84 of the Zoning Bylaw, Peninsula Area, to permit the occupancy of 1891-93 Granville Street for use by the Nova Scotia College of Art and Design.

Motion passed.

The Clerk advised that the date set for this public hearing was WEDNESDAY, SEPTEMBER 8, 1982 at 7:30 p.m. in the Council Chamber.

Case No. 4185 - Contract Development - Block "E", Sheffield in the
Park

This matter was forwarded to Council without recommendation.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that Clause 3 of the Agreement between the City of Halifax and Clayton Developments, dated January 15, 1982, respecting Phase 1 of Sheffield In The Park, be amended to read:

Phase 1 of this Agreement shall contain:

- 37 - single family units
- 8 - semi-detached
- 20 - townhouses

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- 174 - apartment units
- 29 - acre commercial site containing a maximum of 40,000 sq. ft. of office space in two or three buildings.
- 1 - church on Block "E"

Motion passed.

Case No. 4190 - Sheffield in the Park

It was agreed by Council that this matter had been dealt with in the motion on the previous matter.

Case No. 4174 - Application for Modification of the Zoning Bylaw
9 Tremont Drive

The following correspondence has been received with regard to this matter:

1. Correspondence dated July 27, 1982 from H.D. Dekker Sherwood Park Pre-School.
2. Correspondence dated July 28, 1982 from D.R. Huntington, President, Huntington Sanitation Supplies Ltd.
3. Correspondence dated July 28, 1982 from H. David Nickerson, 49 Tremont Drive.
4. Correspondence dated July 28, 1982 from Gordon J. Mack, 25 Stonehaven Road.
5. Correspondence dated July 29, 1982 from Sylvia MacLellan, 3 Don Messer
6. Correspondence dated July 28, 1982 from William and Joyce Leadbeater, 79 Ridge Valley Road.
7. Correspondence received July 29, 1982 from Robert G. Chaulk, 6735 Edward Arag Ave.
8. Correspondence dated July 27, 1982 from Bill & Doris Parsons, 9 Fairmount Road.
9. Correspondence dated July 27, 1982 from P. Parsons, 9 Fairmount Road.
10. Correspondence dated July 28, 1982 from R. H. Stuart, 23 Inverness Avenue.
11. Correspondence dated July 28, 1982 from Harry D. Thompson, Solicitor.
12. Correspondence dated July 29, 1982 from Gordon H. Jenkins, Professional Engineer.

MOVED by Alderman Wooden, seconded by Alderman Cromwell,
as recommended by the City Planning Committee, that Council grant approval to the modification of the lot frontage requirement of the Zoning Bylaw (Mainland Area) to allow thirty-two (32) children to be accommodated in the day nursery, located within the single family dwelling at 9 Tremont Drive, and, in accordance with Section 34(1) of the Planning Act, the registered owner of the property enter into an agreement with the City of Halifax specifying that:

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the development be substantially in conformance with Plan No. P200/11148-49 submitted with this application; a draft contract is attached as Appendix "A" of the staff report dated June 17, 1982."

Discussion ensued with Alderman Hamshaw voicing his objection to the motion, noting that the citizens in the immediate area were concerned with regard to traffic problems and this concern should be the basis of Council's decision.

Alderman Flynn addressed the matter voicing concern over the infiltration of a commercial operation into the residential area.

Further discussion ensued and the Motion was put and passed, with a call for a recorded vote as follows:

For: Aldermen LeBlanc, Jeffrey, Hanson, Wooden, O'Malley, Downey, and Cromwell. (7)

Against: Alderman Hamshaw, Flynn, Clarke and Meagher (4)

Southern Sub-Area - Central Business District

MOVED by Alderman O'Malley, seconded by Alderman Meagher as recommended by the City Planning Committee, that this matter be deferred until all appeals have been exhausted.

Motion passed.

MOTIONS

Motion Alderman LeBlanc re: Amendments to Ordinance No. 155, the Truck Route Ordinance - FIRST READING

Alderman LeBlanc presented a Notice of Motion concerning the above item at the July 15, 1982 Council meeting. A proposed amendment to the Ordinance was submitted.

MOVED by Alderman LeBlanc, seconded by Alderman Downey that the proposed amendment to Ordinance No. 155, be read and passed a First Time, as submitted.

Motion passed.

Motion Alderman Wooden re: Ordinance No. 176, The Conflict of Interest Ordinance - FIRST READING

Alderman Wooden presented a Notice of Motion concerning the above item at the July 15, 1982 Council meeting. A proposed Ordinance was submitted.

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MOVED by Alderman Wooden, seconded by Alderman Clarke
that the proposed Ordinance No. 176, be read and
passed a First Time, as submitted.

Motion passed.

Motion Deputy Mayor Maley re: Amendments to Ordinance No. 3,
the Streets Ordinance - FIRST READING

Deputy Mayor Maley presented a Notice of Motion concerning
the above item at the July 15, 1982, meeting of Council. A proposed
amendment to the Ordinance was submitted.

MOVED by Alderman Meagher, seconded by Alderman Cromwell
that the proposed amendment to Ordinance No. 3, be read and
passed a First Time, as submitted.

Motion passed.

Motion Alderman Wooden re: Amendments to the Municipal Development
Plan and to the Zoning Bylaw

This matter was deleted during the setting of the agenda.

Motion - Restraint Policies

His Worship Mayor Ron Wallace presented a Notice of Motion
concerning the above item at the July 15, 1982 meeting of Council.
A draft restraint policy was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Meagher
that this matter be deferred to the next meeting of the Committee
of the Whole Council at which time the Mayor will be present.

Motion passed.

QUESTIONS

Question: Alderman Downey re: Traffic Problem Corner of Uniacke
and Gottingen

Alderman Downey referred to an information report concerning
the above matter. He indicated that the problem was severe and
requested that staff take action to lessen the severity of the problem
as soon as possible, within the next week or so.

The City Manager indicated that action would be taken, if
possible, within the next week.

Question: Alderman Downey re: Sidewalks North Street between Fuller
Terrace and Belle Aire Terrace

Alderman Downey referred to the poor state of the sidewalks
on North Street between Fuller Terrace and Belle Aire Terrace. He
indicated that it was his understanding that the sidewalks in that

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area had been slated for some repair. He requested that staff look into the matter and ascertain if he was correct.

The City Manager indicated he would look into the matter and report to the Alderman.

Question: Alderman Cromwell re: World Trade Centre Promotion

Alderman Cromwell referred to the World Trade Centre which is presently under construction asking if a promotional person had been hired for the centre and urging that if this was not the case that someone be hired as soon as possible.

The City Manager indicated that the Committee and staff were presently involved with the setting up of a marketing plan. In the interim he noted that a staff person with the Province was carrying out the intent of the marketing plan.

Question: Alderman Jeffrey re: County Building Expansion

Alderman Jeffrey referred to his question of July 23, 1982 regarding the expansion of the Halifax County Administration Building indicating that area residents were concerned with the location of the proposed increased parking.

The City Manager indicated that it was his understanding that the proposed increased parking was to be located on present land holdings of the County. He further noted that details regarding this would be known when the City received the final plans and he would report on this at that time.

Question: Alderman Jeffrey re: Requirement for Building Permit

Alderman Jeffrey indicated that it was his understanding that the city requires that all applications for building permits of more than \$60,000 in value be accompanied by plans stamped and approved by an architect or a professional engineer registered in the province of Nova Scotia and that this requirement is as a result of a provision of the Architects Act of the Province of Nova Scotia.

The City Manager indicated that this was true.

Alderman Jeffrey asked whether it would be possible for Council to make representation to the Province to amend Section 45-1 of the Architect Act, 1968, as amended on May 27, 1975 to increase the value to a more appropriate level.

The City Manager noted that this was possible and suggested that staff prepare a report with a recommendation for the next Committee of the Whole Council, to which Alderman Jeffrey agreed.

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Question: Alderman LeBlanc re: Appeals to Municipal Board

Alderman LeBlanc referred to appeals to the Municipal Board asking if Council had representation to the Board other than staff evidence. The City Solicitor responded that the Solicitors Department represented the position of the Council at these hearings. Alderman LeBlanc further noted that it might be wise to inform the members of Council of the date appeals are to be heard by the Board in order that they might make representation if it were so desired.

Alderman LeBlanc further requested that official notification of an appeal be forwarded to the members of Council for their information.

Question: Alderman LeBlanc re: Asphaltting

Alderman LeBlanc referred to an Information Report received by Council this evening indicating that Halifax paid more than many other Municipalities for asphaltting and that staff was going to do an indepth study on the matter. Alderman LeBlanc suggested that staff look into any type of monopolistic type of practice and also approach the Nova Scotia Construction Association regarding their rationale for the City having to pay more.

The City Manager indicated this would be part of the review.

Question: Alderman Hamshaw re: Asphaltting

Alderman Hamshaw referred to the previous matter as well suggesting that staff look into the possibility of the City having its own asphaltting plant.

The City Manager indicated this would be part of the review.

Question: Alderman O'Malley re: Funds in NIP III

Alderman O'Malley requested the amount left in the NIP III account with regard to sidewalk renewals, particularly with regard to repairs on Bilby Street.

Mr. Pearson, NIP, indicated that he did not have the exact figure, but would make them available to the Alderman, and look into the possibility of the mentioned repairs.

Question: Alderman Woodern re: Insurance Claims

Alderman Woodern referred to a previous question on this matter indicating that she would like more detail, including the types of claims awarded in the past several months, particularly with regard to flooding problems, works problems and accidents.

She indicated that if staff would like to call her for further information she would be available.

Question: Deputy Mayor Maley re: Grant Street Lot

Deputy Mayor Maley referred to a City Lot located on Grant Street which has been before Council before and requested that staff take no further action on the matter until it comes to Committee of the Whole at the next meeting.

Question: Deputy Mayor Maley re: Cobblestones

Deputy Mayor Maley referred to cobblestones that are excavated by contractors asking what happens to the cobblestones, if the contractor takes them, if this is a condition of the contract, and if so is the City in any way reimbursed for these.

Question: Deputy Mayor Maley re: Beauford and Inglis Streets

Deputy Mayor Maley requested a further staff report on the matter of the traffic problems being experienced at the corner of Beauford and Inglis Streets. Deputy Mayor Maley indicated that something has to be done to alleviate the problem.

NOTICE OF MOTION:

Notice of Reconsideration, Alderman Hamshaw Re: City Council's Resolution of July 29, 1982 concerning Case No. 4174 - Application for Modification of the Zoning Bylaw - 9 Tremont Drive.

Alderman Hamshaw gave notice that at the next regular meeting of City Council to be held on August 26, 1982, he proposed to introduce a Motion to reconsider City Council's resolution of July 29, 1982 concerning Case 4174 - Application for Modification of the Zoning Bylaw - 9 Tremont Drive.

ADDED ITEMS:

Lot Consolidation and Contract Development - 2051-67 North Park Street

A report from Barry S. Allen, Acting City Solicitor, was submitted. Mr. Allen addressed the matter outlining the report noting that Council had previously made a motion regarding this matter but that a Notice of Motion for the rescission of this decision was necessary unless Council voted to waive the necessity of a Notice of Motion.

MOVED by Alderman Downey, seconded by Alderman Flynn that City Council waive the necessity for a Notice of Motion with regard to their resolution pertaining to Lot Consolidation and Contract Development - 2051-67 North Park Street.

Motion passed.

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1982 - Stipends Committee

A report entitled '1982 Report of the Stipends Committee of the City of Halifax', was submitted.

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey
that the report be tabled. Motion passed.

MOVED by Alderman Cromwell, seconded by Alderman O'Malley
that this matter be discussed at the next meeting of the Committee
of the Whole Council.

Motion passed.

Interest Rate on Past Due Taxes and Sewer Development Receivables

A staff report dated July 27, 1982, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Wooden
that effective August 1, 1982, the rate of interest chargeable
on unpaid overdue taxes be set at 19¼% per annum in accordance
with powers under Section 120(3) of the Assessment Act, and further
that City Council under Section 7 of Ordinance 153, approve a
rate of interest of 19¼% per annum to be charged on outstanding
sewer development charges, such rate to be effective August 1, 1982.

Motion passed.

Request for Fly-Past - Canadian Forces Snowbirds

A letter dated July 20, 1982 from L.C. Friesen, Colonel,
Base Commander, Canadian Forces Base Shearwater, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Cromwell
that City Council grant permission for the Snowbirds and other
participants in the Shearwater International Air Show to overfly
the City of Halifax during the period of September 20-27, 1982.

Motion passed.

Helicopter Landings

A staff report dated July 29, 1982, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson
that City Council register no objection to the helicopter flights
from piers 30 and 31 to the oil rig on Friday, July 30, 1982.

Motion passed.

NIP II Implementation - Award of Tender 82-109, Phase 1 - Morris
Street Social/Recreation Project

A staff report dated July 28, 1982, was submitted.

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MOVED by Alderman Downey, seconded by Alderman Hanson that the total allocation for Phase I of the Morris Street Social/Recreational project be set at \$491,400 of which the municipal share is \$171,990, and further that Tender No. 82-109, Morris Street Social/Recreational Project be awarded to the low bidder, J. Whalley Construction Limited for the amount of \$409,500, funds available in Account Number Z0500 EH004.

Motion passed.

Fire Department (Alderman Jeffrey)

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

Alderman Jeffrey addressed the matter indicating that at a previous meeting discussion with the Fire Chief regarding the ability of the Fire Department to deal with owners of buildings having fire safety or prevention violations within their buildings it was ascertained that their ability was sufficient. He further noted that he had discussion with the Fire Chief on this subject and wished to make the following motion, seconded by Alderman

"Whereas the Fire Chief has constantly demonstrated the advantages of preventing fires and whereas it is recognized that Fire Prevention is the first duty of all firefighters and in recognition of the need for the enforcement of laws pertaining to fire safety, BE IT RESOLVED that City Council support the aim of the Fire Department in carrying out Fire Prevention and Fire Safety law enforcement programs."

Discussion took place regarding the propriety of the motion and Alderman Jeffrey noted that this was merely to reaffirm the position of Council.

The Motion was put and passed.

Crosswalk Signage (Alderman Wooden)

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

Alderman Wooden addressed the matter indicating that she believed one of the problems with crosswalks on a four lane street was that the car approaching in the other lane is not aware there is a pedestrian in the crosswalk when the other car stops for the pedestrian. She suggested that staff look into the possibility of posting signs that read 'No passing from here to the Crosswalk', as she has seen in other cities. She further noted that she had asked about flashing lights in the past.

Alderman Jeffrey indicated that he was of the understanding that the Police Chief and City Solicitor were preparing a report on the matter.

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Review of Municipal Development Plan (Alderman O'Malley)

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

Alderman O'Malley addressed the matter voicing concern over the number of appeals with regard to development decisions made by Council. Alderman O'Malley proceeded to quote from the Municipal Development Plan, particularly with regard to the economic objectives of the plan.

Alderman O'Malley indicated that he felt the economic objectives were being ignored and requested that the matter be placed on the next Committee of the Whole Council with a staff report regarding the possibility of an immediate review of the Municipal Development Plan in order to bring it in line with the intent it was set up for.

Alderman Clarke addressed the matter voicing concern not only over the number of appeals, but the time it took for these appeals to be heard. He requested that staff, through the City Solicitor, speak with the Board in an attempt to reduce the amount of time elapsed between the date of appeal and the hearing of the appeal.

Alderman LeBlanc addressed the matter indicating that he felt there should be some responsibility placed on the appellant, for instance perhaps a deposit of a certain amount of money.

Alderman O'Malley requested information regarding representation made to the Province previously regarding the elimination of frivolous appeals, and if there had been any response to this representation.

Alderman Clarke suggested that one avenue would be the value of the development being given preference.

Garbage Collection (Alderman Clarke)

This matter was added to the agenda at the request of Alderman Clarke. A staff report dated July 29, 1982, was submitted. An Information report dated July 28, 1982, was also submitted.

Alderman Clarke addressed the matter requesting that staff make available to Council a comparison of the costs involved from January to July of 1982 and the same period in 1981. It was noted by staff that roughly the figures broke even over the two periods. Alderman Clarke requested this information be given in writing to Council.

Alderman Clark further indicated that he did not know whether the arbitration had been a gain or loss for the City noting that the fine garbage service enjoyed by the City in the past has not been resumed.

The City Manager addressed the matter pointing out the positive aspects of the arbitration regarding the definition of the illegal slowdown and the damages which were forthcoming to the City. The City Manager noted that discussion had taken place with regard to these damages, but unfortunately no decision had been arrived at. He further noted that the City's action in removing the trucks had been addressed in the arbitration decision as well as the blanket discipline later established and that it was felt by the Arbitration Board that these matters could have been handled differently.

The City Manager further indicated that he felt the problem with the garbage would be resolved within the next few days and that staff would endeavor to carry out the necessary work, garbage collection, within the budget and certainly by five o'clock at night.

Further discussion ensued with regard to the costs and the employment of outside contractors, as well as the damages forthcoming to the City which the City Manager noted would be decided by the Arbitration Board if no solution could be reached by the union and the city.

Discussion also ensued with regard to the cost of seven trucks collecting garbage and it was requested that this be included in the report previously requested by Alderman Clarke.

Alderman Clarke once again voiced his doubt with regard to the gain by the City through the decision of the Arbitration Board and reiterated his request for a written report on the costs involved.

11:50 p.m. The meeting adjourned.

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DEPUTY MAYOR D. MALEY
CHAIRMAN

G.I. Blennerhassett
City Clerk

DATE APPROVED BY COUNCIL: _____
wc/sg

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
August 18, 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 Alderman Cromwell, Downey, Meagher, O'Malley, Clarke, Wooden, Jeffrey, LeBlanc, and Hamshaw.

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

The Chairman advised that there was one matter to be added to the agenda and it was MOVED by Alderman Meagher, seconded by Alderman O'Malley that 'Sheraton Hotel Site' be added to the agenda. Motion passed.

Sheraton Hotel Site

This matter was added to the agenda from the Committee of the Whole meeting held earlier this date.

MOVED by Alderman LeBlanc, seconded by Alderman O'Malley that a date be set for a public hearing to respecting the closure of the street comprised in the lands of the Heirs of Robert W. Fraser. Motion passed.

The City Clerk advised that the date for the Public Hearing was THURSDAY, SEPTEMBER 16, 1982 at 7:30 p.m., in the Council Chamber, City Hall.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that Council waive the necessity of notice of the proposed rescission of Council's motion of April 15, 1982 regarding Block S of the Sheraton Hotel Site. Motion passed.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that Council rescind its approval of April 15, 1982 of the original Sheraton Hotel Site, specifically Block S as shown on a plan of survey by Servant, Dunbrack, McKenzie & MacDonald Limited (No.14-16-A) dated February 22, 1982. Motion passed.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that the Development Officer be requested to approve subdivision of the Fraser lands into Parcels X and Y as shown on the Plan attached to the August 13, 1982 staff report.

Motion passed.

MOVED by Alderman O'Malley, seconded by Alderman Cromwell that following approval of the proposed street closure by the Minister of Municipal Affairs (a) the City expropriate all interests in Block S, including all outstanding interests in the Fraser land and the Mary Burke Restriction, saving and excepting Her Majesty the Queen in Right of Canada, Her Majesty the Queen in Right of Nova Scotia and the interest of the WDC, (b) the Development Officer by resubdivision approve a new Block S, which will include the said Parcel X, (c) the City request of the Attorney General an order for immediate possession of the expropriated land pursuant to Section 17(1) of the Expropriation Act, (d) the City convey by warranty confirmatory deed all its interest in Block S, subject to the rights excepted in the expropriation, to Her Majesty the Queen in Right of Canada as requested by the WDC subject to the granting of the aforementioned order for possession.

Motion passed.

MOVED by Alderman O'Malley, seconded by Alderman Downey that in light of the fact that the whereabouts of the Heirs of Robert W. Fraser, if any, are unknown, the City make application to the Court pursuant to Section 17(1) of the said Expropriation Act for determination and an order as to who had a right, estate or interest in the land at the expropriation and the nature and extent thereof.

Motion passed.

Soft Areas 17 and 18 - Detailed Zoning Review

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

Alderman Clarke addressed the matter noting the letter of Mr. B. H. Harvey of August 6, 1982 and his objection to the rezoning of his property to C-2A.

Mr. Bob Robertson, Planning Department, with the aid of maps and sketches, outlined the proposed rezonings as found in staff reports dated February 22, 1982 and July 8, 1982. The proposed rezonings are as follows: Rezoning of those properties on the North side of Lady Hammond Road (from Memorial Drive east to the Motel), identified as Civic Nos. 3675 Memorial Drive, 6149-51, 6163-69, 6175, 6181, 6211-23 and 6239 Lady Hammond Road, and 3655 Basinview Drive, all from C-2 (General Business) zone to C-2A (Minor Commercial zone).

The purpose of these rezonings is to provide for zoning classifications which more properly reflect the policies of the Municipal Development Plan.

Council
August 18, 1982

Staff then responded to questions from members of Council.

Mr. Ted Wickwire, representing seven of the eight property owners involved, addressed Council noting that these property owners would have no objection to the possible deletion of the Harvey property from the rezonings.

Mr. Wickwire then named the property owners involved as follows: Mr. Robert and Gwen Blackler, 6155 Lady Hammond Road; Mr. Donald R. Allen, 6163-69 Lady Hammond Road; Phyllis M. Bolton, 6175 Lady Hammond Road; Peter and Ann Bradbury, 6181 Lady Hammond Road; Joseph and Mae Nickerson, 3655 Basinview Drive; Ralph and Ray Hollett, 6211-6223, Lady Hammond Drive; and Mr. and Mrs. Allan Slaunwhite, 6239 Lady Hammond Drive.

Mr. Wickwire then outlined the history of the zoning of the properties noting that an attempt to rezone the properties from C-2 to C-1 a few years ago was frozen due to an appeal to the Planning Appeal Board. He advised that the property owners he represented tonight agreed that the property should remain as C-2 and urged Council to follow the wishes of the property owners.

Mr. Wickwire noted that the people involved had the properties as investment to their estate planning. He noted that the downzoning would adversely affect this planning. He further noted that it could not be said that the area was completely residential or completely commercial and advised that it was his feeling that the retention of the C-2 zone would not adversely affect the area.

Mr. Wickwire then noted that the non-conforming use aspect could be disadvantageous in the case of the present owner wishing to sell the property, but being unable to obtain a buyer within the prescribed six months.

Mr. Wickwire noted that the owners involved felt it was unfair that the properties across the street should be rezoned to allow additional uses while their properties were to be restricted in use by the rezoning. He once again urged Council to retain the C-2 zoning.

Mr. Wickwire responded to questions from Council with Alderman Clarke noting that the situation across the street was different as it was under a Schedule, therefore, requiring a contract development and allowing some control by Council of development in the area.

Alderman Wooden asked staff if a Schedule could be considered regarding this area, to which Mr. Robertson replied positively advising that a report would be forthcoming on the matter.

Council
August 18, 1982

Staff then responded to questions from members of Council.

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Alderman Wooden asked staff if a Schedule could be considered regarding this area, to which Mr. Robertson replied positively advising that a report would be forthcoming on the matter.

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There were no further persons present wishing to address Council with regard to this matter. Correspondence dated July 30, 1982 in opposition to this matter from Gerald and Shirley Corkum, has been received along with the previously mentioned correspondence.

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. 4179 - Contract Development - 7111 Chebucto Road

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

Mr. W.D. Campbell, Development Control, outlined the proposal, with the aid of maps and sketches, for contract development under Schedule "C", Section 83 of the Zoning Bylaw, Peninsula Area, to construct an approximately 530 sq. ft. addition to the existing No Frills store at 7111 as found in the staff report dated June 11, 1982. The application is required as the total floor area of the store will exceed the maximum as-of-right 5,000 sq.ft. floor area limit of Schedule "C". Mr. Campbell indicated that the staff recommendation was for approval of the application.

