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He said another reason why the Board was anxious to have this matter finalized is that a new Nurses Residence is required to be finished within two years at which time help will be forthcoming from the Nova Scotia Hospital Insurance Commission. He pointed out that when the new hospital is started the present Nurses Residence has to be demolished at a cost of \$35,000.00 and it is necessary to provide a new residence as soon as possible. He stressed the fact that there is no assurance that the cost of the construction would not increase as time goes on.

Alderman Matheson suggested a motion to the effect that Council suggest to The Children's Hospital that a third appraiser be appointed by the two already acting who would make a decision that would be binding on both parties so that the value could be legally determined and at the same time refer the matter of the additional grant to the Grants Committee who would consult with The Children's Hospital and bring back a recommendation in the light of the circumstances related to the Council by Mr. Tingley, the correspondence from him and also the Chairman of the Board.

Alderman LeBlanc asked Mr. Tingley if the Hospital Officials had to wait until next February for the legislation to be approved, would the delay have an adverse effect to which Mr. Tingley replied that if the Board could secure possession of the land without strings attached, excavation would be started immediately for the new Nurses Residence.

Alderman LeBlanc asked if the motion were approved could the City make any land available until after February to which the City Solicitor replied that under the provisions of the City Charter, land must be sold at actual value. If Council

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determines that the actual value is \$300,000, then he submitted that the motion would be legal yet based on the evidence that \$300,000 is below actual value, then Council has no power to sell the land unless special legislation is obtained at the next Session of the Legislature.

Alderman LeBlanc then asked which would be the quickest procedure to make a start on a new Children's Hospital to which Mr. Tingley replied for the City of Halifax to accept the \$300,000.

MOVED in amendment by Alderman O'Brien, seconded by Alderman Matheson, that Council recognize the value as indicated by the City Manager at \$400,000; that Council sell the land for \$400,000; that the grant to The Children's Hospital previously approved by Council, be increased by the sum of \$100,000 and that the same terms and conditions apply; and indicate to The Children's Hospital that this additional grant is to include any City assistance towards the provision for space for the Out-patient Department relating to the Children's Mental Health Clinic.

Alderman A. M. Butler stated that the amendment appeared to put the matter in a better light and with the permission of his seconder, he withdrew his original motion which withdrawal was agreed to by Council.

His Worship the Mayor suggested that the motion should include a recital to convey the land on which the present Mental Hospital stands.

Alderman O'Brien suggested that it be conveyed in accordance with the terms expressed by the City Manager.

The City Manager advised that he would recommend that any of the grounds not needed by the City of Halifax be made available, but the Hospital itself could not be delivered to The

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Children's Hospital Board to be demolished until such time as the City had placed its patients in a new Mental Institution.

In answer to a question from Alderman O'Brien, the City Manager advised that the house located on the east side of Robie Street, former Supt's. property, would have to be demolished immediately. The Alderman then asked about the space used for exercising the patients to which the City Manager advised that it would be required as well. The Alderman then asked if the City could proceed with plans for the relocation of the Fire Station to relieve the situation somewhat. He said that the Mental Hospital is being forced to take on a new approach to its job in the light of Provincial Legislation which comes into effect January 1, 1966, where it says the Halifax Mental Hospital is no longer a chronic hospital and it must be an active treatment hospital under the Hospital Insurance Commission. In order to proceed in an orderly fashion, the Mental Hospital Board has coming before it a recommendation which has to do with extending its Out-patient activities and the possible use of the Robie Street property for this purpose during the intervening period so that it can be developed in the way that Dr. Marshall and others from the Provincial Department of Health recommend so that the program that is carried on is appropriate and will lead into the new Mental Hospital and the program that has to be carried on there. He asked if the City were going to diminish the calibre and facilities of the Halifax Mental Hospital including the exercising grounds in this three-year period until the new hospital is built or is there a way out by an earlier relocation of the Fire Station and a possible location for the Nurses Residence in a way which would not interfere to such an extent

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with the activities which must be carried on by the Mental Hospital.

His Worship the Mayor asked the Fire Chief if the University Avenue Station suffered fire damages tonight how would he operate the rest of the Department to which the Chief replied, "in the other five stations and if it had to be done it would be done".

Alderman O'Brien then asked if there were any flexibility with respect to the location of the Nurses Residence if the Fire Station property were available. Would it be possible to leave the Robie St. building for the time being and the exercising grounds.

At this point, Alderman Moir suggested that the motion be voted on and that a conference be held between the developers of The Children's Hospital, City Development Staff, Fire Chief and representatives of the Board of Management of the Halifax Mental Hospital to look over the City map to see if there is not some way of building the Nurses Residence without demolishing the Robie St. property and still permitting some exercise area.

Alderman Matheson suggested that the following be added to the motion:

"That the matter of vacant occupancy be the subject of further negotiations",

which was agreed to by Council.

