

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
June 13,, 1985
8:00 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 Deputy City Clerk in the recitation of the Lord's Prayer.

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

Also Present: Mr. P. Connell, Acting City Manager, Mr. B. Allen, Acting City Solicitor, Deputy City Clerk and other members of city staff.

Moment of Silence - Harold W. Butler

Council observed a moment of silence in memory of the late Harold W. Butler, a former Alderman and member of the Court House Commission.

Presentation - Dr. Peter Mason - St. Paul's Church

His Worship addressed Council indicating that tonight a special presentation was to be given to Reverend Dr. Mason, St. Paul's Church on the occasion of him leaving St. Paul's to take up the position of Principal of Wycliffe College in Toronto.

His Worship indicated that his association with Dr. Mason had been an enjoyable one and that during Dr. Mason's time at St. Paul's it had undergone a revitalization. His Worship further noted that the development of the St. Paul's building on Argyle Street had also begun during that period. His Worship, on behalf of Council and the citizens of Halifax, wished Dr. Mason and his family the best in their future endeavors at Wycliffe College and presented to Dr. Mason a picture of St. Paul's looking across the Grand Parade from City Hall.

Dr. Mason addressed Council thanking His Worship and the members of Council for this most appropriate memento of his time at St. Paul's. Dr. Mason indicated that he and his family would remember their time in Nova Scotia fondly and indicated that the relationship between St. Paul's and City Hall had been during his time a positive one.

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Congratulations to Alderman D. LeBlanc

His Worship extended the congratulations of Council to Alderman D. LeBlanc for his fine work with the Housing Symposium. His Worship noted that attendance at the various meetings had been excellent and many fine presentations had been made. His Worship further expressed the hope that recommendations from the Symposium would be coming forward shortly and would aid in the desperate housing situation in the City.

Congratulations to Alderman R. Cromwell

His Worship extended the congratulations of Council to Alderman R. Cromwell on his election to the position of President of the Federation of Canadian Municipalities. His Worship indicated that this was an honor to the Council and the City of Halifax as well as to Alderman Cromwell.

MINUTES

Minutes of the regular meeting of City Council held on May 30, 1985 were approved on a motion by Alderman Hamshaw, seconded by Alderman Doehler.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

- 13.1 Sewage Overflow - Lift Station - Chocolate Lake
- 14.2 PAC Report - Amendments to MPS - United Equities Application
- 20.1 Appointment - Natal Day Committee

At the request of Alderman Flynn Council agreed to add:

- 20.2 2548 Sherwood Street

At the request of Alderman Jeffrey Council agreed to add:

- 20.3 Mrs. Violet Muise
- 20.4 Crosswalks
- 20.5 Templeton Mews

At the request of Deputy Mayor O'Malley Council agreed to add:

- 20.6 Opening of Seaview Park

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DEFERRED ITEMS

Application for Use of City-owned Dock South of Ferry Terminal
McNab's Island Ferry Company

This matter was last discussed at the May 30, 1985 City Council meeting at which time it was deferred to this meeting so that staff might have an opportunity to discuss this matter with the applicant.

The Acting City Manager addressed the matter indicating that the applicant had requested a deferral of the matter to Committee of the Whole indicating that he had a new proposal to bring forward for Council's consideration.

MOVED by Alderman Downey, seconded by Alderman Dewell that this matter be deferred to the next meeting of the Committee of the Whole Council to allow the applicant to bring forward a new proposal for Council's consideration.

Motion passed.

Resolution to Union of Nova Scotia Municipalities re: Homes
for Special Care

This matter was last dealt with at the Council meeting held on May 30, 1985 at which time it was deferred to this meeting pending the receipt of a formal resolution regarding the matter. A report from the City Solicitor dated June 10, 1985, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Flynn
that:

WHEREAS the demand for nursing home beds currently exceeds the supply;

AND WHEREAS the per diem rate or rates for nursing home beds in which the Province is prepared to cost share is in many cases less than the rate charged; resulting in municipalities assuming a larger share of such costs than the long standing minimum one-third, one-third, one-third split among the three levels of government;

AND WHEREAS the Governor-in-Council on February 7, 1985, amended the Municipal Assistance Regulations to require municipalities accepting cost sharing to pay the rates charged by Homes for Special Care regardless the level of said rates thus severely limiting the municipality's ability to control costs;

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BE IT THEREFORE RESOLVED that the Union of Nova Scotia Municipalities urgently requests the Province of Nova Scotia to repeal sections 5 and 6 of the Nova Scotia Regulation 16/85 being Order in Council 85-24.

Motion passed.

City Land - 6286 Bayers Road

This matter was last dealt with at the May 30, 1985 City Council at which time the matter was deferred.

Alderman Dewell addressed the matter indicating that the applicant was having both business and personal problems and suggested that the matter be deleted from the agenda indicating he would bring the matter back to Council at a later date.

MOVED by Alderman Dewell, seconded by Alderman Nolan that this matter be deleted from the agenda.

Motion passed.

PUBLIC HEARINGS, HEARINGS, ETC.

Case No. 4729 - Variance Appeal - 6251-53 Quinpool Road

A staff report dated May 28, 1985, was submitted.

Mr. W. Campbell, Development Control, outlined the the application for a minor variance to allow a conversion from commercial /office space to two units at 6251-53 Quinpool Road as found in the May 28, 1985 staff report. Mr. Campbell indicated that the variance had been refused by the Development Officer and that the matter was before Council this evening as the applicant had appealed this refusal.

Mr. Joel Offman, applicant, addressed Council in favor of the variance outlining his letter of May 15, 1985 attached to the May 28, 1985 staff report.

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

MOVED by Alderman Meagher, seconded by Alderman Downey that the decision of the Development Officer regarding the application for minor variance at 6251-53 Quinpool Road be overturned and the minor variance be granted.

Motion passed.

Case No. 4755 - Variance Appeal - 2724 Windsor Street

A staff report dated May 29, 1985, was submitted.

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BE IT THEREFORE RESOLVED that the Union of Nova Scotia Municipalities urgently requests the Province of Nova Scotia to repeal sections 5 and 6 of the Nova Scotia Regulation 16/85 being Order in Council 85-24.

Motion passed.

City Land - 6286 Bayers Road

This matter was last dealt with at the May 30, 1985 City Council at which time the matter was deferred.

Alderman Dewell addressed the matter indicating that the applicant was having both business and personal problems and suggested that the matter be deleted from the agenda indicating he would bring the matter back to Council at a later date.

MOVED by Alderman Dewell, seconded by Alderman Nolan that this matter be deleted from the agenda.

Motion passed.

PUBLIC HEARINGS, HEARINGS, ETC.

Case No. 4729 - Variance Appeal - 6251-53 Quinpool Road

A staff report dated May 28, 1985, was submitted.

Mr. W. Campbell, Development Control, outlined the the application for a minor variance to allow a conversion from commercial /office space to two units at 6251-53 Quinpool Road as found in the May 28, 1985 staff report. Mr. Campbell indicated that the variance had been refused by the Development Officer and that the matter was before Council this evening as the applicant had appealed this refusal.

Mr. Joel Offman, applicant, addressed Council in favor of the variance outlining his letter of May 15, 1985 attached to the May 28, 1985 staff report.

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

MOVED by Alderman Meagher, seconded by Alderman Downey that the decision of the Development Officer regarding the application for minor variance at 6251-53 Quinpool Road be overturned and the minor variance be granted.

Motion passed.

Case No. 4755 - Variance Appeal - 2724 Windsor Street

A staff report dated May 29, 1985, was submitted.

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Mr. W. Campbell, Development Control, outlined the application for a minor variance of the Land Use Bylaw for a third storey at 2724 Windsor Street as found in the May 29, 1985 staff report. Mr. Campbell advised that the variance had been refused by the Development Officer and was before Council as the applicant had appealed this refusal.

Mr. Moncef Askri, applicant, addressed Council in favor of the variance, indicating that it appeared that there was an opinion that he did not seek the City's permission to make changes to his properties. Mr. Askri indicated that this was not the case and that he did not begin work and then apply for the appropriate permits. Mr. Askri indicated that he consulted with the Development Department before beginning any project he was considering.

Mr. Askri then went on to briefly outline the steps he had taken in relation to the property in question noting that he first obtained the appropriate permit for the raising of the roof to allow for additional units. Mr. Askri then advised that he had applied for a contract development to add further units to the property and subsequently was advised that a Contract Development was not needed as the R-2A zone applied to R-3 properties if all the requirements are met. Mr. Askri indicated that if he had been aware that the situation would become so confusing he would not have applied for the minor variance.

Alderman Dewell addressed the matter outlining the sequence of events as he understood them indicating that the bottom line was that at present there was approval for four units, six were in existence, and there was a possibility that eight to ten units already existed.

A discussion ensued with Mr. Campbell further explaining the situation with regard to various applications made in relation to the property noting that the minor variance was required due to Mr. Askri's request for six units.

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

Mrs. Hanaran, 2740 Windsor Street, addressed Council indicating that the units in the building were presently being occupied and there was a pile of lumber to the rear of the property which caused her concern due to the fire hazard involved. Mrs. Hanaran indicated that she would like this lumber removed and suggested that it was being used as a used lumber yard.

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

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Alderman Dewell addressed the matter again indicating that a number of residents had concerns regarding this matter and had been unable to attend this meeting. Alderman Dewell then submitted a petition from area residents requesting that Council uphold the decision of the Development Officer and refuse this minor variance and further expressing concerns with regard to the lumber to the rear of the property.

No further correspondence has been received in relation to this application.

MOVED by Alderman Dewell, seconded by Alderman Dochler that the decision of the Development Officer regarding the application for a minor variance at 2724 Windsor Street be upheld and the Minor Variance be refused.

Alderman Dewell in referring to the motion of Council, suggested there was not now a need for the lumber on the property and indicated it was his understanding that it was illegal to store large amounts of lumber. Alderman Dewell requested that the lumber be removed within 14 days and if it is not removed, appropriate action be taken by the City under existing laws.

Alderman Dewell referred to the matter of parking on the front lawn and requested that the Police Department give consideration to the matter of parking on the front lawn.

Alderman Dewell also requested that the appropriate City department monitor the building and should there be any violations of the law, appropriate action be taken.

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

PETITIONS AND DELEGATIONS

Petition Alderman Flynn re: Objection Proposed Conversion
- 2548 Sherwood Street

Alderman Flynn submitted a petition on behalf of the residents Sherwood Street in opposition to the proposal for conversion of the property at 2548 Sherwood Street from a single family dwelling to a four-unit apartment building. Alderman Flynn referred the matter to staff for a report.

REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on June 5, 1985 as follows:

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Call for Proposals - Grosvenor School

Alderman Dewell addressed the matter indicating that the reference to Marcan Investment in the resolution approved at Committee of the Whole should be removed and replaced with 'Messrs. Joseph and Carl Potter'.

MOVED by Alderman Hamshaw, seconded by Alderman Grant that, as recommended by the Finance and Executive Committee, the proposal of Messrs. Joseph and Carl Potter for the development of the Grosvenor School lands be accepted subject to rezoning, execution of an agreement of sale and development, final design and subdivision approvals.

Motion passed.

Petition Tax Relief - Convent of the Sacred Heart

A supplementary staff report dated June 7, 1985, was submitted.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Grant that Council instruct its Tax Concessions and Grants Committee to recommend that a grant be made to the Convent of the Sacred Heart in an amount equal to and off-setting the amount of overpayment of taxes resulting from the 1984 assessment error.

Motion passed.

Sale of Lands - Dunbrack Street

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

1. The portion of the residual parkland shown as Parcel COH-1A be sold to Rockingham Developments Ltd. for \$2,800.00, subject to its rezoning to R-1 and approval as part of Lot DO-1;
2. Application be made to rezone the City's residual lands also to R-1.

Motion passed.

Report Audit Committee re: 1) Amendment to Administrative Order No. 10, re Responsibility and Authority - Revenue
2) 1984 City of Halifax Audited Financial Statements

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

1) Amendment to Administrative Order No. 10 re: Responsibility and Authority - Revenue

type SK
1. Administrative Order # 10 be amended to include a Subsection (iv) to Section 45 to read as follows:

" Carrying out periodic surveys and examinations throughout the City of rates, fees and charges pertaining to revenue; systems of control and security of revenue, cash and securities; accounting and reporting of revenue and receivables; to ensure adequacy and efficiency in those areas and recommend changes, and to assist management, when requested, in the implementation of improvements".

2. Boards and Commissions of the City be advised of the availability of this service from the Finance Department and be encouraged to co-operate with the Finance Department in such surveys that may, from time to time, be recommended for the benefit of all concerned.

2. 1984 City of Halifax Audited Statements

the financial statements be TABLED, and a date be set for a meeting of the Audit Committee for the purpose of meeting with the External Auditors.

His Worship indicated that the proposed meeting was to include all members of Council with the Audit Committee sitting with Council as the Audit Committee.

Motion passed.

Report on Family Violence in City of Halifax

MOVED by Alderman Grant, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, staff implement as many of the recommendations as possible and that the possibility of funding from various sources be explored to carry out a pilot project that would determine the effectiveness of many of the recommendations.

Alderman Meagher addressed the matter indicating that he felt Mr. Crowell should be given some guidelines as to the next step to be taken suggesting that a meeting should be set up with the Attorney General's Office, Police Department, Provincial Department of Social Services and our Social Planning Department to ensure that the recommendations are implemented as speedily as possible.

Mr. Crowell indicated that he would like authorization to set up a committee including those departments mentioned by Alderman Meagher to look at the recommendations and put costs to the recommendation, as well as, ascertaining areas of funding. Mr. Crowell indicated that there was some suggestion that the Department of Justice might fund certain of the recommendations under a pilot project.

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Alderman Grant indicated that he would be agreeable to adding the authorization of the establishment of a Committee involving the departments mentioned to review, cost and ascertain funding for the recommendations to the motion and it was agreed by Council that this be added to the motion.

The motion, as amended, was put and passed.

City Land - Mumford Road

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to execute the agreement on behalf of the City in the form as attached to the staff report dated June 3, 1985.

Motion passed.

Acquisition - 38 Titus Street (Portion)

MOVED by Alderman Jeffrey, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, the City purchase outright the land shown as Easement 6P, and the temporary use of land shown as Construction Easement 6C, on Plan TT-36-28189, as attached to the May 27, 1985 confidential staff report, from Mrs. Jean K. Horne for the sum of \$10,500 as settlement in full.

Motion passed.

Tartan Avenue - Walkway

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, should the School Board decide to install steps between the Elizabeth Sutherland School property and the Tartan Avenue walkway in 1986, the City install a proper walkway to the steps, providing the steps are installed.

Motion passed.

Bayers Lake Industrial Park

MOVED by Deputy Mayor O'Malley, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, the borrowing resolution respecting the servicing of Bayers Lake Industrial Park be authorized under Section 401 of the Halifax City Charter.

Motion passed.

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Alderman Grant indicated that he would be agreeable to adding the authorization of the establishment of a Committee involving the departments mentioned to review, cost and ascertain funding for the recommendations to the motion and it was agreed by Council that this be added to the motion.

The motion, as amended, was put and passed.

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Motion passed.

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Motion passed.

Tartan Avenue - Walkway

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Motion passed.

Bayers Lake Industrial Park

MOVED by Deputy Mayor O'Malley, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, the borrowing resolution respecting the servicing of Bayers Lake Industrial Park be authorized under Section 401 of the Halifax City Charter.

Motion passed.

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Interest on Past Due Taxes

MOVED by Alderman Doehler, seconded by Alderman Hamshaw that, as recommended by the Finance and Executive Committee, consistent with past policy set by Council, the rate of interest presently being charged on past due taxes be reduced by 2 1/2%.

A discussion ensued with Alderman Downey proposing an amendment to the motion to allow the interest paid on past due taxes to be set at prime rather than 2 percent higher than prime as is presently the policy.

The Chairman indicated that a more proper way to proceed would be to request a staff report regarding the cost of this, to which Alderman Downey agreed.

Motion passed.

George Dixon Centre

MOVED by Alderman Downey, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, Council approve the transfer of \$25,000 from Account FA055 to the George Dixon Account FA069 for the purposes as outlined in the staff report dated May 31, 1985.

Motion passed.

Mainland South Community Centre

A letter from the Honourable J. Buchanan, Premier of Nova Scotia, dated June 13, 1985, was submitted.

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee Council authorize the use of funds up to an amount of \$160,000, being the anticipated amount of sales tax recoveries with respect to the construction of the Mainland South Community Centre and in so doing, Council authorize these expenditures on the basis that they will not result in a further net cost to the City beyond the cost originally anticipated by Council when approving the Mainland South Community Centre capital project.

Motion passed.

His Worship addressed the matter and read the letter from the Premier in which he suggested that a more appropriate name for the Community Centre would be the Captain William Spry Community Centre.

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MOVED by Alderman Grant, seconded by Alderman Nolan that the land on which the Mainland South Community Centre is located be named the MacIntosh Park and the Mainland South Community Centre be named the Captain William Spry Community Centre.

Motion passed.

Funeral Expenses for Social Assistance Recipients - (Indigent Funerals & Burials)

A staff report dated June 10, 1985, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Downey that City Council allow the Social Planning Department to participate in third party contracted funerals, the cost of which is to be estimated at a \$7,000.00 loss in revenue and an estimated increase in the funeral and burial budget of \$112,000.00.

A discussion ensued with concern being voiced regarding the addition of an unfunded amount being added to the budget in view of recent funding cuts.

Alderman Meagher referred to a similar case in his Ward and suggested that these might be handled as special cases without a great change to the policy and MOVED, seconded by Deputy Mayor O'Malley that this matter be referred back to staff for a report in an effort to work out something with the individuals involved recognizing the special circumstances of these cases and further that this report be brought back to Council as soon as possible.

Deputy Mayor O'Malley addressed the matter indicating that staff should deal with this matter on a broader range noting that a policy should be formulated for other similar circumstances.

The motion to refer was put and passed.

Transit Service - Atlantic Winter/Summer Fair

A staff report dated June 11, 1985, was submitted.

Alderman Flynn addressed the matter referring to Council's approval last year of funding for the Atlantic Winter Fair and MOVED, seconded by Alderman Nolan that City Council authorize and expenditure of \$2,600.00 for transit service to the Atlantic Summer Fair and further that Council will review the matter of future funding in an attempt to establish some policy with regard to this matter.

A discussion ensued and the motion was put and lost.

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Tax Rebate

This matter was last discussed at the June 5, 1985 meeting of the Committee of the Whole Council at which time it was deferred to this meeting pending the receipt of a report.

Alderman Nolan addressed the matter indicating that he had just received the report and MOVED, seconded by Alderman Flynn that this matter be deferred to the next meeting of the Committee of the Whole Council to give the Alderman an opportunity to review the submitted report. Motion passed.

COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on June 5, 1985 as follows:

Tartan Drive (Avenue) - Petition Against Local Improvement Project

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Committee on Works, in accordance with the provisions of Section 391 of the City Charter, the petition against installation of curb and gutter on Tartan Drive (Avenue) be denied and the installation of concrete curb and gutter proceed in conjunction with the renewal of the existing sidewalk.

Alderman Grant requested that in future when staff was sending out the notices in relation to the installation of curb and gutter they include a covering letter explaining fully what is involved in this installation.

Motion passed.

Curb and Gutter - Polar Place - Piercey Supplies

MOVED by Alderman Dewell, seconded by Alderman Grant that, as recommended by the Committee on Works, the petition from Piercey Supplies to install curb and gutter on Polar Place in 1986 be denied as it does not meet the requirements of Section 390(a) of the City Charter and further that staff attempt to designate the street line and no parking areas along Polar Place through the use of painted lines.

Motion passed.