There were no persons present wishing to address Council on this matter.

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

Motion passed.

Case No. 4161 - Contract Development - 2594 Agricola Street

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

Mr. W. D. Campbell, Development Control, outlined the proposal, with the aid of maps and sketches, for contract development under Schedule "C", Section 83 of the Zoning Bylaw, Peninsula area to convert the existing ground floor of the building at 2594 Agricola Street from commercial space to two units, as found in the staff report of June 9, 1982.

Mr. Campbell noted that staff's recommendation was for approval of the application.

Mr. Michael Shear, representing the applicant, addressed Council noting that the change was from a small restaurant to two units. He noted that this would aid in the present housing

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crisis and would in fact reduce the amount of traffic to the area.

There were no further persons wishing to address Council with regard to this matter. Correspondence has been received from Marion and Victor B. Kenefick dated August 12, 1982 in favor of this proposal.

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

Motion passed.

Case No. 4165 - Contract Development - 1565 South Park Street

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

Mr. W.D. Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Section 83 of the Zoning Bylaw, Peninsula area, to permit a two-storey addition above the rear portion of the existing building at 1565 South Park Street (YMCA) as found in the staff report dated June 14, 1982. The proposed addition would exceed the maximum height permitted and the angle controls.

Mr. Campbell advised the the staff recommendation was for approval of the proposal.

There were no persons present wishing to address Council with regard to this matter. Correspondence has been received from Cleator House Limited, C.D. Davison, dated August 12, 1982 in favor of the proposal.

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

Motion passed.

Case No. 4201 - Contract Development - Corner of Prince and Granville Streets

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

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Mr. W. D. Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule "F", Section 84 of the Zoning Bylaw, Peninsula area, and lot consolidation to allow the development of a 7 to 8 storey commercial building at the northwest corner of Prince and Granville Streets, as found in the staff report of June 29, 1982. The proposal exceeds the 40ft. as-of-right height limit of Schedule "F". The lot consolidation is required to consolidate several lots to create the development site for the proposed building.

Mr. Campbell noted that the staff recommendation was for approval of the contract. A report from the Heritage Advisory Committee dated August 17, 1982 was submitted.

Mr. T. Wickwire, representing the applicant, addressed Council advising that he wished to present a slide presentation which would note heritage preservation machinery presently in effect along with the design and projected appearance of the completed proposal. Mr. Wickwire further outlined the history to the proposal.

During the slide presentation, Mr. Andy Lynch, architect for the proposal, addressed Council noting that during the first stages of the development of the proposal an attempt had been made to include the facade or part of the facade in the proposal. However, Mr. Lynch indicated that this had not been achieved. Mr. Lynch proceeded to detail the design of the building.

Mr. Lynch then responded to questions from members of Council. At this time six rough sketches of attempts to include the present facade within the proposal were submitted to Council.

Mr. Wickwire in response to questioning from Council noted that granite from local quarries was being seriously considered as the exterior of the building.

Mr. Stappells, the applicant, addressed Council outlining the reasoning behind the proposal noting that it had been his idea to maintain the reserve and dignity of Granville Street in his design. He further noted that the inclusion of the facade had not been successful due to technical problems. However, he noted that the facade could be reproduced with new brick, but felt this would not be architecturally or aesthetically pleasing. He further indicated that he felt the proposal was not too ambitious and would retain the dignity of Granville Street as he had set out to do.

Mr. Stappells then responded to questions from members of Council

Mr. John Caldwell, 1673 Barrington Street, addressed Council in support of the proposal noting that he felt it was an excellent proposal and much needed in the downtown area.

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He noted that it clearly met the requirement of the Municipal Development Plan, was pleasing in appearance, and would provide a necessary impetus to downtown business. He requested that Council favorably consider the application.

Mr. Wesley Campbell, 1730 Granville Street, addressed Council in favor of the application indicating that he was pleased with the development and felt that Granville street needed such a development.

Ann Derrick, addressed Council in opposition to the proposal indicating that she had some overall concerns regarding the proposal, but would deal specifically with the historic aspects of the building known as the Acadia Hotel Building, which is included in the proposal. Ms. Derrick noted that at the time of the recommendation that the building not be registered a heritage property no historical research had been undertaken. She further noted that during the consideration of the property at the Heritage Advisory Committee it had been noted that no historical claims had been substantiated.

Ms. Derrick further indicated that the Green Lantern Building, which had previously been compared to the Acadia Hotel Building in design and materials, has been designated an historic building.

Ms. Derrick went on to mention a submission to Council both she and Ms. Hebb had presented and which was distributed to Council earlier this evening. She also noted that it would be acceptable that the facade be rebuilt with new bricks.

Ms. Derrick then responded to questions from Council.

Mary Hebb, addressed Council in opposition to the proposal noting that the exterior appeared to be very horizontal whereas the surrounding structures were definitely vertical.

Mr. Walter Plaut addressed Council suggesting that as the developer had just recently had a project which had no residential component at all, that this new proposal should be entirely residential.

Mr. Archie Kaiser addressed Council in opposition to the proposal noting that the concern voiced by persons here tonight over the historical importance of the Acadia Hotel Building should not be dismissed on the basis that this has not surfaced until recently. He further suggested that the Acadia Hotel Building was more worthy of preservation than the photographs shown in the presentation by the applicant would indicated.

Mr. Howard Epstein addressed Council in opposition to the proposal noting that he took an interest in the area and in particular the Acadia Hotel Building. Mr. Epstein questioned

the readiness of the proposal to come before council and the completeness of the contract.

Mr. Epstein noted that Mr. Wickwire had mentioned in his presentation that Canterbury Group had obtained the property in question at some cost. Mr. Epstein pointed out that it was not necessary for Mr. Stappells to own the property to bring forth a proposal and suggested that Council should not be swayed by economic blackmail.

Mr. Epstein further noted that the proposal was suggested to be complementary to Province House, which he felt was not true and noted that as Province House was of Historical value to the City this should be carefully considered.

Mr. Epstein went on to note that it was suggested that it would not be economical to retain the facade of the present structure by rebuilding it with new brick. He indicated that it was his understanding that the facade could be left in place and build out from the facade. He noted that the technical reasons for the unsuitability of using the facade were not outlined and suggested that Council should require information regarding this.

Mr. Epstein also noted that he felt it was an error to approve the contract simply because it does not contravene the Municipal Development Plan. Mr. Epstein further suggested that the contract was not complete outlining such things as a start up date and a possible completion date as being missing from the contract. 10:15 p.m. His Worship Mayor Ron Wallace joins the meeting.

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

There were no further persons wishing to address Council with regard to this matter. There was no correspondence received regarding this matter.

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

Motion passed.

10:30 p.m. The meeting adjourned.

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DEPUTY MAYOR D. MALEY
CHAIRMAN

G.I. Blennerhasset
City Clerk

DATE APPROVED BY COUNCIL: _____

/sg

Record

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
August 26, 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' Prayer.

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

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

Pan-American Wheelchair Games

This matter was added to the agenda at the request of the Mayor. The Mayor addressed Council and those present in the gallery advising that he had a special presentation to make to Mr. Dan Altan, the young handicapped athlete who had pushed himself across Canada in his wheelchair. The Mayor recollected the day Mr. Altan had left Halifax, noting that Mr. Altan was representing the Pan-American Wheelchair Games this evening. The Mayor then made a small presentation to Mr. Altan to further the cause of handicapped athletes on behalf on Council and the Citizens of Halifax.

Mr. Altan addressed Council and the gallery recollecting his trip and his arrival back in Halifax. He noted that it was his feeling that the Pan-American Wheelchair Games had brought to Halifax an awareness of the handicapped athlete and the realization that there was little difference between the able bodied athlete and the disabled athlete. He then thanked Council for the opportunity to speak this evening.

Mr. Dick Loiselle, Chairman, Pan-American Wheelchair Games addressed Council presenting, on behalf of Dan and all other disabled athletes, to Council and the City an original print by Joe Purcell, in appreciation for what the City has done for the Pan-American Wheelchair Games.

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After the presentations Alderman Wooden noted that the first entrance to the upper part of the Council Chamber did not facilitate easy movement for the handicapped and requested that steps be taken to remedy this. His Worship further advised that the City Architect had designed a proper and permanent ramp for the front entrance of City Hall and that this matter would be coming to Council in the near future.

MINUTES

Minutes of City Council meetings held on July 29 and August 18, 1982 were approved on a motion by Alderman Downey, seconded by Alderman Hamshaw.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk, Council added:

- 20.1 Award of Tender 82-19 - Sidewalk Renewals NIP III
- 20.2 Recommended Grants - Day Care Centres

At the request of Deputy Mayor Maley, Council added:

- 15.9 Peninsula Centre and Peninsula South Detailed Area Plans
- SET DATE FOR A PUBLIC HEARING
- At the request of Alderman Meagher, Council added:

- 9.4 Petition - Nuclear Disarmament Referendum

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

- 20.3 Marine Towers Limited Appeal - Staff Testimony
 - 20.4 Council's Resolution on Appeal Procedures - Present Status
 - 20.5 Proliferation of Motorcycle Gangs in City of Halifax.
- At the request of Alderman Clarke, Council added:

- 20.6 Outstanding Claims - Province of Nova Scotia

At the request of Alderman Flynn, Council added:

- 20.7 Tendering Process in City of Halifax
- 20.8 Marketing Strategy - City of Halifax

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

Motion passed.

DEFERRED ITEMS

Soft Areas 17 & 18 - Detailed Zoning Review

A public hearing into the above matter was held on August 18, 1982.

Alderman Clarke addressed the matter noting Mr. Harvey's objection to his property being rezoned to C-2A and requested that the property identified as 3675 Memorial Drive, owned by Mr. Harvey, be deferred to the next regular meeting of Halifax City Council, to which members of Council agreed.

Alderman Clarke then MOVED, seconded by Alderman O'Malley that the properties identified as Civic Nos. 6149-51, 6163-69, 6175, 6211-23, and 6239 Lady Hammond Road and 3655 Basinview Drive, be rezoned to C-2 (General Business) Zone to C-2A (Minor Commercial) Zone.

Alderman Jeffrey addressed the matter advising that he would not support this motion as it was his belief that such downzoning would reduce the value and investment of the commercial operations in this location. He indicated that he felt it was unfair that these should be rezoned.

Alderman LeBlanc addressed the matter noting that this proposed rezoning had been brought to Council by staff rather than by the instigation of the developer. He further noted that staff had referred to the matter as a housekeeping item. Alderman LeBlanc further noted that no representation had been made to Council with regard to disruption of the residential area caused by the commercial operations in the buildings. Alderman LeBlanc suggested that based on this, Council should not rezone the properties as it would be detrimental to the businesses located there.

Alderman O'Malley addressed the matter responding to comments made by both Aldermen Jeffrey and LeBlanc, noting that the location of a tavern in the area some years back had indeed been unfair to the homeowners in the area, as well as, devaluing their property. He further noted that this housekeeping matter was to assure the zoning in the area was compatible with the Municipal Development Plan and that many calls are received regarding the disruption to the residential area caused by the tavern.

Further discussion ensued and staff were requested to clarify that origination of the proposed rezoning to which Mr. Robertson, Planning Department, responded advising that the matter had originated through the plan mandate review, noting that this was the last in a series of Soft Areas.

The Motion was put and a question arose as to whether or not Deputy Mayor Mailey could vote on the matter as she had been in the Chair on the evening of the Public Hearing.

Council
August 26, 1982

The City Solicitor advised that it was proper for Deputy Mayor Maley to vote on the matter.

The Motion was passed with five voting in favor and four against with Alderman Flynn abstaining.

Case No. 4179 - Contract Development - 7111 Chebucto Road

A public hearing into the above matter was held on August 18, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman Downey that Council approve the application for contract development under Section 83, Schedule "C" of the Zoning Bylaw, Peninsula area, to construct approximately 530 sq. ft. addition to the existing No Frills food store, at 7111 Chebucto Road.

Motion passed with Alderman Flynn abstaining.

Case No. 4161 - Contract Development - 2594 Agricola Street

A public hearing into the above matter was held on August 18, 1982.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that Council approve the application for contract development under Section 83, Schedule "C" of the Zoning Bylaw, Peninsula to allow the conversion of the existing ground floor of the building at 2594 Agricola Street from commercial space to two residential units.

Motion passed with Alderman Flynn abstaining.

Case No. 4165 - Contract Development - 1565 South Park Street (YMCA)

A public hearing into the above matter was held on August 18, 1982.

MOVED by Alderman Downey, seconded by Deputy Mayor Maley that Council approve the application for contract development under Section 83 of the Zoning Bylaw, Peninsula area to permit a two-storey addition above the rear portion of the existing building at 1565 South Park Street.

Motion passed with Alderman Flynn abstaining.

Case No. 4201 - Contract Development - Corner of Prince and Granville Streets

A public hearing into the above matter was held on August 18, 1982.

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MOVED by Alderman O'Malley, seconded by Alderman Clarke that City Council approve the application for contract development and lot consolidation under Section 84, Schedule "F" of the Zoning Bylaw, Peninsula area, to allow the development of a 7 to 8-storey commercial building at the northwest corner of Prince and Granville Streets.

Deputy Mayor Maley addressed the matter noting that she would support the motion; however, she did suggest that more detail be given to the streetscape on Granville Street, further noting that the matter perhaps should have been referred to the Planning Advisory Committee to discuss this matter previous to the Public Hearing.

Further discussion ensued with both Aldermen LeBlanc and O'Malley responding to the comments made by Deputy Mayor Maley.

The Motion was put and passed with Alderman Flynn abstaining.

MOTIONS OF RECONSIDERATION

Alderman Hamshaw re: City Council's Resolution of July 29, 1982 concerning Case No. 4174 - Application for Modification of the Zoning Bylaw - 9 Tremont Drive

Alderman Hamshaw presented a Notice of Motion to reconsider Council's resolution of July 29, 1982 regarding an application for modification of the Zoning Bylaw, 9 Tremont Drive, at the July 29, 1982 meeting of City Council.

Deputy Mayor Maley addressed the matter requesting a legal opinion with regard to the propriety of the notice.

The City Solicitor advised that reconsideration is a procedural act which exists solely so that Council may conduct business in an orderly and organized manner. When dealing with development matters these are governed by the Planning Act which is a substantive matter. The Solicitor advised that a procedural law could not take precedent over a substantive law. Therefore, a decision with regard to development matters could not be dealt with through a Notice of Motion. The Solicitor indicated that it would require a repetition of the procedure taken through the planning process to reconsider any planning or development matter.

Alderman Hamshaw addressed the matter noting that he had brought the matter up and had been advised by the Solicitor that this was not a proper Motion. He then questioned the City Solicitor with regard to possible appeal of the modification.

The City Solicitor responded that he was not certain if there was an avenue of appeal, but would check the matter and respond to the Alderman later in the week. No further action was taken at this time.

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PUBLIC HEARING, HEARINGS, ETC.

Appeal of Refusal of Minor Variance at 2733 Fuller Terrace

A staff report dated August 6, 1982, was submitted.

Mr. W.D. Campbell, Development Department, outlined the application for the minor variance of the side yard and lot coverage at 2733 Fuller Terrace, as found in the staff report dated August 6, 1982.

Mrs. Grace Nowe, the applicant, addressed Council advising that the modification was being requested in order that a bathroom could be installed on the bottom floor of the house as a convenience.

Mrs. Nowe responded to questions from Council.

There were no further persons present wishing to address Council on this matter. No correspondence has been received with regard to this matter.

MOVED by Alderman Downey, seconded by Deputy Mayor Maley that the appeal of the refusal of the Minor Variance at 2733 Fuller Terrace be upheld, and the Minor Variance be granted.

Motion passed.

Appeal of Approval of Minor Variance at 6214 Shirley Street

A staff report dated August 3, 1982, was submitted.

Mr. W. D. Campbell, Development Department, outlined the application for the minor variance of side yard requirement of the Zoning Bylaw, as found in the staff report of August 3, 1982.

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

Mr. Joseph Arab, the applicant, addressed Council noting that he had requested the modification in order to construct a balcony which would be complementary to the present dwelling.

There were no further persons present wishing to address the matter. There was no correspondence, excepting the letters of appeal, received regarding this matter.

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MOVED by Alderman Meagher, seconded by Deputy Mayor Maley that the appeal be denied and the approval of the Minor Variance at 6124 Shirley Street be allowed.

Motion passed.

PETITIONS AND DELEGATIONS:

Activities at Brunswick Street Social Centre - Alderman Downey

Alderman Downey presented a petition on behalf of the Brunswick Street residents regarding the activities at the Brunswick Street Social Centre, dated August 1, 1982.

Alderman Downey requested that the matter be referred to staff for report and action as soon as possible which was agreed to by members of Council.

Relief of Payment of Taxes - Dharmadhatu

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

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn that Council exercise its powers under Section 142(1) of the Assessment Act and authorize the cancellation of the 1981 Business Occupancy Tax attributed to the assessed owner of 1645 Barrington Street.

Motion passed.

Relief of Payment of Taxes - Blunden Construction Ltd.

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

His Worship addressed the matter advising that a letter had been received from M.S. Ryan in which he asked if permission to speak with regard to this matter could be obtained. His Worship noted that the Clerk had advised Mr. Ryan that this was not a usual procedure and that if he wished an attempt could be made to defer this matter to the next Committee of the Whole at which time he could speak, to which Mr. Ryan agreed.

MOVED by Alderman O'Malley, seconded by Alderman Flynn that this matter be deferred to the next Committee of the Whole meeting to be held on September 8, 1982.

Motion passed.

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Petition - Nuclear Disarmament Referendum

Alderman Meagher indicated that Joan Cunningham would be presenting a brief submission and the petition.

A letter, with attached materials, from the Coalition Against Nuclear War dated August 23, 1982, was submitted.

Ms. Cunningham addressed Council reading the brief as presented to Council this evening, she then presented the Clerk with this brief as a petition.

Alderman Meagher addressed the matter stressing the importance of this matter to future generations. Alderman Meagher also made reference to the costs involved, noting that Coalition Against Nuclear War had estimated the cost to be approximately two cents per voter.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that City Council support the referendum on Nuclear Disarmament and that the ballot read as follows:

'Do you support the goal of world nuclear disarmament and ask your government to negotiate and implement, with other governments, the balanced steps that would lead to the earliest possible achievement of this goal'

Alderman Meagher also indicated that he would challenge the opinion of Mr. Cox of Municipal Affairs regarding the power of Council to hold this referendum.

Alderman O'Malley addressed the matter noting that this was a question of human life and expressing the view that the generation of nuclear weapons for the proliferation of death was immoral.

His Worship addressed the matter suggesting that both the legality and the cost of such a referendum should be made available to Council before a decision on the matter could be made.

Alderman Clarke addressed the matter suggesting that the legality was not in question as any matter which affected the well being of the City of Halifax was certainly City Business as set out in the City Charter. He further noted that an Election Procedures Committee was to be held on September 1, 1982 and the Committee would have to discuss this matter at this time if the referendum were to go ahead due to printing deadlines etc.

Alderman LeBlanc addressed the matter indicating that it was his belief that all sane persons would be in favor of nuclear disarmament. He further suggested that rather than

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holding a referendum which appeared to raise some legal questions that an equal amount of money be applied to press coverage of the views of Council regarding this matter.

The Acting City Manager suggested that a report regarding the costs and legalities of the matter be prepared and distributed to members of Council regarding this matter.

The City Solicitor addressed the matter referring to the legality of whether or not the referendum could be considered a matter of City Business.

Deputy Mayor Maley addressed the matter arguing that the matter was City Business as it affected not only the well being of the residents of the City, but also the social and economic well being of future generations.

Further discussion ensued and it was suggested by Deputy Mayor Maley that the motion be amended to read that the cost of the Nuclear Disarmament Referendum be taken from the City Manager's Fund.

Questioning ensued with regard to costs to which the City Clerk, acting as the Returning Officer, responded regarding the cost of ballots to date.

Alderman LeBlanc suggested that the Coalition be given an area at the polling stations on Election Day from which they could make available a petition that voters could sign relating their ideas with regard to the matter.

The City Clerk advised that the election was carried out under the Provincial Elections Act and therefore this would have to be approved before it could be carried out.

MOVED in amendment by Alderman Clarke, seconded by Alderman Wooden that the motion be amended to include 'subject to a recommendation by the City Manager with regard to costs and subject to the confirmation of legality of the referendum as per the Provincial Elections Act'.

The amendment was put and passed.

The original motion was put and passed.

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Petition - St. Joseph's Children Centre - Closure of Pool
at Infirmary - Alderman Downey

Alderman Downey presented a petition from the St. Joseph's Children Centre regarding the Closure of the Pool at the Infirmary Hospital, dated August 6, 1982.

Alderman Downey requested that the Recreation Department prepare a report regarding the matter for distribution to Council.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee as follows:

Proposed Twinning of Halifax and Hakodate

MOVED by Alderman Wooden, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, City Council accept the kind invitation with respect to the twinning of the Cities of Halifax and Hakodate as outlined in the letter of July 8, 1982 from the Mayor of the City of Hakodate, Japan, and reply to the Mayor of Hakodate that the City of Halifax is interested in twinning with their City.

Alderman Clarke addressed the matter indicating that he would not support the motion as there was no intended purpose to this twinning.

His Worship noted that he had recently spoken to Mr. Reagan, Secretary of State regarding the possibility of student exchanges between Halifax and Hakodate and also noted that it was the intention of the City of Hakodate to send a group of representatives to Halifax.

The Motion was put and passed with Alderman Clarke voting against.

Motion - Restraint Policies

MOVED by Alderman O'Malley, seconded by Alderman Wooden that this item be deferred and discussed in conjunction with the item "Metropolitan Authority - 1982 Budget" later on the agenda.

The Motion was put and resulted in a tie, and Chairman cast his vote against the Motion to defer and declared it Lost.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc that, as recommended by the Finance & Executive Committee, City Council adopt officially and go on record as adopting a policy of restraint as outlined in the following:

1. Halifax City Council extend the existing policy of restraint in capital expenditures so that new projects shall not be brought forward unless requested and considered essential by City Council;
2. Halifax City Council direct the City Manager to identify any additional savings that can be achieved for the balance of 1982 and the effect of these savings, if any, on approved programs;
3. Halifax City Council direct the City Manager to bring forward a proposed 1983 Operating Budget with no more than a 6% tax increase;
4. Halifax City Council direct all Boards and Commissions to adhere rigidly to achieving these objectives.
5. That this City go on record to its staff and to the public at large with the adopted policy that Halifax City Council will encourage by every means at its disposal, development and growth consistent with good planning but nonetheless, development and growth intended to broaden the tax base and, therefore, broaden the revenue and, therefore, lower the tax rate therefore allowing the City to increase its services to the best and highest level possible.

Alderman O'Malley referred to an information report from the City Solicitor dated August 23, 1982 relating to the Budget of the Metropolitan Authority and noted it indicated that Council has to pay whatever budget is passed by the Authority. Alderman O'Malley also referred to sections 189(1), 190(b), 191(v), and 192 of the City Charter and suggested the information report was contrary to the provisions of those sections. Alderman O'Malley asked for a report from the City Solicitor on the matter and that the Act be examined concerning the possibility of renegotiating the conditions within the Act if it is not possible to get out of the Act. Alderman O'Malley also asked that a copy of the Act be provided to members of Council.

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Deputy Mayor Maley noted there is a proposed 30% increase in costs for the operation of the Correctional Centre for 1983 and noted there was to be a review of the representation on the Metropolitan Authority. Deputy Mayor Maley noted that when the City sold its buses, there were certain conditions attached to the sale and asked for a staff report outlining the conditions which have been fulfilled, and His Worship advised that a report would be submitted. Deputy Mayor Maley also asked that the Legal Department advise Council if there is anything that can be done and suggested it may also be a matter for consideration by the Union of Nova Scotia Municipalities.