The motion as amended was then put and passed unanimously, the following Aldermen voting therefore:

For: Aldermen Black, Abbott, Moir, Lane,
Matheson, A. M. Butler, Meagher,
LeBlanc, Trainor, Doyle, Richard,
O'Brien and H. W. Butler

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DEFERRED BUSINESS

Sale of Sewer System to Public Service Commission

Deferred for Staff report.

Installation "No. Right Turn Sign" - Newton Avenue & Chebucto Road

Deferred for report from the Recreation Commission.

Petition Re: Erection of Tavern - Kempt Road & Hood Street

The matter of the petition from residents in the area of Kempt Road and Hood Street against an application for a proposed tavern was submitted and it was agreed that the same be considered in conjunction with Item 7(a) - "Motion - Alderman H. W. Butler to Rescind Resolution of Council, dated September 30, 1965 Re: Appeal from the Refusal of the Building Inspector to issue an Occupancy Permit for a proposed Tavern at Kempt Road and Hood Street".

MOTIONS OF RECONSIDERATION

None.

MOTIONS OF RESCISSION

Motion - Alderman H. W. Butler to Rescind Resolution of Council, dated September 30, 1965, Re: Appeal from the Refusal of the Building Inspector to Issue an Occupancy Permit for a Proposed Tavern at Kempt Road and Hood Street

Alderman Matheson requested that he be excused from voting on this matter as he was involved professionally in that it related to his Law practice.

Council agreed to the request.

It was then MOVED by Alderman H. W. Butler, seconded by Alderman O'Brien that the resolution approved by City Council at a meeting held on September 30, 1965, with respect to an Appeal from the Refusal of the Building Inspector to issue an Occupancy Permit for a proposed Tavern at Kempt Road and Hood Street be rescinded.

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His Worship the Mayor ruled that Alderman A. M. Butler was not permitted to vote on this matter as he was out of the City when the hearing was held on September 30, 1965.

Alderman Moir contended that the mover and seconder should give reasons why they wish to rescind the previous motion of Council with respect to this matter and what new information has come to light. He felt that the City might be liable to reimburse the applicant for any expenditures made if the motion is rescinded and finally defeated.

The Commissioner of Works advised that he had not issued a permit for the construction of the proposed tavern as the plans had only been submitted to the Building Inspector about one week ago.

Alderman O'Brien stated that the time the tavern might be suitable for the area would be when the residential properties are no longer present. He said the only thing new was the fact that such a large number of people in the area signed a petition indicating how seriously they view having this tavern in their neighbourhood and because of the nature of the hearing held on September 30, 1965, with nobody from the public represented, that the Council was not aware of the extent to which there was objection. It seemed to him that if an occupancy permit were issued that the law does provide that adjoining property owners could then appeal and they would be heard at a hearing and the Council could decide it on that basis. He suggested that if the motion to rescind is approved, that a motion should be approved to hear any of the people in the area who may be present or their representatives.

Both Aldermen Moir and Black suggested that substantial

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reasons have to be given to rescind a motion of Council.

Alderman Black stated that he recognized there were some dwellings in the nature of apartment houses in the area but on the other hand the land is properly zoned for the purpose for which the application was made. He felt that if a person constructed an apartment building in an area immediately adjacent to a commercial or an industrial area, he should put up with the consequences. He contended that Council must think of the person who bought this land for the proposed tavern as well as the people in the immediate area.

Alderman O'Brien referred to the adjacent commercial and residential area and stated that where a residential area comes up against an industrial area, that Council should, where the law permits, make the transition somewhat gradual if it can be done and where the Council has any authority such as is the case with respect to service stations, or in the case where the Building Inspector exercises some authority. He felt that Council should take into account the nature of the adjoining zone.

The motion was then put and passed, 6 voting for the same and 5 against it as follows:

For:	Aldermen Meagher, Trainor, Doyle, Richard, O'Brien and H. W. Butler	- 6
Against:	Aldermen Black, Abbott, Moir, Lane and LeBlanc	- 5

At this time, the Commissioner of Works displayed a plan of the area involved and showing the location of the proposed tavern.

Mr. George Caines, representing several persons who signed the petition in the immediate area, appeared before Council, read a brief and gave reasons why the permit should not be issued.

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Mr. K. G. Wilson, representing the applicant, appeared before Council and gave reasons why the permit should be issued. He also submitted photos of the area in question.

After further discussion on the matter, it was MOVED by Alderman Black, seconded by Alderman Moir, that the appeal be allowed and the permit issued.

The motion was put and lost, 5 voting for the same and 6 against it as follows:

For:	Aldermen Black, Abbott, Moir, Lane and LeBlanc	- 5
Against:	Aldermen Meagher, Trainor, Doyle, Richard, O'Brien and H. W. Butler	- 6

PUBLIC HEARINGS

None.

PETITIONS AND DELEGATIONS

No petitions were submitted and no delegations wished to address the Council on any matter.

REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee at meetings held on October 21 and 28, 1965, as follows:

Permission to Overdraw 1965 Appropriations:

(1) Drawing Reproductions Acct., Traffic Engineering Div.	\$400.00
(2) Office Furniture & Equipment Acct., Development Dept.	\$ 15.00
(3) Office Supplies Acct., Clerk of the Court	\$100.00
(4) Fire Department	\$300.00

MOVED by Alderman Trainor, seconded by Alderman Black that, as recommended by the Finance and Executive Committee, the City Manager be authorized to overdraw the 1965 appropriations for the following accounts in the amounts indicated, funds to be obtained from within the overall appropriation of the particular department:

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- (1) Drawing Reproductions Account, Traffic Engineering Div. \$400.00
- (2) Office Furniture & Equipment Account, Development Dept. 15.00
- (3) Office Supplies Account, Clerk of the Court 100.00
- (4) Fire Department all claims arising from the accident, 300.00

Motion passed.

Property Acquisition - #5208-5210 North Street

MOVED by Alderman Lane, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the sum of \$4,000.00 be paid to Paramount Properties Limited as settlement in full for all claims arising from the acquisition by the City of their property at #5208-5210 North Street, located within the Uniacke Square Redevelopment Area. Motion passed.

Property Acquisition - #2532 Barrington Street

MOVED by Alderman Matheson, seconded by Alderman Lane that, as recommended by the Finance and Executive Committee, the sum of \$16,950.00 be paid to Woodlawn Realty Limited as settlement in full for all claims arising from the acquisition by the City of their property at #2532 Barrington Street, located within the Uniacke Square Redevelopment Area, and that Staff be directed to rent the said property until same is required for civic purposes. Motion passed.

Property Acquisition - #5207-5209 Cornwallis Street

MOVED by Alderman Black, seconded by Alderman Trainor that, as recommended by the Finance and Executive Committee, the sum of \$12,500.00 be paid to Mr. and Mrs. Lawrence Mushkat as settlement in full for all claims arising from the acquisition by the City of their property at #5207-5209 Cornwallis Street, located within the Uniacke Square Redevelopment Area and required for the widening of Barrington Street. Motion passed.

Property Acquisition - #5451 Gerrish Street

MOVED by Alderman Abbott, seconded by Alderman Black

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that, as recommended by the Finance and Executive Committee, the sum of \$9,000.00 be paid to Armview Construction Limited as settlement in full for all claims arising from the acquisition of their property at #5451 Gerrish Street, located within the Uniacke Square Redevelopment Area. Motion passed.

Property Acquisition - #5453-5455 Prince William Street

MOVED by Alderman Black, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the sum of \$14,875.00 be paid to Mr. and Mrs. Allan Mitchell as settlement in full for all claims arising from the acquisition by the City of their property at #5453-5455 Prince William Street, located within the Uniacke Square Redevelopment Area. Motion passed.

Property Acquisition, Africville - Property #127

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

1. THAT Mrs. Florence David, Mrs. Ralph Jones, Mrs. Evelina Tolliver, Mr. Daniel Izzard, Jr., Mrs. Bernadine Carvery, Mrs. Marie Gabriel, Mr. Patrick Dixon, Mr. Edward Dixon, Mr. Charles Dixon, and Mrs. Rose (Dixon) Harris be considered as the legitimate heirs to the Edward Dixon Estate;

2. THAT the City purchase Property #127 for the sum of \$9,002.02;

\$1,666.66 - to be paid to Mr. Charles Dixon
\$1,666.66 - to be paid to Mrs. Florence David
\$1,666.66 - to be paid to Mrs. Evelina Tolliver
\$1,666.66 - to be paid to Mrs. Ralph Jones
\$ 388.89 - to be paid to Mr. Patrick Dixon
\$ 388.89 - to be paid to Mr. Edward Dixon
\$ 388.89 - to be paid to Mrs. Rose (Dixon) Harris
\$ 388.89 - to be paid to Mrs. Marie Gabriel
\$ 388.89 - to be paid to Mrs. Bernadine Carvery
\$ 388.89 - to be paid to Mr. Daniel Izzard, Jr.
\$ 664.30 - to be applied against an outstanding
Victoria General Hospital Account
\$ 115.52 - to be applied against outstanding tax
arrears
\$ 611.11 - to Mr. & Mrs. Daniel Izzard, Jr.
for necessary household items
\$ 611.11 - to Mrs. Bernadine Carvery for
necessary household items

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3. THAT Mr. & Mrs. Izzard, Jr., and family (six children) be given priority to accommodations in Uniacke Square as soon as a suitable apartment is available;
4. THAT Part 2 of the Social Assistance Act be applied should Mr. Izzard, Jr., qualify within the meaning of the Act;
5. THAT a Quit Claim Deed be signed by Mrs. Florence David, Mrs. Evelina Tolliver, Mrs. Ralph Jones, Mr. Patrick Dixon, Mr. Edward Dixon, Mrs. Rose (Dixon) Harris, Mr. Daniel Izzard, Jr., Mrs. Marie Gabriel and Mrs. Bernadine Carvery, in favour of the City;
6. THAT Dwelling #127 be demolished as soon as it can be conveniently vacated.

