

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

1000

Council Chamber
City Hall
Halifax, Nova Scotia
July 18, 1984
7:30 p.m.

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

Present: Deputy Mayor Ron Crowwell, Acting Chairman; Aldermen Downey, O'Malley, Grant, Nolan, Jeffrey, LeBlanc, Flynn, and Hamshaw.

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

At the request of Alderman O'Malley Council agreed to add the following item to this evening's agenda:

Budget Signing Authority

Case No. 4476 - Contract Development and Amendment to the Land
Use Bylaw - Lots L and H, Lodge Drive

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

Mr. W. Campbell, Development Department, with the aid of maps and sketches, outlined the application for an amendment to the Land Use Bylaw and Contract Development to permit the construction of single family dwellings on lots that are not serviced by municipal water and sewer, as found in the staff report dated May 28, 1984/

Mr. Campbell indicated that staff were recommending approval of the application with a time limit of two years for completion of the development. Mr. Campbell further advised that the Atlantic Health Unit had advised that the lots were suitable for on site sewage disposal systems.

7:35 p.m. Alderman Meagher joins the meeting.

Mr. Donald Hogan, the applicant addressed Council in favor of the application. Mr. Hogan indicated that he presently lived on Lodge Drive and the properties in question were the last holdings other than in his own home he possessed in the area. Mr. Hogan indicated that his primary purpose was to sell the properties and ensure that they were properly developed. He indicated that he felt the staff report to explained the proposal very well noting however that he was aware there were some concerns regarding the application and that he wished to address these concerns this evening.

Mr. Hogan noted that one of his major concerns was that the properties be acceptable health wise. He noted that he had contacted the Atlantic Health Unit and Mr. B. Hanlon, Supervisor, Health Inspectors and one of his Inspectors had visited the site and had assured him that proper on-site services could be located on the properties.

Alderman O'Malley leaves the meeting.

His Worship joins the meeting taking a seat in Council.

Mr. Hogan went on to note that the Atlantic Health Unit had visited the site in the early spring and had indicated that the installation of the on-site system would cause no problems to the neighbouring properties.

Mr. Hogan indicated that another concern of residents in the area was drainage. Mr. Hogan indicated that he had inspected the drainage of the lots himself noting that Lot H was the highest point in the subdivision and drained through 43 and 47 Lodge Drive. Mr. Hogan pointed out that the lot was some 26,000 sq. ft. in size suggesting that a 1,000-1,500 sq. ft. roof would have minimal effect on the drainage. Mr. Hogan indicated that the Lot would drain downward whether or not it was developed.

Mr. Hogan went on to note that Lot L was the lowest point in the subdivision and presently drained toward the park indicating that again the roof would have minimal effect to drainage on a lot of this size.

Mr. Hogan noted that a further concern of the area residents was blasting. Mr. Hogan indicated that he would be prepared to include a no blasting clause in the agreement noting that if City water and sewage was to be installed, this clause would have to be waived as blasting would certainly be necessary.

Mr. Hogan indicated that another concern of the area residents was access to the Heart Shaped pond. Mr. Hogan indicated that he did not wish to impede access to the pond and would ensure that a permanent right of way to the pond leading directly into the city walkway.

Mr. Hogan in his closing statements indicated that should water and sewage services be installed in the area these lots could locate 10 homes. He noted that he was now asking that two homes be built on lots twice the size of any other lot in the area and further noted that the sewage disposal systems installed would be the most up to date indicating that with the exception of a few, most of the disposal systems were 25 years old.

Mr. Hogan responded to questions from members of Council.

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Mr. Hogan responded to questions from members of Council.

Special Council
Public Hearings
July 18, 1984

Mr. Richard Perkins, 43 Lodge Drive, addressed Council indicating that he represented the area residents as indicated on his July 11, 1984 written submission which was previously distributed to members of Council.

Mr. Perkins proceeded to outline the eight areas of concern to the residents as found in his July 11, 1984 written submission.

In closing Mr. Perkins indicated that the residents of the area would not consider an amendment to the Land Use Bylaw to be proper unless overall suitable drainage for the area were provided.

Mr. Perkins responded to questions from members of Council.

Mr. Brian Gallant, 35 Kent Avenue, addressed Council in opposition to this application and outlined his written submission dated July 18, 1984 and distributed to members of Council this evening.

Mr. Gallant indicated that Mr. Hogan had addressed concerns with regard to blasting and the suitability of the site for on-site services, however, there were further concerns as outlined in his submission to be considered.

Mr. Gallant in his closing remarks suggested that the City should consider purchasing the properties involved and incorporating this land with the present park.

Mr. Gallant responded to questions from members of Council.

Mr. Arthur Hansen, 39 Lodge Drive, addressed Council noting that he had owned a property in Wedgewood Park at the time city services were not available in the area. Mr. Hansen indicated that he had tried for some years to develop that property unsuccessfully and the property had only been developed after city sewage and water had been installed. Mr. Hansen asked if Mr. Hogan was to be treated differently in this similar situation or if this case was to be considered under a different law. Mr. Hansen echoed the concerns of the previous speakers.

Mr. Hansen responded to questions from members of Council.

8:10 P.M. Alderman Doehler joins the meeting.

Mr. James Longmire, 47 Lodge Drive, addressed Council in opposition to the proposal. Mr. Longmire indicated that it was his understanding that the drainage from 43 and 47 Lodge Drive was directed through a concrete pipe travelling under the street into Lot H. Mr. Longmire indicated that at one time there had been some type of wooden box to filter drainage through but now this box was damaged. Mr. Longmire indicated that the stream created was at times only a trickle but in periods of heavy rain became a torrent.

Mr. Longmire then noted that he had flooding difficulties in recent months noting that his lawn and driveway had been flooded and when viewed by the City Engineering Department they admitted there was a problem but offered no solution.

Mr. Longmire indicated that this problem would continue until such time as drainage in the area was improved suggesting that development on the properties would only aggravate the problem voicing concern over loss of the present drainage system from his property. Mr. Longmire further noted that a 26,000 sq. ft. lot was indeed large, but those persons wishing to obtain on-site septic systems in most of Nova Scotia required a 40,000 sq. ft. lot.

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

Alderman Grant indicated that it was his understanding that an existing drainage system had to be retained even if development was to take place and that it was the responsibility of the developer to ensure this was the case.

The City Solicitor indicated that this was not always necessarily true noting that many legal factors were involved. He further noted that not all drainage problems were the responsibility of the City and therefore city funds could not be used to correct these problems.

Alderman Doehler asked the City Solicitor if he would be permitted to vote on this matter to which the Solicitor replied that he believed the Alderman would not be able to vote.

Alderman Doehler withdrew from the meeting at this time.

Mr. Les Strugnell, 27 Kent Avenue, addressed Council in opposition to the proposal. Mr. Strugnell indicated that there was presently a right-of-way to Kent Park which is no longer used. Mr. Strugnell indicated that there was a possibility that the promised right-of-way would meet the same end. Mr. Strugnell indicated that at present his driveway was used as a right-of-way to the park noting he had no difficulties with this at this time. Mr. Strugnell voiced concern that the possible lack of use of the promised right-of-way would result in increased traffic over his driveway. Mr. Strugnell suggested that this matter should be looked at before development was approved for these lots.

Mr. Strugnell also suggested that the City consider acquiring these properties to be retained as a buffer zone for Kent Park.

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

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

Motion passed.

8:20 p.m. His Worship takes the Chair and Deputy Mayor Cromwell takes his seat in Council. Alderman Doehler returns to the meeting.

Case No. 4514 - Contract Development - Kelly Street

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

Mr. W. Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule D, Section 66 of the Land Use Bylaw, Mainland Area, to permit the construction of apartment buildings on proposed Lots G-2A and G-3, as found in the staff report dated June 1, 1984.

Mr. Campbell indicated that staff was recommending approval of this application and that a suggested time limit for completion of the development was five years.

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

Mr. Arthur Gillespie, President Oakdene Estates, the applicant, addressed Council indicating that a great deal of time and effort on both his part and city staff's part had been put into the development before Council this evening. Mr. Gillespie indicated that he had attempted to bring forward a development which was compatible to the neighbourhood and made the best use of the land available.

Mr. Gillespie indicated that all the required facilities were present in the area thus there would be no need to install any additional facilities. Mr. Gillespie indicated that the number of units per acre was 26 and that the three storey building respected the single family dwellings on Osborne Street as well as the six storey building being compatible with the larger building adjacent and the nursing home on the other side.

Mr. Gillespie indicated that it was proposed that these be condominium units and therefore not greatly different than single family dwellings. Mr. Gillespie indicated that Kelly Street would be extended to Osborne allowing access from both ends, noting that he had not been in favor of this but it was felt by city staff to be desirable. Mr. Gillespie indicated that this development would eventually be serviced by Dunbrack Street and the development of that land is enhanced by this proposal.

Mr. Gillespie pointed out that up until 1979 this proposal would have been an as of right development. Mr. Gillespie indicated that in 1979 a Schedule D was placed on the area to allow for the development of a Detailed Area Plan. Mr. Gillespie indicated that Schedule D did not reject development but simply ensured that it would come before Council and the public before moving ahead. Mr. Gillespie indicated that the Detailed Area Plan had been considered by staff with regard to this proposal and that the Plan allowed for family type housing in this area.

Mr. Gillespie indicated that the three storey building would be clad with primarily wood and stone and the six storey building with wood and porcelain panels. Mr. Gillespie noted that the development was low density, there would be minimum impact on the single family dwellings as this was a condominium development and owner occupied. Mr. Gillespie went on to indicate that this development would generate some \$100,000 in revenue to the city and that it filled in a small way the need for housing in the city.

Mr. Gillespie addressed the concern raised by area residents regarding increased traffic noting that the streets were not to present standards but indicating that surveys carried out indicated the volume of traffic to be low and able to handle a further 200-300 cars per day.

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

Mr. Cyril Byrne, 17 Alton Drive, addressed Council in opposition to the proposal outlining his written submission which composes a part of the official file. Mr. Byrne submitted a letter distributed to those persons presently tenants in the existing apartment buildings on Lodge Drive indicating that he took offence to the contents of the letter. Mr. Byrne also submitted a response made by himself to the tenants regarding this letter.

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

Mrs. Glenda Sampson, Quarry Road, addressed Council in opposition to the proposal outlining her written submission which composes a part of the official file.

Mrs. Sampson then responded to questions from members of Council.

Mr. Terry O'Neil, 40 Fenwood Road, addressed Council in opposition to the proposal. Mr. O'Neil indicated that at present both pedestrians and vehicles had to use the streets in the Armdale/Kline Heights area. Mr. O'Neil noted that the streets were sub-standard and in the area directly adjacent to the development the children, having no other recreational area, used the streets for play. Mr. O'Neil expressed concern over the additional traffic on the surrounding streets noting that many residents would use this route to avoid the Armdale Rotary.

Mr. O'Neil further noted that parking for the proposal was one to one indicating that the two to three car families would increase parking difficulties in the area and have no parking during the winter parking ban. Mr. O'Neil went on to note that through investigation he had ascertained that the development would have a negative effect on property values in the area noting that those homes adjacent to the development might not decrease in value but certainly would not appreciate at the same rate as a comparable home in a totally single family dwelling area.

9:38 p.m. The Mayor leaves the meeting and Deputy Mayor Crowell takes the Chair.

Mrs. Shirley Marriott, 11 Marriott Road, addressed Council in opposition to the proposal outlining her written submission which composes part of the official file.

Mr. D. Alden-White, West Armdale Residents Association, addressed Council in opposition to the proposal indicating his concurrence with the concerns of previous speakers and noting that such a development would only worsen the present situation. Mr Alden-White noted that Alderman Nolan upon viewing the plans with the Association some time ago had not been in favor of the proposal.

Mr. Ken Foote, 21 Stonehaven Road, addressed Council in opposition to the proposal indicating his concern with increased traffic to the area.

There were no further persons present wishing to address Council regarding this matter. The following correspondence has been received with regard to this matter.

1. Correspondence dated July 4, 1984 from Mr. J. Willard and Doris M. McKay, 5 Glenmore Avenue, in opposition to the proposal.
2. A residents petition of Opposition received July 11, 1984 bearing approximately 150 names.

3. Correspondence dated July 11, 1984 from K.F. Ahlblad, P. Eng, 29 Stonehaven Road, in opposition to the proposal.
4. Correspondence received July 13, 1984 from Wayne F. and Ruth M. Blenkhorn, 16 Stonehaven Road, in opposition to the proposal.
5. Residents (Kline Heights) Petition of Opposition received July 16, 1984 bearing approximately 121 signatures.
6. Correspondence dated July 21, 1984 from Nancy Covington, M.D., 5 Stonehaven Road, in opposition to the proposal.

Alderman O'Malley joins the meeting.

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

Motion passed.

9:25 P.M. Council adjourned for a short recess with the Sargeant-At-Arms removing the Mace from its position at the end of the center table.

9:40 P.M. Council reconvened with His Worship in the Chair and the Sargeant-At-Arms replacing the Mace to its position.

Case No. 4524 - Application for Contract Development and
Lot Consolidation - 7-9 Sussex Street

Alderman Grant declares a Conflict of Interest and retires from the Chamber.

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

Mr. W. Campbell, Development Department, with the aid of maps and sketches, outlined the application for contract development under Schedule "D", Section 66 of the Land Use Bylaw and Lot Consolidation of Lots 1, 2, and 3 to create Lot A, to permit an expansion to the existing Legion facility at 7-9 Sussex Street, as found in the staff report dated June 6, 1984.

Mr. Danny Hughes, Chairman of the Building Committee, Royal Canadian Legion No. 152, addressed Council indicating that he was present to answer any questions Council might have regarding this application.

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

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

Case No. 4525 - Contract Development - 2675 Windsor Street

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

Mr. W. Campbell, Development Control, with the aid of maps and sketches, outlined the application for Contract Development under Schedule "C", Section 83 of the Land Use Bylaw to permit the construction of a two storey addition to Hiseler's Limited at 2675 Windsor Street, as found in the staff report dated May 28, 1984.

Mr. Gary Hiseler, President, Hiselers Ltd., addressed Council indicating that he was present to respond to any questions Council might have regarding the application.

Mr. Hiseler responded to questions from members of Council.

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

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

Motion passed.

Alderman Grant returns to the meeting.

Case No. 4545 - Contract Development - Schedule "K", Langbrae Gardens

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

Mr. Phil Francis, Development Department, with the aid of maps and sketches, outlined the application for Stage 1 approval under Section 68(6) of the Land Use Bylaw, Mainland area, of a 29-acre mixed use development at the northwest corner of Bridgeview North intersection with Dunbrack Street called Langbrae Gardens, as found in the June 6, 1984 staff report.

Mr. Francis indicated that staff was recommending approval of the application with a two year completion limit on Phase 1 and a five year completion limit on Phase 2.

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

Mr. George Russell, Project Consultants, on behalf of the applicant addressed Council indicating that the staff report explained the application fully.

Mr. Russell indicated concern with regard to the two year completion date for Phase 1 requesting that Council consider a completion date of five years with a start up date of two years or the inclusion of a clause allowing for an extension of time being included in the contract.

Mr. Russell referred to Phase 2 of the proposal indicating that his client would be coming before Council requesting certain amendments to the Subdivision Regulations in relation to Phase 2 of the proposal. Mr. Russell then referred to the access previously mentioned in the staff presentation. Mr. Russell indicated that agreement had been reached with the abutting property owners regarding the location of the collector road and although staff feels it is not the most suitable location it is acceptable and therefore Mr. Russell indicated that he did not feel that there was any need to further delay the project for further discussion on the matter.

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

Mrs. Suzanne Williams, Central Trust, addressed Council on behalf of Thomas Cosgrove an abutting property owner. Mrs. Williams distributed a map of the area indicating that Mr. Cosgrove owned the property approximately 110 ft. from the property in question with a section of property owned by Clayton Development separating the properties. Mrs. Williams indicated that Mr. Cosgrove had no access to this land and in negotiations with the adjacent property owners, had been unable to reach an agreement with regard to access.

Mrs. Williams indicated that Mr. Cosgrove should be permitted access to this land and since the City had permitted only limited access from Dunbrack Street, then they should ensure such access was available. Mrs. Williams noted that upon questioning of staff she had ascertained that there was no long range development plan for this area and suggested that developments in the area should not be considered until such time as a development plan was in place.

A questioning of staff and Mrs. Williams ensued with it being noted that access to the property was a matter of business negotiation and a report from the City Solicitor was requested regarding the obligation of Council to negotiate access to the Cosgrove property.

Mr. Mike Willet, employee, Clayton Developments addressed Council on behalf of Clayton Developments indicating that he was present this evening to observe the planning being carried out on Langbrae Gardens as Clayton Developments was presently working on a comprehensive development plan for their property in the area. Mr. Willet indicated that a offer had been made for the Cosgrove property, however, no agreement had been reached and indicating that Clayton Developments was not willing to deal with a real estate firm.

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

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

Motion passed.

Case No. 4449 - Rezoning from R-1 to R-2 - 22 Edgehill Road

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

Mr. W. Campbell, Development Control, with the aid of maps and sketches, outlined the application for rezoning at 22 Edgehill Road from R-1 to R-2 to permit the conversion of the existing single family dwelling on the site to two units, as found in the staff report dated May 3, 1984.

Mr. Campbell indicated that staff was recommending approval of the application.

Ms. Anne Eade, the applicant, addressed Council indicating that she was present to answer any questions Council might have regarding the application.

There were no further persons present wishing to address Council regarding this matter. The following correspondence has been received regarding this matter:

1. Correspondence dated June 23, 1984 from Miss Margaret E. Blandford, 25 Edgehill Road, in opposition to the proposal.
2. Correspondence dated June 26, 1984 from A.R. Lock, 43 Fenwood Road, in opposition to the proposal.

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

Motion passed.

Amendment to the Land Use Bylaw - Westmount Subdivision -
AGREED BY COUNCIL

Alderman Meagher declared a conflict of interest and retired from the meeting.

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

Miss Y. Macor, Planning Department, with the aid of maps and sketches outlined the proposal to amend the land use Bylaw to include a size limitation for accessory buildings on the streetside of the properties located in the Westmount Subdivision, to a maximum size of 65 square feet and a maximum height of 8 feet, as found in the Planning Advisory Committee report dated May 23, 1984.

Miss Macor responded to questions from members of Council. Alderman Flynn noted that the residents had some difficulty with the terms backyard and frontyard suggesting that these terms should be replaced with 'that side which faces the street' and 'that side which faces the walkway'.

Mr. Leo Peddle, Doug Smith Drive, addressed Council indicating that he wished to make the same point as brought forward by Alderman Flynn. Mr. Peddle indicated that this might appear to be a small matter but would eliminate confusion with regard to this matter for residents of Westmount Subdivision.

The City Solicitor noted that the recommended wording of the amendment did not make mention of either backyards or frontyards but referred to distance from the street.

There were no further persons present wishing to address Council regarding this matter. Correspondence dated July 2, 1984 from D.P. and M.A. MacNaughton, 2833 Ralph Devlin Drive, in opposition to the proposal was received.

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

Motion passed.

Alderman Meagher returns to the meeting.

Case No. 4596 - Contract Development - Federal Building -
Southeast Corner of Gottingen Street and Cornwallis
Street

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

Mr. W. Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule "C" to allow the development of a Federal Office building at the southeast corner of Gottingen and Cornwallis Streets, as found in the staff report dated July 16, 1984.

Mr. Campbell indicated that staff was recommending approval of the application.

Mr. Eric Cormier, Project Leader for the building, addressed Council indicating that Mr. Dunphy had been unable to attend this meeting this evening. Mr. Cormier indicated that he was in essence the overall co-ordinator for the project. Mr. Cormier indicated that Mr. David Earle would be making a short presentation on the design of the building.

Mr. Cormier indicated that negotiations had been undertaken for the purchase of the site with City staff and that a tentative agreement had been reached with regard to this matter subject to the approval of Council. Mr. Cormier noted that once this approval was given, immediate steps would be taken to acquire the property from the City. Mr. Cormier indicated that the proposal called for commercial space on the ground floor with office space on the remaining floors. Mr. Cormier noted that once approval has been given to the proposal, a call for a developer would be made with an estimated starting date of October.

Mr. Cormier responded to questions from members of Council and in response to a particular question regarding the reasons for the project, Mr. Cormier indicated that it was an attempt to consolidate all Federal Offices under one roof and also to even up the rent/own ration of Federal offices in the City.

Mr. David Earle addressed Council noting that the general concept of the building has been developed with, as pointed out by staff, details regarding such things as outside cladding and landscaping not having been refined. Mr. Earle indicated that they had reached defined plans regarding the movement of vehicular and pedestrian traffic around the building and felt this to be well organized. He further noted that a wind and snow study had been carried out and it was not expected that there would be any difficulties with regard to this.

Mr. Earle went on to note that the design process had considered the social aspects of the proposal, the environs, and the impact on the area overall. Mr. Earle then outlined, with the aid of sketches, the design of the building noting that it was a 11 storey, 2 tower building, separated by a mechanical core. He noted that the building involved some 1700 sq. meters of space. He noted that the ground floor was to contain primarily commercial space with a public plaza replacing that which would be displaced by this development adequately.

Mr. Earle then outlined the traffic flow, access and egress of vehicular traffic to the development and parking for the development. Mr. Earle then briefly outlined a typical office floor plan.

Mr. Cormier and Mr. Earle then responded to questions from members of Council.

Mr. Levin, President, Gottingen Street Association, addressed Council in favor of the proposal noting that he was here on behalf of the merchants and business people of Gottingen Street. Mr. Levin indicated that the development would have a great impact on the area during construction as well as upon completion and residency. Mr. Levin indicated that the Association was looking forward to an era of rehabilitation of Gottingen Street.

Mrs. Sheila Marriot, addressed Council in favor of the proposal indicating that she had been a long time advocate of housing of the Federal offices under one roof which the development would achieve. She noted at present that Federal offices were scattered across the City causing difficulties and confusion for persons having business with the Federal Government. Mrs. Marriot also referred to the employment created by the development which would be beneficial to residents of the City.

Mr. Graham Hicks, addressed Council in favor of the proposal referring to the consolidation of all Federal Office under one roof as being a great improvement over the present situation. He further noted that the development was attractive and sympathetic to the area.

There were no further persons present wishing to address Council regarding this matter. There was no correspondence received in relation 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.

His Worship suggested that the following two items from Committee of the Whole be added to the agenda as they related to this matter, to which Council agreed:

1. Acquisition - 2185 and 2189 Gottingen Street
2. Sale of Lands, Gottingen Street

Street Closure - Portion of Douglas Avenue

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

Council did not require a staff presentation regarding the closure of a portion of Douglas Avenue along its northern boundary, adjacent to Civic 19 Douglas Avenue and Parcel RR-24 (lands of Rockingham Development Limited), as shown on City Plan TT-34-27794, and found in a confidential staff report dated May 28, 1984.

Alderman Hamshaw noted that the adjacent property owners had been caring for the property in question for some years and requested that this be considered in the negotiations for sale of the property.

There were no persons present wishing to address Council regarding this matter. There was no correspondence received regarding this matter.

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

Motion passed

Street Closure - Portion of Bedford Highway

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

Mr. A.W. Churchill, Real Estate, addressed Council and with the aid of maps and sketches outlined the proposal to close a portion of Bedford Highway along its western side extending from 450 feet to 550 feet north of Bayview Road, as shown on city Plan TT-35-27843, and as found in a confidential staff report dated May 10, 1984.

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

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

Motion passed.

Acquisition - 2105-2109 Gottingen Street

This matter was added to the agenda from Committee of the whole held previously this date.

MOVED by Alderman Elson, seconded by Alderman Dochler that, as recommended by the Finance and Executive Committee:

1. The property at 2105 Gottingen Street be purchased for \$67,000 from Les Marine Jewellers, costs of business relocation to be determined separately;
2. The property at 2109 Gottingen Street be purchased for \$85,000 from Webster Investments, and a settlement of \$34,300 be made for all improvements and costs of relocation of business with ABC Products Limited or its authorized representative;

3. Funds are available in Account Number 226111 X2020 (Suspense Account for Gottingen Federal Building) and are subject to reimbursement from Public Works Canada.

Motion passed.

Sale of Lands - Gottingen Street

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

MOVED by Alderman Flynn, seconded by Deputy Mayor Cromwell that, as recommended by the Finance and Executive Committee, the Mayor and City Clerk be authorized to execute an option agreement on behalf of the city of Halifax, with Her Majesty the Queen in Right of Canada, as represented by the Minister of Public Works, for lands at Gottingen and Cornwallis Street, substantially in the form attached as Schedule "B", as attached to the confidential staff report dated July 17, 1984.

Motion passed.

Budget Signing Authority

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

11:30 p.m. The Council adjourned to an incamera session to discuss the abovementioned matter.

12:15 p.m. Council returned to Special Council, Public Hearings and the meeting adjourned.

HEADLINES

Case No. 4476 - Contract Development and Land Use Bylaw Amendment - Lots L and H, Lodge Drive	403
Case No. 4514 - Contract Development - Kelly St. ..	407
Case No. 4524 - Contract Development - 7-9 Sussex Street	410
Case No. 4525 - Contract Development - 2675 Windsor Street	411
Case No. 4545 - Contract Development - Langbrae Gardens	411
Case No. 4448 - Rezoning - 22 Edgemoor Road	413
Amendment to the Land Use Bylaw - Westmount Subdivision - Accessory Uses	413
Case No. 4596 - Contract Development - Federal Building - Cornwallis and Gottingen Streets	414
Street Closure - Portion of Douglas Avenue	416

Special Council
Public Hearings
July 18, 1984

HEADLINES CONT.

Street Closure - Portion of Bedford Highway	417
Acquisition - 2105-2109 Gottingen Street	417
Sale of Lands - Gottingen Street	418
Budget Signing Authority	418

HIS WORSHIP MAYOR RON WALLACE
DEPUTY MAYOR RON CROMWELL
CHAIRMEN

E. A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
July 26, 1984
8:00 p.m.

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

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Crenwell, and Aldermen Doehler, Downey, Meagher, O'Malley, Grant, Nolan, Jeffrey, LeBlanc, Flynn and Hamshaw.

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

His Worship addressed Council indicating that a list of events in relation to Natal Day had been distributed to the members of Council this evening and outlined certain events to take place. His Worship referred to the opening ceremonies to be held on Friday, and the parade to be held at 10:00 a.m. on Saturday.

Halifax Storm Porches - Presentation of Poster

His Worship indicated that a special presentation was to be made to Council this evening regarding Halifax Storm Porches. His Worship noted that Ms. Renate Deppe, a local photographer and artist was present this evening as well as Mrs. Maude Forsinaki, Conrodore MacMillan, and Mr. D. Bradbrook of Dalhousie University. His Worship indicated that Ms. Deppe presently had a showing of her Halifax Storm Porches at the Mount Saint Vincent University gallery. His Worship requested that Ms. Deppe and Mr. Bradbrook come forward to make the presentation to Council.

Mr. Bradbrook addressed Council indicating a poster of Halifax Storm Porches which he noted was made up of photographs by Renate Deppe. Mr. Bradbrook suggested that an appropriate location for the poster would be in the Halifax Room which was at present being renovated and urged all members of Council, staff and those in the gallery to view the exhibition at Mount Saint Vincent University.

Ms. Renate Deppe then presented the poster to His Worship indicating that it was a great pleasure for her to do so. His Worship thanked Ms. Deppe and Mr. Bradbrook as well as the other members of the group indicating that the Halifax Room might be an appropriate location for the poster and adding his encouragement with regard to viewing the exhibition at Mount Saint Vincent.

His Worship then called on Alderman LeBlanc to outline the Bridge Walk, an event to be held on Sunday, August 5, 1984 as part of the Natal Day Celebrations. Alderman LeBlanc addressed Council outlining the Bridge Walk noting that this was a meeting of the two cities, Halifax and Dartmouth, in

friendship and cooperation. Alderman DeLano indicated that he had received an invitation from the Bridge Commission to all members of Council to attend the event.

MOTION

Minutes of the regular meeting of Halifax City Council held on July 12, 1984 and the special meeting of Halifax City Council held on July 18, 1984, were approved on a motion by Alderman Hershaw, seconded by Alderman Downey.

Alderman Doehler noted that due to an oversight he had not declared a conflict of interest on the item dealing with Case No. 4500 - Contract Development - 81 Kearney Lake Road. Alderman Doehler noted that he had not been present at the public hearing and therefore did not vote on the matter and asked clarification regarding his position in this matter.

His Worship indicated that the conflict of interest notice would be dealt with on a retroactive basis.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

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

- 2a(ii) Food Management Services Contract - Papal Visit
- 14.1 Field and School Feeds
- 20.1 Acquisition of Public Service Commission Lands (Logged Land and Bayers Lake Area)
- 20.2 Acquisition - 1208-17 Gittingen Street

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

- 20.3 Transit Route 14

At the request of Deputy Mayor Cromwell, Council agreed to add:

- 20.4 Resolution Pertaining to Prostitution

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

- 20.5 City Owned Land Between Union Street and Devonshire Avenue

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

- 21.6 Council Staff Review Committee

Resolution Motion seconded by Alderman Grant that the agenda, as amended, be approved.

Motion passed.

Food Management Services Contract - Papal Visit

A report, with attached contract, dated July 26, 1984 from Mr. Allan Wayne, Executive Assistant to the Mayor, was submitted.

Mr. Wayne addressed Council referring to his report dated July 26, 1984 and the attached contract. Mr. Wayne apologized for the lateness of the report indicating that negotiations had been carried on until late this afternoon.

Mr. Wayne then responded to questions from members of Council regarding the contract and the position of persons having mobile food vending licenses in the City of Halifax in light of this contract.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that the Mayor and City Clerk be authorized to sign the agreement regarding Food Management Services in relation to the Papal Visit on behalf of the City.

Motion passed.

DEFERRED ITEMS

Case No. 447 - Mainland Area, Lots A and B, Lodge Drive

A public hearing into the above matter was held on July 18, 1984. An information report dated July 24, 1984, from Mr. D.F. Murphy, City Solicitor, was submitted.

Alderman Barshaw addressed the matter indicating that after the public hearing on July 18, 1984 a meeting with the area residents had been held with regard to their concerns about drainage. Alderman Barshaw indicated that staff had been present at the meeting. As well Mr. Hogen had assured the residents that he would install a storm water pipe over Lot B at his own cost. Alderman Barshaw referred to the information report dated July 24, 1984 submitted at this evening's meeting indicating that it would appear that all the concerns of the area residents had been addressed and rectified.

MOVED by Alderman Barshaw, seconded by Alderman Jeffrey that:

- (1) The application to amend the Land Use Bylaw Mainland Area to create a Schedule I to include Lots A and B, Lodge Drive, and for contract development, under Part 1 of the Land Use Bylaw, Mainland area, to permit the construction of a single family dwelling on each of the adjacent proposed Lots A and B Lodge Drive, as shown on the City Council;

(1) The contract shall be void within 100 days, or any extension thereof granted by Council, on request of the applicant, from the date of final approval by Halifax City Council and any other bodies as necessary, whichever is later, including any applicable appeal period; otherwise this contract approval will be void and obligations arising hereunder shall be at an end.

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

Motion 1984-09 with Aldermen Poehler and O'Malley abstaining.

Case No. 4514 - Contract Development, Schedule "B", Section 66 of the Land Use Bylaw - Kelly Street

A public hearing into the above matter was held on July 18, 1984.