Alderman Clarke noted that he brought up the matter of the \$450,000 shortfall in Provincial funding at the last Committee of the Whole Council meeting saying he would like the City Solicitor to examine correspondence received since 1974 between the City and the Province and the Authority to determine if there has been a commitment made in writing of a binding nature in connection with the funds paid to the Authority by the Province.

Alderman Clarke also referred to a Provincial report in connection with the take-over of the correctional centre and asked if the City Solicitor could obtain a copy of the report. Alderman Clarke asked that the City Solicitor review the City's legal position on the matter.

The Motion was put and passed with Deputy Mayor Maley and Alderman Wooden against.

Expropriation Settlement - 355 Herring Cove Road

MOVED by Alderman Wooden, seconded by Alderman Clarke that, as recommended by the Finance & Executive Committee, the expropriation of the property of Gouvalis Bros. Enterprises Limited known as Civic No. 355 Herring Cove Road, be settled for the sum of \$68,700 plus 6% simple interest on \$65,000 from September 16, 1980 to September 24, 1980 inclusive, and on \$23,750.00 from September 25, 1980 to date of settlement; funds available from Account No. 227418 20330 CJ012 (Herring Cove Road Widening).

Motion passed.

Sale of Civic No. 41 Bauer Street

MOVED by Alderman Downey, seconded by Deputy Mayor Maley that, as recommended by the Finance & Executive Committee, the vacant land at Civic #41 Bauer Street be sold to Mrs. Therese Dube for \$1,860.00 (\$2.00/sq.ft.) and that the proceeds of the sale be deposited in the Sale of Land Account.

Motion passed.

Motion - Restraint Policies

MOVED by Alderman O'Malley, seconded by Alderman Wooden that this item be deferred and discussed in conjunction with the item "Metropolitan Authority - 1982 Budget" later on the agenda.

The Motion was put and resulted in a tie, and Chairman cast his vote against the Motion to defer and declared it Lost.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc that, as recommended by the Finance & Executive Committee, City Council adopt officially and go on record as adopting a policy of restraint as outlined in the following:

1. Halifax City Council extend the existing policy of restraint in capital expenditures so that new projects shall not be brought forward unless requested and considered essential by City Council;
2. Halifax City Council direct the City Manager to identify any additional savings that can be achieved for the balance of 1982 and the effect of these savings, if any, on approved programs;
3. Halifax City Council direct the City Manager to bring forward a proposed 1983 Operating Budget with no more than a 6% tax increase;
4. Halifax City Council direct all Boards and Commissions to adhere rigidly to achieving these objectives.
5. That this City go on record to its staff and to the public at large with the adopted policy that Halifax City Council will encourage by every means at its disposal, development and growth consistent with good planning but nonetheless, development and growth intended to broaden the tax base and, therefore, broaden the revenue and, therefore, lower the tax rate therefore allowing the City to increase its services to the best and highest level possible.

Alderman O'Malley referred to an information report from the City Solicitor dated June 22, 1982 relating to the budget of the Metropolitan Authority and noted it indicated that Council has to pay whatever budget is passed by the Authority. Alderman O'Malley also referred to sections 189(1), 190(b), 191(v), and 192 of the City Charter and suggested the information report was contrary to the provisions of those sections. Alderman O'Malley asked for a report from the City Solicitor on the matter and that the Act be examined concerning the possibility of renegotiating the conditions within the Act if it is not possible to get out of the Act. Alderman O'Malley also asked that a copy of the Act be provided to members of Council.

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Grant Street Lot

A supplementary staff report dated August 26, 1982, was submitted.

MOVED by Deputy Mayor Maley, seconded by Alderman LeBlanc that the City of Halifax agree to sell, and Luke Trip, Fiona Trip, Wilson Coolen, and Frances Coolen agree to buy Lot "S", Grant Street for \$24,000.00, this lot to be first subdivided and consolidated with the abutting properties at the purchasers' expense and such transactions to be completed between the parties within six months.

Motion passed.

Acquisition of Lands - Rear of 471 Herring Cove Road

A supplementary confidential staff report dated August 10, 1982, was submitted.

MOVED by Alderman Wooden, seconded by Alderman Clarke that:

1. 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 with funds to be made available from the Recreation Facilities Reserve (242516).
2. The City of Halifax accept from Thornhill Construction Company Limited a quit-claim deed to the lands known as the "Old Mill Road", Spryfield.

Motion passed.

His Worship left the meeting and Deputy Mayor Maley took the Chair.

Council agreed at this time to deal with item 10.10 on the agenda as follows:

Lease - 3 Sylvia Avenue

MOVED by Alderman Wooden, seconded by Alderman Clarke that, as recommended by the Finance & Executive Committee, if the lessee (Home of the Guardian Angel) relocates the building on the lot at no expense to the City, the City will enter into a 10 year lease under the general terms and conditions as outlined in the confidential staff report dated August 13, 1982.

Motion passed.

Council, at this time, agreed to deal with Item #17.2 under the Miscellaneous Business section of the agenda, as follows:

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Barrington Street Mainstreet Program - Tender #82-33

A staff report dated August 23, 1982, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Downey that:

1. The work be awarded to Standard Paving Mar. Ltd., at the unit prices quoted, as outlined in Appendix "A" attached to the staff report dated August 23, 1982.
2. The total project cost of \$501,000.00 be approved as outlined in Appendix "A" to the staff report dated August 23, 1982.
3. Funding be authorized from the accounts outlined in Appendix "A" to the staff report dated August 23, 1982, and that \$80,000.00 be brought forward from the 1983 funding.
4. The Mayor and City Clerk be authorized to enter into an agreement with Interprovincial Engineering Limited of Halifax, Nova Scotia, to provide engineering consulting services for the project in an amount not to exceed \$32,000.

Alderman Meagher advised it was his understanding a lower tender was received from Edmonds Brothers but was not accepted due to a minor technicality.

MOVED in Amendment by Alderman Meagher, seconded by Alderman LeBlanc the Motion be amended to provide that Tender #82-33, Barrington Street reconstruction between Duke Street and Prince Street, be awarded to Edmonds Brothers for the total price of \$400,533.00.

The Chairman ruled the Amendment to the Motion to be out of Order.

A discussion and questioning of staff ensued on the subject and His Worship returned to the meeting and Deputy Mayor Maley took her normal seat in Council.

The Main Motion was put and passed.

Council then returned to the Finance & Executive Committee section of the agenda, as follows:

5520-26 Clyde Street (Hum Property)

A supplementary staff report dated August 25, 1982, was submitted.

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

"That a meeting between staff and the NIP Core Committee be set up to discuss the possibilities of acquiring the subject property."

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Mr. Richard Pearson, the NIP Coordinator, addressed Council and advised that it had not been possible to arrange a meeting with the Core Committee prior to the Council meeting.

MOVED by Alderman Downey, seconded by Alderman Flynn that the item be deferred until the requested meeting is held.

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

Acceptance - Park Area (Behind Court House)

MOVED by Alderman Hamshaw, seconded by Alderman Jeffrey that, as recommended by the Finance & Executive Committee, the City accept from the Waterfront Development Corporation the park area behind the Court House known as Lot C-2 on approved Plan #00-14-27034.

Motion passed.

Acceptance - Bus Shelter, Water Street

MOVED by Alderman Hamshaw, seconded by Alderman Downey that, as recommended by the Finance & Executive Committee, the City accept the ownership of the bus shelter from the Waterfront Development Corporation.

Motion passed.

City Hall Rehabilitation Program

The above item was forwarded to City Council without recommendation pending further reports.

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

Deputy Mayor Maley suggested that the question which she asked at the Committee of the Whole Council meeting had not been answered. Deputy Mayor Maley said she asked how much it has cost so far to redecorate City Hall including the Aldermens office, the lounge, and the Mayor's office and whether there should be a master plan being followed rather than redecorating room by room.

MOVED by Deputy Mayor Maley, seconded by Alderman O'Malley that the matter be deferred to the next regular meeting of the Committee of the Whole Council.

The Motion to defer was put and passed.

Acquisition and Disposition of Lands between Jim MacDonald Co-Operative Limited and City of Halifax

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

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1. The City of Halifax purchase Parcels CN-4 and CN-5 from the Jim MacDonald Housing Co-Operative Limited and sell Lots G-2 and R-3 to the same group for the amount of \$5,572.00, net amount to be paid to the City.
2. The City of Halifax land-bank Blocks BO and GR, Barrington Street, and support in principle the concept of a future medium-rise residential re-development of these lands.

Motion passed.

Report and Recommendation Re: Policy - City of
Halifax Non-Profit Housing Society

The above item was forwarded to City Council without recommendation.

An information report dated August 24th was submitted from the Chairman of the Non-Profit Housing Society and a staff report dated August 24th was also submitted.

MOVED by Alderman Wooden, seconded by Alderman Jeffrey
that:

1. City Council amend the mandate under which the Society operates to permit the development of units of housing throughout the City as required subject to each project being approved by City Council.
2. Council approve the hiring of a Non-Profit Housing consultant to work with private, non-private, and cooperative housing groups within the City of Halifax under the direction of the Non-Profit Housing Society Board of Directors at an estimated cost of \$30,000 per annum salary and expenses, and that a person with appropriate background be hired on a term contract basis with the funds to be made available from the Manager's Contingency Account.

MOVED in Amendment by Alderman LeBlanc, seconded by Deputy Mayor Maley that the Motion be amended to provide that the position be filled from within the present City staff establishment provided there will be no added costs to the City.

It was MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that the matter be deferred.

The Motion to defer was put and lost.

The amendment to the Motion was put and Lost.

The Main Motion was put and passed.

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Settlement of Claims - Section 200 of Halifax City Charter

MOVED by Deputy Mayor Maley, seconded by Alderman Hamshaw
that, as recommended by the Finance & Executive Committee,
Administrative Order No. 18 be approved by City Council as set
out in the staff report of July 30, 1982.

Motion passed.

Authorization to Pay Legal Account

MOVED by Alderman Clarke, seconded by Deputy Mayor Maley
that, as recommended by the Finance & Executive Committee, City
Council authorize the payment of \$8,507.00 to McInnes, Cooper, and
Robertson with respect to participation in the garbage dispute
arbitration.

Motion passed.

Metropolitan Authority - 1982 Budget

Alderman O'Malley noted the above item was discussed earlier in the meeting under the Restraint Policy item and asked that the subject remain on the agenda as he wanted the analysis of the Act associated with the Authority and the report from the City Solicitor with respect to whether the City can renegotiate the conditions of the Act.

Deputy Mayor Maley asked if staff could determine the amount of tax which leaves Halifax resulting from the sale of liquor, amusement taxes, motor vehicle tax, and sales tax.

Council agreed that the item should be placed on the agenda of the next meeting.

Radio Equipment Financing

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn
that, as recommended by the Finance & Executive Committee, Council
authorize the setting up of a radio replacement reserve account
and that the account be charged with the cost of acquisition of
the radio equipment, and that appropriate charges be made to recover
the cost of that equipment over a reasonable period together with
the probable rate of interest earnings on the funds so expended.

Motion passed.

Sale of Surplus Vehicles - Tenders 82-119, 120, 121, 123, & 124

The above item was forwarded to City Council without recommendation.

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A discussion ensued on the matter and it was MOVED by Alderman Clarke, seconded by Alderman Meagher that Car #19 be sold to the highest bidder.

Motion passed.

MOVED by Alderman Jeffrey, seconded by Alderman LeBlanc that the remaining vehicles as outlined in the staff report dated August 11, 1982, as well as the vehicles at City Field to be disposed of, be retendered.

Motion passed.

Tender 525385 - Tree Trimming for Fire Alarm Lines

The above item was forwarded to City Council without recommendation.

Following a questioning of the Director of Engineering and Works, it was MOVED by Alderman O'Malley, seconded by Alderman Hamshaw that Tender #525385 for Tree Trimming for Fire Alarm Lines be awarded to Mr. Peter Langille, Box 3, LaHave, Nova Scotia, BOR 1CO, for the tender bid price of \$9,880.00, and that funding be authorized from Account numbers 122423.D0604.

Motion passed.

Tender No. 82-127 - Tree Pruning, Shaping, & Structural Repair Work

The above item was forwarded to Council without recommendation.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that Tender #82-127 for tree pruning, shaping, and structural repair work be awarded to Trim-It Tree Services, R.R. #2, Armdale, Nova Scotia for the Tender bid price of \$8,100.00, and that funding be authorized from account numbers 122423.E0213.

Motion passed.

Grant/Contract - Nova Scotia Department of Tourism

MOVED by Alderman Hamshaw, seconded by Alderman Clarke that, as recommended by the Finance & Executive Committee, the Mayor and City Clerk be authorized to sign on behalf of the City the contract attached to the staff report dated August 10, 1982, so that funds in the amount of \$15,000.00 can be received from the Nova Scotia Department of Tourism.

Motion passed.

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Tax Sale - Property at Rockingstone Road

MOVED by Alderman Clarke, seconded by Alderman Hamshaw
that, as recommended by the Finance & Executive Committee, the City agree to settle the action with the remaining parties, David Dunlop and George Irwin Fraser, inclusive of all costs for the sum of \$2,600.00.

Motion passed.

Exchange of Lands - Albion Road

MOVED by Alderman Meagher, seconded by Alderman Clarke
that, as recommended by the Finance & Executive Committee, that Parcel J-1 be sold to the Estate of Roy E. Hunter for one dollar, and Parcel J-2 be acquired from the Estate of Roy E. Hunter for one dollar.

Motion passed.

North West Arm Sewer Easement - Davis Subdivision, Winwick Road

MOVED by Alderman Hamshaw, seconded by Alderman Jeffrey
that, as recommended by the Finance & Executive Committee, the City exchange Deeds with Mr. Davis or his successor in title giving up his easement interest in approximately 300 sq. ft. of land as shown on a Plan showing the Proposed Realignment of a Portion of the North West Arm Sewer Easement - Winwick Road, dated August 11, 1982, in exchange for a sewer easement in a similar amount of land as shown on the new survey plans as submitted by the owner.

Motion passed.

Garbage Tendering Out

At the Finance & Executive Committee meeting, a report was requested for this meeting of Council. An information report dated August 23, 1982, was submitted.

Alderman Clarke, in referring to the refuse collection agreement with Mr. Marriott, asked that he be supplied with a copy of the agreement.

Alderman LeBlanc left the meeting.

Staff Hiring Practices

The above item was forwarded to City Council without recommendation. A staff report dated August 24, 1982, was submitted.

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MOVED by Alderman Jeffrey, seconded by Alderman O'Malley
that a Committee of three members of Council be formed, along with
the City Manager, to review all staff replacements with a view of
meeting the objectives of the restraint program.

Following a discussion, the Motion was put and passed.

National CMHC Policy on Rent Increases

At the Finance meeting, a report was requested for this
meeting of Council. An information report dated August 25, 1982,
was submitted.

In referring to the submitted report, Alderman O'Malley
advised that he had not had an opportunity to read it and MOVED,
seconded by Alderman Flynn that the item be deferred to the next
regular meeting of the Committee of the Whole Council.

Motion passed.

REPORT - COMMITTEE ON WORKS:

Council considered the report of the Committee on Works
from its meeting held on August 18, 1982, as follows:

Confirmation of Street Lines on Water Street and Service Road
(east side) Karlsen's to Chebucto Landing - SET DATE
FOR PUBLIC HEARING

MOVED by Alderman Clarke, seconded by Alderman Flynn
that, as recommended by the Committee on Works, Council set a
date for a public hearing to consider the following:

1. The laying down of the official street lines on the east
side of the service road from Karlsen's to the northern
boundary of Historic Properties.
2. Altering and confirming the official street line on the
east side of Water Street from the southern boundary of
Historic Properties to George Street.
3. The laying down of the official northern street line of
Chebucto Landing from Water Street east to the Harbour.

Motion passed.

The City Clerk advised that the public hearing was set
for October 6, 1982 at 7:30 p.m.

Award of Tender No. 82-116 - Halifax West School
Multi-Purpose Court

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

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1. Tender #82-116 for Halifax West High School Multi-Purpose Court be awarded to Standard Paving Maritime Limited for \$38,790.00.
2. Funding be authorized from Account Number FA021.

Motion passed.

Fencing at Scuthwood Drive

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

1. City Council award Tender #525592 for fencing Southwood Drive to Eastern Fence Erectors, 9 Isnor Drive, Dartmouth, Nova Scotia for \$9,500.00.
2. Funding be authorized from Account Numbers D1331 1F001 in the amount of \$9,500.00.

Motion passed.

Seaview Park

At the Committee on Works meeting, a report was requested on the above matter for this meeting of Council. The Acting City Manager advised that the report was signed this evening but had not been copied and circulated, and Council agreed that the item be deferred to the next regular meeting of the Committee of the Whole Council.

Award of Tender No. 82-128 - Punch Bowl Drive Storm Sewer

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

1. Council award Tender #82-128 for Punch Bowl Drive storm sewer to Harbour Construction Company Limited for \$46,845.00.
2. Funding be authorized from Account Number DB036.

Motion passed.

REPORT - SAFETY COMMITTEE:

Council considered the report of the Safety Committee from its meeting held on August 18, 1982, as follows:

Statistical Comparison Canadian Cities

MOVED by Alderman Meagher, seconded by Alderman Flynn that, as recommended by the Safety Committee, staff collect statistics as outlined in the report dated August 18, 1982, from His Worship the Mayor from a cross-section of Canadian Cities and provide these to Council at budget time.

Motion passed.

Council
August 26, 1982

Pool Room - Olympic Gardens

The above item was forwarded to City Council without recommendation.

Alderman Meagher spoke to the item and proposed a Motion that the permit be denied as the proposed use would be a nuisance to the neighbourhood and that the applicant prove the use will not be a nuisance, but the Chairman advised that such a Motion could not be accepted.

Further discussion ensued and Alderman Clarke proposed a Motion that Council express the view to the Building Inspector that the establishment of a pool room at Olympic Gardens might cause a nuisance and that the matter be seriously investigated by City staff before a permit is issued, and that Chairman advised that the Motion could not be accepted.

Following further discussion and questioning of staff it was MOVED by Alderman Clarke, seconded by Alderman Meagher that Council express the view to the Building Inspection Department that it considers a pool room at Olympic Gardens might constitute a nuisance and that aspect be carefully investigated before a permit is issued.

Motion passed.

Capital Expenditures

At the Safety Committee meeting a report was requested for this meeting of Council. A supplementary staff report dated August 26, 1982, was submitted.

Alderman Downey advised that he was satisfied with the information contained in the submitted report and indicated he would review the matter with City staff. MOVED by Alderman Downey, seconded by Alderman Clarke that the item be deferred to the next regular meeting of the Committee of the Whole Council. Motion passed. In reply to a question, the Acting City Manager advised that staff would clarify whether the projects have to be completed to receive funding.

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

Amendments to Ordinance No. 3 - The Streets Ordinance -
SECOND READING

Proposed Amendments to Ordinance No. 3 were considered by the Committee of the Whole Council at its last meeting and forwarded to City Council for second reading.

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn that the proposed amendments to Ordinance No. 3, the Streets Ordinance, be read and passed a Second Time as submitted.

Motion passed.

Council
August 26, 1982

Amendments to Ordinance No. 176, the Conflict of Interest
Ordinance - SECOND READING

Proposed Ordinance No. 176 was considered by the Committee of the Whole Council at its last regular meeting and forwarded to City Council for second Reading. A report dated August 23, 1982, was submitted from the City Solicitor.

MOVED by Alderman Clarke, seconded by Alderman Hamshaw that proposed Ordinance Number 176, the Conflict of Interest Ordinance, including the amendment proposed in the report from the City Solicitor dated August 23, 1982, be read and passed a Second Time by City Council.

Motion passed.

Amendments to Ordinance No. 155, the Truck Routes Ordinance -
SECOND READING

A proposed amendment to the Truck Routes Ordinance was considered by the Committee of the Whole Council at its last regular meeting and forwarded to City Council for second reading.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that the proposed amendment to Ordinance No. 155 be read and passed a Second Time by City Council.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on August 18, 1982, as follows:

Case No. 4205 - Contract Development - 5885 Spring
Garden Road - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Clarke, seconded by Alderman Meagher 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 to permit two offices on the ground floor of 5885 Spring Garden Road as shown on Plans P200/11361 and 11362 of Case No. 4205.

Motion passed.

The City Clerk advised that the public hearing was scheduled for September 22, 1982 at 7:30 p.m.

Council
August 26, 1982

Case No. 4050 - Contract Development - 1139-43 South Park Street

MOVED by Deputy Mayor Maley, seconded by Alderman Downey that, as recommended by the City Planning Committee, the agreement between Moufeed Khoury and the City of Halifax respecting 1139-43 South Park Street be amended to include the following clause:

3. Notwithstanding the provisions of Clause 2, the Developer shall construct a 20' x 20' open rear deck to be located no closer than 4' from the southern property line of 1139-43 South Park Street.

Motion passed.

Case No. 4125 - Contract Development - Charles Street -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Clarke that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the proposed development of 116 dwelling units at the northwest corner of Gottingen and Charles Streets under Section 83, Schedule "C" of the Zoning Bylaw.

Motion passed.

The City Clerk advised that the public hearing was scheduled for September 22, 1982 at 7:30 p. m.

Case No. 4143 - Contract Development and Lot Consolidation
5224-26 North Street - SET DATE FOR PUBLIC HEARING

MOVED by Deputy Mayor Maley, seconded by Alderman Clarke 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, Peninsula area and the consolidation of Lots A5 and A6 to create AX, as shown on Plan No. P200/11441 of Case No. 4143 at 5224-5226 North Street.

Motion passed.

The City Clerk advised that the public hearing was scheduled for September 22, 1982 at 7:30 p. m.

Case No. 4181 - Contract Development - 2051-55 North Park Street

The above item was forwarded to City Council without recommendation. An information report dated August 25, 1982, was submitted relating to the matter.

Alderman Downey noted the work has been completed on the project and questioned whether it was necessary to hold the public hearing. The City Solicitor suggested that the item be deferred in order that the case may be investigated and Council agreed that the item be deferred to the next meeting of the Committee of the Whole Council.

Council
August 26, 1982

Case No. 4214 - Contract Development and Lot Consolidation -
5238 George Street - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Clarke
that, as recommended by the City Planning Committee, a date be
set for a public hearing to consider the application for contract
development and lot consolidation to create Block "P" under
Section 84, Schedule "F" of the Zoning ByLaw, Peninsula Area, to
allow the development of a 6 to 7 storey commercial building at
5238 George Street, as shown on Plan Nos. P200/11405-11411 of
Case No. 4214.

Motion passed.

The City Clerk advised that the public hearing was
scheduled for September 22, 1982 at 7:30 p.m.

Case No. 4234 - Contract Development - 6421-23 Quinpool
Road - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Meagher, seconded by Alderman Clarke
that, as recommended by the City Planning Committee, a date be set
for a public hearing to consider the application for contract
development to convert 6421-6423 Quinpool Road from one unit and
commercial space to two units and commercial space, as shown on
Plan Nos. P200/11469-11471.

Motion passed.

The City Clerk advised that the hearing was scheduled for
September 22, 1982 at 7:30 p.m.

Case No. 4155 - Subdivision - Stoneybrook Court

At the City Planning Committee meeting a report was
requested on the above item for this meeting of Council. An
information report dated August 25, 1982, was submitted.

At the request of Alderman LeBlanc, Council agreed that
the item be deferred to the next regular meeting of the Committee
of the Whole Council.

Peninsula Centre and Peninsula South Detailed Area Plan

The above item was added to the agenda at the request of
Deputy Mayor Maley who MOVED, seconded by Alderman Meagher that a
date be set for a public hearing to consider the Peninsula Centre
and Peninsula South Detailed Area Plan.

Motion passed.

The City Clerk advised that the hearing was scheduled for
October 6, 1982 at 7:30 p.m.