Motion passed.

Property Acquisition, Africville - Property #73

MOVED by Alderman O'Brien, seconded by Alderman Richard

that, as recommended by the Finance and Executive Committee:

1. The City recognize Mrs. Annabel Regis as the apparent owner of Dwelling #73 at Africville, City Plan P500/46;
2. The City purchase Dwelling #73 for the sum of \$517.65; \$500.00 of this amount to be paid to Mrs. Regis and \$17.65 to be applied against outstanding taxes;
3. Building #73 be demolished as soon as property negotiations are completed.

Motion passed.

Authority to Expend in Excess of \$1,000.00

MOVED by Alderman Trainor, seconded by Alderman Meagher

that, as recommended by the Finance and Executive Committee, the

City Manager be authorized to expend funds for the following purposes:

Chebucto Road Widening & City Beautification - \$10,000.00; funds for same being available in the 1965 Capital Account 53-22A;

1. Emergency Elevator Repairs - Halifax Mental Hospital (General Equipment Limited)\$ 5,600.00
2. Chebucto Road Widening and City Beautification (Sodding, Planting of trees and shrubs, and Professional Services - R.Link & Associates) ..\$16,824.10
3. Four Foot Chain Link Fence - Larry O'Connell Field (Gillis Company Limited)\$ 2,249.04

\$24,673.14

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Funds for same being available as shown below:

- (1) We are advised by the Superintendent of the Mental Hospital that there are sufficient funds in the 1965 Current Budget Account No. 5-201-208 - Halifax Mental Hospital - Maintenance. Due to the existing emergency, the City Manager, after consultation with the Chairman of the Mental Hospital Board, authorized this work to begin on October 27, 1965, with the view to having it ratified by City Council on October 28, 1965;
- (2) Capital Account No. 53-22A - Chebucto Road Widening;
- (3) Capital Account No. 57-9 - Chain Link Fence,
Larry O'Connell Field.

Motion passed.

Fire Insurance Coverage - Federal-Provincial Public
Housing Projects

MOVED by Alderman Trainor, seconded by Alderman Black that, as recommended by the Finance and Executive Committee, the Halifax Housing Authority be authorized to pay the fire insurance premiums on F. P. Housing Projects and recover the City's portion of such payments from the quarterly distributions of surplus to the City. Motion passed.

Request for Commercial Use of the City Arms

MOVED by Alderman Black, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, the request of York Insignia Limited, Albany Hall, York, England, to reproduce the Civic Arms on small heraldic shields for commercial purposes, be granted. Motion passed.

Settlement of Claim - Mrs. Thomas Muise - \$270.00

MOVED by Alderman Abbott, seconded by Alderman Lane that, the sum of \$270.00 be paid to Mrs. Thomas Muise in full settlement of a claim for injuries suffered by her as a result of a fall at #5176 Bedford Avenue; and that the City Solicitor be directed to obtain the necessary release. Motion passed.

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Wage Rates - Canadian Corps of Commissionaires

MOVED by Alderman Meagher, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee,

- (1) The hourly wage rate paid to the members of the Corps of Commissionaires employed by the City of Halifax be adjusted to \$1.69 per hour, effective November 1, 1965; and
- (2) Effective January 1, 1966, the City assume responsibility for the normal employer's contribution toward the Canadian Pension Plan for the Commissionaires employed by the City.

Motion passed.

Payment of Compensation to Owners of Expropriated Property

MOVED by Alderman Matheson, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, the City Staff be authorized to make payment of a sum up to 75% of the compensation authorized by the expropriation resolution, at the request of owners of property expropriated by the City, in order to make expropriation less of a hardship upon such owners.

The City Solicitor stated that this recommendation would be effective only in the case where a mortgage is involved.

The City Manager held the view that such was not the case.

Alderman Trainor contended that if there were a mortgage on the property then the owner would have to be satisfied that the money would be applied against the mortgage but if there were any amount over and above the mortgage up to 75% of the compensation authorized, the owner would receive it.

Alderman Abbott suggested that the cheque could be made payable to the mortgage company and the owner.

The City Solicitor stated that the question arose primarily where the City had expropriated property and the owner

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did not agree with the amount of compensation and wished to have the matter determined by the Court. The purpose was primarily to pay off the mortgage and stop the interest on it.

Alderman Trainor contended that if the case went to the Court and the City lost, the City would have to pay interest on the total amount. If the owner is given 75% of the compensation authorized, then the City would not have to pay the interest on that portion.

The City Manager stated that the report that was submitted to the Finance and Executive Committee covered both mortgage and non-mortgage cases. He then read from the Staff report for the information of Council.

Alderman O'Brien said he favoured the recommendation but asked how the figure of 75% was chosen. Presumably, if the figure were 100%, then any property owner would let the property go for expropriation and he would never settle. He then asked if the 75% figure takes into account the risk of some people not settling with the City at all and is it considered to be a safe and reasonable figure as between these two extreme positions.