Alderman Nolan addressed the matter noting the representation by the applicant at the public hearing noting that there are safety concerns for safety of pedestrians. Alderman Nolan stated that the pedestrian traffic and lack of sidewalks in the area caused concern by area residents at present and the introduction of more vehicles to the area would only increase the danger to pedestrians.

Motion by Alderman Nolan, seconded by Alderman Poehler that the application for contract development under Schedule "B", Section 66 of the Land Use Bylaw to allow 190-unit apartment development on Kelly Street be refused as it violates Policies 1.1, 1.1.1, 1.1.2, 1.1, 1.4.1, 1.6, and 8.4 of the Municipal Plan by Council.

The Mayor and Aldermen Poehler and Powell were not present at the public hearing.

Motion 1984-09 with Alderman O'Malley abstaining.

Case No. 4514 - Contract Development and Contract Consolidation 7-9 Sussex Street

A public hearing into the above matter was held on July 18, 1984.

Alderman Nolan noted a conflict of interest and retired from the hearing.

Motion by Alderman Poehler, seconded by Alderman Jeffrey that the application for contract development and contract consolidation on 7-9 Sussex Street be refused as it violates Policies 1.1, 1.1.1, 1.1.2, 1.1, 1.4.1, 1.6, and 8.4 of the Municipal Plan by Council.

The Mayor and Aldermen O'Malley and Powell were not present at the public hearing.

Council
July 26, 1984

(b) approve the contract development at 7-9 Sussex Street to permit an extension to the building known as Royal Canadian Legion Branch 152; and

(c) The contract shall be signed within 128 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise this contract approval will be void and obligations arising hereunder shall be at an end.

The Acting City Clerk advised that Alderman Grant and Dewell were not present at the Public Hearing.

Motion passed.

Alderman Grant returns to the meeting.

Case No. 4525 - Contract Development - 2675 Windsor Street
Section 83 of the Land Use Bylaw

A public hearing into the above matter was held on July 18, 1984.

MOVED by Alderman Neaghe, seconded by Alderman Doehler that:

(a) The contract development under Section 83 of the Land Use Bylaw to permit a two storey, 546 sq. ft. addition to 2675 Windsor Street, is approved.

(b) The contract shall be signed within 128 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise this contract approval will be void and obligations arising hereunder shall be at an end.

The Acting City Clerk advised that Alderman Dewell and Grant were not present at the public hearing.

Motion passed with Alderman Grant abstaining.

Case No. 4545 - Contract Development - Schedule "K" - Langbrae
Gardens

A public hearing into the above matter was held on July 19, 1984. A supplementary staff report dated July 26, 1984, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Jeffrey that the application by Project Consultants Limited, under Schedule "K", Section 68(6) of the Land Use Bylaw, Mainland area, for Stage 1 approval of the Langbrae Gardens development concept, as shown on Plan Nos. P200/12910-11, be approved by City Council and that the contract for the development include a clause which would permit a second local connecting street to the lands to the south located approximately 200 ft. west of Dunbrack.

A short discussion regarding the contents of the supplementary staff report ensued and it was MOVED in amendment by Alderman O'Malley, seconded by Alderman Nolan that the motion be amended to include a clause in the contract for a three year time limit for completion of Phase I of the project.

The Acting City Clerk advised that all members of Council present were eligible to vote on this matter

The motion to amend was put and passed.

The main motion, as amended, was put and passed.

Case No. 4448 - Rezoning - 22 Edgehill (R-1 to R-2)

A public hearing into the above matter was held on July 18, 1984.

MOVED by Alderman Nolan, seconded by Alderman Grant that the application for rezoning from R-1, Single Family Dwelling Zone to R-2 Two Family Dwelling Zone, lands of Ann J. Eade, 22 Edgehill Road, be approved by City Council.

The Acting City Clerk advised that all members of Council present were eligible to vote on this matter.

Motion passed.

Amendment to the Land Use Bylaw, Westmount Subdivision
Accessory Uses

A public hearing into the above matter was held on July 18, 1984. Alderman Meagher declared a conflict of interest and retired from the meeting.

MOVED by Alderman Flynn, seconded by Deputy Mayor Cromwell that City Council approve an amendment to the Peninsula Area section of the Land Use Bylaw for the addition of a new Section 31A immediately following Section 31 as follows:

31A. Notwithstanding Sections 29 to 31, for the area known as the Westmount Subdivision as bounded on the South by Saunders Park, on the West by the center lines of William Hunt Avenue and Edward Arab Avenue, on the north by the Westmount School property, and on the east by the center line of George Dauphinee Avenue join Saunders Park via the lot line between the properties known as Civic Numbers 2739 and 2731-35 George Dauphinee Avenue, an accessory building may be

Council
July 26, 1984

MOVED by Alderman Harshaw, seconded by Alderman Jeffrey that the application by Project Consultants Limited, under Schedule "K", Section 68(6) of the Land Use Bylaw, Mainland Area, for Stage 1 approval of the Langbrae Gardens development concept, as shown on Plan Nos. P200/12910-11, be approved by City Council and that the contract for the development include a clause which would permit a second local connecting street to the lands to the south located approximately 200 ft. west of Dunbrack.

A short discussion regarding the contents of the supplementary staff report ensued and it was MOVED in amendment by Alderman O'Malley, seconded by Alderman Nolan that the motion be amended to include a clause in the contract for a three year time limit for completion of Phase I of the project.

The Acting City Clerk advised that all members of Council present were eligible to vote on this matter.

The motion to amend was not passed.

The main motion, as amended, was not passed.

Case No. 4448 - Rezoning - 22 Edgchill (F-1 to F-2)

A public hearing into the above matter was held on July 18, 1984.

MOVED by Alderman Nolan, seconded by Alderman Grant that the application for rezoning from F-1, Single Family Dwelling Zone to F-2 Two Family Dwelling Zone, lands of Ann I. Eade, 22 Edgchill Road, be approved by City Council.

The Acting City Clerk advised that all members of Council present were eligible to vote on this matter.

Motion passed.

Amendment to the Land Use Bylaw, Westport Subdivision
Emergency Use

A public hearing into the above matter was held on July 18, 1984.

MOVED by Alderman Flynn, seconded by Alderman Meagher that City Council approve an amendment to the Peninsula Area section of the Land Use Bylaw for the addition of a new Section 31A immediately following Section 31 as follows:

31A. Notwithstanding Sections 29 to 31, for the area known as the Westport Subdivision as bounded on the South by Saunders Park, on the West by the center lines of William Road Avenue and Edward Road Avenue, on the north by the Westport School property, and on the east by the center line of George Dauphine Avenue join by the center line of George Dauphine Avenue between the properties known as Civic Towers 2719 and 2731-35 George Dauphine Avenue, an area of 1.0000 sq. ft.

located anywhere on a lot provided it is no closer than five (5) feet and no further than sixty (60) feet from the street line of the roadway adjoining the lot, and provided that an accessory building in the front yard shall not exceed the following dimensions: Height (maximum) - 8 feet Area (maximum) - 65 square ft. and further, in the area identified as Westmount Subdivision above, the front yard shall be identified as that adjacent to the City Street and the rear yard as that adjacent to the walkway.

The Acting City Clerk advised that all members of Council present were eligible to vote on this matter.

Motion passed.

Alderman Meagher returns to the meeting.

Case 4596 - Contract Development - Federal Building
Cornwallis Street and Göttingen Street

A public hearing into the above matter was held on July 18, 1984.

MOVED by Alderman Downey, seconded by Alderman O'Malley that Council give contract development approval under Schedule "C" to the proposed office building on the southeast corner of Göttingen and Cornwallis Streets, substantially as shown on Plans No. 13076-13083 and subject to negotiation of the following points prior to the issuance of a building permit:

- a) surface treatment around the site;
- b) exterior finish of the buildings;
- c) service connections;
- d) roof landscaping;
- e) provision of loading, taxi and on-street parking spaces; and
- f) use of the northern portion of Maitland Street

The Acting City Clerk advised that all members of Council present were eligible to vote on this matter.

Motion passed.

Street Closure, Portion of Douglas Avenue

A public hearing into the above matter was held on July 18, 1984.

MOVED by Alderman Harshaw, seconded by Alderman Flynn that City Council approve the closure of a portion of Douglas Avenue Parcel RR-24 (lands of Rockingham Ridge Development Limited), as shown on City Plan TT-34-27794, the same being a strip of surplus land between the present and proposed street line.

Motion passed.

2A

The following information was obtained from the records of the City of Chicago, Department of Public Works, Bureau of Street Maintenance, dated July 1, 1944. The information is as follows: The area identified as 'X' on the map is located at the intersection of the street and the street. The area identified as 'Y' on the map is located at the intersection of the street and the street. The area identified as 'Z' on the map is located at the intersection of the street and the street.

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Local precinct are eligible to vote in that district.

Page 4544 - Contract Development - Federal Building
Contract Development and Construction

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The following information was obtained from the records of the City of Chicago, Department of Public Works, Bureau of Street Maintenance, dated July 1, 1944. The information is as follows: The area identified as 'X' on the map is located at the intersection of the street and the street. The area identified as 'Y' on the map is located at the intersection of the street and the street. The area identified as 'Z' on the map is located at the intersection of the street and the street.

AL

- 1. surface treatment around the site;
- 2. surface of the building;
- 3. surface of the site;
- 4. surface of the building, taxi and street, etc.
- 5. surface of the building, taxi and street, etc.
- 6. surface of the building, taxi and street, etc.
- 7. surface of the building, taxi and street, etc.
- 8. surface of the building, taxi and street, etc.
- 9. surface of the building, taxi and street, etc.
- 10. surface of the building, taxi and street, etc.

The following information was obtained from the records of the City of Chicago, Department of Public Works, Bureau of Street Maintenance, dated July 1, 1944. The information is as follows: The area identified as 'X' on the map is located at the intersection of the street and the street. The area identified as 'Y' on the map is located at the intersection of the street and the street. The area identified as 'Z' on the map is located at the intersection of the street and the street.

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MOVED by Alderman Burshaw, seconded by Alderman Flynn that the Mayor and City Clerk be authorized to execute an Agreement of Purchase and Sale with John E. Bell and Carol R. Bell for sale of a portion of Douglas Avenue for \$1,598.00, subject to the approval of the Minister of Municipal Affairs to the closure.

Motion passed.

MOVED by Alderman Burshaw, seconded by Alderman Flynn that the Mayor and City Clerk be authorized to execute an Agreement of Purchase and Sale with Pockingham Edge Limited for sale of a portion of Douglas Avenue for \$672.58, subject to the approval of the Minister of Municipal Affairs to the closure.

Motion passed.

Street Closure - Portion of Redford Highway

A public hearing into the above matter was held on July 18, 1984.

MOVED by Alderman Burshaw, seconded by Alderman LeBlanc that:

(a) City Council approve the closure of a portion of Redford Highway along its western side extending from 450 feet to 550 feet north of Payview Road, as shown on City Plan TT-45-27843;

(b) That the land shown as a diagonal-hatched area on the sketch attached to the May 10, 1984 confidential staff report and located at 92 Redford Highway, be purchased from Mr. Grant Talliner for \$1.25 per square foot, subject to the approval of the Minister of Municipal Affairs for the withdrawal of necessary funds from the Sale of Land Account; and

(c) That the land shown as a cross-hatched area on the attached sketch be sold to Mr. Grant Talliner at a per square foot rate of \$1.75, same being subject to the Minister of Municipal Affairs' approval of the street closure.

Motion passed.

NOTICE OF RECONSIDERATION

Motion Alderman O'Salley for Reconsideration of Recommendation 43 of the Recommendation of Commission on City Government
July 12, 1984 City Council

Alderman O'Salley gave notice of his intention to introduce a motion to reconsider the above matter at the July 12, 1984 City Council meeting.

Council
July 26, 1984

Alderman O'Malley addressed the matter indicating that he gave this notice of reconsideration not to change drastically Recommendation 43 but to reword the recommendation to fulfill the intent of Council indicated during discussions on Recommendation 43.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that Council approve the reconsideration of Recommendation 43 of the Commission on City Government recommendations as approved by Council on July 12, 1984.

Motion passed.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that Recommendation 43 as approved by Council on July 12, 1984 be replaced with the following:

"That the Mayor serve as an ex officio member of all Boards and Commissions for which the City has full authority and that Council appoint such others of its members both in number and expertise to the membership of such Boards and Commissions as Council deems necessary to bring to such Boards and Commission the desired level of Council authority, and it shall be the responsibility of such appointees to serve the expressed interest and policy positions as stated by Council, and further, to act as liaison links between Council and such Boards and Commission.

Alderman O'Malley indicated that through this motion the Mayor retained his membership on all Boards and Commissions for which the City has full authority and Council's authority is extended to all Boards and Commissions as expected by the electorate.

Alderman O'Malley went on to note that the number and expertise should be open to discussion and to the needs of the Board and Commission for number of expertise. Alderman O'Malley further noted that it was his feeling that if Council has a policy then it is the responsibility of such appointees to express and adhere to such identified Council positions.

Alderman O'Malley further noted that the idea of liaison between Council and Boards and Commission was upheld in this motion. He indicated that the motion was merely a rephrasing of the present recommendation.

A short discussion ensued with regard to the matter with Alderman Beckler indicating that he had some difficulty in reaching a decision regarding this matter without having the notion to refer to in any discussion on the matter.

It was agreed by the members of Council that this matter be dealt with later in the meeting to allow the Acting City Clerk to distribute a copy of the resolution to members of Council for their information.

MOTIONS OF RESCISSION

Motion Alderman Dewell re: City Council's Resolution of
May 17, 1984 regarding Withholding of the Contingency
Portion of the School Board Budget

Alderman Dewell gave notice of his intention to introduce a motion to rescind with regard to the abovementioned matter on July 12, 1984.

MOVED by Alderman O'Malley, seconded by Alderman Nolan
that this matter be deferred until such time as Alderman Dewell is present.

Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on July 18, 1984 as follows:

Report - Stipends Committee of the City of Halifax - 1984

At the Finance and Executive Committee meeting, the following Motion was put and LOST:

'that the 1984 Report of the Stipends Committee of the City of Halifax be approved'.

MOVED by Alderman Meagher, seconded by Alderman Downey
that the 1984 Report of the Stipends Committee of the City of Halifax be approved.

The motion was put and lost.

Request to Purchase Lands - Grace Maternity Hospital

MOVED by Alderman Meagher, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, the matter be deferred until the Halifax Civic Hospital completes its present study concerning the future role of the hospital.

Motion passed.

Petition for Tax Relief - Donald L. Duggan, 545 Purcell's
Cove Road

Following is the recommendation of the Finance and Executive Committee:

that a refund be approved to Mr. D.L. Duggan with regard to 545 Purcell's Cove Road in the amount of \$2,589.92, being the principal sum computed as overpaid in the five-year period, 1978-1982 inclusive, such sum being considered a fair and just settlement of the claim under the authority of Subsection 7 of Section 348 of the Halifax City Charter.

MOVED by Alderman Nolan, seconded by Alderman Grant that a refund be approved to Mr. D.L. Duggan with regard to 545 Purcell's Cove Road in the amount of \$5,207.78, being the principal sum computed as overpaid in the fourteen-year period, 1969-1982 inclusive, such sum being considered a fair and just settlement of the claim under the authority of Subsection 7 of Section 348 of the Halifax City Charter.

Motion passed.

Interest Rate - Past Due Taxes and Sewer Rehabilitation
Receivables

MOVED by Alderman Flynn, seconded by Alderman Dochler that, as recommended by the Finance and Executive Committee:

- 1). effective August 1, 1984, the rate of interest chargeable on unpaid overdue taxes be set at 16 percent per annum in accordance with authority under Section 120(3) of the Assessment Act; and
- 2). effective August 1, 1984, the rate of interest chargeable on outstanding sewer development charges be set at 16 percent per annum under authority of Section 7 of Ordinance No. 153.

Motion passed.

C.N.R. Pipeline Crossing License, Seaview Park

MOVED by Alderman O'Malley, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, Council pass a resolution authorizing the Mayor and City Clerk to execute a Pipeline Crossing License for Underground Sewer Pipe Crossing Renewal at Mile 1.21 Deepwater Branch, Bedford Subdivision, off Mile 1.99.

Motion passed.

Naming of Streets off Calah's Road

MOVED by Alderman Nolan, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, the existing travel way, as shown shaded in the gray on the sketch as attached to the July 10, 1984 staff report, be named Pottery Lane and that the duellings be renumbered as depicted on the attached sketch.

Motion passed.

Memorial Bell - Proposed Licensing

Alderman O'Malley addressed the matter questioning the City Solicitor of the legal interpretation of certain clauses within the license agreement. Alderman O'Malley also voiced concern regarding whether or not the amount quoted would adequately cover the cost of maintenance of the monument, the

underground cable and the console within the United Memorial Church. The City Manager indicated that staff was not experienced in forecasting such costs but it was assumed that this amount would cover the maintenance of the monument.

MOVED by Alderman O'Malley, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to execute the license agreement between the City of Halifax and the Halifax Explosion Memorial Bells Committee.

Motion passed.

Statement of Revenue and Expenditures

MOVED by Alderman Meagher, seconded by Alderman Harshaw that, as recommended by the Finance and Executive Committee, the 'Statement of Revenue and Expenditures' for the six months ended June 30, 1984, be tabled.

Motion passed.

Guarantee of Borrowing - Metropolitan Authority

MOVED by Alderman Grant, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Council approve the giving of the guarantee of the City to the Metropolitan Authority borrowings, as detailed in the staff report dated July 13, 1984, and authorize the Mayor and the City Clerk to sign these Guarantee Resolution documents on behalf of the City of Halifax.

Motion passed.

Maskwa Aquatic Club

MOVED by Alderman Harshaw, seconded Alderman Flynn that, as recommended by the Finance and Executive Committee:

1. Council authorize the Mayor and City Clerk to execute the letter of agreement with the Department of Lands and Forests (as attached to the July 16, 1984 staff report) and subsequent lease confirming the above noted terms.
2. Council authorize the Mayor and City Clerk to execute a sub-lease with the Maskwa Aquatic Club confirming these same terms and conditions with the administrative cost (\$50.30) and increased rental being reimbursed by the Aquatic Club.

MOTION PASSED.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on July 18, 1984 as follows:

underground cables and the consul within the United Memorial Church. The City Manager indicated that staff was not experienced in forecasting such costs but it was assumed that this amount would cover the maintenance of the monument.

MOVED by Alderman O'Malley, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to execute the license agreement between the City of Halifax and the Halifax Explosion Memorial Bells Committee.

Motion passed.

Statement of Revenue and Expenditures

MOVED by Alderman Meagher, seconded by Alderman Harshaw that, as recommended by the Finance and Executive Committee, the 'Statement of Revenue and Expenditures' for the six months ended June 30, 1984, be tabled.

Motion passed.

Guarantee of Borrowing - Metropolitan Authority

MOVED by Alderman Grant, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Council approve the giving of the guarantee of the City to the Metropolitan Authority borrowings, as detailed in the staff report dated July 13, 1984, and authorize the Mayor and the City Clerk to sign these Guarantee Resolution documents on behalf of the City of Halifax.

Motion passed.

Maskwa Aquatic Club

MOVED by Alderman Harshaw, seconded Alderman Flynn that, as recommended by the Finance and Executive Committee:

1. Council authorize the Mayor and City Clerk to execute the letter of agreement with the Department of Lands and Forests (as attached to the July 16, 1984 staff report) and subsequent lease confirming the above noted terms.
2. Council authorize the Mayor and City Clerk to execute a sub-lease with the Maskwa Aquatic Club confirming these same terms and conditions with the administrative cost (\$50.00) and increased rental being reimbursed by the Aquatic Club.

MOTION PASSED.

REPORT - COMMITTEE ON MORES

Council considered the report of the Committee on Mores from its meeting held on July 18, 1984 as follows:

Council
July 26, 1984

Tender No. 84-09 - Renewal of Sanitary Sewer - Oxford Street

MOVED by Alderman Meagher, seconded by Alderman Downey that, as recommended by the Committee on Works, Tender # 84-09 for the renewal of Sanitary Sewer - Oxford Street, South Street to 800' North along C.N.R. R.O.W. be awarded to Sun Construction Co. Ltd., for the tender price of \$53,580, and a total project cost of \$65,000.00; with funding authorized from account number(s) DA054.

Motion passed.

City-Owned Playgrounds and Sportsfields

The City Manager addressed Council indicating that staff had discussed the matter with Alderman Jeffrey and felt they had the matter under control.

MOVED by Alderman Nolan, seconded by Alderman Grant that, as recommended by the Committee on Works, Parks and Grounds Division, in conjunction with the Recreation Department, erect appropriate signage at playgrounds and sportsfields where known problems exist.

Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Council considered the report of the Committee of the Whole Council from its meeting held on July 23, 1984 as follows:

Richmond School - Reuse

This matter was added to the agenda during the setting of the agenda at the request of the Acting City Clerk.

Following is the recommendation of the Committee of the Whole Council:

MOVED by Alderman O'Malley, seconded by Alderman Doehler that HRDA, the Real Estate Division and other appropriate staff approach the Province of Nova Scotia or any interested party to determine interest in becoming a tenant in the building; and further that a progress report be submitted within a 30-day period, and that Council inquire of the Minister of Social Services as to whether the province is interested in the building as recently reported in a newspaper article.

Motion passed.

Tender No. 84-09 - Renewal of Sanitary Sewer - Oxford Street

MOVED by Alderman Neacher, seconded by Alderman Downey that, as recommended by the Committee on Works, Tender # 84-09 for the renewal of Sanitary Sewer - Oxford Street, South Street to 800' North along C.N.R. R.O.W. be awarded to Sun Construction Co. Ltd., for the tender price of \$53,580, and a total project cost of \$65,000.00; with funding authorized from account number(s) DA054.

Motion passed.

City-Owned Playgrounds and Sportsfields

The City Manager addressed Council indicating that staff had discussed the matter with Alderman Jeffrey and felt they had the matter under control.

MOVED by Alderman Nolan, seconded by Alderman Grant that, as recommended by the Committee on Works, Parks and Grounds Division, in conjunction with the Recreation Department, erect appropriate signage at playgrounds and sportsfields where known problems exist.

Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Council considered the report of the Committee of the Whole Council from its meeting held on July 23, 1984 as follows:

Richard School - Fence

This matter was added to the agenda during the setting of the agenda at the request of the Acting City Clerk.

Following is the recommendation of the Committee of the Whole Council:

MOVED by Alderman O'Malley, seconded by Alderman Donlon that BIDA, the Real Estate Division and other appropriate staff approach the Province of Nova Scotia or any interested party to determine interest in becoming a tenant in the building; and further that a progress report be submitted within a 30-day period, and that Council inquire of the Minister of Social Services as to whether the province is interested in the building as recently reported in a newspaper article.

Motion passed.

AGENDA - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee, from its meeting held on July 18, 1984, as follows:

Case No. 4506 - Rezoning, R-2 to R-4, Lot 15 Armada Drive

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that, as recommended by the City Planning Committee, the application to rezone a portion of Lot 15, Armada Drive, lands of Lydia S. Aquino, from R-2, Two Family Dwelling Zone to R-4, Multiple Dwelling Zone, be refused by City Council, as it is not adequately serviced by City streets as required by Implementation Policy 4.2 and most of the homes in the area are zoned R-1 and R-2.

Motion passed.

Case No. 4544, Rezoning, 938 - 948 Ivanhoe Street

SET DATE FOR PUBLIC HEARING

MOVED by Alderman Doehler, seconded by Deputy Mayor Cromwell that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application to rezone the property at 938-948 Ivanhoe Street, from Single Family (R-1) Zone to General Residential (R-2A) Zone (South End).

Motion passed.

The Acting City Clerk advised the date set for the public hearing was Wednesday, September 19, 1984 at 7:30 p.m. in the Council Chamber.

Case No. 4534 - Lot Consolidation, 1599 Grafton Street

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the City Planning Committee, the application for lot consolidation to create Lot H, as shown on Plan No. P208/12877 of Case No. 4538, be approved by City Council.

Motion passed.

Case No. 4574, Lot Consolidation, 2527 Agricola Street

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the City Planning Committee, the application to consolidate Parcels A and B, located at the northeast corner of Agricola and Charles Streets, to form Lot 41, lands of Earl J. and Irene Smith, as shown on Plan No. P203/12918 of Case No. 4574, be approved by City Council.

Motion passed.

Council
July 26, 1984

Date for Hearing - Nominated Heritage Properties

MOTION by Alderman Meagher, seconded by Alderman Hamshaw that, as recommended by the City Planning Committee, the date of September 5, 1984, be allocated for the required hearings in respect to registration of the five properties as listed in the July 13, 1984 staff report.

Motion passed.

Street Renaming and Establishment of Cairn in Honor
of the Pope

MOTION by Alderman O'Malley, seconded by Alderman Meagher that, as recommended by the City Planning Committee, Halifax City Council authorize the Italian community to establish a cairn on a site selected in conjunction with staff and the Papal Visit Committee within close proximity to the area where the Papal Mass is being celebrated.

Discussion ensued with Alderman Flynn suggesting the cairn should be representative of the entire community of Halifax, noting the Italian Community could be invited to participate along with others in the establishment of an appropriate memorial, following the Papal Visit.

The Motion was lost and lost.

Council
July 26, 1984

MOTIONS

Motion Alderman Flynn re: Amendment to Ordinance No. 157, the Housing and Building Standards Ordinance - FIRST READING

Notice of Motion with respect to the proposed amendment to Ordinance No. 157, the Housing and Building Standards Ordinance, was given by Alderman Flynn at the July 12, 1984 meeting of Halifax City Council.

MOVED by Alderman Flynn, seconded by Alderman Doehler the proposed amendment to Ordinance No. 157, the Housing and Building Standards Ordinance, be passed and read a FIRST TIME.

Motion passed.

MISCELLANEOUS ITEMS

Replacement Motorcycles - 6 FLHT Models

A staff report dated July 17, 1984 was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Nolan that authority be granted to purchase 6 FLHT Model motorcycles from F. Deeley Imports Ltd. at a total cost of \$56,994 reduced by receipts for the sale of six surplus units. Sale of surplus units would be by tender immediately after receipt of new units. Funds for this requirement are available in Account No. 146303.

Motion passed.

Award of Tender No. 5291-85 - Traditional Light Fixtures

A staff report dated July 13, 1984, was submitted. A supplementary staff report dated July 26, 1984, was also submitted.

MOVED by Alderman Downey, seconded by Alderman Meagher that Tender # 5291-85 for 38 traditional light fixtures be awarded to Eastmehouse Offices, Halifax, N.S. for a total cost of \$20,233.86; funds to be available from Account Number(s): 222424.20300.CK051.

Motion passed.

9:40 p.m. - His Worship retires from the Meeting and Deputy Mayor Cromwell takes the Chair.

Award of Tender No. 54-89 - Fire Stairs, Floor reinforcement and New Washrooms, City Hall

A staff report dated July 17, 1984, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Grant that Tender No. 54-89 for Fire stairs, Floor reinforcements and new washrooms - City Hall, be awarded to Boyd Contracting Ltd., Site 5, Box 41, Eastern Lake, N.S. B0J 2S0; funds to be made available in Account Number # 222261.20500.EH021. Motion passed.

Council
July 26, 1984

Award of Tender No. 84-30 - Sidewalk Renewal and Multi-Purpose Courts

A staff report dated July 13, 1984, was submitted.

MOVED by Alderman Downey, seconded by Alderman Doehler that Tender No. 84-30 be awarded as follows:

- a) 1) Maritime Formless Ltd. for Sidewalk Renewal Maitland Street (W) Cornwallis to Prince William at a bid price of \$35,215.00; and
- 2) Standard Paving Maritime Ltd for Multi-Purpose Court, Ashburn Avenue at a bid price of \$36,760.00; and St. Francis Court at a bid price of \$85,400.00;
- b) Funding to be authorized from account number(s): CB269, FA073, FA076 at a total project cost of \$190,000.00;

c) Funding transfers, if applicable, be approved as follows:

FROM: CB414	TO: CB269	\$3,000.00
FROM: FA075	TO: FA076	\$38,000.00

Motion passed.

Award of Tender No. 84-12 - Recreation - Seaview Park Improvements

A staff report dated July 17, 1984, was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Grant that Tender No. 84-12 for Seaview Park Improvements, projects, materials and services listed be awarded to Woodlawn Construction Limited for the tender price of \$79,990.00 and a total project cost of \$62,000.00; funding to be authorized from Account Number(s): FZ041 - \$46,000.00, DA004 - \$34,000.00.

Motion passed.

Award of Tender No. 84-12 - Walkway/Steps - Albert Street to Union Street

A staff report dated July 17, 1984, was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Doehler that Tender No. 84-12 for walkway/steps, Albert Street to Union Street be awarded to Dineen Construction (Atlantic) Limited for the lump sum quoted of \$21,450.00 and a total project cost of \$23,000.00; funding to be authorized from Account Number(s) CR066 - \$23,000.00.

Motion passed.

Council
July 26, 1984

Sewer and Watermain Installation Martins Drive and Reserve Road
- Tender No. 84-02

A staff report dated July 17, 1984, was submitted.

MOVED by Alderman Nolan, seconded by Alderman Grant that:

- 1.) Tender No. 84-02 for sewer and watermain installation Martins Drive and Reserve Road be awarded to Sun Construction Co. Ltd. for unit prices quoted in the amount of \$272,377.00 and a total project cost of \$326,852.00; and
- 2.) Funds to be authorized from Account # DB013.

Motion passed.

9:45 p.m. - His Worship returns to the Chamber and Deputy Mayor Crosswell takes his Normal Seat.

Lease Amendment - 3700 Kempt Road

A staff report dated July 24, 1984, was submitted.

MOVED by Deputy Mayor Crosswell, seconded by Alderman Meagher that:

- a) the amending agreement to the existing land lease at 3700 Kempt Road be approved;
- b) the Holyoke Labour Temple Association be approved as a sublessee of Lacombe Holdings Ltd.

Motion passed.

QUESTIONS

Question Alderman Hamshaw re: Bridge Pier Protection

Alderman Hamshaw referred to the recent grounding of a ship in the Harbour and asked about the status of the Bridge Pier Protection. His Worship advised that the project was nearing completion and was well under budget.

Question Alderman Flynn re: Heritage Advisory Committee

Alderman Flynn asked how many members of the Heritage Advisory Committee signed the petition of the Friends of the Public Gardens concerning the Summer Street/Spring Garden Road project, and whether any of those who signed the petition were serving on the Evaluation Committee in connection with the Hart House. Alderman Flynn suggested if there were, such members should resign from the Evaluation Committee.

The Chairman advised that the requested information would be obtained.

Question Alderman Flynn re: Better Utilization of Natural City Beaches

Alderman Flynn referred to beaches such as Fleming Park, Horseshoe Island, etc. and asked that such beaches be reviewed with respect to better utilization. Alderman Flynn suggested that residents were spending more time at home rather than travelling and expressed the view that the beaches should be reviewed for better utilization.

Question Alderman Meagher re: T.V. Coverage of Natal Day Parade

Alderman Meagher advised it was his understanding that C.B.C. would not be covering the Natal Day Parade and asked that the Mayor's Office inquire as to whether Channel 10 would cover the Parade.

Question Alderman Meagher re: Corner of Cogswell & North Park Streets

Alderman Meagher referred to an on-going problem at the above location and made reference to a recent letter to the Editor which appeared in the Mail Star, a copy of which he supplied to the Acting City Clerk.