Council
August 26, 1982

Case No. 4214 - Contract Development and Lot Consolidation -
5238 George Street - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Clarke
that, as recommended by the City Planning Committee, a date be
set for a public hearing to consider the application for contract
development and lot consolidation to create Block "P" under
Section 84, Schedule "F" of the Zoning ByLaw, Peninsula Area, to
allow the development of a 6 to 7 storey commercial building at
5238 George Street, as shown on Plan Nos. P200/11405-11411 of
Case No. 4214.

Motion passed.

The City Clerk advised that the public hearing was
scheduled for September 22, 1982 at 7:30 p.m.

Case No. 4234 - Contract Development - 6421-23 Quinpool
Road - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Meagher, seconded by Alderman Clarke
that, as recommended by the City Planning Committee, a date be set
for a public hearing to consider the application for contract
development to convert 6421-6423 Quinpool Road from one unit and
commercial space to two units and commercial space, as shown on
Plan Nos. P200/11469-11471.

Motion passed.

The City Clerk advised that the hearing was scheduled for
September 22, 1982 at 7:30 p.m.

Case No. 4155 - Subdivision - Stoneybrook Court

At the City Planning Committee meeting a report was
requested on the above item for this meeting of Council. An
information report dated August 25, 1982, was submitted.

At the request of Alderman LeBlanc, Council agreed that
the item be deferred to the next regular meeting of the Committee
of the Whole Council.

Peninsula Centre and Peninsula South Detailed Area Plan

The above item was added to the agenda at the request of
Deputy Mayor Maley who MOVED, seconded by Alderman Meagher that a
date be set for a public hearing to consider the South End and
Peninsula Centre Zoning Bylaw Amendments.

Motion passed.

The City Clerk advised that the hearing was scheduled for
October 6, 1982 at 7:30 p.m.

MISCELLANEOUS BUSINESS:

Award of Tender No. 82-36 - Sidewalk Renewals

A staff report dated August 18, 1982, was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that Tender #82-36 for Sidewalk Renewals be awarded as follows:

1. Barrington Street (W) (Duffus Street to Richmond Street) to Steed & Evans for \$62,050.00.
2. Liverpool Street (S) (Dublin to Oxford) to Armdale Construction for \$15,660.00.
3. Needham Street (E) (Young to Fort Needham) to Steed and Evans for \$22,315.00.
4. Oxford Street (E) (Chebucto to Oak) to Steed and Evans for \$36,795.00.
5. Chebucto Road (S) (Oxford to Harvard) to Armdale Construction for \$12,001.00.
6. Funding be authorized from Account Numbers CB344, CB116, CB346, CB347, and CB345.
7. A funding transfer in the amount of \$10,500 from Account Number CB116 to CB344, be approved.

Motion passed.

QUESTIONS:

Question Alderman Jeffrey Re: Accident, Springvale Avenue

Alderman Jeffrey advised that there was a collision today on Springvale Avenue, Fairmount Subdivision, between a vehicle and the train and asked for a report from the Police Department concerning the cause of the accident and what happened. Alderman Jeffrey noted that he previously suggested that barriers should be erected in the area.

Question Alderman Jeffrey Re: Storm Sewer - Frederick Avenue

Alderman Jeffrey referred to the above project which has just been completed and advised that both Frederick Avenue and Birch Street are in a mess. Alderman Jeffrey also advised that the manhole covers are about two or three inches above grade and asked when the situation will be corrected.

Council
August 26, 1982

Question Alderman Wooden Re: Bridge Structure, Old Sambro Road

Alderman Wooden questioned what is happening with the Old Sambro Road bridge structure suggesting it is very dangerous the way it is presently laid out. Alderman Wooden suggested that Council has to make a decision with respect to whether it is going to pay to complete the project or to wait for Provincial funding. Alderman Wooden asked that the item appear on the agenda of the next regular meeting of the Committee of the Whole Council in order that a decision can be made on the matter.

Question Alderman Flynn Re: City Transit Routes

Alderman Flynn asked if a report could be received from Metropolitan Transit concerning the cost of routes in the City and the possible elimination of some routes based on cost prior to the 1983 budget. Alderman Flynn suggested that with the escalation in transit costs, perhaps the City should be looking at some of the routes to see if they should be continued or increased. Alderman Flynn said he would like to see a recommendation from the Commission with respect to whether some of the routes should be eliminated and the reasons why.

Alderman Wooden noted that Council has not received a report from Transit concerning a pilot project route along the Williams Lake Road and Thornhill Park.

Question Alderman O'Malley Re: Transit Route - Senior Citizens Complex - Convoy Estates

Alderman O'Malley noted that during the early part of September the senior citizens' complex at Convoy Estates will be opening and asked if a report could be received from Transit on the possibility of extending the No. 3 route from the present facility along North Ridge Road to make a turn around the cul-de-sac in front of the new facility. Alderman O'Malley advised it represented approximately a two block extension to the new facility.

Question Deputy Mayor Maley Re: Outstanding Funds - Provincial

Deputy Mayor Maley advised that at one of the meetings with the M.L.A.'s, discussion took place concerning arbitration on the \$1.3 million which remains outstanding. Deputy Mayor Maley asked if a report could be submitted on the portions which remain outstanding saying it was her understanding there appeared to be no problem with the education portion but asked if the funds were received. Deputy Mayor Maley said she would like to be informed concerning the other portions of the outstanding funds and if staff are of the opinion that arbitration is a wise move.

Alderman Flynn suggested that at the last meeting with the M.L.A.'s, the Province reneged on the education portion and asked that arbitration be proceeded with. Alderman Flynn suggested that Council should bring forward the three names as suggested which could be acted upon at the time the requested report is considered.

Council
August 26, 1982

NOTICE OF MOTIONS:

Notice of Motion, Deputy Mayor Maley Re: New Parking ByLaw

Deputy Mayor Maley gave notice that at the next regular meeting of City Council to be held on September 16, 1982, she proposes to introduce a new parking bylaw respecting parking meters for the regulation of parking motor vehicles left standing in the City of Halifax.

Deputy Mayor Maley advised that the purpose of the new legislation was to repeal the existing regulations respecting parking meters and to replace it with a system of pyramiding parking tickets in conjunction with higher penalties for violation of the parking meter bylaw.

Notice of Motion, Deputy Mayor Maley Re: Reconsideration of City Council's Resolution of August 26, 1982 Relating to Staff Hiring Practices

Deputy Mayor Maley gave notice that at the next regular meeting of City Council to be held on September 16, 1982, she proposes to present a Motion to reconsider City Council's Motion of August 26, 1982 concerning Staff Hiring Practices.

ADDED ITEMS:

Sidewalk Renewals NIP III

A staff report dated August 23, 1982, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Downey
that Tender #82-39 for sidewalk renewals, NIP III, be awarded as follows:

1. North St. (N) Agricola Street to Belle Aire Terrace to Steed & Evans for \$11,217.50.
2. Almon Street (N) (Gottingen Street to Isleville Street) to Steed & Evans for \$24,400.00.
3. Macara Street (N) (Gottingen Street to Isleville Street) to Steed & Evans for \$11,755.00.
4. Fuller Terrace (E) (Black Street to Bloomfield Street) to Steed & Evans for \$23,090.00.
5. Funding be authorized from Account Number EH007.

Motion passed.

Recommended Grants - Day Care Centres

A report dated June 28, 1982, was submitted from the Chairman of the Tax Concessions & Grants Committee.

Council
August 26, 1982

MOVED by Alderman Meagher, seconded by Deputy Mayor
Maley that the following grants be approved:

1. Cowie Hill Child Care Centre nil
2. Alexandra Children's Centre \$11,322
3. Children's Co-operative Nursery \$5,958
4. Children's Development Centre \$3,410

Motion passed.

Alderman Meagher also referred to a request for a grant received from the Highland Park Minor Ball Association and asked that the request be referred to the Tax Concessions & Grants Committee, to which Council agreed.

Marine Towers Limited - Appeal

The above item was added to the agenda at the request of Alderman O'Malley who advised that while reading the report in the newspaper on the appeal procedure concerning Marine Towers, he became concerned by what appears to be a policy of staff. Alderman O'Malley said that in the testimony, the statement was made that it is the policy of the City not to consider economic factors when making recommendations on projects.

The City Solicitor suggested the report did not cover the entire matter and was out of context and advised that he would like to provide Alderman O'Malley with a report on the matter. Alderman O'Malley said he would wait for such a report to clarify the matter but said he would like it to address the existence or non-existence of an implementation practice as seems to come forth in the report.

Council's Resolution on Appeal Procedure - Present Status

Alderman O'Malley also referred to the recommendation to the Minister of Municipal Affairs for an amendment to the appeal procedures under the Planning Act which was approved by Council and noted that at the last Council meeting he had asked if there had been a follow up to the submission. His Worship advised that a follow up would be made.

Proliferation of Motorcycle Gangs in Halifax

The above item was added to the agenda at the request of Alderman O'Malley who advised that he has received a number of calls regarding alleged violations of the Noise Ordinance and some other alleged actions that are taking place by virtue of the arrival in the area of a group of persons whose activity it is to drive motorcycles. Alderman O'Malley asked for a report from the Police Department as to whether or not the calls and allegations he is receiving from residents on violations of certain City Ordinances are fact and, if they are, he expressed the hope that some action would be taken.

Council
August 26, 1982

Outstanding Claims with the Province of Nova Scotia

Alderman Clarke suggested the City has outstanding claims with the Province in the order of \$1.3 million and noted that at a meeting with the M.L.A.'s, it was agreed there would be one or three arbitrators from members of Council. Alderman Clarke said two months have passed and Council has taken no action on the matter. Alderman Clarke asked that the Mayor's office pursue the matter of the selection of names as representatives in the arbitration, and His Worship advised that appropriate action would be taken.

Tendering Process - City of Halifax

Alderman Flynn noted that at the July 29th Council meeting a Motion was approved that vehicle bids be extended to only those firms paying business and occupancy taxes within the City. Alderman Flynn advised that on August 21st., an advertisement appeared in the newspaper calling for invitation to purchase a 1982 Window Van and the Purchasing Manager indicated it was his understanding the Motion only related to cars.

Alderman Flynn proposed a Motion which was seconded by Alderman Hamshaw that the intent of the Motion passed on July 29th was to include all vehicle purchases within the City of Halifax where there are at least three potential suppliers.

His Worship suggested that perhaps the matter should be considered at the Committee of the Whole Council meeting in view of the hour and Alderman Flynn expressed agreement with the suggestion but asked that the invitation to purchase for the 1982 Window Van be withdrawn and no action taken on vehicle purchases. Mr. Messenger advised that the invitation would be withdrawn.

Alderman O'Malley questioned why only vehicles were being considered and His Worship suggested that a report be available from the Purchasing Department for the Committee of the Whole Council meeting.

Marketing Strategy - City of Halifax

Alderman Flynn referred to advertisements placed by other municipalities in publications such as the Atlantic Energy News and expressed the view that Halifax was not active enough in this area. Alderman Flynn also asked whether the City would be having a booth in the Core Group that is coming to the Metro Centre on the 12th of September and questioned what marketing strategy the City is doing.

Alderman O'Malley advised that there would be a booth in the Core program at the Metro Centre and noted there are many other publications circulated throughout the world and that the Industrial Commission has placed advertisements in such publications to the limit of its budget. Alderman O'Malley advised of work which is taking place by the Industrial Commission and indicated the marketing strategy has been very studied by the Commission.

Alderman Flynn suggested that Council receive a report from the Commission on its activities and what the marketing strategy is going to be. Alderman O'Malley suggested the request should be directed to the Commission.

3:30 A. M. - Meeting adjourned.

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MAYOR RON WALLACE &
DEPUTY MAYOR DORIS MALEY
CHAIRMEN

G. I. BLENNERHASSETT
CITY CLERK

Date Approved by City Council: _____

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MAYOR RON WALLACE &
DEPUTY MAYOR DORIS MALEY
CHAIRMEN

G. I. BLENNERHASSETT
CITY CLERK

Date Approved by City Council: _____

SPECIAL COUNCIL
PUBLIC HEARINGS
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
September 8, 1982
7:40 p.m.

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

Present: His Worship Mayor Ron Wallace, and Aldermen Cromwell, Downey, Meagher, O'Malley, Clarke, Wooden, Jeffrey and Hamshaw.

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

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

Case No. 4199 - Contract Development - 1891-93 Granville Street

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

Mr. B. Algee, Development Department, with the aid of maps and sketches, outlined the application for contract development under Section 84 of the Zoning Bylaw, Peninsula Area, to permit the Nova Scotia College of Art and Design to occupy 1891-93 Granville Street as art and design studios as found in the staff report dated July 12, 1982.

Mr. Algee indicated that staff's recommendation was for approval of this application.

Mr. Algee then responded to questions from members of Council. Alderman LeBlanc joins the meeting.

Mr. Peter McDonough, representing the applicant, addressed Council in favor of the application noting that the application appeared to be non-controversial and that both staff and the Heritage Advisory Committee recommended approval of the application. He then indicated that he was willing to answer any questions Council might have.

There were no further persons present wishing to address Council with regard to this matter. No correspondence has been received relating to this matter.

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

Council
September 8, 1982

Case No. 4223 - Contract Development - 1560-62 Robie Street

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

Mr. B. Algee, Development Department, with the aid of maps and sketches, outlined the application for contract development to permit the conversion of one of the two existing 3-bedroom units in the duplex dwelling at 1560-62 Robie Street to a dental laboratory.

Mr. Algee indicated that staff was recommend refusal of this application.

7:40 p.m. His Worship leaves the Chamber, and Alderman Meagher takes the Chair.

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

Mr. Michael LeBlanc, solicitor to Tekvic Limited, an associate of the applicant Canadian Associated Laboratories Ltd. addressed Council in favor of the application. Mr. LeBlanc described the association between Tekvic Ltd. and Canadian Association of Laboratories and noted that Canadian Associated Laboratories Ltd. was the largest lab east of Montreal employing 83 persons.

Mr. LeBlanc then explained that Tekvic Ltd. was a holding company owning the following properties on Robie Street: 1572-1574 Robie Street, 1566-68 Robie Street, the vacant lot adjacent to the property in question and 1560-62 Robie Street.

Mr. LeBlanc then explained that what was being called a dental laboratory was in reality only a portion of the operation and not the entire operation. Mr. LeBlanc indicated that only a color shading studio would be occupying the property in question and noted that this would create very little traffic, no more than five patients per day. He further indicated that only one employee would be working from this location.

Mr. LeBlanc then explained that the property had been owned by Tekvic Ltd. for the past two years and that the original owner of the property had been renting the lower apartment up until a short while ago. He further indicated that the color shading studio would only occupy 1560 Robie Street and 1562 Robie Street would remain as an apartment.

Mr. LeBlanc went on to advise that the property in question required a great amount of repair and the only way to make the property economically viable was to have it converted to a commercial establishment. He noted that the color shading studio on its own would not make a great profit but meant quite a bit to the total operation.

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He further explained the advantages of having the color shading studio close to the dentists in the area and noted that competition in the immediate area was steadily growing.

He indicated that attempts had been made to discuss the matter with the area residents, however, they had been unsuccessful. He referred to a newsletter distributed by the Ward II Residents Council which he felt to be grossly exaggerated. He noted the concern of the residents with regard to the four properties under the ownership of Tekvic Ltd. and assured Council, noting that it could be part of the contract, that no further commercial development would be undertaken. He further indicated that a further clause could be put in the contract that in the event the property is sold, it could revert to the zoning presently existing.

In his closing remarks Mr. LeBlanc indicated that it was his feeling that this proposal would not infringe on the residential character of the neighborhood, but would enhance it. Mr. LeBlanc referred to letters from local dentists which indicated their approval of the application and letters from area residents, whom he noted were tenants of Tekvic and circulated the same to Council. Mr. LeBlanc then responded to questions from Council.

Mr. George Havolic, the applicant, addressed Council in support of the application. Mr. Havolic made similar comments to that of Mr. LeBlanc and with the aid of two employees of Canadian Associated Laboratories Ltd. demonstrated the method of color shading.

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

Ian Langlands, resident of the area for 25 years, addressed Council in opposition to the proposal. Mr. Langlands voiced the opinion that Halifax was one of the finest cities in the world. He further noted that his concern was with regard to a spot rezoning of a residential property to that of a commercial use. He noted that his experience with such spot rezonings was not favourable.

Mr. Langlands also indicated that the residents of the area were concerned over what appeared to be a land assembly trend in the neighbourhood by various persons. He indicated that he felt this spot rezoning would be a dangerous precedent, perhaps leading to other contract development applications in the area.

Mr. Langlands further suggested that the property, if not viable to Tekvic Ltd. as it is, could be sold and used as a conforming use. He also suggested that the area space involved would be more than sufficient for the needs of one employee and five patients. He voiced once again his opposition to the proposal.

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8:40 p.m. His Worship the Mayor rejoins the meeting and
Alderman Meagher takes his seat in Council

Mrs. Mary Ferguson, Ward II Residents Council, Publicity Officer addressed Council in opposition to the proposal. Mrs. Ferguson, with the aid of a map, explained the uses in the area. Mrs. Ferguson noted that there were three dental laboratories in the area at present and this would appear to be sufficient. She noted that perhaps it was a business advantage to have this particular operation thusly located, but expressed concern over the possible effect it would have on the residential character of the neighbourhood.

Mrs. Ferguson noted that the population of Halifax had been decreasing over the past few years, while those of the County and Dartmouth had been increasing. She indicated that such spot rezonings reduced the stability of residential neighbourhoods and prompted citizens to move to other areas in the Metro Area such as the County and Dartmouth.

Mr. Peter Nlaguin, 1656 Robie Street, addressed Council in opposition to the application. Mr. Nlaguin advised Council that he had recently bought a property in the area that had been one half zoned commercial and one half zoned residential. He indicated that he was using this property totally as residential but had to pay a business occupancy tax for this year. He also questioned the need or the right of this application to be before Council again as it had been previously refused.

Mr. Nlaguin suggested 2-bedroom residential accommodations in the area were renting in the area of \$600-650 per month and therefore would produce quite an income on an yearly basis. Mr. Nlaguin referred to the petition received by members of Council regarding this matter which was received on September 7, 1982. He also voiced his concern regarding the effect of this spot rezoning on the residential character of the neighbourhood.

Mr. Greg Bent, an area resident, addressed the matter noting that his objections were the same as those he gave at the previous hearing. He indicated that this proposal was not in line with the Municipal Development Plan and that he felt this would be a detriment to the housing stock in the area. Mr. Bent noted that assurances have been given by Teckvic that further applications for rezoning would not be sought, however, this type of adhoc rezoning would only add to the fears of the area residents.

Kathleen Whalen, adjacent property owner, addressed Council in opposition to the case noting that the applicant had suggested that the property would not be economically viable as a residential use due to the repairs that was necessary. She indicated that many residents in the area had done a great deal of renovating to their individual properties at some cost. She further noted there was no parking in the area and there were problems at present, suggesting the location of a commercial operation would only add to these. She also noted that she felt this would be a dangerous precedent to set for an area she felt was designated a family area.

Mr. John Whalen, adjacent property owner, addressed Council in opposition to the proposal. Mr. Whalen indicated that he was aware of the stiff competition in business as he ran a business himself, but felt that this area was not the location for a commercial operation. Mr. Whalen noted that this was Council's decision and that the area residents would either have to live with the decision or move. He noted that this was a precedent setting situation in his opinion and also indicated that if the area was to become a commercial area residents should be told in order that they take the appropriate steps. He requested that Council refuse the application.

Mr. Gerard Cormier, an employee of Canadian Associated Laboratories Limited, addressed Council in favor of the application noting that employment at the present time was very low and that competition was stiff. He indicated that he would like to have job security and felt that this service would not affect the residential character of the area adversely.

Ms. Gwen Clement, an employee of Canadian Associated Laboratories Limited, addressed Council in favor of the application stressing the importance of the work to be carried out at the color shading studio and noting that this establishment would produce less traffic than a dentists office.

Mr. Bruce Amos, an area resident, addressed Council in opposition to the application noting that he had lived in the area for some years and was familiar with the area. He suggested that a decision had already been made on this particular proposal. He further noted that the area was one of stable community life and suggested that a rezoning would endanger this stability. He indicated that this type of spot rezoning was not the intent of the Municipal Development Plan and suggested to Council that it was their duty to uphold the Municipal Development Plan policies and recommended that Council refuse the application.

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Mr. Colin Stoddard, Edward Street, addressed Council endorsing the comments of the previous speaker and indicating that he felt that such a painstakingly derived plan should not be set aside. He requested that Council uphold the Municipal Development Plan and staff's recommendation.

There were no further persons present wishing to address Council regarding this matter.

Correspondence has been received regarding this matter as follows:

1. A petition received from area residents in opposition to the proposal.
2. Correspondence received from Rainer Freidrich (1590 Robie Street) and Mrs. W. F. Daly (1598 Robie Street) dated September 6, 1982, in opposition to the proposal.
3. Correspondence received from Mrs. Sandra Daly, 1645 Edward Street, dated September 3, 1982, in opposition to the application.
4. Correspondence received September 2, 1982 from Bruce and Stephanie Amos in opposition to the proposal
5. Correspondence from Ian Langlands, 1536 Edward Street, dated September 2, 1982, in opposition to the proposal.
6. Correspondence from Mrs. Mary Ferguson, dated September 1, 1982, in opposition to the proposal.
7. Correspondence from Kathleen Whalen, dated August 31, 1982, in opposition to the proposal.
8. Correspondence from the resident of 6175 Cedar Street dated August 30, 1982, in opposition to the proposal.
9. Correspondence from Stewart Grafton, dated August 30, 1982, in opposition to the proposal.
10. Correspondence from Mr. John F. Whalen dated August 27, 1982, in opposition to the proposal.
11. Correspondence from Mr. Carl A. Holm, dated August 27/82 in opposition to the proposal.
12. Correspondence from the resident of 1588 Cambridge St., dated August 27, 1982, in opposition to the proposal.
13. Correspondence from the resident of 1656 Robie Street, dated August 27, 1982, in opposition to the proposal.
14. Correspondence from K.P. Mellist, 1146 Tower Road, dated August 27, 1982, in opposition to the proposal.

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

Motion passed.

His Worship indicated that there were three items to be added to the agenda from the Committee of the Whole held earlier today as follows:

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1. Case No. 4181 - Contract Development
2051-55 North Park Street - SET
DATE FOR PUBLIC HEARING.
2. Award of Tender No. 82-38 - Barrington
and Artz Streets - Sidewalks and
Pavement
3. Award of Tender No. 82-115 - Gottingen
Street MAINSTREET PROGRAM

Members of Council agreed that the above items
be added to the agenda.

Case No. 4181 - Contract Development - 2051-55 North Park
Street - SET DATE FOR PUBLIC HEARING

This matter was added to the agenda from the
Committee of the Whole Council held earlier this date.

MOVED by Alderman Meagher, seconded by Alderman
O'Malley that a date be set for a public hearing to consider
the application for contract development under Section 83
of the Zoning Bylaw to permit the rear additions at 2051
and 2055 North Park Street; and the contract development
application under Section 83 of the Zoning Bylaw to enable
approval of undersized lots at 2055, 2059, and 2061 North
Park Street.

Motion passed.

The Acting City Clerk advised that the date for the
Public Hearing was WEDNESDAY, OCTOBER 6, 1982 at 7:30 p.m.
in the Council Chamber, City Hall.

Award of Tender No. 82-38 - Barrington and Artz Streets -
Sidewalk and Pavement

This matter was added to the agenda from the
Committee of the Whole Council held earlier this date.

MOVED by Alderman Downey, seconded by Alderman
Cromwell that :

1. Tender No. 82-38 for New Sidewalk, Roadway Paving,
and Sidewalk Renewals, Artz and Barrington Street,
be awarded to Ocean Contracting Limited for
\$71,865 for Artz and \$25,644.25 for Barrington
Street.
2. Funding authorized from account number (s):
CA100 & CB348

Motion passed.