The City Manager advised that the Deputy City Solicitor processed this matter because he is involved with most of the City's expropriations and in discussing as to what the amount should be, he and the Deputy City Solicitor came to the conclusion that 75% was a fair figure.

Alderman Black was of the opinion that the recommendation does tend to relieve hardship in such cases.

The motion was put and passed with the addition "that the City Solicitor be directed to prepare the necessary legislation for submission to the next Session of the Nova Scotia Legislature".

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Application for Door-to-door Canvass - Shriners, Philae Temple

regarding MOVED by Alderman Abbott, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the request of the Philae Temple - Arab Patrol of Halifax, Nova Scotia, for permission to hold a door-to-door canvass from November 15 to November 20, 1965 inclusive for the purpose of conducting a sale of chocolates in order to obtain funds for various Shrine projects, including transportation of crippled children and their mothers to Montreal, be granted. Motion passed.

Supplementary Appropriation - Section 316"C" - City Charter -
Fire Department

Council was processing the items on the Order rapidly, they did receive considerable attention discussed in various Committees
REPORT - COMMITTEE ON WORKS
Council considered the report
Committee on Works held on October 21, 1965
MOVED by Alderman Trainor, seconded by Alderman Lane that, as recommended by the Finance and Executive Committee, a supplementary appropriation in the amount of \$2,500.00 be authorized under Section 316"C" of the City Charter to cover the cost of providing an annual allowance for shoes and neckties to members of the Fire Department. Motion passed.

following matters:
MOVED by Alderman Lane, seconded by Alderman A.M. Butler that, as recommended by the Finance and Executive Committee, the following amounts be provided under the authority of Section 316"C" of the City Charter:

1. Arm Patrol - \$235.32
2. Chain Link Fence - Chisholm Avenue - \$1,000.00

Motion passed.

Meeting with Professor John Graham to Consider Preparation of Proposed Brief to Province of Nova Scotia Re: Highways, Health Services and Overall Problems

Certificate #1 (Final) - J. A. Mowbray
Hospital
MOVED by Alderman O'Brien, seconded by Alderman Lane that, as recommended by the Finance and Executive Committee, His Worship the Mayor be requested to arrange a dinner meeting to be held at Anderson Square at an appropriate time to consider

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preparation of a proposed Brief to the Province of Nova Scotia regarding Highways, Health Services and overall problems and that Professor John Graham be invited to attend such meeting. Motion passed.

Delegation of Students from Westmount School

Alderman LeBlanc drew attention to the fact that a group of students from Westmount School were present at the meeting.

His Worship the Mayor, on behalf of the City Council, extended a welcome to them and pointed out that even though Council was processing the items on the Order of Business quite rapidly, they did receive considerable attention when being discussed in various Committees.

REPORT - COMMITTEE ON WORKS

Council considered the report of the meeting of the Committee on Works held on October 21, 1965, with respect to the following matters:

Certificate #1 (Final) - Hot Water Storage Tank - Convalescent Hospital - J. A. Moulton & Son Limited

MOVED by Alderman Black, seconded by Alderman Meagher that, as recommended by the Committee on Works, the following Final Certificate be approved for payment:

Certificate #1 (Final) - J. A. Moulton & Son Ltd.,
Installation Hot Water Storage Tank at the
Convalescent Hospital - \$2,979.77

Motion passed.

Certificate #2 (Final) - Renovations, Convalescent Hospital - Pryor Construction Co. Limited

MOVED by Alderman Meagher, seconded by Alderman Lane that, as recommended by the Committee on Works, the following Final Certificate be approved for payment:

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Certificate #2 (Final) - Pryor Construction Co. Ltd.
Renovations to the Convalescent Hospital - \$2,139.00

Motion passed.

Controlled Burning on City Dump

MOVED by Alderman Matheson, seconded by Alderman Trainor that, as recommended by the Committee on Works, the experiment of "Controlled Open Pit Burning" which has been carried on for approximately six weeks and appears quite successful to date, be permitted to continue on the City Dump. Motion passed.

Additional Planting - Rehabilitation of North Common

MOVED by Alderman Matheson, seconded by Alderman Trainor that, as recommended by the Committee on Works, the City proceed with the additional planting of low spreading evergreens, shrubs and ground cover as indicated by R. Link & Associates Limited with regards to the rehabilitation of the North Common. Motion passed.

Sewer Easement Agreement - National Harbours Board Re:
Sewer Retention Tank

MOVED by Alderman Black, seconded by Alderman Matheson that, as recommended by the Committee on Works, subject to the City Solicitor's approval of the terms and conditions of the agreement:

- (1) The Mayor and City Clerk be authorized to sign an Agreement with the National Harbours Board for the privilege of a sewer easement in conjunction with the Sewage Retention Tank being constructed at Fairfield Road; and
- (2) A cheque in the amount of \$25.00 be forwarded to the National Harbours Board for the first year's rental, covering the period October 1, 1965 to September 30, 1966.

Motion passed.