Tender #85-12 - Sidewalk Renewal/New Sidewalk - Thornhill Subdivision

MOVED by Alderman Grant, seconded by Alderman Nolan that, as recommended by the Committee on Works:

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1. Council award Tender #85-12 to Steed & Evans Limited for sidewalk renewal and new sidewalk - Thornhill Subdivision, projects, materials and services listed for the unit prices quoted for Items 1 to 7 in the May 14, 1985 staff report at a total project cost of \$348,000.00;

2. Funding Authorized from Account Numbers: CB462, CB464, CB473, CA107, CB463, CB465, CB525; and

3. Funding Transfers be approved as follows:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
CB473 to CB525	Sidewalk Renewal	\$4,000

Tender #85-14 - Sidewalk Renewals

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

1. Council award Tender #85-14 for sidewalk renewals, projects, materials or services listed in the May 14, 1985 staff report as follows:

TO: Armdale Construction for:

Item #1 - Albert St. (W) - Acadia to Vestry
Item #3 - Duffus St. (N) - Albert to Acadia
Item #4 - Duffus St. (S) - Acadia to Novalca
Item #5 - Duffus St. (S) - Dartmouth to Acadia

TO: G. & R. Kelly Enterprises for:

Item #2 - Dartmouth Avenue (W) - Duffus to Roome
Item #6 - Glebe St. (S) - Lynch to Barrington
Item #7 - Leaman St. (W) - Drummond to Drummond
Item #8 - Leaman St. (W) - Normandy to Drummond
Item #9 - Newberry St. (W) - Kencrest Ave. to End;

2. Funding Authorized from Account Numbers: CB460, CB479, CB480, CB481, CB482, CB488, CB498, CB499, CB504 at a total project cost of \$286,000.00; and

3. Funding transfers be approved as follows:

FROM CB488	TO CB460	\$11,000
FROM CB488	TO CB481	2,000
FROM CB502	TO CB499	6,000
FROM CB502	TO CB498	9,000

Motion passed.

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1. Council award Tender #85-12 to Steed & Evans Limited for sidewalk renewal and new sidewalk - Thornhill Subdivision, projects, materials and services listed for the unit prices quoted for Items 1 to 7 in the May 14, 1985 staff report at a total project cost of \$348,000.00;

2. Funding Authorized from Account Numbers: CB462, CB464, CB473, CA107, CB463, CB465, CB525; and

3. Funding Transfers be approved as follows:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
CB473 to CB525	Sidewalk Renewal	\$4,000

Tender #85-14 - Sidewalk Renewals

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

1. Council award Tender #85-14 for sidewalk renewals, projects, materials or services listed in the May 14, 1985 staff report as follows:

TO: Armdale Construction for:

Item #1 - Albert St. (W) - Acadia to Vestry
Item #3 - Duffus St. (N) - Albert to Acadia
Item #4 - Duffus St. (S) - Acadia to Novalea
Item #5 - Duffus St. (S) - Dartmouth to Acadia

TO: G. & R. Kelly Enterprises for:

Item #2 - Dartmouth Avenue (W) - Duffus to Roome
Item #6 - Glebe St. (S) - Lynch to Barrington
Item #7 - Leaman St. (W) - Drummond to Drummond
Item #8 - Leaman St. (W) - Normandy to Drummond
Item #9 - Newberry St. (W) - Kencrest Ave. to End;

2. Funding Authorized from Account Numbers: CB460, CB479, CB480, CB481, CB482, CB488, CB498, CB499, CB504 at a total project cost of \$286,000.00; and

3. Funding transfers be approved as follows:

FROM <u>CB488</u>	TO <u>CB460</u>	\$11,000
FROM <u>CB488</u>	TO <u>CB481</u>	2,000
FROM <u>CB502</u>	TO <u>CB499</u>	6,000
FROM <u>CB502</u>	TO <u>CB498</u>	9,000

Motion passed.

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Tender #84-23 - Sidewalk Renewal on Dutch Village Road between
Bayers Road and Deal Street

MOVED by Alderman Nolan, seconded by Alderman Doehler
that, as recommended by the Committee on Works:

1. Staff be authorized to complete the works specified under Contract 84-23 by negotiation of unit prices with Armdale Construction Limited;
2. Subject to satisfactory negotiation of unit prices, Armdale Construction Limited be engaged under contract #84-23; and
3. Funds are available from committed funds of Capital Account #CJ001 - Dutch Village Road Improvements.

Motion passed.

Tender #85-19 - Robie Street from Livingstone to Young Street

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

1. Council award Tender #85-19 to Municipal Contracting Limited for the construction of new paving, curb and gutter, sidewalk sewer construction - Robie Street from Livingstone Street to Young Street at the unit prices quoted in the April 17, 1985 staff report and with a total project cost of \$482,000.00;
2. Funding authorized from Account Number: CE036
3. Fund Transfers be approved as follows:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
From DB038 to CE036	Kaye St. Relief Sewer	\$266,000
From CB099 to CE036	SR Robie St (E) (Kaye to Kane Streets)	16,000

Motion passed.

Tender #85-07 - Ragged Lake Research & Business Park (Phase 1 -
Stage 1)

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

1. Council award Tender #85-07 to Normway Construction Limited for Ragged Lake Research and Business Park (Phase 1 - Stage 1), projects, materials and services at the unit prices quoted in the June 3, 1985 staff report.

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2. Funding Authorized from Account Number: 246965 at a total project cost of \$1,260,000.00.

3. Funding Transfers be approved as follows:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
DD021	North West Interceptor System	\$60,000.00

A discussion ensued regarding the awarding of the tender to an out of province company with Council requesting that a review of the tendering policy should be carried out with regard to the awarding of tenders to the lowest bidder in all cases.

Motion passed.

10:20 p.m. The meeting adjourned for a short recess.

10:35 p.m. The meeting reconvened with all the same members being present.

REPORT - BOARD OF HEALTH

Sewage Overflow - Lift Station - Chocolate Lake

A report from Mrs. G.I. Blennerhassett, Secretary, Board of Health, dated June 12, 1985, was submitted.

MOVED by Alderman Grant, seconded by Alderman Nolan that City Council direct the City Engineering Department to meet with the Department of Environment to investigate and implement methods of preventing the sanitary sewage overflow into Chocolate Lake on an interim basis pending the completion of the Storm Water Management Study.

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

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Proposed Amendments to Ordinance Number 116 - the Taxi Ordinance
SECOND READING

This matter was given first reading at the City Council meeting held on May 30, 1985.

MOVED by Alderman Jeffrey, seconded by Alderman LeBlanc that the proposed amendments to Ordinance Number 116, the Taxi Ordinance, as follows, be read and passed a SECOND TIME:

BE IT ENACTED by the City Council of the City of Halifax that Ordinance No. 116, the Taxi Ordinance as enacted and approved by the Minister of Municipal Affairs on the 15th day of June 1978, be and the same is hereby amended as follows:

1. Section 15 is amended by substituting the figures "500,000.00" in line six thereof with the figures "1,000,000.00".
2. Section 17 is repealed.
3. Subsection (4) of Section 26 is repealed.
4. Subsection (1) of Section 46 is hereby amended and the following is substituted therefor:

46(1) Any person who violates any of the provisions of this Ordinance, in respect of which no other penalty is provided, shall be guilty of an offence against this Ordinance and shall be liable for the first offence to a penalty of not less than \$15 and in default of payment to imprisonment for a term of not less than ten days; for the second offence to a penalty of not less than \$25 and in default of payment to imprisonment for a term of not less than fifteen days; for the third and any subsequent offence, to a penalty of not less than \$50 and in default of payment to imprisonment for not less than twenty days and in each case to a fine not exceeding \$500; and, in the case of any violation by the holder of a license under this Ordinance, the Chief of Police may cancel or suspend the license of such person, but such person shall in addition be also liable to the penalties above set out.

Motion passed.

PAC Report - Amendments to MPS - United Equities Application

A report from the Planning Advisory Committee, with attachments, dated June 13, 1985, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Doehler that a public hearing be held to consider the amendment to the Municipal Planning Strategy and Land Use Bylaw, and the Contract Development to facilitate a development requested by United Equities and at the same public hearing consideration be given to the recommendations of the Planning Advisory Committee with respect to their report.

Motion passed.

MOVED by Alderman LeBlanc, seconded by Alderman Hamshaw that the date for the public hearing be set as Wednesday, July 17, 1985 with July 18 and 22, 1985 being reserved if necessary for a continuation of the hearing.

Motion passed.

Council
June 13, 1985

Alderman Cromwell asked that His Worship take into consideration with staff and the Legal Department whether the hearing should be held in the Council Chamber. Deputy Mayor O'Malley suggested that such a decision should be made by City Council, and Alderman Meagher expressed the view it was a subject which members of Council should give some thought to and have a discussion next week. His Worship suggested that the item might be discussed at next week's Committee meeting.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on June 5, 1985 as follows:

Case No. 4716 - Contract Development - Schedule "K" - Rockingham Ridge, Phase 2A

This matter was forwarded to Council without recommendation.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that City Council grant Stage II approval of Phase 2A, Rockingham Ridge, lands of Rockingham Development Limited, as shown on Plan No. P200/13717 of Case No. 4716.

Motion passed.

MOTIONS

Proposed Amendments to Ordinance Number 170, respecting Partial Tax Exemption for Certain Properties - FIRST READING

Alderman Meagher gave Notice of Motion of his intention to introduce a motion that Ordinance #170 be continued in effect for the year 1985 and to Amend Schedule "A" by the addition of the "Golden Age Social Centre, 210-212 Herring Cove Road" and to amend Schedule "B" by the addition of "Sport Nova Scotia, 5516 Spring Garden Road" at the City Council meeting held on May 30, 1985.

MOVED by Alderman Meagher, seconded by Alderman Nolan that:

BE IT ENACTED by the City Council of the City of Halifax that Ordinance Number 170, the Tax Concessions Ordinance, as enacted by City Council on the 11th day of June, 1981, and approved by the Minister of Municipal Affairs on the 6th day of November, 1981, as amended, is hereby further amended as follows:

1. Schedule "A" attached hereto and forming part of Ordinance 170 is amended by adding the following property:

Golden Age Social Centre - 210-212 Herring Cove Road

Council
June 13, 1985

2. Schedule "B" attached hereto and forming part of Ordinance 170 is amended by adding the following property:

Sports Nova Scotia - 5516 Spring Garden Road

Motion passed.

MISCELLANEOUS ITEMS

Additional Family Public Housing Units

A staff report dated June 5, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Downey that Council pass the resolution as attached to the June 5, 1985 staff report requesting the Nova Scotia Department of Housing to proceed with securing financing for the additional four (4) units of Family Public Housing.

Motion passed.

Public Service Commission - 1984 Annual Report - TO BE TABLED

A letter dated May 31, 1985 from Mr. H. Mitchell, R.I.A., Secretary and Treasurer, Public Service Commission of Halifax, with attached a copy of the 1984 Annual Report of the Public Service Commission, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman LeBlanc that the 1984 Annual Report of the Public Service Commission be tabled.

Alderman LeBlanc requested that staff attempt to consolidate all the annual reports of the City within one booklet.

His Worship indicated that staff would bring back information with regard to this consolidation.

The motion was put and passed.

Request - Nova Parachutes - Natal Day Parachuting Demonstration

A letter received June 10, 1985 from John Woods, Sec/Tres., Nova Parachutes, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman LeBlanc that Council record no objection to parachutists using the Halifax Garrison Grounds as a landing drop point on August 5, 1985, Natal Day, subject to a written waiver absolving the city of Halifax of any liability in the event of injury or any other action, being received by the City prior to the jump.

Motion passed.

Council
June 13, 1985

Expropriation - Parcel H-92, 264 Herring Cove Road, Statutory
Offer of Compensation

A staff report dated June 4, 1985, was submitted.

MOVED by Alderman Grant, seconded by Alderman Dewell that in connection with the expropriation of Parcel H-92, Plan TT-30-26620 an amount of \$8,600 based on an appraisal by John K. Walker Appraisal Services Limited be offered to the owners, Canadian Tire Corporation Limited. Funds are available in Account No. C3012, the Herring Cove Widening Account.

Motion passed.

QUESTIONS

Question Alderman Flynn re: Time Change for June 27, 1985
City Council Meeting

Alderman Flynn referred to the letter distributed to members of Council from the Mayor requesting that the June 27, 1985 Council meeting begin at 2:00 p.m. rather than at 8:00 p.m. the usual time for Council. Alderman Flynn asked if this matter was to be dealt with this evening.

Deputy Mayor O'Malley suggested that the matter should be dealt with at this meeting to allow for the necessary advertising of the time change.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc that the June 27, 1985 meeting of Halifax City Council scheduled to begin at 8:00 p.m. begin at 2:00 p.m..

Motion passed.

Question Alderman LeBlanc re: Request to have Letter
Forwarded to the H. H. Marshall Company

Alderman LeBlanc referred to his request at Committee of the Whole that the Mayor forwarded a letter of the H. H. Marshall Company regarding the distribution of pornographic or borderline material appealing to their sense of corporate responsibility in this matter. Alderman LeBlanc asked if this letter had been forwarded as requested.

Question Alderman Grant re: Drainage Lynette School

Alderman Grant referred to the slow drainage around the Lynette School indicating that an unpleasant odor was emanating from the drainage and requesting that the Engineering and Works Department investigate the matter and in some way get the drainage moving more quickly.

Council
June 13, 1985

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Walker Appraisal Services Limited be offered to the owners,
Canadian Tire Corporation Limited. Funds are available in
Account No. CJ012, the Herring Cove Widening Account.

Motion passed.

QUESTIONS

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City Council Meeting

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members of Council from the Mayor requesting that the June 27,
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from the drainage and requesting that the Engineering and Works
Department investigate the matter and in some way get the
drainage moving more quickly.

Council
June 13, 1985

Question Alderman Meagher re: Next Meeting with MLA's

Alderman Meagher referred to past breakfast meetings with the MLA's and asked Alderman Flynn when he expected the next meeting to take place.

Alderman Flynn indicated that he had been unsuccessful in setting up a meeting but would continue to work on the matter and would attempt to give a positive indication as to when the meeting will take place prior to the next meeting of the Committee of the Whole Council.

Question Alderman Downey re: Status Barrington Street Alignment

Alderman Downey referred to the Barrington Street alignment and asked if any word had been received from the Province regarding this matter.

Mr. Connell addressed the matter indicating that the provincial response had been before Council on a previous occasion noting that the Province had agreed to cost share in relation to improvement to the Barrington Bubble, paving from that point to Cornwallis Street and some traffic improvements at Cornwallis. Mr. Connell indicated that new designs were being developed based upon the approved cost sharing areas and the work would probably begin within the month.

Question Alderman Downey re: Construction Argyle Street

Alderman Downey referred to the construction taking place on Argyle Street and advised that a man had fallen in that area this week. Alderman Downey requested that staff approach the developer with a request to improve the situation there by erecting a border or walkway or other appropriate measure.

The City Manager indicated that staff would look into the matter.

Question Alderman Cromwell re: Meeting with Housing Authority

Alderman Cromwell referred to recent media reports regarding the Housing Authority indicating that he was annoyed that he did not receive information first hand and suggested that a meeting should be set up with the Housing Authority to determine the present status of the Authority.

Deputy Mayor O'Malley asked if Alderman Cromwell was asking for a meeting with the Housing Authority and indicated that if that were the case then His Worship should be requested to forward a letter to the Housing Authority asking for such a meeting, to which Alderman Cromwell agreed.

Council
June 13, 1985

Alderman Hamshaw indicated that he would be interested in attending such a meeting and MOVED, seconded by Alderman Flynn that all members of Council be advised of the meeting date in order that those wishing to attend might do so.

Motion passed.

Question Alderman Doehler re: Night Parking in Grand Parade

Alderman Doehler referred to the repeated violation of the no parking in the Grand Parade particularly at night and referred to a particular black car with white wall tires which is present in the Grand Parade almost constantly. Alderman Doehler requested that the Police Department enforce the no parking in the Grand Parade with particular attention to the habitual offenders of the no parking law.

Question Alderman Nolan re: Time Limit on Question Period

Alderman Nolan asked if there was any time limit on the Question Period.

Deputy Mayor O'Malley responded indicating that there was no specific time limit on the question period.

Question Alderman Nolan re: Responsibility of Council in Relation to the Housing Authority

Alderman Nolan referred to recent statements made by the Nova Scotia leader of the New Democratic Party and asked that a report with regard to Council's responsibility in relation to the Housing Authority be prepared for Council's information.

Deputy Mayor O'Malley suggested that this report should be made available to Council before the requested meeting with the Housing Authority takes place and that the report outline the responsibilities and authority of Council in relation to the Housing Authority.

Question Alderman Flynn re: Curb and Gutter - Larry O'Connell Field and Armcrescent

Alderman Flynn referred to correspondence received from the City Manager dated June 10, 1985 regarding Chebucto Road curb and gutter noting that the report indicated that the curb and gutter between Newton and Armcrescent was substantially in disrepair. Alderman Flynn indicated that he took exception to this comment as curb and gutter was non-existent in that area as it had reached such a state of disrepair.

Council
June 13, 1985

Alderman Flynn referred to the area of the Larry O'Connell Field and Armcrescent noting that half the sidewalk slabs in that area had been replaced over the past few years. Alderman Flynn indicated that he would like to have that section between Larry O'Connell Field and Armcrescent have only curb and gutter installed. Alderman Flynn advised that residents were experiencing flooding problems which staff indicated might be caused by the poor condition of drainage facilities in the area.

Alderman Flynn requested that staff prepare a report on the cost of repairing only the section between the Larry O'Connell Field and Armcrescent.

Question Alderman Dewell re: Availability of Written Submissions
on the Housing Symposium

Alderman Dewell asked if the written presentations submitted to the Housing Authority were available to members of Council.

Alderman LeBlanc indicated that Council could obtain copies of the submissions at the Planning Information Office.

NOTICE OF MOTIONS

Notice of Motion Alderman Grant re: Amendment to Ordinance No.
17 respecting Junk Dealers

Alderman Grant gave notice of motion that at the next regular meeting of Halifax City Council to be held on Thursday, June 27, 1985 he intend to introduce a motion to amend Ordinance No. 17 respecting Junk Dealers. Alderman Grant indicated that the purpose of the amendment is to conceal the unsightly condition presented by salvage yards whose goods are stored outside.

Notice of Motion Alderman Flynn re: Reconsideration of Council's
Decision of June 13, 1985 regarding Agenda Item 11.7 -
Tender #85-07 - Ragged Lake Research & Business Park
(Phase I - Stage I)

Alderman Flynn gave notice of motion that at the next regular meeting of Halifax City Council to be held on Thursday, June 27, 1985 he intends to introduce a motion of Reconsideration of the Council decision of June 13, 1985 regarding agenda Item 11.7, Tender # 85-07, Ragged Lake Research & Business Park (Phase I - Stage I) and further that a stay of execution be placed on this matter.

The Chairman indicated that a vote would have to be taken with regard to the stay of execution on this matter.

Council
June 13, 1985

The Acting City Manager addressed Council indicating that if a stay of execution was placed on this matter it was likely that all tender prices would have expired. The Acting City Manager further noted that the successful bidder based on Council's decision this evening had permitted an eight day extension on his quoted prices and these prices would expire at 12 noon tomorrow.

A vote was taken with regard to the stay of execution resulting in the stay of execution being lost.

ADDED ITEMS

Appointment - Natal Day Committee

A report dated June 13, 1985 from Mayor Ron Wallace, was submitted.

MOVED by Alderman Dewell, seconded by Alderman Cromwell that Mrs. Agnes MacLean be appointed to the Natal Day Committee with a term to expire February 14, 1986.

Motion passed.

2548 Sherwood Street - Alderman Flynn

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

Alderman Flynn addressed the matter indicating that, on behalf of the residents in the area, he would like to request a review of the zoning of the Sherwood Street area from R-2 to R-1 and the implications of such a zoning change.

