

Dartmouth, N. S.

October 7/75.

In camera portion of the regularly called City Council meeting held this date at 7:00 p.m.

Council met as a Committee in camera to deal with additional items on the agenda for this meeting.

**PURCHASE OF
LESBIREL BLDG.**

The Committee considered a report from Mr. Moir on negotiations carried out for purchase of the Lesbirel and O'Brien buildings on Alderney Drive. The former property can be acquired for the sum of \$80,000. and this figure is being recommended accordingly to the Committee. Details of improvements made to the building by Mr. Lesbirel have been outlined, together with assessment figures and the Committee proceeded to adopt the City Administrator's recommendation, on motion of Ald. Fredericks and Cote.

**ACQUISITION:
124 PRINCE ALBERT RD.**

Mr. Gordon Teasdale, owner of 124 Prince Albert Road, has offered to sell his property to the City and as a result of negotiations with the City Administrator, a purchase price of \$29,000. is being recommended. With the purchase of this land, the City would own all of the property on Prince Albert Road fronting on Sullivan's Pond. The Committee approved the acquisition of 124 Prince Albert Road, as recommended, on motion of Ald. Fredericks and Walker.

**LAND PURCHASE:
6 HARRIS RD.**

The Engineering Dept. has prepared a plan of a portion of Harris Road, indicating a curve which could be eliminated through the acquisition of approx. 994 sq. ft. of property owned by Mrs. F. Manuel at 6 Harris Road. Mrs. Manuel has agreed to sell the land required for \$2. per sq. ft. and it is recommended that Council authorize the purchase of 994 sq. ft. at the price negotiated. The recommendation was adopted on motion of Ald. Day and Smith with Ald. Sanford voting against. Ald. Irvine asked that the City Engineer give similar consideration to the situation at 95 Lakecrest Drive.

**ACQUISITION:
37 PLEASANT ST.**

As requested by Council, Mr. Moir has renegotiated with Mr. Arthur Conrod for the purchase of the back portion of his property at 37 Pleasant Street. He has agreed to sell

the property to the City for the sum of \$30,000. or he will sell for \$25,000. provided the City will erect a 6' chain link fence around the property, the City to provide the necessary survey of the property and prepare the deed. The recommendation is that we acquire the property for \$25,000. and meet the stipulations requested by Mr. Conrod. The Committee adopted this recommendation on motion of Ald. Fredericks and Ritchie.

DTS SITUATION

With Councillor Deveau in attendance, representing the Eastern Passage area, the Mayor proceeded to advise the members of recent discussions with Mr. Dooks, owner of the DTS bus service, explaining the financial problems involved and stressing the importance of retaining the equipment owned by Mr. Dooks if any sort of bus service is to be maintained in the City until a regional transit program can be established by MAPC. She reported on her meeting of this date with the Premier to discuss the situation, when the feasibility of arranging to subsidize the existing DTS service was discussed; the County areas represented by Councillor Deveau would be involved with this aspect. It was agreed that Mr. Dooks' application to discontinue bus service in Dartmouth should be opposed when it comes before the Board of Public Utilities and that attempts must be made to keep a local service in operation until a regional transit system can become operational.

A motion proposed by Ald. Irvine, intended to have the City attempt to retain the services of DTS for a period of one year through subsidization until a regional transit system can become operational by the end of December 1976, did not receive a seconder because it was felt that Council should now await the outcome of the October 14th MAPC meeting; the Mayor will again report to the members at the Council meeting scheduled to be held on that evening when there will be further discussion on the course of action to be followed.

Before reconvening in open Council, Ald. Fredericks raised a question in connection with the use of the south-end

In camera: City Council, Oct. 7/75.

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fire hall, which was discussed briefly with the Mayor.

The Committee adjourned to meet in open Council on motion of Ald. Irvine and Sanford.



N. O. Cohoon,
City Clerk.

Dartmouth, N. S.

October 14/75.

Regularly called meeting of City Council held this date
at 7:30 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Smith	Granfield
Irvine	Walker
Cote	McDonah
Day	Davis
Ritchie	Fredericks
Solicitor, B. Gibson	
City Clerk, N. C. Cohoon	

Council met to complete the October 7th agenda and to
deal with additional items of business.

RESOLUTION:
BANK OF CANADA
RATE INCREASE

Council has been asked to endorse a resolution adopted by
Windsor City Council, urging reconsideration of the recently
increased Bank of Canada rate as a measure intended to curb
inflation; a copy of the resolution is attached. Ald. Granfield
and Ibsen moved that the resolution be received and filed. Ald.
Fredericks and Smith opposed the motion while Ald. Kavanaugh was
in favour of it. Ald. Ritchie proposed in amendment that the
Federal government be approached to seek a subsidized interest
rate for housing, but his amendment did not receive a seconder.
The motion on the floor carried with Ald. Walker, Fredericks,
and Smith voting against.

RESOLUTION: CFMM
URBAN TRANSPORT-
ATION

A second resolution was then considered by Council, having
been received from the CFMM and expressing dissatisfaction with
the inadequacies of the announced federal policy of assistance
for urban transportation; a copy of the resolution is attached.
Ald. Fredericks and Smith moved that Council endorse the resolution
as submitted. The Mayor commented on the fact that very few
cities are able to qualify under the terms of the rail transit
program established by the Federal Government, one of the reasons
for the position taken by the CFMM in drafting this resolution.
Ald. Davis suggested that the restrictions of the program could
be advantageous in our case, but other members did not agree.

The motion to adopt the resolution carried with Ald. Davis voting against.

MOTIONS: In the absence of Ald. MacCormac and on the basis of a
ALD. MACCORMAC notice of motion previously given by him, Ald. McDonah moved, seconded by Ald. Granfield, that Council approve an over-expenditure in the amount of \$2400. to extend sidewalk from Leaman Drive to the entrance to the Gray Memorial Rink. The Mayor noted that with an additional \$2,000. expenditure, the sidewalk could be continued right up to Farthington Place. Ald. Walker suggested that this item could be included in the 1976 budget if work on the sidewalk cannot be done until next spring, but Mr. Purdy advised that it may still be possible to proceed with the project this fall. Ald. Cote stressed the need for the sidewalk and spoke in support of the motion. The motion carried with Ald. Kavanaugh voting against.

OVER-EXPENDITURE: A second motion was then introduced by Ald. Cote and Day,
FIRST APPROVAL authorizing the additional \$2,000. over-expenditure (\$4,400. in total) to complete the sidewalk to Farthington Place. This motion also carried with Ald. Davis, Fredericks, and Walker voting against. Second approval of the over-expenditure will be required at the next regular meeting of Council.

ALD. DAVIS: In connection with a notice of motion given by Ald. Davis,
BUILDING CODE he indicated at this time that provisions of the National Building Code cover in part the type of requirement he would wish to see as a means of protection in buildings where glass doors are in use; his intent would be to have glass partitions and walls included as well and he said he will be looking into this aspect further.

RESOLUTION #48 On motion of Ald. Smith and Kavanaugh, Council adopted Resolution #48 (unsightly premises, 14 Myrtle St.), a copy of which is attached.

RESOLUTION #50 Resolution #50 (easement over lands of J. C. Tritos Holding Ltd.) was before Council for consideration and it was moved by

Ald. Ibsen and Smith that the resolution be approved. Ald. Kavanaugh felt that a map should have accompanied the resolution, showing the lands involved, and he moved referral back to staff for this and other information requested by Ald. Cote who seconded the motion. Ald. Cote said he wished to know when J. C. Trites Holding Ltd. took title to this land, whether or not there was development on it, why the other land is not marketable at the price of 85¢ per sq. ft., and why there is an equal land trade. The motion to refer carried.

RESOLUTION #51 Attached resolution #51 (appoint Special Constables) was approved on motion of Ald. Irvine and Ibsen.

REPORTS

Ald. Ibsen and Fredericks moved the adoption of the following monthly reports:

Building Inspector
Unsanitary Premises
Fire Chief
Social Services
Police Chief
Development Officer
V. O. N.

Ald. Smith asked about the follow-up on inspections of unsightly promises and Ald. Ritchie suggested that action should be taken against the owners of properties at 386, 388, and 390 Portland Street, along with 21 Maple Street, if steps have not been taken to improve them. He moved in amendment, seconded by Ald. Cote, that we proceed with prosecution in the case of all four properties. The amendment carried and Ald. Ritchie made the suggestion that a Building Inspector check again on the condition of the properties before action is undertaken to prosecute. In a second amendment, introduced by Ald. Ritchie and Kavanaugh, at a later point in the debate, the property at 29 Chadwick St. was also referred to the Solicitor for prosecution with the four referred to above.

In discussing the monthly reports submitted for Council's information, Ald. Walker suggested that department heads should be attending meetings so that they are available to answer

questions and to provide any other information which may be required as items are dealt with by Council. He introduced an amendment to this effect which was seconded by Ald. McDonah. Ald. Kavanaugh and Cote felt that it would be too much to expect of department heads and they agreed with Ald. Granfield that it is up to the City Administrator to decide which staff members are required for meetings when items requiring information are to be discussed. Ald. Fredericks felt that Council was better able to keep in touch with staff through the two-committee system which he favours. In view of the fact that the agenda has included an item on the status of the committee system, Ald. Davis and Cote moved deferral of the amendment on the floor to the point in the meeting when Council would deal with the committee item; the motion to defer carried.

The amended motion, approving the monthly reports listed, was put and carried.

DEFERRAL MOTIONS Having considered a report from the Solicitor on the debating of deferral motions, the Committee has recommended that Council adopt suggested alternative #2, which would allow debate on the motion to defer but restrict the debate to the question of the desirability of deferral. The recommendation was adopted on motion of Ald. Walker and Davis, after which Ald. Granfield gave notice of motion to have an amendment to the procedural by-law drafted in accordance with the decision taken.

**NOTICE OF MOTION:
AMENDMENT TO
BY-LAW**

**NURSERY SCHOOLS &
DAY CARE CENTRES** The subject of nursery schools and day care centres has been dealt with at Committee and the Mayor suggested that recommendations to Council in this connection be dealt with separately at this time to avoid confusion. Ald. Walker and Ibsen moved the adoption of the Committee's recommendation that a committee of five be appointed by the Mayor to study the entire question of day care centres, their location and operation. Ald. Kavanaugh was not in favour of limiting the size of the committee to five members and he moved in amendment, seconded by Ald. Granfield,

that this restriction be deleted from the recommendation. The amendment did not receive support from Council and it was defeated. A second amendment, put forward by Ald. Cote and Fredericks, proposed that the members of the committee be appointed from City Council and this amendment carried with Ald. Kavanaugh voting against; the amended motion carried by the same vote. Ald. Fredericks said he hoped that anyone wishing to participate in the day care discussions would be invited to do so through duly advertised means.

Ald. Walkor and Ibsen moved the adoption of a second recommendation from Committee to the effect that a report be prepared by the Engineering Dept., based on the suggestion for widening White Street as a solution to problems with traffic associated with the operation of the Montessori School. The motion carried with Ald. Davis and Granfield voting against.

PLEASANT ST.
TRAFFIC STUDY

A Planning Dept. report entitled "Pleasant Street Traffic Review" has been considered at Committee, with the two following recommendations being made to Council:

- 1) that the Provincial Government be asked what their intentions are with regards to a by-pass highway from Eastern Passage to connect with the Circumferential Highway.
- 2) that the Planning Dept. be asked to proceed with the report for Council on minimum improvements to Pleasant St. from the Renfrow St. area to the Circumferential Highway within the existing right-of-way.

Council proceeded to approve the recommendations as presented on motion of Ald. Fredericks and McDonah.

COMMITTEE SYSTEM As requested by Ald. Fredericks, an item has been included in the agenda pertaining to the Committee-of-the-Whole system which has now been operating beyond the extended trial period set by Council. Extracts of Council and Committee minutes, containing information relative to the issue, have been circulated for information purposes. Speaking on the question of the status which the present system now has, Ald. Fredericks explained his preference for the previous two-committee system structure and

moved that Council revert back to it; the motion was seconded by Ald. Day. Ald. Granfield felt that more is being accomplished by Council under the existing Committee-of-the-Whole procedure, with all members being available at one time to express their viewpoints. At the suggestion of Ald. Ibsen and on his motion, seconded by Ald. Fredericks, Council decided to defer a decision on this matter for one month until after the upcoming civic election (Ald. Davis voting against the motion to defer).

AWARD TENDER:
HIGHWAY SALT

A single tender, from Canadian Salt Co. Ltd., has been received for the supply of highway salt for the 1975/76 winter season and acceptance of the prices quoted (\$16.35 per ton until Nov. 1/75 and \$16.75 per ton for deliveries from then on to March 31/76) is recommended by the City Administrator. Council approved his recommendation on motion of Ald. Smith and Kavanaugh.

CANTEEN
CONCESSIONS

In connection with a request for an extended term of lease for the canteen concession at the Gerald B. Gray Arena, Mr. Moir has prepared a report to Council recommending that canteen concessions be granted on a three-year basis, thereby giving the concessionaire enough time to become established, have the necessary equipment installed, and recoup a high percentage of his costs. Ald. Day and Ritchie moved the adoption of this recommendation, intended by Council to apply only in this instance to the concession at the Gerald B. Gray Arena.

Ald. Walker asked about the operation of canteen concessions in other City buildings and a general interest was expressed by Council in receiving information on all such operations before coming to a policy decision on a rental period which would be applied uniformly to all concessions. Ald. Fredericks suggested that the contract covering a three-year lease should include a provision whereby the City could select a replacement for any concessionaire unable to complete his three-year agreement. He favoured a three-year lease for the canteen at the south-end rink also.

After the motion on the floor had been put and carried, Ald. Walker and McDonah moved that a report to Committee be requested on the operation of all canteen concessions in City buildings. This motion also carried.

REQUEST: CLIMATE CONTROL LTD. Reporting to Council on a request from Climate Control Ltd. for permission to purchase or lease the Gulf service station and property located at the corner of Main Street and Woodlawn Rd., Mr. Moir has recommended that if the building located on this site is not to be used for some City purpose, it be demolished. Ald. Davis suggested that it might be possible to rent the station temporarily and he moved referral of the request from Climate Control Ltd. to the Public Properties Committee for consideration and report, seconded by Ald. Day.

Ald. Kavanaugh and Ibsen were opposed to any use of this property, situated as it is at a dangerous intersection; Ald. Fredericks concurred with the staff recommendation as presented by the City Administrator. Questions were raised as to the condition of the building and Mr. Burdy advised that it is without a floor or a heating system, most of the fixtures and equipment having been removed by the former owners. Ald. Cote asked that the Properties Committee be provided by staff with an estimate of the cost required to convert the station for use as a bus stop at this location. The motion to refer was put and carried.

**LAKE MAJOR
SURGE TANK**

The following tenders have been received for work required to raise the Lake Major surge tank by 10' as recommended:

Halifax Metal Workers Ltd.	\$3,257.00
Nelson Bros. Welding Ltd.	3,625.00
Maritime Steel & Foundries Ltd.	4,985.00

In conjunction with the recommendation that improvements to the surge tank be undertaken, acceptance of the low bid received from Halifax Metal Workers Ltd. is recommended by Mr. Moir. The recommendation was adopted on motion of Ald. Smith and Day, after Mr. Purdy had explained further that the purpose

of these improvements is to make use of the total capacity of the new pumps at Lake Major.

SPACE FOR
PLANNING DEPT.

In a report to Council, Mr. Moir has presented two possible alternative arrangements for providing additional space for use by the Planning & Development Dept. The one favoured by the Planning Director as being more economical and satisfactory in general, involves relocation of the Building Inspection Division to a portion of the Conference Room so that Planning Dept. staff could take over existing Building Inspection space on the third floor. It is recommended that Council adopt this proposal and that prices be obtained to carry out the necessary renovations to the Conference Room. The recommendation was adopted on motion of Ald. Kavanaugh and Cote.

SNOWMOBILE BY-LAW In response to a request for information on the status of the proposed Snowmobile By-law, Mr. Moir has provided a report outlining the action taken by Council to date, accompanied by a copy of the by-law itself and a related report from the Lakes Advisory Board. The Mayor advised that the Solicitor has asked for more specific recommendations from Council and at her suggestion, the item was referred to the next Committee meeting for further discussion, on motion of Ald. Day and Smith.

REQUEST: LAKES
ADVISORY BOARD

On motion of Ald. Fredericks and Day, Council approved a request from the Lakes Advisory Board for permission to work with Mr. Denhertog of the Recreation Dept. in reinstating a pathway to Bell Lake (located between 50 and 52 Swanton Dr.) where considerable erosion has occurred. Concern has been expressed about run-off from this area to Bell Lake.

INQUIRIES:

ALD. KAVANAUGH

Ald. Kavanaugh received information from the City Clerk in response to his first inquiry which concerned the cost of re-circulating copies of reports sent out with previous Council agendas.

He later asked if the Mayor is actively involved in the campaign of any aldermanic candidate; she advised that she is

not involved in any of the campaigns.