Award of Tender No. 82-115 -- Gottingen Street MAINSTREET
PROGRAM

This matter was added to the agenda from
the Committee of the Whole Council held earlier this date.

MOVED by Alderman Downey, seconded by Alderman
Wooden that:

1. the work be awarded to Edmonds Brothers
Landscaping Services (1979) Ltd. at a
total project cost of \$142,000 as outlined
in the staff report dated September 3, 1982.
2. that funding be authorized from Account
CK05 C07 (Gottingen Street Plaza Implementation)
and that up to \$28,000 be brought forward from
the 1983 funding.

Motion passed.

9:25p.m. The meeting adjourned

HEADLINES

Case No. 4199 - Contract Development - 1891-93 Granville Street	525
Case No. 4223 - Contract Development - 1560-62 Robie Street	526
Case No. 4181 - Contract Development - 2051-55 North Park Street - SET DATE FOR PUBLIC HEARING	531
Award of Tender No. 82-38 - Barrington and Artz Streets - Sidewalk and Pavement.....	531
Award of Tender No. 82 - 115 - Gottingen Street Mainstreet Program	532

HIS WORSHIP MAYOR RON WALLACE
ALDERMAN N. MEAGHER
CHAIRMEN

E.A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg

Record.

SPECIAL COUNCIL
PUBLIC HEARINGS
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
September 16, 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, Clarke, Wooden, Hanson, Jeffrey, LeBlanc, Flynn and Hamshaw.

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

Closure of a Road or Passageway (Right of Way) from Upper Water Street Approximately 130' Eastward

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

Mr. A. Churchill, Real Estate, with the aid of maps and sketches, outlined the proposal for the closure of a road or Passageway (right of way) from Upper Water Street approximately 130' eastward as found in the staff report dated August 13, 1982.

Mr. Churchill indicated that staff recommended approval of this proposal.

There were no persons present wishing to address Council regarding this matter. There was no correspondence received with regard to this matter.

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

Motion passed.

HEADLINES

Closure of a Road or Passageway (Right of Way) from Upper Water Street Approximately 130' Eastward 533

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

EDWARD A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 16, 1982
8:00 p.m.

A meeting of Halifax City Council 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.

Audrey Parker - Miss Halifax

His Worship the Mayor introduced Miss Audrey Parker, Miss Halifax and Ms. Brenda Adams, Co-ordinator of the Miss Halifax Pageant and Miss Parker's chaperone, to members of Council indicating that he would like Miss Parker to come forward and say a few words.

Miss Parker addressed Council indicating that she was pleased and honored to be Miss Halifax and would do her best to represent Halifax well.

Mr. Daryl Wentzell, Chairman, Natal Day Committee, addressed Council expressing his appreciation of Council's support with regard to Natal Day activities and noted that in the past two years Natal Day activities had been a great success.

Alderman Hanson presented a small gift to Miss Parker on behalf of City Council, noting that to date Miss Parker had represented Halifax very well. Deputy Mayor Maley then presented Miss Parker with a bouquet of flowers on behalf of Council.

Presentation - Joseph Howe Festival

A representative of the Joseph Howe Festival addressed Council introducing the new mascot for the Festival and advising that as yet the mascot was unnamed and a contest would be held to name the mascot. The mascot then presented His Worship with a Joseph Howe Festival T-shirt.

His Worship, on behalf of Council, wished the co-ordinators of the Joseph Howe Festival the best of luck.

CITY COUNCIL
M I N U T E S

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City Hall
Halifax, Nova Scotia
September 16, 1982
8:00 p.m.

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Council
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MINUTES

Minutes of City Council meetings held on August 26, 1982 and September 8, 1982 were approved on a motion by Alderman Wooden, seconded by Alderman Hamshaw.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

At the request of the City Clerk, Council added:

- 5.5 The Closure of a road or passageway(right of way) from Upper Water Street to approximately 130' eastwardly
- 9.3 Residents of Southhill Drive Area re: Installation of Sidewalk, Curb and Gutter Charges
- 20.1 Contract Development - Peninsula and South End
- 20.2 Permission to Use City Flag
- 20.3 Award of Tender No. 82-80 - Bridgeview North Connector
- 20.4 South End and Peninsula Zoning Bylaw - Amendments
- 10.23 Meetings of Council - October 1982

At the request of Alderman Meagher, Council added:

- 20.5 Report from Director of Works concerning Closing of Gottingen Street for Joseph Howe Festival
- 20.6 Report from City Solicitor regarding Attorney General's ruling Concerning the holding of Plebiscites

At the request of the City Clerk, Council deleted:

- 5.2 Case No. 4164 - Contract Development and Lot Consolidation 1521 Lower Water Street (to be deferred to Sept. 30 meeting)

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

Motion passed.

DEFERRED ITEMS

Soft Areas 17 & 18 - Detailed Zoning Review

The City Solicitor addressed the matter indicating that steps had been taken in 1979 to rezone the property from C-2 to C-1, Council approved this rezoning, however, the

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matter was appealed and has not proceeded from that point.

The City Solicitor advised that it is recommended that the motion regarding the approval of the rezoning from C-2 to C-1 be rescinded.

MOVED by Alderman Meagher, seconded by Alderman Cromwell that Council's motion of October 25, 1979 regarding the rezoning from C-2 to C-1 of the same area be rescinded.

As members of Council were not in possession of a report it was MOVED by Alderman Clarke, seconded by Alderman O'Malley that the matter be referred to the next regular meeting of Halifax City Council in order that the matter be clarified.

Motion passed.

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

This matter was deleted during the setting of the agenda.

Case No. 4199 - Contract Development - 1891-93 Granville Street

A public hearing into the above matter was held on September 8, 1982.

MOVED by Alderman Downey, seconded by Alderman Jeffrey that the contract development application, under Section 84 of the Zoning Bylaw, Peninsula area to permit the occupancy of 1891-93 Granville St. for use by the Nova Scotia College of Art and Design, be approved by Council.

The Acting City Clerk advised that Aldermen Hanson and Flynn were not present at the hearing.

Motion passed with Aldermen Hanson and Flynn abstaining.

Case No. 4223 - Contract Development - 1560-62 Robie Street

A public hearing into the above matter was held on September 8, 1982.

Alderman Cromwell addressed the matter indicating that he could not understand why this proposal was before Council after having been refused. He further noted that he questioned the legality of the proposal being before Council due to the motion made by Council on March 11, 1982 in which Council stated they would accept no further applications for contract development in this area until such time as the South End and Peninsula Centre Detailed Area Plans were in place.

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Alderman Cromwell noted that members of Council were familiar with the Municipal Development Plan, which states that the area involved is a residential area. Alderman Cromwell further suggested that it was Council's duty to uphold the Municipal Development Plan as it was law within the City of Halifax.

Alderman Cromwell further went on to say that this was a dangerous precedent to set, and was obviously an attempt at commercial intrusion into an established residential area.

MOVED by Alderman Cromwell, seconded by Alderman Wooden that the application for contract development to permit the conversion of one of two existing 3 bedroom units in the duplex building located at 1560-62 Robie Street to a dental laboratory be refused.

Alderman O'Malley addressed the matter noting that the contract as set out in the staff report did not include such guarantees as only one employee and questioned what other possible alternatives the site could be used for. Alderman O'Malley suggested that the information was inadequate and that a further report would be helpful.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that the matter be deferred to the next regular meeting of Halifax City Council at which time a report from staff would be available outlining the alternate uses which could be placed on the property and an outline of the contract including a guarantee of the type of operation which would be located on that site for all time.

Alderman Clarke indicated that two other matters were mentioned by the solicitor for the applicant which he indicated could be included in the contract. Alderman Clarke noted them as being a provision that if the use as a dental laboratory should cease then the property would revert back to its original zoning and an assurance that contract developments would not be sought on the other properties owned by the applicant on Robie Street. Alderman Clarke indicated that he would like these matters addressed in the report.

The motion was put and a recorded vote was called for as follows:

For: Aldermen Meagher, O'Malley, Clarke, Jeffrey, LeBlanc, and Hamshaw (6)
Against: Aldermen Cromwell, Downey, and Wooden (3)

Motion passed with Deputy Mayor Maley and Aldermen Hanson and Flynn abstaining.

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The Closure of a Road or Passageway (right of way) from
Upper Water Street to approximately 130' eastwardly

A public hearing into the above matter was held
on September 16, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman
Downey that City Council approve the closure of a road
or passageway (right of way) from Upper Water Street
to approximately 130' eastwardly as shown on City of
Halifax Plan #TT-32-27108.

The Acting City Clerk advised that Alderman O'Malley
was not present at the hearing.

Motion passed with Alderman O'Malley abstaining.

MOTIONS OF RECONSIDERATION

Deputy Mayor Maley Re: Reconsideration of City Council's
Resolution of August 26, 1982 Relating to Staff Hiring
Practices.

Deputy Mayor Maley gave notice of motion to
reconsider City Council's motion of August 26, 1982
regarding Staff Hiring Practices at the meeting of Council
held on August 26, 1982.

Deputy Mayor Maley requested that the matter
be deferred to the next meeting of Council due to the fact
that further information was not available at this time, to which
Council agreed.

PETITIONS AND DELEGATIONS

Residents of St. Margaret's Bay Road Area Re: Installation
of Sanitary Sewer and Water Service

Alderman Hanson presented a petition from the
Residents of St. Margaret's Bay Road Area regarding
installation of Sanitary Sewer and Water Services, requesting
that staff study the matter and include the feasibility of
sidewalk installation in the area and the value of doing
this work at the same time and bring back a report.

Relief of Payment of Taxes - The African Methodist Episcopal
Church of Halifax.

A staff report dated September 13, 1982, was submitted.

MOVED by Alderman Downey, seconded by Deputy Mayor
Maley that Council exercise its powers under Section 142(1)
(B) of the Assessment Act and authorize staff to relieve
all rates and taxes for the African Methodist Episcopal
Church for the year 1981. Motion passed.

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Residents of Southhill Drive Area re: Installation of
Sidewalk, Curb and Gutter Charges

Alderman LeBlanc presented a petition from the Residents of the Southhill Drive Area regarding installation of Sidewalks, Curb and Gutter Charges, noting that the matter was quite involved and requesting that staff and the City Solicitor to study the petition and attached material and report back to Council.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Relief of Payment of Taxes - Blunden Construction Ltd.

This matter was forwarded to Council without recommendation pending a legal opinion.

Mr. Smith, Director of Finance, addressed the matter indicating that discussion was ongoing on the matter but a legal consultation was necessary before a report was available on this matter. He requested that Council defer the matter until such time as the report is available.

MOVED by Alderman Wooden, seconded by Alderman Jeffrey that this matter be deferred until such time as a report is available.

Motion passed.

Metropolitan Authority - 1982 Budget

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that His Worship the Mayor be empowered by Council to meet with the Mayors and Wardens of the other participating bodies to bring a resolve to this whole program so that the Mayors and Warden can influence individual councils and the representatives on the Metropolitan Authority to bring in official guidelines.

The City Solicitor noted that at a previous meeting Alderman O'Malley had put forth a number of questions regarding this matter and indicated that a report would be available for the next Committee of the Whole.

Deputy Mayor Maley addressed the matter noting that such action would be profitable for the 1983 budget, but would have no effect on the 1982 budget as Council was bound to pay the overexpenditure by contract.

Alderman O'Malley indicated that the intent of his motion was to open dialogue between the chief magistrates of the participating municipalities in order that a mutual agreement

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be reached and a resolution be forwarded to the various Councils instructing their representatives on Metropolitan Authority to keep expected growth within the restraint guidelines.

Deputy Mayor Maley reiterated her comments regarding the profitability for the 1983 and asked the City Solicitor what authority Council had to approve the payment of the over-expenditure. The City Manager indicated that Council's authority came from Section 201 of the City Charter. Deputy Mayor Maley further noted that a report requested some time ago dealing with representation on Metropolitan Authority had not as yet been presented to Council.

Alderman LeBlanc addressed the matter indicating that during the discussions of the chief magistrates of the various municipalities an attempt should be made to formulate cost sharing formulas or policies.

Alderman Flynn then questioned the City Manager on the time factor involved regarding the submission of the Metropolitan Authority budget and the presentation of the City budget to Council. The Manager indicated that the Metro Authority budget was submitted shortly before staff presented the City budget to Council for their approval. He noted that little time was available for discussion. Alderman Flynn suggested that an effort be made to have the Metropolitan Authority Budget submitted at an earlier date.

The motion was then put and passed.

MOVED by Deputy Mayor Maley that Halifax City Council instruct Metropolitan Authority that no increase beyond 6% will be acceptable in 1983.

Alderman O'Malley, addressed Council on a Point of Order indicating that it was his belief that Council could not restrict Metropolitan Authority with regard to the level of their budget due to the contractual arrangement with that body.

There was no seconder to the motion.

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn that City Council, under the pertinent section of the City Charter, approve a payment to the Metropolitan Authority in the amount requested in their budget for 1982.

Discussion ensued with Alderman Cromwell indicating that he could not and would not vote in favor of this motion as he felt the budget had been set for the year.

The City Solicitor noted that the funds would be

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available under Section 201 of the City Charter, either from surplus or be added to the budget for 1983. He further noted that Council was bound by contract to pay this overexpenditure to Metro Authority.

The motion was put and passed.

National CMHC Policy on Rent Increases"

This matter was forwarded to Council without recommendation

Alderman O'Malley, with the agreement of Council, tabled the matter due to the fact that a report had been received regarding Alderman O'Malley's question.

Expropriation Settlement - Services Easement, 12 Beechwood Terrace

MOVED by Alderman Hamshaw, seconded by Alderman O'Malley that the expropriated easement at 12 Beechwood Terrace, belonging to Mr. and Mrs Harvey Burt, be purchased for \$15,965.80 as settlement in full less amounts already paid out. Funds are available in Account Number 227418 Z0500 DB002 (Lands required for Rockingham North Services Project).

Motion passed.

Former Incinerator Building

MOVED by Alderman O'Malley, seconded by Alderman Clarke that:

1. the present occupants of the Former Incinerator Building be given three month's notice to terminate the lease;
2. the building be taken down as quickly as possible;
3. if recommended by staff, the site be used for a central stores facility and if not, that it be used for the next best use possible; and
4. staff be authorized to call tenders for demolition.

Deputy Mayor Maley addressed the matter suggesting that it was premature to have the present tenants vacate the premises and to have the building torn down before it is known what use the property will be put to.

Alderman Clarke noted that the site was unsightly and suggested that the demolition of the building was overdue.

Alderman O'Malley reiterated the comments of Alderman Clarke.

Motion passed.

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Partial Settlement - 3506 Dutch Village Road (Shell Canada Limited)

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw that an amount of \$31,901.55 be paid to Shell Canada Limited for relocating of the pump island at 3506 Dutch Village Road, and further that a payment of \$182.48 per working day be made to the Lessee and a payment of \$378.50 per working day to Shell Canada Limited, while the pump island is being relocated. Funds can be made available from Account No. 226111 20330 CJ001 (Traffic Improvements - Dutch Village Road).

Motion passed.

NIP Implementation 1982 - Status Review

MOVED by Alderman O'Malley, seconded by Alderman Downey that the commitments as contained in the staff report dated August 26, 1982 be undertaken and fulfilled as quickly as it is possible, that the sidewalk on Bilby Street (south side) between Agricola Street and Robie Street be renewed using NIP II available funds, with City forces being utilized wherever possible, and further that the sidewalk be renewed on North Street (north side) between Northwood Terrace and Belle Aire Terrace, utilizing funding from NIP III.

Deputy Mayor Maley noted that she had questioned staff regarding the possibility of having Harvey Street sidewalks renewed within this project.

Mr. Pearson indicated that the NIP Core Committee had recommended at its last meeting that the sidewalks on Harvey Street be renewed.

MOVED in amendment by Deputy Mayor Maley, seconded by Alderman O'Malley that the motion be amended to include the renewal of Harvey Street sidewalks (south side) utilizing funding from NIP.

The motion to amend was put and passed.

The main motion was put and passed.

Parking Proposal - Chebucto Landing - Waterfront Development Corporation

MOVED by Alderman Wooden, seconded by Alderman Hamshaw that Council authorize a three (3) year lease of parcels 1 and 7 for nominal consideration of \$1.00 plus taxes.

Deputy Mayor Maley indicated that she was under the impression that there was to be a staff report regarding the cost of this.

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Mr. Churchill, Real Estate addressed the matter indicating that the total cost of the parking proposal was to be borne by the Waterfront Development Corporation. He further noted that the surface treatment had been estimated at \$30,000, which in staff's opinion was far too much. He noted that further investigation of the matter would be carried out to ascertain if the work could be done for less.

The City Manager noted that this motion was not related to the cost of the surface treatment.

Deputy Mayor Maley requested that the report regarding the cost of the surface treatment be available at the next meeting of Committee of the Whole.

The motion was put and passed.

Expropriation Settlement - Service Easements, Lot 24, Castlehill Drive

MOVED by Alderman Hamshaw seconded by Alderman Jeffrey that the expropriated easements at Lot 24, Castlehill Drive, belonging to Mrs. Annabel Cuvelier, be purchased for \$5,904.50 as settlement in full. Funds are available in Account Number 227418 20500 DB002 (Lands Required for Rockingham North Services Project).

Motion passed.

Tax Concessions Ordinance - Commercial and Industrial Buildings

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that City Council enact an ordinance respecting Tax Concessions for New Commercial and Industrial Construction, under the provisions of Section 240 of the Halifax City Charter, 1963, to be known as Ordinance Number 122, and cited as the "Tax Concession Ordinance", as attached in Appendix "B" of the staff report dated August 26, 1982; and further that this matter be forwarded to Council for First Reading.

The City Solicitor noted that this motion would establish the principle and a Notice of Motion should be given at the proper time to set the approval procedure in motion.

Deputy Mayor Maley addressed the matter referring to a brief received from the Board of Trade which indicated that such tax concessions would make little difference to the rate of development in the city. She further noted that such tax concession would have an impact on the 1983 budget.

Deputy Mayor Maley indicated that she felt this move would be unfair to already established commercial and industrial developments .

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Deputy Mayor Maley suggested that strong representation be made to the Provincial Government to amend their grant policy to meet the needs expressed by Halifax and other municipalities in encouraging developments to locate. She suggested that the grant structure should be changed to allow use by industrial and commercial developments.

Alderman Cromwell addressed the matter indicating that it was his understanding that this was an approval in principle only. He noted that he was not voting for tax concessions at this time, but rather the principle.

Alderman Wooden addressed the matter noting that Deputy Mayor Maley's comments with regard to representation to the Province were sound. She further indicated that she felt the Ordinance would be a plus for Halifax, particularly if it encouraged development of certain areas in the City, bringing them back to their former prosperity. She further reiterated Alderman Cromwell's comments.

The City Solicitor indicated that under the provisions of the proposed ordinance certain developments would automatically qualify. He then explained the procedure undergone to have the authority placed back in the city's hands to allow tax concession for industrial and commercial development.

The City Manager addressed the matter suggesting that the matter be referred to Committee of the Whole Council for further discussion and clarification of the results of such an Ordinance.

It was noted that the proposed Ordinance could be amended if need be.

Alderman Clarke addressed the matter voicing his opposition to this or a similar Ordinance.

Alderman LeBlanc addressed the matter indicating that he was merely trying to find an avenue to encourage development in the City, but noted he would be in favor of deferral to clarify the questions raised this evening.

Alderman O'Malley addressed the matter noting that it was his intention that only the principle of an Ordinance for Tax Concession to Commercial and Industrial Developments be approved. He further addressed previous comments regarding the hardship to the present taxpayers, noting that a wider commercial and industrial base in the City would in the long run benefit the established commercial, industrial, and residential taxpayer of the City.

The City Manager addressed the matter noting that it was his understanding that the motion in fact approved the proposed Ordinance as attached to the August 26, 1982 staff report.

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MOVED by Alderman Clarke, seconded by Alderman
Hamshaw that the matter be deferred to the next Committee
of the Whole Council to be held on September 22, 1982.

The motion was put and passed.

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MOVED by Alderman Clarke, seconded by Alderman Hamshaw that the matter be deferred to the next Committee of the Whole Council to be held on September 22, 1982.

The motion was put and passed.

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Expropriation - Herring Cove Road Sidewalk - Sylvia Avenue
to Lynnett Road

MOVED by Alderman Wooden, seconded by Alderman Jeffrey,
as recommended by the Finance & Executive Committee, the
properties listed in Schedule "A" attached to the August 30, 1982
staff report be expropriated by the City of Halifax for street
purposes, namely, the widening of Herring Cove Road and
construction of a sidewalk between Sylvia Avenue and Lynnett
Road.

Motion passed.

Mainland North Fire Station

MOVED by Alderman Hamshaw, seconded by Alderman Wooden,
as recommended by the Finance & Executive Committee, that the
City sell to James Edward and Dale K. Bungay parcel "X" as
shown attached to the August 31, 1982 report for the price of
\$6,500, and that the City purchase the Bungay interest in the
described right-of-way lying between Dunbrack and Oriole Street
for the price of \$6,500.

Motion passed.

Acquisition - Parcel H-83, Civic No. 236 Herring Cove Road

MOVED by Alderman Wooden, seconded by Alderman Hamshaw,
as recommended by the Finance & Executive Committee, that Parcel
H-83, as shown on Plan # TT-30-26612 be acquired from Hugh and
Marjorie Brownell for \$46,500, as settlement in full for all
claims. Funds are available in Account # 226111 Z0500 EH014,
Land for Municipal Purposes Account.

Motion passed.

Acquisition - Civic No. 258 Herring Cove Road

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

1. that Civic No. 258 Herring Cove Road be purchased from Allan
and Dorothy Tanner, 20 Circle Drive, Halifax, for \$62,500,
as settlement in full;
2. that the building only at Civic No. 258 Herring Cove Road
be sold to Mr. & Mrs. Tanner for \$5,000 and be removed from
the lot at Mr. Tanner's expense by a mutually agreed upon
date. Funds are available in the Land for Municipal
Purposes Account # 226111 Z0500 EH014, subject to the
approval of the Minister of Municipal Affairs.

Motion passed.

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Walkway - Parmbelle Lane to Bayview Road

The following recommendation was forwarded to Council from the Finance & Executive Committee meeting held on September 8, 1982:

- ' that 1) Council vary the policy in respect to procedure # 43 and narrow the walkway at the Parmbelle end from 12 feet to 6 feet, if need be;
- 2) staff prepare a recommendation with regard to this matter which would accomodate the intention of the original motion and members of Council '

Alderman LeBlanc spoke to the matter and advised he had not received the requested report in this regard.

The City Manager advised that nothing was prepared in writing with respect to this matter and if it was Council's intent to proceed with the walkway, authorization must be given to waive Local Improvement Charges as well as authorizing staff to acquire the property. The City Manager further advised that a Motion that \$15,000 be authorized from Section 201.1 of the City Charter was also necessary. The City Manager stated that this amount represented the construction costs which can not be financed out of the Sale of Land Account.

MOVED by Alderman LeBlanc, seconded by Alderman Meagher
that:

1. Council vary the policy in respect to procedure # 43 and narrow the walkway at the Parmbelle end from 12 feet to 6 feet, if need be;
2. the City proceed with the walkway; Local Improvement Charges be waived and staff be authorized to acquire the property;
3. An amount of \$15,000 be authorized under Section 201.1 of the City Charter, being the difference between the construction costs which cannot be financed from the Sale of Land Account.
4. authority be granted to obtain the appropriate funds from the Sale of Land Account.

Motion passed.

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Marine Workers Federation - Resolution of Support re: Policy
on Offshore Development

MOVED by Alderman O'Malley, seconded by Alderman Meagher,
that Halifax City Council resolve to give its' unqualified support
to the Marine Workers and that a letter be drafted by the Mayor's
Office to be sent to the appropriate Ministry in Ottawa, with
copies to the appropriate Ministry in the Provincial Government,
outlining Council's unqualified support for their position in this
regard.

