

MOVED by Alderman Meagher, seconded by Alderman Sullivan that the regularly scheduled meeting of the Committee of the Whole Council of December 6, 1978, be held on Thursday, December 7, 1978 at 2:00 P. M.

Motion passed.

Annual Report 1977 - Recreation Department

The 1977 Annual Report of the Recreation Department was submitted.

MOVED by Alderman Meagher, seconded by Alderman Sullivan that the 1977 annual report of the Recreation Department be received and tabled by Halifax City Council.

Motion passed.

Ward 5 Resources Council - Devonshire Centre

A staff report dated October 11, 1978, was submitted.

His Worship, in referring to the report, noted there were two alternatives set forth but pointed out there is a third alternative which is to acquire the Devonshire Centre for \$32,000 with such amount to be made available to the City by the Province of Nova Scotia.

His Worship said it will be recalled that a letter from Premier Regan said that \$32,000 would be made available to the City for the purpose of acquiring the asset which His Worship proceeded to read from.

Alderman Sullivan spoke to the matter and expressed the feeling the City should now move to acquire the facility.

MOVED by Alderman Sullivan, seconded by Alderman Downey that City Council authorize staff to conclude negotiations for the acquisition of the Devonshire Centre free of all encumbrances of any kind whatsoever for the sum of \$32,000 and that Council indicate its intention that the operation subsequent upon the acquisition of the said asset, shall be referred to the Halifax Forum Commission for review and report.

Discussion ensued on the matter and Mr. Chris Mannings addressed Council on behalf of the Board of Management of the Centre and in reply to a question, advised that nothing would be removed from the building saying the City is being asked to take over a completely equipped rink which is ready to be operated.

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

Discharge of Firearms within the City

The above noted item was added to the agenda at the request of Alderman Wooden who advised it has been reported to her that people are trapping and hunting within the City limits near the MacIntosh Runs. Alderman Wooden suggested that people use the area for walking and hiking and that near accidents have occurred. Alderman Wooden asked if it is legal to use firearms within the City limits for hunting purposes.

The Acting City Solicitor indicated there is an Ordinance which deals with the subject saying he would circulate a copy to members of Council.

His Worship suggested that Alderman Wooden supply staff with information which she has on the matter.

Budget - Tourist and Convention Bureau

The above noted item was added to the agenda at the request of Deputy Mayor Shannon who noted that last year during budget time when discussions were held with the Chairman of the Bureau, Council advised it would hold the Bureau at its present level and the Bureau should encourage business to become more actively engaged in the industry. Deputy Mayor Shannon suggested that Council should re-affirm its actions at budget time that the Bureau should hold its budget and suggested this would add strength to the Bureau's approach to the business community on the matter.

Alderman Meagher advised that he would inform the Board of the matter at its next meeting.

12 Midnight - Meeting adjourned.

H E A D L I N E S

Halifax Fire Department Commendation for Bravery -	
Lt. Basil B. Landry	493
Minutes	493
Approval of Order of Business, Additions & Deletions ..	494

DEFERRED ITEMS:

Case No. 3569 - Proposed Apartment Development -	
Seaview Avenue	494
Case No. 3572 - Lot Consolidation & Contract Zoning,	
Kent Street and Green Street	495
Case No. 3585 - Proposed Rezoning, 2630 Windsor St. ...	496
Case No. 3626 - Neighbourhood Improvement Program/ Multi-Service Project - Cunard Street School - Rezoning, Zoning Bylaw Modification Under Schedule "C" and Lot Consolidation	496

PUBLIC HEARINGS AND HEARINGS:

Case No. 3621 - Appeal of Development Officer's
Decision to Refuse a Minor Variance at
1430 Edward Street 497

PETITIONS AND DELEGATIONS:

Petition - Alderman Wooden Re: Paving - Spencer
Avenue (Residents of Spencer Avenue) 497

REPORT - FINANCE & EXECUTIVE COMMITTEE:

COMSERV Directorate 498
Metro Centre Staff Establishment 499
Ordinance No. 109 - Representations of Atlantic
Seven Limited and Southland Corporation - DATE
FOR PUBLIC MEETING 500
Purdy Brothers Limited - Waterfront Landfill Site .. 500
Recommendations - Tax Concessions & Grants Committee. 502
Old South End NIP II Area - Letter from C.M.H.C. ... 502
Call for Proposals - City-owned Land (North
Robie Street) 503

REPORT - SAFETY COMMITTEE:

Deputy Traffic Authority 503
Extension of Closure - Yukon and Yale Streets 503

REPORT - CITY PLANNING COMMITTEE:

Halifax Police Association - South Street 503

MISCELLANEOUS BUSINESS:

Special Designated Areas for the Residential
Rehabilitation Assistance Program 505
Appointment 505
Police Patrolmens' Association - Collective
Bargaining Agreement 506

QUESTIONS:

Question Alderman Meagher Re: Assessment of
Properties 506
Question Alderman Meagher Re: Amalgamation of
Recreation and Social Planning Departments - Report 506
Question Alderman Meagher Re: Property in Ward #4 .. 506
Question Alderman Meagher Re: Waterfront Parking . 506
Question Alderman Clarke Re: Transit Route
Alteration 506
Question Alderman Sullivan Re: Fort Needham Building 507
Question Alderman Sullivan Re: Painting of
Crosswalk - Leeds Street 507
Question Alderman Downey Re: Parking,
Metro Centre Area 507
Question Alderman Downey Re: Winter Parking Ban ... 507
Question Alderman Maley Re: Granite Curbs &
Cobble Stones 507
Question Alderman Wooden Re: Painting of
Crosswalks Etc. 508

ADDED ITEMS:

Resignation - Alderman Gerald A. Lawrence	508
Annual Report 1977 - Recreation Department	509
Ward 5 Resources Council - Devonshire Centre	509
Discharge of Firearms within the City	510
Budget - Tourist and Convention Bureau	510

MAYOR EDMUND L. MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

Date Approved by City Council: _____

AMENDED SHEET

SPECIAL COUNCIL
PUBLIC HEARING
M I N U T E S

Council Chamber
City Hall
Halifax, N. S.
October 18, 1978
7:15 p. m.