ALD. SMITH

On the subject of Ald. Smith's inquiry, raised at a previous Council meeting, the City Clerk said he would take up with the Traffic Authority the request for a crosswalk and sign on Glenwood Ave. where children are crossing to Alderney School.

ALD. MCDONAH

Ald. McDonah suggested the need for a barricade behind the bus stop area next to City Hall; he pointed out that there is no protection for people along this section at present.

ALD. RITCHIE

Ald. Ritchie asked to have a brook cleaned out in an area behind the grocery store near Imperial Oil.

He discussed with Mr. Purdy the question of responsibility for reinstating the front sections of properties where new sidewalks have been installed. Reference was made by the Alderman to situations on Johnston Ave. about which concern has been expressed by residents and Mr. Purdy explained the policy which has been followed in back-filling behind the curb after new construction.

ALD. IBSEN

Ald. Ibsen asked if anything has been done to try and improve the patterns of traffic movement at the intersection of Woodlawn Road and Portland Street. The Mayor requested the City Clerk to make a note of this inquiry so that it can be followed up further.

Ald. Ibsen inquired concerning the cost of piping and filling in the section of ditch on Woodlawn Road between the trailer court and Kelly Drive; Mr. Purdy advised that this project would cost approx. \$30,000.

ALD. GRANFIELD

Ald. Granfield asked to have the Traffic Authority consider his suggestion that a flashing amber light be provided at the intersection of Portland Street, Old Ferry Road, Foston Street, and Maitland Street.

ALD. DAY

Ald. Day asked for a staff report on the situation at the Dartmouth Machine property on Newcastle Street and what could be done about the loading zone and other conditions causing

problems for residents living next to the property.

He also requested that a letter be forwarded to the Holiday Inn on Wyse Road, asking that they clean up their property between the motel and Park School.

ALD. COTE

Having requested a progress report on the N.I.P. program in his area, Ald. Cote was informed by Mr. Zwicker of the Planning Dept. that a news letter with this information is going out immediately.

ALD. WALKER

Ald. Walker said he has received a number of calls concerning street signs in Ward 6 where signs have been put up at only one end of a street; the size of the signs is felt to be too small as well. He asked if improvements could be made in the type of sign being erected and to insure that they are located at both ends of the streets.

He suggested that an outer guard rail should be considered for the safety of children walking along Main Street from the pedestrian overpass (Circumferential Highway) along the section in front of the Shell station where there is no sidewalk.

ALD. FREDERICKS

Ald. Fredericks made the following inquiries:

- 1) concerning the drainage project on Novawood Drive; Mr. Purdy discussed this question with the Alderman.
- 2) he asked why Lyon Street has not been taken over as a City street.
- 3) concerning the possibility of having the Atlantic Winter Fair moved to Dartmouth and any discussions which may have taken place as to this possibility. In several related questions, Ald. Fredericks sought information on the advisory committee set up by the Mayor and on plans for the Memorial Rink property. He asked to have re-circulated, a staff report prepared several years ago on the utilization of the Rink property (involving the Park School site), and suggested that the availability of funds for a civic arena (as proposed in his report before Council some time ago) should be thoroughly considered in any discussions relating to a new rink complex.
- 4) in connection with the three Provincial bills on municipal structure and taxation, he asked why there has been no input from Council to date. He said he had hoped that the Mayor would call a special meeting for this purpose and suggested that there has been no follow-up on Council's decision to consider this legislation. He asked

to have the actual motion passed and the date of the meeting checked for further information. During this inquiry, the Mayor reported on the changing situation involving the three bills and remarked on the position recently taken at the Nova Scotia Municipalities conference.

- 5) Ald. Fredericks inquired as to which trailer courts have been improved to meet the requirements of the new Trailer By-law. The City Clerk advised that an amendment to the by-law will be brought to the November Council meeting. The amendment will permit a non-conforming provision under which existing trailer courts can be licensed; many of these operators are presently unable to comply with the new regulations for various reasons.
- 6) concerning the status of the City's application for LIP grants; the City Clerk advised that a decision on these has not been received.
- 7) he again asked how RDR Construction could have 65 apartment units approved instead of the former 59 originally requested.
- 8) Ald. Fredericks' final question, on the N.I.P. and R.R.A.P. programs, was discussed with Mr. Zwicker.

The Mayor requested that members of Council be present by 7:00 p.m. for the October 21st meeting so that a picture of the Council can be taken prior to the public hearings set for 7:30 p.m.

NOTICES OF MOTION: The following notices of motion were given for the next regular Council meeting:

ALD. FREDERICKS

- 1) Ald. Fredericks: (a) will ask Council to consider tax relief for legally separated women on the same basis as now granted for divorced and widowed women.
- (b) that Council authorize staff to hold discussions with Y. & R. Developments Ltd., the Province, and DREE re waterfront development in Dartmouth and the addition to City Hall.

ALD. COTE

- 2) Ald. Cote: to ask that Council endorse the following motion: 'that Council establish immediately within City Hall, a centre to be known as a City Inquiry & Complaint centre, to be equipped with switchboard and staffed'.

ALD. GRANFIELD

- 3) Ald. Granfield: (a) that a by-law be prepared by the Solicitor designed to reduce littering in the City and which will provide penalties for offenders.
- (b) that a by-law be prepared by the Solicitor to reduce vandalism in the City and which will provide penalties for offenders.

ALD. KAVANAUGH

- 4) Ald. Kavanaugh: that public hearings not be held at the first Council meeting in the month.

ALD. WALKER

5) Ald. Walker: that the Dartmouth Park be renamed the Leighton Dillman Dartmouth Park.

PASS BILLS

All bills were passed for payment on motion of Ald. Kavanaugh and Fredericks.

Having completed the October 7th agenda, Council proceeded to deal with additional items included for the meeting of this date.

Ald. Fredericks had requested an opportunity to be heard on the subject of the use of the Woodside Fire Hall, but he indicated at this time that he plans to meet with the City Administrator to discuss the matter further. Ald. Ritchie asked to be included in these discussions and the Mayor said she hoped that the Fire Chief would be asked to take part as well.

PETITION:
MONIQUE AVE.

A petition was presented from residents of Monique Ave., requesting better traffic control in connection with the Gerald B. Gray rink, specifically, a second access to the arena parking lot from either Crystal Drive or Farthington Place and enlarging of the existing parking lot. The Mayor noted that it may be possible to negotiate for a 10' piece of property on Crystal Drive in order to provide access to the back of the arena, and on motion of Ald. Cote and Day, the petition was referred to staff for report on the possibility of negotiations.

DRAINAGE STRUCTURE:
LAKE BANOOK

Council considered a report from Mr. Moir on the proposed lowering of Lake Banook to permit the installation of a drainage pipe, as described in the letter dated October 7th from Mr. Carter of the Provincial Dept. of the Environment. Council approved the lowering of Lake Banook, as recommended, on motion of Ald. Smith and Walker. The Mayor reported further on the work to be carried out in conjunction with plans for the World Canoe Championships, after which Ald. Davis introduced a second motion, requesting that the Recreation Dept. or the City Administrator see what can be done to have exposed areas cleaned up during the time that the lake is lowered. The motion was seconded

by Ald. Smith and carried.

PROPERTY AT
95 LAKECREST DR.

As requested by Ald. Irvine, the City Engineer has reported on the property at 95 Lakecrest Drive in relation to construction taking place on that street. It is indicated that the City owns a full 66' right-of-way on Lakecrest and that the house at 95 Lakecrest is a definite encroachment on the street. The recommendation is that the City purchase the total lot in question, demolish the house and then resell the lot. Ald. Irvine and Walker moved that negotiations be undertaken for the purchase of 95 Lakecrest Drive, with the idea of demolishing the building on this property. The motion carried.

MOTION:
ALD. RITCHIE

Having received permission from Council to introduce a motion at this time, Ald. Ritchie moved, seconded by Ald. Fredericks, that Council endorse the forwarding of a request to the Provincial Minister of Social Services for approval of a 150-bed nursing home for the City of Dartmouth. Ald. Smith spoke in favour of the motion which carried.

MOTIONS:
ALD. KAVANAUGH

With the concurrence of Council, Ald. Kavanaugh introduced the two following motions for consideration:

1) he moved that the Planning Dept. be asked to carry out an in-depth study of the long-range impact of the quarry operation if it were to continue for fifteen to twenty years. The motion was seconded by Ald. Ritchie and carried.

2) He then moved that a committee of Council (along with any other members who could contribute) be appointed to meet with the Board of Directors of the Atlantic Winter Fair to investigate the feasibility and economics of having the Fair moved to Dartmouth. Ald. Day seconded the motion which carried. Ald. Walker suggested that the Dartmouth Minor Hockey Assn. should have some input on the committee proposed.

Council adjourned to meet in Committee on motion of Ald. Day and Ibsen, and after dealing with the Committee agenda and meeting in camera, reconvened to ratify the action taken in

camera. A motion to this effect, as moved by Ald. Kavanaugh and Day, was adopted.

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

15.

THE CORPORATION OF THE
CITY OF WINDSOR

JONATHAN B. ADAMAC, C. M. C.
CITY CLERK



CITY HALL
WINDSOR, ONTARIO
N9A 6S1
TELEPHONE 254-1011
AREA CODE 519

PLEASE REFER
TO FILE NO. (111A-1)gm

OFFICE OF THE CITY CLERK

September 19, 1975

City Clerk
City Hall
Dartmouth, Nova Scotia

Dear Sir:

Re: Bank of Canada - Rate Increase

Windsor City Council at its meeting held September 8, 1975, adopted the following resolution:

823/75 Whereas, increasing the Bank of Canada rate will result in still higher rates for municipal debentures, and cost City of Windsor taxpayers a further 3/4 of a million dollars for the current 11 million dollar issue; and

Whereas, municipal financing for essential capital expenditures must be continued through the sale of long term debentures; and

Whereas, the cost of badly needed housing and other essential needs will also be adversely affected; and

Whereas, it would appear that increasing the bank rate will aggravate rather than help abate inflation;

BE IT HEREBY RESOLVED that the Bank of Canada and the Federal Finance Minister be urged to reconsider this measure and instead of increasing the bank rate consider alternative means of curbing inflation; and

BE IT FURTHER RESOLVED that this resolution be sent to all Canadian Cities, the local members of Parliament and the Canadian Federation of Mayors and Municipalities for their endorsement and support."

Your support of this resolution would be appreciated.

Yours very truly,

City Clerk

/acc

FEDERATION CANADIENNE DES MAIRES ET DES MUNICIPALITÉS
CANADIAN FEDERATION OF MAYORS AND MUNICIPALITIES

A MATRONS AD NAME

600-220 LAUREL WEST, OTTAWA, ONTARIO K1P 5J8 (613) 237-5221, TELEX 053-4451

September 19, 1975

Her Worship E. Stubbs
Mayor
City of Dartmouth
City Hall
P.O. Box 817
Dartmouth, N.S.

SEP 23 1975
RECEIVED

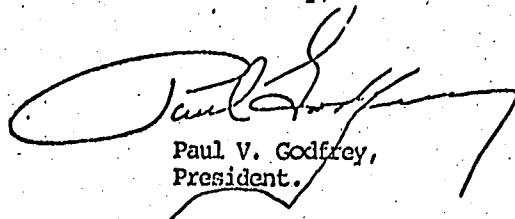
Dear Mayor Stubbs:

The Prime Minister of Canada, the Right Honourable Pierre E. Trudeau, speaking as Leader of the Liberal Party last year during the election campaign, announced in Toronto that a Liberal Government, if re-elected, would initiate a major program of assistance to municipalities for urban transportation. The Speech from the Throne opening the 30th Parliament, further announced this program.

On July 30th, 1975, the Minister of State for Urban Affairs and the Minister of Transport jointly announced a five-year \$100 million Assistance Program for Commuter Assistance if undertaken, as part of a Management of Growth Strategy (copy attached). The Canadian Federation of Mayors and Municipalities strongly feels that this announcement is totally inadequate in the context of previous promises. At its last meeting, the National Board of Directors of the CFMM, unanimously approved the resolution attached hereto.

We would like your Council to study and approve this resolution because this program is of key importance for most of the Canadian cities. On your behalf, I have written to all Members of Parliament to ask for their support in this regard. May I suggest that you also contact your local Member of Parliament in the same regard.

Yours truly,



Paul V. Godfrey,
President.

Encl.

17.

URBAN TRANSPORTATION PROGRAM

EREAS All three levels of government have repeatedly indicated, at tri-level conferences and in other contexts, the pre-dominance of transportation as a major factor in managing urban growth;

EREAS since the First National Urban Transportation Conference of 1969 the CFMM has repeatedly called for a major national urban transportation policy;

EREAS the Prime Minister announced a major federal policy in urban transportation during the 1974 federal election campaign (the announcement was subsequently included in the Speech from the Throne opening the present Parliament);

EREAS the CFMM following a National Board of Directors resolution adopted at its January 1975 meeting, expressed to the Federal Government that assistance for urban transportation should not be restricted to rail, but include its "functional equivalent";

EREAS the Federal Government announced its new commuter assistance program which is deficient in funding, scope, timing and concept;

EREAS the President of the CFMM requested, without success, a meeting with the Prime Minister on two subsequent occasions prior to the policy announcements, to impart to the government the municipal view;

EREAS the announced policy provides no assistance to present projects in several Canadian cities, after it had been indicated to them by the Federal Government that assistance consistent with expectations raised during and after 1974 federal election was forthcoming;

EREAS the announced policy contains no mention of any urban transit assistance other than to indicate it is under consideration;

EREAS the total program specifically excludes assistance for transit operational deficits, a major problem in all municipalities, particularly medium-sized communities;

AND WHEREAS the Program as it now stands will likely provide little assistance to most municipalities and therefore it should be expanded to provide assistance towards both capital and operating costs of urban transit systems;

WHEREFORE BE IT RESOLVED:

That the National Board of Directors express in the strongest possible terms its total dissatisfaction with the inadequacies of the announced federal policy of assistance for urban transportation;

that the President seek a meeting with the Prime Minister at the earliest possible time to express the CFMM position.

CAPITAL ASSISTANCE PROGRAM
FOR URBAN TRANSPORTATION
ANNOUNCED

OTTAWA: July 30, 1975 - The Federal Government will provide \$100 million for an urban transportation capital assistance program to help the provinces and municipalities manage urban growth and combat traffic and related problems.

Urban Affairs Minister Barney Danson and Transport Minister Jean Marchand announced today that the funds will be available over five years beginning April 1, 1977 for the acquisition of commuter rail vehicles, stations and platforms, and required traffic control facilities. The program does not apply to vehicles currently on order or to facilities already in place.

Where rail is not the best mode for commuter

NEW TELEPHONE NO.: (613) 996-5457

services, alternatives including facilities such as express buses on reserved lanes, will be considered for funding assistance.

Because of the lead time required for planning, the five year payment period will begin April 1, 1977, and extend to March 31, 1982.

The capital assistance program reflects the importance the government attaches to solving urban problems. Many of these problems are related to automobile use -- including urban sprawl, traffic congestion, automobile accidents, wasteful use of energy, and pollution.

The program which will be managed by the Ministry of Transport will give preference to Canadian manufactured vehicles provided they are available on a timely, quality and competitive basis.

The program will also emphasize support for new or developmental commuter systems.

Studies have shown that energy consumption per capita for transportation stabilizes or declines as the use of public transportation increases. For every dollar Canadians spend in urban areas on private cars, they spend less than five cents on public transportation.

The measures now announced are intended to encourage planned management of urban growth and greater use of the alternative to the automobile, namely, public transportation services. Both these matters are key aspects of the government's urban priority.

To qualify for assistance, the province and the municipality concerned and the federal government must agree upon an overall strategy for metropolitan growth management within the urban region. Agreement must be reached on the role commuter services will play, the efficient utilization of their special characteristics and their integration with the surrounding transportation system. The province or municipality must also agree to cover any past or future operating deficits of the system.

The federal contribution will be up to 75 per cent as a grant and 25 per cent as a loan toward the capital cost of systems at an early stage of development. For other systems, federal assistance will be between 25 per cent and 75 per cent on a grant basis, depending on the maturity of the system and up to 25 per cent on a loan basis.

Loans will be made to provincial governments or to the municipalities or transit authorities if guaranteed by the provincial governments concerned.

Federal grants will be available for up to half the cost of directly associated commuter rail platforms, stations and feeder systems, or traffic control facilities.

The assistance program is expected to have the greatest impact on major metropolitan areas where the degree of urgency about urban problems is highest.

The Ministers also noted that capital assistance for municipal urban transit services, as distinct from commuter services, remains under consideration and will be the subject of further examination by the federal ministries of Urban Affairs, Transport, Finance and Industry, Trade and Commerce.

OFFICE OF THE
BUILDING INSPECTOR

September 5, 1975.