Alderman Meagher asked that the matter again be referred to the Traffic Engineering Department for a further review of the area in question.

Question Alderman Meagher re: Non-Conforming Properties

Alderman Meagher referred to certain properties which were previously commercial but which have been reverted back to residential. Alderman Meagher indicated there appeared to be some problem in

Council
July 26, 1984

forcing such properties to conform and asked the City Solicitor if there were problems getting cases before the Courts.

The City Solicitor suggested there would be no difficulty and asked that Alderman Meagher supply him with the addresses in question.

Question Alderman Doehler re: Housing Authority Budget

Alderman Doehler referred to an information report concerning the above matter and to a proposed project to be undertaken by the Authority, and asked whether capital funding from other levels of government had been thoroughly investigated.

Question Alderman Doehler re: Access to Ports Canada Property

Alderman Doehler referred to a letter which he received concerning access to Ports Canada property which, he suggested, was enjoyed as recreation land for residents to use by foot and to enjoy the Harbour. Alderman Doehler indicated that access was previously closed at 6 p.m. but he understood the area was now open until 10 p.m.

Alderman Doehler, however, advised that he has been informed by one resident that access is no longer permitted. Alderman Doehler requested that staff review this matter so that arrangements may be made to enable residents of the area to access the facility.

Question Alderman Hamshaw re: Private Landings - Kearney Lake Area

Alderman Hamshaw advised that a private plane carrying workmen from the oilfields had been landing on Kearney Lake, potentially endangering those enjoying the lake and asked that this matter be reviewed to ascertain whether or not such planes are allowed to land on such lakes.

The Chairman advised that staff would review this matter.

Question Alderman LeBlanc re: Truck Traffic Problem - Lacewood Drive

Alderman LeBlanc noted the studies done in the past with respect to the above problem and advised that at this time the traffic has increased greatly. Alderman LeBlanc asked that staff again review the truck traffic using this thoroughfare.

Question Alderman O'Malley re: Status - Requested Reports

Alderman O'Malley referred to a series of questions asked at a previous meeting of Council and questioned the status of the matter. Alderman O'Malley asked that the City Manager review the questions forwarded, especially with respect to the budgetary forms for the School Board necessary prior to budget time and report.

Council
July 26, 1984

Question Alderman O'Malley re: Status - Requested Report - Appeal Procedure

Alderman O'Malley advised he had asked for a report on the possibility of establishing an appeal procedure to be submitted within a two-week period, noting he had not received a response, and questioned the status of the matter.

The City Solicitor advised the report is being prepared and would be submitted to the next meeting of the Committee of the Whole Council.

NOTICE OF MOTION

Notice of Motion Alderman Flynn re: Department of Recreation

Alderman Flynn gave notice of Motion that at the next regular meeting of Halifax City Council, he proposes to introduce a Motion to incorporate the Department of Recreation as a line department of the City government and that the Recreation Committee become advisory to City Council.

Notice of Motion Alderman Nolan re: Creation of an Ordinance for Regulation, Care and Maintenance of Flemming Park

Alderman Nolan gave Notice of Motion that at the next regular meeting of Halifax City Council, he proposes to introduce for First Reading an Ordinance, the purpose of which is to create a Commission charged with the Regulation, Care and Maintenance of Flemming Park.

Notice of Motion Deputy Mayor Crowwell re: Proposed Amendment to Ordinance No. 166, the Signs Ordinance

Deputy Mayor Crowwell gave Notice of Motion that at the next regular meeting of Halifax City Council, he proposes to introduce a Motion of amendment to Ordinance No. 166, the Signs Ordinance, for the purpose of improving the electrical safety of portable illuminated signs.

MOTIONS OF RECONSIDERATION

Motion Alderman O'Malley re: Reconsideration of Recommendation 43 of the Recommendations of Commission on City Government, July 12, 1984 City Council

This item was discussed earlier in the meeting and referred to this portion for further discussion.

Discussion ensued and an amendment to the Motion MOVED by Alderman Dochler that the phrase "Deputy Mayor" be added.

There was no Seconder to the amendment to the Motion.

Council
July 26, 1984

Further discussion ensued and an amendment to the Motion, MOVED by Alderman Doehler that the phrase ' as far as possible ' be added.

There was no Secunder to this amendment to the Motion.

The Motion was put and passed with Alderman Doehler against.

ADDED ITEMS

Acquisition of Public Service Commission Lands (Ragged Lake and Bayers Lake Area)

A staff report dated July 19, 1984, was submitted.

MOVED by Alderman Flynn, seconded by Alderman O'Malley that the agreement between the City of Halifax and the Public Service Commission of Halifax attached as Schedule "A" to the July 19, 1984 staff report, be approved and the Mayor and City Clerk be authorized to execute the same on behalf of the City of Halifax.

Motion passed.

Acquisition - 2308-10 Göttingen Street

A staff report dated July 25, 1984, was submitted.

MOVED by Alderman Downey, seconded by Alderman LeBlanc that Council authorize the acceptance of a quit claim deed for that portion of Civic Nos. 2308-10 Göttingen Street identified as Lot 2 as did the Isners and their predecessors in title.

Motion passed.

Transit Route 14

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

Correspondence from Mr. K. Silver, Schedule Planner, Metropolitan Transit Commission, dated July 23, 1984, was submitted and circulated to members of Council.

MOVED by Alderman Flynn, seconded by Alderman Grant that Council approve an expenditure of \$6,200.00 for implementation of Transit Route 14, being the 8:20 a.m. trip, for a six-month trial period under the provisions of Section 201(1) of the Halifax City Charter.

Motion passed.

Council
July 26, 1984

Resolution pertaining to Prostitution

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

MOVED by Deputy Mayor Cromwell, seconded by Alderman Doehler that City Council go on record:

WHEREAS street solicitation by prostitutes has been for years the subject matter of the Criminal Code of Canada;

AND WHEREAS the Criminal Code provision has been interpreted to mean there is no offence unless the solicitation is persistent and pressing giving rise to a marked and intolerable increase in the incidence of street prostitution in the downtown residential area of the City;

AND WHEREAS it has been determined that the City's bylaw regulating the use of City streets, as it applies to street prostitution, has been determined to be invalid rendering the City helpless to deal with the problem;

AND WHEREAS street prostitution is having an adverse affect on the residential quality of the downtown residential neighbourhood, to the extend but that

- a) real estate values may be adversely affected, and
- b) it is unsafe for female residents to walk freely on their neighbourhood streets during the evening hours; even to the extent that female users of the streets have suffered serious bodily injury on a couple of occasions directly attributable to the practice of street prostitution;

AND WHEREAS it appears the Attorney General for the Province of British Columbia has been successful in a unique and imaginative approach to the Courts in successfully seeking an injunction to prevent street prostitution in a residential neighbourhood of Vancouver;

BE IT RECORDED that the Council of the City of Halifax go on record

- 1) endorsing the position of the Attorney General for Nova Scotia in his position that the fundamental and long-lasting solution to the street solicitation problem is a suitable amendment to the Criminal Code abolishing street solicitation for the purpose of prostitution since it is beyond the capacity of a municipality to resolve this problem; and

- 2) encourage the Attorney General to give favourable consideration to the request of the residents of our downtown residential neighbourhood to seek an injunction restraining or preventing street solicitation for the purpose of prostitution in residential neighbourhoods in the City as an interim solution.

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

City-Owned Land between Union Street and Devonshire Avenue

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

Alderman O'Malley referred to a portion of City-owned land east of Union Street and west of Devonshire Avenue, noting the property is in a derelict condition and asked that staff prepare a report on the possibility of selling the land for development purposes, possibly single-family or whatever may be appropriate for the area.

Staff Review Committee

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

Alderman Flynn advised that the City Solicitor will be submitting a report to Council and asked that this matter be deferred, to which Council members agreed.

Call for Proposals - Former Prison Lands

Alderman O'Malley referred to an information report dated July 24, 1984 with respect to the call for proposals, Former Prison Lands, and in particular to the scheduling of a Public Meeting. Alderman O'Malley suggested this meeting be scheduled for September following the Papal Visit, and noted further that the revised proposals had not been submitted to Council for consideration.

Council members agreed that the public meeting be scheduled following the Papal Visit.

11:00 p.m. - No further business, the meeting adjourned.

HEADLINES

Beltax Stern Forches - Presentation of Pictures	420
Minutes	421
Approval of the Order of Business, Additions and Deletions: .	421
Food Management Services Contract - Papal Visit	422
Deferred Items:	
Case No. 4476, Contract Development, Lots L & B, Lodge Drive .	422

Council
July 26, 1984

Case No. 4514 - Contract Development, Schedule "D", Section 66 of the Land Use Bylaw, Kelly Street	423
Case No. 4524, Contract Development and Lot Consolidation, 7 - 9 Sussex Street	423
Case No. 4525, Contract Development, 2675 Windsor Street, Section 83 of the Land Use Bylaw	424
Case No. 4545, Contract Development, Schedule "K", Langbrae Gardens	424
Case No. 4548, Rezoning, 22 Edgehill (R-1 to R-2)	425
Amendment to the Land Use Bylaw, Westmount Subdivision, Accessory Uses	425
Case No. 4596, Contract Development, Federal Building, Cornwallis Street and Gottingen Street	426
Street Closure, Portion of Douglas Avenue	426
Street Closure - Portion of Bedford Highway	427
<u>Motions of Reconsideration:</u>	
Motion Alderman O'Malley re: Reconsideration of Recommendation 43 of the Recommendations of Commission on City Government July 12, 1984 City Council	427 & 440
<u>Motions of Rescission:</u>	
Motion Alderman Dewell re: City Council's Resolution of May 17, 1984 regarding Withholding of the Contingency Portion of the School Board Budget	429
<u>Report - Finance and Executive Committee:</u>	
Report - Stipends Committee of the City of Halifax - 1984	429
Request to Purchase Lands - Grace Maternity Hospital	429
Petition for Tax Relief - Donald L. Duggan, 545 Purcell's Cove Rd.	429
Interest Rate - Past Due Taxes and Sewer Rehabilitation Receivables	430
C.N.R. Pipeline Crossing License	430
Names of Streets off Ullah's Road	430
Memorial Bells - Proposed Licensing	430
Statement of Revenue and Expenditures	431
Guarantee of Borrowing - Metropolitan Authority	431
Maskwa Aquatic Club	431
<u>Report - Committee on Works:</u>	
Tender No. 84-09, Renewal of Sanitary Sewer, Oxford Street	432
City-Owned Playgrounds and Sportsfields	432
<u>Report - Committee of the Whole Council, Boards and Commissions:</u>	
Richmond School - Reuse	432
<u>Report - City Planning Committee:</u>	
Case No. 4506, Rezoning, R-2 to R-4, Lot 15 Armada Drive	433
Case No. 4544, Rezoning, 938-940 Ivanhoe Street	433
Case No. 4548, Lot Consolidation, 1599 Grafton Street	433
Case No. 4574, Lot Consolidation, 2527 Agricola Street	433
Date for Hearing, Nominated Heritage Properties	434
Street Renaming and Establishment of Cairn in Honor of the Pope	434
<u>Motions:</u>	
Motion Alderman Flynn re: Amendment to Ordinance No. 157, the Business and Building Standards Ordinance - FIRST READING	435
<u>Miscellaneous MATR:</u>	
Replacement Motorcycles - 6 FLHT Models	435
Award of Tender No. 529135 - Traditional Light Fixtures	435
Award of Tender No. 84-89, Fire Stairs, Floor reinforcement and new Washrooms, City Hall	435
Award of Tender No. 84-30 - Sidewalk Renewal and Multi-Purpose Courts	436

Council
July 26, 1984

Award of Tender No. 84-12, Recreation, Seaview Park Improvements	.436
Award of Tender No. 84-32, Walkway/Steps, Albert Street to Union Street	.436
Sewer and Watermain Installation Martins Drive and Reserve Road - Tender No. 84-02	437
Lease Amendment, 3700 Kempt Road	437
<u>Questions:</u>	
Question Alderman Hamshaw re: Bridge Pier Protection	438
Question Alderman Flynn re: Heritage Advisory Committee	438
Question Alderman Flynn re: Better Utilization of Natural City Beaches	438
Question Alderman Meagher re: T.V. Coverage of Natal Day Parade	438
Question Alderman Meagher re: Corner of Cogswell & North Park Streets	438
Question Alderman Meagher re: Non-Conforming Properties	438
Question Alderman Doehler re: Housing Authority Budget	439
Question Alderman Doehler re: Access to Ports Canada Property	439
Question Alderman Hamshaw re: Private Landings, Kearney Lake Area	439
Question Alderman LeBlanc re: Truck Traffic Problem, Lacewood Drive	439
Question Alderman O'Malley re: Status - Requested Reports	439
Question Alderman O'Malley re: Status - Requested Report - Appeal Procedure	440
<u>Notice of Motion:</u>	
Notice of Motion Alderman Flynn re: Department of Recreation	440
Notice of Motion Alderman Nolan re: Creation of an Ordinance for Regulation, Care and Maintenance of Flemming Park	440
Notice of Motion Deputy Mayor Cromwell re: Proposed Amendment to Ordinance No. 155, the Signs Ordinance	440
<u>Added Items:</u>	
Acquisition of Public Service Commission Lands (Ragged Lake and Bayers Lake Area)	441
Acquisition, 2308-10 Gottingen Street	441
Transit Route 14	441
Resolution pertaining to Prostitution	442
City-Owned Land between Union Street and Devonshire Avenue	443
Staff Review Committee	443
Call for Proposals - Former Prison Lands	443

HIS WORSHIP MAYOR RON WALLACE
AND DEPUTY MAYOR RON CROMWELL
CHAIRMEN

E.A. Kerr
Acting City Clerk

Date Approved by City Council: _____

sq/wc

SPECIAL COUNCIL
PUBLIC HEARING
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
August 22, 1984
7:40 p.m.

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

After the meeting was called to order members of Council attending joined the Acting City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; and Aldermen Doehler, Downey, Meagher, O'Malley, Nolan, Jeffrey, LeBlanc, Flynn and Hamshaw.

Also Present: P. Connell, Acting City Manager, E.A. Kerr, Acting City Clerk and other members of city staff.

Case No. 4520 - Contract Development - 5137 Morris Street

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

Mr. W. Campbell, Development Department, with the aid of maps and sketches, outlined the application for contract development to permit the conversion of 5137 Morris Street to a 3-unit apartment building, as found in the staff report dated June 1, 1984.

Mr. Campbell indicated that staff recommended approval of the application and that a two year completion date was recommended.

There were no persons present wishing to address Council regarding this matter. There was no correspondence received regarding this matter.

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

Motion passed.

7:45 p.m. The meeting adjourned.

HEADLINES

Case No. 4520 - Contract Development - 5137 Morris Street . 446

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

E.A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

/s/

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
August 30, 1984
8:00 p.m.

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

After the meeting was called to order members of Council attending joined the Acting City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Ron Cromwell; and Aldermen Doehler, Downey, O'Malley, Dewell, Jeffrey, LeBlanc, Flynn and Hamshaw.

Also Present: Mr. P. Connell, Acting City Manager, Mr. W. Anstey, Acting City Solicitor, Mr. E.A. Kerr, Acting City Clerk, and other members of City staff.

MINUTES

Minutes of the regular meeting of Halifax City Council held on July 26, 1984 and the special meeting of City Council held on August 22, 1984 were approved on a motion by Deputy Mayor Cromwell, seconded by Alderman Hamshaw.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

20.1 Funding Authorization - Regional Pollution Control Study
(MAPC)

The Acting City Clerk further noted that an error appeared in Item 16.3 on the agenda where the reference to Alderman Nolan should more properly read Deputy Mayor Cromwell.

At the request of Alderman Jeffrey Council agreed to add:

20.2 Award of Contracts

At the request of Alderman Dewell Council agreed to add:

20.3 Chipsealing - Almon Street

Alderman Dewell referred to the Committee of the Whole meeting during which a resolution was approved regarding certain individuals named in a confidential report and asked why this matter was not on this evenings agenda. His Worship indicated that this matter was being dealt with at the present time.

Alderman O'Malley addressed Council indicating that he felt that 16.1 re Motion Alderman Flynn re: Department of Recreation should more properly be included under Motions of Recission. Alderman Flynn indicated that he had not made this notice of motion with the intention of rescinding a past motion of Council. A short discussion ensued and it was agreed by Council, at the suggestion of His Worship, that the question of where the matter should be dealt with be left until the matter is dealt with in the regular agenda at which time a legal opinion would be available.

MOVED by Deputy Mayor Crowell, seconded by Alderman Hamshaw that the agenda, as amended, be accepted.

Motion passed.

Expression of Sympathy to Alderman O'Malley

His Worship addressed Alderman O'Malley conveying sincere sympathy of the passing of his sister on behalf of himself and the members of Council.

Alderman O'Malley addressed Council thanking Council for their expression of sympathy on behalf of his family and his sisters family.

Introduction of Miss Halifax, Miss Althea Reyes to City Council

Alderman Dewell addressed Council noting that it was his pleasure to introduce to Council Miss Althea Reyes, Miss Halifax, 1984. Alderman Dewell noted that Althea had recently competed in this Miss Nova Scotia Pageant in Truro and had represented Halifax with poise, charm and intelligence. Alderman Dewell indicated that the city should be proud of this representation. Alderman Dewell then introduced Miss Reyes mother to members of Council.

Alderman Dewell then presented a bouquet of flowers to Miss Halifax on behalf of City Council and wished her the best in the coming year.

Miss Reyes addressed Council thanking them for the flowers and indicating that she hoped to fulfill her duties in such a manner as to meet the expectations of the Council noting that she would do so to the best of her ability. Miss Reyes indicated she was looking forward to the coming year and hoped to see members of Council in the future.

8:25 p.m. Alderman Grant joins the meeting.

DEFERRED ITEMS

Case No. 4520 - Contract Development - 5137 Morris Street

A public hearing into the above matter was held on August 22, 1984.

MOVED by Alderman Downey, seconded by Alderman Doehler
that:

1. The application to convert 5137 Morris Street from a single family dwelling to a 3-unit apartment building, as shown on Plan Nos. P200/12708-12710 of Case No. 4520, be approved by City Council.
2. The contract shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise, this contract approval will be void and obligations arising hereunder shall be at an end.
3. The development shall be completed (completed is defined as fulfilling the terms of the entire agreement) within two years from the date of final approval by Halifax City Council or any other bodies as necessary, whichever approval is later, including any applicable appeal periods. If the "development" has not been completed by the applicable time, this agreement will terminate unless specifically extended upon request of the applicant, by resolution of City Council, and all rights and obligations arising hereunder shall be at an end.

The Acting City Clerk advised that Deputy Mayor Cromwell, and Aldermen Dewell and Grant were not present at the public hearing.

Motion passed with Alderman Dewell abstaining.

MOTIONS OF RECISSION

Motion Alderman Dewell re: City Council's Resolution of May 17, 1984 regarding withholding of the Contingency Portion of the School Board Budget

Alderman Dewell addressed the matter referring to a memo prepared by the City Solicitor with regard to this matter and noting that the memo indicated to Council that they had no legal authority to withhold these funds after having approved a global budget. Alderman Dewell indicated that he felt Council had made the School Board aware of their wishes with regard to this matter and further noted that in future Council would have to be more specific when budgeting for the School Board.

MOVED by Alderman Dewell, seconded by Alderman Doehler
that the City Council resolution of May 17, 1984 regarding the withholding of the contingency portion of the School Board Budget be rescinded.

A lengthy debate ensued and the Motion was put and passed.

PETITIONS AND DELEGATIONS

Petition - Alderman Nolan re Sewer and Water Services for
Wenlock Grove

Alderman Nolan addressed the matter indicating that he had in his possession a petition from the residents of Wenlock Grove requesting that the City of Halifax install sewer and water services as soon as possible.

Alderman Nolan requested that staff prepare a report regarding this matter and submitted the petition to the Acting City Clerk for distribution.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

City Council considered the report of the Finance and Executive Committee from its meeting held on August 22, 1984 as follows:

Canertech Energy Studies

Alderman Flynn indicated that in discussion with the Solicitor he had ascertained that he had a possible conflict of interest with respect to this matter and withdrew from the meeting.

Following is the recommendation of the Finance and Executive Committee:

"That this matter be deferred pending a report from the Finance Department regarding the cost implications of such a proposal if the City should finance and carry out the work and the point at which pay back through savings would begin and further that the Engineering and Works Department review their proposal and report to Council."

MOVED by Alderman Doehler, seconded by Alderman Dewell that Council authorize staff to enter into an agreement with Canertech to have energy studies on Centennial Pool, City Field Complex, and Halifax Police Department.

Alderman LeBlanc addressed the matter indicating that this matter had been deferred at Committee of the Whole pending the receipt of reports from staff.

MOVED by Alderman LeBlanc, seconded by Alderman Nolan that this matter be deferred to the next regular meeting of the Committee of the Whole Council pending receipt of the requested reports from City staff, and to provide an opportunity for representatives from Canertech to respond to questions.

The motion to defer was put and passed.

Alderman Flynn returns to the meeting.

8:25 p.m. Aldermen Nolan and Meagher join the meeting.

Tax Agreement - Cerescorp

A supplementary report dated August 27, 1984 was submitted.

MOVED by Alderman Dewell, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, City Council apply the tax agreement endorsed by City Council on September 25, 1980 to Cerescorp as follows:

1. Council seek legislation for an agreement with Halterm whereby taxes be charged at a rate of 1 1/2% of gross revenue in 1981, 1 3/4% in 1982, 2% in 1983, 2 1/4% in 1984, 2 1/2% in 1985 and 2 1/2% every year thereafter with the agreement to expire on December 30, 1990, or at such time that Halterm should cease operations, except that at no time shall taxes, based on this formula, exceed full taxes based on assessment for any given year.
2. Halterm be granted an option at the end of three years (December 31, 1983) to re-negotiate the tax agreement upon evidence of non competitive rates.
3. Council approve the formula as the basis for taxation of the new container terminal and authorize staff to include this intent in the legislation.

AND FURTHER THAT a minimum of \$400,000 be paid by Cerescorp to the City of Halifax for the year 1984 and that a report from the Finance Department regarding the difference in costs between the staff recommendation and this motion be forthcoming.

Alderman Dewell indicated that Council was in no way setting a precedent for future tax agreements but merely indicating that all tax agreements would be finalized by the year 1990.

Motion passed with Alderman Doehler against.

Grant Increase - Nova Scotia Power Corporation

MOVED by Alderman Downey, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, City Council petition the Nova Scotia Power Corporation and the Union of Nova Scotia Municipalities for an annual increase in grants in lieu of taxes.

Motion passed.

New Street Name - Non-Profit Housing - North Harbour and Rocky Road Cooperatives

MOVED by Alderman O'Malley, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the proposed lane, running northwestwardly from Vestry Street and to the rear of the new dwelling units

Council
August 30, 1984

presently being constructed on Lynch Street be named IMO LANE and further that the dwelling units be numbered as depicted on the sketch attached to the July 12, 1984 staff report.

Motion passed.

Acquisition of Parcel S-4, 29 Parkhill Road

MOVED by Alderman Nolan, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, Parcel S-4 as shown on Plan P200/12764 be acquired from Stavros Giannoulis for \$4,500 as settlement in full. Subject to approval of the Minister of Municipal Affairs, funds are available in the Sale of Land Account.

Motion passed.

Call for Proposals - Former Prison Lands - SET DATE FOR PUBLIC MEETING

A report from the Acting City Clerk dated August 27, 1984, was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Nolan that City Council set the date for the public meeting concerning the Former Prison Lands proposals for Monday, September 24, 1984 at Highland Park School Gymnasium, 3479 Robie Street, commencing at 7:30 p.m.

Motion passed.

Interest Rate - Past Due Taxes and Sewer Rehabilitation Receivables

A confidential report from the City Solicitor dated August 28, 1984, was submitted. Also submitted was a supplementary staff report dated August 23, 1984.

MOVED by Deputy Mayor Cromwell, seconded by Alderman Dochler that effective September 1, 1984, the rate of interest chargeable on unpaid overdue taxes be set at 15% per annum in accordance with authority under Section 120(3) of the Assessment Act, and further that effective September 1, 1984, the rate of interest chargeable on outstanding sewer development charges be set at 15% per annum under authority of Section 7 of Ordinance 153; and further that Council continue to set interest rates on past due taxes at prime plus 2% and staff come forward with a formal process of evaluation of assistance for those single family taxpayer situations where special need has been identified.

A short discussion ensued and the Motion was put and passed, with Alderman Downey voting against.

Tender #84-97 - Renovations - North Branch Library

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

Council
August 30, 1984

1. Tender #84-97 for North Branch Library Renovations be awarded to Arrow Building Corporation, Ltd., P.O. Box 281, Dartmouth, Nova Scotia, at a total project cost of \$144, 913.00
2. Funds are available from Account Number 122502.K0188.

Motion passed.

Tender #84-91 - Boiler Installation, and Removal of Insulation
Main Library Building

MOVED by Alderman Grant, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee:

1. Tender #84-91 to supply and install two (2) boiler units and remove asbestos insulation from the Main Library Building, Spring Garden Road be awarded to Western Plumbing & Heating Ltd., Dartmouth, Nova Scotia, for a total project cost of \$63,486.00.
2. Funds are available from Account Number 122502.K0187.

A short questioning of staff ensued and the motion was put and passed.

Rockingham Fire Station - Future Disposition

This matter was forwarded to Council without recommendation.

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

Grant Request - St. Paul's Church

MOVED by Alderman Meagher, seconded by Deputy Mayor Cromwell that, as recommended by the Finance and Executive Committee, Council authorize the expenditure of \$4103 from the Heritage Fund to cover the costs of the consultant's report on the feasibility of adding insulation to St. Paul's Church.

Motion passed unanimously.

Statement of Revenue and Expenditure - TO BE TABLED

MOVED by Alderman Doehler, seconded by Deputy Mayor Cromwell that, as recommended by the Finance and Executive Committee, the 'Statement of Revenue and Expenditures' for the seven months ended July 31, 1984, be tabled.

Motion passed.

Report - Tax Concessions and Grants Committee

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

- 1.. That the necessary amendment to Ordinance No. 170 be introduced so that all child care centres be placed under the provisions of Ordinance No. 170; and further that the total Child Care Grants be approved in the amount of \$34,763.40, less \$5,000 being the amount anticipated through relief under the provisions of Ordinance No. 170.
2. That the amount of \$4,000 be granted to the Centre for Sexual Assault Victims.
3. That the amount of \$1,000 be granted to Help Line, with the provision that the Province of Nova Scotia would cost share in this regard.

Motion passed.

Halifax Board of Trade Request re: Proposed Amendment to Ordinance 121

The recommendation of the Committee of the Whole was that the letter from Mr. K. Rowe, President, Halifax Board of Trade, be tabled.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that this matter be referred to the City Solicitor for his consideration and report.

Motion passed.

Date Change - September 13, 1984 - City Council Meeting

MOVED by Alderman O'Malley, seconded by Alderman Dewell that, as recommended by the Committee of the Whole Council, the September 13, 1984 regular meeting of Halifax City Council be rescheduled to September 12, 1984 at 8:00 p.m. due to the Papal Visit.

Motion passed.

Union of Nova Scotia Municipalities Conference - Representatives

Deputy Mayor Cromwell addressed the matter noting that Alderman Nolan would be replacing Alderman Doehler as a voting representative and that Alderman Hamshaw should be included as an alternate.

MOVED by Deputy Mayor Cromwell, seconded by Alderman Flynn that Deputy Mayor Cromwell, Aldermen Dewell, Nolan, LeBlanc and Flynn be the voting delegates at the upcoming Union of Nova Scotia Municipalities Conference, with Alderman Hamshaw as an alternate.

Motion passed.

Purdy's Wharf Development - Pedway

This matter was forwarded to City Council without recommendation pending a report regarding the possibility of an escalating rate clause being included in the agreement and the effect on existing pedways.

A discussion and questioning of staff ensued and it was MOVED by Alderman O'Malley, seconded by Alderman Dewell that City Council authorize the Mayor and City Clerk to execute the encroachment license to the Purdy's Wharf Development Limited pedway over City lands but that the agreement be amended to provide that the annual square footage rental fee be the rental fee charged from time to time under the Ordinance.

Motion passed.

Request to Purchase Lands - Grace Maternity Hospital - Meeting

MOVED by Alderman Meagher, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, the Chair arrange a Special meeting involving the Civic Hospital, the Isaac Walton Killam Hospital, the Grace Maternity Hospital, appropriate City staff and City Council to discuss the proposal being developed by the Civic Hospital and further that staff prepare a report regarding the options open to Council in dealing with the land.

Motion passed.

REPORT - COMMITTEE ON WORKS

City Council considered the report of the Committee on Works from its meeting held on August 22, 1984, as follows:

Connolly Street - DND Portion

The following is the recommendation of the Committee of the Whole Council:

"That City staff enter into discussion with the Department of National Defence with a view to resolving the difficulties with the section of roadway between Chester Avenue and Maxwell Avenue on Connolly Street."

Alderman Dewell indicated that he was going to change the wording of this recommendation and MOVED, seconded by Alderman Grant that City staff enter into negotiations in earnest and with all due haste with the Department of National Defence to come to a solution once and for all for the upgrading of the street, the ownership of the street and who has what responsibility.

Motion passed.

1984 Capital Budget - Unused Funds - Sidewalk Renewals

This matter was deferred from the Committee of the Whole Council held on August 22, 1984 pending the receipt of a staff report. A staff report dated August 27, 1984, was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that all the items covered in the staff report dated August 27, 1984 be carried out with unused funds as identified in the submitted staff report.

Discussion followed with Alderman Flynn suggesting that this matter should be deferred to the next regular meeting of the Committee of the Whole Council in order that a more complete discussion can take place. It was also indicated that certain members of Council had not received the submitted report.

MOVED by Alderman Flynn, seconded by Alderman Nolan that this matter be deferred to the next regular meeting of the Committee of the Whole Council for further discussion.

Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Amendment to Ordinance Number 157 - the Housing and Building Standards Ordinance - SECOND READING

MOVED by Alderman Grant, seconded by Alderman LeBlanc that, as recommended by the Finance and Executive Committee, the proposed amendment to Ordinance 147, the Housing and Building Standard Ordinance, as follows, be read and passed a SECOND TIME.

1. Subsection (1) of Section 2 is repealed and the following substituted therefor:

2(1) The owners of all buildings shall maintain those buildings in accordance with the standards as contained in Part 6 of this Ordinance.

2. Subsection (3) of Section 2 is repealed and the following is substituted therefor:

2(3) In addition to the requirements of subsection (1), the owner of a building built subsequent to the coming into force of this ordinance shall maintain the building to the standard to which it was required to be built.

3. (1) Section 4 is amended by deleting the words "contained in Part 6 herein" in the second line and substituting therefor the following words "provided in section 2 herein".

(2) Section 4 is further amended by deleting the words "as contained therein" beginning in the third line thereof.

Motion passed. - 456 -

Council
August 30, 1984

Planning Advisory Committee Report - Case 4504 - 961 South
Bland Street

A report from the Planning Advisory Committee dated August 2, 1984, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Nolan that the application for contract development to permit the construction of 10-storey 86 unit apartment/commercial building at 961 South Bland Street be refused as it does not meet Policy 7.8.2.2 of the Municipal Planning Strategy.