Alderman Flynn further requested, keeping in mind the rights of the present owner of 2548 Sherwood Street, that any building permits or changes made by the developer in relation to this property come before Council before approval by the Development Officer or the Building Inspector. Alderman Flynn indicated that he knew this was an extraordinary request but in view of this particular developers history within the City he suggested that it would be prudent of Council to take this action.

The Acting City Solicitor indicated that Council had no authority with regard to decisions of the Building Inspector or the Development Officer unless an appeal is made in relation to an approval or a refusal.

Alderman Flynn indicated that the appeal procedure would be sufficient to protect the residents of the area.

Council
June 13, 1985

Mrs. Violet Muise - Alderman Jeffrey

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

Alderman Jeffrey addressed the matter indicating that Mrs. Violet Muise had lived at MacKeen Manor but due to health problems requiring her to live on the ground floor, had to move as there were no available units on the ground floor of the Manor. Alderman Jeffrey indicated that Mrs. Muise was presently living at 71 Andrew Street, Apartment 101 and paying some \$350.00 per month in rent plus other living expenses. Alderman Jeffrey requested that the Social Planning Department or the Halifax Housing Authority contact Mrs. Muise to see what can be done to improve her situation.

Crosswalk - Alderman Jeffrey

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

Alderman Jeffrey referred to the crosswalk on Joseph Howe Drive between Wards 10 and 11 and requested that the Traffic Authority prepare a report with regard to the feasibility of a three way stop at that crosswalk. Alderman Jeffrey indicated that a dangerous situation existed at that crosswalk.

Templeton Mews - Alderman Jeffrey

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

Alderman Jeffrey referred to the upcoming completion of the Templeton Mews project noting that the city land set aside for use by the residents as a park had not been developed as park area to date. Alderman Jeffrey indicated that the improvements required would cost in the area of \$20,000 to \$25,000 and requested that staff prepare a report with regard to where the funds to carry out the necessary improvements could be allocated from.

Opening of Seaview Park - Deputy Mayor O'Malley

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

Deputy Mayor O'Malley referred to the opening of Seaview Park scheduled for June 15, 1985 and requested that Council agree to a delay of the opening to June 22, 1985 due to the roadway to the park not being completed, to which the Council agreed.

11:35 p.m. The meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

E. A. KERR
DEPUTY CITY CLERK

DATE APPROVED BY COUNCIL: _____

/sq

HALIFAX CITY COUNCIL
SPECIAL MEETING
PUBLIC HEARINGS
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
June 19, 1985
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: Deputy Mayor Gerald O'Malley, Chairman; and Aldermen Cromwell, Downey, Meagher, Dewell, Grant, Nolan, Jeffrey, LeBlanc, Flynn and Hamshaw.

ALSO PRESENT: Mr. P.S. Connell, P. Eng., Acting City Manager; City Solicitor; City Clerk, and other members of City staff.

ADDED ITEMS

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

Case No. 4724 - Contract Development, 469 Herring Cove Road - SET DATE FOR PUBLIC HEARING

Case No. 4733 - Contract Development, 1546 Barrington Street - SET DATE FOR PUBLIC HEARING

Community Facilities MPS Amendments - SET DATE FOR PUBLIC HEARING

Call for Proposals - Grosvenor School - SET DATE FOR PUBLIC HEARING

Surcharges - Homes for Special Care

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

Street Closure - Portion of Rockhaven Drive along its Northern Boundary between Civic Nos. 25 & 29 Rockhaven Drive

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

Mr. A.W. Churchill, Supervisor, Real Estate Department, addressed members of Council and with the aid of sketches and maps advised that this matter had been considered by Council previously, in connection with a land transaction. Mr. Churchill advised that the proposal would provide a better street alignment for the area and the new owners are interested in subdividing the land. Mr. Churchill advised that this closure would create more street frontage to subdivide the land into two lots.

There were no persons present wishing to address Council with respect to this matter. There has been no correspondence submitted respecting this matter.

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

Street Closure - A Portion of Dutch Village Road along its Northern Boundary at 3648 Dutch Village Road

A public hearing into this matter was held at this

Mr. A.W. Churchill, Supervisor, Real Estate Department, with the aid of sketches and maps, advised that this matter had been considered previously by Council in connection with a land exchange, and the proposed closure is being considered at this time to create sidewalks in the area.

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

There were no persons present wishing to address Council with respect to this matter. There has been no correspondence submitted in this regard.

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

By-Bye No. 476 - Rezoning - Pickford School Site

A public hearing into this matter was held at this

A staff report dated June 18, 1985, was submitted.

Mr. William Campbell, Development Department, with the aid of sketches and maps, outlined this application for rezoning the northern and southern portions of the former Pickford School property from P, Park and Institutional Zone to R-2, Multiple Dwelling Zone, to permit construction of a total of 10 senior citizens housing units, as outlined in the staff report dated June 18, 1985.

Mr. Campbell advised the proposal was being made by the Department of Housing and that preliminary plans had been submitted, indicated that the development would be stepped in one, two, and three storeys in three units. Mr. Campbell indicated the plans met the current R-3 controls and then responded to various questions put forth by members of Council, and advised that staff recommended approval of this application.

Alderman LeBlanc addressed the matter and questioned whether staff had any discussion with respect to the maximum and minimum land useage for that particular site.

Alderman Cromwell referred to the proposed development and questioned whether any consideration had been given to include medical facilities within the building.

Mr. Schofield, Regional Manager, Provincial Department of Housing, addressed the Committee in support of the application, advising that the plans were preliminary at this time, and could be altered to accommodate the wishes of members of Council.

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

With respect to a question from Alderman Cromwell regarding space for medical facilities, Mr. Schofield advised that the plans did include a small room to be used as a nursing station.

Mr. Alan Ruffman, Ferguson's Cove, addressed members of Council in favour of the application, noting that the building was in scale with the neighbouring properties.

Mr. Martin Farrell, 3327 Novalea Drive, Halifax, addressed members of Council in opposition to the application, suggesting the proposal would increase the traffic flow to the area, noting the street was very narrow, and expressed the view that housing for young families rather than senior citizens would be more appropriate for this area.

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

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

Correspondence dated June 17, 1985, from the Rev. Blaine W. Dunnett, Knox Presbyterian Church, Halifax, was submitted.

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

Case No. 4586 - Contract Development, Melville and Winchester
Avenues

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

Mr. William Campbell, Development Department, with the aid of sketches and maps, outlined this application to allow the development of 243 senior citizen dwelling units in three buildings, a 100-bed nursing home and a day activity centre on a 25 acre site between Melville and Winchester Avenues, as outlined in the staff report dated March 28, 1985.

Mr. Campbell advised that the property was zoned F-1 and under the requirements of Schedule "D", noting that the proposed uses are not permitted in an R-2 zone.

Mr. Campbell advised of the proposed construction for the buildings and of the age limit of 48 and 55 years as proposed.

Mr. Campbell advised further that alternate plans for water and sewer services had been submitted by the applicant just prior to the public hearing date, and staff had not had time to review the plans in detail. Mr. Campbell outlined these alternate plans and responded to various questions put forth by members of Council.

Alderman Dewell referred to the age requirement and requested that the Legal Department prepare a report on the matter in view of the Canadian Bill of Rights. The City Solicitor advised that he would review this matter and submit a report.

Alderman Flynn referred to the cost-sharing necessary to provide for services and questioned whether funds could be utilized from the Pollution Control Account. Following a brief discussion on this matter, the Chairman suggested that this suggestion be investigated to determine whether or not these funds may be used for this purpose.

Alderman LeBlanc referred to the submission of new information with respect to this application, and questioned whether Council may vote on the matter based on the additional information, and whether a new public hearing was required.

The City Solicitor advised he would review the matter and submit a report.

Mr. Michael Kontack, on behalf of the applicant, addressed members of Council in favour of the application and introduced Mr. Doug Miller, the architect and Mr. Terry Siers, Engineer for the project.

Special Council
Public Hearings
June 19, 1985

Mr. Miller addressed members of Council and briefly outlined the application and referred to the proposed sewer, water and access locations to the proposed development. Mr. Miller advised of the proposal to create a cul-de-sac at Melville Avenue, with no direct access to Melville Road.

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

Mr. Charles Reardon, a resident of the area, addressed Council in favour of the application, and referred to another vacant piece of property adjacent to this proposal, and expressed the view that staff and the developer discuss this area with a view to developing the lands.

Mr. Harold Clowater, on behalf of the residents of Randolph Street, addressed members of Council and presented a petition, which is part of this official file, and advised the residents were acceptable to the proposal that Randolph Street will be dead-end at the cul-de-sac, noting that truck traffic would not be acceptable on Randolph Street.

Mr. Earl Wagner, 26 Randolph Street, submitted a petition on behalf of some of the residents of Randolph Street, expressing concerns with the proposed development, a copy of which is part of the official file of this meeting.

A petition on behalf of the Residents of Randolph Street, signed by H.E. Clowater and E.S. Wagner, was submitted.

Ms. Patty Muir, 26 Melville Avenue and Mr. Harry Poleng, 3 Melville Avenue, on behalf of the residents of Melville Avenue, addressed Council and submitted a copy of their presentation, which is part of the official file of this meeting.

Ms. Karen Plasse, on behalf of the residents of Winchester Avenue, addressed members of Council, and submitted a petition containing approximately 55 signatures, which is part of this file.

Mr. Alan Ruffman, Ferguson's Cove, addressed members of Council and noted that Melville Avenue was not the official street width, noting concerns with the sewer services in the area. Mr. Ruffman expressed appreciation to the residents for their presentations at this meeting.

Mr. Dan Plasse, a resident of Winchester Avenue, addressed members of Council and voiced concern that there was not sufficient information available for Council to base their decision.

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

Special Council
Public Hearings
June 19, 1985

Correspondence undated and received by the City Clerk, from Michael A. Broomfield, 23 Randolph Street, was submitted.

Alderman LeBlanc addressed members of Council and expressed thanks to the citizens present at the meeting for their interest and input.

MOVED by Alderman Nolan, seconded by Alderman Grant the matter be forwarded to the July 11, 1985 meeting of Halifax City Council without recommendation. Motion passed.

ADDED ITEMS

Case No. 4724, Contract Development, 469 Herring Cove Road
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Cromwell, seconded by Alderman Flynn that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to permit the construction of a 12 unit apartment building at 469 Herring Cove Road.

Motion passed.

The City Clerk advised the date set for this public hearing was TUESDAY, JULY 22, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

Following a brief discussion, it was MOVED by Alderman Grant, seconded by Alderman Nolan the public hearing be scheduled for WEDNESDAY, AUGUST 21, 1985, at 7:30 p.m. in the Council Chamber, City Hall. Motion passed.

Case No. 4733 - Contract Development, 1546 Barrington Street
- SET DATE FOR PUBLIC HEARING

MOVED by Alderman LeBlanc, seconded by Alderman Cromwell that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to permit the construction of a 4.5-5 storey commercial building at 1546 Barrington Street as shown on Plan No. 200/13769, 13682-83, 13899 and 13900.

Motion passed.

MOVED by Alderman Cromwell, seconded by Alderman Flynn that MONDAY, July 22, 1985, at 7:30 p.m. be the date set for this public hearing.

Motion passed.

Special Council
Public Hearings
June 19, 1985

Correspondence undated and received by the City Clerk, from Michael A. Broomfield, 23 Randolph Street, was submitted.

Alderman LeBlanc addressed members of Council and expressed thanks to the citizens present at the meeting for their interest and input.

MOVED by Alderman Nolan, seconded by Alderman Grant the matter be forwarded to the July 11, 1985 meeting of Halifax City Council without recommendation. Motion passed.

ADDED ITEMS

Case No. 4724, Contract Development, 469 Herring Cove Road
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Cromwell, seconded by Alderman Flynn that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to permit the construction of a 12 unit apartment building at 469 Herring Cove Road.

Motion passed.

The City Clerk advised the date set for this public hearing was TUESDAY, JULY 22, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

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- SET DATE FOR PUBLIC HEARING

MOVED by Alderman LeBlanc, seconded by Alderman Cromwell that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to permit the construction of a 4.5-5 storey commercial building at 1546 Barrington Street as shown on Plan No. 200/13769, 13682-83, 13899 and 13900.

Motion passed.

MOVED by Alderman Cromwell, seconded by Alderman Flynn that MONDAY, July 22, 1985, at 7:30 p.m. be the date set for this public hearing.

Motion passed.

Community Facilities : MPS Amendments

MOVED by Alderman Dewell, seconded by Alderman Neaghe
that, as recommended by the City Planning Committee, a date be
set for a public hearing to consider amendments to the
Municipal Planning Strategy.

Motion passed.

The City Clerk advised the date set for this public
hearing was WEDNESDAY, AUGUST 21, 1985, at 7:30 p.m. in the
Council Chamber, City Hall.

Call for Proposals - Grosvenor School - SET DATE FOR PUBLIC
HEARING

A supplementary staff report dated June 19, 1985, was
submitted.

MOVED by Alderman Cronwell, seconded by Alderman Flynn
that, as recommended by the City Planning Committee, a date be
set for a public hearing to consider the rezoning of a portion
of these lands to R-4 to permit townhouses. Motion passed.

The City Clerk advised that the date set for this
public hearing was MONDAY, July 22, 1985, at 7:30 p.m. in the
Council Chamber, City Hall.

Surcharges - Homes for Special Care

MOVED by Alderman Cronwell, seconded by Alderman Flynn
that, as recommended by the Finance and Executive Committee
that the following recommendations be acted on and implemented
by staff:

1. Halifax City Council agree that payments of
surcharges above the approved per diem rate will not
be made unless ordered by a Court.
2. Staff be given authority to negotiate with the
Homes for Special Care regarding the per diem rates in
an attempt to alleviate the demand for an additional
\$820,000 in payments to these Homes.
3. If such negotiations cannot be successfully
resolved, the City establish a waiting list for Homes
for Special Care. It is recommended that no more than
ten new admissions per month be funded by the City.
This will reduce the total number of clients assisted
in Homes for Special Care by about 100 over a
twelve-month period and thus enable the Department to
function within its budget.

Community Facilities : MPS Amendments

MOVED by Alderman Dewell, seconded by Alderman Meagher
that:

1. The City challenge the position taken by the Department of Municipal Affairs in the courts to obtain a ruling as to whether development agreements can be utilized for land which is under the ownership of the City; and
2. because of the urgency of proceeding with the Parks and Grounds compound, staff be directed to proceed under the authority of Section 538A of the City Charter; and further that Council follow the current procedures in respect to notice and public hearings.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, AUGUST 21, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

Call for Proposals - Grosvenor School - SET DATE FOR PUBLIC HEARING

A supplementary staff report dated June 19, 1985, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Flynn
that, as recommended by the City Planning Committee, a date is set for a public hearing to consider the rezoning of a portion of these lands to R-4 to permit townhouses. Motion passed.

The City Clerk advised that the date set for this public hearing was MONDAY, July 22, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

Surcharges - Homes for Special Care

MOVED by Alderman Cromwell, seconded by Alderman Flynn
that, as recommended by the Finance and Executive Committee that the following recommendations be acted on and implemented by staff:

1. Halifax City Council agree that payments of surcharges above the approved per diem rate will not be made unless ordered by a Court.
2. Staff be given authority to negotiate with the Homes for Special Care regarding the per diem rates in an attempt to alleviate the demand for an additional \$820,000 in payments to these Homes.

4. City Council approach the Minister of Social Services to rescind the regulation requiring the City to pay a rate dictated by the Home for Special Care. Under the current regulation a Home for Special Care could double its per diem without any changes in the quality of care and a municipality must pay the rate.
5. Facilities charging rates in excess of the approved per diem be used only as a last resort.
6. City Council request the Minister of Social Services to remove restrictions on the number of Home for Special Care beds allocated for heavy nursing care. There is a current shortage not only in the City of Halifax but across the Province.
7. Council approve negotiations by staff with the Halifax Civic Hospital to provide emergency nursing care beds. The Minister of Social Services approval is required to develop this option.
8. Council authorize staff to develop and co-ordinate a comprehensive program of in-home support services funded from the Rehabilitation and Job Creation fund and any savings that may result from the Homes for Special Care budget if less people are admitted to homes. Since the Province of Nova Scotia would save 66 2/3% of the City's saving in Homes for Special Care, the Province of Nova Scotia be requested to provide the usual 25% as well as the 50% cost sharing by the Federal Government 50% through General Assistance budgetary costs for in-home services (This expansion and comprehensiveness must expand options for elderly, provide quality care, and make more effective use of the dollar resources.)
9. Staff be given authority to negotiate with the Department of Health to provide health care services to the elderly of Halifax. The Department of Health provides many nursing services cost-free in rural areas but Halifax residents and the City pay for similar services.
10. Staff have authority to negotiate contracts with agencies and/or individuals for services providing the provision of comprehensive in-home services.
11. Council approves development and implementation of new services to help prevent early institutionalization of older people. Some of these would include the expansion of geriatric day programmes at Northwood and Spencer House, more effective liaison with the Geriatric Assessment Unit and Day Hospital at Camp Hill Hospital.

AMENDED PAGE
Special Council
Public Hearings
June 19, 1985

3. If such negotiations cannot be successfully resolved, the City establish a waiting list for Homes for Special Care. It is recommended that no more than ten new admissions per month be funded by the City. This will reduce the total number of clients assisted in Homes for Special Care by about 100 over a twelve-month period and thus enable the Department to function within its budget.
4. City Council approach the Minister of Social Services to rescind the regulation requiring the City to pay a rate dictated by the Home for Special Care. Under the current regulation a Home for Special Care could double its per diem without any changes in the quality of care and a municipality must pay the rate.
5. Facilities charging rates in excess of the approved per diem be used only as a last resort.
6. City Council request the Minister of Social Services to remove restrictions on the number of Home for Special Care beds allocated for heavy nursing care. There is a current shortage not only in the City of Halifax but across the Province.
7. Council approve negotiations by staff with the Halifax Civic Hospital to provide emergency nursing care beds. The Minister of Social Services approval is required to develop this option.
8. Council authorize staff to develop and co-ordinate a comprehensive programme of in-home support services funded from the Rehabilitation and Job Creation fund and any savings that may result from the Homes for Special Care budget if less people are admitted to homes. Since the Province of Nova Scotia would save 66 2/3 % of the City's saving in Homes for Special Care, the Province of Nova Scotia be requested to provide the usual 25% as well as the 50% cost sharing by the Federal Government 50% through General Assistance budgetary costs for in-home services (This expansion and comprehensiveness must expand options for elderly, provide quality care, and make more effective use of the dollar resources.)
9. Staff be given authority to negotiate with the Department of Health to provide health care services to the elderly of Halifax. The Department of Health provides many nursing services cost-free in rural areas but Halifax residents and the City pay for similar services.

Initiatives would be explored with voluntary agencies whereby volunteers could help with tasks such as snow shovelling, friendly visiting, and shopping.

Alderman Meagher referred to the Motion and clarified that this Motion did not contain any budget considerations.

Motion passed.

11:15 p.m. - The meeting adjourned.

HEADLINES

Added Items	348
Street Closure - Closure of a Portion of Rockhaven Drive along its Northern boundary between Civic Nos. 25 & 29 Rockhaven Drive	348
Street Closure - Closure of a Portion of Dutch Village Road along its Northern Boundary at 3648 Dutch Village Road ..	349
Case No. 4780, Rezoning, Richmond School Site	349
Case No., 4586, Contract Development, Melville and Winchester Avenues	351
<u>ADDED ITEMS</u>	
Case No. 4724, Contract Development, 469 Herring Cove Road - SET DATE FOR PUBLIC HEARING	353
Case No. 4733, Contract Development, 1546 Barrington Street - SET DATE FOR PUBLIC HEARING	353
Community Facilities - MPS Amendments - SET DATE FOR PUBLIC HEARING	354
Call for Proposals - Grosvenor School - SET DATE FOR PUBLIC HEARING	354
Surcharges, Homes for Special Care	354

Deputy Mayor Gerald O'Malley
Chairman

G.I. Blennerhasset
City Clerk

Date Approved by Halifax City Council: _____

/wc

10. Staff have authority to negotiate contracts with agencies and/or individuals for services providing the provision of comprehensive in-home services.