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Acquisition - Lands Adjacent to Fleming Park

MOVED by Alderman Matheson, seconded by Alderman Meagher that, as recommended by the Committee on Works, the City acquire all the land in the Fleming Park Area zoned "Commercial" for City purposes; a public park, saving and excepting that land owned by the Municipality of the County of Halifax, and that the owners be advised of this resolution. Motion passed,

REPORT - SAFETY COMMITTEE

None.

REPORT - PUBLIC HEALTH & WELFARE COMMITTEE

Council considered the report of the Public Health and Welfare Committee as follows:

Scale for Welfare Payments for the Year 1966

To His Worship the Mayor and Members
of the City Council.

At a meeting of the Public Health and Welfare Committee held October 19, 1965, the present scale used by the Welfare Division of the Department of Public Health and Welfare as a weekly allowance for food was reviewed. It was recommended that the Welfare Department be authorized to allocate money for food on the basis of the following scale, beginning January 1, 1966:

Allowance for Food for one week

Adult living alone \$7.00

Persons living as a family:

Each adult	5.00
Child 0-6 years	3.00
Child 7-11 years	4.00
Child 12-18 years	6.00

Pregnant mother - \$1.00 per week additional and that provision for this added cost be made in the 1966 Budget.

Respectfully submitted,

R. H. Stoddard,
City Clerk.

MOVED by Alderman Moir, seconded by Alderman LeBlanc, that the report be approved. Motion passed.

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REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

None.

REPORT - TOWN PLANNING BOARD

Council considered the report of the Town Planning Board at a meeting held on October 19, 1965, as follows:

Rezoning Land Adjacent to Dalhousie Campus from R-3 Zone to Park & Institutional Zone - Hearing

MOVED by Alderman Doyle, seconded by Alderman Richard that, as recommended by the Town Planning Board, several parcels of land to the north and south of University Avenue, and immediately to the north of the Carleton Campus as shown on the original plan submitted regarding the proposed expansion of Dalhousie University, be rezoned from R-3 Zone to Park and Institutional Zone; that Staff prepare the necessary descriptions and that a Public Hearing be held in this connection. Motion passed.

Rezoning R-3 Zone to C-2 Zone - #1441-77 South Park Street, 5673-83 Brenton Place and 1448-74 Brenton Street - Hearing

MOVED by Alderman H. W. Butler, seconded by Alderman Doyle that, as recommended by the Town Planning Board, a Public Hearing be held to consider the rezoning of 1441-77 South Park Street, 5673-83 Brenton Place and 1448-74 Brenton Street from R-3 Residential to C-2 General Business. Motion passed.

MOTIONS

Motion - Alderman Black Re: Acquisition of Land South of Fleming Park

MOVED by Alderman Black, seconded by Alderman O'Brien, that the City of Halifax take action to acquire all of the land in Fleming Park now zoned "Commercial" for City purposes; a public park, saving and excepting the land owned by the Municipality of the County of Halifax.

Alderman Moir felt that the City should know how much

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the acquisition of this land would cost.

Alderman Lane asked if the land to be acquired and shown on the plan displayed, would give full protection to the City of Halifax.

His Worship the Mayor replied in the affirmative.

After a short discussion, the motion was put and passed.

MOVED by Alderman Black, seconded by Alderman O'Brien, that authority be granted under Section 316" C" of the City Charter to expend an amount not in excess of \$1,000.00 for appraisals in order to permit commencement of negotiations. Motion passed.

Alderman Meagher requested that steps be taken to protect Fleming Park to the north.

Staff was directed to prepare a plan of the area north along the shore line in the direction of the Armdale Yacht Club and to make such recommendations as deemed necessary.

Alderman Matheson requested and it was agreed that a plan be prepared showing the whole Park area and that same be presented when the Staff report is considered at a later meeting.

ASSOCIATION FOR THE PRESERVATION OF THE NORTH WEST ARM

The City Clerk advised that he had received a telephone message from Mrs. H. S. Heaps who advised that the above Association had just been formed and had approved of the following resolution at a meeting held this evening:

"The Association strongly urges the City Council to proceed with the acquisition of the Commercial property adjoining Fleming Park and to add it to the Park".

The resolution was received for the purposes of information.

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MISCELLANEOUS BUSINESS

Accounts Over \$1,000.00

The following accounts were submitted:

<u>Vendor</u>	<u>Purpose</u>	<u>Amount</u>
Urwick, Currie Ltd.	Professional Services for September, 1965	\$ 6,715.05
Workmen's Compensation Board of Nova Scotia	Assessment for sewers, streets, parks, recreation	14,635.53
R. Link & Associates Landscape Architects	Chebucto Road Widening	4,698.72
	North Common Project	<u>4,000.00</u>
		<u>\$30,049.30</u>

MOVED by Alderman Trainor, seconded by Alderman Black,
that the accounts be approved for payment. Motion passed.