Motion passed.

Transit Route - Atlantic Winter Fair - Transit Advisory
Committee

The above item results from a meeting of the Transit Advisory Committee held on August 28, 1984.

MOVED by Alderman Flynn, seconded by Alderman Grant that the amount of \$1,300.00 be approved to cover the projected deficit of providing transit service from the Mumford Road terminal to the "Ocean Playground Exhibition Park" on the Prospect Road for the period October 6-13, 1984, the prime purpose of this motion is to support the Atlantic Winter Fair to be held at this facility, and further this motion should in no way be used as a precedent for any future endeavors of this facility.

A short discussion ensued and the motion was put and passed.

10:05 p.m. The meeting adjourned for a short break.

10:20 p.m. The meeting reconvened with all the same members being present.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on August 22, 1984 as follows:

Heritage Trust of Nova Scotia - Height of Buildings on East Side
of Brunswick Street

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the City Planning Committee, this matter be forwarded to staff and the Planning Advisory Committee for review and report after which a date may be set for a meeting to consider the matter.

MOVED in amendment by Alderman Doehler, seconded by Alderman Nolan that the motion be amended by the deletion of the phrase 'and the Planning Advisory Committee'.

Council
August 30, 1984

Planning Advisory Committee Report - Case 4504 - 961 South
Bland Street

A report from the Planning Advisory Committee dated August 2, 1984, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Nolan that the application for contract development to permit the construction of 10-storey 86 unit apartment/commercial building at 961 South Bland Street be refused as it does not meet Policy 7.8.2.2 of the Municipal Planning Strategy.

Motion passed.

Transit Route - Atlantic Winter Fair - Transit Advisory
Committee

The above item results from a meeting of the Transit Advisory Committee held on August 28, 1984.

MOVED by Alderman Flynn, seconded by Alderman Grant that the amount of \$1,300.00 be approved to cover the projected deficit of providing transit service from the Mumford Road terminal to the "Ocean Playground Exhibition Park" on the Prospect Road for the period October 6-13, 1984, the prime purpose of this motion is to support the Atlantic Winter Fair to be held at this facility, and further this motion should in no way be used as a precedent for any future endeavors of this facility.

A short discussion ensued and the motion was put and passed.

12:05 p.m. The meeting adjourned for a short break.

10:20 p.m. The meeting reconvened with all the same members being present.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on August 22, 1984 as follows:

Heritage Trust of Nova Scotia - Height of Buildings on East Side
of Brunswick Street

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the City Planning Committee, this matter be forwarded to staff and the Planning Advisory Committee for review and report after which a date may be set for a meeting to consider the matter.

MOVED in amendment by Alderman Doehler, seconded by Alderman Nolan that the motion be amended by the deletion of the phrase 'and the Planning Advisory Committee'.

Mr. S. MacLeod, Planning Department, addressed the matter indicating that this was an amendment to the Land Use Bylaw and under the Municipal Planning Strategy it was required that this matter be reviewed by the Planning Advisory Committee.

Alderman Dohler, with the agreement of the seconder, withdrew his motion to amend.

MOVED in amendment by Alderman LeBlanc, seconded by Alderman Flynn that the motion be amended to include the Heritage Advisory Committee in the review of this matter.

The motion to amend was put and passed.

The motion, as amended, was put and passed.

MOTIONS

Motion Alderman Flynn re: Department of Recreation

The Chairman indicated that during the setting of the agenda there had been some question as to whether this was the proper place in which to deal with this matter and requested that the Solicitor give a legal opinion regarding this question.

The Acting City Solicitor advised that Alderman Flynn gave notice of motion regarding this matter on July 26, 1984 and therefore was within his rights to deal with the matter at this time. The Acting Solicitor further noted that if Council wished to defer this matter after discussion on the matter that this was permissible.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that the Department of Recreation be incorporated as a line department of the City government and the Recreation Committee become advisory to City Council.

A questioning of staff and discussion ensued with Alderman Jeffrey noting that this matter had been deferred previously pending the receipt of a report from staff and the Recreation Committee regarding the implications of such a step. Alderman Jeffrey indicated that he felt no decision should be made regarding this matter until such report is available.

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that this matter be deferred until such time as City Council has received the previously requested staff reports regarding this matter.

Alderman O'Malley suggested that the Deputy Minister of Recreation and Mr. David McNab should also have input into this matter with regard to the impact on financing of the recreation department.

MOTION PASSED.

Motion Alderman Nolan re: Creation of an Ordinance for
Regulation, Care and Maintenance of Flemming Park -
FIRST READING

Alderman Nolan gave notice of Motion at the July 26, 1984 City Council meeting to introduce, for first reading an ordinance, the purpose of which is to create a Commission charged with the Regulation, Care and Maintenance of Fleming Park. A draft Ordinance Number 177 respecting the Regulation, Care and Maintenance of Sir Sanford Fleming Park, was submitted.

MOVED by Alderman Grant, seconded by Alderman Nolan that staff prepare a complete report regarding the implications and contents of the draft ordinance.

Motion passed.

Motion Deputy Mayor Cromwell re: Proposed Amendment to
Ordinance
Number 166, the Signs Ordinance - FIRST READING

Deputy Mayor Cromwell gave notice of motion at the July 26, 1984 City Council meeting to introduce an amendment to Ordinance 166, the Signs Ordinance, for the purpose of improving the electrical safety of portable illuminated signs.

MOVED by Deputy Mayor Cromwell seconded by Alderman Doeblner that the proposed amendment to Ordinance 166, the Signs Ordinance, as follows, be read and passed a FIRST TIME.

Section 12 is amended by adding the following subsections:

(8) Portable illuminated signs shall be connected to a separate circuit protected by a ground fault circuit interrupter of Class A Type which interrupter must be located within or adjacent to the building service panel.

(9) Portable illuminated signs shall be connected to a receptacle within a building by a hard usage outdoor flexible cord in accordance with Table 11 of the 1982 Canadian Electrical Code, 14th Edition.

Motion passed.

MISCELLANEOUS BUSINESS

Case No. 4521 - Contract Development - Schedule "K" - Ashburn
Golf Course

A staff report dated August 13, 1984, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Nolan that City Council reaffirm its motion of July 12, 1984 that the application under Schedule "K" to permit construction of a 50 ft. by 40 ft. maintenance building, as shown on Plan No. P200/12734 of Case No. 4521, lands of Halifax Golf and Country Club Limited, Dutch Village Road, be approved by City Council; and

the contract be signed within 120 days, or any extension thereof granted by Council on the request of the applicant, from the date of final approval by Halifax City Council and any other bodies necessary, whichever approval is later, including applicable appeal periods; otherwise, this contract approval will be void and obligations arising hereunder shall be at an end.

Motion passed with Deputy Mayor Crowwell, and Aldermen Doehler and Dewell abstaining.

Case No. 4476 - Contract Development - Lots L & H Lodge
Drive

A staff report dated August 23, 1984, was submitted.

MOVED Alderman Jeffrey, seconded by Alderman Nolan that City Council reaffirm its motion of July 26, 1984 that the application for contract development, under Section 67 of the Land Use Bylaw, Mainland area, to permit the construction of a single family dwelling on each of the unserved proposed Lots L and H Lodge Drive be approved by City Council; and

the contract shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council and any other bodies as necessary, whichever approval is later, including any applicable appeal periods; otherwise this contract approval will be void and obligations arising hereunder shall be at an end.

Motion passed with Aldermen Doehler, Dewell and O'Malley abstaining.

Application for Bill Poster's License - Halifax Marathon

Correspondence dated August 20, 1984 from Freeman Churchill, Race Director of Halifax/Carlsburg Marathon, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Doehler that a Bill Poster's License be granted to the Halifax/Carlsburg Marathon to be held on Sunday, October 7, 1984 as per the requirements of Ordinance Number 19, the Bill Poster's License.

Motion passed.

Contract Development - 1725 Market Street

A staff report dated August 28, 1984, was submitted.

MOVED by Alderman Downey, seconded by Alderman O'Malley that a date be set for a public hearing to consider the application for contract development under Schedule F for the development of a hotel at 1725 Market Street.

Council
August 30, 1984

The Acting City advised that the date set for this public hearing was WEDNESDAY, OCTOBER 3, 1984 at 7:30 p.m. in the Council Chamber, City Hall.

Motion passed.

His Worship leaves the meeting and Deputy Mayor Cromwell takes the Chair.

QUESTIONS

Question Alderman Jeffrey re: Purchase of Property - Hemlock Ravine

Alderman Jeffrey referred to the purchase of a piece of property in Hemlock Ravine from Mr. Frederick Hartlet and asked what the purchase price on that property had been and the date of the closing of the sale.

Question Alderman Nolan re: Bicycle Program

Alderman Nolan indicated that he had wished to place this matter on the agenda as an added item, however, he had been unable to as a previous commitment had not allowed him to be present at this meeting during the setting of the agenda. Alderman Nolan indicated that he wished this matter to be placed on the next Committee of the Whole Council with the appropriate reports being available from staff at that time. Alderman Nolan further noted that he had a report in his possession from staff which he presented to the City Clerk for distribution.

It was agreed by Council that this matter be placed on the agenda of the next Committee of the Whole Council.

Question Alderman Hamshaw re: Fernleigh Park - Water Problems

Alderman Hamshaw referred to recent problems being experienced by the residents of Fernleigh Park with their water. Alderman Hamshaw indicated that the water commission established by the residents of Fernleigh Park had spent in excess of \$2,000.00 on that system to date and were expecting a further \$5,000.00 expenditure in relation to the problem leaving them in a deficit position.

Alderman Hamshaw requested that the Finance Department investigate the possibility of in some way aiding this group of residents with regard to this expenditure. Alderman Hamshaw indicated that he had information which should be forwarded to Mr. Smith, Director of Finance, for his consideration which he presented to the City Manager.

Question Alderman Grant re: Leiblin Park Curb and Gutter

Alderman Grant referred to the installation of Curb and Gutter in Leiblin Park indicating that he and the residents of the area had been under the impression that trees and gutters were to be included there as well. Alderman Grant requested that staff report as to why these trees and gutters were not included.

Question Alderman LeBlanc re: Audible Pedestrian Signals

Alderman LeBlanc referred to the recent report of Mr. Kennedy, Traffic Authority, regarding audible pedestrian signals indicating that this was an excellent and innovative move and requested that the press be asked to support this move.

Question Alderman LeBlanc re: Expenditure - Alexander Centre

Alderman LeBlanc referred to the recent report from the Finance Department regarding the expenditure to date in relation to Alexander Centre. Alderman LeBlanc noted that some \$385,567 plus a further \$16,707 has been expended to date. Alderman LeBlanc referred to the last paragraph of the report asking if this meant that all costs had been recouped with a surplus of \$16,707 or that the city is receiving in excess of \$16,707 in rentals.

Mr. Smith indicated that the \$385,567 were capital costs and not being recovered. Mr. Smith indicated that a great portion of the capital costs had been taken from the Abbie Lane fund. Mr. Smith further indicated that the current operating costs of the Alexander Centre were being met by rentals with a minimal surplus.

Alderman LeBlanc asked if the city was carrying a debt charge on the capital costs to the Alexander Centre to which Mr. Smith responded that there was no charge within the present internal accounting system for the amortization of these capital costs.

Mr. Smith responded to further questions put forth in relation to Alexander Centre.

Question Alderman Doehler re: Costs - Papal Visit

Alderman Doehler indicated that he had been receiving inquiries with regard to the allocation of costs in relation to the Papal Visit. Alderman Doehler requested that a report be prepared by staff after the Papal Visit allocating the costs related to the Papal Visit. Alderman Doehler indicated that he would like this report some time in October.

His Worship returns to the meeting and Deputy Mayor Cromwell takes his seat in Council.

ADDED ITEMS

Funding Authorization - Regional Pollution Control Study (MAPC)

This matter was added to the agenda during the setting of the agenda at the request of the Acting City Clerk.

A staff report dated August 30, 1984, was submitted.

A discussion and questioning of staff ensued and it was MOVED by Alderman Grant, seconded by Alderman O'Malley that City Council:

1. authorize the City's MAPC Representatives to vigorously support the MAPC award of consultancy for the study of the Halifax Inlet (including all sewer outfalls;
2. authorize an expenditure for the City of Halifax's share of the MAPC Award up to \$122,000.00, plus contingencies. Funding to be authorized from Capital Account No. DD017.
3. consider the funding for a Retention facility at Roach's Pond, Capital Account No. DD016, in the amount of \$1,475,000.00 for 1985 (subject to final approval of the 1984-1987 Capital Budget).

Motion passed.

Award of Contracts - Alderman Jeffrey

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

Alderman Jeffrey referred to the ongoing work being carried out on Springvale Avenue suggesting that this work should be completed by this time. Alderman Jeffrey indicated that he felt that more than one contract was being awarded to the same contractor at a time and that the contractor did not have the personnel to fulfill the contract as is expected.

Alderman Jeffrey requested that staff prepare a report regarding the possibility of including starting and finishing dates in contracts with allowance for a penalty if the finalization date is not met.

Chipsealing - Almon Street

This matter was added to the agenda during the setting of the agenda at the request of Alderman Dewell.

ADDED ITEMS

Funding Authorization - Regional Pollution Control Study (MAPC)

This matter was added to the agenda during the setting of the agenda at the request of the Acting City Clerk.

A staff report dated August 30, 1984, was submitted.

A discussion and questioning of staff ensued and it was MOVED by Alderman Grant, seconded by Alderman O'Malley that City Council:

1. authorize the City's MAPC Representatives to vigorously support the MAPC award of consultancy for the study of the Halifax Inlet including all sewer outfalls;
2. authorize an expenditure for the City of Halifax's share of the MAPC Award up to \$122,000.00, plus contingencies. Funding to be authorized from Capital Account No. DD017.
3. consider the funding for a Retention facility at Roach's Pond, Capital Account No. DD016, in the amount of \$1,475,000.00 for 1985 (subject to final approval of the 1984-1987 Capital Budget).

Alderman Grant noted the City has carried out a great deal of work in terms of upgrading the system which was initially installed by the County of Halifax and has spent approximately \$3 million in that regard. Alderman Grant noted that part of the system included a retention tank and during discussions at the Board of Health about one year ago, it was determined that the tank should be built but that it would depend on the amount of flow in the system.

Alderman Grant indicated that the appropriate Provincial Departments were of the view that the new piping system should be constructed and the requirement for a retention tank would be determined by the amount of flow that resulted. Alderman Grant indicated that the City was given one year and that consideration with respect to the retention tank would take place in 1986, but noted that City staff were proposing the tank at this time.

Alderman Grant indicated he wished to make these points and also advised that the City has reduced the overflow problem down to less than 1% of what it was during the County time.

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

AMENDED PAGE
Council
August 30, 1984

Award of Contracts - Alderman Jeffrey

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

Alderman Jeffrey referred to the ongoing work being carried out on Springvale Avenue suggesting that this work should be completed by this time. Alderman Jeffrey indicated that he felt that more than one contract was being awarded to the same contractor at a time and that the contractor did not have the personnel to fulfill the contract as is expected.

Alderman Jeffrey requested that staff prepare a report regarding the possibility of including starting and finishing dates in contracts with allowance for a penalty if the finalization date is not met.

Chipsealing - Almon Street

This matter was added to the agenda during the setting of the agenda at the request of Alderman Dewell.

Alderman Dewell addressed the matter indicating that he had brought this matter up at the August 22, 1984 Committee of the Whole Council. Alderman Dewell noted that the chipsealing had not been completed to date but that the no parking signs had been removed and the contractor was attempting to continue with the chipsealing with cars parked on the street.

Alderman Dewell asked if staff retained a file outlining the historical performance of contractors and/or contacted other municipalities regarding the performance of contractors, whether or not the City receives value for money following the policy of awarding contracts to the lowest bidder, and when Almon Street was to be Chipsealed.

11:35 p.m. The meeting adjourned.

HEADLINES

MINUTES	447
APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS ..	447
Expression of Sympathy to Alderman O'Malley	448
Introduction of Miss Halifax, Miss Althea Reyes to City Council	448
DEFERRED ITEMS	
Case No. 4520 - Contract Development - 5137 Morris Street	449
MOTIONS OF RECISSION	
Motion Alderman Dewell re: City Council's Resolution of May 17, 1984 regarding withholding of the Contingency Portion of the School Board Budget	449
PETITIONS AND DELEGATIONS	
Petition - Alderman Nolan re Sewer and Water Services for Wenlock Grove	450
REPORT - FINANCE AND EXECUTIVE COMMITTEE	
Canertech Energy Studies	450
Tax Agreement - Cerescorp	451
Grant Increase - Nova Scotia Power Corporation	451
New Street Name - Non-Profit Housing - North Harbour and Rocky Road Co-operatives	451
Acquisition of Parcel S-4, 29 Parkhill Road	452
Call for Proposals - Former Prison Lands - SET DATE PUBLIC HEARING MEETING	452
Interest Rate - Past Due Taxes and Sewer Rehabilitation Receivables	452
Tender #84-97 - Renovations - North Branch Library	452

HEADLINES CONT.

Tender #84-91 - Boiler Installation, and Removal of Insulation - Main Library Building	453
Rockingham Fire Station - Future Disposition	453
Grant Request - St. Paul's Church	453
Statement of Revenue and Expenditure - TO BE TABLED	453
Report - Tax Concessions and Grants Committee	453
Halifax Board of Trade Request re: Proposed Amendment to Ordinance 121	454
Date Change - September 13, 1984, City Council Meeting ..	454
Union of Nova Scotia Municipalities Conference Representatives.	454
Purdy's Wharf Development - Pedway	455
Request to Purchase Lands - Grace Maternity Hospital Meeting	455

REPORT - COMMITTEE ON WORKS

Connolly Street - DND Portion	455
1984 Capital Budget - Unused Funds - Sidewalk Renewals ..	456

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Amendment to Ordinance Number 157 - the Housing and Building Standards Ordinance - SECOND READING	456
Planning Advisory Committee Report - Case 4505 - 961 South Bland Street	457
Transit Route - Atlantic Winter Fair - Transit Advisory Committee	457

REPORT - CITY PLANNING COMMITTEE

Heritage Trust of Nova Scotia - Height of Buildings on East Side of Brunswick Street	457
---	-----

MOTIONS

Motion Alderman Flynn re: Department of Recreation	458
Motion Alderman Nolan re: Creation of an Ordinance for Regulation, Care and Maintenance of Flemming Park First Reading	459
Motion Deputy Mayor Cromwell re: Proposed Amendment to Ordinance Number 166, the Signs Ordinance - FIRST READING	459

MISCELLANEOUS BUSINESS

Case No. 4521 - Contract Development - Schedule "K" - Ashburn Golf Course	459
Case No. 4476 - Contract Development - Lots L & H Lodge Drive	460
Application for Bill Poster's License - Halifax Marathon.	460
Contract Development - 1725 Market Street	460

HEADLINES CONT.

QUESTIONS

Question Alderman Jeffrey re: Purchase of Property Hemlock Ravine	461
Question Alderman Nolan re: Bicycle Program	461
Question Alderman Hamshaw re: Fernleigh Park - Water Problems	461
Question Alderman Grant re: Leiblin Park Curb and Gutter	462
Question Alderman LeBlanc re: Audible Pedestrian Signals	462
Question Alderman LeBlanc re: Expenditure - Alexander Centre	462
Question Alderman Doehler re: Costs - Papal Visit	462

ADDED ITEMS

Funding Authorization - Regional Pollution Control Study (MAPC)	463
Award of Contracts - Alderman Jeffrey	463
Chipsealing - Almon Street	463

HIS WORSHIP MAYOR RON WALLACE
DEPUTY MAYOR RON CROMWELL
CHAIRMEN

E. A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg

CITY COUNCIL
SPECIAL MEETING
HERITAGE HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 5, 1984
7:38 p.m.

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

The meeting was called to Order and those attending joined the Chairman in the recitation of the Lord's Prayer.

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

ALSO PRESENT: Mr. P. Connell, Acting City Manager; Mr. E.A. Kerr, Acting City Clerk, and other members of City staff.

ADDED ITEM

1984 Capital Budget - Unused Funds - Sidewalk Renewals

This item was referred to this meeting from today's meeting of the Committee on Works.

MOVED by Alderman O'Malley, seconded by Alderman Downey, as recommended by the Committee on Works, that the projects as outlined in the staff report dated August 27, 1984, be completed with unused capital funds.

Motion passed.

HERITAGE HEARINGS

This Special Meeting of Halifax City Council was called for the purpose of hearing any objections regarding the possible registration of the following properties as Heritage Properties.

An information report dated August 30, 1984, along with a supplementary staff report dated September 5, 1984, were submitted.

1707 Brunswick Street

Commodore A. C. McMillin, Chairman, Heritage Advisory Committee, addressed members of Council and advised that the notification of this hearing had been returned unopened, suggesting the owner had not been notified, and requested that the hearing be deferred.

MOVED by Alderman O'Malley, seconded by Alderman Flynn that this matter be deferred. Motion passed.

CITY COUNCIL
SPECIAL MEETING
HERITAGE HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 5, 1984
7:30 p.m.

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

The meeting was called to Order and those attending joined the Chairman in the recitation of the Lord's Prayer.

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

ALSO PRESENT: Mr. P. Connell, Acting City Manager; Mr. E.A. Kerr, Acting City Clerk, and other members of City staff.

ADDED ITEM

1984 Capital Budget - Unused Funds - Sidewalk Renewals

This item was referred to this meeting from today's meeting of the Committee on Works.

MOVED by Alderman O'Malley, seconded by Alderman Downey, as recommended by the Committee on Works, that the projects as outlined in the staff report dated August 27, 1984, be completed with unused capital funds.

Motion passed.

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This Special Meeting of Halifax City Council was called for the purpose of hearing any objections regarding the possible registration of the following properties as Heritage Properties.

An information report dated August 30, 1984, along with a supplementary staff report dated September 5, 1984, were submitted.

1707 Brunswick Street

Commodore A. C. McMillin, Chairman, Heritage Advisory Committee, addressed members of Council and advised that the notification of this hearing had been returned unopened, suggesting the owner had not been notified, and requested that the hearing be deferred.

There were no persons present wishing to address Council with respect to this hearing.

1546 Barrington Street

Commodore A.C. McMillin, Chairman, Heritage Advisory Committee, addressed Council and advised the property owner had no objection to the registration of this property as a heritage property. Commodore McMillin also advised the Solicitor for the property owner had been instructed it was unnecessary to appear at this meeting.

There were no persons present wishing to address Council with respect to this hearing.

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

2549 Brunswick Street

Commodore McMillin advised Council members that this proposed property qualified for registration as a heritage property.

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

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

5757 Inglis Street

Commodore McMillin advised members of Council there were no objections to this property being registered.

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

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

2128 Brunswick Street

Commodore McMillin, Chairman, Heritage Advisory Committee, advised members of Council that the property owner would be present at tonight's meeting. However, there was no persons present wishing to address Council with respect to the proposed registration.

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

7:45 p.m. - Meeting adjourned.

1546 Barrington Street

Commodore A.C. McMillin, Chairman, Heritage Advisory Committee, addressed Council and advised the property owner had no objection to the registration of this property as a heritage property. Commodore McMillin also advised the Solicitor for the property owner had been instructed it was unnecessary to appear at this meeting.

There were no persons present wishing to address Council with respect to this hearing.

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

2549 Brunswick Street

Commodore McMillin advised Council members that this proposed property qualified for registration as a heritage property.

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

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

5757 Inglis Street

Commodore McMillin advised members of Council there were no objections to this property being registered.

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

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

2128 Brunswick Street

Commodore McMillin, Chairman, Heritage Advisory Committee, advised members of Council that the property owner would be present at tonight's meeting. However, there was no persons present wishing to address Council with respect to the proposed registration.

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

7:45 p.m. - Meeting adjourned.

Special Council
Heritage Hearing
September 5, 1984

HEADLINES

Added Item:

1984 Capital Budget - Unused Funds - Sidewalk Renewals . . .467

Heritage Hearings:

1707 Barrington Street467
1546 Barrington Street468
2549 Brunswick Street468
5757 Inglis Street468
2128 Brunswick Street468

His Worship Mayor Ron Wallace
Chairman

E.A. Kerr
Acting City Clerk

Date Approved by City Council: _____

/wc

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 12, 1984
8:00 p.m.

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

The Chairman called the meeting to order and invited members of Council attending to join the Acting City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Ron Cromwell; and Aldermen Doehler, Downey, O'Malley, Dewell, Grant, Jeffrey, LeBlanc, Flynn and Hamshaw.

Also Present: City Manager, City Solicitor, Mr. E.A. Kerr, Acting City Clerk, and other members of City staff.

His Worship addressed the meeting and referred to the upcoming Papal Visit, advising the entire City of Halifax wishes to welcome Pope John Paul to the City and noted how proud and privileged the City of Halifax and its residents were to be selected as a host city for this visit.

MINUTES

Minutes of City Council meetings held on August 30, 1984 and September 5, 1984, were circulated to members of Council.

Alderman Grant referred to the minutes of the regular meeting of Halifax City Council held on August 30, 1984, and in particular to the item entitled 'Funding Authorization - Regional Pollution Control Study (MAPC)', and requested the minutes be amended to include the remarks made by himself at that meeting, to which Council agreed.

Minutes of the regular meeting of Halifax City Council held on August 30, 1984 and the special meeting of City Council held on September 5, 1984 were approved on a Motion by Alderman Hamshaw, seconded by Alderman LeBlanc.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

At the request of Alderman Flynn Council agreed to add:

20.1 Transit Route - Clayton Park

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

20.2 Construction on Rufus Avenue

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

20.3 Boards and Commissions

20.4 Herring Cove Road Construction

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

20.5 Almon Street - Windsor to Oxford Streets

At the request of Alderman O'Malley, Council agreed to add:

20.6 Forthcoming Papal Visit

20.7 Closure of Needham Park

20.8 School Board Budget Format

20.9 Housing Program for the Annexed Areas

20.10 Complications re Opening of Business and Government Offices during the Papal Visit

At the request of Deputy Mayor Cromwell, Council agreed to add:

20.11 Joe Howe Festival

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

8:15 p.m. - Alderman Meagher enters the meeting.

Greetings from Hakodate - Ms. Kanayo Yamazaki

His Worship introduced Ms. Kanayo Yamazaki to members of Council, and noted Ms. Yamazaki was the First Ambassador from our twin City, Hakodate, Japan.

Ms. Yamazaki addressed Council in both Japanese and English bringing greetings from Hakodate, and expressed the hope that the exchange of students from both cities would bring the cities closer together.

DEFERRED ITEMS

Heritage Hearings - 1707 Brunswick Street; 1546 Barrington Street; 2549 Brunswick Street; 5757 Inglis Street; 2128 Brunswick Street

(1707 Brunswick Street)

The Chairman noted that this item was deferred at the heritage hearing held on September 5, 1984.

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

(1546 Barrington Street)

A heritage hearing into the above matter was held on September 5, 1984.

The Acting City Clerk advised that Aldermen Doehler, Meagher, Grant, Nolan and Jeffrey were not present at the heritage hearing.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw the matter be deferred until after the Papal Visit. Motion passed with Aldermen Doehler, Meagher, Grant, and Jeffrey abstaining.

(2549 Brunswick Street)

A heritage hearing into the above matter was held on September 5, 1984.

MOVED by Alderman Downey, seconded by Alderman Flynn the property known as Civic No. 2549 Brunswick Street be registered as a Heritage Property.

The Acting City Clerk advised that Aldermen Doehler, Meagher, Grant, Nolan and Jeffrey were not present at the heritage hearing.

Motion passed with Aldermen Doehler, Meagher, Grant, and Jeffrey abstaining.

(5757 Inglis Street)

A heritage hearing into the above matter was held on September 5, 1984.

MOVED by Alderman O'Malley, seconded by Alderman Hamshaw the property known as Civic No. 5757 Inglis Street be registered as a Heritage Property.

The Acting City Clerk advised that Aldermen Doehler, Meagher, Grant, and Jeffrey were not present at the heritage hearing.

Motion passed with Aldermen Doehler, Meagher, Grant, and Jeffrey abstaining.

(2128 Brunswick Street)

A heritage hearing into the above matter was held on September 5, 1984.

Alderman Downey advised that no representation was made by the property owner at the heritage hearing and asked if contact had been made since that time. Mr. A.W. Churchill, Heritage Co-Ordinator, advised it was the owner choice not to appear at the heritage hearing.

MOVED by Alderman Downey, seconded by Alderman O'Malley the property known as Civic No. 2128 Brunswick Street be registered as a Heritage Property.

The Acting City Clerk advised that Aldermen Doehler, Meagher, Grant, Nolan and Jeffrey were not present at the heritage hearing.

Motion passed with Aldermen Doehler, Meagher, Grant, and Jeffrey abstaining.

Presentation - Maskwa Aquatic Club

His Worship introduced Mr. Cameron Morrison to members of Council, along with three paddlers from the Club who have been presented medals at the Canadian National Canoeing Championships.

Mr. Morrison addressed Council and introduced the girls who were medal winners in the Championships. Mr. Morrison presented a plaque to Alderman Hamshaw in appreciation for his valued support to the organization over the years.

PETITIONS AND DELEGATIONS

Petition - Residents of the Springvale/Fairmount Subdivision re: Potential development of the lands south of Downs Avenue and the extension of Milson and Brook Streets - Alderman Jeffrey

Alderman Jeffrey advised of a petition containing approximately 296 signatures from the residents of the Springvale/Fairmount Subdivision regarding the potential development of the lands south of Downs Avenue and the extension of Milson and Brook Streets into the development.

Alderman Jeffrey then submitted the petition to the Acting City Clerk for distribution and report.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

City Council considered the report of the Finance and Executive Committee from its meeting held on September 5, 1984, as follows:

Rockingham Fire Station - Future Disposition

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

1. the Rockingham Fire Station not be declared surplus at this time.
2. the Police Department be instructed to examine the implications, financial and otherwise, of locating a precinct in the former Rockingham Fire Station and report back to Council during or preferably prior to the operating budget review for 1985; and

3. staff bring forward any responses or update reports from the Library Board, citizens groups, or any other applications that have been made for the use of the fire station.

Motion passed.

Tourist Zones - Sunday Retail Opening Hours

At the Finance and Executive Committee held on September 5, 1984 the following resolution was put and lost.

"That a Committee be established to review Sunday openings in terms of possible seasonal tourist zones, with possible representation from the Planning Advisory Committee, Mr. Hugh Smith, the Downtown Merchants Association, the City Solicitor, and the Director of Planning " .

Alderman Dewell referred to the matter and advised he wished to allow time for any representation from interested parties, and MOVED, Seconded by Alderman Grant that the matter be deferred to the next meeting of the Committee of the Whole Council.

Motion passed.

Canertech Energy Studies

Alderman Flynn retires from the Chamber due to a possible conflict of interest.

MOVED by Alderman Dewell, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, Council authorize staff to enter into an agreement with Canertech to have energy studies conducted on Centennial Pool, City Field Complex, and Halifax Police Department.

Discussion ensued with Alderman LeBlanc expressing the view that Canertech was a company set up by the Government to compete with private enterprise, and suggested that proposals be invited from other companies. Alderman LeBlanc referred to a study done by Morrison Warner in connection with the Centennial Pool and requested that the study done be reviewed for possible implementation.

MOVED in amendment by Alderman LeBlanc, seconded by Alderman O'Malley that the Centennial Pool be deferred until such time as the previous study undertaken is reviewed for possible implementation.