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

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

Present: His Worship the Mayor, Chairman; Aldermen Maley, Downey, Meagher, Sullivan, Clarke, Wooden, Hanson and Moore

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

The meeting was called especially to give consideration to the following items:

1. To consider an application under Schedule "C", Section 83, Subsections (c) and (d) of the Zoning Bylaw to permit the construction of an ambulance port at the emergency entrance to the Halifax Infirmary on Queen Street.
2. To consider the following:
 - (a) Street Closure - Portions of Lower Water Street;
 - (b) Official Street Lines of Lower Water Street, Salter Street, Hollis Street and Bishop Street;
 - (c) The consolidation of Lots 1-44 inclusive owned by A. Keith & Son Limited in the block bounded by Lower Water Street, Salter Street, Hollis Street and Bishop Street in Block K.

Special Council
Public Hearings
October 18, 1978

Public Hearing Re: To Consider an Application Under
Schedule "C", Section 83, Subsections (c) and
(d) of the Zoning Bylaw to Permit the Construction
of an Ambulance Port at the Emergency Entrance to
the Halifax Infirmary on Queen Street

A public hearing was held at this
time into the above-noted matter which was duly advertised.

Members of Council indicated they
had been adequately informed by staff regarding this
matter.

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

MOVED by Alderman Downey, seconded
by Alderman Meagher that the matter be referred to City
Council without recommendation. Motion passed.

Public Hearing Re: To Consider (a) Street Closure -
Portions of Lower Water Street; (b) Official
Street Lines of Lower Water Street, Salter Street,
Hollis Street and Bishop Street; and (c) the
Consolidation of Lots 1-44 inclusive Owned by
A. Keith & Son Limited in the Block Bounded by
Lower Water Street, Salter Street, Hollis Street
and Bishop Street in Block K

A public hearing was held at this
time into the above-noted matter which was duly advertised.

Mr. C. L. Dodge of the Development
Department, with the aid of maps and diagrams, described
the proposed street line revision, noting that such
revision would provide a larger turning area for vehicles
as well as an improved sidewalk capacity.

Mr. John Jay addressed City Council
on behalf of Alexander Keith & Son, owner of the property
in question and indicated that a consolidation of these
forty-four lots will facilitate the transfer of deeds
for certain parcels of this land, particularly those
conveyed to the City for street widening purposes. Mr.
Jay indicated the Company would be prepared to convey
the portions of the property required for street widening
purposes following negotiations with respect to the per
square foot price.

Special Council
Public Hearing
October 18, 1978

There were no further persons wishing to address Council in support of or in opposition to this matter.

MOVED by Alderman Moore, seconded by Alderman Sullivan that the matter be referred to City Council without recommendation. Motion passed.

7:35 p.m. - Meeting adjourned.

HEADLINES

Public Hearing Re: To Consider an Application Under Schedule "C", Section 83, Subsections (c) and (d) of the Zoning Bylaw to Permit the Construction of an Ambulance Port at the Emergency Entrance to the Halifax Infirmary on Queen Street 514

Public Hearing Re: To Consider (a) Street Closure - Portions of Lower Water Street; (b) Official Street Lines of Lower Water Street, Salter Street, Hollis Street and Bishop Street; and (c) the Consolidation of Lots 1-44 Inclusive Owned by A. Keith & Son Limited in the Block Bounded by Lower Water Street, Salter Street, Hollis Street and Bishop Street in Block K 514

MAYOR EDMUND MORRIS
CHAIRMAN

EDWARD A. KERR
ACTING CITY CLERK

*K

Record

PUBLIC MEETING
M I N U T E S

Council Chamber
City Hall
Halifax, N. S.
October 24, 1978
7:40 P.M.

A public meeting was held on this date
to discuss:

Proposed Amendments to Ordinance 151
Respecting "The Regulation and Licensing of
Automatic Vending and Amusement Machines"

Present: Deputy-Mayor Shannon, Chairman;
Aldermen Clarke, Wooden, Hanson and Lawrence.

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

The meeting was opened by Deputy-Mayor
Shannon who referred to the staff report of July 11, 1978
and summarized the recommendations contained therein.
She noted it had been Council's intention that the
amendments, as proposed by staff, be brought before
representatives of the vending machine industry and
other interested persons at a public meeting for their
comments and suggestions before the proposed amendments
were considered in detail by City Council.

The City Solicitor introduced Corporal
George Hutt of the Licensing Division, Halifax Police
Department, and noted that amendments to Ordinance 151
had been suggested in consultation with the Licensing
Division.

Persons in the gallery were then invited
to address Council on this matter.

Mr. J. P. Sawler, President of Major
Foods Limited, referred to his letter of September 12, 1978
(previously circulated to Council members) and voiced his
objections to the practice of licensing on a per machine
basis with regard to non-perishable food or cigarette
machines. It was Mr. Sawler's opinion that present
licensing practices are discriminatory and considerably
unfair to the operators of merchandise vending equipment.