Her Worship the Mayor, and
Members of City Council
City of Dartmouth

Dear Madam and Sirs:

I inspected the property at 14 Myrtle Street
on April 23, 1975 and a letter was sent to the owner of the
property on April 23, 1975.

On June 27, 1975 a letter was sent to the owner
notifying him of a violation of the Unsightly Premises By-law
C-70, Section 1. I found the presence of waste material
scattered about the property and a building in need of repair.

On July 31, 1975, another letter was sent to the
owner. I inspected this property on August 25 and found no
improvement in the condition of the property,

I recommend that City Council take the necessary
action to see that this property is cleaned up.

Yours truly,



Frances J. Huff
Building Inspector,
City of Dartmouth.

FJH/prn

Resolution No. 48

WHEREAS CITY COUNCIL of the City of Dartmouth has reviewed the report of the Building Inspector concerning the unsightly condition of the property located at 14 Myrtle Street in the City of Dartmouth owned by Nyda Enterprises Limited.

BE IT RESOLVED that the City Council is of the opinion that the premises known as 14 Myrtle Street in the City of Dartmouth owned by Nyda Enterprises are unsightly premises, by reason of existence thereon of the following conditions:

"the presence of three dilapidated automobiles and paper waste scattered about the property"

AND BE IT FURTHER RESOLVED that the City Clerk be directed to give Notice in writing to the owners of the said premises pursuant to Section 3 of the Unsightly Premises By-law of the City directing the said owner to correct the said condition within thirty (30) days from the date of the Notice.

.....

.....

RESOLUTION NO. 50

WHEREAS the City wishes to obtain an easement over lands of J. C. Trites Holding Limited as described in Schedule "A" hereto.

AND WHEREAS the City has agreed to convey to J. C. Trites Holding Limited the land formerly intended to be used for a railway spur line and more particularly described in Schedule "B" hereto.

BE IT RESOLVED that the Mayor and the City Clerk are hereby authorized to execute on behalf of the City a Deed conveying to J. C. Trites Holding Limited the land described in Schedule "B" hereto provided that J. C. Trites Holding Limited grants to the City an easement over lands described in Schedule "A" hereto.

SCHEDULE "A"

ALL that certain lot of land situate, lying and being southwest of MacDonald Avenue in the district of Burnside, City of Dartmouth, Province of Nova Scotia, shown as Parcel "L", an easement, on a plan showing lands owned by J.C. Trites Holding Limited and City of Dartmouth, signed by Granville Leopold, N.S.L.S., dated May 1, 1975 and described as follows:

BEGINNING on the northeastern boundary of a proposed industrial lead track right-of-way at a point N 26° 17' 54" W for a distance of 128.71 feet measured along the said northeastern boundary of the lead track from its intersection with the northwestern boundary of Lot 5 of the Dartmouth Industrial Park as shown on the above-mentioned subdivision plan;

THENCE N 26° 17' 54" W, 30.55 feet along the northeastern boundary of the said right-of-way;

THENCE N 52° 47' 50" E, 423.98 feet;

THENCE N 65° 56' 06" E, 58.02 feet to the northwestern boundary of the above-mentioned Lot 5;

THENCE S 37° 07' 42" W, 62.26 feet along the northwestern boundary of Lot 5;

THENCE S 52° 47' 50" W, 426.21 feet to the place of beginning.

CONTAINING an area of 13,622 Square Feet.

ALL bearings are referred to a transverse mercator grid, 3° Zone.

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SCHEDULE "B"

ALL that certain lot of land situate, lying and being southwest of MacDonald Avenue in the district of Burnside, City of Dartmouth, Province of Nova Scotia, shown as Portion L-1A on a plan of lands owned by J. C. Trites Holding Limited and the City of Dartmouth, signed by Granville Leopold, N.S.L.S., dated May 1, 1975 and described as follows:

BEGINNING at a point in the northwestern boundary of Lot 5 of the Dartmouth Industrial Park, said point being S $37^{\circ} 07' 42''$ W a distance of 283.54 feet from the southwestern boundary of MacDonald Avenue at the most northern corner of Lot 5;

THENCE S $37^{\circ} 07' 42''$ W, 54.54 feet along the northwestern boundary of Lot 5;

THENCE S $84^{\circ} 18' 06''$ W, 397.8 feet to the beginning of a curve to the right;

THENCE Westerly following the said curve to the right which has a radius of 403.06 feet for a distance of 125.77 feet to the intersection of the said curve with the eastern boundary of a proposed industrial lead track right-of-way as shown on the above-mentioned plan;

THENCE N $26^{\circ} 17' 54''$ W, 53.01 feet along the said right-of-way boundary;

THENCE Northeasterly following a curve to the left which has a radius of 363.06 feet for a distance of 146.31 feet;

THENCE N $84^{\circ} 18' 06''$ E, 434.88 feet to the place of beginning.

ALL bearings are referred to a transverse mercator grid, 30 Zone.

CONTAINING an area of 22,086 Square Feet.

John L.

September 30, 1975

RESOLUTION NUMBER 51

RESOLVED that the following be and hereby appointed
SPECIAL CONSTABLES in and for the City of Dartmouth to hold
office until January 30, 1976.

Carroll Morgan

Max Ingram

V. Tessier

C. Levac

J. Dawson

William Wayne Butt

Delbert Donnington

John Finlay

James C. Kiteley

Francis Purcell

Robert H. Herman

Dartmouth, N. S.

October 14/75.

In camera portion of the regularly called City Council meeting held this date at 7:30 p.m.

LAKE STUDY
ACQUISITION

A report from the Planning Dept. was before Council, meeting in Committee, on the subject of lands recommended for acquisition in the area of Russell Lake and around the northern end of Lake Charles, these two areas having been designated for acquisition in the first year of the program outlined in the "Lake Study" endorsed some time ago by Council. Mr. Zwicker's report recommends that the City Administrator be asked to contact the land owners affected by the proposed acquisition and arrange to allow for the City to conduct a legal survey and an appraisal of the property involved. Upon completion of the appraisal, Mr. Moir would negotiate with the land owners for the lands required; failing successful negotiations, City Council could take the necessary steps to have the lands expropriated. It is further recommended that 1) City Council refer this item to the Lakes Advisory Board for their information and comments, and 2) the City Administrator inquire into any cost-sharing which may be available in the acquisition of lands adjacent to the Shubenacadie Canal system. Ald. Fredericks and Irvine moved the adoption of these recommendations.

Following a presentation given by Mr. Zwicker in connection with his report, Ald. Cote proposed that the surveys and appraisals come back to Council for consideration before negotiations proceed, and he moved in amendment, seconded by Ald. Ritchie, that when all such information has been made available, including the possibility of cost-sharing arrangements for lands abutting the Canal, Council have an opportunity to decide what course of action is to be followed and whether or not at that time to instruct Mr. Moir to undertake negotiations. The amendment carried and the amended motion carried.

In camera: City Council, Oct. 14/75.

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LAND EXCHANGE:
EASTERN FENCE
ERECTORS

Ald. Kavanaugh indicated to Council that he wished to give notice of reconsideration in connection with Council's decision to approve a land exchange between Eastern Fence Erectors Ltd. and the City. At the October 7th meeting, when Mr. Moir's report was adopted, Ald. Kavanaugh questioned the figures prepared by staff and he now presented revised figures which were further explained by the City Clerk. He said the difference in the figures, amounting to \$5,553.90, is based on a difference in lot size (1½ acres as compared with 1.4 acres). After the members had received this information, Ald. Kavanaugh and Granfield moved that Council's action taken on October 7th be rescinded. The motion to rescind carried with Ald. Walker voting against. On motion of Ald. Kavanaugh and Day, the City Administrator was then instructed to renegotiate with Eastern Fence Erectors Ltd., based on the revised figures presented or on the reduced lot size.

The Committee agreed to continue meeting beyond the hour of 11:00 p.m. on motion of Ald. Day and Walker.

TRANSIT SITUATION

In connection with the application to be made by Mr. Dooks for permission to discontinue the Dartmouth Transit System operation, the Mayor first reported on the regional transit study to be undertaken by MAPC, followed by a general discussion as to whether or not it would be advantageous for Dartmouth to become part of a regional system and what course of action is to be taken as an interim measure to insure some type of bus service for residents in the immediate future. A report from the Mayor, containing five recommendations, was considered in connection with the latter question and the Committee indicated general support for the approach being recommended by her. Ald. Smith and Kavanaugh moved the approval of the report.

Ald. Walker suggested that the City Administrator should be involved in the negotiations with Mr. Dooks rather than retaining Mr. George Caines solely for this purpose, and he moved in amendment, seconded by Ald. Davis,

In camera: City Council, Oct. 14/75.

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that Mr. Caines be engaged as Solicitor to assist Mr. Moir in the negotiations being recommended. The amendment carried and the amended motion carried.

The Committee adjourned to reconvene in open Council on motion of Ald. Day and Ibsen.

G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

October 21/75.

Regularly called meeting of City Council held this date
at 12:00 noon.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Day	Brennan
Walker	Greenough
Hart	Ritchie
Cote	Fredericks
Smith	Granfield
Brownlow	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

SWEARING IN
CEREMONY

Council met for swearing in ceremonies, the following
Aldermen-elect being sworn into office by Mayor Stubbs:

Ward 1 - Ald. J. Kavanaugh
2 - Ald. R. Smith
3 - Ald. G. Brennan
4 - Ald. D. Brownlow
5 - Ald. B. Hart
6 - Ald. J. Greenough
7 - Ald. D. Ritchie

Mayor Stubbs welcomed the newly-elected members of Council,
commenting on some of the areas of concern facing municipalities
at this time. The meeting then adjourned, followed by a luncheon.

N. C. Cohoon,
City Clerk.

2.

I Hereby certify that I, this day, administered the Oath
of Allegiance and the Oath of Office as Alderman of the
City of Dartmouth to:

JOHN KAVANAUGH

RONALD SMITH

GRANT BRENNAN

DANIEL BROWNLOW

BARBARA HART

JACK GREENOUGH

DOUGLAS RITCHIE

Eileen Stubbs

DATED at Dartmouth, Nova Scotia, this 21st day of October,
A.D., 1975.

I, C. DOUGLAS RITCHIE, Alderman-elect for Ward Seven, City of Dartmouth, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, Her Heirs and Successors, according to law.¹

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Edwin Stubb

C. Douglas Ritchie
C. Douglas Ritchie

I, C. DOUGLAS RITCHIE, do swear that I am duly qualified as required by law for the office of Alderman of the City of Dartmouth and that I will faithfully perform the duties of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975
at Dartmouth, Nova Scotia

Edwin Stubb

C. Douglas Ritchie
C. Douglas Ritchie

4.

I, JACK GREENOUGH, Alderman-elect for Ward Six, City of
Dartmouth, do swear that I will be faithful and bear
true allegiance to Her Majesty Queen Elizabeth II, Her
Heirs and Successors, according to law.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Eileen Stubbs

Jack Greenough
Jack Greenough

I, JACK GREENOUGH, do swear that I am duly qualified as
required by law for the office of Alderman of the City
of Dartmouth and that I will faithfully perform the duties
of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Eileen Stubbs

Jack Greenough
Jack Greenough

I, BARBARA HART, Alderman-elect for Ward Five, City of Dartmouth, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, Her Heirs and Successors, according to law.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975
at Dartmouth, Nova Scotia

Eileen Stubb

Barbara Hart
Barbara Hart

I, BARBARA HART, do swear that I am duly qualified as required by law for the office of Alderman of the City of Dartmouth and that I will faithfully perform the duties of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975
at Dartmouth, Nova Scotia

Eileen Stubb

Barbara Hart
Barbara Hart.

6.

I, DANIEL BROWNLOW, Alderman-elect for Ward Four, City of Dartmouth, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, Her Heirs and Successors, according to law.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975
at Dartmouth, Nova Scotia

Leifur Stuck

Daniel Brownlow
Daniel Brownlow

I, DANIEL BROWNLOW, do swear that I am duly qualified as required by law for the office of Alderman of the City of Dartmouth and that I will faithfully perform the duties of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Leifur Stuck

Daniel Brownlow
Daniel Brownlow

I, GRANT BRENNAN, Alderman-elect for Ward Three, City of Dartmouth, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, Her Heirs and Successors, according to Law.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975
at Dartmouth, Nova Scotia

Silvan Stubb

Grant Brennan
Grant Brennan

I, GRANT BRENNAN, do swear that I am duly qualified as required by law for the office of Alderman of the City of Dartmouth and that I will faithfully perform the duties of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975
at Dartmouth, Nova Scotia

Silvan Stubb

Grant Brennan
Grant Brennan

I, RONALD SMITH, Alderman-elect for Ward Two, City of Dartmouth, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, Her Heirs and Successors, according to law.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Gilbert Stubb

Ronald Smith
Ronald Smith

I, RONALD SMITH, do swear that I am duly qualified as required by law for the office of Alderman of the City of Dartmouth and that I will faithfully perform the duties of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Gilbert Stubb

Ronald Smith
Ronald Smith

9.

I, JOHN KAVANAUGH, Alderman-elect for Ward One, City of Dartmouth, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, Her Heirs and Successors, according to law.

SO HELP ME GOD.

Sworn to before me this 21st
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Eileen Stubb


John Kavanaugh

I, JOHN KAVANAUGH, do swear that I am duly qualified as required by law for the office of Alderman of the City of Dartmouth and that I will faithfully perform the duties of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 21st,
day of October, A.D., 1975,
at Dartmouth, Nova Scotia

Eileen Stubb


John Kavanaugh

Dartmouth, N. S.

October 21/75.

Regularly called meeting of City Council held this date
at 7:00 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Day	Brennan
Ritchie	Fredericks
Walker	Greenough
Hart	Sanford
Smith	Brownlow
Cote	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

REZONING REQUEST: This date was set by Council for public hearing of a rezoning
CONRAD PROPERTY
GARSHAN ROAD application involving lands owned by Nino Rossi on Garshan

Road; the request is to rezone from C-2-A (General Business) and R-4 (Multiple Family) to P Zone (Park and Institutional) to permit the location of a nursing home on this property. Other development proposals for the land in question were previously before Council, one of which would have required a zoning change. The rezoning did not receive approval at the time in view of heavy opposition on the part of area residents.

Before proceeding with the amendment to By-law #74, a question was raised by Ald. Fredericks as to whether or not the applicant has paid his \$100. fee for the application now before Council. Mr. L'Esperance advised that the fee was paid at the time of the former rezoning request and on the basis that the rezoning has been commenced, Mr. Drury considered the application to be legal under the circumstances. Ald. Fredericks maintained that the entire proceedings are illegal, while Ald. Ritchie felt that the Nursing Home Committee set up should meet to decide a location for a nursing home site in Dartmouth before a decision is taken to rezone the lands on Garshan Road. There was no one in the Council Chamber wishing to be heard on the rezoning application and no written submissions were placed before Council.

It was moved by Ald. Sanford and Cote and carried that leave be given to introduce the said amendment to By-law #47 and that it now be read a first time.

It was moved by Ald. Sanford and Day that the said amendment to By-law #74 be read a second time.

Ald. Ritchie and Smith indicated that they did not concur with the contents of a report from the City Clerk, dated Sept. 12th, with respect to recommendations from the Nursing Home Committee; they felt that other areas of the City would be more suitable for a nursing home facility. Ald. Kavanaugh asked if the developer held a second voluntary public meeting in connection with this second rezoning request; Mr. L'Esperance stated that he did not. The Mayor commented on the shortage of nursing beds in the City at the present time.

As the debate on second reading continued, there was a difference of opinion expressed as to whether consideration of the rezoning should take into account the nursing home issue or be decided solely on the basis of an application to rezone. Ald. Walker stated that residents in the Garshan/Locks Road area would favour the zoning change being proposed, but provision would have to be made to take care of traffic on these streets. Ald. Ibsen said he felt that the public should be well aware of the use intended for the property to be rezoned and he seconded a motion to defer, introduced by Ald. Ritchie, until such time as the Nursing Home Committee has met and determined a site for a nursing home in Dartmouth.

Mrs. Hendrickson questioned the type of home that would be provided and other points of information were raised by Ald. Fredericks, Walker, and Greenough. Mr. Rossi, who was present for this item, indicated that he did not wish to respond to Ald. Walker's question as to whether or not he would proceed with his other development plan if the application were to be deferred. Ald. Kavanaugh suggested that a report from the Committee should come back to Council as soon as possible. Ald. Cote, who was chairing the meeting at this time, said he felt the Committee would make a recommendation as quickly as they could. The motion to defer carried with Ald. Day, Walker, and

Greenough voting against.

REZONING REQUEST: Council proceeded with a second public hearing, in
PROPERTY AT DAWSON
AND GEORGE ST. connection with a request to rezone lands at the corner of

Dawson Street and George Street from R-2 Zone to C-2 Zone to permit the construction of a three-storey office building containing approx. 19,000. sq. ft. Denial of the request has been recommended by the Planning Dept. on the basis that while it is aesthetically pleasing and has its main entrance orientated to Wyse Road, it would be completely surrounded by single family residences. As in the case of a previous rezoning request for this property, the Department recommends rezoning only for the total block rather than allowing properties in the area to be rezoned on a piece-meal basis.