A lengthy discussion followed and the amendment to the Motion was put and passed by the vote; and the Chairman voted in favour of including the Centennial Pool, declaring the amendment to the Motion lost.

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

9:20 p.m. - Alderman Flynn returns to the Chamber.

Downtown Parking

MOVED by Alderman Heagher, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, Council approve the recommendations and actions concerning downtown parking as contained in the staff report dated August 10, 1984.

Motion PASSED.

Amended Item: 1217 - 2110-11th Street, 5522-32 Gerrish Street

MOVED by Alderman Heagher, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the Mayor and City Council be authorized to execute a lease similar to that set out in schedule "A", to the August 24, 1984 staff report, amended to reflect a term of 15 years and a contract rental of \$1,000 per year.

Motion PASSED.

Purchase of land interest, 301-303 Gottingen Street Merchants' Lot

MOVED by Alderman Heagher, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, the half-interest in the Merchants' Mortgage and Housing Corporation in the portion of 301-303 Gottingen Street, which is under option to Her Majesty the Queen in the Right of Canada as shown cross-hatched on plan "A" attached to the August 24, 1984 staff report, be purchased for \$125,300 as settlement in full; funds are available in Account Number 126111 X2020 (Suspense Account for Gottingen Federal Building), and are subject to reimbursement by Public Works Canada.

Motion PASSED.

Business Rel. 1217 - 2110-11th Street

MOVED by Alderman Heagher, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the lease of 2110-11th Street at 2139 Gottingen Street be terminated for settlement in full, with vacant possession to be granted September 28, 1984; funds are available in Account Number 126111 X2020 (Suspense Account for Gottingen Federal Building), and are subject to reimbursement by Public Works Canada. Motion PASSED.

Business Relocation - 2133 Gottingen Street

MOVED by Alderman Dewney, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the lease of Nick's Barber Shop at 2133 Gottingen Street be terminated for \$10,000 as settlement in full with vacant possession to be granted September 14, 1984; funds are available in Account No. 126111 X2020 (Suspense Account for Gottingen Federal Building) and are subject to reimbursement by Public Works Canada. Motion passed.

Business Relocation - 5466 Cornwallis Street

MOVED by Alderman Dewney, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, the lease of White Fire Cleaners at 5466 Cornwallis Street be terminated for \$90,000 as settlement in full, with vacant possession to be granted September 28, 1984; with funds available in Account No. 126111 X2020 (Suspense Account for Gottingen Federal Building) and are subject to reimbursement by Public Works Canada. Motion passed.

Alderman Dewney expressed thanks to staff for their efforts and suggested a letter of thanks be forwarded to Honourable Gerald Dineen for his assistance to the residents of the City of Halifax.

Saint Mary's Home Athletic Stadium (Contract)

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

1. City Council authorize the Mayor and City Clerk to sign the contract with Saint Mary's University for one thousand (1000) hours of field time at a cost of fifty-three thousand five hundred dollars (\$53,000.00);
2. Payments of twenty-six thousand five hundred dollars (\$26,500.00) be released; and a payment of twenty-six thousand five hundred dollars (\$26,500.00) be made on November 1, 1984, with funds being available in account number 126111 X2027 (Recreation - Sports & Subsidies).

Alderman Dewney reported that, in future, the contract be submitted to Council in advance of the use of the field.

Motion passed.

Proposed Capital Budget 1985-1987 - TO BE TABLED

MOVED by Alderman Dewney, seconded by Alderman Doebler that, as recommended by the Finance and Executive Committee, the Proposed Capital Budget 1985-1987 be received and Tabled.

Motion passed.

The Chairman advised of budget discussion meetings had been scheduled for September 26 and October 10, 1984, with further information being forwarded to members of Council at a later date.

Acquisition of Property - Civic No. 610 Herring Cove Road

MOVED by Alderman Grant, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, the property of Intercontal Realty Limited at Civic No. 610 Herring Cove Road be purchased for \$67,000, subject to the approval of the Minister of Municipal Affairs; funds are available in the Sale of Land Account.

Motion passed.

Bill Poster's Ordinance

MOVED by Alderman Meacher, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, that Council concur with the suggestions made by staff as contained in the report from the City Solicitor, dated August 23, 1984, with respect to proposed amendments to the Bill Poster's Ordinance.

Discussion ensued with Alderman Grant suggested that instead of a clean-up deposit, the license fee be increased to cover any required clean-up by the City. Alderman Doehler suggested that stricter enforcement with the bill poster licensee and asked that this matter be reviewed when compiling proposed amendments to the Ordinance.

The City Solicitor indicated the suggestions would be taken into consideration.

Motion passed.

Federal Election Results

MOVED by Alderman LeBlanc, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, that Halifax City Council extend congratulations to the successful candidates, Messrs. Howard Crosby and Stewart McInnes, representing Halifax in the Federal election; extend thanks to Hon. Gerald Regan for his excellent service in the past, and a meeting be sought with the newly-elected Members for the purpose of being brought up-to-date with respect to the concerns of Halifax, aspirations, and other related matters.

Motion passed.

Discussion ensued with Alderman O'Malley requesting that the meeting with the representatives be scheduled as quickly as possible to ensure their support for the City of Halifax in their requests to the Federal Government.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on September 5, 1984 as follows:

Proposed Bicycle Program

This matter was forwarded to Council without recommendation.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that this matter be referred to staff for a comprehensive report regarding the feasibility and ramifications of the establishment of a bicycle program within the City of Halifax.

Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Proposed Amendment to Ordinance Number 166, the Signs Ordinance
SECOND READING

MOVED by Alderman Hamshaw, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, Ordinance 166, the Signs Ordinance be amended to add subsections (8) and (9), as follows, to Section 12, and be given SECOND READING:

Section 12 is amended by adding the following subsections:

(8) Portable illuminated signs shall be connected to a separate circuit protected by a ground fault circuit interrupter of Class A Type which interrupter must be located within or adjacent to the building service panel.

(9) Portable illuminated signs shall be connected to a receptacle within a building by a hard usage outdoor flexible cord in accordance with Table 11 of the 1982 Canadian Electrical Code, 14th Edition.

MOTION PASSED.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on September 5, 1984 as follows:

Halifax Seniors Housing Project Presentation

MOVED by Alderman Jewell, seconded by Alderman O'Malley that, as recommended by the City Planning Committee, City Council support in principle the concept for housing for seniors as brought forward by the Board of the Halifax Seniors Housing Society and explore all avenues possible to assist in locating appropriate sites for the housing they require.

MOTION PASSED.

Council
September 12, 1984

Case No. 4580 - Contract Development - 1725 Market Street

MOVED by Alderman O'Malley, seconded by Alderman Hamshaw that, as recommended by the City Planning Committee, the submitted report dated August 24, 1984, relating to Case No. 4580, Contract Development, 1725 Market Street, be tabled by City Council.

Motion passed.

Public Meeting re: Proposals - Former Prison Lands

MOVED by Alderman O'Malley, seconded by Alderman Dewell that, as recommended by the City Planning Committee, the public meeting re: Proposals - Former Prison Lands be rescheduled to MONDAY, OCTOBER 1, 1984 at 7:30 p.m. in St. Stephen's School, 3669 Highland Avenue, Halifax, N.S.

Motion passed.

His Worship leaves the meeting and Deputy Mayor Cromwell takes the Chair.

QUESTIONS

Question Alderman Hamshaw re: Kearney Lake Proposal Public Meeting

Alderman Hamshaw referred to the public meeting to be held in Wentworth School on Monday, September 17, 1984 at 7:30 p.m. regarding proposed amendments to the Municipal Planning Strategy in the Kearney Lake Road Bicentennial Highway Interchange area. Alderman Hamshaw asked how many of the Aldermen would be present at the meeting and requested that all those who were able to attend.

Question Alderman Hamshaw re: Ticketing in Restricted Area

Alderman Hamshaw indicated that last evening he had observed policemen ticketing cars stopped on the street in the area of the Commons. Alderman Hamshaw noted that most of the drivers of these vehicles were taking pictures of the papal altar and platform. Alderman Hamshaw noted that he was of the understanding that the no parking ban did not go into effect until Thursday morning.

Mr. Connell, Director of Engineering and Works, addressed the matter indicating that for security reasons no stopping signs had been erected in the restricted area, and due to the number of signs which had to be erected, this work had to be carried out in advance of Thursday. Mr. Connell noted that non compliance with these signs was a violation under the Motor Vehicle Act and, therefore, the police were merely carrying out their duties as required.

Question Alderman Jeffrey re: Embankment Corner of Hillcrest and Main Avenue

Alderman Jeffrey referred to an embankment at the corner of Hillcrest and Main Avenue which poses a danger to children in the area. Alderman Jeffrey noted that there was a 20-25 foot drop which was unexcused and asked that staff look into the matter to see what can be done to correct this situation.

Question Alderman Jeffrey re: Construction Main Avenue

Alderman Jeffrey referred to phone calls he had received regarding a construction site on Main Avenue. Alderman Jeffrey indicated that the construction site was littered with garbage which was being blown into the street and onto the properties of surrounding residents. Alderman Jeffrey indicated that he had reports of sightings of rats in the area. Alderman Jeffrey requested that staff visit the site and ensure that the site is cleaned up.

The City Manager indicated that he believed the Building Inspection Department had visited the site after receiving the complaint from the Alderman regarding this matter.

Question Alderman Grant re: Pedestrian Accident Herring Cove Road

Alderman Grant referred to the pedestrian accident which occurred on the Herring Cove Road recently indicating that he had conflicting reports with regard to the cause of the accident. Alderman Grant requested an official report on the cause of the accident and measures which can be taken to ensure a similar situation does not occur in the future.

Question Alderman Grant re: Forum Commission

Alderman Grant referred to the matter of the present situation at the Forum Commission asking whether this matter should be discussed by the Audit Committee before coming to Council, indicating that he wished a reply from the City Solicitor.

Question Alderman Grant re: Federal Election Results

Alderman Grant referred to the recommendation of the Committee of the Whole Council regarding a meeting with the Members of Parliament, suggesting that the Members of the Legislative Assembly should be included in this meeting. Alderman Grant asked if this was the intent of the Motion.

A short discussion ensued with the Chairman indicating that this was not the intent of the Motion and suggested to Alderman Grant that this was a matter which could be added to the agenda of the next Committee of the Whole Council meeting.

Question Alderman Grant re: Campaign Posters

Alderman Grant referred to complaints he had received regarding campaign posters still being displayed on lamp and telephone poles. Alderman Grant requested that staff look into this matter and ensure that the signs are removed by the appropriate persons.

Question Alderman Grant re: Rental Increase

Alderman Grant referred to the recent increase in rent in relation to rental housing and requested that the Housing Authority report back to Council regarding the justification of a 20-25% increase in rent.

Question Alderman Member re: Taxicab Stands

Alderman Member indicated that he had a request from the taxi drivers of the City that the City establish a common stand in front of the Ministry of Finance and the Palace to enable taxis to line up to await passengers leaving these two night spots. Alderman Member requested that the Traffic Authority review this matter and report back to Council regarding the feasibility of such an action.

Question Alderman Meagher re: Appointment of Taxi Commission

Alderman Meagher referred to the appointments to the Taxi Commission and asked when a staff report regarding this matter could be expected.

Question Alderman Dewell re: Press Releases

Alderman Dewell requested that, in future, when the Mayor's Office is about to make a press release or has knowledge of a certain situation that the press will, in all likelihood, report on; would it be possible that a phone call be made to the individual Aldermen to inform them of the situation.

Question Alderman LeBlanc re: Problem with Crows

Alderman LeBlanc referred to a problem being experienced in his Ward with crows. Alderman LeBlanc noted that damage was being done to vehicles and garbage was being strewn due to crows.

Alderman LeBlanc requested that staff look into possible means of alleviating this problem.

10:05 p.m. - The meeting adjourned for a short recess.

10:10 p.m. - The meeting reconvened with all the same Members being present except Alderman Dewell, with His Worship Mayor Wallace in the Chair.

ADDED ITEMS:

Transit Route - Clayton Park - Alderman Flynn

A report prepared by K. Silver, Metropolitan Transit, entitled 'Expanded Service on Route 4 Fairview', was submitted and distributed at this evening's meeting. This matter was added to the agenda at the request of Alderman Flynn.

Alderman Flynn addressed the matter and indicated that as a result of a number of calls regarding transit service in the Dunbrack/Willett Street area, he had requested staff of Metropolitan Transit to assess the possible alternatives of providing service in this area. Alderman Flynn noted that the extension related to Sunday and Holiday service. Alderman Flynn also noted that the cost of such extension would be \$600.00 for the balance of 1984.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that \$600.00 be allocated to permit the extension of Transit Route 4 in the Clayton Park area on Sundays and Holidays for the balance of 1984, with a review of this extension in the 1985 budget.

Motion passed.

Construction on Rufus Street - Alderman Jeffrey

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

City Council
September 12, 1984

Alderman Jeffrey referred to problems being experienced on Rufus Avenue in connection with construction on that street, and noted that the main complaint residents on the street had was the length of time construction has been going on. Alderman Jeffrey indicated that it was his belief that the construction was scheduled to be completed at the end of July and was still going on. Alderman Jeffrey noted that one particular resident had done extensive work to the exterior of her property recently which appeared to be in vain as dirt, soot, and blasting powder associated with the construction was having an adverse effect on the work carried out.

Alderman Jeffrey further noted that upon questioning by the residents, the foreman of the job had been less than courteous. Alderman Jeffrey referred to his request for a report regarding starting and finishing dates being included in contracts for such work, suggesting that this was a situation in which this would have been useful.

Alderman Jeffrey also noted that a trailer used by the construction work was fast becoming an eyesore with construction materials and garbage littering the site of the trailer. Alderman Jeffrey expressed the desire that the area be cleaned up and asked that a report be received from staff on this matter.

Boards and Commissions - Alderman Grant

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

Alderman Grant referred to the Commission on City Government reorganization as approved by Council regarding the advertisement for candidates for appointment to City Boards and Commissions. Alderman Grant indicated that the time for appointments was fast approaching and suggested work on this should begin immediately. Alderman Grant further noted that Aldermen believing the number of Aldermen on certain Committees is too great should make suggestions to the Mayor's Office regarding this matter.

Herring Cove Road Construction - Alderman Grant

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

Alderman Grant referred to the problems being experienced with pedestrian and vehicular traffic as a result of the construction being carried out on the Herring Cove Road. Alderman Grant indicated that staff was doing all they can to provide appropriate pedestrian walkways but it seemed that these were only moderately successful.

Alderman Grant requested that staff look into the possibility of establishing one way bound traffic from 7:00 a.m. to 12 noon and one way out bound traffic from 12 noon to 6:00 p.m. Alderman Grant advised the suggestion related to weekdays only.

Council
September 12, 1984

Almon Street - Windsor to Oxford - Alderman Dewell

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

Alderman Grant indicated that Alderman Dewell had requested that he inform Council that he had spoken with Mr. Connell regarding this matter and was satisfied with the situation as it presently stands.

Forthcoming Papal Visit - Alderman O'Malley

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

Alderman O'Malley addressed the matter indicating his concern with regard to the ability of city staff to attend the Papal Mass. Alderman O'Malley noted that visit of the Pope to Halifax was of great significance not only in a religious sense but also an historical sense.

Alderman O'Malley suggested that Halifax City staff be given a 1/2 day holiday to ensure that all those wishing to attend the mass be allowed to do so.

The City Manager responded to this matter indicating that he had considered this very seriously. However, as many city staff including police, fire and city field employees would be working on Friday it would be fair to give the remainder of city staff a 1/2 day holiday, not considering the overtime which would have to be paid those persons working. The City Manager indicated that all city staff would be given the opportunity to attend the Mass if they wished to do so with the time to be made up at another time.

Alderman O'Malley addressed the matter indicating that he understood the position of the Manager and noting that all city staff should be given the opportunity to attend the Mass without penalty, to which Council generally agreed.

Closure of Needham Park - Alderman O'Malley

Alderman O'Malley referred to the ongoing problem of vandalism in Needham Park and a public meeting which had been held recently regarding this problem. Alderman O'Malley indicated that the outcome of that meeting had been a request for a closure of Needham Park at a specific time each night. Alderman O'Malley requested that staff review this matter.

The Chairman noted that City staff now had the authority to close the park at night.

Alderman O'Malley indicated that if such was the case then staff should take steps to appropriately sign the park and notify the Police Department of this closure after a certain time at night.

School Board Budget Format - Alderman O'Malley

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

Alderman O'Malley referred to his previous request of a School Board budget format which clearly identified the optional funding by City Council to the School Board budget. Alderman O'Malley indicated that this was a further request to have such a format presented to City Council for review.

The City Manager indicated that he would follow up on this matter.

Housing Program for the Annexed Areas - Alderman O'Malley

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

Alderman O'Malley referred to the upcoming expiration of the date of the application to appeal with regard to the annexed areas and noted that in light of recent presentations to Council regarding housing for seniors, public housing, and housing for lower to middle income families, Council should consider the use of a portion of this annexed area for residential use and asked that Council be brought up to date in terms of where the matter stands at this time. Alderman O'Malley indicated that he was aware that the Planning Advisory Committee had done work in this area and suggested that staff further consider this option.

Complications re opening of Businesses and Government Offices during the Papal Visit - Alderman O'Malley

This matter was added to the agenda at the request of Alderman O'Malley, who referred to the problems which undoubtedly would be experienced by persons attempting to get downtown to work during the two-day period of the Papal Visit. Alderman O'Malley noted that many residents were concerned about how they were to get to work on Friday, in particular. Alderman O'Malley referred to Provincial Government employees who had been informed that they were to work on Friday and if they were late in arriving to work, they would be penalized. Alderman O'Malley noted that this was an impossible situation as the transit system was not able to ensure that persons would be on time for work, and service to some areas of the City was being discontinued. Alderman O'Malley requested that the Premier be contacted by the Mayor's Office and that it be indicated that the transit service was, in fact, unable to meet their demands on their employees, and a suggestion be made that a certain amount of tolerance and allowances be made in these most unusual circumstances.

His Worship addressed the matter indicating that he was sure that all businesses in the city would recognize the unusual circumstances and act accordingly. He further noted that he would follow up on Alderman O'Malley's request.

Joe Howe Festival - Deputy Mayor Cromwell

This matter was added to the agenda at the request of Deputy Mayor Cromwell.

Deputy Mayor Cromwell referred to the upcoming Joseph Howe Festival celebrations noting that the opening of the celebrations was on Saturday, September 17, 1984 in the Grand Parade. Deputy Mayor Cromwell indicated that he hoped all Council members would attend as many as the events as possible.

10:45 P.M. The meeting adjourned.

HEADLINES

MINUTES	470
APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS ..	478
GREETINGS FROM HAKODATE - MS. KANAYO YAMAZAKI	471
DEFERRED ITEMS	
Heritage Hearings - 1707 Brunswick Street; 1546 Barrington Street, 2549 Brunswick Street; 5757 Inglis Street; 2128 Brunswick Street	471
PRESENTATION - MASHWA AQUATIC CLUB	473
<u>PETITIONS AND DELEGATIONS:</u>	
Petition - Residents of Springvale/Fairmount Subdivision re: Potential development of the lands south of Downs Avenue and the extension of Milson and Brook Streets - Alderman Jeffrey	473
<u>REPORT - FINANCE AND EXECUTIVE COMMITTEE:</u>	
Rockingham Fire Station - Future Disposition	473
Tourist Zones - Sunday Retail Opening Hours	474
Canertech Energy Studies	474
Downtown Parking	474
Amended Lease: 2375-79 Creighton Street, 5522-32 Gerrish Street	475
Purchase of Half-Interest, Gottingen Street Merchant's Lot	475
Business Relocation - 2139 Gottingen Street	475
Business Relocation - 2133 Gottingen Street	476

HEADLINES (CONT'D.)

Business Relocation - 5466 Cornwallis Street	476
Saint Mary's University Huskies Stadium (Contract)	476
Proposed Capital Budget 1985-87 - TO BE TABLED	476
Acquisition of Property - Civic No. 610 Herring Cove Road	477
Bill Poster's Ordinance	477
Federal Election Results	477

REPORT - SAFETY COMMITTEE:

Proposed Bicycle Program	478
--------------------------------	-----

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

Proposed Amendment to Ordinance Number 166, the Signs Ordinance - SECOND READING	478
---	-----

REPORT - CITY PLANNING COMMITTEE:

Halifax Senior Housing Society Presentation	478
Case No. 4580 - Contract Development - 1725 Market St. ..	479
Public Meeting re: Proposals - Former Prison Lands	479

QUESTIONS:

Question Alderman Hamshaw re: Kearney Lake Proposal Public Meeting	480
Question Alderman Hamshaw re: Ticketing in Restricted Area	480
Question Alderman Jeffrey re: Embankment Corner of Hill- crest and Main Avenue	480
Question Alderman Jeffrey re: Construction Main Avenue .	480
Question Alderman Grant re: Pedestrian Accident Herring Cove Road	481
Question Alderman Grant re: Forum Commission	481
Question Alderman Grant re: Federal Election Results ...	481
Question Alderman Grant re: Campaign Posters	481
Question Alderman Downey re: Rental Increase	481
Question Alderman Meagher re: Common Stands	481
Question Alderman Meagher re: Appointment of Taxi Commission	482
Question Alderman Dewell re: Press Releases	482
Question Alderman LeBlanc re: Problem with Crows	482

ADDED ITEMS:

Transit Route - Clayton Park - Alderman Flynn	482
Construction of Rufus Street - Alderman Jeffrey	482
Boards and Commissions - Alderman Grant	483
Herring Cove Road Construction - Alderman Grant	483
Alton Street - Windsor to Oxford - Alderman Dewell	484
Forthcoming Papal Visit - Alderman O'Malley	484
Closure of Needham Park - Alderman O'Malley	484
School Board Budget Format - Alderman O'Malley	485

Council
September 19, 1984

HEADLINES (CONT'D)

Housing Program for the Annexed Areas - Alderman O'Malley 485
Complications re Opening of Businesses and Government
Office during the Papal Visit - Alderman O'Malley 485
Joe Howe Festival - Deputy Mayor Cromwell 486

HIS WORSHIP MAYOR RON WALLACE &
DEPUTY MAYOR RON CROMWELL
CHAIRMEN

E.A. Kerr
Acting City Clerk

DATE APPROVED BY
COUNCIL: _____

wc/sg

CITY COUNCIL
SPECIAL MEETING
PUBLIC HEARING
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 19, 1984
7:35 p.m.

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

The Meeting was called to Order and those attending joined the Acting City Clerk in the recitation of the Lord's Prayer.

PRESENT: Deputy Mayor Ron Cromwell, Chairman; and Aldermen Doehler, Downey, Meagher, O'Malley, Grant, Nolan, LeBlanc, Flynn and Hamshaw.

ALSO PRESENT: City Manager, City Solicitor, Mr. E.A. Kerr, Acting City Clerk and other members of City staff.

ADDED ITEMS

MOVED by Alderman Meagher, seconded by Alderman Grant
that the item "Appointments" be added to the agenda of this Special Meeting. Motion passed.

Case No. 4544, Rezoning - 938-940 Ivanhoe Street

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

Mr. W.D. Campbell, Development Officer, addressed Council and outlined the application as contained in the July 10, 1984 staff report. Mr. Campbell identified the area with the aid of sketches and maps and advised the application met all the requirements of the Municipal Planning Strategy. Mr. Campbell noted the concerns raised regarding the storm sewer capacity and advised further that the developer will provide a storm sewer management; and expressed the view that the development, in staff's opinion, is appropriate for the area.

Mr. Campbell responded to various questions put forth by members of Council.

Mr. Peter McDonough, representing the applicant, Ryco Atlantic Limited, addressed members of Council in support of the application, advising of the negotiations between the applicant and residents of the area. Mr. McDonough advised further of the agreement between the residents' Association and the developer on landscaping treatment and site planning for the proposal, stating the agreement would be binding for 75 years.

Special Council
Public Hearings
September 19, 1984

Mr. McDonough responded to various questions put forth by members of Council. Alderman Doehler referred to correspondence received from an abutting property owner and questioned whether the concerns as expressed had been addressed.

Mr. McDonough advised he was not aware of the submitted correspondence. Mr. Campbell, Development Officer, advised that the concern with the relocation of the fire hydrant had been investigated with the Public Service Commission, and such relocation would be the responsibility of that property owner.

Mr. Tom Donovan, 956 Ivanhoe Street, representing the Society for Appropriate Residential Development, addressed members of Council and advised the Society and developer had reached agreement regarding the landscaping and site planning; however, the agreement must be registered with the Registry of Deeds, and this registration is not possible until the property deed is transferred on October 1, 1984.

Mr. Donovan advised also of the Society's concern to have short-term one side street parking on Ivanhoe Street, and noted that this request had been submitted to the Engineering and Works Department for consideration.

Mr. Donovan advised Council of the Society's concern that the agreement may not as yet be binding, due to the inability to register this agreement until October 1.

Mr. McDonough advised that the agreement between the Society and the applicant was in it's final form, with only the recording to be completed.

Dr. Maria J. Myers, 950 Ivanhoe Street, Halifax, addressed Council and raised the concern with the right-of-way presently existing, asking that this be maintained.

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

Correspondence from Maria J. Myers, 950 Ivanhoe Street, received at the City Clerk's Office September 17, 1984, has been submitted and circulated to members of Council.

MOVED by Alderman Doehler, seconded by Alderman Nolan
the matter be forwarded to the next regular meeting of Halifax
City Council without recommendation. Motion passed.

Appointments

(Halifax-Dartmouth Port Development Commission)

MOVED by Alderman Meagher, seconded by Alderman Nolan
the following appointments be made to the Halifax-Dartmouth
Port Development Commission:

Mr. T.L. Trainor - Terms for three years

Mr. Harry Mathers - Term for one year

Motion passed.

Alderman Meagher requested a staff report on the matter
of oil prices when a resident is not in a position to purchase
100 gallons but rather 50, noting that this matter has been
discussed in past years. Alderman Meagher asked if any response
had been received from higher levels of Government and suggested
a report might be available by the next Committee of the Whole
Council.

The City Manager advised he would report on this matter.

8:30 p.m. - No further business, the meeting adjourned.

HEADLINES

Case No. 4544, Rezoning, 938-940 Ivanhoe Street 489
Appointments - Halifax-Dartmouth Port Development Commission. . . 491

DEPUTY MAYOR RON CROMWELL
CHAIRMAN

H.A. KERR
Acting City Clerk

Date Approved by City Council: _____

/wc

SPECIAL COUNCIL
FORUM COMMISSION
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 24, 1984
3:00 p.m.

A Special Meeting of Halifax City Council was held on the above date the purpose of which was to clarify the situation regarding the hiring of a Manager of the Halifax Forum Commission.

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

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Ron Cromwell and Aldermen Doehler, Downey, O'Malley, Dewell, Nolan, Jeffrey, LeBlanc, Flynn, and Hamshaw.

Also Present: City Manager, City Solicitor, Mr. E.A. Kerr, Acting City Clerk and other members of city staff.

Hiring of Manager - Halifax Forum Commission

His Worship explained the purpose of the meeting and read a prepared statement dated September 24, 1984.

MOVED by Alderman Flynn, seconded by Deputy Mayor Cromwell that the position of Manager be suspended from the Forum Commission establishment, so that no appointment may be made by the Forum Commission until the report of the City Auditor General has been received, and in the meantime, a caretaker-manager be appointed by the City Auditor General so that the City's interests are protected.

3:15 p.m. Alderman Meagher joins the meeting.

A discussion and questioning of Mr. Armitage, Chairman, Halifax Forum Commission and staff ensued.

3:40 p.m. Alderman Grant joins the meeting.

Alderman Doehler addressed the matter noting that it appeared from discussion with members of the Commission that Council was being rather heavy handed. Alderman Doehler indicated that it was his understanding that this matter was new to the Commission members and suggested that the matter be referred to the Forum Commission meeting to be held on Tuesday morning with a report to Council being available on Thursday evening.

Special Council
September 24, 1984

Concern was voiced that such an action by Council would do nothing to ensure that a Manager for the Forum Commission is not selected at the meeting on Tuesday. Alderman Doehler indicated that his intent was that no action be taken by the Forum Commission with regard to the hiring of a manager until Council has further considered the matter. The City Solicitor noted that he believed the Forum Commission would not act on the hiring of a manager out of courtesy to Council.

MOVED by Alderman Doehler, seconded by Alderman LeBlanc that the matter be referred to tomorrow's meeting of the Forum Commission for their report to Council and that the Commission take no hiring acting until the subject is considered by Council, and that the motion be deferred to the next regular meeting of City Council.

Motion passed.

4:20 p.m. The meeting adjourned.

HEADLINES

Hiring of Manager - Halifax Forum Commission 492

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

E.A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
September 27, 1984
8:30 p.m.

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

After the meeting was called to order members of Council attending joined the Acting City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Ron Crowwell; and Aldermen Doehler, Downey, O'Malley, Dewell, Grant, Nolan, Jeffrey, Flynn and Hamshaw.

Also Present: City Manager, City Solicitor, Mr. E.A. Kerr, Acting City Clerk and other members of City staff.

MINUTES

Minutes of the regular meeting of City Council held on September 12, 1984 and the Special meeting of Council held on September 19, 1984 were approved on a motion by Alderman Hamshaw, seconded by Deputy Mayor Crowwell.

Long Service Award Presentation - Donald MacIntosh - Halifax
Fire Department

His Worship addressed Council welcoming Fire Chief Don Swan and Captain and Mrs. Donald MacIntosh. His Worship thanked Captain MacIntosh for his 27 years of service to the City with the Fire Department and presented Captain MacIntosh, on behalf of Council and the City of Halifax, with a long service award and wished him luck and happiness in his retirement.

Alderman Dewell addressed Council expressing his appreciation and good wishes to Captain MacIntosh. Alderman Dewell presented Mrs. MacIntosh with an orchid.

Fire Chief Don Swan addressed Council indicating that Captain MacIntosh's long service dinner would be held in the Department and on behalf of the Fire Department wished Captain MacIntosh the best in the future.

City of Halifax Curling Tournament Presentation - Joe Gaudet

Alderman Jeffrey addressed Council noting that the City of Halifax Curling Tournament had been held on September 27, 1984 and was a great success. Alderman Jeffrey congratulated Joe Gaudet on winning the tournament and thanked Fred Hickey, Chairman of the Fire Department, Fred Hickey, Secretary of the Fire Department, and Mary Hickey, Secretary of the Fire Department for their help in organizing the tournament.

Council
September 27, 1984

Alderman Jeffrey, on behalf of City Council and the City of Halifax, then presented Mr. Gaudet with a trophy as winner of the tournament, noting that the larger trophy would be kept in city offices and an appropriate place would be allocated for the trophy.

Mr. Gaudet addressed Council thanking Council and the City of Halifax for the presentation and congratulating Alderman Jeffrey on the organization of such a fine tournament.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

20.1 Appointment - Halifax Forum Commission

At the request of Alderman Hamshaw Council agreed to add:

20.2 Clearwater Builders Ltd.

At the request of Alderman Jeffrey Council agreed to add:

20.3 Bus; Bond Alex Street

20.4 Letter from Department of Transportation

At the request of Alderman Grant Council agreed to add:

20.5 Ida Mae Marriott - Home for Independent Living

At the request of Alderman Jewell Council agreed to add:

20.6 Compactors Site - North End

At the request of Deputy Mayor Crowwell Council agreed to add:

20.7 Regulation under Section 64(a), (b) and (c) of Police Act

~~20.8 Resolution of Council regarding Alderman Jewell's~~
that the agenda, as amended, be approved.