11. Council approves development and implementation of new services to help prevent early institutionalization of older people. Some of these would include the expansion of geriatric day programmes at Northwood and Spencer House, more effective liaison with the Geriatric Assessment Unit and Day Hospital at Camp Hill Hospital.

Initiatives would be explored with voluntary agencies whereby volunteers could help with tasks such as snow shovelling, friendly visiting, and shopping.

Alderman Meagher referred to the Motion and clarified that this Motion did not contain any budget considerations.

Motion passed.

11:15 p.m. - The meeting adjourned.

HEADLINES

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Deputy Mayor Gerald O'Malley
Chairman

G. I. Blennerhassett
City Clerk

Date Approved by Halifax City Council: _____

/wc

SPECIAL COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
June 24, 1985
3:05 p.m.

A special meeting of Halifax City Council was held on the above date for the purpose of discussion of the Police Negotiations.

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

Present: His Worship Mayor Ron Wallace, Chairman; and Alderman Doehler, Cromwell, Downey, Dewell, Nolan, Jeffrey, Flynn and Hamshaw.

Also Present: City Manager; Mr. B. Allen, Acting City Solicitor; City Clerk; Mr. Kenneth Rowe, Chairman, Police Commission; Ms. Mildred Royer, Director, Labour Relations; Police Chief Blair Jackson; and Deputy Chief Wyatt.

MOVED by Alderman Nolan, seconded by Alderman Dewell that City Council go into an incamera session.

3:10 p.m. Aldermen Grant and Meagher join the meeting.

Motion passed.

3:25 p.m. Council reconvened with the same members being present.

Motion passed.

MOVED by Alderman Dewell, seconded by Alderman Nolan that City Council accept the Memorandum of Agreement subject to ratification by the Halifax Police Patrolmen's Association.

Motion passed.

3:30 p.m. The meeting adjourned.

HEADLINES

Police Negotiations 157

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

Date approved by Council: _____

/sq

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
June 27, 1985
2:00 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 City Clerk in the recitation of the Lord's Prayer.

Present: His Worship Mayor Ben Wallace, Chairman; Deputy Mayor O'Malley and Aldermen Doehler, Cromwell, Lewney, Meagher, Nolan, and Hamshaw.

Also Present: Mr. P. Connell, Acting City Manager, Mr. B. Allen, Acting City Solicitor, City Clerk and other members of city staff.

Long Service Award - Max Hardie - Development Department

His Worship addressed Council indicating that today Council was to honor a valuable member of City staff on his retirement. His Worship introduced Mr. Max Hardie and his wife Barbara thanking Mr. Hardie for his loyal service to the City over the past 35 years. His Worship then presented Mr. Hardie with a long service plaque on behalf of Council and the citizens of Halifax.

Alderman Meagher then presented Mrs. Hardie with an orchid.

Mr. Hardie then addressed Council indicating that he had enjoyed his employment with the City and thanking Council for the presentation of the plaque.

Alderman LeBlanc joins the meeting.

Long Service Award - Harris Barton - Engineering and Works Department

His Worship addressed Council introducing Mr. Harris Barton and his wife indicating that Mr. Barton had been a long time employee with the City as well as being active in his community. His Worship presented Mr. Barton with a plaque in recognition of his long service with the City on behalf of Council and the citizens of Halifax.

Deputy Mayor O'Malley then presented Mrs. Barton with an orchid.

Council
June 27, 1985

MINUTES

Minutes of the regular meeting of City Council held on June 13, 1985 and of a Special Council held on June 19, 1985 were approved on a motion by Alderman Harshaw, seconded by Alderman Doehler.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

At the request of the City Clerk Council agreed to delete the following items:

10.4 - Case No. 4586 - Contract Development, Melville and Winchester Avenues

At the request of the City Clerk Council agreed to delete the following items:

10.1 Timetable of Capital Budget Process

10.2 Rezoning - Payers Lake Industrial Park - SET DATE FOR PUBLIC HEARING

10.3 Insurance Coverage

10.4 Statement of Revenue and Expenditure

At the request of Alderman Harshaw Council agreed to add:

10.5 Berlock Pavine

At the request of Deputy Mayor O'Malley Council agreed to add:

10.6 Seaview Park

10.7 Needham Centre

At the request of Alderman Doehler Council agreed to add:

10.8 Labour Contract Negotiations

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

DEFERRED ITEMS

Street Closure - Portion of Peckhaven Drive along its Northern Boundary between Civic Nos. 25 & 29 Peckhaven Drive

A public hearing into the above matter was held on June 19, 1985.

Council
June 27, 1985

MOVED by Alderman Harshaw, seconded by Alderman Jeffrey
that City Council approve the closure of a portion of Rockhaven
Drive along its northern boundary between Civic Nos. 25 & 29
Rockhaven Drive as shown on City Plan TT-36-28241.

The City Clerk advised that His Worship the Mayor and
Alderman Doehler were not present at the meeting.

Motion passed with Alderman Doehler abstaining.

Street Closure - Portion of Dutch Village Road along its
Northern Boundary at 3648 Dutch Village Road

A public hearing was held into the above matter on
June 19, 1985.

MOVED by Alderman LeBlanc, seconded by Alderman Nolan
that City Council approve the closure of a portion of Dutch
Village Road along its northern boundary at 3648 Dutch Village
Road as shown on City Plan No. TT-36-28242.

The City Clerk advised that His Worship the Mayor and
Alderman Doehler were not present at the meeting.

Motion passed with Alderman Doehler abstaining.

Case No. 4780 - Rezoning - Richmond School Site

A public hearing into the above matter was held on
June 19, 1985.

MOVED by Deputy Mayor O'Malley, seconded by Alderman
Nolan that the application to rezone Lot N-1 Dartmouth Avenue
and Lot N-3 Devonshire Avenue, lands of the City of Halifax from
P, Park and Institutional Zone to R-3, Multiple Dwelling Zone,
be approved.

The City Clerk advised that His Worship the Mayor and
Alderman Doehler were not present at the meeting.

Motion passed with Alderman Doehler abstaining.

Case No. 4586 - Contract Development, Melville and
Winchester Avenues

This matter was deleted from the agenda during the
setting of the agenda.

PETITIONS AND DELEGATIONS

Petition Alderman Meagher re: Late Night Noise Dover Street

Alderman Meagher presented a petition on behalf of the
residents Dover Street with regard to the increased late night
noise originating from the townhouses recently built in the
area. Alderman Meagher indicated that the townhouses had
originally been rented to single families, however, recently the
townhouses had become occupied by a number of young adults.
Alderman Meagher indicated that since that time the
neighbourhood had been experiencing a great deal of late night
noise on the weekends.

Council
June 27, 1985

Alderman Meagher noted that there were some 40 signatures affixed to the petition and requested that the Building Inspection Department look into the matter of occupancy and the Police Department investigate the matter as well. Alderman Meagher requested that the matter be placed on the agenda of the next Committee of the Whole and if a report was not available at that time the matter could be deferred to a later meeting.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on June 13, 1985 as follows:

Current Borrowing Resolution

MOVED by Deputy Mayor O'Malley, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, the Mayor and City Clerk be authorized to sign the current borrowing resolution attached to the May 30, 1985 staff report in the sum of \$7,000,000 for the period of July 1, 1985 to December 31, 1985, in accordance with Section 213 of the Halifax City Charter.

Motion passed.

Purchase and Sale - Parcels X & Y re: Plan TT-36-28245

MOVED by Deputy Mayor O'Malley, seconded by Alderman Hamshaw that, as recommended by the Finance and Executive Committee, Parcel "X" as shown on Plan TT-36-28245 be sold to the Department of Transportation for \$957.50 and further that Parcel "Y" as shown on Plan TT-36-28245 be purchased from the Department of Transportation for \$255.00, which amount is to be deducted from the sale price of Parcel "X", making the net return to the City an amount of \$702.50.

Motion passed.

Rededication of Larry O'Connell Field

MOVED by Deputy Mayor O'Malley, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, the rededication of the Larry O'Connell Field proceed as soon as possible with the residents of the area, the staff of the Recreation Department and Alderman Flynn making the arrangements and bringing the matter back to Council for ratification.

Motion passed.

Council
June 27, 1985

Alderman Meagher noted that there were some 40 signatures affixed to the petition and requested that the Building Inspection Department look into the matter of occupancy and the Police Department investigate the matter as well. Alderman Meagher requested that the matter be placed on the agenda of the next Committee of the Whole and if a report was not available at that time the matter could be deferred to a later meeting.

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Motion passed.

Purchase and Sale - Parcels X & Y re: Plan TT-36-28245

MOVED by Deputy Mayor O'Malley, seconded by Alderman Hamshaw that, as recommended by the Finance and Executive Committee, Parcel "X" as shown on Plan TT-36-28245 be sold to the Department of Transportation for \$957.50 and further that Parcel "Y" as shown on Plan TT-36-28245 be purchased from the Department of Transportation for \$255.00, which amount is to be deducted from the sale price of Parcel "X", making the net return to the City an amount of \$702.50.

Motion passed.

Rededication of Larry O'Connell Field

MOVED by Deputy Mayor O'Malley, seconded by Alderman Nolan that, as recommended by the Finance and Executive Committee, the rededication of the Larry O'Connell Field proceed as soon as possible with the residents of the area, the staff of the Recreation Department and Alderman Flynn making the arrangements and bringing the matter back to Council for ratification.

Motion passed.

Council
June 27, 1985

Rockingham Fire Station

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

1. the Social Planning Department and the Recreation Department be authorized to establish a Community Centre under the direction of a Joint Management Board while providing for the use of a portion of the building for activities and programmes of the Basinview Senior Citizen Club as soon as possible; and
2. City Council request the School Board to review their available space for possible use by the Metro Food Bank as storage space for food.

2860-68 Dutch Village Road

This matter was forwarded to this meeting of Halifax City Council without recommendation, pending a report from staff on a fifth alternative.

MOVED by Deputy Mayor O'Malley, seconded by Alderman
Downey that this matter be forwarded to the next regular meeting
of Halifax City Council pending the receipt of a report from
staff on a fifth alternative.

Mr. Connell indicated that negotiations had been taking place with the Church and a draft report was being prepared.

Motion passed.

Halifax City Market

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

1. The City will contribute the annual sum of \$7,000.00 to the Association to be applied to the rent payable for its use of the Brewery for the term January 1, 1985, thru December 31, 1990;
2. The City will continue to make the tables available to the Association formerly used at the City Market in the Forum Commission's facilities;
3. The City will make parking available to the Association and its customers in the City-owned lot on the corner of Lower Water and Bishop Streets (Rimco Site) on Fridays when space permits and Saturdays over the term of the agreement provided that the ownership/and or control remains in the hands of the City during the said term.

Council
June 27, 1985

Alderman Downey referred to Mr. Smith's comments with regard to parking and asked what the status of this problem was at present.

Mr. Connell advised that staff had some difficulty with the problem as they could not allow parking on the street as the street was so narrow and to permit parking on the shoulder would be in contravention of the Motor Vehicle Act as this is a sidewalk area.

Motion passed.

Acquisition of 5220 North Street

MOVED by Alderman Downey, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, the property location at 5220 North Street be purchased from the Estate of the late Yvonne Annie Embrett for the sum of \$33,000 as settlement in full, subject to the approval of the Minister of Municipal Affairs of the withdrawal of funds from the Sale of Land Account.

Motion passed.

Tender #85-113 - Purchase of 1986 Stationwagon - Fire Department

This matter was forwarded to Council without recommendation pending the receipt of a report regarding the firms invited to tender, the use and specifications of the stationwagon to be purchased. An information report dated June 25, 1985, was submitted.

MOVED by Alderman Hamshaw, seconded by Deputy Mayor O'Malley that Tender #85-110 for One 1986 Station Wagon, Halifax Fire Department be awarded to McDonald Chev Olds Ltd., 3681 Kempt Road, P.O. Box 9140, Halifax, Nova Scotia, B3K 5M7 with a total project cost of \$13,275.83 and further funds are available from Account Number 127417-B0350.

Motion passed.

Report - Advisory Committee on Concerns of Ageing - Committee Recommendations

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

1. That the Committee on Concerns of Ageing wishes to advise Halifax City Council of the grave concern of its membership, and the member organizations, regarding the impact of the Federal government move to remove indexing from Old Age Security Pension and requests that Council make representation to the Federal Government regarding this matter on behalf of the Committee.

Council
June 27, 1985

2. That the Committee on Concerns of Ageing wishes to advise Council of an urgent need for facilities for the use of the Ageing and Seniors in City parks and requests that consideration be given to budgetary allocations in 1986.
3. That the Committee on Concerns of Ageing advise Halifax City Council of its concern with regard to the lack of convenient and adequate day and night sitting services for seniors within the City and request that Council direct staff to prepare a report regarding the methods and feasibility of providing such services to seniors on a regular full-time Monday to Friday or an hourly basis.
4. That the Committee on Concerns of Ageing recommend that Council direct the Social Planning Department to investigate the establishment of a core group with regard to handyman services for seniors utilizing the skills of retirees on a pay, barter or gratis basis.

Deputy Mayor O'Malley requested that the topic of Concerns of the Ageing be placed on the agenda for the next meeting of the Committee of the Whole Council.

Alderman LeBlanc addressed the matter asking if Council in supporting this recommendation was aware of the ramifications of this motion. Alderman LeBlanc indicated that he was aware that the move to remove indexing from Old Age Security Pensions was unpopular, however, he suggested that Council should have more information with regard to the ultimate ramifications of this move.

Deputy Mayor O'Malley addressed the matter indicating that a number of opinions could be obtained with regard to the ultimate outcome of the de-indexing of the Old Age Security Pensions all of which he suggested would differ. Deputy Mayor O'Malley indicated that he felt the de-indexing of the Old Age Security was a shifting of financial responsibility for the care of the elderly and suggested that this financial responsibility would fall to the municipal units.

A discussion ensued with Alderman Cromwell indicating that it was his understanding that the motion requested that Council merely bring the concerns of the Advisory Committee on Concerns of Ageing to the Federal Government and that Council was not necessarily approving the recommendation made by the Committee.

A further discussion ensued and it was MOVED by Alderman Doehler, seconded by Alderman Cromwell that this matter be deferred to the next regular meeting of the Committee of the Whole Council pending clarification of the recommendation as brought forward by the Advisory Committee on Concerns of Ageing.

Motion passed.

Council
June 27, 1985

The motion with regard to Recommendations #2 to #4 was put and passed.

Tax Rebate

MOVED by Alderman Nolan, seconded by Deputy Mayor O'Malley that, as recommended by the Finance and Executive Committee, staff be authorized to seek an amendment to Section 227(1) of the City Charter to allow eligibility for widows when the house is registered in the name of a deceased husband.

His Worship addressed the matter indicating that Council was in effect allowing for a tax rebate to individuals not actually owning property within the City.

The Acting City Solicitor addressed the matter indicating that at present the City had a simple procedure for the rebate of a certain amount of residential tax based upon the income level of the owner. The Acting City Solicitor further noted that possibly a case could be made for persons living in rental units who in effect pay a portion of the taxes on the building they live in. The Acting City Solicitor indicated that this would result in a number of complex problems.

A further discussion ensued with Alderman Nolan, with the agreement of the seconder, withdrawing his Motion.

MOVED by Alderman Nolan, seconded by Alderman Meagher that this matter be referred back to staff for further review and report back to Council.

Alderman Meagher suggested that the property tax rebate should apply to those cases in which the property ownership is in transition. Alderman Meagher suggested that a widow who would be eligible for a rebate in the next year should also be eligible in the present year.

Motion passed.

Halifax District School Board Budgeting Process

This matter was forwarded to Council without recommendation.

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

Deputy Mayor O'Malley requested that the legal department bring forward a report regarding the authority of Council to request of the School Board that an operational audit be carried out. Deputy Mayor O'Malley further asked if a response had been received from the Minister of Education in relation to Council's motion regarding funding and if no response has been received requested that a follow up be directed to the Minister.

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The Chairman indicated that no response had been received to date and that a follow up would be made.

Housing Symposium

MOVED by Alderman LeBlanc, seconded by Alderman Harshaw that, as recommended by the Finance and Executive Committee, Halifax City Council offer whatever staff assistance is necessary to the Halifax Housing Symposium Panel in the preparation of their report.

Alderman LeBlanc indicated that the verbatim transcripts of the three meetings held regarding the Housing Symposium were being prepared and would be available to members of Council at the Planning Information Office when completed.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on June 13, 1985 as follows:

Tender #85-21 - Gesner Street - New Paving

MOVED by Alderman Harshaw, seconded by Alderman LeBlanc that, as recommended by the Committee on Works:

1. Award Tender #85-21 to Standard Paving Maritime Limited for new paving on Gesner Street (Melrose Avenue to Dead End) and for the project, materials and services listed for Alternative #1 at the unit prices quoted in the June 4, 1985 staff report with a total project cost of \$498,000.00.

2. Funding Authorized from Account Number CD040. Tartan Drive(Avenue) - Petition Against Local Improvement.

Motion passed.

Tender #85-25 - New Paving - Skeena Street

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the Committee on Works:

1. Award Tender #85-25 to Standard Paving Maritime Limited for new paving on Skeena Street and for projects, materials and services listed for unit prices quoted in the June 7, 1985 staff report at a total project cost of \$70,000.

2. Funding Authorized from Account Number CD044.

Motion passed.

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Tender #85-34 - Robie Street Connector Retaining Wall

MOVED by Alderman Meagher, seconded by Alderman Harshaw
that, as recommended by the Committee on Works:

1. Award Tender #85-34 to McAlpine of Newfoundland Limited for the Robie Street Connector Retaining Wall and for projects, materials and services listed for the unit prices quoted in the June 3, 1985 staff report at a total project cost of \$400,000.00;
2. Funding Authorized from Account Number CK067; and further that:
3. the firm of George Brandys and Associates Limited be appointed to provide site inspection and general administration during the construction of Tender 85-34, Robie Street retaining wall;
4. the payment to the consultant for these works be made in accordance with the Outline of Services and Compensation Guidelines of the Association of Professional Engineers of Nova Scotia, at an estimated cost of \$18,000.00; and
5. the funds for payment be authorized from Capital Account Number CK067.

Motion passed.

Tender #85-68 - Sidewalk Renewals

MOVED by Alderman Meagher, seconded by Alderman Downey
that, as recommended by the Committee on Works:

1. Award Tender #85-68 for sidewalk renewals, projects, materials and services listed for the unit prices quoted in the June 7, 1985 staff report at a total project cost of \$211,000.00 as follows:

TO: Maritime Formless for:

- Item #3 - Elm Street (E) Chebucto - Oak
- Item #4 - West St. (S) June - Agricola
- Item #6 - North St. (N) Chebucto - Oxford
- Item #9 - West St. (S) Robie - June

TO: G. & R. Kelly for:

- Item #2 - Dublin (W) Seaforth - North
- Item #7 - Oxford (E) Edinburgh - Almon
- Item #8 - West St. (N) Davison to John

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TO: King Contracting for:

Item #1 - Dublin (E) Seaforth - North
Item #5 - North (N) Dublin - Windsor

2. Funding Authorized from Account Numbers:

CB477	CB533	CB505
CB478	CB503	CB532
CB485	CB504	CB534

3. Funding Transfers be approved as follows:

<u>FROM</u> CB533	<u>TO</u> CB477	\$ 6,000.00
<u>FROM</u> CB504	<u>TO</u> CB478	10,000.00

Motion passed.