The appropriate amendment to By-law #74 was before Council for consideration. It was moved by Ald. Fredericks and Walker and carried that leave be given to introduce the said amendment to By-law #74 and that it now be read a first time.

It was moved by Ald. Walker and Cote that the said amendment to By-law #74 be read a second time. There was no one present wishing to be heard at this time, but one written submission, objecting to the rezoning, has been received from Mr. J. W. Boyle of 12 George Street; copies of his letter were circulated. Reporting to Council as Chairman of the voluntary public meeting held by the developer, Ald. Ibsen advised that there was no definite opposition expressed on the part of area residents who attended. Ald. Day, who was also present at the voluntary public meeting, felt that the people appeared to favour the development. He said that this is one case where spot rezoning would actually serve to enhance an area of the City.

The development proposal was explained in further detail by Mr. L'Esperance and the developers, Dr. S. K. Ummat and Mr. Charles Keating, were present to respond to questions from the Council members as the debate on second reading proceeded. Some

members felt that Council should have a means of insuring that a professional building is constructed on the site as proposed, and concern was expressed as to the adequacy of parking provisions in conjunction with the development, a total of 31 spaces having been indicated. Ald. Brennan stated that only three of the eight people contacted by him as of this date are in favour of the development. He felt that if the building is to be permitted, its use should be guaranteed as proposed and George Street should be restricted to a No Parking Zone. Ald. Cote concurred with the suggested traffic restriction, but favoured a revitalization of the area in question with the type of development being considered. Ald. Brownlow, Sanford, Fredericks, and Greenough indicated they would support the rezoning on the basis that a professional building at this location would serve to enhance the existing neighbourhood. Ald. Greenough's support for the application would be subject, he said, to the provision of additional parking on the part of the developers.

Dr. Ummat pointed out that additional parking would be permitted on land presently owned by Mr. Zwicker on Dawson Street. Mr. Zwicker has indicated a wish to sell his property to the developers and Dr. Ummat said that an option has already been taken on it pending the outcome of this rezoning application. It was suggested by some members that Mr. Zwicker's interests should be protected and that the acquisition of his property should be arranged to his satisfaction before approving the rezoning. A resident from the area, heard by Council during the debate, stated that Mr. Zwicker is very anxious to sell his property, and indicated, as the resident living closest to the development, that he would be in favour of it. Mr. Peter Hope of Dahlia Street also spoke on the rezoning, expressing opposition to it.

After Dr. Ummat and Mr. Keating had answered further questions with regard to parking, entrance and exit provisions,

landscaping and other development aspects, the motion for second reading was put and it carried with Ald. Smith and Brennan voting against. Unanimous consent was not given by Council for third reading of the amendment.

BY-LAW C-291

By-law C-291, which would amend By-law C-245 with respect to Mobile Homes and Mobile Home Parks, was presented and considered at this time. It was moved by Ald. Sanford and Walker and carried that leave be given to introduce the said By-law C-291 and that it now be read a first time.

It was moved by Ald. Sanford and Kavanaugh that By-law C-291 be read a second time.

Ald. Fredericks questioned the intent of the by-law and Mr. Drury explained that it will permit the collection of license fees for mobile homes and mobile home parks even though they are not in compliance with the requirements of By-law C-245. This situation comes about as a result of the fact that many of the older mobile home parks are unable to obtain licenses to operate because they cannot meet the new standards imposed under By-law C-245; rather than lose this source of revenue, it is proposed that fees be collected under the provision of By-law C-291. Proposed amendments to By-law C-245, with which most older mobile home parks cannot comply, will be coming to Council for consideration at the next meeting. The motion for second reading carried but unanimous consent was not given by Council for third reading of the by-law.

AWARD TENDER:
DEBENTURES

The following tenders were received and opened for a \$4,170,000. City of Dartmouth debenture issue (General Purpose):

- 1) Walwyn, Stodgell & Gairdner Ltd. for:
Burns Bros. & Denton Ltd.
Bank of Nova Scotia
Maisone
Midland Doherty Ltd.
John Graham & Co. Ltd.
Bid: \$98.33
- 2) Levesque & Baubino
Bid: \$97.661

- 3) McLeod, Young & Weir
Bid: \$97.625
- 4) Merrill Lynch Royal Securities Ltd.
Bid: \$97.952
- 5) Nesbitt Thomson & Co. Ltd.
Bid: \$97.777

The City Clerk advised that the cost of money, based on the Walwyn, Stodgell bid of \$98.33, is 11.05%. On motion of Ald. Sanford and Brownlow, the following resolution, accepting the Walwyn, Stodgell bid, was adopted by Council:

RESOLUTION #53

No. 53

BE IT RESOLVED that the tender submitted by Walwyn, Stodgell & Gairdner Ltd. (as detailed above) in the amount of \$98.33 per \$100 for \$4,170,000. of General Purpose City of Dartmouth Debentures, be accepted.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

October 27/75.

Regularly called meeting of City Council held this date
at 12:00 noon.

Present - Mayor Stubbs

Ald. Ibsen	Ritchie
Day	Hart
Cote	Sanford
Brennan	Greenough
Smith	Granfield
Walker	Fredericks
Brownlow	

City Administrator, C. A. Moir.

Ald. Granfield extended his thanks to the Mayor and members
of Council for flowers sent to his wife who is presently in
hospital.

APPOINT DEPUTY
MAYOR & BOARDS

Council then proceeded with the appointment of the Deputy
Mayor and the various Boards and Commissions. The Mayor advised
that both Ald. Ibsen and Ald. Fredericks are eligible to serve
in the capacity of Deputy Mayor, having served an equal length
of time as Aldermen. On motion of Ald. Sanford and Ritchie,
Council decided to make the appointment through a vote by secret
ballot. After the ballots had been counted, Ald. Fredericks was
declared as being duly appointed Deputy Mayor.

In the absence of Ald. Kavanaugh, Ald. Ibsen requested that
Ward 1 representation on the Boards and Commissions be deferred
until he has had an opportunity for discussion with Ald. Kavanaugh.
Otherwise, the following appointments will stand:

SCHOOL BOARD	<u>School Board:</u> Ald. Smith Sanford Rep. from Ward 1 Day Walker Brownlow Fredericks
REGIONAL LIBRARY BOARD	<u>Library Board:</u> Ald. Fredericks Day Hart Greenough Kavanaugh
MUSEUM BOARD	<u>Museum Board:</u> Ald. Ritchie Fredericks Granfield Brownlow
HOSPITAL BOARD	<u>Hospital Board:</u> Ald. Hart Smith Ritchie Day Greenough Cote
IND. COMMISSION	<u>Industrial Commission:</u> Ald. Cote Walker Day Ritchie Sanford

Having approved the above Boards and Commissions (including the citizen representation noted in the Committee list), Council then adopted a motion, introduced by Ald. Cote and Day, authorizing the Mayor to appoint the remaining committees. She asked that any Aldermen with specific preferences, indicate these to her before the remaining appointments are made.

LAKES ADVISORY
BOARD

On motion of Ald. Fredericks and Day, Council approved the list of names submitted for appointment to the Lakes Advisory Board, leaving only the appointment of an Alderman to represent Council on the Board. Ald. Brennan suggested that it would be desirable to have a liminologist (water quality specialist) on the Board from the Bedford Institute and on motion of Ald. Fredericks and Day, Council referred this suggestion to the Board for further consideration.

Ald. Brennan asked about the appointment of the Day Care and Nursing Home committees and was advised by the Mayor that these are special committees of Council, appointed as such.

At this point in the meeting, it was proposed that Council meet in camera to deal with reports on negotiations with the owner of Dartmouth Transit, as discussed at a previous meeting. It was moved by Ald. Day and Cote that Council meet in Committee; the motion carried. Ald. Day and Granfield moved that the Committee meet in camera, but Ald. Brownlow expressed opposition to this on the basis that there may be other alternatives which could be discussed in open Council before considering any negotiations in camera. Ald. Granfield felt that negotiations with Mr. Dooks will be jeopardized if they are made public at this stage and it was later noted by the Mayor that Mr. Dooks has requested confidentiality on the part of the City while negotiations are proceeding.

Ald. Sanford and Fredericks considered negotiations with Mr. Dooks to be premature until the outcome of hearings before the Board of Public Utilities is known. Ald. Cote said he would

be in favour of proceeding with further discussions in camera, while Ald. Smith indicated that he would be prepared to see the transit system subsidized in order to keep it in operation. The motion to go in camera was put and defeated with Ald. Cote, Day, Granfield, and Greenough voting in favour.

As the debate resumed, there continued to be a difference of opinion as to whether negotiations should be discussed prior to the Public Utilities hearing on October 28th and secondly, as to whether or not discussion should take place in open Council or in camera. Ald. Greenough referred to the concern being expressed by citizen groups in this issue and urged Council to take some action on the negotiations, preferably in camera to respect Mr. Dooks' request for confidentiality. His motion to reconsider meeting in camera was seconded by Ald. Ritchie, but when the vote was taken, the motion was defeated by a vote of 7 - 6 (Ald. Granfield, Day, Cote, Ritchie, Brennan and Greenough voting in favour). A motion of deferral, until after the Public Utility Board hearing, was subsequently introduced by Ald. Fredericks and Cote and this motion carried.

The Mayor advised Council that Mr. Rossi has decided to withdraw his rezoning request and he will not be proceeding with the nursing home proposed for the Conrad property on Garshan Road. He will be going ahead instead with the development proposal which does not require rezoning for the property. Ald. Ritchie requested that a meeting of the Nursing Home Committee be called as soon as possible to discuss sites.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

November 4/75.

Regularly called meeting of City Council held this date
at 7:30 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Smith	Granfield
Day	Brennan
Cote	Brownlow
Hart	Sanford
Walker	Greenough
Ritchie	Fredericks
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

MINUTES

The minutes of the October 7th meeting were approved as
circulated on motion of Ald. Ritchie and Ibsen.

GRANT: SECOND APPROVAL

On motion of Ald. Ibsen and Day, Council gave second
approval to a grant in lieu of taxes owed to the City by the
Presbyterian Church in Canada on their property known as Lot "A"
Lucien Drive; the grant amounts in total to \$18,121.04 and first
approval was given this over-expenditure at the October 7th
meeting.

SIDEWALK: SECOND APPROVAL

Council also gave second approval for an over-expenditure
of \$4,400. to extend sidewalk from Leaman Drive to Farthington
Place. An amended motion to this effect, introduced by Ald.
Ritchie and Day, with an amendment proposed by Ald. Hart and
Granfield, was adopted. The amendment changed the wording of
the original resolution to read 'from Leaman Drive to Farthington
Place', the distance covered for sidewalk included in the \$4,400.
estimate.

COMMITTEE SYSTEM

At the October 14th meeting, Council deferred a decision
on whether or not to continue operating under the Committee-of-
the-Whole system until after the civic election; this item has
been included in the present agenda for a decision by Council.
Ald. Ibsen and Granfield moved that the Committee-of-the-Whole
system be continued. The motion was opposed by Ald. Fredericks,
Day, Kavanaugh and Smith, who favoured the former two-committee
system on the basis that it permitted more and better communica-
tion with staff and was less confusing as a structure for con-

ducting the business of the City. Members speaking in support of retaining Committee-of-the-Whole procedures - including Ald. Granfield, Ritchie, Cote, and Ibsen - considered that Council was better informed under this system and pointed out that it was easier to secure a quorum, particularly during summer months. Ald. Greenough suggested that the new members of Council should have an opportunity to assess the present system before coming to a decision on it and he moved deferral of any change for a further six-month period. The motion to defer, seconded by Ald. Cote, was defeated.

Debate resumed on the original motion with Ald. Sanford - speaking against it and Ald. Brennan suggesting as a compromise solution, that Council members act in a liaison capacity with the various City departments. When the vote was taken, the motion on the floor was defeated with Ald. Ibsen, Cote, Ritchie, Granfield, Greenough, and Walker voting in favour. Ald. Sanford and Fredericks then moved that Council operate under the former two-committee system. This motion carried with Ald. Ibsen, Cote, Ritchie, Granfield, Greenough, and Walker voting against.

At a later point in the meeting, Council agreed to set up the two committees as follows:

Finance & Social Services

Ald. Kavanaugh
Granfield
Brennan
Hart
Brownlow
Ritchie
Greenough

Planning, Development
& Operations

Ald. Ibsen
Smith
Cote
Day
Sanford
Walker
Fredericks

Further in connection with the appointment of Boards and Commissions, Ald. Ibsen was named to the Board of School Commissioners and Ald. Kavanaugh was named to the Library Board. Council approved all of the above appointments on motion of Ald. Brownlow and Day.

GARSHAN ROAD
REZONING: WITHDRAWN

Mr. Rossi of Maritime Formwork Ltd. has indicated by letter, dated October 22nd, that he wishes to withdraw his rezoning

request for the Conrad property at 11 Garshan Road, which would have permitted construction of a nursing home at this location.

REZONING REQUEST: An amendment to By-law #74, which would rezone property at, DAWSON & GEORGE ST.

the corner of Dawson and George Street from R-2 Zone to C-2 Zone to permit construction of a three-storey office building, was before Council for third reading, having been given first and second readings at the October 21st meeting. It was moved by Ald. Ibsen and Day that the amendment to By-law #74 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said amendment on behalf of the City.

The motion for third reading was opposed by Ald. Granfield, Brennan and Smith, but other members who spoke considered the type of development proposed to be worthwhile for this particular location. Dr. Ummat was questioned concerning his negotiations with Mr. Zwicker for his property, and he advised that an offer to purchase has been made. Ald. Day stated during the debate that Mr. Zwicker is satisfied with the negotiations for his land.

Ald. Brennan maintained that the residents on George St. object to the zoning change, but Ald. Cote pointed out that they have not attended the Council meetings to express their opposition. Further questions from the members were answered by Dr. Ummat and the motion for third reading carried with Ald. Smith, Brennan and Ritchie voting against. Ald. Granfield did not participate in the vote, having been absent from the October 21st meeting when the amendment received first and second readings.

BY-LAW C-291:
THIRD READING

By-law C-291, which would amend the Mobile Homes By-law (C-245), was presented for third reading, having been previously dealt with at the October 21st meeting when it received first and second reading. It was moved by Ald. Walker and Kavanaugh that By-law C-291 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said By-law on behalf of the City.

Ald. Sanford felt that the ramifications of By-law C-245 should have been anticipated before it was drafted and approved. Both he and Ald. Fredericks criticized the manner in which the Planning Dept. has dealt with the upgrading of existing trailer parks, although it was explained by Mr. Bayer and the Solicitor that a more gradual approach toward the improvement of these parks will have to be taken than originally proposed. Mr. Bayer commented on some of the difficulties which have been experienced in attempting to have existing mobile home parks brought up to a uniform standard, with the result that it is not possible to continue the course of action undertaken in this regard. He said that the Solicitor is being asked to determine the legal means by which the upgrading of existing parks can be accomplished gradually. The motion for third reading of By-law C-291 carried with Ald. Sanford voting against.

RESOLUTION #50

Resolution #50 (easement over lands of J. C. Trites Holding Ltd.) was again before Council, accompanied by a report from the City Administrator as requested, explaining details of the land exchange proposed with J. C. Trites Holding Ltd. for a permanent easement required by the City in connection with the installation of domestic sewer line along the CNR right-of-way and over private properties. J. C. Trites Holding Ltd. agrees to grant an easement to the City over Parcel L (as detailed in Schedule "A") in exchange for a piece of land originally planned for industrial lead track (as detailed in Schedule "B"). Ald. Fredericks said he was not satisfied with these negotiations, suggesting that the property in question (Parcel L 1A) should be sold to the company rather than given in exchange for an easement. Resolution #50, as attached, was approved by Council on motion of Ald. Walker and Smith with Ald. Kavanaugh, Fredericks, Sanford, and Hart voting against.

TRANSIT MEETINGS

A letter from Ald. Hart has been circulated with this agenda, proposing that public information sessions be held in connection

with the public transit issue, and after commenting on the intent of her proposal, she moved that staff be instructed to set up two information sessions within the next ten-day period, inviting and limiting representation from M.A.P.C., the Dalhousie Institute of Public Affairs, the Dept. of Municipal Affairs, Halifax Transit, and Dartmouth City staff, such sessions to be open to the general public. She considered that such an exchange of dialogue and information would be worthwhile for all of the various bodies concerned at this point in the DTS situation and her motion, seconded by Ald. Fredericks, received the general support of Council. Ald. Granfield said he would like to see Ald. Hart given authority to work with staff in organizing these information sessions and the Mayor agreed, suggesting that an organization such as the Chamber of Commerce might be approached to chair the meetings.