Noted.

Mr. Worley advised Council of the birthdays of Alderman Jeffrey and Nolan indicating that Council would celebrate with a cake after Council had adjourned.

Council
September 27, 1984

DEFERRED ITEMS

Case No. 4544 - Rezoning - 938-940 Ivanhoe Street

A public hearing into the above matter was held on September 19, 1984.

MOVED by Alderman Doepler, seconded by Deputy Mayor Cronwell that Council approve the rezoning of the property located at 938-940 Ivanhoe Street from Single Family (R-1) Zone to General Residential (R-2A) Zone.

Motion passed with Aldermen Jeffrey and Dewell abstaining due to non-attendance at the public hearing.

Halifax Forum Commission - Manager

Alderman O'Malley indicated that the members of the Forum Commission were intending to attend this evening's meeting but had not yet arrived and MOVED, seconded by Alderman Nolan that this matter be deferred to later in the meeting.

Motion passed.

8:15 p.m. Alderman Meagher joins the meeting.

Possible Heritage Registration - 1546 Barrington Street

Consideration of this matter was deferred until after the Papal Visit at the September 12, 1984 City Council meeting. An information report dated September 26, 1984, was submitted.

MOVED by Alderman Downey, seconded by Deputy Mayor Cronwell that 1546 Barrington Street be registered as a Heritage Property in the City of Halifax Registry of Heritage Properties.

Motion passed with Aldermen Doepler, Meagher, Grant, Nolan and Jeffrey abstaining due to non-attendance at the public hearing.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on September 19, 1984 as follows:

Council
September 27, 1984

Expropriation Settlement - Parcel H-82, 234 Herring Cove Road

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, the expropriation of Parcel H-82 from Allan and Dorothy Tanner be settled for \$25,800 as payment in full for all claims, with funds available in Account No. C0012 (Herring Cove Road Widening Account).

MOTION PASSED.

Acquisition of Parcel XI-B, Lower Water Street

MOVED by Alderman Doehler, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Parcel XI-B, 1326 Lower Water Street be acquired from Ryco Atlantic Limited for \$85,800, subject to the approval of the Minister of Municipal Affairs, funds are available in the Sale of Land Account.

MOTION PASSED.

Call for Proposals - Grosvenor School

This matter was forwarded to Council without recommendation. A supplementary staff report dated September 26, 1984, was submitted.

Alderman Doehler addressed the matter noting that he was still concerned that the sentence dealing with Council's agreement to accept proposals for higher-density development on the lands involved would restrict Council in their decision with regard to this property. Alderman Doehler indicated that he would like to request that the sentence relating to this be deleted altogether.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that the Call for Proposals for the reuse or development of the Grosvenor School as attached to the September 11, 1984 staff report be passed, but that the sentence "in addition to uses permitted under the existing zoning, the City is prepared, subject to public hearing and rezoning, to consider higher density residential uses over the rear portion of the land up to and including low-rise (2 1/2 storey) R-4 uses to a maximum of 75 persons per acre as found in Part 1, General Information and Directives, Section 2(c), Zoning," be deleted from the Call for proposals.

The motion was put and passed.

The City Manager indicated that staff would probably have to add another sentence to replace the one just deleted in order that Council could consider proposals not permitted under the present R-4 zoning, to which Council agreed.

Council
September 27, 1984

Expropriation Settlement - Parcel H-82, 234 Herring Cove Road

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, the expropriation of Parcel H-82 from Allan and Dorothy Tanner be settled for \$25,000 as payment in full for all claims, with funds available in Account No. C0012 (Herring Cove Road Widening Account).

Motion passed.

Acquisition of Parcel XI-B, Lower Water Street

MOVED by Alderman Doehler, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Parcel XI-B, 1326 Lower Water Street be acquired from Ryco Atlantic Limited for \$85,800, subject to the approval of the Minister of Municipal Affairs, funds are available in the Sale of Land Account.

Motion passed.

Call for Proposals - Grosvenor School

This matter was forwarded to Council without recommendation. A supplementary staff report dated September 26, 1984, was submitted.

Alderman Doehler addressed the matter noting that he was still concerned that the sentence dealing with Council's agreement to accept proposals for higher-density development on the lands involved would restrict Council in their decision with regard to this property. Alderman Doehler indicated that he would like to suggest that the sentence relating to this be deleted altogether.

MOVED by Alderman Harshaw, seconded by Alderman Flynn that the Call for Proposals for the reuse or development of the Grosvenor School as attached to the September 11, 1984 staff report be issued, but that the sentence "In addition to uses permitted under the existing zoning, the City is prepared, subject to public hearing and rezoning, to consider higher density residential uses over the rear portion of the land up to and including low-rise (2 1/2 storey) R-4 uses to a maximum of 75 persons per acre as found in Part I, General Information and Directives, Section 2(c), Zoning," be deleted from the Call for proposals.

The motion was lost and passed.

The City Manager indicated that staff would probably have to add another sentence to replace the one just deleted in order that Council could consider proposals not permitted under the present R-4 zoning, in which Council agreed.

Sale of Surplus Lands - Circle Drive

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, subject to resubdivision approval, the closed portion of Circle Drive as shown on Attachment "A" of the September 10, 1984 staff report be sold to the abutting property owners at market value with Council approval of individual sales being sought as necessary.

Motion passed.

Proposed Amendments to Ordinance Number 170

MOVED by Alderman Downey, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, the following amendments to Ordinance #170 be approved.

That Schedule "B" be amended by adding the following non-profit child care centres:

Alexandra Children's Centre	2156 Brunswick Street
Children's Co-operative Nursery	2156 Brunswick Street
Children's Development Centre	5597 Cunard Street
South End Day Care Centre	5594 Cunard Street
St. Joseph's Children's Centre	2268 Brunswick Street
Spryfield Day Care Centre	6 Hayes Street

Motion passed.

Statement of Revenue and Expenditure

MOVED by Alderman Doehler, seconded by Alderman Dewell that, as recommended by the Finance and Executive Committee:

1. the "Statement of Revenue and Expenditures" for the eight months ended August 31, 1984, be tabled.
2. The Chairman of the Halifax Forum Commission be requested to appear before the next meeting of the Committee of the Whole Council to provide information on the overspend within their budget.

Motion passed.

Social Assistance - City & Provincial Benefits

MOVED by Alderman Grant, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, the Social Planning Department be requested to review the matter of co-operation between the Province of Nova Scotia and the City of Halifax in connection with referrals associated with social assistance programs.

Motion passed.

Council
September 27, 1984

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on September 19, 1984 as follows:

Fence - Clearview Playground

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Committee on Works, the City fulfill its obligations under Section 59B(1) of the Charter to cost share for the construction of a chain link fence between the abutting property and Clearview "A" Playground and further that staff investigate the possibility of erecting a fence bordering the playground and the property located at 62 Elgin Street.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on September 19, 1984 as follows:

Ardmore School Site

At the Planning Committee held on September 19, 1984 a request was made that a staff report with regard to this matter be available at this meeting of Council.

Alderman Dewell addressed the matter referring to the requested staff report indicating that through discussions with city staff and lengthy discussions with the area residents he had ascertained that the popular opinion among the Ward residents was to have the property retain its present state and developed as recreational lands, therefore, there was no need to have this report come forward.

MOVED by Alderman Dewell, seconded by Alderman Grant that Council reconfirm the designation of Parks and Institutional in relation to this land and develop this as a park and community recreation area.

Motion passed.

Alderman Dewell referred to funds which had been allocated in 1984 for development of a recreation facility behind the forum noting these funds had been frozen until such time as a more suitable location could be found. Alderman Dewell indicated that he wished these funds to be used in the development of the Ardmore School site.

MOVED by Alderman Dewell, seconded by Alderman Grant that Council approve the transfer of recreation funds designated for a project to the rear of the forum to the Ardmore School project.

Motion passed.

Council
September 27, 1984

MISCELLANEOUS BUSINESS

Guarantee Borrowing Resolution - Metropolitan Authority

A staff report dated September 21, 1984, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that Council approve the issuance of a guarantee of repayment of borrowings by the Metropolitan Authority, in the amount of \$1,475,830, and authorize the Mayor and City Clerk to sign such a guarantee.

Motion passed.

Height Limits Around Citadel Hill - Schedule "F" - Amendment to Land Use Bylaw

A staff report dated September 19, 1984, was submitted.

MOVED by Alderman Downey, seconded by Alderman Doehler that Council direct that the forthcoming staff report, "Height Limits Around Citadel Hill," prepared in response to Council's request of August 17, 1983, be referred to the Planning Advisory Committee for review and recommendation, and be considered in conjunction with the proposed amendment to Schedule "F" of the Land Use Bylaw (Peninsula Area), recently submitted by Heritage Trust of Nova Scotia.

Motion passed.

Wood Avenue - Cooperative Housing Project

A staff report dated September 25, 1984, was submitted.

MOVED by Alderman Downey, seconded by Alderman Jeffrey that Council agree that the removal, replacement and compaction of fill be considered as site development costs as opposed to construction costs so long as the net rent to the City is not less than the estimated \$89,000.

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

Replacement of Water Supply Lines - Centennial Pool

A staff report dated September 21, 1984, was submitted.

MOVED by Alderman Downey, seconded by Alderman Flynn that Tender No. 531477 for replacement of water supply lines at Centennial Pool be awarded to Western Plumbing & Heating Co. Ltd., 528 Windmill Road, Dartmouth, Nova Scotia for a total project cost of \$49,412.00 with funds available from Account Number 225309.00000.PA074 and funding transfers approved as follows:

MISCELLANEOUS BUSINESS

Guarantee Borrowing Resolution - Metropolitan Authority

A staff report dated September 21, 1984, was submitted.

MOVED BY Alderman Flynn, seconded by Alderman Hamshaw that Council approve the issuance of a guarantee of repayment of borrowings by the Metropolitan Authority, in the amount of \$1,475,838, and authorize the Mayor and City Clerk to sign such a guarantee.

Motion passed.

Height Limits Around Citadel Hill - Schedule "F" - Amendment to Land Use Bylaw

A staff report dated September 19, 1984, was submitted.

MOVED BY Alderman Downey, seconded by Alderman Doehler that Council direct that the forthcoming staff report, "Height Limits Around Citadel Hill," prepared in response to Council's request of August 17, 1983, be referred to the Planning Advisory Committee for review and recommendation, and be considered in conjunction with the proposed amendment to Schedule "F" of the Land Use Bylaw (Peninsula Area), recently submitted by Heritage Trust of Nova Scotia.

Motion passed.

Wood Avenue - Generative Housing Project

A staff report dated September 25, 1984, was submitted.

MOVED BY Alderman Downey, seconded by Alderman Jeffrey that Council agree that the removal, replacement and compaction of fill be considered as site development costs as opposed to construction costs so long as the net rent to the City is not less than the estimated \$89,000.

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

Replacement of Water Supply Lines - Centennial Pool

A staff report dated September 21, 1984, was submitted.

MOVED BY Alderman Downey, seconded by Alderman Flynn that Tender No. 531477 for replacement of water supply lines at Centennial Pool be awarded to Western Plumbing & Heating Co. Ltd., 576 Windmill Road, Dartmouth, Nova Scotia for a total project cost of \$22,412.00 with funds available from Account Number: 128475.1300.PA874 and funding transfers approved as follows:

MISCELLANEOUS BUSINESS

Guarantee Borrowing Regulations - Metropolitan Authority

A staff report dated September 21, 1984, was submitted.

MOTIONED BY ALDERMAN FINCH, seconded by Alderman Hamshaw that Council agree to the issuance of a guarantee of repayment of borrowing by the Metropolitan Authority, in the amount of \$1,475,832, and authorize the Mayor and City Clerk to sign such a guarantee.

MOTION PASSED.

Height Limits Around Citadel Hill - Schedule "F" - Amendment to Land Use Bylaw

A staff report dated September 19, 1984, was submitted.

MOTIONED BY ALDERMAN POWNEY, seconded by Alderman Boehler that Council direct that the forthcoming staff report, "Height Limits Around Citadel Hill," prepared in response to Council's request of August 17, 1983, be referred to the Planning Advisory Committee for review and recommendation, and be considered in conjunction with the proposed amendment to Schedule "F" of the Land Use Bylaw (Peninsula Area), recently submitted by Heritage Trust of Nova Scotia.

MOTION PASSED.

Wood Avenue - Generators Reclaiming Project

A staff report dated September 25, 1984, was submitted.

MOTIONED BY ALDERMAN POWNEY, seconded by Alderman Jeffrey that Council agree that the removal, replacement and compaction of fill be considered as site development costs as opposed to construction costs as long as the net rent to the City is not less than the estimated \$89,822.

A question of staff ensued and the Motion was put and passed.

Replacement of Water Supply Lines - Centennial Pool

A staff report dated September 21, 1984, was submitted.

MOTIONED BY ALDERMAN POWNEY, seconded by Alderman Flynn that Tender No. 447 for replacement of water supply lines at Centennial Pool be awarded to Western Plumbing & Heating Co. Ltd., 414 Main Street, Dartmouth, Nova Scotia for a total project cost of \$2,411.00 with funds available from Account Number 22075100000000000000 and funding transfers approved as follows:

Council
September 27, 1984

<u>Account</u>	<u>Description</u>	<u>Amount</u>
From FA375	Graves Oakley -	\$39,412.00
To FA374	two senior soccer fields	
	Centennial Pool	\$39,412.00

MOTION PASSED.

QUESTIONS

Question Alder: Municipal Taxation - Golf Courses

Alder: ... referred to the ... in the City of Halifax and ... with rules ... in the taxation of these, along with the method of application, as well as whether or not the ... in the City are taxed under the same formula.

The Chairman advised that a report would be prepared and submitted.

Question Alder: Detour Signage - Herring Cove Road Widening

Alder: ... referred to the present detour signage in place as a result of the Herring Cove Road widening, and questioned whether the ... signage could be removed and replaced with an indication that the road is under construction and drive with caution, and only when necessary, the detour signs be erected.

The Chairman advised that staff would review the matter and submit a report.

Question Alder: Video Sales

Alder: ... advised of video cassette sales in small stores throughout the City of Halifax and stated he was of the opinion that such sales were themselves a registered business, governed under ... of the Attorney General's Department, or other ... that the matter be reviewed, indicating he would not want anything improper to take place.

Question Alder: Slab Replacement, Sidewalk in the Area of the Royal Bank of Canada Building, Alton and Agricola Streets

Alder: ... stated he had asked a question regarding slab replacement ... of the Royal Bank of Canada building, Alton and Agricola Streets, and ... it was his understanding that the entire ... of this area.

The Chairman advised that the area was heavily travelled and questioned the ... replacement with concrete slabs.

The Chairman advised that there are no funds remaining for 1984. ... Director of Engineering and Works, advised that ... replacement is included in the 1985 Capital Budget, ... that the asphalt was a temporary measure until ...

Council
September 27, 1984

Question Alderman Downey re: Street Light Cleanin:

Alderman Downey advised of a number of complaints with regard to the condition of the street lighting and asked that these lights be reviewed for better cleaning.

The Chairman advised that a review of the street lighting throughout the City will be undertaken.

Notice of Motion

Notice of Motion Alderman Downey re: Rescission of City Council Resolution of July 12, 1984 regarding the Composition of the Halifax Taxi Commission:

Alderman Downey gave notice of Motion that at the next regular meeting of Halifax City Council, to be held on October 11, 1984, he intends to introduce a Motion of Rescission of City Council Resolution of July 12, 1984 regarding the Composition of the Halifax Taxi Commission.

Notice of Motion Alderman LeGrier re: Rescission of City Council Resolution of March 17, 1979 regarding Submission of Reports by all External Authorities of Boards and Commissions to the Internal Auditor:

Alderman LeGrier gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for October 11, 1984, he intends to introduce a Motion of Rescission of City Council Resolution of March 17, 1979 regarding submission of Reports by all External Authorities of Boards and Commissions to the Internal Auditor.

AGENDA ITEMS

Appointment - Planning and Development

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

A report from the Hon. Kenneth Mayor Ron Wallace, dated September 27, 1984, was submitted.

Both City Council members, seconded by Alderman Downey that the following appointments be made:

Halifax Planning and Development

Mr. Kenneth Wallace

to be extended to November 27, 1986.

Motion passed.

Council
September 27, 1984

Clearwater - Algerman - Hamshaw

... the agenda at the request of
Algerman

... the Board's action of the
... letter of
the Council with respect to
... Council agreed.

Hamshaw - Algerman - Hamshaw

... the agenda at the request of
Algerman

Algerman stated that the pump house on Alex
Street had recently had attention recently by area residents,
and requested that the Council consider the uses and whether or not the
facility will be used in the area.

Algerman - Hamshaw - Algerman

... the agenda at the request of
Algerman

... Council members of correspondence
received from the various taxi companies,
... with respect to picking up passengers
of the airport will be changed shortly, and
... by the passenger.

... the Chamber and
Deputy Mayor

... with this change and
... to the residents and also
... correspondence be forwarded
...

... they submitted
... contribution to
... placing the item
... of the Whole
...

Algerman - Grant - Algerman

... the agenda at the request of
Algerman

... of the reconstruction
... that the
... agreement was
... approval from CMHC
... of the present date.

September 27, 1984

Algerman... they wished to continue the project with six units... and promised if there would be a problem... the discussion on the second floor when funding... hearing would be required... the local Department...

The... letter is placed on the agenda of the next...

Construction of a new... Jewell

... the author of the request of Alderman Jewell...

Algerman... the expander site and to the city's... which was... and crushed in the area... many types of...

... the Authority and... of such items and requests... the Authority again raise the...

... the area and letter of the... requesting that the area be cleaned up.

... that being the health... with respect to... whether... and... Algerman Jewell asked that... providing information...

... the Chamber and Deputy Mayor... in the Chamber.

... it was... identifying that... regular... the... the...

... letter should also be...

... with respect to the... had been placed in the... that quarterly... and reported... that reports were submitted... since... reports have... that staff... of the lease are fulfilled.

Council
September 27, 1984

Regulations under sections 24 (a), (b), and (c) of Police Act
..... Deputy Mayor Cromwell

..... the Council at the request of
Deputy Mayor Cromwell

A copy of the regulations, as approved by the Chief of Police, dated
September 27, 1984, is attached.

Motion by Deputy Mayor Cromwell, supported by Alderman Nolan
that Halifax City Council delegate the authority to the Chief of
Police to make regulations under sections 24 (a), (b), and (c),
Regulations under sections 24 (a), (b), and (c) of the Police Act, 1974.

Motion carried.

Halifax Forum Commission - Minutes

Minutes were presented to this Council in the meeting so
that they could be referred to the Halifax Forum Commission could be
presented at this meeting.

It was noted that the meeting that Council had referred
the matter to be referred to the Halifax Forum Commission
for consideration.

A report was presented to Council and gave an outline
of the progress to date taken by the Halifax Forum Commission
with respect to the appointment and submitted the material to
be put on the agenda for this meeting.

Members of Council expressed the view that the
appointment of a person to the position of manager of the
Halifax Forum Commission was not in the best interests of the
City of Halifax. Alderman O'Malley pointed out that
the appointment of a person to the position of manager of the Forum required all
the responsibilities of a manager to manage a major entertainment
facility, and that the person appointed must be an appropriately competent
person to manage the Forum administration until such
time as the Forum is established.

Members of Council also expressed the view
that the appointment of a person to the position of manager of the
Forum Commission should be made only if an appointment be made
and that the appointment of a person to the position of manager of the Forum
is fully supported by the Council.

..... it was MOVED by
Deputy Mayor Cromwell, supported by Alderman Flynn that the position
of manager of the Forum Commission establishment,
as that position is to be appointed by the Forum Commission,
subject to the approval of the City Auditor General has been received and
approved by Council.

Following a brief discussion, it was MOVED by Alderman Meagher, seconded by Alderman O'Malley that the matter be deferred to the next meeting of the Committee of the Whole Council.

Alderman Grant asked that the Act relating to the Halifax Forum Commission be clarified prior to the next meeting of the Committee of the Whole Council.

Motion passed.

9:20 p.m. - No further business, the meeting adjourned.

HEADLINES

Minutes	494
Long Service Award Presentation - Donald Macintosh, Halifax Fire Department	494
City of Halifax Golfing Tournament Presentation - Lou Gaudet	494
APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS:	495
<u>DEFERRED ITEMS:</u>	
Case No. 4544, Economic, 91-940 Ivanhoe Street	496
Halifax Forum Commission - Manager	496
Possible Heritage Renovation - 1546 Barrington Street	496
<u>REPORT - FINANCE & EXECUTIVE COMMITTEE:</u>	
Expropriation Settlement - Parcel B-52, 254 Herring Cove Road	497
Acquisition of Parcel K-B, Lower Water Street	497
Call for Proposals - Grosvenor School	497
Sale of Surplus Lands - Circle Drive	498
Proposed Amendments to Ordinance Number 170	498
Statement of Revenue and Expenditure	498
Social Assistance - City & Provincial benefits	498
<u>REPORT - COMMITTEE ON WORKS:</u>	
Fence - Clearview (Industrial)	499
<u>REPORT - CITY PLANNING COMMITTEE:</u>	
ARTHUR HARRIS DRIVE	499
<u>MICHELLEZANBONI BUSINESS:</u>	
Guarantee Borrowing Legislation - Metropolitan Authority	500
Height Limitation, Model Hill - Schedule "F" - Amendment to Land Use Bylaw	500
Wood Avenue - Cooperative Housing Project	500
Replacement of Water Supply Lines - Centennial Pool	500
<u>QUESTIONS:</u>	
Question Alderman Grant re: Taxation - Golf Courses	502
Question Alderman Grant re: Future Signage - Herring Cove Mall	502
Question Alderman Grant re: Video Sales	502
Question Alderman O'Malley re: Slab Replacement, Sidewalk in the area of Royal Bank of Canada Building, Almon and Agricola Street	502
Question Alderman O'Malley re: Street Light Cleaning	503
<u>NOTICE OF MOTIONS:</u>	
Notice of Motion Alderman Jeffrey re: Rescission of City Council Resolution of City of 1984 regarding the Composition of the Halifax Land Use Bylaw	503
Notice of Motion Alderman Lochler re: Rescission of City Council Resolution of March 14, 1979 regarding Submission of Reports by all Executive Authorities of Boards and Commissions to the Executive Committee	503

Council
September 27, 1984

AGENDA ITEMS:

Appointment - Bill	503
Clearwater - Inter	504
Camp Home -	504
Letter from	504
Edna Mae	504
Compactor Site -	505
Regulations under	506
Haltax Forum	506

HIS WORSHIP MAYOR RON WALLACE
AND DEPUTY MAYOR RON CROWELL
CHAIRMEN

H.A. HERR
ACTING CITY CLERK

DATE APPROVED BY THE COUNCIL: _____

11:00 AM

SPECIAL MEETING
MEMBERS OF CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 2, 1984
7:30 p.m.

A special meeting between members of City Council and representatives of the Civic Hospital, the Grace Maternity Hospital and the Isaac Walton Killam Hospital was held on the above date.

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Ron Cromwell, and Aldermen Doehler, Downey, Meagher, O'Malley, Grant, Nolan, Jeffrey, LeBlanc, Flynn and Hamshaw.

Also Present: Mr. E.A. Kerr, Acting City Clerk and other members of City staff.

His Worship addressed the meeting welcoming all those present and indicating that the purpose of the meeting was to hear representation from the Civic Hospital, the Grace Maternity Hospital, and the Isaac Walton Hospital as a result of a request by the Grace Maternity Hospital to purchase city lands to accommodate the construction of a new Grace Maternity Hospital as outlined in a staff report dated July 4, 1984 and previously submitted to members of Council.

His Worship then called upon Mr. Findlay, Chairman, Board of Management, Halifax Civic Hospital to give his presentation.

Mr. Findlay addressed Council referring to his previously distributed brief and recommendations indicating that the position of the Halifax Civic Hospital was that Council must first deal with whether the Civic Hospital is to continue to operate or not then the land issue can be dealt on a cooperative basis. Mr. Findlay suggested that Council should deal with the recommendations as contained in the brief at this time.

A discussion and questioning of Mr. Findlay and City staff followed and His Worship noted that representatives from both the Grace Maternity Hospital and the Isaac Walton Killam Hospital were also present at this evening's meeting.

Mr. Hardman, representing the Grace Maternity Hospital, addressed Council and, with the use of an aerial photograph, outlined the land requested by the Grace Maternity Hospital for construction of the new facility. Mr. Hardman stressed that the Grace Maternity did not wish to interfere in any way with the Civic Hospital and were requesting only those lands not required by the Civic Hospital for the smooth administration of the Hospital.

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

Dr. Peddle, Chief of Staff, Grace Maternity Hospital, then addressed Council outlining the function of the Grace Maternity Hospital and the urgency for expanded facilities in order to carry out the work of the Grace.

A discussion ensued with Alderman Nolan suggestion a possible solution which might allow the Grace to proceed and Mr. Hardman advised that Alderman Nolan was suggesting that the Grace delete their request to purchase Lots O and R-1, which he proceeded to outline on the map.

Mr. Hardman indicated that this would cause some planning problems but the proposal was one with which the Grace Maternity could live.

Members of Council attending generally agreed that this matter should be added to the agenda of tomorrow's Committee of the Whole for consideration.

Mr. Keith Thompson, Chairman of the Board, Isaac Walton Killam Hospital, addressed Council indicating that they were supporting the request of the Grace Maternity with regard to the required lands and pointed out that the Killam Hospital had made available to the Grace Maternity Hospital lands they might require for expansion in the future, based upon the identified and great need of the Grace at this time.

Alderman O'Malley in referring to Mr. Findlay's brief and request with respect to the future role of the Civic Hospital, requested that the Civic Hospital be placed on the agenda of the October 17, 1984 Committee of the Whole Council, to which the members of Council present generally agreed.

9:30 p.m. The meeting adjourned.

HEADLINES

Meeting - Members of City Council and Civic Hospital
Grace Maternity Hospital, and Isaac Walton Killam
Hospital 1

/sg

Special Council
October 3, 1984
Jan

Case No. 4588 - Contract Development - 1725 Market Street

A Public Hearing into the above matter was held at this time.

Mr. W. Campbell, Development Department, with the aid of maps and sketches, outlined the application for contract development under Schedule F, Section 84 of the Land Use Bylaw to allow the development of an approximately 208-room hotel with ancillary facilities and a parking garage at 1725 Market Street (block bounded by Market, George, Grafton, and Prince Street, the existing Grafton Street parking lot), as found in staff reports dated August 24 and 28, 1984.

Mr. Campbell indicated that staff was recommending approval of the application and that the contract included a two year completion date for the project.

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

Mr. Frank Medjuck, representing the applicant, addressed Council indicating that Mr. Campbell's presentation and the staff report covered all aspects of the contract. Mr. Medjuck noted that a written submission from the Centennial Group of Companies regarding the application had been distributed to Council this evening. Mr. Medjuck further indicated that he was willing to respond to any questions Council might have regarding the application.

Mr. Medjuck then responded to questions and in response to a question from Alderman O'Malley regarding the marketing of the hotel, indicated that Mr. Ralph Medjuck was present this evening and, if Council wished, would respond to this matter later.

A further questioning of Mr. Frank Medjuck ensued.

Mr. Ralph Medjuck addressed Council responding to Alderman O'Malley's question regarding the marketing of the hotel generally outlining the features offered and noting that this hotel would be equal in quality to other hotels situated in the downtown area.

Mr. D. C. MacNeil, Chairman, Trade Centre Ltd., representing the Board of the Trade Centre Ltd., addressed Council in favor of the application. Mr. MacNeil indicated that he was happy to see that the application before Council this evening was substantially what had been presented to the Board of the Trade Centre Ltd. on two occasions. Mr. MacNeil in referring to the tunnel leading from the hotel to the Trade Centre which was to be included in the development and cost shared by Centennial and the World Trade Centre. Mr. MacNeil noted that staff was recommending a 10 ft. tunnel while the Trade Centre and Centennial had negotiated for an 8 ft. tunnel.

Special Council
October 3, 1984

A discussion and questioning of staff ensued with Council agreeing that staff, the developer, and the World Trade Centre should meet regarding the tunnel and come to an agreement regarding this matter bringing forward a report to the next meeting of Council.

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

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

Motion passed.

8:30 p.m. The meeting adjourned.

HEADLINES

ADDED ITEMS

Request to Purchase Lands - Grace Maternity Hospital 589

Case No. 4580 - Contract Development - 1725 Market St. .. 512

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

E. A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sg

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 11, 1984
8:59 p.m.

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

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

PRESENT: Sir Worship Mayor Ren Wallace, Chairman; Deputy Mayor Crowwell and Aldermen Downey, Meagher, O'Malley, Grant, Nolan, Jeffrey, Flynn and Hamshaw.

ALSO PRESENT: City Manager, City Solicitor, Mr. E.A. Kerr, Acting City Clerk, and other members of City staff.

MINUTES

Alderman Meagher referred to the City Council minutes of September 27, 1984, in particular to the item 'Height Limits Around Citadel Hill - Schedule "F" - Amendment to Land Use Bylaw' and advised that the intention of City Council was to refer the matter to the Planning Advisory Committee for review and report, and MOVED, seconded by Alderman O'Malley that the City Council resolution of September 27, 1984 be rescinded.

The Chairman ruled that the Motion was in Order, and following a brief discussion, the Motion was put and passed.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that the staff report dated September 19, 1984 regarding Height Limitations around Citadel Hill be referred to the Planning Advisory Committee. Motion passed.

Minutes of the previous meeting of Halifax City Council, held on September 27, 1984, with the noted amendment, and the Special Meetings held on September 24, 1984 and October 3, 1984 respectively, were approved on a Motion by Alderman Hamshaw, seconded by Deputy Mayor Crowwell.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

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

20.1 - Chief of Police

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

20.2 - Appointment - Advisory Committee on Concerns of Ageing

City Council
October 11, 1984

Public Finance Advisory Committee

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

20.3 Auditor General - Job Posting

MOVED BY Alderman Mayor Cronwell, seconded by Alderman LeBlanc, the motion is amended, be approved. Motion passed.

REFERRAL ITEM

Case No. 4568 - Contract Development - under Schedule "F",
Application of Land Use Bylaw - 1725 Market Street

A public hearing into the above matter was held on October 3, 1984.

A preliminary staff report dated October 11, 1984, was submitted.

MOVED BY Alderman Downer, seconded by Alderman Boehler that:

1. Council approve a contract development agreement to permit a 173-room hotel with approximately 244 parking spaces at 1725 Market Street as shown on Plan Nos. 2288, 2289-2310.

2. The contract be signed within 128 days or any extension thereof granted by Council or request of the applicant from the date of final approval by Halifax City Council and any other bodies as necessary, whichever is later, including any applicable appeal periods; otherwise this contract approval will be void and obligations arising hereunder shall be at an end.

The Acting City Clerk advised that all members of City Council were present at the Public Hearing.

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

NOTICE OF RESCISSION

Motion Alderman Boehler re: Rescission of City Council
Resolution of March 10, 1979 regarding Submission of
Reports by External Auditors of Boards and
Committees and Internal Auditors

Notice of Motion of Rescission was given by Alderman Boehler at the Council meeting held on September 27, 1984.