Northwest Interceptor, Section 1, Tender #85-74, Inspection
During Construction

MOVED by Alderman Meagher, seconded by Alderman Harshaw
that, as recommended by the Committee on Works:

1. the firm of Interprovincial Engineering Ltd. be appointed to provide the general administration and site inspection services during construction of the Northwest Interceptor System, Section 1;
2. the payment to the consultant for these works be made on a per diem rate in accordance with the Outline of Services and Compensation Guidelines of the Association of Professional Engineers of Nova Scotia, at a total amount including disbursements estimated at \$66,000.00; and
3. the funds for payment be authorized from Capital Account Number DD021.

Motion passed.

Tender #85-75 - Northwest Interceptor - Section 2

MOVED by Alderman Meagher, seconded by Alderman Nolan
that, as recommended by the Committee on Works:

1. Fund Tender #85-75 from Account No. DD021 in the amount of \$1,172,236 from the Pollution Control Reserve Fund and Sewers General 1986 funds in the amount of \$3,327,764.
2. Bring forward the following projects from 1986 to 1985:

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- a. Evans Avenue - Vimy Brook Improvements @ \$780,000.00 and,
 - b. Main Avenue - (Dunbrack - Birch) Storm Sewer @ \$2,800,000.00.
3. Commit the projects listed in Recommendation 2. as approved 1986 Capital Projects for implementation in 1985 on the understanding that these projects will represent the first charge against the 1986 Capital Funds.
4. Subject to approval of Recommendation 1. through 3. preceding, award Tender #85-75 to I..J. Casavechia for the materials and services at the unit prices quoted in the June 14, 1985 staff report.
5. Subject to approval of Recommendation 1. through 3. preceding, authorize funding from Account No. DD021 in the amount of \$1,172,236 and Account No. DB053 Sewers General in the amount of \$3,327,764 for a total project cost of \$4,500,000, including consultant services by Interprovincial Engineering Ltd. for contract administration and inspection.

Motion passed.

River Road

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

"That City Council authorize staff to use the dwelling unit method provided for in Section 382(3) (d) of the City Charter in charging residents for the River Road Upgrading and further that the project proceed in accordance with Section 391 of the City Charter, without the right of petition.

Alderman Nolan addressed the matter noting that Alderman Grant was not present at the meeting and indicating that he had representation from Mr. Wilfred Young regarding this matter in which Mr. Young expressed the desire to speak further with Alderman Grant on this matter.

MOVED by Alderman LeBlanc, seconded by Alderman Nolan that this matter be deferred to the next regular meeting of Halifax City Council pending Alderman Grant having further discussion with Mr. Young regarding this matter.

Motion passed.

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REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Proposed Amendments to Ordinance Number 170, respecting Partial
Tax Exemption for Certain Properties - SECOND READING

This matter received First Reading at the Council meeting held on June 13, 1985.

A report from the Deputy City Clerk, dated June 24, 1985, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Cromwell that the proposed amendments to Ordinance Number 170, respecting Partial Tax Exemption for Certain Properties be given SECOND READING:

BE IT ENACTED by the City Council of the City of Halifax that Ordinance Number 170, the Tax Concessions Ordinance, as enacted by City Council on the 11th day of June, 1981, and approved by the Minister of Municipal Affairs on the 6th day of November, 1981, as amended, is hereby further amended as follows:

1. Schedule "B" attached hereto and forming part of Ordinance 170 is amended by adding the following property:

Sports Nova Scotia - 5516 Spring Garden Road

2. Schedule "A" attached hereto and forming part of Ordinance 170 is amended by adding the following property:

Golden Age Social Centre - 210-212 Herring Cove Road

Alderman Meagher referred to the submitted report and MOVED, seconded by Alderman Hamshaw that the motion be amended to include the addition of the following property to Ordinance No. 170, under the provisions of Schedule 'A':

MicMac Friendship Centre - 2152 Gottingen Street
- 2158 Gottingen Street
- 5511 Cornwallis Street

The amendment to the Motion was put and passed.

The Motion, as amended, was put and passed.

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Amendment to Administrative Order No. 10 - SECOND READING

This item was last considered at the Council meeting held on June 13, 1985.

MOVED by Alderman Meagher, seconded by Alderman Doehler the to Administrative Order No. 10 now be given SPECIFIC READING:

1. Administrative Order # 10 be amended to include a Subsection (iv) to Section 4 to read as follows:

" Carrying out periodic surveys and examinations throughout the City of rates, fees and charges pertaining to revenue; systems of control and security of revenue, cash and securities; accounting and reporting of revenue and receivables; to ensure adequacy and efficiency in those areas and recommend changes, and to assist management, when requested, in the implementation of improvements".

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee, from its meeting held on July 19, 1985, as follows:

Case No. 4737 - Contract Development - Amendment
- 29 Rufus Avenue

The following recommendation was forwarded to this meeting of Halifax City Council:

that City Council approve the application to amend the contract development agreement for the property at 29 Rufus Avenue (11 Birch Street) to allow two additional one-bedroom apartment units in the basement level as shown on Plans P200/13706 and 13707 of Case No. 4737.

Alderman Hamshaw advised that the Alderman for the Ward was not present at this meeting, and MOVED, seconded by Alderman LeBlanc the matter be deferred to the next meeting of the Committee of the Whole Council. Motion passed.

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Case No. 4546 - Contract Development
- 1585 Barrington Street - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Cromwell that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to allow the 22-storey hotel with parking and accessory facilities at 1585 Barrington Street as shown on Plan Nos. P200/136239.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, August 21, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 4779 - Lots 32A, 32B, 33A, 33B Lincoln Cross

MOVED by Alderman Hamshaw, seconded by Alderman Nolan that, as recommended by the City Planning Committee, City Council authorize the Development Officer to issue development permits for construction of single-family dwellings on Lots 32A, 32B, 33A and 33B Lincoln Cross, provided that all other provisions of the Land Use Bylaw and Sheffield agreement are met.

Motion passed.

Case No. 4710 - Contract Development - 2160 Windsor Street

MOVED by Alderman Meagher, seconded by Alderman Cromwell that, as recommended by the City Planning Committee, the application to amend the contract development at 2160 Windsor Street to permit a store and three dwelling units be refused by City Council, for the reasons as outlined in the staff report dated June 11, 1985.

Motion passed.

Templeton Place Condominiums

MOVED by Alderman Hamshaw, seconded by Alderman Downey that, as recommended by the City Planning Committee, City Council authorize the Mayor and City Clerk to execute the agreement of consent with regard to the conversion of the 103-unit apartment building on Lot P-1D1, Main Avenue and North West Arm Drive, to a condominium building.

Motion passed.

Case No. 4341 - Rockingham Ridge Phase 2

MOVED by Alderman Hamshaw, seconded by Alderman Nolan that, as recommended by the City Planning Committee, City Council give Stage II approval of Phase 2B, Rockingham Ridge, Montgomery Court and Farnham Gate Road, as shown on Plan No. P200/13977.

Motion passed.

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MOTIONS:

Motion Alderman Grant re: Amendment to Ordinance Number 17,
respecting Junk Dealers - FIRST READING

On behalf of Alderman Grant, it was MOVED by Alderman Doehler, seconded by Alderman Nolan that the amendment to Ordinance No. 17, respecting Junk Dealers be given FIRST READING:

1. Section 2 is amended by substituting the word 'three' for the word 'two' in the first line thereof.
2. The following section is hereby added:
 - 7A (1) No junk dealer shall have, keep or store junk at his place of business except within
 - (a) a building, or
 - (b) an area obscured from the view of the users of any adjacent street by a solid board fence of at least six feet in height.
 - (2) Said board fence shall be stained or painted in a solid colour.
3. Section 18 is amended by substituting the words 'two thousand' for the word 'fifty' in line 3 and substituting the figures '(\$2,000)' for the '\$50.00' in line 3 thereof.

Motion passed.

MISCELLANEOUS BUSINESS

Saint Mary's University Huskies Stadium - Contract

A staff report dated June 19, 1985, was submitted.

MOVED by Alderman Nolan, seconded by Alderman Doehler
that:

1. City Council authorize the Mayor and City Clerk to sign the contract with Saint Mary's University for up to one thousand (1,000) hours of field time at a cost of fifty-three thousand dollars (\$53,000.00).
2. payment of twenty-six thousand and five hundred dollars (\$26,500.00) be paid July 1, 1985 and again on November 1, 1985 with funds being available in account number 122606-J0132-2A327 (Recreation - Sports and Subsidies).

Motion passed.

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Annual Report - City Auditor General

Mr. Carl Smith, City Auditor General, circulated a report entitled 'City of Halifax, City Auditor General, Annual Report 1984' to members of Council.

MOVED by Alderman Downey, seconded by Alderman Nolan the report entitled 'City of Halifax, City Auditor General, Annual Report 1984' be received and TABLED.

Motion passed.

Funeral Expenses for Social Assistance Recipients
(Indigent Funerals and Burials)

This item was last discussed at the City Council meeting held on June 13, 1985.

A confidential supplementary staff report, dated June 21, 1985, was submitted.

MOVED by Alderman Meagher, seconded by Alderman LeBlanc the matter be deferred to the next meeting of the Committee of the Whole Council. Motion passed.

QUESTIONS

Question Alderman Doehler re: Use of Halifax Hall

Alderman Doehler referred to the usage of the Halifax Hall, noting that a particular organization had requested its use recently and were refused, while it was his understanding that a commercial organization was granted permission for its use.

Alderman Doehler asked whether guidelines for the usage of the Hall have been established, questioning also why such a request was granted while more appropriate requests were refused, and asked that a report containing guidelines be prepared and submitted to Halifax City Council.

Alderman Nolan addressed the approval of the most recent request and advised it was given approval due to circumstances involved.

The Chairman suggested that such guidelines were necessary.

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Question Alderman Cromwell re: Blasting Permits

Alderman Cromwell requested that staff prepare a report with regard to those persons applying for blasting permits and that the matter be investigated as to whether part of the requirement would be that they advertise, advising the area residents of what is being done, when taking place and also that staff review whether the residents have a right to receive a report once the inspection has been done.

The Chairman advised that a comprehensive report would be prepared and submitted, and also suggested that the report contain information on third party requirement.

Question Alderman Downey re: Closure of Northwood Terrace

Alderman Downey referred to a copy of a reply to Mr. Roach of Northwood Manor respecting consideration for closure of Northwood Terrace, and requested rather that the Traffic Authority prepare a report on the possibility of having 'no left turns to North Street from 3 - 6 p.m.' with a view to discouraging the Bridge Traffic from entering Northwood Terrace, as opposed to the closure of Northwood Terrace.

Question Alderman Downey re: Barrington Street Realignment

Alderman Downey referred to a report that work would be commencing in September and wished to clarify that work on the realignment between Cornwallis and Artz Streets would begin in August.

Question Alderman Meagher re: Requested Report - Lutheran Church of the Resurrection

Alderman Meagher referred to a request for a report respecting the Lutheran Church of the Resurrection respecting sidewalks and advised he did not receive a response.

The Acting City Manager advised that a report is being prepared and will be submitted shortly.

3:15 p.m. - Alderman Dewell enters the meeting.

Question Alderman Meagher re: Hiring New Manager, Halifax Housing Authority

Alderman Meagher referred to the recent advertisement respecting the hiring of a new Manager for the Halifax Housing Authority.

Alderman Meagher requested that a report containing information on whose responsibility it is to hire the next manager of the Halifax Housing Authority and whether the City of Halifax will have any input into the hiring of this new person, be prepared by the City Manager or City Solicitor for submission to the next meeting of the Committee of the Whole.

3:20 p.m. - His Worship enters the meeting and Deputy Mayor O'Malley takes his Normal Seat in the Chamber.

Question Alderman LeBlanc re: Role and Authority of the Traffic Authority

Alderman LeBlanc requested that members of Council be provided with clarification as to the role and authority of the Traffic Authority in terms of recommendations. Alderman LeBlanc requested also information on whether citizens have the right of appeal from a decision of the Traffic Authority.

Question Alderman Nolan re: Lift Station Overflow

Alderman Nolan referred to the problem at Chocolate Lake and questioned what effort staff are putting into this problem, if any; and when action is expected in this regard.

The Chairman advised it was his understanding that a report had been submitted with additional information forthcoming.

Question Alderman Nolan re: Contracts - City of Moncton

Alderman Nolan referred to the discussions at a previous meeting of Council respecting construction business with out-of-town firms that do not do business with this City and questioned how many contracts have been awarded to Halifax contractors over the past 50 years with the City of Moncton.

Question Alderman Nolan re: Hiring, Halifax Housing Authority

Alderman Nolan referred to the question raised earlier by Alderman Meagher and expressed the view that the new manager should not be hired until all of problems regarding the matter have been resolved.

Question Alderman Hamshaw re: Ardmore School Site

Alderman Hamshaw advised he had a number of calls from residents from Ward 6 who are interested in knowing what is being constructed at the Ardmore School Site.

Alderman Dewell advised that the building being constructed is a gazebo which will provide shelter and recreational area for residents, along with storage space, all being part of the development of the Ardmore Park.

Alderman Hamshaw referred to another concern respecting the source of purchase of building supplies, to which Alderman Dewell advised that the supplies were purchased through a Canadian firm via an American supplier.

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Question Alderman Hamshaw re: Thanks, Halifax Police Department

Alderman Hamshaw expressed thanks to the Halifax Police Department for their services on the Bedford Highway in connection with the Naval Festivities and generated traffic.

Question Deputy Mayor O'Malley re: Expropriation - CNR Lands

Deputy Mayor O'Malley referred to the recent Royal Commission on Via Rail and his advice from a representative that the City of Regina had recently had legislation approved to allow expropriation of CNR lands containing tracks that are no longer used within a City, and set the precedent that municipalities now have the right to expropriate such land, and asked that the Legal Department investigate this legislation and if in existence, submit to members of Council in the form of a staff report.

MOTIONS

Notice of Motion Alderman Meagher re: Amendment to Ordinance Number 168, the Fire Prevention and Adoption of the National Fire Code Ordinance

Alderman Meagher gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for July 11, 1985, he proposed to introduce amendments to Ordinance No. 168, the Fire Prevention and Adoption of the National Fire Code Ordinance.

The purpose of the amendments is to reenact Ordinance 168 to adopt the 1985 National Fire Code of Canada.

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

On behalf of Alderman Jeffrey, Alderman LeBlanc gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for July 11, 1985, he proposed to move a Motion to amend Ordinance 116, the Taxi Ordinance, to provide for an increase in license fees charged.

ADDED ITEMS

Timetable of Capital Budget Process

At the request of the City Clerk, this item was added to the agenda.

A staff report dated June 24, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman LeBlanc that the present Council deal with the 1986 Capital Budget.

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A brief discussion ensued, following which the Motion was put and resulted in a tie vote.

The Chairman voted in favour of the Motion, and declared the same passed.

Rezoning - Bayers Lake Industrial Park - SET DATE FOR PUBLIC HEARING

At the request of the City Clerk, this item was added to the agenda.

A staff report dated June 26, 1985, was submitted.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Hamshaw that a date be set for a public hearing to consider the rezoning of the lands zoned Watershed in the vicinity of Bayers Lake as shown on Plan P200/12093 to General Industrial (I-3) Zone to allow the use of the lands for industrial purposes.

Motion passed.

The City Clerk advised the date set for this public hearing was MONDAY, JULY 22, 1985, at 7:30 p.m. in the Council Chamber, City Hall.

3:35 p.m. - Alderman Flynn enters the meeting.

Insurance Coverage

At the request of the City Clerk, this item was added to the agenda.

A staff report dated June 27, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Nolar that Council authorize that contracts be entered into with the Royal Insurance Company for the following coverages at premiums listed:

<u>Category</u>	<u>Deductible Amounts/Limits</u>	<u>Premium</u>
Automobile	\$1,000 deductible to \$2 Million	\$59,342.00
Property	\$1,000 deductible up to City's listed limits	\$.10 per \$100.00 of valuation
Liability	\$1,000 to \$5 Million maximum	\$105,000
Umbrella	\$5 Million to \$25 Million	\$55,200

Motion passed.

Statement of Revenue and Expenditure

At the request of the City Clerk, this item was added to the agenda.

A staff report dated June 25, 1985, was submitted.

MOVED by Alderman Dewell, seconded by Alderman that the Statement of Revenue and Expenditure for the 12 months ended May 31, 1985, be tabled. Motion passed.

Hemlock Ravine

At the request of Alderman Harshaw, this item was added to the agenda.

Alderman Harshaw addressed the matter and referred to the brochure on Hemlock Ravine prepared through the cooperation of the Parks and Grounds Division, with assistance from the Halifax and the Recreation Department.

Alderman Harshaw wished to advise that the official Opening of Hemlock Ravine was scheduled for September 7, 1985 at 11:00 a.m.

Seaview Park

At the request of Deputy Mayor O'Malley, this item was added to the agenda.

Deputy Mayor O'Malley referred to the official opening of Seaview Park and advised he wished to introduce two minor changes in the proposed development of Seaview Park, these being the erection of two appropriate cairns in recognition of the Merchant Marine and also the demise of Africville.

Deputy Mayor O'Malley referred to the contest that was established to commemorate the events and expressed the view that the proposals received had been very costly. Deputy Mayor O'Malley suggested that suitable cairns to mark these events could be erected at a lower cost to the City.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Dewell that City Council approve the creation of two suitable cairns, one of the site of the Seaview Church to commemorate the demise of Africville, and the other on the point as a memorial to the Merchant Marine, and further, that staff be requested to submit a report to the next meeting of the Committee of the Whole Council regarding the possibility of these changes to the proposal; and information on reasonable costs to establish such memorials.

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The Chairman referred to the matter and suggested there may be public input and support for both instances, with Alderman Downey advising that a Mrs. Oliver had volunteered to research all the names for the memorial.

Motion passed.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Nolan that City Council authorize the Merchant Marines to hold their annual memorial on June 6, D-Day at Seaview Park. Motion passed.

Deputy Mayor O'Malley referred to the boat launch proposed for Seaview Park and questioned when this project would commence.

The Acting City Manager advised he would review the matter and report.

Needham Centre

At the request of Deputy Mayor O'Malley, this item was added to the agenda.

Deputy Mayor O'Malley referred to the installation of the whirlpool at the Needham Centre and of Council's approval in the amount of approximately \$10-12,000 about two years ago.

Deputy Mayor O'Malley referred to the tendered amounts received in this respect and requested that staff proceed with the installation of the whirlpool at Needham Centre, with funds in the amount of \$10,000, and that this project proceed as soon as possible.

Labour Contract Negotiations

At the request of Alderman Doehler, this item was added to the agenda.

Alderman Doehler referred to the Council meeting held to ratify the Halifax Police Patrolmen's contract, and suggested that concerns were raised that this meeting was not public.

At this time, Alderman Doehler suggested that Council reaffirm its decision in this matter.

Alderman Doehler referred to a meeting earlier today regarding the negotiations with respect to local 102 and following a brief discussion, it was MOVED by Alderman Nolan, seconded by Deputy Mayor O'Malley that this item be removed from the agenda of today's meeting. Motion passed.

3:50 p.m. - Meeting adjourned.

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His Worship Mayor Ron Wallace
and Deputy Mayor Gerald O'Malley
Chairmen

G.I. BLENNERHASSETT
CITY CLERK

Date Approved by Halifax City Council: _____

/sg/wc

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
July 1, 1985
7:10 p.m.

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

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

Present: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor G. O'Malley, and Aldermen Dochler, Crowell, Downey, Dewell, Nolan, Flynn and Hamshaw.