Ald. Fredericks said it would be helpful to have staff provide information on the Fredericton experience with transit problems and he asked that representation also be considered from Halifax County Council. During the debate on the motion, Ald. Kavanaugh made the suggestion that presentations should be in written form and should be supplied prior to the actual meetings, an opinion also shared by Ald. Walker. Ald. Walker was not in favour of limiting representation as proposed under the terms of the motion; Ald. Cote and Brownlow also felt that members of the general public should be given an opportunity to be heard as well. Ald. Hart explained that the intent of the sessions would be primarily to receive relevant information which the various agencies mentioned are able to provide. The motion was put and carried with Ald. Walker voting against.

TRANSIT COMMISSION A second letter concerning the transit issue - specifically, a proposal for establishment of a transit commission - was before Council and in connection with his letter, Ald. Brennan moved that the City Solicitor be instructed to draft a by-law for the purpose

of establishing a Transit Commission for the City of Dartmouth, based on the terms of reference set out by him in his written submission (dated October 31st); the motion was seconded by Ald. Day. After hearing Ald. Brennan further on the subject of his proposal, Council decided to refer the submission to the Planning, Development & Operations Committee for further study, on motion of Ald. Granfield and Walker.

Having been questioned by Ald. Kavanaugh as to her position taken on behalf of Council at the recent Public Utilities Board hearing, Mayor Stubbs quoted from the presentation which she made at that time, indicating a position based on the decision taken at Council's meeting of October 14th. Reference was made by Ald. Walker and Sanford to the direction given by Council at the meeting of October 27th when a motion of deferral, until after the PUB hearing, was adopted. They considered that the wishes of Council, as expressed in this motion, were not conveyed to the Public Utilities Board on Council's behalf, and Ald. Sanford moved, seconded by Ald. Fredericks, that Council notify the Chairman of the Public Utilities Board of the action taken by Council at the October 27th noon meeting.

Discussion with the Mayor followed, considerable difference of opinion being expressed as to whether or not Council's direction was followed, based on the course of action taken at the October 14th, as compared with the decision to defer further action, taken at the October 27th meeting. When the motion on the floor was put, it carried by a vote of 8 - 6 with Ald. Ritchie, Granfield, Kavanaugh, Day, Greenough, and Ibsen voting against. Ald. Kavanaugh later gave notice of reconsideration,

RECONSIDERATION

seconded by Ald. Granfield

MOTIONS:

ALD. GRANFIELD

Notice of motion having been duly given, the following motions were introduced and debated:

- 1) Ald. Granfield moved, seconded by Ald. Day, that an amendment be drafted to the procedural by-law in accordance with

the decision to adopt alternative #2 of the Solicitor's report on deferral motions, which would allow debate on the motion to defer but restrict the debate to the question of the desirability of deferral. Ald. Sanford, Fredericks, and Brownlow opposed the motion, being in favour of retaining the present procedural ruling which does not permit debate on deferral motions. Ald. Ritchie and Cote spoke in support of alternative #2, as set out in Mr. Drury's report to Council. The motion on the floor carried with Ald. Brownlow, Fredericks, Walker and Sanford voting against.

ALD. FREDERICKS 2) Ald. Fredericks moved, seconded by Ald. Sanford, that Council consider tax relief for legally separated women on the same basis as now granted for divorced and widowed women. After Ald. Fredericks had been heard on the subject of his motion, Mr. Drury noted that all of our legislation in this connection will be repealed by the new Provincial Assessment Act if it is enacted at the next sitting of the Legislature. In other words, all provisions of the Charter which relate to such exemptions would be superceded by the Provincial Act. The Mayor suggested that it might be advisable to defer any further exemption provisions until after the next session of the Legislature, but Ald. Fredericks felt that the legislation should be prepared in time for the next sitting. The motion was put and carried.

3) Ald. Fredericks moved, seconded by Ald. Hart, that Council authorize staff to hold discussions with Y. & R. Developments Ltd., the Province and DREE re waterfront development in Dartmouth, the addition to City Hall, and the ferry terminal. The Mayor and Mr. Moir reported to Council on discussions which have been proceeding along these lines to date; Mr. Moir advised that a report will be coming to Council for input at the next meeting. The motion carried.

ALD. COTE:
(WITHDRAWN)

4) Ald. Cote said that in recognition of the recently-

announced price and wage controls, he would request permission to withdraw his notice of motion which proposed that a City Inquiry & Complaint Centre be established within City Hall. With Council's permission, the motion was withdrawn.

ALD. GRANFIELD

5) Ald. Granfield moved, seconded by Ald. Smith, that the existing Anti-litter by-law be strengthened by the Solicitor (in conjunction with the City Administrator and the Police Chief), as designed to reduce littering in the City and to provide penalties for offenders. Ald. Granfield said he would like to see problems associated with the littering of school grounds taken up with the School Board. At the suggestion of Ald. Kavanaugh and on his motion, seconded by Ald. Sanford, the motion was referred to the Planning, Development & Operations Committee, at which time copies of the present anti-litter by-law would be provided in order for the members to determine where stricter enforcement measures are required.

Ald. Sanford asked for information as well on the specific person, if any, to whom authority is delegated for this responsibility within the Police Dept. Ald. Brennan requested that the Committee assess the City's present litter basket program in conjunction with their study of the anti-litter by-law, to determine whether or not this program is adequate, particularly in relation to the provision made for school grounds. The motion on the floor carried.

6) In connection with Ald. Granfield's notice of motion pertaining to a by-law which would reduce vandalism in the City, the Solicitor pointed out that acts of vandalism come under the jurisdiction of the Criminal Code and as such, we have no legal authority to proceed with preparation of a by-law ; the motion proposed would therefore be out of order. Ald. Granfield noted that the John Howard Society would be helpful in approaching the overall problem of vandalism through our schools.

ALD. KAVANAUGH

7) Ald. Kavanaugh moved, seconded by Ald. Walker, that public hearings not be held at the first Council meeting in the month. Speaking on his motion, Ald. Kavanaugh said he felt that the general business of the City should be conducted at the first Council meeting of the month rather than having part of the meeting taken up with lengthy public hearings. The motion carried.

ALD. WALKER

8) Ald. Walker moved, seconded by Ald. Hart, that Council authorize the re-naming of the Dartmouth Park to be called the 'Leighton J. Dillman Dartmouth Park'. A written presentation from Ald. Walker was circulated, explaining the intent of his motion, and he commented on the contribution being made by Mr. Dillman through his efforts to maintain and beautify the park over the years. Ald. Sanford suggested that Mr. Dillman should be consulted before Council proceeds any further with Ald. Walker's proposal, and on his motion, seconded by Ald. Cote, the matter was referred to the City Administrator for this purpose.

BORROWING
RESOLUTIONS

On motion of Ald. Day and Ibsen, Council approved the following Renewal of Borrowing Resolutions, copies of which are attached:

\$10,000. - Parking Improvements - Landscaping
714,000. - Sewer Line - Red Bridge Pond
536,000. - Sewers - Wildwood
341,318.91 - Windmill Arterial
274,000. - Holding Tank - Red Bridge Pond
50,000. - Landscaping - Waterfront

Questions from Ald. Brennan as to why these items were not included in the recent bond issue were discussed with Mr. Moir and Ald. Fredericks asked if the property acquisition costs associated with the Windmill Road arterial could not be charged to the Industrial Park since the properties are being developed for industrial purposes; he requested further investigation of this inquiry.

PERMIT TO BUILD:
HPX. METAL WORKS

On motion of Ald. Kavanaugh and Fredericks, Council approved an application for permit to build, as submitted by Halifax

Metal Works, subject to compliance with City departmental requirements. The location for the proposed expansion to existing fabricating facilities is Dawn Drive in the Burnside Park, and approval of the application has been recommended by Committee-of-the-Whole.

REPAIRS TO
FERRY DOCKS

Council considered a report from the City Administrator on repairs required to the ferry docks on the Halifax side of the harbour, as outlined in an accompanying report from Whitman Benn & Associates Ltd.; the repairs are estimated to cost \$31,000. in total. On motion of Ald. Sanford and Ibsen, Council approved Mr. Moir's recommendation that the repairs and improvements be carried out as detailed.

KIN HOUSE

As requested at the October 7th Council meeting, Mr. Moir has negotiated further with the Kinsmen Club of Dartmouth in connection with their proposal to relocate the City-owned building at 218 Main Street for use as a community service centre on land next to the Kinsmen Rink on Caledonia Road. The Club has agreed that the City can negotiate the terms of the lease of the building at any time should the City or the residents of the area express concern about the type of operation being conducted at the Kin House, and has further agreed to turn the building over to the City if the City desires, in a ten-year period. The Club is prepared to spend between \$20,000. and \$25,000. to relocate and improve the building and in view of this and the other provisions outlined above, Mr. Moir recommends that the building be leased to the Kinsmen Club at an annual rate of \$1. Council approved this recommendation on motion of Ald. Walker and Ibsen.

STEED & EVANS
QUARRY PERMIT

In accordance with Council's direction, the Lakes Advisory Board has looked into the siltation entering Lake MicMac from the Steed & Evans quarry site and a report from the Board, with related recommendations, was before Council together with a report from the Quarry Committee with their recommendations for

resolving this problem. Ald. Walker and Ritchie moved that a permit be granted Steed & Evans for the coming year, subject to compliance with the recommendations before Council and the other conditions contained in reports circulated with the October 7th agenda. Ald. Fredericks asked if it might not be possible to have the accumulated siltation removed from the lake bottom while the level of the lake is lowered and he moved in amendment that the Lakes Advisory Board be asked to consider this possibility. The amendment was seconded by Ald. Day and it carried. The amended motion also carried.

In response to Ald. Brennan's request for consideration of a longer-term permit or a terminal permit, the Mayor noted that this aspect has been dealt with by Council and is to receive further study.

APPLICATION: MANOR MOBILE HOMES LTD. The Planning Director has prepared a report on an application for a mobile home sales area to be located on Nantucket Ave., as received from Manor Mobile Homes Ltd.; a report from the Police Chief was also before Council in this connection. Mr. Bayer's report recommends that the necessary permits and licenses be issued subject to five conditions set out in his report. Ald. Walker moved the adoption of the report, but his motion did not receive a seconder. Ald. Fredericks and Sanford then moved that the application be denied. Council subsequently approved a motion referring the application to the Planning, Development & Operations Committee for consideration, along with the report from the Police Chief. Chief Smith was present for this item and advised that the company involved is willing to move their trailers in and out of the site at times deemed suitable by the Traffic Authority and they are flexible on the matter of entrance and exit points as well. The motion to refer, introduced by Ald. Cote and seconded by Ald. Sanford, carried.

PERMIT TO BUILD: BEL AYR JR. HIGH On motion of Ald. Walker and Fredericks, Council granted a

permit to build a twelve-classroom junior high school on Dorothea Drive, subject to compliance with all necessary City requirements as outlined in Mr. Bayer's report dated October 31st.

PERMIT TO BUILD: An application for permit to build a one-storey commercial
CAPITOL STORES LTD. outlet on Portland Street (adjacent to Bert Dickey Toyota), as submitted by Capitol Stores Ltd., received approval on motion of Ald. Day and Smith, subject to compliance with City regulations as detailed in the report of October 14th. Ald. Fredericks asked if plans for this development have been to the Lakes Advisory Board and was advised that the Board dealt with development of the site concerned before work started on it. Ald. Walker followed this line of sidcussion further with Mr. Bayer, during which Council agreed to continue meeting beyond 11:00 p.m. on motion of Ald. Day and Ibsen.

PERMIT TO BUILD: On motion of Ald. Fredericks and Sanford, Council granted
JOSEPH ZATZMAN DR. an application for permit to build a two-storey warehouse on Lot 42, Joseph Zatzman Drive, as submitted by J. W. Lindsay Enterprises Ltd.

Council adjourned to meet in camera as Committee on motion of Ald. Fredericks and Day. Having later reconvened in open Council, the action taken in camera was ratified on motion of Ald. Walker and Day.

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

RESOLUTION NO. 50

WHEREAS the City wishes to obtain an easement over lands of J. C. Trites Holding Limited as described in Schedule "A" hereto.

AND WHEREAS the City has agreed to convey to J. C. Trites Holding Limited the land formerly intended to be used for a railway spur line and more particularly described in Schedule "B" hereto.

BE IT RESOLVED that the Mayor and the City Clerk are hereby authorized to execute on behalf of the City a Deed conveying to J. C. Trites Holding Limited the land described in Schedule "B" hereto provided that J. C. Trites Holding Limited grants to the City an easement over lands described in Schedule "A" hereto.

SCHEDULE "A"

ALL that certain lot of land situate, lying and being southwest of MacDonald Avenue in the district of Burnside, City of Dartmouth, Province of Nova Scotia, shown as Parcel "L", an easement, on a plan showing lands owned by J.C. Trites Holding Limited and City of Dartmouth, signed by Granville Leopold, N.S.L.S., dated May 1, 1975 and described as follows:

BEGINNING on the northeastern boundary of a proposed industrial lead track right-of-way at a point N 26° 17' 54" W for a distance of 128.71 feet measured along the said northeastern boundary of the lead track from its intersection with the northwestern boundary of Lot 5 of the Dartmouth Industrial Park as shown on the above-mentioned subdivision plan;

THENCE N 26° 17' 54" W, 30.55 feet along the northeastern boundary of the said right-of-way;

THENCE N 52° 47' 50" E, 423.88 feet;

THENCE N 65° 56' 06" E, 58.02 feet to the northwestern boundary of the above-mentioned Lot 5;

THENCE S 37° 07' 42" W, 62.26 feet along the northwestern boundary of Lot 5;

THENCE S 52° 47' 50" W, 426.21 feet to the place of beginning.

CONTAINING an area of 13,622 Square Feet.

ALL bearings are referred to a transverse mercator grid, 3° Zone.

9/11/75

SCHEDULE "B"

ALL that certain lot of land situate, lying and being southwest of MacDonald Avenue in the district of Burnside, City of Dartmouth, Province of Nova Scotia, shown as Portion I-1A on a plan of lands owned by J. C. Prites Holding Limited and the City of Dartmouth, signed by Granville Leopold, N.S.L.S., dated May 1, 1975 and described as follows:

BEGINNING at a point in the northwestern boundary of Lot 5 of the Dartmouth Industrial Park, said point being S $37^{\circ} 07' 42''$ W a distance of 283.54 feet from the southwestern boundary of MacDonald Avenue at the most northern corner of Lot 5;

THENCE S $37^{\circ} 07' 42''$ W, 54.54 feet along the northwestern boundary of Lot 5;

THENCE S $84^{\circ} 18' 06''$ W, 397.8 feet to the beginning of a curve to the right;

THENCE Westerly following the said curve to the right which has a radius of 403.06 feet for a distance of 125.77 feet to the intersection of the said curve with the eastern boundary of a proposed industrial lead track right-of-way as shown on the above-mentioned plan;

THENCE N $26^{\circ} 17' 54''$ W, 53.01 feet along the said right-of-way boundary;

THENCE Northeasterly following a curve to the left which has a radius of 363.06 feet for a distance of 146.31 feet;

THENCE N $84^{\circ} 18' 06''$ E, 434.98 feet to the place of beginning.

ALL bearings are referred to a transverse mercator grid, 3rd Zone.

CONTAINING an area of 22,086 Square Feet.

Jim

16.

City of Dartmouth
Renewal of Borrowing Resolution
\$10,000 - Parking Improvements
- Landscaping - 72-5

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose of acquiring or purchasing or improving land by making parking improvements and landscaping such areas;

AND WHEREAS pursuant to a resolution passed by the Council on the 4th day of July, 1972, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 1st day of August, 1972, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

APPROVED
BY THE COUNCIL

[Signature]
COUNCIL

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 4th day of November, 1975.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City of Dartmouth this 4th day of November, 1975.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
approval of the Minister

[Signature]
Deputy Minister

APPROVED this 24th day
of December 1975

[Signature]
Minister of Municipal Affairs

[Signature]
MAYOR

[Signature]
Deputy City CLERK

17.

City of Dartmouth
Renewal of Borrowing Resolution
~~\$~~14,000 - Sewer Line
- Red Bridge Pond - 70-14

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Seven Hundred Fourteen Thousand Dollars (\$714,000) for the purpose of constructing, extending, and improving public sewers or drains at Red Bridge Pond in the City of Dartmouth and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the Council on the 17th day of August, 1971, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 28th day of February, 1972, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Seven Hundred Fourteen Thousand Dollars (\$714,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT, subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

APPROVED

IN FORM

SOLICITOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 4th day of November 1975 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 4th day of November 1975 .

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this <i>1st</i> day of <i>November</i> 19 <i>75</i> <i>[Signature]</i> Minister of Municipal Affairs

[Signature]
MAYOR

[Signature]
Deputy City CLERK

THIS IS NOT AN APPROVAL OF THE
PROJECT UNDER THE MUNICIPAL
SERVICES ACT.

18.