He recommended that "per location" licensing be considered as a viable alternative or, ideally, that the practice of requiring licenses for vending machines be abandoned in its entirety.

In response to a question from Alderman Lawrence, Mr. Sawler referred to the regulatory fee required by the Provincial Department of Health for perishable food machines and offered his opinion that an additional license fee levied by the City is unnecessary, particularly when the present rate of \$2.00 per machine would not appear to cover even the administrative costs of issuing such a license.

Mr. Blaine Boudreau, Sales Manager for the Auto-Matic Amusement Co. Limited, addressed Council and recommended that, with reference to amusement vending machines, the City's licensing structure should be amended to charge a flat rate of \$500 plus \$10 for each additional machine. If this were not found to be feasible, Mr. Boudreau noted that his company favors the abolishment of Ordinance 151 in its entirety.

With reference to a question from Alderman Lawrence, Mr. Boudreau indicated that, under the present licensing structure, his company normally agrees to pay one-half of the necessary fees with the location's proprietor remitting the balance.

Alderman Wooden commented that the licensing structure proposed by Mr. Boudreau would appear to encourage operations such as large-scale pinball arcades and discourage those of a smaller nature.

Mr. Darrell Newton, owner and operator of Darrell's Coin Machines, voiced his objections to any further escalation of licensing fees for amusement vending machines, noting that he further disagreed with the discrepancy in licensing rates between cigarette machines and those providing amusement such as pool tables and pinball machines. However, he indicated support for staff's recommendation that vending machine licenses be prorated, adding that this should be done on a six-month, rather than a four-month, basis.

Public Meeting
Ordinance 151
October 24, 1978

Corporal Hutt, referring to remarks made by Mr. Sawler (Major Foods Limited), noted that mobile food trucks operating in the City of Halifax are required to pay a license fee of \$100 per truck under Ordinance 149. He also suggested that the flat rate of \$500, as proposed by Mr. Boudreau, would appear grossly unfair to proprietors having only one vending machine on their premises.

After some further discussion, it was agreed that staff hold a further meeting with representatives of the vending machine industry to refine points of concern and that a report, incorporating these concerns, be submitted to Council.

9:00 P.M. - Meeting adjourned.

DEPUTY MAYOR SHANNON
CHAIRMAN

*K

CITY COUNCIL
M I N U T E S

Council,
October 26, 1978

Council Chamber,
City Hall,
Halifax, N. S.
October 26, 1978
8:00 p.m.

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

After the meeting was called to Order, the members of Council attending, led by the City Clerk, joined in reciting the Lord's Prayer.

Present: His Worship the Mayor, Chairman; Aldermen Maley, Downey, Meagher, Sullivan, Clarke, Wooden, Hanson, Moore and Lawrence.

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

MINUTES

Minutes of City Council meetings held on October 12 and October 18, 1978 were approved on Motion of Alderman Lawrence, seconded by Alderman Moore.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

- 9(b) - Petition - Group of Parents re a Reported Discontinuation of a Recreation Program

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

- 20(a) - Devonshire Centre
20(b) - Encroachment - Civic No. 1749 Dresden Row
20(c) - Uniacke Square
20(d) - Lithographs and Paintings - Scotia Square

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

- 20(e) - Crosswalk - South Entrance - Mount St. Vincent University

At the request of His Worship the Mayor, Council agreed to add:

Council,
October 26, 1978

20(f) - Appointments - Halifax Housing Authority

The Order of Business, as amended,
was approved.

DEFERRED ITEMS

Case No. 3611 - Modification of the Zoning Bylaw Under
Schedule "C" - Queen Street

A public hearing re the above matter
was held on October 18, 1978.

MOVED by Alderman Moore, seconded by
Alderman Downey that City Council approve an application
under Schedule "C", Section 83, Subsections (c) and (d)
of the Zoning Bylaw, to permit the construction of an
ambulance port at the emergency entrance to the Halifax
Infirmary on Queen Street.

The City Clerk advised that Deputy
Mayor Shannon and Alderman Lawrence were not in attendance
at the public hearing.

Motion passed with Alderman Lawrence
abstaining.

Case No. 3563 - Lot Consolidation - Lower Water Street,
Bishop Street, Hollis Street and Salter Street;
and Street Closure - Portions of Lower Water
Street

A public hearing re the above matter
was held on October 18, 1978.

MOVED by Alderman Meagher, seconded
by Alderman Maley that City Council approve the street
closure of those portions of Lower Water Street as shown
on Plan No. TT-25-25265; that City Council confirm street
lines on Lower Water Street, Bishop Street, Hollis Street
and Salter, as shown on Section 18-M of the Official City
Plan; and, that City Council approve the consolidation of
Lots 1 - 44 inclusive owned by A. Keith & Son Limited in
the block bounded by Lower Water Street, Salter Street,
Hollis Street and Bishop Street to create Block K, as
shown on Plan No. P200/8507 of Case No. 3563.

The City Clerk advised that Deputy
Mayor Shannon and Alderman Lawrence were not present at
the public hearing.

Council,
October 26, 1978

Motion passed with Alderman Lawrence
abstaining.

PETITION AND DELEGATIONS

Petition - Water Supply - Fernleigh Park Subdivision

Alderman Lawrence submitted a petition containing approximately twenty-seven signatures from residents of Fernleigh Park Subdivision requesting a meeting with staff, or possibly City Council, to try to resolve their water supply problem.

His Worship suggested that Alderman Lawrence, the Mayor and staff meet with a representative of the residents in the petition, and with the Public Service Commission, prior to staff submitting a report to City Council.