City Council
October 11, 1984

Alderman Doehler addressed Council advising of his reasons for the Motion of Rescission, and MOVED, seconded by Alderman Flynn that City Council rescind the resolution of March 15, 1979 regarding Submission of Reports by all External Auditors of Boards and Commissions to the Internal Auditor.

Motion passed.

MOVED by Alderman Doehler, seconded by Alderman Flynn that City Council approve the following:

"WHEREAS it is the responsibility of the City Auditor General under Administrative Order No. 19 to examine and report to Council on the financial, administrative and organizational affairs of the City;

BE IT RESOLVED that all Boards, Commissions and Committees which are funded by the City be directed to ask their auditors to submit copies promptly of all reports, management letters and financial statements provided to them by their external auditors on an annual or more frequent basis to the City Auditor General;

BE IT RESOLVED that all Boards, Commissions and Committees which the City participates in be requested to ask their auditors to submit copies promptly of all reports, management letters and financial statements provided to them by their external auditors on an annual or more frequent basis to the City Auditor General;

BE IT RESOLVED that all Special Consultant's Studies commissioned by any Board or Commission of the City, be submitted, in duplicate, to the Auditor General".

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

Motion Alderman Jeffrey re: Rescission of City Council Resolution of July 12, 1984 regarding the Composition of the Halifax Taxi Commission

Notice of Motion of Rescission was given by Alderman Jeffrey at the City Council meeting held on September 27, 1984.

Alderman Jeffrey advised Council of his reasons for rescission of the Council Resolution of July 12, 1984, regarding the Composition of the Halifax Taxi Commission and MOVED, seconded by Alderman Nolan that the City Council resolution of July 12, 1984 be rescinded.

Following a lengthy discussion and questioning, the Motion was put and passed.

City Council
October 11, 1984

Alderman Doehler addressed Council advising of his reasons for the Motion of Rescission, and MOVED, seconded by Alderman Flynn that City Council rescind the resolution of March 15, 1979 regarding Submission of Reports by all External Auditors of Boards and Commissions to the Internal Auditor.

Motion passed.

MOVED by Alderman Doehler, seconded by Alderman Flynn that City Council approve the following:

"WHEREAS it is the responsibility of the City Auditor General under Administrative Order No. 19 to examine and report to Council on the financial, administrative and organizational affairs of the City;

BE IT RESOLVED that all Boards, Commissions and Committees which are funded by the City be directed to ask their auditors to submit copies promptly of all reports, management letters and financial statements provided to them by their external auditors on an annual or more frequent basis to the City Auditor General;

BE IT RESOLVED that all Boards, Commissions and Committees which the City participates in be requested to ask their auditors to submit copies promptly of all reports, management letters and financial statements provided to them by their external auditors on an annual or more frequent basis to the City Auditor General;

BE IT RESOLVED that all Special Consultant's Studies commissioned by any Board or Commission of the City, be submitted, in duplicate, to the Auditor General".

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

Motion Alderman Jeffrey re: Rescission of City Council Resolution of July 12, 1984 regarding the Composition of the Halifax Taxi Commission

Notice of Motion of Rescission was given by Alderman Jeffrey at the City Council meeting held on September 27, 1984.

Alderman Jeffrey advised Council of his reasons for rescission of the Council Resolution of July 12, 1984, regarding the Composition of the Halifax Taxi Commission and MOVED, seconded by Alderman Nolan that the City Council resolution of July 12, 1984 be rescinded.

Following a lengthy discussion and questioning, the Motion was put and LOST.

City Council
October 11, 1984

Alderman Jeffrey requested that a status report on the new composition be brought forward by the City Solicitor. Alderman O'Malley suggested the terms of the former Commissioners be extended until the new Commission is in place, with the Chairman advising that the City Manager and City Solicitor would provide information at the next Committee of the Whole meeting as to the status and if any decision is necessary, it could be made at that time.

PUBLIC HEARING, HEARINGS, ETC.

Variance Appeal - 6426 Seaforth Street

A staff report dated September 25, 1984, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Downey the matter be deferred to the City Council meeting scheduled for October 25, 1984. Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report from the Finance and Executive Committee, from its meeting held on October 3, 1984, as follows:

EXPROPRIATION - 1/2 Idylwyde Road

MOVED by Alderman Nolan, seconded by Alderman Dochler that, as recommended by the Finance and Executive Committee,

1. the expropriation of Parcel 8A, Plan TT-14-18911, formerly owned by Reginald F. and Laura J. Dockrill, be settled for the amount of \$365.00 as settlement in full;
2. funds to be made available from Account No. 226111 20500 EB014 (Land for Municipal Purposes) subject to the reimbursement upon approval of the 1985 Capital Account for Kline Heights Property Acquisitions.

Motion passed.

EXPROPRIATION SETTLEMENT - Lot 8, Gerrish Lane

MOVED by Alderman Downey, seconded by Alderman Dochler that, as recommended by the Finance and Executive Committee, the expropriation of Lot 8, Gerrish Lane be settled for \$7,893.29 as settlement in full; funds to be made available from Account No. EB003, the NIP I account. Motion passed.

City Council
October 11, 1984

Mainland South Community Centre

MOVED BY Alderman Grant, seconded by Alderman Nolan the Finance and Executive Committee recommend that:

- (1) Council approve the form of the Act to Establish a Community Centre Corporation in Mainland South Area of the City of Halifax as attached to the September 19, 1984 staff report and direct staff to forward the same to the Province for its approval and introduction into the House of Assembly during the 1985 Session of the Legislature.
- (2) Council accept the management model as derived from that legislation and the rent structure as outlined by the city's proposal in Appendix B of the September 19, 1984 staff report.
- (3) Council appoint two additional persons to the Mainland South Community Centre Task Force during the construction period with the understanding that these persons be considered as appointees to the first permanent Board of Directors of the Mainland South Community Centre Corporation once legislation is passed and the construction is completed; and furthermore, that Council request the Province to appoint two additional members, and the Spryfield Lion's Club to appoint one representative to the expanded Task Force with the understanding that these persons also be considered as appointees to the first permanent Board of Directors.

MOVED BY Alderman Boehler, seconded by Deputy Mayor Cromack that, as recommended by the Finance and Executive Committee, this matter be referred back to staff to review alternate methods of management and report back to Council.

A brief discussion ensued and Alderman O'Malley suggested that the other parties participating be invited to participate in the review of the alternate methods of management.

The Motion to Refer was put and PASSED, with Aldermen Grant and Nolan voting against.

Proposed Amendment to Section 202 (2) of the Halifax City Charter

MOVED BY Alderman Boehler, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, this matter be deferred at this time due to its relationship with the previous item.

NOT RECORDED.

City Council
October 11, 1984

Request to Purchase City Flag - Mr. Gennett

MOVED by Alderman Grant, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, the request for a 3'x 6' City of Halifax Flag made by Mr. Clarence L. Gennett, a collector of Flags, be approved by City Council in accordance with Ordinance No. 101.

Motion passed.

Senior Luncheon Program - Advisory Committee on Concerns of Ageing

The recommendation of the Committee of the Whole is as follows:

"That this matter be forwarded to staff for review and report back to Council."

A staff report dated October 11, 1984, was submitted.

MOVED by Deputy Mayor Cromwell, seconded by Alderman Doehler that Council again make funds available for a continuance of this programme in 1985 through the Social Rehabilitation Fund to hire a temporary, full time co-ordinator for senior citizen luncheon programs and to provide initial start-up funds for equipment, dishes, utensils, etc. to organizations in the City which are interested in delivering luncheon programs to seniors. This will be with the understanding that the co-ordinator continue to assist in the development of additional luncheon programmes, social and recreational programmes to complement the nutritional meals, and the co-ordination of service delivery.

Alderman O'Malley asked if staff had considered involving vocational schools in the program and the Social Planner advised that staff would investigate the suggestion.

A discussion and questioning of staff ensued and the motion was put and passed.

9:50 p.m. His Worship leaves the meeting and Deputy Mayor Cromwell takes the Chair.

Special Senior Citizens Bus Service

MOVED by Alderman Downey, seconded by Alderman Doehler that, as recommended by the Finance and Executive Committee, City Council notify the Metropolitan Transit Commission to continue the trial service from Joseph Howe and Gordon B. Isnor Mansions to the Simpsons and Halifax Shopping Centres until December 31, 1984.

Motion passed.

City Council
October 11, 1984

Letter From Transport Canada

This item was placed on the agenda pending a report from the City Solicitor's Department. A report from the City Solicitor dated October 11, 1984, was submitted.

Alderman Jeffrey addressed the matter referring to the report from the City Solicitor indicating that he felt the \$1.25 fee to be charged was unfair to the taxi driver and the person hiring the taxi.

MOVED by Alderman Jeffrey, seconded by Alderman Gian-
that a letter be forwarded to the Department of Transport indicating that Council did not feel it just that a taxi arriving at the airport to pick up a pre-arranged fare should be charged \$1.25 for holding facilities.

A discussion ensued with the City Solicitor noting that although the motion was certainly legal, it was questionable whether or not Council should comment on the actions of one level of government within areas of their jurisdiction.

A further discussion ensued and the motion was put and passed.

Alderman Flynn requested that the letter be distributed to members of Council before being forwarded to the Department of Transport, to which Council agreed.

Sound Equipment Rental

MOVED by Alderman Nolan, seconded by Alderman Boehler
that, as recommended by the Finance and Executive Committee, staff be directed to obtain on a rental basis appropriate sound equipment for use at Public Meetings held outside the Council Chambers.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on October 3, 1984, as follows:

Lake Lake Land Assembly - Bedford

MOVED by Alderman Nolan, seconded by Alderman Hamshaw
that, as recommended by the City Planning Committee, Council authorize the Mayor to submit a letter as attached to the September 20, 1984 staff report to Canada Mortgage and Housing Corporation.

Motion passed.

City Council
October 11, 1964

Case No. 4582 - Amendment to the Land Use bylaw and Contract
Development - 468 Bedford Highway - SMT LATH FOR PUBLIC
HEARING

MR. ALDERMAN HAMMOND, Secretary of the Council, stated that as recommended by the City Planning Committee, a date be set for a public hearing to consider the application to amend the Land Use Bylaw (Mainland Area) by altering the "R-1" boundary to include all of the property known as 468 Bedford Highway; and for contract development under Section 67 of the Land Use Bylaw, Mainland Area, for the purpose of the renovation/reconstruction of a second building on the lot to be used as a part-time residence.

Roll called.

The Acting City Clerk advised the date set for the Public Hearing was Wednesday, November 21, 1964, 7:30 p.m. at the City Council Chamber, City Hall.

MISCELLANEOUS BUSINESS

Application to Auctioneer's License - Auction House International

A letter dated September 24, 1964 from M. Korhani, Auction House International requesting that Council grant an Auctioneer's License to Auction House International, was submitted.

MR. ALDERMAN MEASBERG, Secretary of the Council, stated that the request for an Auctioneer's License for Auction House International, Inc. of Korhani Import Export Inc., be granted by City Council under the provisions of Ordinance No. 146, The Licensing of Person to Carry out the Business of Auctioneer in the City of Port Huron.

Roll called.

Alderman Flynn asked if bonds are given out by the City in relation to these licenses. Alderman Flynn stated that this company was not known within the city and as information with regard to the proposed length of stay, or other items to be submitted was available. Alderman Flynn expressed concern regarding possible complaints after the company has left the city and how such complaints would be collected. Alderman Flynn indicated that Council had a responsibility to ensure the company was a legitimate one and asked that investigation was carried out to ascertain this.

City Council
October 11, 1984

A questioning of staff ensued with the City Solicitor indicating that he was not aware of the procedure with regard to the issuing of such licenses and advising that Council could seek a report on the subject for the next Committee meeting.

MOVED by Alderman Flynn, seconded by Alderman O'Malley that this matter be deferred to the next Committee of the Whole Council pending the receipt of a report responding to the information requested.

Motion passed.

His Worship rejoins the meeting and Deputy Mayor Cromwell takes his seat in Council.

City Council
October 11, 1984

A questioning of staff ensued with the City Solicitor indicating that he was not aware of the procedure with regard to the issuing of such licenses and advising that Council could seek a report on the subject for the next Committee meeting.

MOVED by Alderman Flynn, seconded by Alderman O'Malley
that this matter be deferred to the next Committee of the Whole Council pending the receipt of a report responding to the information requested.

Motion passed.

His Worship rejoins the meeting and Deputy Mayor Cronwell takes his seat in Council.

Council
October 11, 1984

Question Alderman Flynn re: Court Decision on Public Hearing Procedure - 5121 Garden Road and Summer Street

Alderman Flynn referred to the recent court decision regarding the public hearing procedure on the 5121 Garden Road property on Spruce Garden Road and Summer Street and requested that the City Solicitor report to Council regarding this decision.

The City Solicitor advised that a report was being prepared regarding this matter and would be available to Council shortly.

Question Alderman Grant re: Health Permits for Food Outlets in Shopping Centers

Alderman Grant referred to the expansion of food outlets in shopping centers and asked if the Department of Health played any role in these expansions or was this matter dealt with totally by the Building Inspector's office.

The City Solicitor indicated that the Building Inspection Department would certainly apply the Building Code requirements for the various classes of shops and the Health Inspectors are also involved to apply the health regulations.

Alderman Grant indicated that he would like this checked so that any expansions took place and asking if the Health Inspectors were aware of this or had to be notified of such expansion.

The City Solicitor noted that the Health Inspectors would certainly have to be made aware of any expansion indicating that if the Alderman had specific problem areas he should relate these to either the Legal Department or the Building Inspection Department and the Atlantic Health Unit would be advised to ensure that the health regulations were being applied.

Question Alderman Grant re: Auctioneer's License

Alderman Grant referred to the application for an Auctioneer's License previously deferred by Council asking why the Police Department or the Building Inspection Department did not issue such permits so these matter do not have to come to Council and asked that this be included in the requested report regarding this matter.

Question Alderman Lesney re: Hoarding around Developments

Alderman Lesney referred to the attractive hoarding around the construction site located at the corner of Morris and Barrington.

Council
October 11, 1984

suggesting that staff approach the developers or the city to erect similar type fencing on their construction sites. Alderman Downey noted that the developers of the Marine Barrimaton site should be commutated for this innovative and effective hearing.

presented by Alderman O'Malley Re: Petre Canada, 100 North Barrington Street

Alderman O'Malley referred to the land on North Barrington street owned by Petre Canada which had been used as a dumping site last winter. Alderman O'Malley indicated that Petre Canada had agreed to clear the site of rubble and fence the property with a spring and city staff had placed rocks at the entrance to the site to stop car dumping. Alderman O'Malley advised the Petre Canada had neither cleared the site or fenced it and requested that staff look into the matter and ensure the Petre Canada carries out the promised action.

NOTICE OF MOTION

Notice of Motion Deputy Mayor Crosswell re: Amendment to Ordinance No. 105, The Committee Ordinance

Deputy Mayor Crosswell gave notice of motion that at the next regular meeting of Halifax City Council to be held on Thursday, October 25, 1984 he proposes to introduce a Motion to amend Ordinance No. 105, The Committee Ordinance. The purpose of the amendment will be to change the direction of the Visitation and Convention Committee as specified in Section 14(5) of Ordinance No. 105 and certain other housekeeping changes to the Ordinance.

Notice of Motion Alderman Flynn re: First Reading of an Ordinance for Exemption of Taxation for 1985 - Public Service Commission

Alderman Flynn gave notice of motion that at the next regular meeting of Halifax City Council to be held on Thursday, October 25, 1984 he intends to introduce for first reading an ordinance providing for the exemption from taxation for the taxation year 1984 of the buildings, pump stations, deep well pumps, main transmission lines, distribution lines, meters and associated plant equipment of the Public Service Commission of Halifax.

Notice of Motion Alderman Newther re: Amendment to Ordinance No. 116, for the partial Tax Exemption for certain Properties

Alderman Newther gave notice of motion that at the next regular meeting of Halifax City Council to be held on Thursday, October 25, 1984 he intends to propose a Motion that Ordinance No. 116 be amended to include the following amendments to be carried under Schedule "B":

Council
October 11, 1984

Alexandra Children's Centre	2156 Brunswick Street
Children's Co-operative Centre	2156 Brunswick Street
Children's Development Centre	5557 Cunard Street
South End Day Care Centre	5794 Bayview Street
St. Joseph's Children Centre	2268 Brunswick Street
Spryfield Day Care Centre	6 Bayview Street

ADDED ITEMS

Matter of Police - Alderman Hamshaw

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

Alderman Hamshaw addressed the matter indicating that he felt Council should support the Chief of Police in regard to his stand on the reinstatement of Capital Punishment.

His Worship indicated that he did not believe this was a matter within Council's jurisdiction and indicated that he would not accept this as an agenda item.

Appointment - Advisory Committee on Concerns of Animals - Alderman Flynn

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

Alderman Flynn requested that this matter be deferred at this time, to which Council agreed.

Heritage Advisory Committee - Alderman Flynn

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

MOTION by Alderman Flynn, seconded by Alderman McWalter that no action be taken on reviewing the demolition of the First House by the Heritage Advisory Committee as requested by the Board of the Public Garden until Council has had an opportunity to review the City Solicitor's report on the current status and a decision is made on what action Council will take.

Motion passed.

Council
October 11, 1984

City Auditor General - Job Rating - Alderman Doehler

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

Alderman Doehler referred to the adoption by Council of the Hay report regarding assessment of all jobs in the City. Alderman Doehler noted that at that time Council had held in abeyance the decision with regard to then Director of Internal Audit which now has become the City Auditor General.

MOVED by Alderman Doehler, seconded by Alderman O'Malley that staff bring forward a report to Council recommending that Hay and Associates be obtained to properly size the job of the City Auditor General in order that the Audit Committee can set a salary.

Motion passed.

10:20 p.m. The meeting adjourned

HEADLINES

MINUTES	512
APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS	512
<u>DEFERRED ITEMS</u>	
Case No. 4580 - Contract Development - Under Schedule "F", Section 84 of the Land Use Bylaw - 1725 Market Street	513
<u>MOTIONS OF RECISSION</u>	
Motion Alderman Doehler re: Recission of City Council Resolution of March 15, 1979 regarding Submission of Reports by all External Auditors of Boards and Commissions to the Internal Auditor	513
Motion Alderman Jeffrey re: Recission of City Council Resolution of July 12, 1984 regarding the Composition of the Halifax Taxi Commission	513
<u>PUBLIC HEARING, HEARINGS, ETC.</u>	
Variance Appeal - 6426 Seaforth Street	515
<u>REPORT - FINANCE AND EXECUTIVE COMMITTEE</u>	
Expropriation - 10 Idlwyld Road	515
Expropriation Settlement - Lot 8, Gerrish Lane	515
Mainland South Community Centre	516
Proposed Charter Amendment to Section 202(2) of the Halifax City Charter	516
Request to Purchase City Flag - Mr. Gennett	517
Senior Luncheon Program - Advisory Committee on Concerns of Ageing	517
Special Senior Citizens Bus Service	517
Letter from Transport Canada	518
Sound Equipment Rental	518
<u>REPORT - CITY PLANNING COMMITTEE</u>	
Jack Lake Land Assembly - Bedford	518
Case No. 4582 - Amendment to Land Use Bylaw and Contract Development - 468 Bedford Highway SET DATE FOR PUBLIC HEARING	519
<u>MISCELLANEOUS BUSINESS</u>	
Application for Auctioneer's License - Auction House International	519
<u>QUESTIONS</u>	
Question Alderman Flynn re: Court Decision on Public Hearing Procedure - Spring Garden Road	521
Question Alderman Grant re: Health Permits for Food Outlets in Shopping Centres	521

City Council
October 11, 1984

HEADLINES CON'T

Question Alderman Grant re: Auctioneer's License	521
Question Alderman Downey re: Hoarding around Developments	521
Question Alderman O'Malley re: Petro Canada Lands North Barrington Street	522

NOTICE OF MOTIONS

Notice of Motion Deputy Mayor Cromwell re: Amendment to Ordinance No. 185, The Committee Ordinance	522
Notice of Motion Alderman Flynn re: First Reading of an Ordinance for Exemption of Taxation for 1985 Public Service Commission	522
Notice of Motion Alderman Meagher re: Amendment to Ordinance No. 178, Respecting Partial Tax Exemption for Certain Properties	522

ADDED ITEMS

Chief of Police - Alderman Hamshaw	523
Appointment - Advisory Committee on Concerns of Ageing Alderman Flynn	523
Heritage Advisory Committee - Alderman Flynn	523
City Auditor General - Job Rating - Alderman Doehler .	523

HIS WORSHIP MAYOR RON WALLACE
DEPUTY MAYOR RON CROMWELL
CHAIRMEN

E. A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

wc/sg

HEADLINES CON'T

Question Alderman Grant re: Auctioneer's License 521
Question Alderman Downey re: Hoarding around
Developments 521
Question Alderman O'Malley re: Petro Canada Lands
North Barrington Street 522

NOTICE OF MOTIONS

Notice of Motion Deputy Mayor Cromwell re: Amendment
to Ordinance No. 185, The Committee Ordinance 522
Notice of Motion Alderman Flynn re: First Reading
of an Ordinance for Exemption of Taxation for 1985
Public Service Commission 522
Notice of Motion Alderman Meagher re: Amendment to
Ordinance No. 178, Respecting Partial Tax Exemption
for Certain Properties 522

ADDED ITEMS

Chief of Police - Alderman Hamshaw 523
Appointment - Advisory Committee on Concerns of Ageing
Alderman Flynn 523
Heritage Advisory Committee - Alderman Flynn 523
City Auditor General - Job Rating - Alderman Doehler . 523

HIS WORSHIP MAYOR RON WALLACE
DEPUTY MAYOR RON CROMWELL
CHAIRMEN

E. A. KERR
ACTING CITY CLERK

DATE APPROVED BY COUNCIL: _____

wc/bg

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 25, 1984
8:03 p.m.

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

After the meeting was called to order members of Council present joined the Acting City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Ron Crowwell and Aldermen Doehler, Downey, Feigert, O'Malley, Grant, Nolan, Jeffrey, LeBlanc, Flynn and Burchaw.

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

Special Bravery Presentation - Tony Allen & Kendall Mason
Lunenburg, Nova Scotia

His Worship addressed Council indicating that a special award was to be given tonight to two Lunenburg boys, Tony Allen and Kendall Mason, in recognition of their actions in saving the life of a two year old Halifax boy, Casey Schwartz.

His Worship indicated that Tony and Kendall were present this evening along with their families and Dr. and Mrs. Bob Schwartz, Casey's parents were also present.

His Worship further noted that during the Papal Visit His Holiness Pope John Paul II had presented the City with a medal extending his thanks in connection with his visit and wishing a blessing on the families of the City of Halifax. His Worship passed the medal to Alderman Doehler for circulation to members of Council.

Dr. Schwartz then addressed Council relating the events leading to his son falling into the LeHave River and the actions taken by Tony and Kendall in rescuing Casey.

His Worship then presented Tony and Kendall with a scroll recognizing their presence of mind and great courage in rescuing Casey and extending the appreciation of Council and the City of Halifax for their efforts to this end. At this time His Worship also presented Mr. and Mrs. Allen and Mr. and Mrs. Mason with a book about Halifax in recognition of their sound parenting of the boys.

MINUTES

Minutes of the regular meeting of Council held on October 11, 1984 were approved on a motion by Alderman Jeffrey, seconded by Alderman Hamshaw.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

- 14.1(b) Letter - Mr. Ronald A. Pink re: Hart House
- 14.2 Audit Committee Report re: Forum Commission
- 20.1 Application for Bill Poster's License - Public
and Industrial Relations Limited
- 20.2 Christmas Break

The Acting City Clerk also advised that agenda item 17.3 should more properly read:

17.3 Statement of Revenue and Expenditure - TO BE TABLED

Alderman Doehler advised that agenda item 10.13 should more properly read:

10.13 Second Stage Housing - Alderman Doehler

MOVED by Deputy Mayor Cromwell, seconded by Alderman Jeffrey that, the agenda as amended, be approved.

Motion passed.

PUBLIC HEARING, HEARINGS, ETC

Variance Appeal - 6426 Seaforth Street

This matter was deferred to this meeting from City Council held on October 11, 1984.

Mr. R. Algee, Development Officer, addressed Council outlining the application for a minor variance to allow a conversion from 3 to 4 units at 6426 Seaforth Street involving a reduction of the 60 ft. lot frontage and 6,000 sq. ft lot area requirement, to 40ft. and 5,826 sq. ft. respectively, as found in the staff report dated September 25, 1984.

Mr. Algee outlined to Council applications received from the same applicant for variance in 1969 and 1983. Mr. Algee noted that the 1969 application had been approved while the 1983 application had been denied by the Development Officer. Mr. Algee further noted that he, as Development Officer, had approved the present application giving the reasons for his approval. Mr. Algee noted that the matter was before Council at this time due to an appeal by residents of the area of this decision.

Mr. Steven Metlege, the applicant, addressed Council in favor of the application, indicating that he required the addition to make the operation of this building feasible. Mr. Metlege noted that he had originally applied for a variance in 1969 the purpose of which was to convert the existing two unit dwelling to three units. Mr. Metlege then referred to his 1983 application indicating that he had accepted the refusal of the Development Officer without appealing as he wished any addition to his building to be attractive while maintaining the neighbourhood character.

Mr. Metlege indicated that the Development Officer had suggested upon refusal of the application that Mr. Metlege could add to the building in a more suitable manner and this resulted in the present application. Mr. Metlege noted that this matter had been approved by the Development Officer, however, area residents had been concerned with this approval and had appealed on the grounds that this addition would create traffic difficulties and reduce the value of their homes.

Mr. Metlege noted that there was ample room on the property to create one parking space and if this was of great concern to the residents a stipulation could be included in the approval of this variance that any person renting this additional unit not own or have use of a vehicle. Mr. Metlege went on to note that in discussion with an appraiser he had been told that any addition to the building would increase the value of the building and in no way affect the values of surrounding residences. Mr. Metlege noted that this property resembled a 1 1/2 storey home on the street and the addition at the back was not visible from the street.

Mr. Metlege then referred to concerns raised by residents of the area regarding the poor condition of the property noting that he had just spent some \$5,000 on repairs to the exterior of the building. Mr. Metlege questioned the justice of the appeal by the residences noting that there were a number of houses in the area which accommodated more than one family, and in referring to a rooming house directly across the street from his property suggested it created much more traffic than this one additional unit due to the transient nature of the accommodations.

Mr. Metlege noted that he was requesting a 150 sq. ft. variance and indicated that similar variances had been approved throughout the City. Mr. Metlege noted that he would find it unreasonable if Council denied this variance and in future allowed a similar variance in another part of the City. Mr. Metlege noted that the Development Officer had approved the application and suggested that if this type of decision was to be left to area residents, then the position of Development Officer was not required.

Council
October 25, 1984

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

Mr. Roy Kennedy, 6420 Seaforth Street, addressed Council in opposition to the application. Mr. Kennedy indicated that he was the adjacent property owner noting that the property had been a shambles since the purchase of the property by Mr. Metlege. Mr. Kennedy noted that on numerous occasions the snow clearing vehicles hired by Mr. Metlege had broken his fence and that he had received no compensation for this breakage. Mr. Kennedy indicated that the area residents would be very disappointed if this application were approved.

MOVED by Alderman Meagher, seconded by Deputy Mayor Clowell that the appeal regarding the application for a minor variance at 6426 Seaforth Street be granted and the decision of the Development Officer be overturned.

Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on October 17, 1984 as follows:

Social Policy Review and Recommendations - Choices for the Future

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

Training Allowance

1. Council authorize staff to proceed with the necessary negotiations to establish an on-the-job training programme which provides a training allowance of \$200 per month to an employer with the understanding that the client will receive \$150. This will be conducted as a pilot project and will be limited to up to 50 people at any one time.

2. Provincial approval be sought to change the work incentive allowance from \$50 to \$100 for singles and \$100 to \$150 per month for families with a further 25% of gross income over the incentive amounts allowed to a maximum of an additional \$200 for singles and \$300 for families.

Increase in Shelter Scales

1. Effective November 1, 1984, shelter scales be increased as follows:

Council
October 25, 1984

<u>Family Size</u>	<u>Current Maximum</u>	<u>Proposed Maximum</u>	<u>\$ Increase</u>
1	\$245	\$260	
2	\$350	\$370	\$15
3	\$360	\$390	\$20
4	\$370	\$390	\$30
5	\$380	\$390	\$20
6	\$390	\$400	\$20
		\$400	\$10

Increase in Food Scales

1. Effective November 1, 1984, social assistance food scales be increased by 5% as follows:

<u>Category</u>	<u>Current</u>	<u>Proposed</u>	<u>\$ Increase</u>
Adult	\$70.00	\$74.00	\$4.00
12-18	\$83.00	\$87.00	\$4.00
7-11	\$67.00	\$70.00	\$3.00
0-6	\$55.00	\$58.00	\$3.00

Transient Men's Programmes

1. Council encourage the Halifax Neighbourhood Society to expand their programs in order to provide more emergency shelter and support staff in their continued negotiations with the churches and other community services for day programs for transients.

2. Council authorize staff to assist the Neighbourhood Society in negotiating with the Province, Dartmouth, and Halifax County for cost-shared funding of these metropolitan-based transient programs which in effect serve the metropolitan area, not just the City of Halifax.

Youth Unemployment

1. Council approach this problem in a cooperative manner by first requesting Social Planning Department staff to meet with appropriate representatives of Canada Employment and Immigration Commission (CEIC), the provincial Department of Social Services, Education, and Development, and the Halifax City School Board to jointly tackle this problem of youth unemployment through the development of education, social and economic policies and specific programs to implement that policy.

Senior Citizens

1. Council support the philosophy of encouraging the continued development of a coordinated network of adequately funded community-based services for senior citizens in their own homes wherever possible.

Council
October 25, 1984

Community Support Services

1. Council agree to a policy of increased support to community social services agencies and authorize staff to carry out negotiations with the Province for increased cost-shared funding in these community service grants.

Low-Income Housing

1. Council call upon the Provincial and Federal Governments for immediate and substantial additional assistance in the housing field and specifically that significant additional funds be made available for non-profit and cooperative housing.

2. Council request City staff to make available a list of all possible serviced land suitable for these programs and staff bring forward to Council within three months a program which if implemented would result in the availability of 50 acres of suitable serviced land per year for the next three years.

A discussion ensued with Alderman Grant expressing concern that Recommendation 2 under Low-Income Housing implied that this land would be city land and would be serviced by the City.

The City Manager addressed the matter indicating that it was not the intention of the recommendation to imply these would be City lands, nor was it intended that the city service these lands.

MOVED in amendment by Alderman Grant, seconded by Alderman Dewell that Recommendation 2 under the heading Low Income Housing be amended to add after the word 'serviced' the words 'or serviceable'.

The motion to amend was put and passed.

A further discussion ensued with Alderman O'Malley referring to the recommendation found under the heading Senior Citizens suggesting this recommendation should be amended to include a phrase to the effect that community-based services be extended to not only seniors in their own homes but also to seniors housed in senior citizens housing, for example paramedic service and other services, to which Council agreed.

Alderman Downey addressed the matter referring to the possible closure the Halifax Infirmary within the next 2-3 years and suggested that consideration should be given to utilization of this complex for mixed uses including housing.