City of Dartmouth
Renewal of Borrowing Resolution
\$536,000 - Sewers - Wildwood - 70-15

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Five Hundred and Thirty-six Thousand Dollars (\$536,000) for the purpose of constructing, altering, extending, or improving public sewers or drains, or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the Council on the 5th day of January, 1971, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 2nd day of October, 1971, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Five Hundred and Thirty-six Thousand Dollars (\$536,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

APPROVED
15.10.1975

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 4th day of November, 1975.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City of Dartmouth this 4th day of November, 1975.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
approval of the Minister

Deputy Minister

APPROVED this 15th day

1975

Minister of Municipal Affairs

MAYOR

Deputy City CLERK

THIS IS NOT AN APPROVAL OF THE
PROJECT UNDER THE MUNICIPAL
SERVICES ACT.

19.

City of Dartmouth
Renewal of Borrowing Resolution
\$341,318.91 - Windmill Arterial - 70-11

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Three Hundred and Ninety-seven Thousand Dollars (\$397,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City at Windmill Road Arterial;

AND WHEREAS pursuant to a resolution passed by the Council on the 5th day of January, 1971, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 26th day of January, 1971, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Three Hundred and Ninety-seven Thousand Dollars (\$397,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS pursuant to a resolution passed by the Council on the 9th day of July, 1974, and approved by the Minister of Municipal Affairs on the 18th day of July, 1974, the City did issue a debenture in the amount of Fifty-five Thousand Six Hundred and Eighty-one Dollars and Nine Cents (\$55,681.09) leaving a balance of Three Hundred and Forty-one Thousand Three Hundred and Eighteen Dollars and Ninety-one Cents (\$341,318.91) borrowed from the Royal Bank of Canada at Dartmouth for the purpose set out above;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 4th day of November, 1975.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 4th day of November, 1975.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i> Deputy Minister	
APPROVED this	1st day
of	December 1975
<i>[Signature]</i> Minister of Municipal Affairs	

[Signature]
MAYOR

[Signature]
Deputy City CLERK

City of Dartmouth
Renewal of Borrowing Resolution
\$274,000 - Holding Tank
- Red Bridge Pond - 70-13

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Two Hundred and Seventy-four Thousand Dollars (\$274,000) for the purpose of constructing and improving public sewers by the construction of a holding tank at Red Bridge Pond in the City of Dartmouth, and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the Council on the 17th day of August, 1971, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 29th day of February, 1972, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Two Hundred and Seventy-four Thousand Dollars (\$274,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 4th day of November, 1975.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City of Dartmouth this 4th day of November, 1975.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

[Signature]
Deputy Minister

APPROVED this 1st day of December 1975.

[Signature]
Deputy City Clerk

[Signature]
MAYOR

[Signature]
Deputy City Clerk

21.

City of Dartmouth
Renewal of Borrowing Resolution
\$50,000 - Landscaping - Waterfront
- 72-4

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Fifty Thousand Dollars (\$50,000) for the purpose of improving land in the City of Dartmouth by landscaping an area of the waterfront;

AND WHEREAS pursuant to a resolution passed by the Council on the 4th day of July, 1972, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 1st day of August, 1972, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Fifty Thousand Dollars (\$50,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

APPROVED
AS TO FORM

APPROVED
AS TO FORM

Solicitor

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 4th day of November, 1975.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City of Dartmouth this 4th day of November, 1975.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i> Deputy Minister	
APPROVED this	1st day
of	1975
<i>[Signature]</i> Minister of Municipal Affairs	

[Signature]
MAYOR

[Signature]
Deputy City

CLERK

Dartmouth, N. S.

November 13/75.

22.

Public meeting on transit held this date at 8:00 p.m.

The purpose of this meeting was to permit an exchange of information on the transit issue, members of the public being present for the discussion, along with representatives of such agencies as MAPC, the Dalhousie Institute of Public Affairs, the Provincial Government, and the City government.

The City Administrator opened the meeting by calling for nominations for Chairman of the meeting, and on a nomination from the floor by Ald. Hart, Mr. John Holland of the Dartmouth Chamber of Commerce was selected to chair the meeting. He first called on the City Clerk-Treasurer, Mr. Cohoon, to make a statement on the status of the present transit system and negotiations which have been proceeding with the operator in an attempt to keep the service from being discontinued; application for abandonment of the service was made to the Public Utilities Board by Mr. Dooks at an October hearing. Mr. Cohoon began by separating the two points at issue - namely, the problem of maintaining some form of the present transit system in Dartmouth, as opposed to the larger question of participation in a regional transit system which is still some time away. He pointed out that regional transit is not an option at the present time, an opinion which was borne out during the course of the meeting when it was learned that the current MAPC regional transit study will not even be completed until March of 1976, after which Provincial and Municipal approvals would be required before the mechanics of setting up the system were even undertaken. All administrative, legal, and financial implications would have to be dealt with at the various government levels and Mr. Cohoon estimated, in response to a question from the floor, that it could be two years at least before a regional transit system would become a reality. A number of citizens appeared to be surprised at these facts, having apparently been under the impression that regional transit could be considered as

Transit meeting, Nov. 13/75.

Page 2 .

an alternative solution to the City's present transit problems.

Having explained the reasons why Mr. Dooks wishes to discontinue his transit service, Mr. Cohoon went on to outline the type of subsidization agreement being proposed in the City's negotiations with him, recognizing the importance of retaining the present fleet of buses for use in the City and providing at least an interim service until such time as decisions are made on regional transit. In response to questions from the floor as to the cost of subsidizing the Dartmouth Transit System, it was indicated that the cost to the City would be between \$100,000. and \$250,000. annually, depending on various factors such as the possibility of a fare increase, the outcome of contract negotiations with the bus drivers, etc. Mr. Cohoon explained why the City could not operate the service as economically as the present company, pointing out further that after having acquired the assets of the company, it would still be necessary to absorb the annual deficits as the present operator is now doing.

The position of the Dept. of Municipal Affairs was presented by the Deputy Minister, Mr. Byron Anthony, who stated that there will be no Provincial assistance given toward the operation of Dartmouth Transit, nor will any policy decision on transit in the metropolitan area be made until such time as results of the MAPC study are available. Funds have not been committed by the Province for transit except in the case of demonstration projects such as the new Clayton Park bus run and the proposed Colby Village service which would be a similar type of Provincially-subsidized run.

Mr. Mort Jackson commented on the status of the MAPC study and on the type of recommendations which the study is likely to produce. A Planner with MAPC, Mr. Giulio Maffini, provided information on some of the background material going into the study, responding to questions from the floor on the use of transit in Dartmouth and the viability of transit as a form of transportation

in urban areas if a large enough percentage of the population makes use of the service. He made the comment that a transit system is unlikely to operate without subsidization.

Mr. Kell Antoft, representing the Dalhousie Institute of Public Affairs, referred to the public expense involved to accommodate the automobile, suggesting that all of us subsidize the private car owner who requires highway construction and maintenance, traffic lights, police patrols, snow removal, etc. to keep his car on the road. He suggested that maybe the answer would be to shift some of this subsidization from vehicle-oriented facilities to our public transit systems where a larger proportion of the people would stand to benefit.

Mr. Robert Bell was present to outline the history of transit services in Dartmouth.

Ald. Hart, Fredericks, and Greenough were heard during the question and answer period which followed the statements made by representatives of the various agencies invited to take part in the information session. Questions directed to specific representatives by the Aldermen and by members of the public, were responded to as they were raised, with a general feeling being expressed that transit should receive more consideration from government so that it can become a viable alternative to the private automobile. More people would use transit if it were reliable and convenient enough to compete with cars and if subsidization is required to produce good transit service, perhaps some of the money needed could be directed away from services presently demanded by car owners.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

November 4/75.

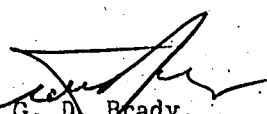
In camera portion of the regularly called City Council meeting held this date at 7:30 p.m.

CONTRACT
NEGOTIATIONS

Meeting in Committee, the members were advised by the City Administrator of contract negotiations being sought by the Dartmouth Police Assn. and Dartmouth Ferry employees. Copies of a letter from the Dartmouth Fire Fighters Assn., Local 1398, requesting contract negotiations, have also been circulated. A motion introduced by Ald. Kavanaugh and Smith, which would have deferred any negotiations until the City Solicitor has prepared a written report on the implications of the recently-announced wage and price guidelines, was withdrawn in favour of a motion proposed by Ald. Sanford, authorizing Mr. Moir to begin negotiations on the non-monetary items but inform Council before proceeding with any monetary items. This motion was seconded by Ald. Day and it carried.

Ald. Smith suggested that Council should be provided with a breakdown of the fringe benefits being paid and the cost involved. Ald. Brownlow said he would also like to have copies of present contracts, and information on the salaries presently being paid was requested by Ald. Fredericks.

The Committee adjourned to reconvene in open Council on motion of Ald. Walker and Day.


G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

November 18/75.

Regularly called meeting of City Council held this date
at 7:30 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Cote	Brennan
Day	Brownlow
Hart	Sanford
Walker	Greenough
Ritchie	Fredericks
Smith	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

PUBLIC HEARING: This date was set by Council for public hearing in connection
BY-LAW C-289

with proposed By-law C-289, a consolidation of all the City zoning by-laws. It was moved by Ald. Day and Ibsen and carried that leave be given to introduce the said By-law C-289 and that it now be read a first time. It was moved by Ald. Fredericks and Walker that By-law C-289 be read a second time.

During the debate on second reading, Mr. Bayer explained that it is the intent of his department to bring in revisions to various sections of the by-law once it has been approved in its present reorganized form. Questions from the members of Council pertained to the following items:

- 1) Ald. Ibsen and Brennan: Both questioned Section 6, Ald. Ibsen for the reason that qualifications and a description of the Development Officer's position have not been spelled out; Ald. Brennan questioned the authority delegated the Development Officer to enter privately-owned properties for inspection purposes, and he maintained that legislation should be sought to protect the rights of citizens from this type of intrusion. (Mr. Drury had pointed out that the authority set out in Section 6 comes from Section 58 (1) of the Provincial Planning Act.)
- 2) Ald. Smith and Day: Made inquiries concerning Planned Unit Development provisions and the relation of Section 17 to By-law C-188. Mr. Bayer explained that By-law C-188 combines the two functions of rezoning and subdivision and provides for development control through an agreement between the City and a developer. Public hearings are required on all such development proposals.

Ald. Smith and Day also questioned the provisions in the by-law for the non-conforming use of properties. Mr. Bayer explained that the provisions formerly contained in our own by-law have now been replaced by those of the Planning Act which apply to all municipalities in the Province.

- 3) Ald. Sanford and Walker: Each made an inquiry with regard to parking requirements set out in the by-law. Ald. Sanford's question had to do with development in the new R-3 Zone (formerly known as R-4), where 50% of the yards in front of buildings can be taken up for use as a parking area. He suggested that the Planning Dept. should consider this provision for possible amendment, along with Section D. in the R-3 Zone requirements, which relates to the erection of signs and billboards.

The inquiry from Ald. Walker pertained to Section D., page 9 of the by-law, which permits the keeping of boarders and the leasing of rooms in an R-1 Zone. He asked where these people would park their cars and suggested that in this and other sections, such as those which relate to commercial and other similar property uses, there is not enough adequate provision made for parking spaces. Mr. Bayer agreed that the parking requirements of the by-law will have to be updated from the present inadequate standard.

Ald. Walker asked if the City cannot exercise any further control over establishments where liquor is to be sold. Mr. Drury said it may be possible to find some way of doing this as staff proceeds to deal further with other aspects of the by-law.

- 4) Ald. Fredericks: Referring to Section 27 C. (conversion of an R-1 dwelling), Ald. Fredericks noted that there is no provision in the by-law for limiting the number of families living in a duplex. In discussing this problem with Mr. Drury and the Planning Director, the complexity of the matter was noted and Mr. Drury said he would take a further look at it, suggesting that the Use & Maintenance By-law might cover these situations.

Ald. Fredericks noted that the by-law does not make provision for the operation of dog kennels or for nursery schools and day care centres. Mr. Bayer pointed out that a committee of Council is being appointed to discuss the day care/nursery school issue and a report from the Planning Dept. will be dealt with at that time.

The granting of supplementary permits through the Planning Dept. for additional apartment units, after Council has approved a specified number of units, was questioned by Ald. Fredericks and a motion on this subject, which relates to the Building By-law, was later introduced by Ald. Cote and approved by Council.

- 5) Ald. Kavanaugh: Asked why there has been nothing included in the by-law to indicate where group homes would be allowed. Mr. Bayer explained that this is one of the areas on which work will have to be done by his department and whatever provision is proposed for our by-law will have to relate to any Provincial requirements.
- 6) Ald. Cote: Dealt with Sections 5 and 22, both relating to the powers of Council. The Solicitor advised that Council has no right to discretionary power unless it is spelled out in a statute.

Ald. Cote was opposed to wording which appears in Section 27 C. and Section 29 D., permitting a single property owner to oppose an application to remodel or convert a dwelling, and he moved in amendment that the word 'any' in line 12 of Section 29 D. (and similarly in Section 27 C.) be replaced by the words 'two or more'. The amendment was seconded by Ald. Day but it was opposed by Ald. Fredericks and Kavanaugh. When the vote was taken, the amendment was defeated. On motion of Ald. Fredericks and Sanford, these same sections were amended by changing the number of days for notification from ten to twenty.

The motion for second reading, as amended, was put and carried. Unanimous consent was not given by Council for third reading of the by-law.

**SUPPLEMENTARY
PERMITS**

On the subject of the supplementary permits issued for additional units in a building, Ald. Cote and Sanford moved that any subsequent application for additional units which is received after a permit has been granted by Council for developments in excess of \$100,000. in value, be referred to Council before granting of a supplementary permit. The motion carried.

REPORTS

The following monthly reports were approved by Council on motion of Ald. Sanford and Ritchie:

Building Inspector
Unightly Premises
Police Chief
Fire Chief
V.O.N.
Social Services

Ald. Smith asked why the property 4 Camden Street has been dropped from the unsightly premises report; Mr. Bayer said he would check on this property for the Alderman.

**CONTROL OF
DOG KENNELS**

Committee-of-the-Whole has recommended the drafting of a by-law with provisions for controlling the operation of dog kennels in the City and in view of the fact that members of the Dartmouth Kennel Club and other members of the public wish to speak on the subject of the proposed by-law, Ald. Kavanaugh and Day moved that the recommendations from Committee be referred to the Planning, Development & Operations Committee for discussion and for input from the public. Ald. Brennan noted that representatives from the Kennel Club would be prepared to speak on the

item at this meeting of Council, but they subsequently indicated that they would be willing to attend the P.D.O. meeting also. Ald. Walker suggested that the item should be well-publicized so that anyone wishing to be heard is given the opportunity. The motion to refer carried.

LEGISLATION RE SQUEALING OF TIRES

In response to a request from Ald. Fredericks for a report on legislation available to control drivers who squeal tires in residential areas, the Solicitor has recommended that at the next sitting of the Legislature, Section 156 of the City Charter be amended to deal specifically with this matter; Section 156 deals with the prevention of nuisances, but at present does not cover the problem in question. On motion of Ald. Fredericks and Ritchie, Council adopted the Solicitor's recommendation, as reported by the City Clerk.

N.S.T.U. REP.: LAKES ADVISORY BOARD

On motion of Ald. Sanford and Day, Council approved the appointment of Mr. Frank Dalziel as the N.S.T.U. representative on the Dartmouth Lakes Advisory Board, as recommended by the School Board.

AWARD TENDER: FRONT END LOADER

The following tenders have been received for the supply of a front end loader for the Works Dept.:

LaHave Equipment Co. Ltd. (Massey-Ferguson)	\$30,800.00
Baxter Equipment Ltd. (Michigan)	34,220.00
Industrial Machinery Co. Ltd. (Hough)	34,800.00
N. S. Tractors & Equipment Ltd. (Caterpillar)	35,000.00
Wilson Equipment Ltd. (Case)	35,220.00
Atmus Equipment Ltd. (Fiat-Allis)	40,000.00

Acceptance of the low bid, received from LaHave Equipment Co. Ltd., is recommended by the City Administrator and Council approved this recommendation on motion of Ald. Sanford and Walker.

WALKWAY: DOROTHEA DR.

On motion of Ald. Sanford and Walker, Council referred to the Planning, Development & Operations Committee, a report from Mr. Moir on the fencing of the rear portion of properties at 105 and 107 Dorothea Drive, which abut a walkway through the area. Ald. Hart requested that problems three and four, referred to in a letter from Mr. S. J. Crabtree of 105 Dorothea Drive, be referred to the Lakes Advisory Board since they pertain to erosion

and the destruction of trees in the wooded area. The motion to refer carried with Ald. Cote voting against.

**AWARD TENDERS
FOR SNOW PLOWING**

Tenders, as per the attached list, for the rental of equipment required by the City for snow plowing in the coming winter season, were considered by Council and Mr. Moir's report, recommending the awarding of tenders as outlined, was adopted on motion of Ald. Walker and Ibsen.