Petition - Group of Concerned Parents re a Reported
Discontinuation of a Recreation Program -
Alderman Maley

Alderman Maley presented a petition containing approximately ninety-one signatures of concerned parents and mature students who wish to express their concern over the possible cancellation of dance classes presently being offered by the Department of Recreation.

It was agreed that the matter be referred to staff for review and comments.

Council,
October 26, 1978

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on October 18, 1978 as follows:

Additional Funds - South Park Street - Sidewalk Renewal

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

1. an expenditure of \$27,500.00 for the renewal of the sidewalk on South Park St. (E) from Inglis to Rhuland Sts., and
2. the transfer of funds from Account No. CA562 to Account No. CA639.

Motion passed.

Clerical Services for Aldermen

MOVED by Alderman Sullivan, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, one position, to be identified as Confidential Stenographer, be established for the purpose of providing clerical support to the Aldermen. Motion passed with Aldermen Maley, Meagher, Clarke and Moore voting against.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on October 18, 1978 as follows:

Encroachment - Civic No. 1070 Barrington Street

MOVED by Alderman Downey, seconded by Alderman Sullivan that, as recommended by the Committee on Works, an encroachment be authorized to Mr. Albert Walker for the purpose of constructing a mansard roof at Civic No. 1070 Barrington Street as shown on the sketch attached to the staff report of October 13, 1978, and in accordance with Ordinance No. 112, the Encroachment Ordinance. Motion passed.

Council,
October 26, 1978

Isleville Street Playground - Fencing

A private and confidential report dated October 26, 1978 was submitted by the Legal Department.

Alderman Sullivan asked if his notice at Committee of the Whole Council would be in conflict with the advice given in the private and confidential report.

It was agreed that the matter be referred to the next regular meeting of Committee of the Whole Council.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on October 18, 1978 as follows:

Case No. 3604 - Proposed Development - Edmonds Grounds

A letter dated September 29, 1978 from G. R. Parker, Parker/Truitt Associates, re the Edmonds Park Estates Proposal, was submitted and considered.

A confidential information report dated October 25, 1978 was submitted.

His Worship pointed out that the letter from Mr. Parker indicates that, to avoid any possible future misunderstanding, their position is the price quoted is on the basis that the 9.60 acres was inclusive of the normal 5% land requirement under Section 7(1) and (2) of the Subdivision By-law.

Alderman Wooden asked that a staff report be submitted indicating whether the proposal is consistent with the Municipal Development Plan. His Worship stated that staff would unquestionably be advising City Council in future staff reports of the relevance of proposed development to the Municipal Development Plan.

Alderman Meagher stated he would prefer to see the 5% land dedication as a separate transaction rather than included in the purchase. Alderman Maley supported Alderman Meagher's position.

Council,
October 26, 1978

Alderman Clarke stated that at this time he is not willing to commit himself to the expenditure of funds for the acreage stated. He added that at the moment the project is vague with many potential questions to be answered.

Deputy Mayor Shannon entered the meeting at 8:40 p.m.

MOVED by Alderman Hanson, seconded by Alderman Moore that City Council authorize staff to consult with the proposed developer, and if every other condition is met, the City will acquire the stated amount of land for the price stated in the staff report of October 13, 1978, and the project to be subject to a payment to the City in lieu of the 5% open space dedication.

Deputy Mayor Shannon stated she could not support the motion as she felt there is sufficient control over development of the land through its R-2 zoning and the City seems to be acquiring land well in excess of the City's long-term goals. She further stated that she felt the price desired for the land is well in excess of the natural value that would accrue to it under its present zoning.

After further discussion, the motion was put and passed with Deputy Mayor Shannon, Aldermen Meagher and Clarke voting against.

NIP I Area - Permit Application Nos. 78384 and 78385

MOVED by Alderman Downey, seconded by Alderman Meagher that, as recommended by the City Planning Committee, City Council authorize the Building Inspector to issue the building permits to replace the signs for Glubes. Motion passed.

NIP I Area - Permit Application Number 78481 - M & I Exchange Ltd. - 5667 Cogswell Street

MOVED By Alderman Downey, seconded by Deputy Mayor Shannon that, as recommended by the City Planning Committee, City Council authorize the Building Inspector to issue a building permit to M & I Exchange in order that they may erect their sign. Motion passed.

Council,
October 26, 1978

NIP I Area - Permit Application No. 78369 - Fancy
Pastry Ltd. - 2595 Agricola Street

MOVED by Alderman Downey, seconded
by Alderman Meagher that, as recommended by the City
Planning Committee, City Council authorize the Building
Inspector to issue a building permit to the Fancy Pastry
Ltd. so that they may construct a one-storey addition to
the rear of the retail store. Motion passed.

NIP II Area - Permit Application No. 78473 - 1070
Barrington Street

MOVED by Alderman Maley, seconded
by Alderman Downey that, as recommended by the City
Planning Committee, City Council authorize the Building
Inspector to issue a building permit to convert 1070
Barrington Street from a beverage room to a discotheque.
Motion passed.

MDP - Soft Areas Outside Designated Areas for Detailed
Planning

MOVED by Alderman Maley, seconded by
Alderman Hanson that, as recommended by the City Planning
Committee, City Council adopt the priority list as shown
in Appendix III to the staff report dated September 27,
1978, as the order in which each of the areas identified
in Schedule II.1 of the Municipal Development Plan shall
be reviewed and zoning recommendations brought forward.
Motion passed.