Second Harbour Crossing - Report Special Committee

The following report was submitted:

His Worship the Mayor and
Members of the City Council

The Special Committee appointed by City Council to meet with the Councils of the City of Dartmouth and the Municipality of the County of Halifax regarding the matter of a Second Harbour Crossing, held a meeting on October 28, 1965, and reports that it has met with the Council of the City of Dartmouth and the Council of the Municipality of the County of Halifax with the result that resolutions were passed by these two bodies and copies were distributed to members of the Halifax City Council.

The Committee requests permission to continue negotiations with the Sub-Committees of the three municipalities for the purpose of clarifying the resolutions so that a common approach can be made to the Provincial Government in line with the conditions set forth by the Premier to the effect that he requested unanimity on a project before an approach is made to the Federal Government for financial assistance.

Respectfully submitted,

R. H. STODDARD
CITY CLERK

Alderman O'Brien stated that when the Special Committee attended the Council meetings of the City of Dartmouth and the

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Municipality of the County of Halifax, he found them very co-operative and it was his view that the three municipalities could be brought together on this matter and there was a spirit of good will. He suggested that the word "the" before the word "Sub-Committees" in the second line of the second paragraph of the report, be deleted. He made this suggestion so that the membership of the Sub-Committees appointed by the other municipalities could be adjusted if the respective Councils desired so to do.

MOVED by Alderman Black, seconded by Alderman Matheson, that the report as amended by approved.

Alderman Moir suggested that investigations should be broadened while the three municipalities are endeavouring to come to a conclusion on a project so that an approach can be made to the Federal Government for financial assistance through the Premier of Nova Scotia. He referred to such projects as, (1) The South End Bridge; (2) The South End Tunnel; (3) Central Bridge; (4) Twinning the existing Bridge; (5) Narrows Suspension Bridge; and (6) Narrows Draw-bridge. He asked if it would be to the City's advantage to look to some capable citizen of this City who is in the construction field or some specialist from outside, to see if the City could at least begin an appraisal of the whole issue of a Harbour Crossing. He commended the Sub-Committee on its efforts but contended that all the foregoing suggested projects should be investigated. He referred to the suggestion from a very knowledgeable citizen for a Narrows Draw-bridge which would be a very inexpensive one in comparison to the others suggested.

His Worship the Mayor advised that Council made a decision to seek agreement with the other two municipalities for a tunnel at the South End of the City.

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Alderman Moir stated he did not oppose the decision of Council but wondered if the City could assist the growing problem on crossings by beginning an inexpensive exercise in comparative bridging.

Alderman Matheson agreed with the remarks of Alderman Moir but felt that the suggestion is implicit in the report now before Council in the light of the resolution passed by the Dartmouth City Council. He said that considerable time was spent on this matter at today's meeting of the Special Committee.

Alderman Black pointed out that the City is limited to the extent that the Premier of the Province stated that the three municipalities must agree on a project first before he would discuss the matter with the Federal Government Officials.

Alderman LeBlanc extended congratulations to the Subcommittee for the excellent presentation it made, on behalf of the City Council, to the Councils of the City of Dartmouth and the Municipality of the County of Halifax. He said that such an approach to these bodies proved to be of great value. He stated that he had advocated such a procedure in the past that the City Council meet with the other Municipal Councils and that this procedure might open the door for future discussions on Regional Development matters.

Alderman Matheson submitted and read a Press clipping referring to the construction of another bridge across the Ottawa River and that the Federal Government indicated it would share the cost.

The City Manager was directed to look into the matter with a view to ascertaining Federal Government participation in the cost of the bridges across this river.

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The motion was then put and passed.

MOTION - ALDERMAN BLACK RE: MAYOR'S REPORT, DATED AUGUST 9,
1965 - RESPECTING BRIDGES AND ARMDALE ROTARY

It was agreed to defer this matter until the next regular meeting of Council.

MISCELLANEOUS BUSINESS

Application - Lord's Day Permit

MOVED by Alderman Abbott, seconded by Alderman Trainor, that a permit be granted to Mrs. Dorothy Petrie to operate a grocery store on the Lord's Day at #5667 Cunard Street. Motion passed.

Location for Halifax Juvenile Court

The following report was submitted:

To: His Worship the Mayor and
Members of the City Council

From: P. F. C. Byars, City Manager

Date: October 25, 1965

Subject: Location for Halifax Juvenile Court

City Council, at its meeting of September 16th, received and referred to the City Manager for a report, a request from the Court House Commission asking the City to make arrangements for housing the Juvenile Court of the City of Halifax at some place other than the Law Courts building on Spring Garden Road.

This question had been the subject of correspondence between the Secretary of the Court House Commission and the City Manager for some time and after the City Manager had received the views of the City Solicitor in a legal opinion, he submitted to Mr. R. G. Hattie, Secretary, Halifax Court House Commission, the letter attached.

Respectfully submitted,

P. F. C. BYARS
CITY MANAGER

Council,
October 28, 1965.

Mr. R. G. Hattie,
Secretary,
Halifax Court House Commission,
P. O. Box 300, Armdale,
Halifax, N. S.