Also Present: City Manager, Mr. H. E. Donovan, Acting City Solicitor, Deputy City Clerk and other members of City staff.

AGENDA

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

1. Local 108 Agreement
2. Burton Ettinger School
3. 10 Pioneer Avenue

Local 108 Agreement

This matter was added to the agenda from the Finance and Executive Committee meeting held on June 24, 1985.

MOVED by Alderman Dochler, seconded by Deputy Mayor Crowell that, as recommended by the Finance and Executive Committee, the Collective Agreement between the City of Halifax and C.U.P.E. Local #108, Outside Workers, be carried.

Motion passed.

Burton Ettinger School

This matter was added to the agenda from the Finance and Executive Committee meeting held on June 24, 1985.

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MOVED by Alderman Dochler, seconded by Alderman Nolan
that, as recommended by the Finance and Executive Committee,
Council give a deed to the land on which the Burton Ettinger
School is located to the Province during the period of
construction.

Motion passed.

10 Pioneer Avenue (Easement)

This matter was added to the agenda from the Finance
and Executive Committee meeting held earlier today.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn
that, as recommended by the Finance and Executive Committee, the
Mayor and Clerk be authorized to execute the agreement attached
to the July 2, 1985 report from the Acting City Solicitor
allowing the intruding extension to remain within the easement
located at 10 Pioneer Avenue.

Motion passed.

Case No. 4720 - Contract Development - 2542-50 Agricola Street

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

Mr. B. Algee, Development Control, with the aid of maps
and sketches, outlined the application for Contract Development
to permit the subdivision of Lot 86 (Civic Nos. 2542, 2546, 2548
and 2550) Agricola Street into four undersized lots, as found in
the staff report dated May 3, 1985.

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

Aldermen Meagher and LeBlanc join the meeting.

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

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

Motion passed.

Case No. 4692 - Contract Development - 6052-56 Quinpool Road

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

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Mr. B. Algee, Development Control, with the aid of maps and sketches, outlined the application for a contract development to permit the construction of a 4-storey, 14 unit residential/commercial building at 6052-56 Quinpool Road, as found in the staff report dated April 22, 1985.

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

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

Mr. Murray Sleep, a resident of Pepperell Street, addressed Council indicating that his property was adjacent to a vacant lot which abutted the property in question to the rear. Mr. Sleep indicated that he was concerned as to what would be developed on that lot.

Mr. Algee addressed the matter indicating that he was not aware of what was proposed for this lot and noted that the lot in question was not included in the application before Council this evening.

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

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

Motion passed.

Case No. 4662 - Contract Development - Regatta Point Residential Development (Edmonds Grounds)

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

Mr. P. Francis, 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 a mixed residential development on a 28.5 acre block of land known as the Edmonds Grounds to be known as Regatta Point, as found in the staff report dated May 17, 1985.

Mr. Francis noted that the Edmonds Grounds was the location of the Mont Blanc Anchor and noted that a proposal had been made by the developer for a monument including the anchor. Mr. Francis indicated that the Heritage Advisory Committee was not in agreement with the proposed location of the monument.

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Mr. Francis further advised that staff felt this application to be a desirable one and recommended approval of the application, however, Mr. Francis indicated that Council and staff would have to be very careful in ensuring that the development proceeds as is envisioned.

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

Mr. Peter Evans, representing the applicant, addressed Council in favor of the proposal. Mr. Evans indicated that he was a life long resident of the city and had enjoyed the view of the North West Arm for many years. Mr. Evans indicated that he was joined this evening by three colleagues, Mr. Paul Skerry, Architect, Mr. John Noble, Engineer and Mr. Peter McKeigan, Legal Counsel.

Mr. Evans went on to give a brief explanation of Edmonds Ground Ltd., noting that there were 31 partners involved in the company some of whom planned to live in the proposed development upon completion. Mr. Evans further indicated that Edmonds Grounds Ltd. believe that the results of the endeavors of the company which will be presented this evening were appropriate for the Edmonds Grounds.

Mr. Evans indicated that a special effort had been made to retain much of the natural vegetation of the Edmonds Grounds as well as to allow for access to the North West Arm and to provide a walkway. Mr. Evans noted that the project had been developed in line with the city's regulations as well as giving attention to the economic considerations involved.

Mr. Evans thanked the staff of the Engineering and Development Departments for their work in relation to the proposal and noted that the cooperation of the neighbours, other local groups and churches in attending the various meetings was appreciated. Mr. Evans extended special thanks to Mr. Phil Francis for his patience and guidance.

Mr. Evans indicated that the company was sensitive to the concerns of the residents of Armshore Drive noting that the residents had been given the option of hooking into the sewer main proposed to be installed on Armshore Drive. Mr. Evans further noted that Armshore Drive will be properly paved and parking will be made available during the time of construction. Mr. Evans indicated that the residents have been kept abreast of what would be happening on their street. Mr. Evans indicated that construction would be completed as quickly as possible to reduce the inconvenience to the residents of Armshore Drive.

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Mr. Evans further noted that the company has agreed to cost share wherever possible in this regard. Mr. Evans further noted that every effort had been made to come up with a development sensitive to the area and suggested that the proposal was a sensible solution allowing for further enjoyment of the arm by residents of the city. Mr. Evans further indicated that the company was aware of the historical value of the site in relation to the Mont Blanc Anchor and noted that a monument to this Anchor was to be included in the development.

Mr. Evans indicated that he felt all concerns which will be raised with regard to this proposal will be addressed in the presentation and indicated that he felt all objections could be overcome.

Mr. Evans indicated that a slide presentation would be given at this point with further details of the development being depicted within the presentation. Those in attendance then viewed a slide presentation of the proposed development.

In conclusion Mr. Evans referred to the importance of meeting the necessary design criteria and noted that the Company had drawn up certain guidelines and covenants which would form part of the purchase agreement. Mr. Evans further noted that these guidelines included the establishment of a Design Management Review Board with representation from city staff as well as an architect, a project co-ordinator and legal counsel. Mr. Evans indicated that the Board would meet as required to review the day to day planning matters and would review, approve and accept plans and specifications and review the construction as it is being carried out. Mr. Evans indicated that the guidelines had been drafted by the legal counsel for the company.

Mr. Evans referred to those matters earmarked in the report to be dealt with in the contract suggesting that city staff and the legal counsel for the company could resolve these matters through further discussions. Mr. Evans further noted that much of the work carried out was to the benefit of the City at practically no cost to the city. Mr. Evans thanked all those who took part in the development of this proposal and indicated that the company was ready and eager to move forward on the development.

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

Mr. Russell Freeman, 9 Herring Cove Road, addressed Council on behalf of Graham Read, 5 Herring Cove Road and read Mr. Read's written submission in opposition to the proposal which was previously distributed to members of Council. This submission now forms part of the official file of the Public Hearing.

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Ms. Qwendolyn Davis, an area resident, addressed Council submitting a petition on behalf of area residents in opposition to the proposal. This petition now forms part of the official file of the Public Hearing.

Mr. Ian McAllister, Armshore Drive, addressed Council submitting a petition on behalf of the residents of Armshore Drive in opposition to the routing of the Regatta fairway remain down Armshore Drive. This petition now forms part of the official file of the Public Hearing.

A short questioning of Mr. McAllister ensued.

Mr. Ken McKinnon, Armshore Drive submitted a petition on behalf of the residents of Armshore Drive in opposition to the proposal on the basis of the increased traffic which will result from the development. This petition now forms part of the official file of the Public Hearing.

Mr. McKinnon further addressed Council commenting on his own behalf with regard to the the 14 units which are proposed to be constructed facing Armshore Drive. Mr. McKinnon indicated that he felt this was unreasonable and saw no reason why they could not face towards the bulk of the development. Mr. McKinnon further expressed concern regarding the directing of the foremain from this project down Armshore Drive indicating that he could not understand why the sewer would not be directed over the applicants own property.

Mr. McKinnon indicated that he was concerned with the scale and enormity of the development. Mr. McKinnon went on to voice concern with regard to the quality control of the development noting that he feared the eventuality of a slum like area if controls were not enforced. Mr. McKinnon noted that one way to control the development was to allow development only on the scale presently found on Armshore Drive.

In conclusion Mr. McKinnon indicated that the greatest concern of the residents was the scale of the development.

Mr. Richard McBride, Braeburn Road, addressed Council indicating that a street meeting had been held last evening to discuss this matter. Mr. McBride advised that he was representing the residents of the street and indicated to Council the location of the street on the map.

Mr. McBride indicated that although the project had a number of fine features the residents of Braeburn Road had some concerns. Mr. McBride noted that two objections had been raised being the 10 storey apartment buildings and the commercial building. Mr. McBride then referred to the Municipal Planning Strategy and quoted from the Plan with regard to the character and scale of neighbourhoods. Mr. McBride indicated that the area was currently R-1 and R-2 and if the 10 storey building was permitted 50% of the residents in the area would be living in this building.

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Mr. McBride noted that the proposal claimed to be planned on a pyramid basis and the 10 storey buildings were said to be in the centre of the development. Mr. McBride suggested that these buildings were certainly not masked from the residents of Braeburn Street as they were located only 200 feet from the property lines of the residents on Braeburn Street.

Mr. McBride then addressed the matter of the professional centre indicating that a rezoning would be required and noting that there was plenty of commercial area available along the Purcells Cove Road. Mr. McBride noted that the commercial building would result in greater traffic and greater traffic time.

Mr. McBride indicated that he felt that the developer believed that the area was not highly suitable for residential development and therefore commercial had been included in the development. Mr. McBride further suggested that the cost of the land had necessitated the inclusion of a commercial component. Mr. McBride suggested that the development would be more acceptable to the neighbourhood if it were reduced to four stories and indicated that they rejected outright the inclusion of a commercial component.

Mr. Charles Tsuluhas, representing the Greek Church, addressed Council indicating that the Church was concerned with the proximity of the proposal to the church lands noting that the privacy of the church would be lost. Mr. Tsuluhas indicated that the church anticipated problems due to this lack of privacy and indicated that should the project go forward the Greek Church would like a 50 ft. buffer zone and a fence separating the properties.

Mr. Tim Edmonds, past executor of the Edmonds estate, addressed Council indicating that he was agreeable to the development of the lands under the plan proposed by Alan Duffus some time ago. Mr. Edmonds indicated that the Duffus plan had proposed 150 units with nothing over five stories. Mr. Edmonds further noted that this plan had been rejected by the city on the basis of increased traffic and the fact that the five stories could block the view of the arm.

Mr. Edmonds further noted that the property in question had been offered for sale many times but a lack of development approval had negated the sales. Mr. Edmonds noted that the property had also be offered to the City.

Mr. Alan Ruffman addressed Council presenting Council with information with regard to the Mont Blanc Anchor. Mr. Ruffman submitted this information in written form and it now forms a portion of the official file of the Public Hearing.

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Mr. Ruffman further addressed Council with a number of concerns regarding the gap which would be apparent in the walkway at the end of this proposal and suggested that if the proposal were to be approved, Council should negotiate with the Greek Church regarding the continuation of the walkway.

Mr. Ruffman further noted that the proposal called for Edmonds Ltd. to sell the lots and have the actual development constructed by sub-contractors. Mr. Ruffman expressed concern that the company would disappear once all the lots had been sold and expressed concern that if problems occurred, there would be no corporate body to deal with.

Mr. Ruffman indicated that he was concerned with the midrise and highrise buildings included in the proposal noting that nothing of this size had been permitted on the Arm to date. Mr. Ruffman suggested that this type of development would result in further such development on the arm.

Mr. Ruffman indicated that he was in sympathy with Mr. Edmonds suggesting that the right development must be found for this particular place. Mr. Ruffman indicated that he felt the density to be too high. Mr. Ruffman further noted that the presence of a marina had been suggested in many projects but to his knowledge none had been developed. Mr. Ruffman suggested that this should be included in the contract.

Mr. Ruffman referred to the importance of the site as the site of the Mont Blanc Anchor and noted that this historical importance must be retained. Mr. Ruffman suggested that the anchor should not be moved but stay in its original location.

9:30 p.m. The meeting adjourned for a short recess.

9:50 p.m. The meeting reconvened with all the same members being present.

Mr. Lou Collins, City Historian, addressed Council indicating that he had misgivings with regard to the development noting that there was no detailed plan for the development of the North West Arm. Mr. Collins indicated that he felt further review should be carried out before development of the North West Arm is undertaken.

Mr. Collins further noted that there were some aspects of the development that merited consideration particularly the increased access to the Arm. Mr. Collins referred to the removal the Mont Blanc anchor indicating that he felt this would put into question the integrity of the existing site.

Alderman Doehler addressed the matter indicating that he would like to know why the previous development had been rejected by Council. The City Manager indicated that this information would be distributed to Council.

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Alderman Doehler further referred to the concern regarding control of the design of the development should the company cease to exist and requested that staff prepare a report regarding the means of enforcing the design criteria.

The Chairman indicated that a report would be prepared by the legal department regarding this matter.

Ms. Paddy Muir, 26 Melville Avenue, addressed Council indicating that the MPS of 1984, Section 2 (1)(1)(3) indicated that no development should be undertaken in the next five years as the roads and sewage could handle no further development. Ms. Muir indicated that the proposal would increase traffic by 10% adding to an already frustrating situation.

Deputy Mayor O'Malley referred to the matter of sewage asking what route sewage from the development would take. The City Manager indicated that sewage would travel away from the Purcell's Cove Road area toward the rotary.

Mr. Paul Huber, 18 Armshore Drive, addressed Council in opposition to the proposal. Mr. Huber expressed concern with regard to the handling of the sewage noting that it would inconvenience the residents of Armshore Drive greatly and further noted that the system was untried in the city. Mr. Huber noted that should problems occur after the five year bond had run out he wondered what redress the citizens of the street might have. Mr. Huber further expressed concern regarding the sub-contracting of the actual development and the possibility of the corporation being non existent after five years.

Mr. Huber further noted that the pumping station was not included in the plans here this evening and not indicated in the staff report, however, he had viewed plans that had clearly indicated the location of the pumping station. Mr. Huber referred to the gravity sewage suggested by the developer for Armshore Drive and noted that the present on site systems were working well and did not require replacement.

Mr. Huber referred to access to Armshore Drive and the suggestion by the developer that a strip of land be retained for such a purpose if it was ever desired and noted that recent difficulties with motor bike racing caused concern to the residents of the street. Mr. Huber indicated that he felt the barrier to access to Armshore Drive should be such that motor bikes could not enter onto the street as well as other vehicles.

Mr. Huber then addressed the character and density of the development. Mr. Huber indicated that he felt a bias had been built into the calculation of the density as the commercial facility included in the development had no density. Mr. Huber suggested that in that case if a development had only commercial facilities the density would be zero. Mr. Huber indicated that he believed 45 persons per acre was the maximum and suggested that in other areas of the city the actual density was 20-25 persons per acre.

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Mr. Huber then referred to the amount of space covered by buildings, parking lots and roadways as compared to green areas and suggested that there was not much green area left. Mr. Huber indicated that development was not the problem, however, the character of the development and density of the development were of concern. Mr. Huber invited Council to visit the site and enjoy the view.

Ms. Gail Meagher, Armshore Drive, addressed Council questioning the school population which would result from this development. Ms. Meagher indicated that the staff report noted that 143 students would be generated from the development, however, she felt a larger number would in fact be generated. Ms. Meagher noted that the staff report indicated a number of schools which these students could attend and indicated that to her knowledge all students of the area went to St. Agnes School. Ms. Meagher indicated that she was unsure as to whether or not St. Agnes School could handle so many additional students. Ms. Meagher indicated she would like to know exactly what school students would be attending and what plans would be made for the increase in students in area schools.

His Worship indicated that a report would be prepared regarding this matter.

Mr. John Meagher, Armshore Drive, addressed Council in opposition to the proposal and referred to the usage of the pond by skaters and suggested that it should be retained. Mr. Meagher further noted that there was no indication a playground would be included in the development.

Mr. Meagher then voiced concern with regard to the increased sewage which would result from the development and asked if the City Engineering Department could estimate that increase. Mr. Meagher then referred to the open space and asked how much was on land and how much was on water. He further referred to the walkway suggesting that a natural trail rather than a constructed walkway would be more pleasing to visitors to the Arm.

Mr. Meagher further addressed the concerns expressed by the older residents of the street and noted that it might be advisable if the development were to go ahead, that a green belt be retained at the water's edge in order that the bulk appearance of the development was masked.

Mr. David Peters, Brunswick Street, addressed Council asking what the percentage of trees to be removed was in comparison with those they would remain.

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Mr. Skerry, architect for the development, responded to the question.

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

Correspondence has been received from Mr. Steve Panais, President, St. George's Greek Orthodox Church, dated June 28, 1985.

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

10:30 p.m. The meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

E.A. Kerr
Deputy City Clerk

DATE APPROVED BY COUNCIL: _____

/sg

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
July 11, 1985
8:00 p.m.

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

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

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

ALSO PRESENT: City Manager, Mr. B.S. Allen, Acting City Solicitor, City Clerk and other members of City staff.

MINUTES

Minutes of the regular meeting of City Council held on June 27, 1985 and of the Special Council meetings held on June 24, 1985 and July 3, 1985, were approved on a Motion by Alderman Hamshaw, seconded by Alderman Cromwell.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

20.1 Encroachment License Agreement
- Prince George Hotel

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

DEFERRED ITEMS

3860-68 Dutch Village Road

This matter was last discussed at the City Council meeting held on June 27, 1985.

Alderman Jeffrey addressed the meeting and advised of the possibility of some land switching, and MOVED, seconded by Alderman Hamshaw that the matter be deferred to give staff additional time to submit a proper description of the lot.

Motion passed.

8:02 p.m. - Alderman LeBlanc enters the meeting.

River Road

This item was last discussed at the Council meeting held on June 27, 1985.

On behalf of Alderman Grant, it was MOVED by Deputy Mayor O'Malley, seconded by Alderman Doehler that City Council authorize staff to use the dwelling unit method provided for in Section 382(3) (d) of the City Charter in charging residents for the River Road Upgrading and further that the project proceed in accordance with Section 391 of the City Charter, without the right to petition.

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

Alderman LeBlanc referred to the concerns of a Mr. Young, and questioned whether this matter had been addressed adequately.

MOVED by Alderman LeBlanc, seconded by Alderman Flynn the matter be deferred until sufficient information is submitted. Motion passed with Deputy Mayor O'Malley and Aldermen Doehler and Dewell voting against.

Case No. 4586 - Contract Development, Melville and Winchester
Avenues

A public hearing into this matter was held on June 19, 1985.

A supplementary staff report dated July 9, 1985, was submitted. A report from the City Solicitor, dated June 24, 1985, was also submitted.

MOVED by Alderman Nolan, seconded by Alderman Flynn that Council approve the contract development agreement, as shown on Plans No. P200/13391, 13392, 13494, 13495, 13497, 13593, 13594, 13610 to allow the development of a 243 dwelling unit and 100 bed nursing home proposal on Block BB, Melville and Winchester Avenues, in accordance with the staff reports of March 28, April 16, and July 9, 1985, subject to the following changes:

1. Road access to the site via Randolph Street shall not be permitted;
2. Road access to the site via Melville Avenue shall not be permitted;
3. Road access to the northern portion of the site shall only be from Purcell's Cove Road, and that road (whether public or private) shall be built to City standards;

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4. Road access to the southern portion of the site shall be from Herring Cove Road, and that road (whether public or private) shall be built to City standards;

5. Storm and sewer services shall not be provided through Melville Avenue or at the rear property lines of properties northeast of Melville Avenue, and alternatively will be directed to Purcell's Cove Road.

The City Clerk advised that His Worship Mayor Ron Wallace and Alderman Doehler were not present at the public hearing.