Motion passed.

Award of Tender #82-108 - NIP Pocket Parks

MOVED by Alderman Downey, seconded by Alderman O'Malley,
as recommended by the Finance and Executive Committee, that
Tender No. 82-108, NIP III Pocket Parks be awarded to the low
bidder, Edmonds Brothers Landscaping Services (1979) Ltd. at the
bid price of \$75,473.45; and that the total project costs be
set at an amount not to exceed \$90,568.14 which represents the
low bid plus a 20% contingency allowance. Funds are available in
Account Number Z0500 EH007.

Motion passed.

Nuclear Disarmament Referendum

The following recommendation was forwarded to Council
from the Finance and Executive Committee meeting held on
September 8, 1982:

- ' that the City take a vote on the matter along
the lines suggested by Deputy Mayor Maley at
the Finance meeting which is to have it at
the same time and in the same building as the
municipal elections, but to have no contact
with it either by way of advertising for the
election or by other than directional notices
in the building '

An information report dated September 15, 1982 from the
Returning Officer was submitted.

Due to the information provided, it was agreed that the
matter be TABLED.

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1987 Winter Canada Games

The following recommendation was forwarded to Council from the Finance & Executive Committee meeting held on September 8, 1982:

' that Council authorize the preparation of a bid by the Canada Winter Games Feasibility Committee to be brought back to Council for consideration '

MOVED by Alderman O'Malley, seconded by Alderman Downey that the City of Halifax approve in principle, the submission of a bid to host the 1987 Canada Winter Games and further, to appoint immediately two representatives to a Committee charged with the responsibility of preparing a formal proposal for the approval of Council by September 30, 1982.

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

Stipends

This matter was forwarded to Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that this matter be referred to the Commission on City Government.

Alderman Wooden spoke to the matter and expressed the view that this item should be dealt with by this Council and not referred to the Commission on City Government. As well, Alderman Wooden advised that some consideration should be given the matter of the amount of time spent away from regular employment and the time given up for social activities when a decision is being made. Alderman Wooden expressed the view that a 6% increase should be provided for the newly-elected Council as at October 16, 1982.

A brief discussion on the matter ensued and it was MOVED by Alderman Wooden, seconded by Deputy Mayor Maley that the Stipends be set at 6%, 5%, and 5% for the next three years.

Following a further brief discussion, this Motion was put and LOST.

MOVED by Alderman Clarke, seconded by Deputy Mayor Maley that the recommendations as contained in the 1982 Report of Stipends Committee of the City of Halifax, dated July 23, 1982 be accepted by City Council.

The Motion was put and passed with a recorded vote requested as follows:

FOR: Deputy Mayor Maley, Alderman Cromwell, Downey, O'Malley, Clarke, Wooden, Jeffrey and Flynn

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AGAINST: Aldermen Meagher, LeBlanc, and Hamshaw

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The Chairman declared the Motion passed.

Nova Scotia Power Corporation - Rate Increase

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell, as recommended by the Finance & Executive Committee, that Council align itself with regard to the Union's proposal that the Province be approached with a request to amend the legislation so that the grants will increase each year at a reasonable rate.

Motion passed.

Grant - Correctional Centre

At the Finance & Executive meeting, it was agreed that this item be placed on the agenda of this Meeting.

Alderman Clarke advised of a newspaper article in the Bedford-Sackville News this date which objected to the loss of Provincial monies and suggested that the Province of Nova Scotia reconsider this matter.

Alderman Clarke requested a report on the matter to which the City Solicitor advised that information and correspondence over the last four years is being assembled and reviewed and a report will be forthcoming.

The Chairman suggested that further discussion might take place when the report is submitted.

Meetings of Council - October 1982

A report dated September 15, 1982 from the Acting City Clerk was submitted.

Deputy Mayor Maley spoke to the matter and also to the notification of scheduled budget meetings in the near future; and expressed the view that the new council members should be a part of the Capital budget discussions. A brief discussion on this matter ensued and it was agreed that these meetings be held following the installation of the new Council in early November.

Alderman O'Malley spoke to the matter and suggested that budget discussions during the final year of the term should be held earlier in the year.

MOVED by Alderman O'Malley, seconded by Alderman Cromwell that the meetings of October 20, 1982 and October 28, 1982 be confirmed; with the suggested date of November 1, 1982 for the Swearing-In Ceremony for new Council members be also confirmed.

Motion passed.

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It was agreed that the proposed Capital Budget meetings be Tabled and considered in early November, 1982.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on September 8, 1982, as follows:

Bridge Structure - Old Sambro Road

This matter will be dealt with later on the agenda.

Award of Tender No. 82-114 - Ornamental Fence, Parks & Grounds

MOVED by Alderman Hamshaw, seconded by Alderman Downey,
as recommended by the Committee on Works, that:

1. Tender No. 82-114 for six foot Ornamental Fence - Parks & Grounds yard, Bell Road, for a total cost of \$13,753.00 be awarded to Modern Iron Works, 25 Illsley Dr., Dartmouth, Nova Scotia, B3B 1G5;
2. funding authorized from Account number (s): 125345.X1381.DS221;
3. funding transfers, if applicable, be approved as follows:

D9900-DS304	-	\$2,103.00
D9900-DS314	-	500.00

Motion passed.

Award of Tender No. 525633 - Landscaping, Graves Oakley Park

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

1. Tender No. 525633 for landscaping Graves-Oakley Park for a total of \$9,375.00 be awarded to Elmsdale Landscaping, Elmsdale, Hants Co., N.S. B0N 1M0;
2. funding authorized from Account number (s): 225206.Z0600.FA001

Motion passed.

Bridge Structure - Old Sambro Road

The following recommendation was forwarded to this meeting from the meeting of the Committee on Works held on September 8, 1982:

' that a meeting with the Premier of Nova Scotia, the Minister of Transportation and His Worship the Mayor, along with appropriate staff be set up to discuss the cost-sharing arrangements with the Province of Nova Scotia, as soon as possible.'

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Alderman Wooden referred to the matter and requested information as to the response from the Provincial Government on the matter of cost-sharing. Mr. Connell, Director of Engineering and Works, advised that no reply has been received.

Alderman Wooden advised of the necessity of constructing this bridge before the winter and questioned whether this structure could be started before the cost-sharing arrangement with the Province is approved. The City Manager advised of other projects commenced in this manner which have cost the City money; and stated that prior approval is necessary before the project begins.

MOVED by Alderman Wooden, seconded by Alderman Meagher that the Old Sambro Bridge structure be recommended for completion, pending Provincial approval for cost-sharing. Alderman Wooden asked that the Mayor's office contact the Premier tomorrow to determine if the City has such approval and if not, to follow the matter to the end. Alderman Wooden asked that if approval is obtained, that it be obtained in writing and supplied to the appropriate staff departments.

Motion passed.

Award of Tender No. 525752 - Two Boilers for Energy Retrofit Program - Parks & Grounds

MOVED by Alderman Hamshaw, seconded by Alderman Wooden as recommended by the Committee on Works, that the City purchase three (3) furnace units, instead of the originally quoted two (2) units, at revised total cost of \$14,137 (comprised of 3 units @ \$4629 plus a blanket startup fee of \$250) from Crane Supply Limited, 5431 Doyle Street, Halifax, N.S. B3J 1H9; with funding authorized from account number(s): 222503.20330.CK047. Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on September 8, 1982, as follows:

Case No. 4092 - Contract Development, 5954 Spring Garden Road

It was agreed that this matter be dealt with at this time.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell, as recommended by the City Planning Committee that Clause 2 of the agreement between Century Real Estate Limited and the City of Halifax respecting 5954 Spring Garden Road be amended to read:

- 2) the developer shall construct on the lands a building substantially in conformance with Plans No. P200/10664-10666, filed with the City of Halifax Development Department as Case No. 4092, and shall not develop or use the lands for any other purpose than offices and one dwelling unit.

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Motion passed.

Case No. 4210 - Lot Consolidation to Form Block "G", Brunswick Street, Prince Street and Market Street

MOVED by Alderman Downey, seconded by Alderman Cromwell, as recommended by the City Planning Committee, that the application to consolidate Parcels 1, 2, 3, 4 and a portion of Lot 8 and a portion of Lot 15 to form Block "G", lands of Grafton Investments Limited, as shown on Plan No. P200/11391 of Case No. 4210, be approved by City Council.

Motion passed.

C-2 Zoning Review, Area 1 - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Cromwell, seconded by Alderman Wooden, as recommended by the City Planning Committee, that a date be set for a public hearing to consider the rezoning of the entire Lot D, also identified as 6389-91 Chebucto Road, presently zoned partly C-2 and partly R-2 to C-2A (Minor Commercial) as shown on Map 1 as attached to the August 17, 1982 staff report.

Motion passed.

The Acting City Clerk advised the date set for this public hearing was WEDNESDAY, OCTOBER 20, 1982 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 3423 - Amendment to Contract Development, Parkmoor Development, Spryfield - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Wooden, seconded by Alderman Downey, as recommended by the City Planning Committee, that a date be set for a public hearing to consider the application for the amendment to the contract development, under Section 66 of the Zoning Bylaw, Mainland area, for Parkmoor Subdivision to include in Phase I, the development of Blocks "F" and "G", as shown on Plan No. P200/10906 of Case No. 3423.

Motion passed.

The Acting City Clerk advised the date set for this public hearing was WEDNESDAY, OCTOBER 20, 1982 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 4170 - Contract Development - Lots G-1 and G-2, Purcell's Cove Road - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Wooden, seconded by Alderman Downey, as recommended by the City Planning Committee that a date be set for a public hearing to consider the contract development application under Section 66 of the Zoning Bylaw, Mainland area, to permit the construction of a single family dwelling, a boathouse and a

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storage shed on Lots G-1 and G-2, Purcell's Cove Road, respectively.

Alderman Wooden referred to the dedication of the North West Arm walkway and asked if this was to be included in the proposal to which Mr. Algee, of the Development Department responded that the walkway would be included on city-owned land.

The Motion was put and passed.

The Acting City Clerk advised the date set for this public hearing was WEDNESDAY, OCTOBER 20, 1982 at 7:30 p.m. in the Council Chamber, City Hall, Halifax, N.S.

Case No. 4211 - Lot Consolidation - Civic No. 9 (Lot "S")
Mountain Road

MOVED by Alderman Wooden, seconded by Alderman Flynn,
as recommended by the City Planning Committee, that City Council approve the lot consolidation creating Lot "S", as shown on Plan No. P200/11446 of Case No. 4211.

Motion passed.

Case No. 4055, Contract Development, Sobeys, Queen Street

MOVED by Alderman Hamshaw, seconded by Alderman Downey,
as recommended by the City Planning Committee, that the agreement between Sobeys Leased Properties Limited and the City of Halifax respecting 1120 Queen Street, be amended to include the following clause:

- ' 13) Notwithstanding the provisions of Clause 12, the City shall issue an occupancy permit for 1120 Queen Street upon completion of the building in accordance with all applicable regulations and codes subject to demolition of the existing Sobeys store, not including the drug store and completion of the parking lot, both no later than June 1, 1983.

Motion passed.

Case No. 4017 - Contract Development - 2885 Robie Street

This matter was forwarded to Council without recommendation.

MOVED by Deputy Mayor Maley, seconded by Alderman O'Malley,
that the agreement between Atlantic Television Systems Limited and the City of Halifax, respecting 2885 Robie Street be amended to reflect the changes described in the staff report dated September 7, 1982.

Motion passed.

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MOTIONS

Administrative Order Number 18 Respecting 'Settlement of Claims of the City' - FIRST READING

A Notice of Motion with respect to this matter was given at the Council meeting held on August 26, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman Wooden that Administrative Order Number 18 respecting "Settlement of Claims of the City" be now read and passed a FIRST TIME.

Motion passed.

Motion Deputy Mayor Maley re: New Parking Bylaw - FIRST READING

A Notice of Motion with regard to this matter was given at the Council meeting held on August 26, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell that the new parking by-law respecting parking meters for the regulation of parking motor vehicles left standing in the City of Halifax be now read and passed a FIRST TIME.

Motion passed.

MISCELLANEOUS ITEMS

Award of Tender No. 902295 - Renew Ornamental Fence Around Public Gardens

A staff report dated September 7, 1982 was submitted.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that Tender No. 902295 for the renewal of Ornamental Fence around the Public Garden for a cost of \$36.75/lin. ft. be awarded to the Gillis Co. Ltd., P.O. Box 383, Halifax, Nova Scotia, B3J 2P8; funding to be authorized from Account number(s): X1381.DS223 - \$10,000; D9900.DS299 - \$10,000.

Motion passed.

Application for Auctioneer License - McDonald Chevrolet- Oldsmobile Ltd.

Correspondence dated September 13, 1982 from Mr. Charles P. McDonald, General Manager, McDonald, Chevrolet-Oldsmobile was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that an Auctioneer's License be issued to McDonald Chevrolet-Oldsmobile Ltd. for the coming year - 1983.

Motion passed.

QUESTIONS

Question Alderman Jeffrey re: Falling Rock - Gestner Street and Coronation Avenue

Alderman Jeffrey referred to a problem with a pile of falling rock along the west side of Gestner Street and Coronation Avenue, which has caused broken windows and cars are sliding in the area due to the amount of rock.

Alderman Jeffrey asked that staff review the matter to see what can be done to correct the situation.

Question Alderman Jeffrey re: Bus Service - Fairmount Area

Alderman Jeffrey referred to the bus service and gave the times provided for the residents of the Fairmount Area; advising these times were inconvenient for the citizens. Alderman Jeffrey requested a report outlining whether the times could be changed to accommodate the persons going to work.

Question Alderman Jeffrey re: Raised Manhole Covers - Paving Project Barrington Street and North Street (North Gate of the Dockyard)

Alderman Jeffrey advised of the paving project in the vicinity of the North Gate of the Dockyard at Barrington Street and North Street with some raised manhole covers at the present time and asked if paving was going to take place.

The Director of Engineering and Works advised that this project has been approved and will be continuing within the next week.

Question Alderman Jeffrey re: Collapsed Pipe - North Gate and North Street

Alderman Jeffrey advised he has information of approximately 162 feet of collapsed pipe in the area of the North Gate, Barrington Street and North Street, under the street which should be repaired. According to the information, Alderman Jeffrey advised that this was due for repairs next year.

The Director of Engineering and Works advised that a series of studies had been done on the area and findings were that complete repair should be carried out. The Director also advised that the resurfacing would be in place for at least three years and total repair would take place.

Question Alderman Downey re: Crosswalk - Artz Street and Barrington Street

Alderman Downey requested that a crosswalk be installed from Artz Street to the east side of Barrington Street, necessary due to the increase population in the area.

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Mr. Connell advised that a survey and study would be done.

Question Alderman Downey re: Traffic Improvement - Gerrish Street to Uniacke Street

Alderman Downey referred to the removal of double markings in the area of Gerrish and Uniacke Street and asked if there would be any line markings placed in that area before the cold weather sets in.

Mr. Connell advised that the matter would be reviewed. 20

Question Alderman Downey re: Crosswalk Signage Painting

Alderman Downey referred to a number of crosswalks not as yet painted and asked if they would be completed before the program is ended.

Mr. Connell advised there was a couple of weeks' work remaining in the crosswalk signage painting project.

Question Alderman Wooden re: Curb, gutter and grass median along Lieblin Drive

Alderman Wooden requested a staff report on the matter of curb, gutter and grass on median along Lieblin Drive. Alderman Wooden advised that it was not put in at the time of sidewalk construction because it might have been the area for sewer. Alderman Wooden stated she would like some indication that the storm sewer would go there, now that the Park is on the other side of the road. Alderman Wooden requested that the matter be planned for and costed now; with a report to be submitted.

Question Alderman Wooden re: Lack of sidewalks - Sussex Street

Alderman Wooden referred to the existence of the new mall in Spryfield, exiting out via Sussex Street and advised there were no sidewalks on Sussex Street and requested information as to how quickly work could be done in this area, suggesting it be a priority item in the next budget.

Question Deputy Mayor Maley re: Crosswalk - in the area of Cartaret Street or Studley Avenue

Deputy Mayor Maley advised that a request had been made a couple of weeks ago that staff look at the possibility of a crosswalk in the vicinity of Cartaret Street or Studley Avenue, as upwards to fifteen children are using the area to go to school. Deputy Mayor Maley advised that parents are providing crosswalk services and asked that the review be speeded up.

Question Deputy Mayor Maley re: Traffic Improvement - South Street
and Oxford Street

Deputy Mayor Maley referred to the matter of Council's refusal of the traffic improvement at the corner of South Street and Oxford Street and further noted that this item was taken out of the budget. Deputy Mayor Maley advised that even though this was not approved, she felt that it did not diminish the need to be done. Deputy Mayor Maley suggested that a four-way stop, as suggested, should be put in.

Deputy Mayor Maley asked for a report on the matter advising that motorists are using it as a four-way stop at the present time, leading to a great deal of confusion.

Question Deputy Mayor Maley re: Sidewalk Renewals

Deputy Mayor Maley referred to Council's approval of sidewalk renewals in NIP II area and asked that the **three** sidewalks as **included** in a listing given to the Alderman could be added to the list to be included in the Capital Budget for 1983. The Deputy Mayor advised that they included part of Inglis Street, another the south side of South Street, with no recollection of the location of the third saying they were included in the last NIP report.

Question Alderman Clarke re: Flooding Problem- 3029 Connolly Street

Alderman Clarke advised of a recent flooding problem at 3029 Connolly Street and stated that liability had been denied.

Alderman Clarke requested that staff prepare a report outlining the history of the sewer, if the problem could have been rectified so that the flooding would not have occurred and Mr. Lerue, the owner, might be reimbursed for the expenses incurred.

Question Alderman Clarke re: Correspondence re Tax Concession
Fisherman's Market

Alderman Clarke advised of correspondence received about a month ago from the Fisherman's Market re Tax Concessions and asked that this matter be referred to the Tax Concessions and Grants Committee.

Question Alderman Clarke re: Parking - Barrington Street

Alderman Clarke advised of a call received regarding parking along Barrington Street, particularly between the hours of 11 and 6 o'clock, and in the areas of bus stops and asked what effort is being made to enforce a steady movement of cars. Alderman Clarke requested a report from the Police Department on the matter of enforcement of a steady flow of traffic for cars that are parking in that area.

Question Alderman Clarke re: Arbitrators' - Provincial Government

Alderman Clarke referred to a question asked several weeks

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regarding names of arbitrators which might be sent to the Provincial Government so that a decision may be forthcoming in the outstanding claim of 1.3 million dollars. Alderman Clarke asked if this matter has been completed.

Question Alderman Clarke re: Repair of Speaker and Light System
- Council Chamber Seat # 6

Alderman Clarke asked that the light at his seat in the Chamber be repaired.

Question Alderman Hamshaw re: Ramp - Council Chamber

Alderman Hamshaw advised that during a Board of Health meeting held this past week, a lady stepped off the raised area and fell. Alderman Hamshaw requested that the ramp be replaced on the right side of the Chamber.

The Chairman advised that the matter would be checked into.

Question Alderman LeBlanc re: Fire Inspection

Alderman LeBlanc advised he requested information on fire inspections at the Safety Committee meeting last week, in particular, who does it, how often required of apartments, and if there could be possibly some type of monopoly, and cost. Alderman LeBlanc advised that the requested report had not been received.

The Chairman advised that a report would be submitted.

Question Alderman LeBlanc re: Building Permit - Stoneybrook
Court - Proposed Condonimium

Alderman LeBlanc advised that a building permit was issued on September 2, 1982 by the Development Officer to the owners of the proposed condonimium on Stoneybrook Court; and advised that assurances were given that information regarding a change in the plans would be given to the residents. Alderman LeBlanc quoted from the minutes and stated that this information had not been transmitted to the residents. Alderman LeBlanc further advised that Mr. Campbell of the Development Département had forwarded the revised plans to interested residents, but that this was not done on September 8th. Alderman LeBlanc further stated that the appeal period expires this date. Alderman LeBlanc asked if that building permit issued might be granted a stay of execution or delayed for a week.

The City Solicitor advised that the matter would be reviewed.

Question Alderman Cromwell re: Flooding - Carleton Street area

Alderman Cromwell requested a report on the flooding problem on Carleton Street and how the residents were compensated.

The City Manager advised that a report would be submitted.

Question Alderman O'Malley re: Relocation of Business - Corner of Cornwallis Street and Gottingen Street

Alderman O'Malley advised of a number of calls received over the past week expressing grave concern with the relocation of a business from Vimy Arms to a location at the corner of Cornwallis Street and Gottingen Street which has further moved from that location to an area adjacent to two churches and a school further along Gottingen Street. Alderman O'Malley further stated that a permit application has been filed with the Building Inspector's Office for issuance to Twiggy's Health Club.

Alderman O'Malley advised that he had called the Building Inspector with regard to this matter and further requested absolute assurance that there is not a massage parlour moving into that building. Alderman O'Malley further stressed that he wanted absolute assurance that before any permit is ever granted that the building can not now or ever be used as a massage parlour. Alderman O'Malley stated that the building is located within two hundred feet of two churches and within 400 feet of a school.

The City Manager advised that a permit application has been submitted for a Health Centre and Dance Studio; and staff is actively checking out to ascertain the content of the activities to be performed under such name.

Alderman O'Malley requested that before any permit is issued, that he be provided with the complete report of all staff findings so it may be passed along to those vitally concerned with the matter.

Question Alderman O'Malley re: Smoke-Soot Problem - Olands' Brewery

Alderman O'Malley advised he has requested a report on the matter of the smoke-soot problem from the stack at Olands' Brewery. Alderman O'Malley stated he had reviewed the matter over a year ago and contacted the Provincial authorities, along with the Environmental authorities, the Fire Department, Building Inspection Department and it was reported at that time the matter was corrected.

Alderman O'Malley advised that the problem has not been corrected; that the stack is belching smoke for an area of six to eight blocks surrounding the building. Alderman O'Malley stated the report has not been submitted and asked what is being done about the problem.

The Chairman advised that the matter would be checked upon.

Question Alderman O'Malley re: Dutch Elm Disease

Alderman O'Malley referred to a report and asked for clarification regarding Dutch Elm Disease among trees within the City of Halifax, requesting information on the danger of tree loss and the recommendations in this regard.

Council
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Mr. Connell advised the only indication of the disease is reported with a tree on the corner of Bay Road and Baker Street, and further advised that trees were tested on both sides and had a report from the Frederickton Office that these trees were not affected. To date, no another case has been reported.

Alderman O'Malley suggested that Council members be kept up-to-date in this regard with any recommendation as well.

Question Alderman O'Malley re: Reorganization- Police Department

Alderman O'Malley referred to a newspaper article advising of the reorganization of the Police Department. The reorganization involves two deputy police chiefs and a number of other positions done under the authority of the Police Commission. 20

Alderman O'Malley advised that his understanding and following research that it was the role of the Police Commission to make recommendations to Council. Alderman O'Malley further stated that this recommendation had not been made to Council.

The Chairman advised that the reorganization had already been approved by Council.

Alderman O'Malley stated he made the original motion and that this item was not included in the Motion and that it was purposely excluded in the Motion.

The Chairman advised that there might be some confusion in this regard and suggested that a report be prepared as soon as possible; and that the matter be reported upon at the next meeting of the Committee of the Whole Council.

Question Alderman O'Malley re: Compactor Station - Quarterly Inspection

Alderman O'Malley referred to the quarterly information reports on inspection of the Compactor Station advising that conditions were not satisfactory. Alderman O'Malley asked if steps had been taken to correct the unsatisfactory conditions.

The City Manager advised that the reports are forwarded to the Metropolitan Authority and Alderman O'Malley asked if staff consult with the Authority concerning the problems.