Dear Mr. Hattie:

Re: Halifax City Juvenile Court

The Possibility of the City of Halifax providing space for the Juvenile Court has been under review for the past several months.

In 1961, as a result of negotiations, the City of Halifax entered into an arrangement with the Province whereby the City's contribution to the Juvenile Court was increased from \$2,500.00 to \$5,000.00. Enabling legislation was passed in 1962, since which time the City has been paying the sum of \$5,000.00 annually. It is considered this contribution constitutes a complete discharge of the City's obligation to the Juvenile Court.

The matter has been taken up with the Department of Child Welfare for the Province of Nova Scotia, who in turn have discussed it with the Attorney General's Department. It is understood that Mr. Crosby of the Attorney General's Department will undertake to raise the subject of the Juvenile Court at the next meeting of the Court House Commission.

The City's views are as set forth by the City Solicitor in a legal opinion, as follows:

"I have personally investigated the situation of the Halifax Juvenile Court and it is my opinion that the facts, as placed before the Court House Commission, are misleading.

For many years, the Halifax Juvenile Court, located in the Law Courts, Spring Garden Road, served the Halifax Metropolitan Area and all juvenile cases were heard and administered from these premises. Recently, however, Judge Elliott Hudson has been conducting hearings for juvenile offenders in Dartmouth, in the Dartmouth City Hall, and for juvenile offenders in the County, in the County Municipal Building, but this is only insofar as hearings are concerned. The administration of the Juvenile Court for the entire Metropolitan Area, including office space for its attendant files and probation service, is still located in the Law Courts at Spring Garden Road. It is, therefore, incorrect to say that this space is used exclusively for the City of Halifax. The only extra "benefit" that the City of Halifax receives over Dartmouth and the County is that City juvenile cases are heard at Spring Garden Road.

It is true that under the Court House Commission Act, the Commissioners are not obliged to supply space for the Juvenile Court. But it is also true that if the Juvenile Court is to be relocated, the problem of relocation, with its

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attendant costs, is the concern of the City of Dartmouth and the County as well as the City of Halifax. If the City of Halifax should, for instance, permit Judge Elliott Hudson to hear cases one or two afternoons a week in the Council Chamber, as do Dartmouth and the County, the question still arises as to where to locate the administrative set-up of the Court, including its probation services.

It is my opinion that if the Juvenile Court has to be relocated, such relocation and expense should be the subject of joint expenditure wherein all three municipalities share the cost of such accommodation.

However, before any further action is taken on this matter, I would suggest that the true facts of the situation be presented to the Court House Commission."

These are the facts as we understand them. The City of Halifax appears to be under no obligation to supply office space for Juvenile Court purposes by itself. The City will, if necessary, arrange for any Court hearings required to be held in Halifax to take place at a convenient time either in the Magistrate's Court in the Police Station, or in City Council Chamber when the Chamber is not required for meetings of the City Council or its Committees, or in some other suitable location. In this way the City of Halifax would be contributing in the same manner as the City of Dartmouth and the Municipality of the County of Halifax.

Yours very truly,

P. F. C. BYARS
CITY MANAGER

Received for the purpose of information and reply from the Court House Commission.

Letter - Board of School Commissioners Re: Capital Borrowing Addition to Edgewood School

The following letter was submitted and read:

Board of School Commissioners
City of Halifax,
P. O. Box 64,
Halifax, N. S.,
October 25, 1965.

His Worship the Mayor & City Council,
City Hall,
City of Halifax,
Halifax, N. S.

Re: Addition to Edgewood School

Gentlemen:

We are in receipt of your action on Edgewood School

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Borrowing, totalling \$118,785.00 which seeks approval of the Department of Municipal Affairs for application to the Municipal Development Fund, which would prevent actual construction to begin for a number of weeks.

Attached to this letter are copies of letters from the contractor, stating that further delays could cause construction cost or tender price to increase as much as two thousand dollars.

It should be noted here that there is a presently existing Capital Borrowing for Edgewood, balance being at this moment \$108,406.00.

I respectfully request that you consider authorizing the School Board to proceed with construction immediately to avoid increased costs and using for operations, the presently existing balance, pending the eventual approval of the additional borrowing.

In making this request and after careful study of the approval of this project to date, it would appear that borrowings will eventually be approved.

I respectfully request that you consider action on this submission at your earliest convenience. I remain

Yours truly,

H. R. WYMAN, Chairman
Board of School Commissioner
for the City of Halifax

Alderman Matheson stated that he had heard that the cost of the addition would be increased by \$2,000.00 per week during the period the contractor is delayed.

This statement was included in the letter from Stevens & Fiske Construction Limited to the architects, Webber, Harrington & Weld, which indicated that the extra cost for the delay of four weeks would be \$8,000.00.

The City Manager stated that the City would save two-thirds of \$16,000.00 or \$10,666.00 if the loan were approved through the Municipal Development Loan Fund.

His Worship the Mayor advised that there would be a forgiveness feature of one-sixth of the work completed by March 31, 1966.