NIP II Area

His Worship advised that the matter
was discussed at a meeting of the Municipal Development
Plan Committee held on October 25, 1978. He stated that
Alderman Maley would present a Notice of Motion at this
meeting as a result of Municipal Development Plan
Committee discussion.

MISCELLANEOUS ITEMS

Halifax Fire Department - Annual Report 1977

The 1977 Annual Report of the Halifax
Fire Department was submitted.

Council,
October 26, 1978

MOVED by Alderman Lawrence, seconded by Alderman Sullivan, that the 1977 Annual Report of the Halifax Fire Department be tabled and referred to the Committee on Safety for conversations with the Fire Chief. Motion passed.

Application for Bill Posters License - Dalhousie Student Union

An application for a Bill Poster's Licence was submitted by the Open House Chairman of the Dalhousie Student Union.

MOVED by Alderman Lawrence, seconded by Alderman Maley that City Council authorize the issuance of a Bill Poster's license to the Dalhousie Student Union for the purpose of posting materials relating to the Dal Open House programme. Motion passed.

Collective Agreement - Halifax Civic Workers, Local 108

MOVED by Alderman Meagher, seconded by Deputy Mayor Shannon that City Council now ratify and approve a memorandum of agreement entered into by the City of Halifax and the Halifax Civic Workers Union Local 108, and that the Mayor and the City Clerk be authorized to sign the same. Motion passed.

NOTICE OF MOTION

Notice of Motion - Alderman Maley re: Amendment to the City of Halifax Municipal Development Plan

Alderman Maley gave notice that at the next regular meeting of City Council of the City of Halifax to be held on November 16, 1978, she proposes to introduce the adoption of an amendment to the City of Halifax Municipal Development Plan pursuant to Part III of the Planning Act of Nova Scotia.

Alderman Maley stated that the purpose of the amendment is to provide for further regulations in the City of Halifax Zoning Bylaw, for an area of the City of Halifax located generally east of Robie Street and south of Spring Garden Road, wherein such further regulations are deemed to be consistent with Part II, Section II of the Municipal Development Plan.

Council
October 26, 1978

Q U E S T I O N S

Question Alderman Lawrence Re: Quarry Operations - Kearney
Lake Area

Alderman Lawrence noted that some time ago, a relocation survey was carried out with respect to the quarry operations in the Kearney Lake area and asked whether the matter could be brought to a Committee of the Whole meeting in order that Council could discuss the subject in terms of what is taking place with the operations, and the time-frame involved.

His Worship spoke to the matter and in summary, advised the Environment Department is corresponding with the operators of the quarrying operations to fix definite close-out dates within the next approximately 36 months.

Question Alderman Lawrence Re: Traffic Lights - Intersection of
Kearney Lake Road and Dunbrack Street

Alderman Lawrence said he realized the electrical strike has curtailed many operations but in referring to the above noted traffic lights, asked if it were not possible for a member of staff to adjust the lights to a regular pattern. Alderman Lawrence said there have been near accidents and asked if there was anything the City could do.

His Worship noted there are to be fixed lights at the location in question as well as at Main Avenue and Willett Street but it is not possible for them to be put in operation due to the electricians' work stoppage.

The City Manager advised that the City's electricians are not on strike but that some work is required to be carried out by outside contractors. He suggested staff could check with the contractor as to whether some transfer of responsibilities could be achieved.

His Worship suggested that perhaps the International Brotherhood of Electrical Workers would be agreeable to consider the possibility of a very short period of work, not so as to compromise what they perceive to be their rights, in order to protect the public by installing the traffic signals along a street having higher than normal speeds.

Alderman Lawrence said that whatever can be done to improve the situation, would be appreciated.

Council
October 26, 1978

Question Deputy Mayor Shannon Re: School Crossing Guards

Deputy Mayor Shannon asked if members of Council could be informed on the situation with respect to school crossing guards in terms of whether the City is at full complement and whether problems are being encountered resulting from sickness etc.

Question Alderman Sullivan Re: Fort Needham, Police Patrol

Alderman Sullivan asked if it would be possible to have a little closer police surveillance in the area of Fort Needham. Alderman Sullivan noted the Fire Department was called to the area again Saturday evening saying there is a continual problem in the area.

Question Alderman Sullivan Re: Kaye Street

Alderman Sullivan said that about one month ago, he requested that staff review the problem of traffic proceeding the wrong way on the one-way street saying he would like to receive a report on what has taken place.

His Worship advised that a report was circulated saying Mr. Wayne will recirculate it to every member of Council.

Question Alderman Sullivan Re: Assessments

Alderman Sullivan advised he received four calls on the weekend concerning the matter of people not being notified as yet with respect to the results of their appeals. Alderman Sullivan said it is his understanding the Court has not completed its notification to appellants saying this is causing some problems for people paying mortgages etc.

His Worship said it was his understanding the Court has completed its hearings but has not finalized all its decisions and the Secretary of the Appeal Court indicated that such was the case and advised that decisions are being mailed as they are received.

His Worship suggested that perhaps the Court could be advised that a question was courteously asked at Council about the progress of the unfinished decisions.

Question Alderman Downey Re: Halifax Housing Authority Appointments

Alderman Downey advised that he had wished to deal with the appointments to the Halifax Housing Authority as an additional item and His Worship advised he intends to deal with the matter by asking members of Council to extend the terms of the present members for a further two months.

Council
October 26, 1978

Question Alderman Downey Re: Metro Centre, Financial Report

Alderman Downey advised it was his understanding a financial report was recently released for the Metro Centre and asked if it could be circulated to members of Council.