Alderman Dochier addressed the matter referring to Recommendation 1 under the heading Low-Income Housing and MOVED in amendment, seconded by Alderman Flynn that Recommendation 1 under the heading Low-Income Housing be amended to include the phrase 'in areas which can be easily serviced with all municipal services' after the word 'housing' in the last line.

The motion to amend was put and passed.

Alderman Nolan addressed the matter referring to Recommendation No. 1 under the heading Low-Income Housing noting that there was an over lap of social concerns with neighbouring Municipalities and suggesting that included in this recommendation should be a reference to cooperation with neighbouring municipal units with regard to this over lap of concern, to which Council agreed.

The motion, as amended, was put and passed.

Homes for Special Care - Special Billing

Following is the recommendation of the Finance and Executive Committee from its meeting of October 17, 1984:

1. "That at the time of placement in a nursing home it be indicated to the Home for Special Care that the City is acting only on behalf of the person being placed.

2. In the future that there be City policy to move people from Homes for Special Care that increase their bills above the approved per diem rate unless such a move would create undue hardship, and that such moves would only be considered for placement when there are no beds available in homes billing at the cost-shared rate.

3. The City of Halifax approach the Province of Nova Scotia to request a review of their per diem shareable rates to more adequately reflect the costs of Homes for Special Care.

A supplementary staff report dated October 24, 1984, was submitted.

A discussion and questioning of staff ensued with regard to the effect the advice received from the Fairview Villa and Scotia Nursing Home that they are not prepared to take patients from the City if the City takes the position that they are only acting as an agent on behalf of the patient or client, would have on the recommendations adopted by the Finance and Executive Committee.

The City Solicitor in response to a question regarding the legal effect of this on the recommendations indicated that this matter had only come to his attention within the last few days and he had not had sufficient time to review the matter. Mr. Murphy indicated the Social Planning Department was reviewing solutions and that his department was looking at the problem from a legal point of view.

MOVED by Alderman Doehler, seconded by Alderman Dewell that Recommendation 1 be deferred pending the receipt of a staff report with regard to the effect the information contained in the October 24, 1984 staff report would have on this recommendation, and further that:

2. In the future that there be City policy to move people from Homes for Special Care that increase their bills above the approved per diem rate unless such a move would create undue hardship, and that such homes would only be considered for placement when there are no beds available in homes billing at the cost-shared rate.

3. The City of Halifax approach the Province of Nova Scotia to request a review of their per diem shareable rates to more adequately reflect the costs of Homes for Special Care.

Motion passed.

Annexation - Solicitor's Report

MOVED by Alderman O'Malley, seconded by Alderman Harshaw that, as recommended by the Finance and Executive Committee, City Council approve the payment of the account of Harold F. Jackson, Q.C., attached to the September 24, 1984 staff report and marked Schedule "A" in the amount of \$8,817.60 and that funds be paid out of Account No. 122303 A0500.

Motion passed.

Lease of Land - Wood Avenue and North Street

MOVED by Alderman Downey, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, the Mayor and City Clerk be authorized to execute a lease agreement in form to that attached as Schedule "A" to the October 5, 1984 staff report, for the leasing of lands to the Charles Court Housing Co-operative Limited.

Alderman LeBlanc addressed the matter expressing concern with regard to the possibility of a dangerous situation arising due to the relationship of the entrance and egress to the Charles Court Housing Co-operative with bridge traffic.

Motion passed.

Acquisition of Public Service Commission Lands (Ragged
Lake and Bayers Lake Area)

This matter was forwarded to City Council without recommendation.

MOVED by Alderman O'Malley, seconded by Alderman Hamshaw that a further payment of \$71,100 be paid to the Public Service Commission of Halifax, being the balance of the initial payment for the watershed lands as outlined in the September 24, 1984 staff report, the said funds to be withdrawn from the Sale of Land Account, and the approval of the Minister of Municipal Affairs be sought for this purpose.

Motion passed.

Richmond School Reuse

This matter was forwarded to Council without recommendation.

Alderman Dewell declared a possible conflict of interest and retired from the Chamber.

Alderman O'Malley addressed the matter suggesting that use as a family court of a portion of the Richmond School could be realized without rezoning of the property and noting that he heartily endorsed the use of Richmond School for family court purposes providing that the Provincial Government was willing to bear the necessary capital costs. Alderman O'Malley further noted that the use of the gymnasium wing of the School by the Neighbour Work Activity Program and Ward 5 Community Center would eliminate any capital costs related to renovation of the area for another use.

MOVED by Alderman O'Malley, seconded by Alderman Grant that this matter be deferred until such time as staff can bring forward a report outlining more definitive uses for Richmond School such as those referred to at this meeting.

Motion passed.

Alderman Dewell returns to the Chamber.

Order #84-87R - Two Model 30 Window Vans

This matter was forwarded to Council without recommendation.

MOTION by Alderman Grant, seconded by Alderman Hamshaw
that City Council:

1. Award Tender #84-87R for Two 1985 Model 30 Series Window Vans to McDonald Chev Olds Ltd., 3681 Esqpt Road, Halifax, Nova Scotia for \$26,752.68.

2. Funds are available from Account Number 126104.X1730.84201.

Alderman Grant voiced concern that the purpose of these vans had not been included in this report as outlined in Recommendation 18 of the Tendering Report. The City Manager noted that this had been noted in the original report regarding this matter and staff had not included in this report for that reason.

Motion passed.

His Worship leaves the Chamber and Deputy Mayor Cromwell takes the Chair.

Banking Services

This matter was forwarded to Council without recommendation.

Alderman Grant referred to Recommendation 19 of the Tendering Report noting that this was the type of situation to which Recommendation 19 referred. Mr. Smith indicated that he had not considered this particular matter in relation to Recommendation 19.

MOVED by Alderman Grant, seconded by Alderman Doehler that on expiry of the present banking agreement, staff be authorized to contact all possible providers of banking services and negotiate an arrangement for banking services which is to be brought back to Council for examination and further that staff consider this matter in relation to Recommendation 19 of the Tendering Report.

Motion passed.

Halifax Board of Trade Request Re: Proposed Amendment to Ordinance Number 121

This matter was forwarded to Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman O'Halley that this matter be deferred to the next regular meeting of the Committee of the Whole Council.

Motion passed.

Tender 184-184 - Highway Salt

This matter was forwarded to Council without recommendation.

Council
October 25, 1984

MOVED by Alderman Doehler, seconded by Alderman Hanshaw that authority be granted to purchase this seasons requirements from Canadian Salt Company at \$30.40 per metric ton, winter price and \$30.00 per metric ton, summer price.

Motion passed.

Ordinance Amendments Update & Possible Extension of Present Membership - Taxi Commission

This matter was forwarded to Council without recommendation.

MOVED by Alderman Downey, seconded by Alderman Doehler that a further staff report be made from the consideration of the Taxi Commission, upon its appointment, to advise on the means by which recommendations 2 to 11 are to be achieved.

A discussion ensued with Alderman Jeffrey voicing concern regarding the length of time it would take to appoint the new commission in light of outstanding appeals. The City Solicitor indicated that it would take some 6-8 weeks allowing for approval of the required amendment to the Ordinance by the Minister of Municipal Affairs.

MOVED in amendment by Alderman Jeffrey, seconded by Alderman Nolan that the motion be amended to add 'and further that the previous Taxi Commission be reinstated until such time as the new Commission is appointed and functioning'.

The motion to amend was put and passed.

The motion, as amended, was put and passed.

Application for Auctioneer's License - Auction House International

This matter was forwarded to Council without recommendation.

Alderman Dewell referred to the matter indicating that concern had been expressed by a reputable carpet sales outlet within the City indicating that these enterprises were taking business away from businesses in the City.

Alderman Flynn referred to an information report submitted by the Police Department on the matter noting that the posting of a bond is not required, a description of goods to be auctioned is not required, nor is an investigation carried out of the businesses in question. Alderman Flynn expressed the view that the procedure was loose suggesting that when a license is issued by the City, it is assumed that the companies in question are credible ones.

MOVED by Alderman Flynn, seconded by Alderman Grant that a decision with regard to the application for an Auctioneer's License made by Auction House International be deferred pending a review of the Ordinance by staff and amendments to include the necessary guidelines and restrictions that should be put in place for the protection of the public, and to enable the Police Department to issue such licenses without Council approval. Motion passed.

Second Stage Housing - Alderman Doehler

This matter was forwarded to Council without recommendation.

Alderman Doehler indicated that he had brought this matter to Council in response to a letter received by the Mayor, and distributed to members of Council, from a woman who had stayed at Byrony House in which concern was expressed regarding where she would go after leaving Byrony House.

Alderman Doehler indicated that the Williams House Non Profit Housing Association located in Dartmouth arranged for required second stage housing in such situations. Alderman Doehler noted that there was a need for further second stage housing suggesting that the Provincial and Federal Governments should be approached with regard to funding support of such housing.

MOVED by Alderman Doehler, seconded by Alderman Jeffrey that the Provincial and Federal governments be approached with a request that they provided funding support for second stage housing for women leaving facilities established as shelters for battered women.

Motion passed.

Format, School Board Budget - Alderman O'Malley

This matter was forwarded to Council without recommendation.

Alderman O'Malley addressed the matter noting that the budget form attached to the October 17, 1984 memo from Mr. B.G. Smith, Director of Finance had been prepared in response to concern voiced by Council regarding mandatory and optional funding of the School Board Budget by the City.

MOVED by Alderman O'Malley, seconded by Alderman Grant that the School Board be requested to submit the 1985 Operating Budget to City Council in the format outlined in the form attached to the October 17, 1984 memo from Mr. B.G. Smith, Director of Finance.

Motion passed.

Council
October 25, 1984

Alderman Grant indicated that he would like to know what research had been done by the Finance Department in the development of this format asking if any contact had been made with the Department of Education of St. Mary's University or Dalhousie University.

Federal Building Gottingen Street - Alderman Downey

This matter was forwarded to Council without recommendation.

Alderman Downey referred to the transfer of lands in relation to the development of the Federal Building on Gottingen Street asking if this transfer had been completed.

The City Manager indicated that it was his understanding that the transfer had been completed and that the project was under way.

Alderman Downey noted that the buildings involved were now vacant but it had come to his attention that oil was being delivered to these buildings. Mr. Churchill, Supervisor, Real Estate indicated that he was not aware of the situation but would check into the matter.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on October 17, 1984, as follows:

Bayne Street Transfer Station

This matter was forwarded to City Council without recommendation, awaiting a report dealing with the concerns raised at the Committee on Works and a previous meeting of City Council.

Alderman Dewell addressed the matter referring to a recent newspaper article which referred to the lack of supervision resulting in long line-ups at the Transfer Station noting that many users of the site were frustrated in leaving the site due to improper supervision of dumping of garbage. Alderman Dewell requested this matter be included in the report.

MOVED by Alderman Dewell, seconded by Alderman Grant
that this matter deferred pending the receipt of the requested report.

Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on October 17, 1984 as follows:

Council
October 25, 1984

Crosswalks - Feasibility of Installing Flashing Lights

MOVED by Alderman Grant, seconded by Alderman Nolan
that, as recommended by the Safety Committee:

1. Staff include in the 1985 proposed budget, an amount of \$30,000 to provide for the necessary signs and pavement markings designed to enhance the safety at a number of zebra crosswalk locations; and,
2. Staff investigate and develop innovative controls to increase pedestrian safety and vehicular warning devices for safety at major crosswalks.

Alderman Grant requested that within staff's investigation they include the European system of crosswalk signage.

Motion passed.

10:00 p.m. The meeting adjourned for a short recess.

10:15 p.m. - Meeting reconvened with members as previously recorded present. Staff members as previously recorded were also present.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Demolition of Buildings - 5852 Spring Garden Road
& 1450-68 Summer Street - Heritage Advisory Committee

A memorandum from Mr. A.C. McMillin, Chairman, Heritage Advisory Committee, was submitted to the City Clerk's Office on October 18, 1984, and circulated to members of Council.

A Private and Confidential report from the City Solicitor, dated October 25, was submitted.

Deputy Mayor Cromwell addressed the matter and questioned the City Solicitor with respect to correspondence received from Mr. Donald A. Pink, Kitz Matheson. Deputy Mayor Cromwell advised that he did not have an opportunity to read the memo from the City Solicitor and asked if the item could be discussed later in the meeting, to which Council agreed.

Letter - Mr. Donald A. Pink re: Hart House

This item was added to the agenda by the Acting City Clerk during the Approval of the Order of Business, with the advice that this matter is to be considered in conjunction with the previous agenda item.

Audit Committee Report re: Forum Commission

This item was added to the agenda by the Acting City Clerk during the Approval of the Order of Business.

A Private and Confidential report from Mayor Ron Wallace, Chairman, Audit Committee, was submitted. A private and confidential report from Mr. C.W. Smith, City Auditor General, dated October 19, 1984, was also submitted.

MOVED by Alderman Flynn, seconded by Alderman Poehler
that City Council implement the recommendations of the City Auditor General as follows:

1. The present Forum Commission become an Advisory Board to the manager of the Forum Complex. This would provide citizen input to the operation and guidance regarding the wants and needs of the Community. With the increased number of facilities of this type in the metropolitan area competition for some types of events is increasing. It is, in my opinion therefore, more important that the members of the Commission be concerned with those issues relating to programs and events, than to the administrative responsibilities which are time consuming;

2. A clear definition of the duties and responsibilities of the members of the Commission or Board be approved for their guidance by City Council;

Council
October 25, 1984

3. From the financial and administrative viewpoint apply the same procedures and policies as presently used in all departments of the City's administration. This would include payroll, payables, receivables, purchasing, personnel matters. This would provide closer communication and utilization of resources maintained in other departments. The City has many resources and expertise which would be of great benefit to this operation.

4. The vacant position of Secretary-Manager at the Halifax Forum be filled at the earliest possible date. In my opinion, this position should be filled before the implementation of recommendations begins.

Alderman O'Malley requested that the motion be split for voting purposes, with recommendation number one separated from recommendations 2, 3 and 4. The Chairman advised that this request would be entertained.

Mr. Carl Smith, City Auditor General, addressed the meeting and advised Council on the report and recommendations of the recent audit.

Alderman O'Malley advised he wished to discuss the ramifications of recommendation number one more fully and MOVED, seconded by Alderman Jeffrey that recommendation 1 be deferred to the next regular meeting of the Committee of the Whole Council for further discussion. Motion passed.

Alderman Doehler suggested the second recommendation should also be voted on separately, to which the motion passed.

MOVED by Alderman Doehler, seconded by Alderman O'Malley that recommendation number 2 be deferred to the next regular meeting of the Committee of the Whole Council, to be considered along with recommendation number 1. Motion passed with Deputy Mayor Crowwell against.

The question on recommendations 3 and 4 were put and passed.

Resolution of Buildings - 5852 Spring Garden Road
A 1447-66 Sunset Street - Heritage Advisory Committee AND
Letter Mr. Donald A. Pink re: Hart House

Deputy Mayor Crowwell advised he was prepared at this time to discuss this matter as well as the letter regarding the letter from Mr. Donald A. Pink re: Hart House.

Deputy Mayor Crowwell noted the advice of the City Solicitor as such he was unable to make a motion at this time.

Motion of Alderman LeBlanc, seconded by Alderman O'Malley that City Council accept the position of the City Solicitor as contained in the private and confidential report of October 25, 1984.

Council
October 25, 1984

Alderman Doehler referred to the matter and suggested the Planning Advisory Committee speed up their review of the possibility of a link between a demolition permit and a development permit.

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

In reply to a question with respect to the effect of the Motion, the City Solicitor advised that Council was not making the motion as requested by the Heritage Advisory Committee that City Council request the owners of the properties at 5852 Spring Garden Road (Hart House) and 1458-68 Summer Street to take no action to substantially alter or demolish the buildings until a development proposal is approved.

A short discussion ensued with respect to the letter received from Mr. Pink, with no further action being taken by Council on the matter.

REPORT - CITY PLANNING COMMITTEE

City Council considered the report of the City Planning Committee from its meeting held on October 17, 1984 as follows:

Case No. 4612 - Land Use Bylaw Amendment
Schedule "F", Brunswick Street

This matter was forwarded to this meeting of Halifax City Council without recommendation, pending the receipt of a staff report addressing the points as put forward by Mr. Merrick at the Planning Committee meeting.

A report from Ms. Joanne P. Thompson, Chairman, Planning Advisory Committee, dated October 25, 1984, was submitted. A report from the City Solicitor, dated October 25, 1984, was also submitted. Correspondence from Elizabeth Pacey, Projects Chairman, Heritage Trust of Nova Scotia, dated October 25, 1984 was received and circulated to members of Council.

MOTIONED by Alderman Meagher, seconded by Alderman Downer that a date be set for a public hearing to consider the application by Heritage Trust of Nova Scotia to amend the Land Use Bylaw with respect to height regulations for Schedule "F", and to consider proposed amendments from the Planning Advisory Committee concerning Height Restrictions around Citadel Hill.

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

The Acting City Clerk advised the date set for the public hearing was WEDNESDAY, FEBRUARY 6, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

Alderman Flynn suggested that staff review the matter of appropriate advertising schedules. In reply to a question with respect to whether applications would be held in abeyance until after the public hearing, the City Solicitor later advised that a Section of the Planning Act permitted Council to withhold permits for 120 days, but that a further subsection indicates that if the time period goes by, a permit must be issued if the application is consistent with the existing Land Use Bylaw. The City Solicitor noted the area is within a schedule indicating that for applications above 45 feet, a contract is required which is discretionary, and suggested Council had adequate control.

Two Family Housing Unit: Public Housing

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Grant, seconded by Alderman Nolan that City Council agree to enter into the Designation Agreement and authorize His Worship the Mayor and the City Clerk to sign the Agreement on behalf of the City of Halifax.

Motion passed.

Case No. 4341 - Rockingham Ridge Cost Sharing

This matter was forwarded to this meeting of Halifax City Council without recommendation.

MOVED by Alderman Hamshaw, seconded by Alderman LeBlanc that Council approve additional cost sharing for the oversize street, Farnham Gate Road, to a maximum of \$2,000 and cost sharing on oversize trunk sewer to a maximum of \$6,933, subject to the following conditions:

- a. The developer must call public tenders for the contract and the award of tender must be approved by the City;
- b. All design and construction shall be done by the developer to City standards and specifications;
- c. The costs are estimated and the actual cost-sharing will be based on quantities used and unit prices;
- d. Funds are included in the 1984 Capital Budget in Account # DA001.

Motion passed.

Case No. 4600 - Contract Development, Lot AB-2,
Main Avenue

This matter was forwarded to this meeting of Halifax City Council without recommendation.

Council
October 25, 1984

MOVED by Alderman LeBlanc, seconded by Alderman Nolan
that a date be set for a public hearing to consider the
application for contract development for Lot AB-2 Main Avenue
to construct a 41-unit Senior Citizen apartment building, as
shown on Plan Nos. P200/13095-99.

Motion passed.

The Acting City Clerk advised the date set for this
public hearing was WEDNESDAY, DECEMBER 5, 1984 at 7:30 p.m. in
the Council Chamber, City Hall.

Court Judgement - Friends of Gardens vs. City of Halifax
Alderman O'Malley

This matter was forwarded to this meeting of Halifax City
Council without recommendation.

A private and confidential report from the City
Solicitor, dated October 5, 1984, was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey
the matter be deferred to the next regular meeting of the
Committee of the Whole Council. Motion passed with Alderman
LeBlanc voting against.

Council
October 25, 1984

MOTIONS

Motion Deputy Mayor Cromwell re: Amendment to Ordinance No. 105,
The Committee Ordinance - FIRST READING

Notice of Motion of this amendment to Ordinance No. 105 was given at the October 11, 1984 meeting of Halifax City Council.

A copy of the proposed amendments submitted by the Social Department was received at the City Clerk's Office October 25, 1984, and circulated.

MOVED by Deputy Mayor Cromwell, seconded by Alderman Dewell, the proposed amendments to Ordinance No. 105, the Committee Ordinance, be read and passed a FIRST TIME.

Motion passed.

Motion Alderman Flynn re: First Reading of an Ordinance for
Exemption of Taxation for 1985 - Public Service Commission

Notice of Motion with respect to this matter was given at the October 11, 1984 meeting of Halifax City Council.

A report from the City Solicitor, dated October 23, 1984, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Handshaw that Ordinance No. 178 in the form attached to the October 23, 1984 staff report be given First Reading and referred to the Committee of the Whole Council for consideration and report.

Alderman Flynn requested that staff prepare a report on the cost ramifications.

Motion passed.

Motion Alderman Meagher re: Amendment to Ordinance No. 170,
Respecting Partial Tax Exemption for Certain Properties -
FIRST READING

Notice of Motion with respect to this matter was given at the October 11, 1984 meeting of Halifax City Council.

MOVED by Alderman Meagher, seconded by Alderman O'Valley that the amendment to Ordinance No. 170, respecting Partial Tax Exemption for Certain Properties be read and passed a FIRST TIME.

Motion passed.

Council
October 25, 1984

MISCELLANEOUS BUSINESS

Halicon

A staff report dated October 15, 1984, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Doehler
that the Director of Finance be nominated by the City of Halifax
to the Board of Halicon.

Motion passed.

Digital Mapping - L.R.I.S.

A staff report dated October 16, 1984, was submitted.

MOVED by Alderman Grant, seconded by Alderman Doehler
that the Mayor and City Clerk be authorized to sign the Agreement
with L.R.I.S. to provide mapping services to the City for digital
compilation and partial editing of sidewalks on the 184 maps that
cover Halifax, at a cost of \$16,155.

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

Tabling of September, 1984 Statement of Revenue and Expenditure

A staff report dated October 22, 1984, was submitted.

MOVED by Alderman O'Malley, seconded by Deputy Mayor
Crorwell that the Statement of Revenue and Expenditures for
the nine months ended September 30, 1984, be tabled.

Motion passed.

MOVED by Alderman Grant, seconded by Alderman O'Malley
the matter of the staff recommendation regarding direction to
staff concerning the advancement of funds be deferred to the next
regular meeting of the Committee of the Whole Council. Motion passed.

Contract Development, Lot F, Corner of Gladstone and North Streets
- Date for Hearing

A staff report dated October 23, 1984, was submitted.

MOVED by Alderman Meagher, seconded by Alderman D'well
that City Council set a date for a public hearing to consider the
application for contract development under Section 83 of the Land
Use Bylaw for a four-storey office building. Motion passed.

The Acting City Clerk advised the date set for the public
hearing was WEDNESDAY, NOVEMBER 21, 1984 at 7:00 p.m. in the
Council Chamber, City Hall.

Council
October 25, 1984

QUESTIONS

Question Alderman Doehler re: Civic Numbering - Marlborough Woods

Alderman Doehler advised that none of the properties in the Marlborough Woods area were numbered and requested staff to review the possibility of assigning civic numbers to these properties.

Question Deputy Mayor Cromwell re: Submission of Reports to Committee of the Whole Council or Halifax City Council Meetings

Deputy Mayor Cromwell referred to the number of reports with respect to agenda items on tonight's agenda, submitted to the members of Council just prior to the meeting and asked if this matter could be reviewed so that reports dealing with agenda items might be received by members a few days prior to the meeting so that they may be properly perused.

The City Manager advised he would report on this matter.

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

Question Alderman Jeffrey re: Challenge of Hope Slowpitch Baseball Between Halifax City Council and Dartmouth City Council

Alderman Jeffrey advised members of Council of the Challenge of Hope Slowpitch Baseball game between Halifax City Council and Dartmouth City Council scheduled for Sunday, October 28, 1984 at 3:00 p.m. at the Canada Games Diamond, Halifax.

Alderman Jeffrey extended an invitation to all members of Council to attend this game.

Question Alderman O'Malley re: Information on Future Core Show Activities

Alderman O'Malley questioned whether the Mayor's Office had any indication that the future Core Show activities for 1985 and future years may not be held in the City of Halifax due to the unavailability of the sheds at the Halifax Port Authority.

Alderman O'Malley requested that the Mayor's Office write the appropriate Federal Department and the Premier of Nova Scotia expressing grave concern of any possibility that the City of Halifax would loose the Core Show to this area because of the unavailability of the facility at the Halifax Port.

The Chairman advised that the request would be forwarded.

Question Alderman Dewell re: Cleanup of Leaves

Alderman Dewell noted that the annual cleanup of leaves is now taking place, and asked if temporary 'No Overnight Parking' signs might be put in place so that the street sweeper and other equipment may properly complete the cleanup.

Question Alderman Grant re: Status of Requested report on Safety Policy with respect to City of Halifax Employees

Alderman Grant asked for the present status of a requested report on safety policy with respect to City of Halifax employees and when a report might be submitted.

Question Alderman Grant re: Invitation to Attend Committee of the Whole Council - Mr. Harris, Metropolitan Transit Commission

Alderman Grant asked that an invitation be extended to Mr. Harris of Metropolitan Transit Commission to attend the Committee of the Whole Council to advise Council on how matters are proceeding with respect to Metropolitan Transit, etc.

Question Alderman LeBlanc re: Response to Query on Licensing Fees, Newspaper Vending Machines

Alderman LeBlanc referred to the query raised by His Worship with respect to licensing fees of newspaper vending machines, and questioned whether the City Manager or other staff have had an opportunity to respond.

The City Solicitor advised that a comprehensive report containing information on this request and other problems with respect to the use of City streets will be submitted to Council shortly.

Question Alderman LeBlanc re: Problem with Crows

Alderman LeBlanc referred to a question raised at a previous meeting of Council with respect to the problem with crows and advised he has had a response with no solution to the problem.

Alderman LeBlanc noted that these crows were causing concern and damage to a particular area of the Ward, including such occurrences as attacking cars, damage to windows, etc. and questioned how to proceed.

The City Manager advised this matter would be brought to the attention of appropriate Provincial personnel with a request for advice.

Council
October 25, 1984

NOTICE OF MOTIONS:

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

Alderman Jeffrey gave Notice of Motion that at the next regular meeting of Halifax City Council, to be held on Thursday, November 15, 1984, he intends to move a Motion to amend Ordinance 116, the Taxi Ordinance.

The purpose of the amendment is to change the constitution of the Taxi Commission in accordance with Council's motion of July 12, 1984.

11:35 p.m. - His Worship returns to the Chamber and takes the Chair.

ADDED ITEMS

Application for Bill Poster's License - Public and Industrial Relations Limited

At the request of the Acting City Clerk, this item was added to the agenda of this meeting.

A staff report dated October 25, 1984, from Mr. E.A. Kerr, Acting City Clerk, was submitted. Correspondence dated October 24, 1984 from Mr. Peter Graham-Dwyer, Public & Industrial Relations Limited, was also submitted.

MOVED by Alderman Doehler, seconded by Alderman Grant that City Council grant a Bill Poster's License to Public and Industrial Relations Limited as requested in their correspondence dated October 24, 1984, under the provisions of the Bill Posters Ordinance.

Alderman Doehler referred to the granting of such licenses, and asked that the matter be reviewed by staff with a view to processing such applications by appropriate staff.

Motion passed.

Christmas Break

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

A staff report dated October 25, 1984, from the City Clerk, was submitted.

MOVED by Alderman Hamshaw, seconded by Deputy Mayor Crowwell that Council cancel the Committee of the Whole Council Meeting scheduled for December 19, 1984, and the Halifax City Council meeting scheduled for December 27, 1984.

Motion passed.

11:40 p.m. - No further business, the meeting adjourned.

HEADLINES

Special Bravery Presentation - Tony Allen & Kendall Mason, Lunenburg, Nova Scotia	527
Minutes	528
Approval of the Order of Business, Additions and Deletions:	528
<u>Public Hearing, Hearings, Etc.</u>	
Variance Appeal, 6426 Seaforth Street	528
<u>Report - Finance and Executive Committee:</u>	
Social Policy Review and Recommendations, Choices for the Future	530
Homes for Special Care - Special Billing	535
Annexation - Solicitor's Report	534
Lease of Land - Wood Avenue and North Street	534
Acquisition of Public Service Commission Lands (Ragged Lake and Bayers Lake Area)	535
Richmond School Reuse	535
Tender - 84-87R - Two Model 30 Window Vans	535
Banking Services	536
Halifax Board of Trade Request re: Proposed Amendment to Ordinance Number 121	536
Ordinance Amendments Update & Possible Extension of Present Membership - Taxi Commission	537
Application for Auctioneer's License - Auction House International	537
Second Stage Housing - Alderman Doehler	538
Format, School Board Budget - Alderman O'Malley	538
Federal Building Göttingen Street - Alderman Downey	539
<u>Report - Committee on Works</u>	
Bayne Street Transfer Station	539
<u>Report - Safety Committee:</u>	
Crosswalks - Feasibility of Installing Flashing Lights	540
<u>Report - Committee of the Whole Council, Boards & Commissions:</u>	
Demolition of Buildings - 5452 Spring Garden Road & 1450-65 Summer Street - Heritage Advisory Committee	541 & 542
Letter - Mr. Ronald A. Pink re: Hart House	541 & 542
Audit Committee Report re: Forum Commission	541
<u>Report - City Planning Committee:</u>	
Case No. 4612 - Land Use Bylaw Amendment, Schedule "F", Brunswick Street	543
Two Family Housing Unit: Public Housing	544
Case No. 4341 - Rockingham Ridge Cost Sharing	544
Case No. 4600, Contract Development, lot AB-2, Main Avenue	544
Court Judgement - Friends of Gardens vs. City of Halifax	545
Alderman O'Malley	545
<u>Motions:</u>	
Motion Deputy Mayor Cromwell re: Amendment to Ordinance No. 105, The Committee Ordinance - FIRST READING	546
Motion Alderman Flynn re: First Reading of an Ordinance for Exemption of Taxation for 1985 - Public Service Commission	546
Motion Alderman Meagher re: Amendment to Ordinance No. 170, respecting Partial Tax Exemption for Certain Properties - FIRST READING	546
<u>Miscellaneous Business</u>	
Halifax	547
Digital Mapping - L.P.I.S.	547
Tabling of September, 1984 Statement of Revenue and Expenditure	547
Contract Development, lot F, Corner of Gladstone and North Streets, - Date for Hearing	547

HEADLINES

Questions:

Question Alderman Doehler re: Civic Numbering - Marlborough Woods	548
Question Deputy Mayor Cromwell re: Submission of Reports to Committee of the Whole Council or Halifax City Council meetings.	548
Question Alderman Jeffrey re: Challenge of Hope Slowpitch Baseball between Halifax City Council and Dartmouth City Council	548
Question Alderman O'Malley re: Information on Future Core Show Activities	548
Question Alderman Dewell re: Cleanup of Leaves	549
Question Alderman Grant re: Status of Requested Report on Safety Policy with respect to City of Halifax Employees	549
Question Alderman Grant re: Invitation to Attend Committee of the Whole Council - Mr. Harris, Metropolitan Transit Commission.	549
Question Alderman LeBlanc re: Response to Query on Licensing Fees, Newspaper Vending Machines	549
Question Alderman LeBlanc re: Problem with Crows	549
<u>Notice of Motions:</u>	
Notice of Motion Alderman Jeffrey re: Amendment to Ordinance No. 116, the Taxi Ordinance	550
<u>Added Items:</u>	
Application for Bill Poster's License - Public and Industrial Relations Limited	550
Christmas Break	550

HIS WORSHIP MAYOR RON WALLACE
AND DEPUTY MAYOR RON CROMWELL
CHAIRMEN

E.A. KERR
ACTING CITY CLERK

Date Approved by City Council: _____

/sg/wc