**AWARD TENDERS:
SNOW REMOVAL**

A similar report from Mr. Moir was before Council in connection with the attached list of tenders received for the rental of snow removal equipment for the coming winter, and it was adopted as presented on motion of Ald. Cote and Walker.

**AWARD TENDERS:
SALT SPREADING**

Tenders have been received as follows for the rental of three Tandem Axle trucks for spreading salt during the winter:

Nova Trucking Ltd.	\$800 per month
Charles E. Lowe	1,000 per month
Fred M. Dunphy Excavating	1,000 per month
Ray Wambolt Trucking & Excavating	1,200 per month
Terry Lahey	1,400 per month
Robert Gough	1,890 per month

Mr. Moir recommends to Council that the three trucks be obtained from the three low bidders, namely, Nova Trucking Ltd., C. E. Lowe, and Fred Dunphy Excavating. The recommendation was adopted on motion of Ald. Walker and Day. Ald. Sanford questioned the quotations received, suggesting that they are higher than they should be, taking into consideration the fact that the City will supply and pay for operating expenses over and above the amount of the bids.

**INCREASED RATES:
BRIDGE COMMISSION**

Council considered a report from Mr. Moir on the outcome of negotiations with representatives of the Halifax-Dartmouth Bridge Commission and the Public Service Commission on the fee increase to be established for water line purposes on the Angus L. MacDonald Bridge. A \$200. monthly fee has been negotiated, retroactive to July 1/75, and the Public Service Commission will increase the fee paid to the City of Dartmouth by a similar amount, subject to the approval of the Board of Commissioners of Public Utilities. Acceptance of this proposal is recommended to

Council and the recommendation was adopted on motion of Ald. Sanford and Day.

REQUEST FOR REFERRAL TO REC. ADV. BOARD The Recreation Advisory Board has requested that recommendations from other City Boards and Committees, involving recreation areas and facilities, be referred to the Board for their consideration and comments. Council approved this request on motion of Ald. Sanford and Day.

TERMS OF REFERENCE: REC. ADV. BOARD In discussing their terms of reference, as set out in By-law C-279, the Recreation Advisory Board has requested that future plans for the development of new areas and subdivisions be forwarded to the Board for observation and recommendation. Ald. Walker and Sanford moved that the request be approved, but Ald. Sanford suggested that there should be some time limit set so that development proposals are not unduly delayed by referral to the Board for recommendation. Ald. Ritchie questioned the process to be followed in making referrals to the Board and on his motion, seconded by Ald. Day, the matter was referred back to the Board for further clarification of this point.

RECREATIONAL AREAS: MANOR PARK SUBDIVISION On motion of Ald. Sanford and Walker, Council referred to the Finance & Social Services Committee, a request from the Recreation Advisory Board that consideration be given the purchase of land in the Manor Park Subdivision for active recreational use.

APPOINT MEMBER: RINK COMMITTEE The Recreation Advisory Board requests that Council consider the appointment of a Board member to the Rink-Sports Complex Committee, and on motion of Ald. Ritchie and Ibsen, this matter was received and filed. It was noted that Mr. L. Atkinson is already a member of this Committee.

CITY-OWNED PROPERTIES

A report from the committee appointed to deal with City-owned properties was presented and Council adopted the report on motion of Ald. Sanford and Hart. Ald. Walker and Ibsen questioned the fact that action has been taken on several properties without Council having an opportunity to first

consider the recommendations of the committee. The Mayor commented on the properties in question.

INQUIRIES:

ALD. RITCHIE

Ald. Ritchie advised that a garage is being operated at 21 Crawford Street where an oil fire has already occurred; he asked to have the situation looked into further.

He said that nothing has been done to improve the unsightly premises at 29 Chadwick Street and suggested that the building should be closed.

Ald. Ritchie advised that Mr. Brown, owner of the property at 29 Ronfrow Street, has asked what can be done about the portion of his property over which a storm sewer easement was taken.

ALD. GREENOUGH

Ald. Greenough asked what Council can do to assist the Prince Andrew Student Council representatives who are attempting to have a pedestrian overpass provided at the intersection of Main Street and Caledonia Road. The Mayor reported on her meeting with Sgt. Fraser to discuss this situation, suggesting that it will be necessary to have the traffic lights in operation at this intersection before we can determine where pedestrians are having difficulty in crossing. She provided figures on the cost of a sidewalk installation along the section of Caledonia Road from Main Street to Dumbarton Ave. on the side of the street next to the Kinsmen Rink and Caledonia School. Asphalt sidewalk is estimated to cost \$20,000. as compared with a cost of \$35,000. for concrete sidewalk. She said that the Engineering Dept. is prepared to start work on the sidewalk immediately if Council decides to proceed with the project. Ald. Greenough and Day moved the approval of a \$20,000. over-expenditure to cover the cost of installing asphalt sidewalk from Main Street to Dumbarton Ave. on Caledonia Road.

CALEDONIA SIDEWALK:
FIRST APPROVAL

Ald. Kavanaugh opposed the motion, suggesting instead that staff be authorized to install the foundation for concrete sidewalk along the section of street proposed and provide a walking surface with a layer of crushed gravel for the present time; the

concrete sidewalk could then be completed in the spring. Ald. Tbsen spoke in support of the motion which carried with Ald. Fredericks and Kavanaugh voting against. Ald. Greenough suggested that extra Traffic Police should be assigned to this particular intersection during periods of heavy traffic; the Mayor agreed.

ALD. HART

In connection with correspondence with the Provincial Traffic Authority on the subject of safety problems associated with the pedestrian overpass at Graham's Corner, Ald. Hart requested that consideration also be given to similar problems with the overpass in the City's north end which crosses over Victoria Road.

ALD. BRENNAN

Ald. Brennan requested that the following four inquiries be taken up with Sgt. Fraser of the Police Dept.:

- 1) the requirement and feasibility for establishing flashing lights at Maple and Thistle Street.
- 2) the same assessment in terms of the trees at the corner of Victoria Road & Ochterloney Street.
- 3) the requirement and feasibility of a four-way stop at Newcastle Street and Old Ferry Road.
- 4) complaints received concerning Sunday parking on Brookside Ave.

ALD. SMITH

Ald. Smith asked what is being done to enforce the City's by-law which prohibits littering. He said there are no prosecutions taking place under this by-law and it does not appear to be functioning to any advantage at present. He said he would like all members of Council to have a copy of By-law C-119 and he suggested that the by-law should be publicized so that people are made aware of its requirements. Mr. Moir said he would take this matter up further at the next staff meeting.

Ald. Smith questioned whether the Nuisance By-law is being enforced either; Mr. Drury pointed out that a complainant is required before action can proceed under the by-law.

ALD. KAVANAUGH

Inquiries from Ald. Kavanaugh were as follows:

- 1) concerning development of the Conrad property on Graham Road; the Mayor advised that no building permit application has yet come to Council.
- 2) what is the status of the 107 by-pass study; Mr.

Zwicker reported that it has been held up for an environmental impact and assessment study.

- 3) he asked for a report on the status of plans for widening Portland Street from Bruce St. to the City limits. Mr. Zwicker reported that the design work is being done and Mr. Moir commented on the right-of-way plan requested from the City Engineer so that property acquisitions can proceed as soon as possible.
- 4) asked for the reaction of the Bridge Commission to the idea of a single return-trip token for use on the bridges; the Mayor said she would check to see if a report is on file concerning the Alderman's suggestion which was brought up at the Commission meeting.
- 5) what is the status of the by-law requested which would require contractors to obtain a license to operate; Mr. Drury noted that such a by-law cannot be drafted without first obtaining legislation.
- 6) when might sewer and water services be installed on Alpine Drive; the Mayor indicated that development may be taking place in this area which would result in services being provided.
- 7) concerning the completion of sidewalk on Mount Edward Road; Mr. Moir explained what is being done to have this work finished immediately.
- 8) he asked about the possibility of a Province-wide Police strike; the Mayor stated that the Dartmouth police force does not intend to participate in any walk-out called by the Association leader. She felt that Mr. Ross has acted irresponsibly in this situation and suggested that the local members of PANS do not share his views on strike action.
- 9) he asked if the Solicitor is preparing a report on wage and price controls; Mr. Moir explained that this cannot be done until staff has seen the legislation.
- 10) having been asked by Ald. Kavanaugh about the status of negotiations with the owner of DTS, the Mayor advised that negotiations are in abeyance at present in view of several factors under consideration. A report is likely to be made to Council within the next two weeks.
- 11) Ald. Kavanaugh asked to be taken off the Natal Day Committee, advising that Ald. Walker is willing to replace him as a member of the Committee.
- 12) Mr. Moir said he would check on an additional question from Ald. Kavanaugh concerning the reports requested from Chief Smith, the Fire Chief and the Planning Director re a second entrance to the Farview Farms Subdivision through the street constructed from Kathy Cross Drive.

ALD. FREDERICKS

The following inquiries were made by Ald. Fredericks:

- 1) asked to have Everette Street cleaned up by the company hauling fill to the Bonnie Brae trailer park.

- 2) he suggested that the contractor who built the addition to the boiler unit, across from the new hospital building on Pleasant Street, should be responsible for replacing the curb and dirt sidewalk torn out while the work was in progress; he asked to have the Works Dept. look at the flooding situation there as well.
- 3) concerning the recreation room which was to have been included in the Colenso Bowles Rink; Mr. Moir said that it will be looked after by the Engineering Dept. He agreed to try and arrange a meeting re the use of the Woodside Fire Hall as soon as possible.
- 4) inquiry as to the status of negotiations for a property to be acquired for the purpose of providing additional space in conjunction with the Police Dept. Mr. Moir said he would attempt to continue negotiations with the property owner in question.

ALD. WALKER

Ald. Walker noted that work is underway on the Conrad property on Garshan Road; Mr. Moir agreed to check on this further.

ALD. SANFORD

Ald. Sanford asked if store closing legislation is to be sought by the City; Mr. Drury said it is included in the legislation file for the February sitting of the House.

Ald. Sanford's second inquiry concerned responsibility for repairs to the fencing at the public housing development on Lahey Road. The Mayor explained that this matter would come under the jurisdiction of the Dartmouth Housing Authority on which Council does not have representation. Mr. Moir agreed that the Alderman's inquiry can be brought to the attention of the Authority. Ald. Sanford requested that the Mayor report back to Council on the City's representation when new appointments are made to the Authority.

ALD. COTE

Ald. Cote asked why three notices are being sent out to the owners of unsightly premises before Council is able to take action through a resolution. Mr. Moir explained that it may be possible to act more effectively in these situations under the Use & Maintenance By-law once it has received Provincial approval.

Ald. Cote asked for further information on the allocation of ice time for minor hockey on the three ice surfaces available. Ald. Cote said he wished to know the reasons why recent changes

in this connection took place.

Ald. Cote also questioned the effectiveness of By-law C-119 in dealing with problems of littering, and he asked if consideration might be given the idea of having the parking meter attendants enforce the anti-litter by-law. Mr. Moir said he would be taking this subject up further at the next staff meeting.

Ald. Cote asked about the pole located in the centre of the Crichton Park Road intersection and was advised by Mr. Moir that this matter was reported at the Utility Co-ordinating Committee meeting; he said he would check to see where it stands now.

ALD. DAY

Ald. Day noted that the building at 32 Fairbanks Street has not been torn down yet. Mr. Moir explained that clearances are required from mortgage holders and efforts are being made to get these.

Mr. Moir said he would discuss with Ald. Day, the problems concerning Dartmouth Machine on Newcastle Street.

ALD. IBSEN

Ald. Ibsen requested that the Building Inspector look at unsightly premises at 173 and 175 Main Street, also at the property on the south-east corner of Mount Edward Road and Lucien Drive.

He asked if there is anything further yet from the Industrial Commission on the proposal for setting the Commission up as a body separate from City Council. Mr. Moir explained that this idea is still under study.

Ald. Ibsen asked if crosswalk guards could not be provided with signs which they could carry for their own protection, warning motorists that they are approaching a crosswalk.

NOTICES OF MOTION: The following notices of motion were given for the next
ALD. IBSEN regular Council meeting:

- 1) Ald. Ibsen: a) That the Planning, Engineering, and Recreation Departments do a study of the possibility of developing a recreation area on the north-east side of Lake Charles.

The area to be studied will be that property owned by the City and its total potential as to people use by these departments.

The study to show cost of clearing a portion of shore line for beach purposes.

The study to show cost for clearing trails for fitness walks.

The study to show cost of access to area from Lakeview Drive.

The study to project the possibilities of developing this area in conjunction with the Shubie Canal.

The study to show the possible protection this type of development will afford to the environmental protection of Lake Charles.

- b) When installing curbs on City streets by the City Works Dept., the area between the curb and property line be filled with material of a nature that will support the growth of grass and not, as is the practice now, of filling with gravel; this to be done in an effort to beautify our City streets.

ALD. WALKER

- 2) Ald. Walker: will ask that Council seek legislation in regard to increasing membership from one to two members representing Dartmouth on the Halifax-Dartmouth Bridge Commission.

ALD. KAVANAUGH

- 3) Ald. Kavanaugh: will ask Council to instruct the Traffic Division of the Police Dept. to undertake a crosswalk safety education program, with a view of educating pedestrians as well as drivers on the merits of making effective use of crosswalks.

ALD. BRENNAN

- 4) Ald. Brennan: will ask Council to consider the implementation of corner ramps in commercial zones over a five-year program to serve wheelchairs.

PASS BILLS

All bills were passed for payment on motion of Ald. Sanford and Ibsen.

Having completed the remainder of the November 4th agenda, Council proceeded with the agenda prepared for this date.

MINUTES

The minutes of meetings held on October 14th, 21st, and 27th were approved as circulated on motion of Ald. Ibsen and Day.

RECONSIDERATION:
ALD. KAVANAUGH

In keeping with the notice of reconsideration given at the November 4th meeting, Ald. Kavanaugh now moved that Council reconsider its decision to notify the Chairman of the Public Utilities Board of the action taken by Council at the October 27th meeting. The motion to reconsider, seconded by Ald. Smith, was defeated by a vote of 7 to 5 with Ald. Cote, Kavanaugh, Brennan, Greenough, and Ritchie voting in favour.

LETTER RE
BUS SHELTER

On motion of Ald. Sanford and Fredericks, Council referred a letter from the Dartmouth South NDP re the bus shelter at City

Hall, to the Finance & Social Services Committee for consideration.

LEGISLATION: A submission from Ald. Fredericks has been circulated with
BILLS 127,141,146 copies of the proposed Provincial bills 127, 141, and 146. It was moved by Ald. Sanford and Ibsen that the submission be referred to the Finance & Social Services Committee for consideration. Ald. Fredericks, Kavanaugh and Cote felt that Council should deal with the item at a special meeting instead of referring it to Committee. When the motion was put, it carried with Ald. Hart, Brennan, Greenough, Fredericks, and Cote voting against.

FUNDS FOR LAKES & PONDS In a letter to Council, Ald. Greenough has proposed the approval of a \$20,000. over-expenditure to make funds available for the purpose of cleaning up debris from lakes and ponds while Lakes MicMac and Banook are at their present low level. Ald. Greenough referred in particular to the end of Red Bridge Pond near Chrysler Ave., where there is an accumulation of debris, and he moved that Council approve a \$20,000. over-expenditure for the purpose recommended; the motion was seconded by Ald. Walker.

FIRST APPROVAL Ald. Ritchie and Walker spoke in support of the motion, but some Council members were in favour of referring the matter to the Lakes Advisory Board for input on the type of clean-up operation which should be undertaken. A motion to refer to the Board, before taking any further action, as moved by Ald. Fredericks and Kavanaugh, was defeated. The original motion carried and having approved the over-expenditure, Council then proceeded to refer Ald. Greenough's proposal to the Lakes Advisory Board for a report to the first December Council meeting (to be considered in conjunction with second approval of the over-expenditure) on procedures for cleaning up debris from the lakes and ponds so that the water quality of the lakes is not affected. A motion to this effect, moved by Ald. Kavanaugh and seconded by Ald. Ibsen, carried with Ald. Walker voting against.

Ald. Brownlow asked if it is necessary to have over-expenditures referred to the Finance Committee for approval, now that the two-committee system is back in operation. Mr. Drury indicated that referral to the Committee will now be required.

Council agreed to continue meeting beyond the hour of 11:00 p.m., on motion of Ald. Ibsen and Day.

ISSUING
RESOLUTIONS

On motion of Ald. Fredericks and Walker, Council approved an Issuing Resolution for \$121,830.64 (Sewers - Wildwood), a copy of which is attached.

A revised issuing resolution for \$4,170,000. for General purposes, was also approved, on motion of Ald. Sanford and Ritchie, as per the attached copy.

PETITION:
MONIQUE AVE.