Question Alderman Wooden re: Communication with Staff

Alderman Wooden referred to a recent problem and also of the problem in locating staff on weekends, holidays, etc. and asked if the Aldermen might be provided with support staff phone numbers for emergency purposes.

Alderman Wooden asked that a report be submitted on this matter.

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September 16, 1982

NOTICE OF MOTIONS

Notice of Motion Alderman Hamshaw re: Amendment to Ordinance
No. 130, the Electrical Code Ordinance

Alderman Hamshaw gave notice that at the next regular meeting of City Council to be held on Thursday, September 30, 1982, he proposes to introduce an amendment to Ordinance No. 130, the Electrical Code Ordinance.

The purpose of the amendment is to adopt the latest edition of the Canadian Electrical Code.

Notice of Motion Alderman O'Malley re: Enactment of Ordinance
No. 122, respecting Tax Concessions for New Commercial and
Industrial Construction

Alderman O'Malley gave notice that at the next regular meeting of City Council, to be held on Thursday, September 30, 1982, he proposes to introduce Ordinance No. 122, the Tax Concessions for New Commercial and Industrial Construction.

ADDED ITEMS

Contract Development - Peninsula Centre and South End

A staff report dated September 10, 1982, was submitted.

Correspondence from Stewart, McInnes, Cooper, & Robertson dated September 15, 1982, was also submitted.

The City Manager outlined the contents of the staff report with regard to applications for contract developments within the Peninsula Centre and South End area.

Deputy Mayor Maley spoke to the matter and suggested a clause could be placed in the new zoning bylaw to the effect that 'all contracts previously agreed to will be honoured' and requested information from the City Solicitor as to whether this might be possible. The City Solicitor indicated he could not answer the question at this time but expressed the view that it would be permitted suggesting it could be made a provision of the Zoning Bylaw when the time comes.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey
that the date for the public hearing be deferred until all appeals
have been heard and decisions rendered.

The Motion to defer was put with four voting for it and seven voting against it, as follows:

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September 16, 1982

For: Aldermen O'Malley, Jeffrey, LeBlanc, & Flynn - 4
Against: Deputy Mayor Maley and Aldermen Cromwell, Downey,
Meagher, Clarke, Wooden, and Hamshaw - 7

The Chairman declared the Motion lost and noted that as the hearing date was set, no further action was required.

Alderman O'Malley asked whether the City Solicitor was going to ascertain the legality of including the clause in the Bylaw suggested by Deputy Mayor Maley and the City Solicitor replied in the affirmative.

Permission to Use City Flag

A report dated September 15, 1982 from the Acting City Clerk was submitted.

MOVED by Deputy Mayor Maley, seconded by Alderman Hamshaw that City Council grant permission to fly the City of Halifax Flag during the Town Criers Competition at Historic Properties on September 18, 1982.

Motion passed.

Award of Tender No. 82-20 - Bridgeview North Connector

A staff report dated September 13, 1982 was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Wooden that City Council award Tender No. 82-20 for Project, materials or services listed for the unit prices quoted (alternative II-concrete roadway), sewers and watermains to Standard Paving Maritime Limited in the amount of \$474,000.

Motion passed.

South End and Peninsula Centre - Zoning Bylaw Amendments

A staff report dated September 14, 1982 was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Downey that City Council approve the advertisement for the public hearing attached as Appendix II of the September 14, 1982 staff report.

Motion passed.

Closure of Gottingen Street - Joseph Howe Festival

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

Alderman Meagher advised that a request from a Committee of the Mainstreet Program to close Gottingen Street during the Joseph Howe Festival had been denied and asked for a report from the Director of Engineering and Works in this regard.

Mr. Connell, Director of Engineering and Works, advised a request had been received to close the street on Saturday and had been denied following consultation with the Fire Department and Police Department. Mr. Connell advised of the reasons why the request was refused, citing traffic problems to be a major problem. Mr. Connell advised of an alternate side street which may be closed; that being Maitland Street.

Holding of Plebescites

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

Alderman Meagher requested that the City Solicitor's department request a ruling from the Attorney-General's Department on the holding of plebescites such as the one discussed at the last Committee meeting.

The Chairman advised that this request would be sent to the Attorney-General's Department.

12:15 a.m. - No further business, the meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

30

EDWARD A. KERR
ACTING CITY CLERK

Date Approved by City Council: _____

/sg/wc

n

Record

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 22, 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, Acting Chairman; and Aldermen Downey, Meagher, Clarke, Wooden, Jeffrey, LeBlanc, Flynn, Hamshaw and Hanson.

Also Present: Acting 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.

Deputy Mayor Maley noted that there were two items to be added from Committee of the Whole held earlier this date.

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

1. HTC Pension Plan Surplus
2. Landscaping - Saint Francis Soccer Field

HTC Pension Plan Surplus

This matter was added to the agenda from Committee of the Whole held earlier this date.

The City Solicitor indicated that a potential claim against HTC had arisen in the last few days and requested that Council defer this matter to the next regular meeting of Council.

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

Motion passed.

Landscaping - Saint Francis Soccer Field

This matter was added to the agenda from Committee of the Whole held earlier this date.

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MOVED by Alderman Wooden, seconded by Alderman Jeffrey
that Council award Tender No. 82-130 to Lorraine Landscaping
Ltd. in the amount of \$39,670.

Motion passed.

Case No. 4205 - Contract Development - 5885 Spring Garden Road

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

Mr. E.B. Algee, Development Control, with the aid of
maps and sketches, outlined the application for contract
development under Section 83, Schedule "C" of the Zoning
Bylaw, Peninsula area, to create two offices on the ground
floor, one of 3,400 sq. ft. and one of 2,500 sq. ft. at
5885 Spring Garden Road, as found in staff reports
dated August 6, 1982 and September 22, 1982.

Mr. Algee indicated that staff was recommending
approval of this application.

Mr. R. Thompson addressed Council on behalf of the
applicant noting that as mentioned by staff the parking
did not meet the requirements. However, Mr. Thompson noted
that of the 158 spaces which will be available after the
modifications only 113 are used, thus leaving sufficient
spaces available to the offices.

Mr. Thompson requested that Council approve the
application.

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

There were no further persons present wishing to
address Council with regard to this matter. Correspondence
has been received Mr. R. Thompson, dated September 22, 1982
regarding this matter. n

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

Motion passed.

Case No. 4143 - Contract Development and Lot Consolidation
5224-5226 North Street

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

Council
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Mr. E.B. Algee, Development Control, with the aid of maps and sketches, outlined the application for Lot Consolidation and Contract Development under Schedule "C", Section 83 of the Zoning Bylaw, Peninsula area, to permit a rooming house for homeless men to be located at 5224-5226 North Street, as found in the staff report dated August 4, 1982.

Mr. Algee indicated that staff recommended approval of this application.

Mr. Dennis McLellan, Chairman, Halifax Neighbourhood Society, addressed Council in favor of the application noting that staff had covered the matter very well and that the Social Planning Department had been heavily involved in the matter.

Mr. McLellan indicated that this was an attempt to shelter homeless men who at present are sheltering temporarily in the various available facilities. He further noted that this was the area in which the operations of the Halifax Neighbourhood Society are located.

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

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

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

Motion passed.

Case No. 4214 - Contract Development - 5238 George Street

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

Mr. E.B. Algee, Development Control, with the aid of maps and sketches, outlined the application for contract development and lot consolidation under Schedule "F", Section 84 of the Zoning Bylaw, Peninsula area, to allow the development of a 6 to 7 storey commercial building at 5238 George Street.

Mr. Algee indicated that staff was recommending approval of this application.

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

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Mr. P. McDonough representing the applicant, Imbrook Properties, a subsidiary of North American Life Assurance Co. Ltd. addressed Council in favor of the application.

Mr. McDonough indicated that the Vice President of **North** American Life Assurance Co. Ltd. was present this evening and would answer any questions Council might have.

Mr. McDonough indicated that this was the first development of North American Life Assurance in Halifax, noting that local architects had been employed to design the development, Lydon and Lynch. Mr. McDonough further noted that care had been taken with the design due to the historical nature of the area. He further noted that both staff and the Heritage Advisory Committee approved of the design. :ec

Mr. McDonough then referred to the financial and employment gain to the city, outlining the cost of the development, tax revenue and the number of jobs this development would create.

Mr. Bill Lydon then addressed Council outlining the design of the building and the intent of the design as well as giving a description of the site and location with regard to other buildings in the area. Mr. Lydon indicated that he felt the proposed development was in line with both the historic buildings in the area and those developments that are ongoing in the area.

Mr. Lydon then responded to questions posed by members of Council.

There were no further person present wishing to address Council regarding this matter. No correspondence has been received relating to this matter. n

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

7:35p.m. His Worship takes the Chair and Alderman Maley leaves the chambers.
Case No. 4234 - Contract Development - 6421-23 Quinpool Road

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

Mr. E. B. Algee, Development Control, with the aid of maps and sketches, outlined the application for contract development under Section 83, Schedule "C", of the Zoning Bylaw, Peninsula area to permit the conversion of a portion of the ground floor of 6421-23 Quinpool Road from a commercial use to one apartment, as found in the staff report dated August 6, 1982.

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Mr. Algee indicated that staff was recommending approval of this application.

There were no persons present wishing to address Council regarding this matter. There was no correspondence received regarding this matter.

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

9:00p.m. His Worship leaves the chamber and Alderman Meagher takes the chair

Case No. 4125 - Contract Development - North Side of Charles Street between Gottingen and Creighton Streets

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

Mr. E.B. Algee, Development Control, 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 permit the construction of a 116-unit apartment building on the North side of Charles Street between Gottingen and Creighton Streets, as found in the staff report dated August 9, 1982.

Mr. Algee indicated that staff recommended approval with the following conditions:

1. Change to the number of family units
2. Change to the number of parking spaces
3. Provision for buffering around 5521 Charles Street

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

Mr. Richard Kassner, the architect on the development, addressed Council, briefly outlining the design and construction of the proposal. Mr. Kassner further noted that the greenery as shown on the plans was intended planting. Mr. Kassner indicated that with a slight modification to the plans 20 more parking spaces could be developed, and that the applicant was willing to take the necessary steps to include these 20 spaces.

Mr. Kassner then addressed the matter of the number of family units noting that no family units faced on Gottingen Street and that the design of the building had been developed so that this would be so. He indicated that the family units were more comparable to the other structures on Creighton Street.

He further indicated that whatever buffering that was recommended by staff for 5521 Charles Street would be carried out.

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

Mr. Simon Spatz, addressed Council in support of the application indicating the applicant was his nephew. Mr. Spatz noted that he felt this would be an improvement to the area and requested that Council approve the application.

Mr. M. Argand, the Solicitor, addressed Council in support of the matter noting that the vacancy rate in the City of Halifax was very low and this development would help to alleviate that situation. He further noted that this development would improve the general state of the property and indicated he felt this would be a good beginning for redevelopment in the area.

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

Mr. Anthony Ross, legal representative to Mrs. Brown, 5521 Charles Street addressed Council in opposition to the proposal.

Mr. Ross indicated that it was his belief that a property owner should be able to use his land as he sees fit, providing that it does not substantially interfere with the lifestyle of neighbouring properties. Mr. Ross noted that this proposal certainly would interfere with the lifestyle of Mrs. Brown as it surrounded her property.

Mr. Ross noted that the property involved was not very well maintained and that this did not bode well for the maintenance of the proposed development. He further noted that Mrs. Brown's property was quite well maintained and a fair amount of renovation had been done to the property.

Mr. Ross further suggested that urban renewal might be a more appropriate approach, rather than demolition and redevelopment for this area. He went on to note that if the development were approved there would be a number of uncertainties particularly with regard to those areas staff has pointed out. Mr. Ross suggested that the development was totally inconsistent with the established requirements.

Mr. Ross further noted that traffic problems could occur as Charles Street fed Gottingen Street at times of peak traffic.

Mr. Ross then addressed the matter of height, suggesting that the staff statement that the height was 'a little more than ideal' was an understatement and that the report tried to soften the requirement for green area.

Council
September 22, 1982

Mr. Ross further noted that the area was a NIP area and that the ideal type of development would be row or stack housing.

Mr. Ross suggested that even if the developer changed his proposal to meet staff's wishes this did not mean the development should be approved, and further questioned the ability of Council to approve a development which would be so changed from the original presentation.

Mr. Ross then responded to questions from members of Council

Mr. Chris Fyles , a resident of the area, addressed Council in opposition to the proposal. Mr. Fyles indicated that at the time of the purchase of his property, he and those others involved in the purchase were of the opinion that no large buildings would be permitted in the area due to the zoning.

Mr. Fyles indicated he was in favor of redevelopment of the area, but felt that this project was a little too ambitious. He further noted that if this project were not approved, he felt that the City should take steps to have the area cleaned up.

Mr. Fyles expressed concern over possible parking problems and the height of the building on Gottingen Street.

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

Mr. Robert Morehouse, representing certain residents of Creighton Street and North Street, addressed Council in opposition to the proposal referring to a letter circulated in the area of which Council was in receipt and submitting further letters to the Clerk.

Mr. Morehouse indicated that the area residents were indeed in agreement that the area could use improvement, but felt this type of development was not consistent with the area. Mr. Morehouse noted that the four storey section of the development was not disagreeable to the area residents but that the ten storeys on Gottingen Street were not acceptable.

Mr. Milton Crosby, an adjacent property owner addressed Council noting that the proposed development would cut off the sun to his property and adversely affect his flowers. Mr. Crosby expressed grave concern with regard to the height of the development.

There were no further persons present wishing to address Council regarding this matter

Correspondence has been received as follows:

1. Correspondence from C.J. Fyles, dated September 14, 1982, in opposition to the proposal.
2. Correspondence from R.R. Macir, received September 21, 1982, in opposition to the proposal.
3. Correspondence from M. Young, received September 21, 1982, in opposition to the proposal.
4. Correspondence from Wesley MacLeod, received September 21, 1982, in opposition to the proposal.
5. Correspondence from JoAnn and Robin Morehouse, received September 21, 1982, in opposition to the proposal.
6. Correspondence from Marcel and Ina B. Faucher, dated September 20, 1982, in favor of the proposal.
7. Correspondence from Stephen P.J. Leach, dated September 15, 1982, in opposition to the proposal.
8. Correspondence from Mrs. Ethel Brown, dated September 19, 1982, in opposition to the proposal.
9. Correspondence from Verity Leach, dated September 13, 1982, in opposition to the proposal.
10. Correspondence from Mr. & Mrs. Gary Farmer, received September 16, 1982, in opposition of the proposal.
11. Correspondence from Godfrey and Nell Halse, presented to the Clerk and subsequently distributed to members of Council, on September 22, 1982, in opposition to the proposal.
12. Correspondence from John & Patricia Parsons, submitted to the Clerk on September 22, 1982, and subsequently distributed to members of Council, in opposition to the proposal.
13. Correspondence from Mrs. Gordon, submitted to the Clerk on September 22, 1982, and subsequently distributed to members of Council, in opposition to the proposal.
14. Correspondence from Deborah and James Munro, submitted to the Clerk on September 22, 1982, and subsequently distributed to members of Council, in opposition to the proposal.

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

Motion passed.

10:10 p.m. The meeting adjourned.

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DEPUTY MAYOR D. MALEY
HIS WORSHIP MAYOR RON WALLACE
ALDERMAN N. MEAGHER
CHAIRMEN

G.I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg

CITY COUNCIL
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
September 30, 1982
8:05 p.m.

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

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

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

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

Presentation to Charles Amirault - Parachutist

His Worship addressed Council members and gave a brief history of the fate of Parachutist - Mr. Charles Amirault. Mayor Wallace wished Mr. Amirault well in the future, and noted this was a note of appreciation to Charles for his contribution to the Natal Day Festivities. As well, His Worship noted that Mr. Amirault would be returning next year to participate in the festivities and called upon Alderman Hanson to present Mr. Amirault with a gift of behalf of Council and the residents of the City of Halifax.

Alderman Hanson addressed Council and presented Mr. Amirault with the gift of a knife, and thanked him for his participation during the Natal Day Festivities.

Mr. Amirault thanked Council and expressed the hope that he would land properly next year and not mess up the Festivities.

Presentation of Oland Plaque to Council Challenge of Hope
Ballgame

Mr. Bill Hall addressed Council and presented various gifts in appreciation to His Worship for the participation of Council members in the Challenge of Hope Ballgame. Mr. Hall presented Alderman Jeffrey with the Oland Plaque ; and Alderman Jeffrey thanked Mr. Hall and Mr. Donovan of Olands' Brewery, advising also that Council members are looking forward to next year's participation and expressed thanks to Mr. Hall for his efforts over the years.

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MINUTES

Minutes of the Regular and Special Council meetings held on September 16, 1982, along with the Special Council meeting held on September 22, 1982 were approved on a Motion by Alderman Cromwell, seconded by Alderman Hamshaw.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS:

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

- 20.1 Report of the Halifax Commission on City Government
TO BE TABLED
- 20.2 Interest Rate on Past Due Taxes and Sewer Development
Receivables
- 20.3 Award of Tenders - Suplus Equipment
- 20.4 School Crossing Guard - Plateau Crescent and Glenforest
Drive
- 20.5 Recommendation for Tax Relief - 228 Bedford Highway
Nahas, Abraham, Bassam & Leo

At the request of Deputy Mayor Maley, Council added:

- 20.6 Timing of Sidewalk and Street Repairs

At the request of Alderman Meagher, Council added:

- 20.7 Procedure for Voting

MOVED by Alderman Meagher, seconded by Alderman Wooden
that the agenda, as amended, be approved.

Motion passed.

DEFERRED ITEMS

Case No. 4223 - Contract Development - 1560-62 Robie Street

This matter was deferred to this meeting from the Council meeting held on September 16, 1982.

MOVED by Alderman Cromwell, seconded by Alderman Downey
that the application for contract development by Tekvic Limited
to permit the conversion of the existing duplex dwelling at
1560 Robie Street to a dental laboratory, be refused by City
Council.

A supplementary staff report dated September 28, 1982 was submitted.

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Correspondence dated September 22, 1982 from Mr. Michael F. LeBlanc, Landry and McGillivray, was submitted. Also received and circulated was correspondence dated September 24, 1982 from Dr. G. Faulkner, PhD.

A brief discussion and questioning of the Acting City Solicitor ensued with a call for a Recorded Vote in this matter.

The City Clerk advised that Deputy Mayor Maley and Aldermen Hanson and Flynn were not present at the Public Hearing and had no vote in the matter.

The Recorded Vote was as follows:

FOR: Aldermen Cromwell, Downey, Meagher, O'Malley, Wooden and Hamshaw	6
AGAINST: Aldermen Clarke, Jeffrey and LeBlanc	3
ABSTAINING: Deputy Mayor Maley and Aldermen Hanson and Flynn	

The Motion was declared passed.

Soft Areas 17 & 18 - Detailed Zoning Review

This item was deferred to this meeting from the Council meeting held on September 16, 1982.

A supplementary staff report dated September 20, 1982 was submitted. A notice of appeal, received September 24, 1982 was also submitted.

Alderman Clarke addressed the matter and referred to the supplementary report dated September 20, 1982 and in particular to recommendation 2. Alderman Clarke advised of his intention to rezone the property identified as Civic No. 3675 Memorial Drive to R-2 and requested a legal opinion on whether this might be possible due to the advertisements placed in the newspaper.

MOVED by Alderman Clarke, seconded by Alderman Wooden that the matter be deferred to the next meeting of Halifax City Council, pending a legal report.

Motion passed.

Case No. 4205 - Contract Development - 5885 Spring Garden Road

A public hearing into this matter was held on September 22, 1982.

A supplementary staff report dated September 22, 1982 was submitted.

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MOVED by Alderman Meagher, seconded by Deputy Mayor Maley that the application for contract development under Section 83 of the Zoning Bylaw, to permit two offices on the ground floor of 5885 Spring Garden Road, as shown on Plans P200/11361 and 11362 of Case No. 4205, be approved, with a provision that a total of 157 parking spaces be provided for both residential and commercial, as shown on Plans P200/11524, 11525 and 11526.

Clause # 3 of the draft agreement attached to the staff report dated August 6, 1982, should be amended to read:

' Notwithstanding the provisions of Clause # 2, a minimum of 157 separately accessible car parking spaces shall be provided as shown on Plans P200/11524, 11525 and 11526 of Case No. 4205, and that of these, not more than 28 may be used in connection with the offices and bank. '

The City Clerk advised that His Worship the Mayor and Aldermen Cromwell and O'Malley were not present at the Public Hearing.

The Motion was put and passed with Aldermen Cromwell and O'Malley abstaining.
Case No. 4143 - Contract Development and Lot Consolidation
- 5224-5226 North Street

A public hearing into this matter was held on September 22, 1982.

Alderman Downey referred to this matter and noted that a petition dated September 28, 1982 containing approximately 45 signatures, in opposition to the application has been received and will be submitted at the appropriate time during this meeting.

In light of the petition, it was MOVED by Alderman Downey, seconded by Alderman Flynn that this matter be deferred to the next regular meeting of Halifax City Council.

Alderman Downey asked that staff prepare a report on this petition.

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

The Motion was put and passed with Aldermen Cromwell and O'Malley abstaining.
Case No. 4214 - Contract Development -5238 George Street

A public hearing into this matter was held on September 22, 1982.

Correspondence dated September 28, 1982 from Donald F. Chard, on behalf of Urban Development and Transportation Committee, Ecology Action Centre, was submitted.

MOVED by Alderman LeBlanc, seconded by Alderman Hamshaw
that Council enter into a contract under Section 34, Schedule "F"
of the Zoning Bylaw, Peninsula Area, to allow the development of a
6 to 7 storey commercial building at 5238 George Street, as shown
on Plan No. P200/11405-11411, and approve the lot consolidation
to create Block "P".

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

The Motion was put and passed with Aldermen Cromwell and
O'Malley abstaining.

Case No. 4234 - Contract Development - 6421-23 Quinpool Road

A public hearing into the above matter was held on
September 22, 1982.

MOVED by Alderman Meagher, seconded by Alderman Flynn
that the application to convert 6421-6423 Quinpool Road from one
unit and commercial space to two units and commercial space, as
shown on Plan Nos. P200/11469-11471, be approved by City Council.

The City Clerk advised that Deputy Mayor Maley and Aldermen
Cromwell and O'Malley were not present at the Public hearing.

The Motion was put and passed with Deputy Mayor Maley
and Aldermen Cromwell and O'Malley abstaining.

Case No. 4125- Contract Development - North Side of Charles
Street between Gottingen and Creighton Streets

A public hearing into the above matter was held on
September 22, 1982.

MOVED by Alderman Downey, seconded by Alderman Jeffrey
that Council approve the proposed development of 116 dwelling
units at the northwest corner of Gottingen and Charles Streets,
with changes, as noted by staff, to the number of family units,
number of parking spaces and the buffering around 5521 Charles
Street, as noted in the staff report dated August 9, 1982.

MOVED in amendment to the MOTION by Alderman Wooden
that two stories at the Gottingen Street side of the proposed
building be removed and that a fence be included in the contract
so that fencing has to be included on the north side of the building.

The Chairman ruled that this amendment was improper.

MOVED in amendment by Alderman Wooden that fencing
should be in place across the back of the building on the north
side from Creighton to Gottingen Streets.

There was no Seconder to the Amendment.

Alderman Clarke spoke to the matter and in particular to
the concerns raised by an abutting property owner, Mrs. Brown, and

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advised he would like some information with regard to what is taking place with regard to her property.

MOVED by Alderman Clarke, seconded by Alderman Hamshaw that the matter be deferred to the next meeting of Halifax City Council, pending information on this point.

The City Clerk advised that His Worship the Mayor, Deputy Mayor Maley and Aldermen Cromwell and O'Malley were not present at the Public Hearing.

The Motion was put and passed with the above-noted abstaining.