The following correspondence was submitted with respect to this matter:

Correspondence dated June 27, 1985 from Mabel M. deVarenes, 14 Melville Avenue, Halifax, N.S.

Correspondence dated July 3, 1985 from C.L. Jackson, no given address.

Supplementary comments to Council from the residents of Melville Avenue re the proposal, received at the City Clerk's Department, July 8, 1985.

Motion passed with Alderman Doehler abstaining and Aldermen Meagher and LeBlanc voting against.

Case No. 4720 - Contract Development - 2542-50 Agricola Street

A public hearing into the above matter was held on July 3, 1985.

MOVED by Alderman Meagher, seconded by Alderman Downey
that:

1. the contract development to permit the subdivision as shown on Plan No.P200/13612 of Case No. 4720 be approved, subject to the owner entering into an agreement containing the terms and conditions set out in the draft agreement, as Appendix "A", attached to the May 3, 1985 staff report.

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 shall be void and obligations arising hereunder shall be at an end.

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July 11, 1985

The City Clerk advised that Aldermen Grant and Jeffrey were not present at the public hearing.

Motion passed with Alderman Jeffrey abstaining.

Case No. 4692 - Contract Development, 6052-56 Quinpool Road

A public hearing into the above matter was held on July 3, 1985.

MOVED by Alderman Cromwell, seconded by Alderman LeBlanc that:

1. the contract development agreement application to permit the construction of a 4-storey, 14-unit residential/commercial building at 6052-56 Quinpool Road as shown on Plan No. P200/13549-13554 be approved, subject to the owner entering into an agreement containing the terms and conditions set out in Appendix "A", as attached to the April 22, 1985 staff report;

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 shall be void and obligations arising hereunder shall be at an end.

The City Clerk advised that Aldermen Grant and Jeffrey were not present at the public hearing.

Motion passed with Alderman Jeffrey abstaining.

Case No. 4662 - Contract Development, Regatta Point Residential Development (Edmonds Grounds)

A public hearing into the above matter was held on July 3, 1985.

A supplementary staff report dated July 9, 1985, was submitted. A report from Mr. Barry S. Allen, Acting City Solicitor, dated July 11, 1985, was also submitted.

Correspondence dated July 10, 1985 from Peter W. Evans, Project Co-ordinator, Regatta Point, was also submitted.

MOVED by Alderman Nolan, seconded by Alderman Flynn that:

1. the application for contract development by Edmonds Grounds Limited Partnership under Schedule "D, Section 66(c) of the Land Use Bylaw, Mainland area, for approval of the Regatta Point Residential Development, be approved by City Council, subject to the following changes:

- a. the proposed commercial site on the Purcell's Cove Road as designated be removed from the application;
- b. the two, ten-storey apartment buildings be reduced to seven-storey garden apartments each, with each building having not more than ninety-six Units, rather than one hundred and twenty Units, as originally proposed;
- c. there be no housing units constructed on the Armshore Drive cul-de-sac, as shown on Plan P200/13846, 13602-608;
- d. the applicant donate a further .35 acres to the City of Halifax as public lands, which will be generally bounded by the Armshore Drive cul-de-sac and the parklands as proposed;
- e. the Force Main Sewer be constructed in accordance with the Engineer's letter on file with the City and be installed along Spinnaker Drive to the Purcell's Cove Road and not along Armshore Drive.

2. Council require that 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 shall be void and obligations arising hereunder shall be at an end.

Alderman Doehler expressed concern about the lack of a provision in the contract concerning design control and what can be built on the lots once they are sold.

A brief discussion and questioning ensued, and an amendment was MOVED by Alderman Doehler, seconded by Deputy Mayor O'Malley that the motion be amended to provide that the contract contain a provision for design control for the development. The amendment to the Motion was put and passed.

MOVED in amendment by Alderman Doehler, seconded by Alderman Cromwell that the developer be requested to entertain a design competition for a suitable monument for the Mont Blanc Anchor.

The amendment to the Motion was put and passed.

The City Clerk advised that Aldermen Grant and Jeffrey were not present at the public hearing.

The following correspondence was submitted with respect to this matter:

Correspondence dated July 7, 1985, from Mrs. Dorothy B. Reed, 4 Herring Cove Road, Halifax:

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Correspondence dated July 8, 1985 from Kathlyn M. Anderson, no given address;

Correspondence dated July 8, 1985, from Charles and Frances Walker, no given address;

Correspondence dated July 8, 1985, from M. Woodill, no given address;

Correspondence dated July 8, 1985, from Jean E. Symonds, 2021 MacDonald Street, Halifax;

Correspondence dated July 8, 1985, from Ms. Street, no given address;

Correspondence dated July 10, 1985 from D.L. McKeown, 6 Armshore Drive, Halifax;

Correspondence dated July 10, 1985 from Mary E. Graham, 7 Herring Cove Road, Halifax;

3 petitions containing three signatures, from the Residents and Homeowners of Armshore Drive, received at the City Clerk's Department July 11, 1985;

A petition containing approximately 34 signatures, with the notation that this is a continuation of No. 1 petition presented at the Public Hearing on June 19, 1985, delivered by hand at the City Clerk's Department July 10, 1985;

Correspondence with attachments, from Jean Graham, 7 Herring Cove Road, Halifax, dated April 10, 1985 and received at the City Clerk's Department July 11, 1985;

Correspondence with petition containing approximately 179 signatures, from Eva M. Huber, 18 Armshore Drive, Halifax, received at the City Clerk's Department July 11, 1985.

the Motion, as amended, was put and passed with Alderman Jeffrey abstaining and Alderman Meagher voting against.

PETITIONS AND DELEGATIONS

Petition from the Residents of Preston and Pepperell Streets re:
High Levels of Noise - Walker's Wharf - Alderman Cromwell

Alderman Cromwell submitted a petition containing approximately 19 signatures, from the residents of Preston and Pepperell Streets respecting the high levels of noise at Walker's Wharf.

Alderman Cromwell requested that this matter be placed on the agenda of the next Committee of the Whole Council meeting; that staff prepare a report, and the petition be circulated to members of Council.

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REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on July 3, 1985, as follows:

Requested Guarantee of Borrowing - Metropolitan Authority

An information report dated July 5, 1985 from Mr. E.S. Allen, Acting City Solicitor, was submitted.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Jewell that, as recommended by the Finance and Executive Committee, Council guarantee the repayment of borrowings by the Metropolitan Authority, as listed in the June 20, 1985 staff report.

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

Pipeline License - Bayers Lake Industrial Area

MOVED by Deputy Mayor O'Malley, seconded by Alderman Hamshaw that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to sign the License on behalf of the City of Halifax. Funds to be made available from Current Account No. 122607 (Rentals - Sewers).

Motion passed.

Mainland South Community Centre Board of Directors
(Captain William Spry Community Centre)

MOVED by Alderman Doehler, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, the City name the following persons as their appointees on the first permanent Board of Directors of the Captain William Spry Community Centre.

Reverend John Hayes (3 year term)
Reverend Jack Tattrie (3 year term)
Mrs. Leah O'Neill (2 year term)
Alderman Rick Grant (2 year term)
Alderman Walter Nolan (2 year term).

Motion passed.

Recommendations - Tax Concessions and Grants Committee

MOVED by Alderman Meagher, seconded by Deputy Mayor O'Malley that, as recommended by the Finance and Executive Committee, Council approve the following grants:

1. Petition Tax Relief - Convent of the Sacred Heart

that a grant in the amount of \$3,803.41 be made to the Convent of the Sacred Heart, being the amount of overpayment of taxes resulting from the 1984 assessment error.

2. Fernleigh Park

that the amount of \$1,000 be granted to Fernleigh Park.

3. that the following amounts be granted:

Downtown Business Association	\$2,500
Gilbert and Sullivan Society	450
Halifax Ballet Theatre	1,000
Halifax Police Association Pipes and Drums	4,000
Maritime Conservatory of Music	250
Neptune Theatre	13,500
N.S. Kiwanis Music Festival	1,000
N.S. Youth Orchestra	600
Scotia Chamber Players	500
Symphony Nova Scotia	15,000
Theatre Arts Guild	1,500
Black Cultural Society	20,000
Club 55	300
Dalhousie Legal Aid	3,250
(To be transferred to Social Planning Budget)	
Ecology Action Centre	750
Halifax Block Parent Association	3,000
Junior Achievement of Halifax - Dartmouth.	1,000
Little Dutch Church	1,000
Kline Heights Mgmt. Association	1,000
Metro Volunteer Week Committee	400
Centennial Arena Commission	27,825
Halifax Junior Bengal Lancers	5,200
Halifax Skating Club	1,000
Halifax Super Tiger Cats Floor Hockey	1,000
Masqwa Aquatic Club	1,200
Northern Lights Senior Citizens	300
Spryfield Lions Club	15,600
Y.M.C.A.	20,000
Y.W.C.A.	5,000
Adsum House	3,500
(subject to review before release)	
Callow Veteran's & Invalid Welfare League	3,700
Canadian Association for the Mentally Retarded	7,000
Canadian National Institute for the Blind	3,900
Canadian Paraplegic Association	3,200
Canadian Red Cross Society	32,000

Children's Aid Society	3,450 + Ord.170
Coalition Supportive Services	2,400
Epilepsy Association of N.S.	500
Halifax Transition House	4,100
Golden Age Society	300
Halifax Regional Welfare Rights	425
Home of the Guardian Angel	3,200
MicMac Friendship Society	2,500
Mental Health Halifax	2,000
Metropolitan Area Group Homes	2,000
North End Community Health Assoc.	2,250
Nor-West Seniors	200
The Salvation Army	4,500
St. John Ambulance	1,750
Senior Citizens Information and Service Centre	5,000
Service for Sexual Assault Victims	5,200
Victorian Order of Nurses	4,750
Help Line	1,680
Ward 5 Community Centre	4,500
Ward 9 Friendship Group	500

4. that no funding be granted the following:

Another Theatre Company
Canadian Lebanon Society
Festival Acadien d'Halifax
National Youth Orchestra
Bloomfield Community School
Halifax AquaNova Synchronized Swim Club
Association for Family Life
Basinview Senior Citizens

Alderman Hamshaw referred to the Motion and in particular to the funds granted to the residents of Fernleigh Park, and requested that His Worship submit correspondence to the Honourable Joel Matheson, advising of the City's assistance, and forward a request for matching funds from the Provincial Government.

Alderman Doehler referred also to this matter and suggested the Tax Concessions and Grants Committee reconsider granting additional funds, should Provincial assistance be forthcoming.

Alderman Meagher referred to the application of the Centennial Arena Commission and requested that the Minister be approached for assistance for this organization, and requested that the response from the Provincial Government be circulated to members of Council.

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Deputy Mayor O'Malley referred to the various organizations receiving funding only from the City of Halifax, many of which service citizens of Dartmouth, Bedford and the Municipality of the County of Halifax, and requested that correspondence be forwarded the Mayors of these municipalities seeking financial assistance for such organizations.

The Chairman advised that he would be attending a meeting of the Chief Magistrates of the surrounding municipalities in the near future, and this matter would be discussed.

Deputy Mayor O'Malley requested that a report on the outcome of this meeting be circulated to members of Council.

Motion passed.

Statement on Lord's Day Act - Halifax-Dartmouth Council of Churches

Correspondence dated July 11, 1985, from James E. Radford, President, Halifax Board of Trade, was submitted.

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

1. staff be instructed to draft an ordinance similar to the old Lord's Day Ordinance in order that all the stores named in the Lord's Day Ordinance (now invalid), may continue to remain open since the passing of the new Provincial Legislation.
2. Council endorse the Common front of the Halifax-Dartmouth Council of Churches to have all municipalities observe the Sunday closing of business.
3. Halifax City Council encourage the Halifax-Dartmouth Council of Churches to sponsor a public meeting with the Municipalities of the County of Halifax, City of Dartmouth, City of Halifax, and Town of Bedford to discuss Sunday openings in the Metropolitan areas.

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

Land Exchange & Street Closure - Lorne Terrace and Connolly Street - SET DATE FOR PUBLIC HEARING

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

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1. Lorne Terrace, as shown on Plan TT-36-28243 be closed as a street subject to the approval of the Minister of Municipal Affairs and be deeded to the Department of National Defence in exchange for the section of Connolly Street between Chester Avenue and Dudley Street.
2. a date be set for a public hearing to consider the closure of Lorne Terrace.

Motion passed.

The City Clerk advised that the date set for the public hearing was WEDNESDAY, AUGUST 21, 1985 at 7:30 p.m. in the Council Chamber, City Hall.

Resolution - Municipality of Barrington re: 28-Day Hospital Discharge Policy

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, Halifax City Council support the resolution as submitted from the Municipality of Barrington regarding the 28-Day Hospital Discharge Policy recently adopted by the Department of Health, as follows:

WHEREAS the hospitals have now established, as directed by the Province of Nova Scotia, a discharge requiring patients to be discharged within 28 days from certification that hospital care is no longer required;

AND WHEREAS the Provincial Department of Health has established a policy whereby they will no longer provide financial support to hospitals for patients remaining in the hospital beyond the 28 day period;

AND WHEREAS it is the responsibility of the patient and the municipality of settlement to pay the daily hospital rate after the 28 day period has expired, which can vary from \$225.00 to \$400.00 per day;

AND WHEREAS the hospitals have no choice but to charge the daily rate to the patient and/or the Municipality;

AND WHEREAS this policy places great emotional as well as financial strain on the patient and his family as well as the municipal unit of settlement;

AND WHEREAS patients who cannot be cared for in their homes but are no longer "hooked to a machine" in the hospital are being discharged;

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AND WHEREAS the homes for the aged and nursing homes in the province are filled to capacity thereby leaving no option open to the patient or the municipality but to remain in the hospital until a bed somewhere becomes available;

BE IT THEREFORE RESOLVED that the Union of Nova Scotia Municipalities examine the ramifications of this policy in detail and request an early meeting with the Department of Health and the Department of Social Services for the purpose of exploring solutions to his most pressing problem.

Motion passed.

Proposed License - Tex-Park Site

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to execute the agreement, as attached to the staff report dated June 27, 1985, on behalf of the City.

Motion passed.

Hiring Policy - Halifax Housing Authority

The following recommendation was forwarded to this meeting of Halifax City Council:

' that the report from the City Solicitor dated June 28, 1985 be tabled'.

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

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

Report - Building Management Committee

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

1. Council request the City Manager to consider the formation of a central coordination group for the purposes described in the June 26, 1985 report from the Ad Hoc Building Management Committee and, as a first step, to form the Building Co-ordination Committee which is to carry out the duties and responsibilities outlined in the same report.

2. The Ad Hoc Building Management Committee be dissolved.

Motion passed.

Proposed Land Transaction - City of Halifax and Department of National Defence - H.M.C. Dockyard Area

MOVED by Alderman Downey, seconded by Deputy Mayor O'Malley that, as recommended by the Finance and Executive Committee, His Worship the Mayor and members of Council attempt to resolve the difficulty through the sitting member of parliament, Mr. Stewart McInnes, Q.C., a solicitor who, if called upon to intervene in the matter, would have a grasp of the legal principles involved which, it is felt, would serve to benefit the City's position in this matter.

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

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on July 3, 1985, as follows:

Tender #85-107 - Central Energy Monitoring System

MOVED by Alderman Doehler, seconded by Alderman Cromwell that, as recommended by the Committee on Works:

1. Tender #85-107 for the central energy monitoring system be awarded to MCC Powers, 150 Bluewater Place, Bedford, Nova Scotia, B4B 1G9 at a total project cost of 109,700.00;

2. Funds are available from Account Number 142613.

Motion passed.

Tender #85-67 - Sidewalk Renewals

MOVED by Alderman Cromwell, seconded by Alderman Doehler that, as recommended by the Committee on Works:

1. Tender #85-67 be awarded to Armdale Construction Ltd. for Sidewalk Renewals, projects, materials and services listed for the unit prices quoted in the June 11, 1985 staff report for a total project cost of \$239,000.

2. Funding Authorized from Account Numbers: CB472, CB512, CB487, CB490, CB495, CB509, CB516, CB528.

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3. Funding transfers be approved as follows:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
From CB509 to CB513	Pepperell St. to Coburg Road	\$8,000
From CB509 to CB518	Pepperell St. to Shirley	\$1,000

Motion passed.

Tender #85-24 - New Sidewalk - Adelaide Avenue (N)
Hillcrest to Alex

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

1. Tender #85-24 be awarded to Maritime Formless Ltd. for New Sidewalk on Adelaide Avenue (N) from Hillcrest Avenue to Alex Street and for the project, materials and services listed at the unit prices quoted in the June 21, 1985 staff report with a total project cost of \$95,000.00.

2. Funding authorized from account Number CA106.

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

10:00 p.m. The meeting adjourned for a 10 minute recess.

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

REPORT - BOARD OF HEALTH

Litter

A report from G. I. Blennerhassett, Secretary, Board of Health dated July 2, 1985, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Jeffrey that due to an increase in litter in the parks and on commercial streets within the City Council pursue the use of anti-litter signs and the enforcement of such signs, as well as, carry out a review of the fines in relation to littering.

Alderman Flynn addressed the matter indicating that although he did not object to the motion he was concerned as to how the anti-litter regulations could be enforced.

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The City Manager indicated that it was a matter of citizen cooperation with the regulations for the most part and noted that it was his understanding that in fact litter was not on the increase. The City Manager suggested that staff should speak with the Board of Health member who initiated the matter, determine the particular problem and carry out the necessary action to correct the problem.

MOVED by Alderman Flynn, seconded by Alderman Doehler that this matter be deferred to allow time for staff to investigate the problem and report on the best means of dealing with the problem.

The motion to defer was put and passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

City of Halifax 1984 Audited Financial Statements

A report from G.I. Blennerhassett, Secretary, Audit Committee dated July 8, 1985, was submitted.

MOVED by Alderman Doehler, seconded by Alderman Nolan that Council accept the City of Halifax 1984 Audited Financial Statements. Motion passed.

Amendment to Ordinance No. 17, respecting Junk Dealers -
SECOND READING

This matter was given first reading at the City Council meeting held on June 27, 1985. An information report from Mr. B. Allen, Acting City Solicitor dated July 4, 1985 was submitted.

MOVED by Alderman Doehler, seconded by Alderman Crossell that the amendment to Ordinance Number 17, respecting Junk Dealers, as follows, be given SECOND READING:

1. Section 2 is amended by substituting the word 'three' for the word 'two' in the first line thereof.

2. The following section is hereby added:

7A (1) No junk dealer shall have, keep or store junk at his place of business except within

- (a) a building, or
- (b) an area obscured from the view of the users of any adjacent street by a solid board fence of at least six feet in height.

(2) Said board fence shall be stained or painted in a solid colour.

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3. Section 18 is amended by substituting the words 'two thousand' for the word 'fifty' in line 3 and substituting the figures '\$2,000' for the '\$50.00' in line 3 thereof.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on July 3, 1985, as follows:

Case No. 4651 - Municipal Planning Strategy Amendments - 5575-79 Fenwick Street

MOVED by Alderman Doehler, seconded by Deputy Mayor Malley that, as recommended by the City Planning Committee, the request for an amendment to the Municipal Planning Strategy respecting 5575-79 Fenwick Street not be considered by City Council, for the reasons as found in the staff report dated June 25, 1985.

Motion passed.

Case No. 4760 - Contract Development - 2540 Maynard Street

MOVED by Alderman Downey, seconded by Alderman Cromwell that, as recommended by the City Planning Committee:

1. The application by Matterhorn Investments Limited for an amendment to the existing contract development to permit an additional one-bedroom apartment unit to be contained within the existing 30 unit apartment building at Civic No. 2540 Maynard Street shown on Plans No. P200/13835-36 of Case No. 4760, be approved by City Council;

2. The amended contract shall be signed within 120 days or any extension thereof 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.