The City Manager advised that such reports are submitted by staff periodically and indicated the most recent report could be distributed.

Question Alderman Downey Re: Overhead Crosswalk Light

Alderman Downey noted the overhead crosswalk light at the corner of Charles and Agricola Street has been out of order for about one week and asked when it will be repaired.

The City Manager advised it would be repaired by the Power Corporation saying staff would again bring the matter to their attention.

Question Alderman Clarke Re: Proposed Park, North End

Alderman Clarke noted it has been some time since Council has discussed the proposed North End Park saying he would like a report as to how staff feel the land can be used, whether discussions have taken place with the Recreation Department, what costs are involved, the amount to be included in the budget, and the time-frame involved. The City Manager advised that a report would be submitted on the matter and indicated it would be submitted prior to the end of the year.

His Worship advised it was planned to take a Transit bus one day next week or the week after to the site in order that members of Council and staff could view the area. His Worship suggested that such a trip should be made prior to the time changing as it was intended that the visit be made around 4:00 p.m. some afternoon. His Worship also suggested that perhaps the next meeting of the Committee of the Whole Council could be adjourned in order to visit the site. His Worship indicated a member of his staff would look into the matter tomorrow.

Alderman Sullivan noted the matter of the renaming of the park was raised about two months ago saying that if a system has not been developed as to how the City would solicit recommended names for the Park, he would like to see it spelled out, perhaps with the help of the media, as to how people can submit proposed names.

Alderman Moore said he would like to know whether that means the citizens did not pursue their appeal or whether they were able to negotiate with the Assessment Department and arrive at a mutually satisfactory assessment.

Alderman Moore said it was his understanding a person could present their case to the Assessor rather than proceeding to the Municipal Court and if agreement was reached by both sides, it was not necessary to proceed with the hearing.

Council
October 26, 1978

Question Alderman Clarke Re: Bayers Road - Traffic

Alderman Clarke noted that funds were included in the 1978 budget to provide for a proposed turn from Connaught Avenue, through two lanes, in order to reach the Halifax Shopping Centre. Alderman Clarke said he would like to receive a report on the matter saying staff have been working on the item.

Question Alderman Clarke Re: Bayers Road, Oxford Street

Alderman Clarke referred to a make-shift drive way constructed of 2" x 6" planks at the new R.C.M.P. building on Bayers Road at the approach to Oxford Street which he suggested, is causing difficulties to other motorists between 4:00 p.m. and 6:00 p.m. Alderman Clarke said he would like to know whether the City intends to dismantle the curb in that area and how it is the employees of the building intend to get across the curb.

Question Alderman Clarke Re: Edmonds Grounds

Alderman Clarke referred to Council's consideration of the Edmonds Grounds item and asked if the developer will be responsible for the costs associated with any services and the construction of roads etc., as any normal developer would be until he reaches the boundary of the land proposed to be City park land, and the City Manager advised that such was the case.

His Worship suggested the City would acquire the land in question but there would be no obligation to do anything at any particular time.

Question Alderman Meagher Re: Power Corporation Poles -
Chebucto Road

Alderman Meagher referred to problems in the past associated with the High-rise poles on Chebucto Road and noted they have recently been painted by the Power Corporation. Alderman Meagher felt the City should convey its thanks to the Corporation in that regard, and His Worship advised that he wrote the Corporation a letter on the matter.

Question Alderman Moore Re: Assessment Appeal Court

Alderman Moore referred to a report which members of Council received about two weeks ago in connection with the Assessment Appeal Court and noted a large percentage of the cases were labeled "abandoned". Alderman Moore said he would like to know whether that means the citizens did not pursue their appeal or whether they were able to negotiate with the Assessment Department and arrive at a mutually satisfactory assessment.

Alderman Moore said it was his understanding a person could present their case to the Assessor rather than proceeding to the Appeal Court and if agreement was reached by both sides, it was not necessary to proceed with the hearing.

Council
October 26, 1978

Question Alderman Wooden Re: Crosswalk, Intersection of
Woodcrest Avenue and Herring Cove Road

Alderman Wooden said she has been having difficulties getting a crosswalk installed at the above location saying she has spoken with staff and the area has been checked about three times. Alderman Wooden expressed the feeling that there should be a crosswalk at the location but said the area does not meet the crosswalk warrants.

Alderman Wooden said the location in question is near the City limits as well as a school and it is where the children from Green Acres Subdivision cross the street.

Alderman Wooden indicated she did not know how to proceed with the matter saying she felt a crossing guard was required as well but noted she has not been successful in even having a crosswalk located at the intersection.

His Worship suggested that staff could review the matter again.

Question Alderman Wooden Re: Police Patrol - School Areas

Alderman Wooden said she would like to see the Police Department patrol the school areas in Ward #7 more often. Alderman Wooden referred especially to the community schools during the evenings when there are functions taking place saying she would like to see the police vehicles visit such sites during the evening patrol.

Council,
October 26, 1978

ADDED ITEMS

Devonshire Centre

A staff report dated October 23, 1978 was submitted.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that City Council authorize a supplementary appropriation of \$10,000. under Section 201(1) of the Halifax City Charter, for the Halifax Forum Commission, for immediate start-up operations under City ownership of the Devonshire Centre, and that a fuller budget for the period to expire December 31, 1978 be considered at the next regular meeting of Committee of the Whole Council. Motion passed.

Alderman Clarke suggested that Mr. Whalen be present at the meeting of Committee of the Whole Council.