Alderman Clarke requested that this matter be placed on the agenda of the Special Meeting of Halifax City Council to be held on WEDNESDAY, OCTOBER 6, 1982 at 7:30 p.m. to which members of Council agreed.

MOTIONS OF RECONSIDERATIONS:

Motion of Reconsideration - Deputy Mayor Maley re: Reconsideration of City Council's Resolution of August 26, 1982 relating to Staff Hiring Practices

Deputy Mayor Maley gave notice of Motion of Reconsideration at the Council meeting held on September 16, 1982.

Deputy Mayor Maley outlined her reasons for reconsideration and MOVED, seconded by Alderman Hamshaw that reconsideration be deferred until the Report on Civic Government is reviewed.

The Motion was put and Lost.

PETITIONS AND DELEGATIONS:

Petition - Alderman Downey re: Case No. 4143, Contract Development under Schedule "C", Section 82 of the Zoning Bylaw- 5224-5226 North Street

Alderman Downey submitted a petition in opposition to the contract development application at 5224-5226 North Street, containing approximately 45 signatures, to the City Clerk and requested that it be forwarded to staff for review and report.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance & Executive Committee, from its meeting held on September 22, 1982 as follows:

Write-Off of Accounts - Boards & Commissions

MOVED by Deputy Mayor Maley, seconded by Alderman Clarke, as recommended by the Finance & Executive Committee, that under Section 184 of the City Charter 1963, City Council excuse the Treasurer from collection of monies due to the City as summarized

advising he would like some information with regard to what is taking place with regard to her property.

MOVED by Alderman Clarke, seconded by Alderman Hamshaw that the matter be deferred to the next meeting of Halifax City Council, pending information on this point.

The City Clerk advised that His Worship the Mayor, Deputy Mayor Maley and Aldermen Cromwell and O'Malley were not present at the Public Hearing.

The Motion was put and passed with the above-noted abstaining.

Alderman Clarke requested that this matter be placed on the agenda of the Special Meeting of Halifax City Council to be held on WEDNESDAY, OCTOBER 6, 1982 at 7:30 p.m. to which members of Council agreed.

MOTIONS OF RECONSIDERATION:

Motion of Reconsideration - Deputy Mayor Maley re: Reconsideration of City Council's Resolution of August 26, 1982 relating to Staff Hiring Practices

Deputy Mayor Maley gave notice of Motion of Reconsideration at a previous meeting of Council, with the matter deferred from the September 16, 1982 meeting of Halifax City Council.

Deputy Mayor Maley outlined her reasons for reconsideration and MOVED, seconded by Alderman Hamshaw that reconsideration be deferred until the Report on Civic Government is reviewed.

The Motion was put and Lost.

MOVED by Deputy Mayor Maley, seconded by Alderman Hamshaw that the matter be reconsidered. Motion Lost.

PETITIONS & DELEGATIONS:

Petition - Alderman Downey re: Case No. 4143, Contract Development under Schedule "C", Section 82 of the Zoning Bylaw - 5224-26 North Street

Alderman Downey submitted a petition in opposition to the contract development application at 5224-5226 North Street, containing approximately 45 signatures, to the City Clerk and requested it be forwarded to staff for review and report.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance & Executive Committee, from its meeting held on September 22, 1982 as follows:

Write-Off of Accounts - Boards & Commissions

MOVED by Deputy Mayor Maley, seconded by Alderman Clarke, as recommended by the Finance & Executive Committee, that under Section 184 of the City Charter, 1963, City Council excuse the Treasurer from collection of monies to the City as summarized

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in the staff report dated September 2, 1982, and authorize the write-off of \$12,333.79.

Motion passed.

Expropriation - 340 Herring Cove Road

MOVED by Alderman Wooden, seconded by Alderman Hanson that the Lessee's interest in the expropriation of Parcel H-21, Plan TT-28-26087 be settled for \$17,330. Funds are available in Account No. CJ012, the Herring Cove Road Widening Account.

Motion passed.

HTC Pension Plan Surplus

The above item was forwarded to this meeting without recommendation from the September 22, 1982 meeting of City Council.

MOVED by Alderman Flynn, seconded by Deputy Mayor Maley that City Council approve the following resolution passed by the Halifax Transit Corporation Board of Director:

- ' That HTC agree that those HTC employees with a credit in HTC Pension Plan Surplus Account be permitted to obtain these funds on the following basis:
1. that those employees who terminate their employment with MTC and are under the age of 45 years be permitted to take their surplus funds in the HTC Surplus Account which is held by the Metropolitan Authority Pension Plan, in cash, short-term annuity, or pension.
 2. employees who are age 45 or over be required to leave such surplus dollars vested with the Metropolitan Authority Pension Plan until the individuals' retirement date. '

Motion passed.

Halifax Port Commission

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn, as recommended by the Finance & Executive Committee, that a letter be forwarded to the Province advising that Council would be opposed to any change in name of the new proposed Port Authority from that recommended in the Grice report and that the Province be asked for its position on the report.

Deputy Mayor Maley requested that staff review the City's financial interest in Halicon; and further requested a report from staff on the Grice Report.

Motion passed.

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REPORT - COMMITTEE ON WORKS:

Council considered the report of the Committee on Works from its meeting held on September 30, 1982, as follows:

Award of Tender #82-19 - W. D. Piercey Sports Field

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

1. Tender #82-19 for the W. D. Piercey Sports Field be awarded to Municipal Contracting Ltd for \$80,120.00 for Phase I only, and
2. Funding be authorized from Account No. FA067.

Motion passed.

Closure of a Portion of Barrington Street from Bayne Street to the Eastern Boundary of the Container Pier -
SET DATE FOR PUBLIC HEARING

MOVED by Deputy Mayor Maley, seconded by Alderman Downey that, as recommended by the Committee on Works, a date be set for a public hearing to consider the closure of Barrington Street from Bayne Street (Location "A" on the plan attached to the staff report dated September 17, 1982) to the eastern boundary of the Container Pier (shown on Location "B" on the plan also attached to the staff report dated September 17, 1982).

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, November 3, 1982.

Clarence A. Beckett School

MOVED by Alderman Hanson, seconded by Alderman Jeffrey that, as recommended by the Committee on Works, City Council accept the offer of the School Board that the Board pay the 50 per cent cost of the fence at the Clarence A. Beckett School playfield which would normally be the responsibility of the abutting residents, and that staff submit the policy on fencing for a review by Council at a later date.

Motion passed.

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

Administrative Order No. 18 Respecting 'Settlement of Claims of the City' - SECOND READING

Proposed Administrative Order No. 18 was read and passed a First Time at the last regular meeting of City Council.

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MOVED by Alderman LeBlanc, seconded by Alderman Flynn that proposed Administrative Order No. 18 respecting "Settlement of Claims of the City", be read and passed a Second Time by City Council.

Motion passed.

REPORT - CITY PLANNING COMMITTEE:

Council considered the report of the City Planning Committee from its meeting held on September 30, 1982, as follows:

Case No. 4093 - Schedule "K", Bridgeview West
Subdivision - SET DATE FOR PUBLIC HEARING

The above item was forwarded to City Council without recommendation. An information report dated September 30, 1982 was submitted advising that City staff and the applicant have agreed that the item be deferred to the next regular meeting of Council.

Council agreed that the item be deferred to the next regular Council meeting.

Municipal Development Plan Review

MOVED by Deputy Mayor Maley, seconded by Alderman Wooden that, as recommended by the City Planning Committee, Council, based on the points elaborated on in the staff report of September 13, 1982, direct the Planning Advisory Committee to prepare a Review Strategy for the consideration of City Council.

Motion passed.

MOTIONS:

Motion Alderman Hamshaw Re: Amendment to Ordinance No. 130,
the Electrical Code Ordinance - FIRST READING

Alderman Hamshaw presented a Notice of Motion at the last regular meeting of Council concerning the above matter. A proposed amendment to the Ordinance was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that the proposed amendment to Ordinance No. 130, the Electrical Code Ordinance, be read and passed a First Time, as submitted.

Motion passed.

Motion Alderman O'Malley Re: Ordinance No. 122 respecting
Tax Concessions for New Commercial and Industrial
Construction - FIRST READING

Alderman O'Malley gave a Notice of Motion with respect to the above matter at the last regular meeting of Council.

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Alderman O'Malley noted that at the Council meeting of September 16th., the general subject was referred to the last Committee of the Whole Council meeting for discussion but noted the item was not discussed at that time.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that First Reading be deferred and that the item be deferred to the next regular meeting of the Committee of the Whole Council for discussion.

Motion passed.

Alderman O'Malley also indicated that members of Council had not been circulated with a copy of the proposed Ordinance No. 122.

MISCELLANEOUS BUSINESS:

NIP Implementation 1982 - Supplementary Report

A supplementary staff report dated September 23, 1982, was submitted.

MOVED by Alderman Downey, seconded by Deputy Mayor Maley that City Council authorize staff to negotiate with selected contractors for the sidewalk renewals on North Street and Harvey Street.

Motion passed.

Lakes and Waterways Advisory Sub-Committee

A report dated September 24, 1982, was submitted from the Chairman of the Planning Advisory Committee.

MOVED by Alderman Cromwell, seconded by Alderman Wooden that City Council adopt the terms of reference as attached to the report dated September 24, 1982 from the Planning Advisory Committee for the Lakes and Waterways Advisory Sub-Committee.

Motion passed.

Permission to Fly City of Halifax Flag - B. V. Property Management

A letter dated September 20, 1982, was submitted from the above company requesting permission to fly the City of Halifax flag on the Merrill Lynch Royal Securities Building at 5171 George Street.

MOVED by Alderman Cromwell, seconded by Deputy Mayor Maley that City Council grant permission, in accordance with Ordinance No. 101, grant permission to B. V. Property Management to fly the City of Halifax flag on the Merrill Lynch Royal Securities Building at 5171 George Street.

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His Worship referred to the increasing number of requests being received to fly the City flag and questioned what criteria should be used in considering such requests. His Worship suggested that perhaps a report could be received from the City Solicitor on the subject.

Alderman Cromwell indicated he has a great interest in flags and that he could see nothing wrong with persons being permitted to fly the City flag.

A further short discussion ensued and the City Manager suggested that perhaps staff should review the provisions of the Ordinance and present a report to Council containing recommendations on how the matter should be treated.

Alderman LeBlanc noted there are no restrictions on both the Canadian and Provincial flags suggesting the Ordinance should permit the City flag to be flown rather than requiring individuals to apply for permission to City Council.

Motion passed.

Expropriation Settlement, Partial Abandonment of Expropriation, and
Withdrawal of Tender - 3771-3775 Dutch Village Road

A confidential staff report dated September 29, 1982, was submitted relating to the above item.

MOVED by Alderman Clarke, seconded by Alderman
LeBlanc that:

1. The City of Halifax abandon the expropriation of Parcel AB, Plan TT-32-27133 being the residual portion of lands shown as Parcel 20, Plan TT-27-25870 expropriated March 6, 1980;
2. Council authorize the amount of \$30,875 to be paid to Maritime Trust Company Limited as settlement for all claims arising out of the expropriation of Parcels 20 and 21, Dutch Village Road, taking into account return of monies in the amount of \$13,000 to the City of Halifax; and
3. Council authorize withdrawal of Tender 82-134 prior to its closing date of October 4, 1982, subject to a guarantee by Irving Oil Limited to indemnify the City against claims arising from withdrawal of the tender.

Motion passed.

QUESTIONS:

Question Alderman Jeffrey Re: St. Andrew's School

Alderman Jeffrey advised that at the last Council meeting he asked staff to consider the possibility of a boxing organization being permitted to use a portion of the above school while its future is being decided, and the City Manager advised the report has been prepared.

Question Alderman Downey Re: Bus Shelter - Barrington Street

Alderman Downey asked if contact could be made with Metropolitan Transit with respect to the possibility of a bus shelter being located on the west side of Barrington Street near the MacDonald Co-operative project, and His Worship advised that a request would be made.

Question Alderman Jeffrey Re: Bus Shelter - Willett Street

Alderman Jeffrey asked if a request could also be made concerning a bus shelter on Willett Street between Frederick and Coronation Avenue saying a shelter was previously located there and suggested it should be replaced.

Question Alderman Meagher Re: 1983-85 Capital Budget

Alderman Meagher asked if the matter of the 1983-85 Capital Budget could be placed on the agenda of the next Committee of the Whole Council meeting, and the City Manager noted that Council has directed the budget not be considered until early November.

Alderman Meagher indicated that at the next regular Council meeting, he would seek to have the item added to the agenda.

Question Alderman O'Malley Re: Extension of #3 Route

Alderman O'Malley referred to a question which he asked about one month ago concerning a request that Metro Transit extend the #3 route into the new Richmond Manor. The City Clerk advised that the question had been forwarded to Transit but that a reply had not yet been received.

Alderman O'Malley asked if Metropolitan Transit could be requested to expedite the matter in view of the coming winter season.

Question Alderman O'Malley Re: Tree Planting, NIP III

Alderman O'Malley noted that within the NIP III area, openings have been made in some of the streets for the purpose of planting trees. Alderman O'Malley advised that the inner streets such as Fern and May Streets have not received any trees and asked to be informed if it would be possible to have some trees planted on the inner streets this fall.

Question Alderman Wooden Re: Old Sambro Road Bridge Structure

Alderman Wooden referred to previous discussions on the above subject and advised that at a recent meeting of the International Roadbuilders organization, the Premier stated that the bridge structure would be built. Alderman Wooden said she would like to know if the City will build the project this year and questioned if it is being held up because confirmation of the project has not been received from the Premier.

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His Worship advised of a recent conversation with the Minister responsible and indicated he was informed that City staff were resolving some difficulties with Provincial staff but that the matter was moving forward.

Alderman Wooden referred to the lack of a written commitment on cost sharing from the Province which was required in order for the project to proceed and asked if the Mayor could make contact with the Premier requesting approval in writing.

His Worship indicated the Province would again be approached and an attempt be made to obtain a commitment in writing.

Question Alderman Wooden Re: Holly Drive School

Alderman Wooden asked for a report from the School Board and from City staff on the feasibility of Holly Drive school being removed from the moratorium and be planned for future improvements. Alderman Wooden suggested the school should be a Primary to Grade 9 school and in referring to the distance between schools in the area and to the subdivision which is coming on stream in the area, asked if the process could be commenced with respect to Holly Drive School.

Question Alderman Wooden Re: Greystone Road Project

Alderman Wooden referred to the above housing project and improvements which have been made by the Housing Authority on the exterior of the buildings. Alderman Wooden suggested, however, that the maintenance of the grounds and streets was lacking and asked that the Authority be approached in that regard including the removal of a derelict vehicle and the mess on the sides of the streets.

Question Alderman LeBlanc Re: Parking Apollo Court

Alderman LeBlanc asked if staff would look into that parking situation on Apollo Court and that consideration be given to the possibility of parking being prohibited on one side of the street.

Question Alderman LeBlanc Re: Bayview Road

Alderman LeBlanc referred to the condition of the roadside curb on Bayview Road from Lacewood Drive 150' easterly, south side, and asked for an inspection and report.

Question Deputy Mayor Maley Re: Crosswalk, South Street

Deputy Mayor Maley referred to a previous question with respect to a crosswalk being located on South Street for the children attending the French Immersion school and asked if staff could expedite the matter.

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NOTICE OF MOTIONS:

Notice of Motion, Alderman LeBlanc Re: Residents of Southhill Drive - Local Improvement Charges

Alderman LeBlanc gave notice that at the next regular meeting of City Council to be held on October 16, 1982, he proposes to introduce a Motion that the local improvement charges levied against the residents of Southhill Drive in connection with the 1980 installation of curb and gutter, be withdrawn.

ADDED ITEMS:

Report of the Halifax Commission on City Government - TO BE TABLED

The report on the Structure and Processes of Halifax City Government, 1982, by the Halifax Commission on City Government, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman LeBlanc that the report of the Halifax Commission on City Government, be tabled by City Council.

Motion passed.

Interest Rate on Past Due Taxes and Sewer Development Receivables

A staff report dated September 24, 1982, was submitted.

MOVED by Alderman Hanson, seconded by Alderman Flynn

that:

1. Effective October 1, 1982, the rate of interest chargeable on unpaid overdue taxes be set at 17% per annum in accordance with powers under Section 120(3) of the Assessment Act.
2. City Council, under Section 7 of Ordinance Number 153, approve a rate of interest of 17% per annum to be charged on outstanding sewer development charges, such rate to be effective October 1, 1982.

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

Award of Tenders - Surplus Equipment

A staff report dated September 29, 1982, was submitted relating to the above matter.

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MOVED by Alderman Hamshaw, seconded by Alderman Clarke that Tenders 82-137 to 82-154 inclusive, 82-156, 82-159, 82-119R, 82-121R, and 82-124R for the sale of surplus vehicles be awarded as follows:

82-137 - One 1974 GMC Combination Dump Truck - FV164

To W. D. Lawrence Auto Salvage Ltd., Upper Rawdon, Nova Scotia, BON 2NO for \$1,581.00.

82-138 - One 1975 Chev Combination Dump Truck - FV175

To W. D. Lawrence Auto Salvage Ltd., Upper Rawdon, Nova Scotia, BON 2NO for \$2,181.00.

82-139 - One 1975 Chev Combination Dump Truck - FV176

To John B. Vincent, 26 Sylvia Ave., Halifax, N. S., BER 1J9 for \$2,700.00.

82-140 - One 1975 Chev Combination Dump Truck - EV177

To W. D. Lawrence Auto Salvage Ltd., Upper Rawdon, Nova Scotia, BON 2NO for \$1,581.00.

82-141 - One 1975 Chev Combination Dump Truck - EV178

To Ralph Swansburg, 6301 Young Street, Halifax N. S., B3L 1Z9 for \$2,390.00.

82-142 - One 1978 1/2 ton Pickup Truck - FV202

To James R. Pellerine, 5655 Livingstone St., Halifax Nova Scotia, B3K 2C2 for \$1,478.00.

82-143 - One 1978 1/2 Ton Pickup Truck - EV203

To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,250.00.

82-144 - One 1978 1/2 Ton Pickup Truck - FV204

To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,250.00.

82-145 - One 1978 1/2 Ton Pickup Truck - EV205

To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,200.00.

82-146 - One 1978 1/2 Ton Pickup Truck - EV206

Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,250.00.

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- 82-147 - One 1978 1/2 Ton Pickup Truck - EV207
To William C. Purcell, Site 12, Box 65, R.R. #2, Windsor Junction, Nova Scotia, BON 2VO, for \$1,277.00.
- 82-148 - One 1978 1/2 Ton Pickup Truck - EV208
To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,250.00.
- 82-149 - One 1978 1/2 Ton Pickup Truck - EV209
To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,350.00.
- 82-150 - One 1978 1/2 Ton Pickup Truck - EV210
To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,150.00.
- 82-151 - One 1978 1/2 ton Pickup Truck - EV211
To Charles Sangster, Grand Pre, Kings County, Nova Scotia, BOP 1M0 for \$2,100.00.
- 82-152 - One 1978 Chev 1/2 ton 4 x 4 Pickup Truck - EV293
To W. D. Lawrence Auto Salvage Ltd., Upper Rawdon, Nova Scotia, BON 2NO, for \$2,018.00.
- 82-153 - One 1978 Chev 1/2 Ton 4 x 4 Pickup Truck - EV294
To W. D. Lawrence Auto Salvage Ltd., Upper Rawdon, Nova Scotia, BON 2NO, for \$1,718.00.
- 82-154 - One 1978 Chev Van - EV297
To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,050.00.
- 82-156 - One 1978 Nova 4 Door Sedan - EA002
To W. D. Lawrence Auto Salvage Ltd., Upper Rawdon, Nova Scotia, BON 2NO, for \$1,018.00.
- 82-159 - One 1978 Nova 4-door Sedan - EA005
To William Perrin, 3307 Prescott Street, Halifax, Nova Scotia, B3K 4Y2, for \$1,675.00.
- 82-119(R) - One 1980 Dodge St. Regis - Car 13
To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,050.00.

82-121(R) - One 1980 Dodge St. Regis - Car 21

To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,050.00.

82-124(R) - One 1980 Dodge St. Regis - Car 6

To Blenkhorn's Auto Salvage, R.R. #2, Truro, Nova Scotia, B2N 5B1, for \$1,050.00.

Alderman Cromwell noted the report was only received this evening and suggested that members of Council should not be presented reports on the same evening as the meetings are held unless it is an emergency issue involved. Alderman Cromwell said it requires that members of Council attempt to absorb such reports during the Council meeting resulting in members missing part of the Council proceedings. Alderman Cromwell expressed the hope that the practice would cease in the future unless the report relates to an emergency and expressed the view that late reports should be placed on the agenda of the Committee of the Whole Council.

Motion passed.

School Crossing Guard - Plateau Crescent & Glenforest Drive

A report dated September 29, 1982, was submitted from the Chief of Police in response to a request received at the Safety Committee meeting of September 22nd.

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey that approval be given to the Police Department to hire a school crossing guard for the intersection of Plateau Crescent and Glenforest Drive.

Motion passed.

Recommendation for Tax Relief - 228 Bedford Highway - Nahas, Abraham, Bassam & Leo

A staff report dated September 30, 1982, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Hanson that Council exercise its powers under Section 142(1) of the Assessment Act and authorize staff to relieve a portion of 1981 taxes relative to the adjusted assessment of that made for 1982.

Motion passed.

Timing of Sidewalk & Street Repairs

The above item was added to the agenda at the request of Deputy Mayor Maley who referred to the length of time it appeared to complete works projects this year and to the number of partially completed projects that seem to drag on for an extended period of time.

Council
September 30, 1982

The City Manager said he appreciated the comment being made but suggested the problem results from the large number of projects carried out by the City this summer.

Procedure for Voting

The above item was added to the agenda at the request of Alderman Meagher who referred to discussions which have been held concerning the nuclear disarmament referendum suggesting that a procedure has not been devised to date. Alderman Meagher advised that he has received a communication from the Coalition which is willing to provide the cost for the printing of the ballots and the acquisition of boxes.

Alderman Meagher put forth the suggestion made to him that after the vote is completed for Mayor, Alderman, and School Board, the D.R.O. provide a ballot for the nuclear disarmament vote to be deposited in a box to be stored at City Hall and opened sometime after the election. Deputy Mayor Maley indicated if the suggestion was intended as a Motion, she would second it.

Alderman Wooden advised that following the meeting of Council at which time a resolution was approved with respect to a procedure for holding the referendum, a meeting was held between the Coalition and the City Clerk at which time she was in attendance. Alderman Wooden indicated that certain arrangements were made at that time and the Coalition was to get back to the City and questioned whether any contact was made following the meeting. City Clerk advised that she had not been contacted.

Alderman O'Malley, in referring to the previous motion of Council, suggested the issue was a matter of mechanics and made the suggestion that a three member Committee be formed to meet with the Coalition to set up the mechanics of holding a public vote.

Alderman Hanson questioned the procedure being taken and suggested the matter be brought before the next Committee of the Whole Council meeting and forwarded to the special Council meeting that evening, if necessary.

MOVED by Alderman Hanson, seconded by Alderman Hamshaw that the matter be deferred.

The Motion to defer was put and lost.

Further discussion ensued and it was MOVED by Alderman Meagher, seconded by Alderman O'Malley that a three member Committee consisting of Aldermen Meagher, Clarke, and Wooden be formed to meet with the Coalition to set up the mechanics of a public vote.

Alderman Clarke, in referring to the proposed resolution, said he would be working on the assumption Council is making no funds available, it is the majority view of Council that the vote is not to be held in the same room as the election, and that such a poll is to be manned by the Coalition staff.

Further discussion ensued and Alderman O'Malley noted Council previously approved a procedure suggesting the Committee being formed by the resolution would carry out that mandate with the Coalition.

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

11:00 P. M. - Meeting adjourned.

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G. I. BLENNERHASSETT
CITY CLERK

MAYOR RON WALLACE
CHAIRMAN