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Case Nos. 4058, 4718 - Contract Development, 10 Rainforth Avenue

MOVED by Alderman Jeffrey, seconded by Alderman Nolan that, as recommended by the City Planning Committee, Council discharge the contract development agreement between Edward F. and Mary L. Kelly and the City of Halifax, which is registered at the Registry of Deeds in Book 3560 at Page 892.

Motion passed.

Case No. 4788 - Amendment to Development Agreement Quinpool Road

Following is the recommendation of the City Planning Committee:

"That the Development Agreement for the Quinpool Road lands executed on April 20, 1977, be amended to permit use of the pedestrian mall area for retail, service, and rental space, installation of additional entry doors along the north and south sides of the building, and addition of a canopy over the sidewalk on the north side of the building generally as shown on Plans No. P200/13922-13930 inclusive."

Alderman Meagher addressed the matter referring to the investment the City had in this particular development and indicating that he would like to have further information regarding the matter before making a decision. Alderman Meagher noted that more detailed plans should be made available for Council's information and further discussion with the applicant should be undertaken.

MOVED by Alderman Meagher, seconded by Deputy Mayor O'Malley that this matter be deferred to the next regular meeting of the Committee of the Whole Council to allow Council an opportunity to consider this matter more fully.

Motion passed.

The Chairman indicated that the applicant would be requested to attend the next meeting of the Committee of the Whole Council to discuss this matter.

Case No. 4737, Contract Development - Amendment, 29 Rufus Avenue

Following is the recommendation of the Committee of the Whole:

"That City Council approve the application to amend the contract development agreement for the property at 29 Rufus Avenue (11 Birch Street) to allow two additional one-bedroom apartment units in the basement level as shown on Plans P200/13706 and 13707 of Case No. 4737."

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Alderman Jeffrey addressed the matter referring to information received from the City Solicitor regarding the approval of the Fairview Detailed Area Plan and noted that this proposal would not be permitted under the Plan.

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Malley that this matter be deferred pending the receipt of a report from the City Solicitor and staff with regard to the most possible way to achieve what the applicant proposes for the site.

Motion passed.

MOTIONS

Motion: Alderman Meagher re: Amendment to Ordinance Number 168, the Fire Prevention and Adoption of the National Fire Code Ordinance - FIRST READING

Alderman Meagher gave notice of Motion of his intention to introduce amendments to Ordinance No. 168, the Fire Prevention and Adoption of the National Fire Code Ordinance at the City Council meeting held on June 27, 1985. The purpose of the amendments is to reenact Ordinance 168 to adopt the 1985 National Fire Code of Canada.

MOVED by Alderman Downey, seconded by Alderman Flynn that the amendments to Ordinance No. 168, the Fire Prevention and Adoption of the National Fire Code Ordinance, the purpose of which is to reenact Ordinance 168 to adopt the 1985 National Fire Code of Canada, as contained in the booklet entitled 'City of Halifax Ordinance 168 The Fire Prevention Ordinance', be given FIRST READING. Motion passed.

Motion: Alderman LeBlanc re: Proposed Amendment to Ordinance No. 116, the Taxi Ordinance - FIRST READING

Alderman LeBlanc, on behalf of Alderman Jeffrey, gave notice of Motion of his intention to introduce an amendment to the Ordinance 116, the Taxi Ordinance, to provide for an increase in license fees charged.

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey that the proposed amendment to Ordinance 116, the Taxi Ordinance, as follows, be given FIRST READING:

1. Section 16 is hereby repealed and the following is substituted therefor:

16. The fee payable for a license for a motor vehicle used for the transporting passengers for hire shall be fifty dollars (\$50) annually.

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2. Subsection (1) of Section 26 is hereby amended by deleting the words and figures "forty (40)" in line 1 of "twenty (20)" in line 3 and substituting in each case the words and figures "fifty (50)".

Motion passed.

MISCELLANEOUS BUSINESS

Tourism Halifax - Provincial Grant

A staff report dated July 19, 1985 was submitted.

MOVED by Alderman Cronwell, seconded by Deputy Mayor Malley that the Mayor and City Clerk be authorized to approve the contract from the Nova Scotia Department of Tourism for \$19,000 and that \$3,000 be added to the 1985 approved budget of Tourism Halifax.

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

QUESTIONS

Question Alderman Hamshaw re: Triathlon - Sunday July 14, 1985 - Sponsored by Olands

Alderman Hamshaw referred to the recent advertisement of a triathlon sponsored by Olands Schooner which is to be held on Sunday July 14, 1985 beginning at 7:00 a.m. Alderman Hamshaw indicated that in past years the triathlon had begun with loud music at 6:30 a.m. and that both Hamshaw Drive and Kearney Lake Road had been closed to traffic. Alderman Hamshaw indicated that he felt this was very early for a Sunday morning and noted that the closure of Hamshaw Drive was very inconvenient and wondered if permission had been given by the City to have this event.

Alderman Hamshaw requested that Hamshaw Drive not be closed and that there be no music at such an early hour. Alderman Hamshaw requested that the police be present to control the area.

The City Manager indicated that he would look into the matter.

Question Alderman Flynn re: Distribution of Brochures and City Maps to Fire Stations

Alderman Flynn referred to a number of requests of the Fire Stations for brochures or directions regarding the City and asked that brochures and maps be distributed to the Fire Stations.

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Question Alderman LeBlanc re: Senior Citizens Complex - Main
Avenue - Blasting

Alderman LeBlanc referred to the blasting being carried out in connection with the Senior Citizens Complex and constructed on Main Avenue and asked if the city had control over the blasting at that site and if pre-blast surveys had been carried out. Alderman LeBlanc noted that a number of homes as far away as Evans Avenue have been affected by the blasting and indicated that he wanted to be sure that all aspects of insurance and liability have been covered by the contractor for all residents being affected by the blasting.

The City Manager indicated that he would review the matter and report back to Alderman LeBlanc.

Question Alderman Jeffrey re: No Passing from Here to Crosswalk
Legislation

Alderman Jeffrey referred to the June 20, 1985 report from the Traffic Authority in which he refers to the 'No passing from here to Crosswalk Legislation.'

Alderman Jeffrey noted that he believed that Council had approved the use of signs indicating the no passing for all crosswalks in the City and asked why the installation of these signs was not being carried out.

Question Alderman Nolan re: Letter regarding Properly Equipped
Bicycles

Alderman Nolan referred to a letter received by Police Chief Jackson and certain members of Council from Dr. Waller regarding properly equipped bicycles. Alderman Nolan requested that the matter be followed up by the Police Department.

His Worship indicated that this matter was to be discussed at the next meeting of the Police Commission.

Question Alderman Nolan re: Report Regarding amount of
Construction carried out by Halifax firms in Moncton

Alderman Nolan referred to his request of some weeks ago regarding the amount of construction carried out by Halifax firms in Moncton and noted that he had not received that report to date.

Question Alderman Nolan re: Right Turn on Red Light at Corner
of Oxford Street and Quinpool Road

Alderman Nolan referred to a recent accident at the corner of Oxford Street and Quinpool Road due to a motorist making a right turn on a red light while a pedestrian crossed the street on a green light. Alderman Nolan requested that the City investigate the matter in an attempt to have the traffic laws at that particular point in the City.

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Question Deputy Mayor O'Malley re: Letter from Minister of
Social Services regarding Homes for Special Care

Deputy Mayor O'Malley referred to the letter received from the Minister of Social Services regarding the position of the province and the city in regard to Homes for Special Care. Deputy Mayor O'Malley indicated that there were some confusing statements included in that letter and requested that it be placed on the agenda of the next Committee of the Whole Council for discussion and that the Director of Social Planning prepare a report with regard to the contents of the letter.

His Worship indicated that a response had been made to that letter and would be circulated to Council along with the letter from the Minister for the Committee of the Whole Council.

Question Alderman Meagher re: Right Hand Turn on Red Light -
Windsor Street and Chebucto Road

Alderman Meagher referred to a complaint he had received from a gentleman regarding motorists making right hand turns on red lights at the corner of Windsor Street and Chebucto Road. Alderman Meagher indicated that he did not believe this was permitted at this particular intersection.

Alderman Meagher indicated that enforcement of the right hand turn on red lights must be carried out as the ability to execute such turns must be removed to protect pedestrians.

Question Alderman Meagher re: Complaints re Dog Litter

Alderman Meagher referred to a number of complaints he had received regarding dog litter and asked if the Police Department was enforcing the dog litter regulations. Alderman Meagher asked if any fines had been issued in relation to dogs defecating on other people's property.

Question Alderman Meagher re: High Speed Bicycles on Sidewalks

Alderman Meagher referred to complaints he had received in relation to High Speed Bicycles on sidewalks causing pedestrians difficulty. Alderman Meagher asked if the Police Department was enforcing the regulations regarding bicycles on the sidewalk.

Question Alderman Dewey re: Workmanship on Recently Repaired
Fire Apparatus

Alderman Dewey referred to the work recently carried out on fire apparatus indicating that he had received reports that the workmanship was poor on the apparatus and requested that a report with regard to the condition of the work be prepared by staff for Council's information.

Question Alderman Downey re: Lighting - Duke to Prince Street

Alderman Downey referred to the poor street lighting along Barrington Street from Duke Street to Prince and Bellin Streets and requested that some action be taken to upgrade this lighting.

His Worship indicated that a follow up would be carried out on this matter to ascertain what changes could be made to improve the situation.

Question Alderman Dewell re: Sidewalks on Almon Street

Alderman Dewell referred to the recent installation of sidewalks on Almon Street indicating that he had received reports that the sidewalks were not level with the existing median and requested assurance that this would be corrected in order that the median might be properly maintained.

The City Manager indicated that he would look into the matter.

Question Alderman Dewell re: Exit from Green Gables on North Windsor and Chebucto

Alderman Dewell referred to motorists exiting the Green Gables north of Chebucto Road on Windsor Street and noted the lights are so positioned that vehicles often exit on a red light while other motorists proceeding from the opposite direction on a green light. Alderman Dewell requested that staff look at this situation.

Question Alderman Dewell re: Traffic Lanes Chebucto Road and Oxford Street

Alderman Dewell referred to the traffic lanes at the intersection of Chebucto Road and Oxford Street noting that there was a left hand and through lane as well as a right hand turn and through lane at this intersection. Alderman Dewell indicated that the problem occurred when cars using both through lanes are faced with a single lane at the opposite end of the intersection. Alderman Dewell requested that staff take a look at this intersection.

Question Alderman Doehler re: Lawn Damage during Sidewalk Repair

Alderman Doehler referred to the damage done to lawns during sidewalk repair and noted that a particular lawn on Harbourview Drive had received extensive damage to the lawn. Alderman Doehler asked if it was the policy of the City to repair these damages and if so, requested that the repair to the lawn on Harbourview Drive be undertaken as soon as possible.

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Question Alderman Cromwell re: Report on Blasting

Alderman Cromwell referred to a report he had requested on Blasting some weeks ago and indicated that he expected this report would be forthcoming in the near future.

Question Alderman Cromwell re: Relocation of CN Marine to Moncton

Alderman Cromwell referred to reports that CN Marine was moving from Halifax to Moncton and noted that CN Marine had only been established in Halifax a few years ago. Alderman Cromwell stated that some 40-50 jobs were generated from this operation and indicated that he had received reports that some of those employees had received their notification of dismissal. Alderman Cromwell asked that staff look into the matter and ascertain what protection was being given to the employees of this operation due to the transfer.

Question Deputy Mayor O'Malley re: Build up of Chip Sealing Hydrostone

Deputy Mayor O'Malley referred to the build up of chip sealing on the lanes of the Hydrostone noting that this build up caused large pools of water to accumulate from Robie Street to Belleville Street during periods of heavy rains. Deputy Mayor O'Malley requested that staff establish the depth of the chip seal and ascertain whether it is possible to remove some of the chip seal or use some other method to improve the drainage situation in this area.

ADDED ITEMS

Encroachment License Agreement - Prince George Hotel

This matter was added to the agenda at the request of the City Clerk. A staff report dated July 10, 1985 was printed.

MOVED by Alderman Emslow, seconded by Alderman Downey
that Council enter into an Encroachment License Agreement with the Prince George Hotel Limited to permit the construction of a pedestrian tunnel under George Street as shown on Plan No. 1906.

Motion passed.

11:00 p.m. The meeting adjourned.

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HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G.I. Blennerhassett
City Clerk

DATE APPROVED BY COUNCIL: _____

wc/sg

SPECIAL COUNCIL
PUBLIC HEARING
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
July 17, 1985
7:30 P.M.

A special meeting (Public Hearing) of Halifax City Council was held at this time.

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

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor G. O'Malley; Aldermen M. Dochler, R. Crowwell, G. Downey, N. Meagher, K. Dewell, W. Nolan, T. Jeffrey, L. McBlair, A. Flynn and A. Hamshaw.

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

ADDED ITEMS

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

1. Prison Lands - Development Agreement
2. Petition - Residents of Young and Connolly Streets

Prison Lands - Development Agreement

This matter was added to the agenda from the Finance and Executive Committee meeting held earlier today.

MOVED by Deputy Mayor O'Malley, seconded by Alderman Dewell that His Worship the Mayor and the City Clerk be authorized to execute the agreement with Apex Developments Limited in the form attached to the July 16, 1985 staff report for the development of the former City Prison Lands. Motion passed.

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Petition - Residents of Young and Connolly Streets

It was agreed that this petition, dated May 24, 1985, be accepted by City Council at this time, and that it be referred to the City Clerk for distribution.

Proposed Amendment to the Municipal Planning Strategy
Proposed Amendment to the Land Use Bylaw (Peninsula Area)
Case #4682 - Contract Development Application for 1450-88
Summer Street/5852-72 Spring Garden Road (United Equities)

A public hearing into the above matters was heard at this time.

In his opening remarks, His Worship cautioned members of Council to remain in the Chamber for the duration of the public hearing, noting that advice to this effect had been provided by the Acting City Solicitor, based on Judge Nathanson's remarks of September 26, 1984.

Deputy Mayor O'Malley voiced the opinion that Judge Nathanson had also expressed the need for rebuttal and cross-examination as part of this quasi-judicial proceeding. The Acting City Solicitor advised that, in his interpretation of Judge Nathanson's remarks, rebuttal and cross-examination could be permitted only under appropriate circumstances, and that with a hearing of this complexity involving a considerable number of presentations, a fair opportunity for all to comment or to seek clarification was sufficient.

Mr. W. B. Campbell, Senior Planner (Planning Department), using charts and diagrams, gave a brief overview of the proposed amendments to the Municipal Planning Strategy and the Land Use Bylaw.

Mr. Simpson McLeod, Senior Planner (Planning Department), again using various charts and diagrams, presented an overview of the recommendation to Council from the Planning Advisory Committee contained in its report of June 13, 1985.

Mr. W. B. Campbell, Planner II (Development Department), commented on the contract development proposal submitted to Council by United Equities Limited for the project known as "Summer Gardens." Mr. Campbell indicated that staff was recommending approval of the application for contract development.

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Responding to a question from Alderman Cronwell, Mr. Campbell advised that should Council proceed with approval of the necessary MPS and LUB amendments, staff would undertake a further analysis of wind and shadow effects supplemental to the professional advice previously supplied by the developer. This analysis would be completed prior to final approval of the contract development application.

Responding to a question from Alderman Beecher pertaining to proposed Policy 8.1.4 relevant to height and shadow impacts, Mr. Campbell emphasized that the effect of this provision was site-specific, and would not apply to other properties in the vicinity of the Public Gardens.

Mr. F. B. Wickwire, A.C., solicitor for United Equities Limited, presented a brief overview of Council's previous deliberations concerning this application. In reviewing the proposal currently under consideration, he emphasized that, in his opinion, objections to the Summer Gardens project were based primarily on the developer's choice of building form and height.

Mr. Wickwire introduced Mr. A. P. Griffiths of Duffus, Romans, Kundzins, Rounsefell Limited, the principal designer for the Summer Gardens project, who demonstrated, with the use of a scale model, the anticipated shadow effects of the proposed building on the Public Gardens and its adjacent properties.

Referring to the specifics of the contract development application presently before Council, Mr. Wickwire emphasized that the current proposal has been reduced from two buildings to one; has been centered on the property to more fully respect the setbacks of adjacent structures (namely, the Convent of the Sacred Heart and 5770 Spring Garden Road); and has been reduced in density from 200 apartment units to 124. He further noted that intensive landscaping of the site is proposed to ensure that the tower is closely in conformance with the character of the Public Gardens and its environs.

Mr. R. Sunderland, landscape architect with the firm of Corush, Larocque, Sunderland and Partners, presented a brief description of the landscaping proposed for this site, emphasizing the need for compatibility with the existing neighbourhood in terms of vegetation, open space areas, and setbacks.

At 8:50 p.m. Council adjourned for a brief recess. At 9:00 p.m. the meeting was reconvened with the same members being present.

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Following Mr. Sunderland's presentation, Mr. Wickwire introduced Dr. N. Isyumov of the University of Western Ontario, who presented his comments on the wind analysis studies undertaken for this project.

Responding to a question from Alderman Cromwell, Dr. Isyumov advised that, in his opinion, construction of the Summer Gardens development would not negatively affect the already considerable wind velocities measured at the corner of Robie Street and Spring Garden Road.

Alderman Flynn requested clarification as to whether there would be appreciable differences in wind velocities, depending on the height of the building constructed on the United Equities site. Dr. Isyumov replied that, relatively speaking, the height of the proposed building was a negligible factor, and that setbacks and the avoidance of a "continuous wall" effect along the street frontage were of greater significance.

After some further questioning of Dr. Isyumov, Mr. Wickwire introduced Dr. R. G. S. Bidwell who commented on the impact of the Summer Gardens project on the vegetation in the Public Gardens.

In his closing remarks, Mr. Wickwire reviewed the economic impacts of the proposed development, referring specifically to the PAC recommendation which, he stated, was financially inadvisable.

After some further questioning of Mr. Wickwire, Alderman Doehler requested that staff prepare a report recommending a policy concerning height and shadow impacts, which would be applicable to all properties in the vicinity of the Public Gardens.

At 10:20 p.m. Council adjourned for a brief recess. The meeting was reconvened at 10:30 p.m. with the same members being present.

At this time His Worship called for presentations from those in the public gallery.

Sister Lanigan, a resident of Summer Street, drew Council's attention to the already considerable wind currents on that street, and expressed her concern for the elderly and handicapped pedestrians who frequent it.

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Mr. F. W. Matthews of 1168 Studley Avenue presented comments on behalf of Heritage Trust, calling on members of Council to support the recommendation of the Planning Advisory Committee which, in his opinion, more accurately reflects the traditional character of the surrounding neighbourhood.

Responding to a question from Alderman LeBlanc, Mr. Matthews advised that Heritage Trust is prepared to support the PAC's proposal for ground-floor commercial uses on the site, provided that they are appropriately designed.

Mr. Lawrence Kidd, President of Manorhouse Furniture Limited, Quinpool Road, voiced his support for the United Equities application which, in his view, would be of great benefit both to the residents of Peninsula Halifax and to its business community.

Mr. Bruce MacDonald, President of the Mainland Nova Scotia Building and Construction Trades Council, addressed members of Council in support of the United Equities application, emphasizing the 325,000 manhours of employment which would be provided during its construction.

Mr. Thomas N. B. Creighton of 2623 Fuller Terrace, speaking on behalf of the Community Planning Association of Canada (Nova Scotia Division), voiced his Association's support of the PAC's recommendation.

At 11:00 p.m. the meeting was adjourned to be reconvened at 7:30 p.m. on Thursday, July 18, 1985.

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HIS WORSHIP MAYOR BOB WALLACE
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY COUNCIL:

/ks