Encroachment - Civic No. 1479 Dresden Row

A staff report dated October 12, 1978 was submitted.

MOVED by Alderman Downey, seconded by Alderman Meagher that an encroachment be authorized to H. M. Morstatt Catering Limited for the purpose of erecting a decorative facade on the face of the building located at Civic No. 1479 Dresden Row, as indicated in the sketch attached to the staff report dated October 12, 1978. Motion passed.

His Worship asked what is the present status of the proposed sign legislation.

Uniacke Square

A report dated October 26, 1978 was submitted by Deputy Mayor Shannon, Chairman of the Steering Committee.

Deputy Mayor Shannon briefly explained the report and its recommendation.

MOVED by Deputy Mayor Shannon, seconded by Alderman Downey that, as recommended by the Steering Committee, City Council commit the necessary funds for the remaining acquisitions and clearance of the site in accordance with the terms of the partnership agreement and subsequent amendments; and that the City advise C.M.H.C.

Council,
October 26, 1978

that the City concurs that the balance of funds remaining in the partnership account be made available for the purposes listed in the report dated October 26, 1978.
Motion passed.

Lithographs and Paintings - Scotia Square

A staff report dated October 16, 1978 was submitted.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that City Council authorize issuance of a letter of appreciation and thanks to Nova Scotia College of Art and Design for their contributions.
Motion passed.

Crosswalk - South Entrance - Mount St. Vincent University
- Alderman Lawrence

Alderman Lawrence stated that on last Wednesday at approximately ten p.m. a near fatal accident occurred at the south entrance to Mount St. Vincent University when several pedestrians, after dismounting from a bus, tried to cross the Bedford Highway at that location. Alderman Lawrence pointed out that over the past number of months he has attempted to have a crosswalk installed at that location.

MOVED by Alderman Lawrence, seconded by Alderman Moore that a crosswalk be installed at the south entrance to Mount St. Vincent University on the Bedford Highway no later than November 15, 1978, and at its earliest convenience staff look at a budgetary consideration for an overhead illuminated crosswalk sign as well.

His Worship pointed out that members of City Council have been reminded that it is not within the power of City Council to order the installation of a crosswalk and that if City Council purports to install a crosswalk without proper legislative authority it may be argued that the City of Halifax has improperly led to a misbelief that it was an enforceable crosswalk and the City may be held accountable for consequent injuries and damages.

Alderman Lawrence stated that the crosswalk is used sporadically but pedestrians cross at that point in groups and most frequently at night.

Council,
October 26, 1978

Alderman Sullivan asked if staff can develop a policy to assist pedestrians crossing streets in low volume pedestrian areas where there is high volume vehicular traffic.

Alderman Lawrence withdrew his motion.

It was agreed that the City Manager be asked to bring the matter to the attention of the Traffic Authority tomorrow morning to determine if some reconciliation can be achieved at the next regular meeting of Committee of the Whole Council.

It was suggested that the Traffic Authority review the matter in light of the unusual conditions, i.e. the high volume usage at night, etc, and that he consult with the Transit Corporation on a possible circuit route through the campus.

Appointments - Halifax Housing Authority - His Worship the Mayor

His Worship requested that the terms of members of the Halifax Housing Authority be extended for a further two months.

MOVED by Alderman Sullivan, seconded by Alderman Meagher that the present members of the Halifax Housing Authority have their terms extended for a further two months, to expire on December 31, 1978. Motion passed.

Tribute to Alderman Lawrence

His Worship congratulated Alderman Lawrence on his election to the House of Assembly for the Province of Nova Scotia as representative for the constituents of Halifax - St. Margarets and extended City Council's earnest best wishes for happiness and success in his new role. His Worship expressed his personal best wishes and hoped that Alderman Lawrence would not ever forget the joy and affection in which he has been held in the Council Chamber.

Aldermen Meagher, Sullivan, Moore, Hanson, Maley, Downey, Clarke and Deputy Mayor Shannon individually expressed their appreciation of Alderman Lawrence's service on City Council and his many humorous contributions over the past four years, adding their best wishes for success in the future.

Council,
October 26, 1978

Alderman Lawrence stated that he had experienced four years of tremendous learning while a member of City Council and expressed his thanks to City Council and staff for their assistance, adding that it was a sad moment for him.

Meeting adjourned - 10:25 p.m.

HEADLINES

Minutes 516
Approval of Order of Business, Additions & Deletions . 516

DEFERRED ITEMS:

Case No. 3611 - Modification of the Zoning Bylaw Under
Schedule "C" - Queen Street 517
Case No. 3563 - Lot Consolidation - Lower Water Street,
Bishop Street, Hollis Street and Salter Street; and
Street Closure - Portions of Lower Water Street 517

PETITION AND DELEGATIONS:

Petition - Water Supply - Fernleigh Park Subdivision . 518
Petition - Group of Concerned Parents re a Reported
Discontinuation of a Recreation Program - Alderman
Maley..... 518

REPORT - FINANCE AND EXECUTIVE COMMITTEE:

Additional Funds - South Park Street - Sidewalk
Renewal 519
Clerical Services for Aldermen 519

REPORT - COMMITTEE ON WORKS:

Encroachment - Civic No. 1070 Barrington Street 519
Isleville Street Playground - Fencing 520

REPORT - CITY PLANNING COMMITTEE:

Case No. 3604 - Proposed Development - Edmonds Grounds 520
NIP I Area - Permit Application Nos. 78384 and 78385 . 521
NIP I Area - Permit Application Number 78481 - M & I
Exchange Ltd. - 5667 Cogswell Street 521
NIP Area - Permit Application No. 78369 - Fancy Pastry
Ltd. - 2595 Agricola Street 522
NIP II Area - Permit Application No. 78473 - 1070
Barrington Street 522
MDP - Soft Areas Outside Designated Areas for Detailed
Planning 522
NIP II Area 522

HEADLINES (CONT'D)

MISCELLANEOUS ITEMS:

Halifax Fire Department - Annual Report 1977	522
Application for Bill Posters License - Dalhousie Student Union	523
Collective Agreement - Halifax Civic Workers, Local 108	523

NOTICE OF MOTION:

Notice of Motion - Alderman Maley re: Amendment to the City of Halifax Municipal Development Plan	523
---	-----

QUESTIONS:

Question Alderman Lawrence Re: Quarry Operations - Kearney Lake Area	524
Question Alderman Lawrence Re: Traffic Lights - Intersection of Kearney Lake Road and Dunbrack St.	524
Question Deputy Mayor Shannon Re: School Crossing Guards	525
Question Alderman Sullivan Re: Fort Needham, Police Patrol	525
Question Alderman Sullivan Re: Kaye Street	525
Question Alderman Sullivan Re: Assessments	525
Question Alderman Downey Re: Halifax Housing Authority Appointments	525
Question Alderman Downey Re: Metro Centre, Financial Report	526
Question Alderman Downey Re: Overhead Crosswalk Light	526
Question Alderman Clarke Re: Proposed Park, North End	526
Question Alderman Clarke Re: Bayers Road - Traffic	527
Question Alderman Clarke Re: Bayers Road, Oxford Street	527
Question Alderman Clarke Re: Edmonds Grounds	527
Question Alderman Meagher Re: Power Corporation Poles - Chebucto Road	527
Question Alderman Moore Re: Assessment Appeal Court	527
Question Alderman Wooden Re: Crosswalk, Intersection of Woodcrest Avenue and Herring Cove Road	528
Question Alderman Wooden Re: Police Patrol - School Area	528

ADDED ITEMS:

Devonshire Centre	529
Encroachment - Civic No. 1479 Dresden Row	529
Uniacke Square	529
Lithographs and Paintings - Scotia Square	530
Crosswalk - South Entrance - Mount St. Vincent University	530
Appointments - Halifax Housing Authority - His Worship the Mayor	531
Tribute to Alderman Lawrence	531

Council,
October 26, 1978

1

MAYOR EDMUND L. MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)
CITY CLERK

Date Approved by City Council: _____

CITY COUNCIL
MINUTES

Record

Council Chamber,
City Hall,
Halifax, N. S.
November 16, 1978
8:05 p.m.

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

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

Present: His Worship the Mayor, Chairman; Deputy Mayor Shannon, Aldermen Maley, Downey, Meagher, Sullivan, Clarke, Wooden, Hanson and Moore.

MINUTES

Minutes of City Council meeting held on October 26, 1978 were approved on Motion of Alderman Moore, seconded by Alderman Hanson.

Sewer and Water Services - Rockingham North

His Worship circulated copies of a letter dated November 16, 1978 from Ronald C. Giffin, Minister of Municipal Affairs for the Province of Nova Scotia, with attachments appended by His Worship.

His Worship explained that the Province of Nova Scotia has agreed to provide the City of Halifax \$1,600,000 in the fiscal year 1979-80 and \$1,575,405 in the fiscal year 1980-81 to install sewer and water services in North Rockingham on the condition that the frontage cost to the abutters will not exceed a maximum of \$35.00 per lineal foot.

His Worship stated that local improvement notices have been prepared by City staff and will be distributed door-to-door on November 17, 1978, and are required to be returned by 4:30 p.m. on Monday, November 20, 1978. He further stated that arrangements have been made for City staff to be available at Governor Wentworth School during the hours of 10:00 a.m. and 3 p.m. on next Saturday, November 18, 1978 to facilitate the return of the forms.

His Worship advised that it is a condition by the Province of Nova Scotia and the City of Halifax that this is the final document, no subsequent changes will be forthcoming.

Council,
November 16, 1978

MOVED by Alderman Moore, seconded by Alderman Hanson that the signing officers of the City of Halifax be authorized to enter into a contract for the performance of service by Standard Paving Maritime Ltd. and Associates according to its proposal and in the amount of \$9,373,963 subject to:

1. the City Manager declaring on his affidavit to the Mayor of the City, for filing with City Council, that a majority of the property owners in the affected subdivisions have affirmatively responded to the \$35.00 running foot local improvement notice; and
2. formal confirmation that the Province of Nova Scotia has indeed proclaimed Chapter 84 of the Acts of 1970 and has approved City of Halifax Ordinance No. 160 with an amendment to change the \$500.00 figure appearing therein to a figure of \$250.00.

Motion passed unanimously.

NIP II Area

His Worship advised that a letter has been received this date from the NIP II Core Committee indicating their satisfaction with the proposed Schedule "N" and that NIP II implementation could begin prior to the amendment being finalized. He stated that in response, Central Mortgage and Housing have advised by telephone that they will issue a certificate for eligibility for implementation of the NIP II Plan in the Old South End and have authorized the immediate commencement of RRAP services in the NIP II area.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

At the request of Alderman Moore, it was agreed to add:

20(a) - Appointments - Halifax Taxi Commission

At the request of Alderman Hanson, it was agreed to add:

20(b) - Appointment - Deputy Mayor

At the request of the City Clerk, it was agreed to delete:

10(j) - Tender 78-136 - Wanderers Ground Flood Lighting