As directed by Council, City staff have considered the petition from residents of Monique Ave. requesting that the City provide a second access to the Gray Arena parking lot and enlarge the existing parking lot to accommodate cars. Mr. Moir now recommends that a driveway to Farthington Place be approved as the location for a second access and exit to the Gerald B. Gray Arena area, and that the parking lot be lined, thereby indicating the exact location for the parking of 55 cars. An over-expenditure of \$10,500. would be required to complete these recommendations.

FIRST APPROVAL

Ald. Sanford and Ritchie moved first approval of the necessary over-expenditure for this purpose. Ald. Fredericks felt that the expenditure should be included instead in the 1976 capital budget; his motion to this effect was not seconded. Ald. Hart commented on the problems being experienced by Monique Ave. residents as a result of heavy traffic to and from the rink, parking on the street, noise, etc. Ald. Groenough supported the motion also and when the vote was taken, the motion carried with Ald. Fredericks voting against.

DOMESTIC SEWER:
SUTHERLAND TCE.

Council considered a report from Mr. Moir recommending authorization for a \$4,000. expenditure to provide domestic sewer

service to three properties on Sutherland Terrace, as requested by the Dept. of Public Health. Council approved the expenditure as recommended, on motion of Ald. Walker and Day.

AWARD TENDER: The following tenders have been received for the canteen
CANTEEN CONCESSION concession at the C. W. Bowles Arena:

Mr. C. Phillips, 5 Ambercrest Pl., Dart.	\$1300. per annum
Mr. N. Kostoks, Abbot Dr., Hfx.	1003. " "

Mr. Moir recommends acceptance of the tender from Mr. C. Phillips on the basis that the concession would be awarded for a three-year period as in the case of the Gerald B. Gray Arena. Council adopted the recommendation on motion of Ald. Sanford and Kavanaugh.

**EXEMPTION FOR
SEWER EASEMENT**

Council was advised by Mr. Moir of a request from Mrs. P. Earle, the owner of property at 42 Major Street, for exemption from sewer frontage charges in the amount of \$225.04 (plus \$69.20 interest) outstanding on her property, in consideration of an easement granted the City. Approval of the request has been recommended and Council adopted the recommendation on motion of Ald. Sanford and Ibsen.

DEVELOPMENT PLAN: On motion of Ald. Sanford and Walker, Council referred to
FORMER DUMP PROPERTY the Planning, Development & Operations Committee, a development plan proposal for the former dump property on MacMac Blvd.

CSS ACADIA

As requested by Ald. Ibsen, Council agreed to have an item added at this time on the subject of the CSS Acadia, as recommended by the Tourist Commission. The Commission requests that a telegram be forwarded to appropriate Federal and Provincial Ministers, expressing the desire of the Commission to have the CSS Acadia remain in Dartmouth as a tourist attraction for the City. Information is also requested on the cost of acquiring the ship and on monies which may be available through a Federal department for maintaining the ship as a tourist attraction. Council approved the recommendation of the Commission on motion of Ald. Ritchie and Kavanaugh.

City Council, Nov. 18/75.

Page 16 .

PLAY AREAS:
GASTON RD.

On motion of Ald. Fredericks and Sanford, Council referred
an item on play areas for the Gaston Road district, to the
Planning, Development & Operations Committee for consideration.
Meeting adjourned.

N. C. Cohoon,
City Clerk.

CITY OF DARTMOUTH

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 842 817
DARTMOUTH, NOVA SCOTIA

B2Y 3Z3

October 30, 1975

Her Worship the Mayor and
Members of City Council
City of Dartmouth, N. S.

Dear Madam and Sirs:

Tenders have been received for the supply of rental equipment required by the City of Dartmouth for snow plowing for the coming winter season. Tenders were requested on rental rates for rubber-tired front-end loaders equipped with one-way plows and standard type road graders with 14" blades. The specifications provided that loaders and graders would be paid for on a monthly retainer of \$425 for the period from December 1, 1975 to March 31, 1976.

In addition to the monthly retainer, an hourly rate payment will be made while equipment is in use. The hourly rate is the same for nights, weekends, and no overtime rates are paid.

The equipment is supplied with operator and the equipment and operator are available at all times during the rental period. All maintenance and operating costs including insurance are furnished by the owner.

Attached is a list of the companies who submitted tenders, including the type of equipment offered, and the hourly rates. Tenders received have been checked by the Engineering Department.

It is recommended that the tender for graders received from Trynor Construction Co. Ltd., Ocean Contractors Limited, and Municipal Spraying & Contracting Limited be accepted. This would total eight graders at the hourly rates shown on the list.

It is further recommended that the tenders for loaders be accepted from L.J. Casavechia Contracting

(over)





2.

Mayor & Members of City Council

October 30, 1975

Limited, Woodlawn Construction Limited, Trynor Construction Co. Ltd., and Municipal Spraying & Contracting Limited at the hourly rates shown. This will make a total of sixteen pieces of equipment for the winter season 1975-76. In the season 1974-75, fifteen pieces of equipment were rented.

Respectfully submitted,

C. A. Moir (7x6-77c)
C. A. Moir,
City Administrator

CAM:mgm
enc.

19.

CITY OF DARTMOUTH

TENDERS RECEIVED FOR SNOW PLOWING EQUIPMENT

GRADERS W/14 FOOT BLADES

TRYNOR CONSTRUCTION CO. LTD.
OCEAN CONTRACTORS LTD.

MUNICIPAL SPRAYING & CONTRACTING LTD.

CATERPILLAR MODEL 12	\$ 45.00	HOUR
CATERPILLAR MODEL 12F	36.00	HOUR
CATERPILLAR MODEL 12F	35.00	"
CATERPILLAR MODEL 12	43.00	"
CATERPILLAR MODEL 12	43.00	"
CATERPILLAR MODEL 12	43.00	"
CATERPILLAR MODEL 12	43.00	"
CATERPILLAR MODEL 12	43.00	"
CATERPILLAR MODEL 140	60.00	"

STEED & EVANS (MARITIMES) LTD.

LOADERS W/ONE WAY SNOW PLOW

L.J. CASAVECHIA CONTRACTING LTD.

CATERPILLAR MODEL 950	33.00	HOUR
CATERPILLAR MODEL 950	33.00	"
HOUGH MODEL H65	43.00	"
HOUGH MODEL H70	43.00	"
HOUGH MODEL H90	45.00	"
CATERPILLAR MODEL 966	45.00	"
CATERPILLAR MODEL 966	45.00	"
CATERPILLAR MODEL 966	45.00	"

WOODLAWN CONSTRUCTION LTD.

TRYNOR CONSTRUCTION CO. LTD.

MUNICIPAL SPRAYING & CONTRACTING LTD.

CITY OF DARTMOUTH

TENDER FOR

RENTAL EQUIPMENT REQUIRED FOR SNOW PLOWING

1. Sealed envelopes marked on the outside of the envelope "TENDER FOR SNOW PLOWING EQUIPMENT" to be in the office of the undersigned on or before 4:00 P.M. Thursday, September 11th, 1975.
2. EQUIPMENT REQUIRED:
 - A. Rubber tired front end loaders, equipped with one-way plows.
 - B. Road graders standard type - 14 foot blade.
3. Payment for loaders and graders will be on the basis of a monthly retainer of \$425.00 plus hourly rental payment while equipment is in use. The hourly rental rate will not change for night or week-end use and no overtime rates will be paid.
4. The period equipment is required will be from December 1st, 1975 to March 31st, 1976.
5. Equipment to be supplied with operator. Equipment and operator must be available at all times during rental period.
6. All maintenance and operating supplies including gasoline, oil, etc are to be furnished by the owner.
7. All equipment must pass City of Dartmouth inspection and all equipment is to be covered by Public Liability and Property Damage insurance. If required, proof of insurance is to be supplied.
8. Tenders submitted must show hourly rate required, also include information on qualification of operator, description of equipment including manufacturer, model, year, type and size of plow.
9. The City of Dartmouth reserves the right to reject any or all tenders or accept any tender which is considered in its best interest.

W.M. Whitman,
Purchasing Agent

Show required information below including hourly rate on attached sheet.
RETAIN ONE COPY OF TENDER FOR YOUR RECORDS.

NAME OF COMPANY
OR INDIVIDUAL

ADDRESS
.....
.....

SIGNED

CITY OF DARTMOUTH

22

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 548 817
DARTMOUTH, NOVA SCOTIA

B2Y 3Z3

October 30, 1975

Her Worship the Mayor and
Members of City Council,
City of Dartmouth, N. S.

Dear Madam and Sirs:

Tenders were recently received and opened for the supply of equipment required for snow removal for the coming winter season. Rental rates were requested on both equipment and trucks.

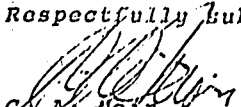
We do not pay a monthly retainer for equipment or trucks used for snow removal. Payment is made on the basis of straight hourly rate with no overtime for nights or weekends. All equipment and trucks are supplied with operators or drivers and all maintenance and operating supplies, including gasoline, etc., and insurance are furnished by the equipment or truck owners.

Attached is a list of the companies or individuals who submitted tenders for the supply of equipment for snow removal. The hourly rates are also given.

It is recommended that the equipment or trucks offered by these companies or individuals be used by the City of Dartmouth during the coming winter season for snow removal with the stipulation that, whenever possible, we use equipment or trucks offered by the City of Dartmouth companies or individuals and that prices will also be taken into consideration in the rental of this snow removal equipment.

The equipment listed on the attached sheet is basically used for snow removal and should not be confused with the equipment rented for snow plowing, which is the subject of a further report.

Respectfully Submitted,


C.A. MOIR,
City Administrator

CAM:mgm
enc.



CITY OF DARTMOUTH

TENDERS RECEIVED FOR RENTAL EQUIPMENT FOR

SNOW REMOVAL

TRYNOR CONSTRUCTION CO. LTD.
STEED & EVANS (MARITIMES) LTD.

TERRY L. LAHEY
DURHAM MACHINERY CO. LTD.

DUNPHY BROS. EXCAVATING

JOHN H. KANE
ROBERT YUILLE
FRANK HAGEN
ROBERT CLARKE
PAUL R. MOUNT
WOODLAWN CONSTRUCTION LTD.

FRED M. DUNPHY
THOMAS K. SMITH
L.J. CASAVECHIA CONTRACTING LTD.

CHARLES E. LOWE
T. MACFARLANE CONSTRUCTION LTD.
R. WAMBOLT TRUCKING

ALLEN & BILLS TRUCKING
EARL MACDONALD
A.J. SHEAVES
ARTHUR J. DALRYMPLE
CROSS TRUCKING
ANDREW F. MACEACHERN
BRIAN G. COX

CATERPILLAR MODEL 966C LOADER W/4 CY.BUCKET	\$ 45.00	HOUR
HOUGH MODEL 80 LOADER W/BUCKET	60.00	"
TANDEM AXLE DUMP TRUCKS	22.50	"
(3) TANDEM AXLE DUMP TRUCKS W/SIDE BOARDS	18.50	"
(3) MICHIGAN LOADER W/2 CY BUCKET	20.00	"
(3) TANDEM AXLE DUMP TRUCKS W/SIDE BOARDS	16.00	"
(3) SINGLE AXLE " " "	12.00	"
(2) TANDEM AXLE DUMP TRUCKS	16.00	"
(1) SINGLE AXLE " "	10.50	"
TANDEM AXLE DUMP TRUCK W/SIDE BOARDS	15.00	"
TANDEM AXLE DUMP TRUCK	15.00	"
TANDEM AXLE DUMP TRUCK W/SIDE BOARDS	16.00	"
TANDEM " " " " "	16.00	"
TANDEM " " " " "	16.00	"
TANDEM AXLE DUMP TRUCKS	20.00	"
SINGLE " " "	15.00	"
(3) TANDEM AXLE DUMP TRUCKS W/SIDE BOARDS	16.00	"
TANDEM AXLE DUMP TRUCK	16.00	"
TANDEM AXLE DUMP TRUCKS W/SIDE BOARDS	19.00	"
SINGLE " " " " "	14.00	"
TANDEM " " TRUCK W/ " "	16.00	"
TANDEM " " " " "	18.00	"
TANDEM AXLE DUMP TRUCK	16.00	"
SINGLE " " "	11.00	"
TANDEM " " "	16.00	"
(2) TANDEM AXLE DUMP TRUCK	16.00	"
(2) " " " " "	18.00	"
TANDEM AXLE DUMP TRUCK W/SIDEBOARDS	15.00	"
TANDEM " " " " "	16.00	"
TANDEM " " " " "	17.00	"
TANDEM " " " " "	16.00	"

CITY OF DARTMOUTH

TENDER FOR

RENTAL EQUIPMENT REQUIRED FOR SNOW REMOVAL

1. Sealed envelopes marked on the outside of the envelope "TENDER FOR SNOW REMOVAL EQUIPMENT" to be in the office of the undersigned on or before 4:00 P.M. Thursday, September 11th, 1975.
2. EQUIPMENT REQUIRED:
 - A. Rubber tired front end loader with minimum 2 C.Y. bucket.
 - B. Tandem axle dump trucks with side boards.
 - C. Single axle dump trucks with side boards.
3. Payment for loaders and trucks will be on the basis of quoted hourly rates and paid only while equipment is in use. The hourly rental rate will not change for night or weekend use and no overtime rates will be paid. No retainer will be paid.
4. The period covered by the tender will be from December 1st, 1975 to March 31st, 1976.
5. Loaders and trucks to be supplied with operators.
6. All maintenance and operating supplies including gasoline, oil, etc. are to be furnished by the owner.
7. All equipment must pass City of Dartmouth inspection and must be covered by Public Liability and Property Damage insurance. If required, proof of insurance is to be supplied.
8. Tenders submitted must show hourly rate required. Also include information on qualification of operator or driver and description of equipment or trucks including manufacturer, year, model, size of bucket, GVW of truck and if equipped with sideboards.
9. The City of Dartmouth reserves the right to reject any or all tenders or accept any tender which it considers in its best interest.

W.M. Whitman,
Purchasing Agent

Show required information below including hourly rate on attached sheet.
Retain one copy of tender for your records.

NAME OF COMPANY
OR INDIVIDUAL

ADDRESS (Individuals show permanent place of residence)

.....
.....
.....

SIGNED

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Five Hundred Thirty-six Thousand Dollars (\$536,000) for the purpose of constructing, altering, extending or improving public sewers or drains or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the City Council on the 5th day of January, 1971, the Council, with the approval of the Minister of Municipal Affairs dated the 2nd day of October, 1971, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Five Hundred Thirty-six Thousand Dollars (\$536,000) for the purpose set out above;

AND WHEREAS it is now deemed necessary to issue and sell debentures and to repay the Bank a portion of the sum so borrowed;

BE IT THEREFORE RESOLVED

THAT one (1) debenture of the City for One Hundred Twenty-one Thousand Eight Hundred Thirty Dollars and Sixty-four Cents (\$121,830.64) be issued and sold;

THAT the debenture be numbered 75-B-1;

THAT the debenture be payable as follows:

<u>PAYMENT NUMBER</u>	<u>DATE DUE</u>	<u>PRINCIPAL</u>	<u>INTEREST</u>	<u>TOTAL</u>
1	July 1, 1975	\$ 2,730.75	\$ 11,994.22	\$ 14,724.97
2	July 1, 1976	2,942.94	10,097.82	13,040.76
3	July 1, 1977	3,171.62	9,025.80	12,197.42
4	July 1, 1978	3,418.06	8,779.36	12,197.42
5	July 1, 1979	3,683.66	8,513.76	12,197.42
6	July 1, 1980	3,969.89	8,227.53	12,197.42
7	July 1, 1981	4,278.37	7,919.05	12,197.42
8	July 1, 1982	4,610.81	7,586.61	12,197.42
9	July 1, 1983	4,969.09	7,228.33	12,197.42
10	July 1, 1984	5,355.20	6,842.22	12,197.42
11	July 1, 1985	5,771.32	6,426.10	12,197.42
12	July 1, 1986	6,219.77	5,977.65	12,197.42
13	July 1, 1987	6,703.07	5,494.35	12,197.42
14	July 1, 1988	7,223.92	4,973.50	12,197.42
15	July 1, 1989	7,785.25	4,412.17	12,197.42
16	July 1, 1990	8,390.19	3,807.23	12,197.42
17	July 1, 1991	9,042.13	3,155.29	12,197.42
18	July 1, 1992	9,744.74	2,452.68	12,197.42
19	July 1, 1993	10,501.94	1,695.48	12,197.42
20	July 1, 1994	11,317.92	879.44	12,197.36
		<u>\$121,830.64</u>	<u>\$125,488.59</u>	<u>\$247,319.23</u>

THAT the said principal and interest be payable at any office of the Royal Bank of Canada at Dartmouth, Province of Nova Scotia, and at the principal office of the said Bank in either of the Cities of Halifax, Province of Nova Scotia, Toronto or Ottawa, Province of Ontario, at the option of the holder, the said interest to be at the rate of seven and five-eighths (7 5/8%) per centum per annum calculated semi-annually and payable annually the first instalment of principal and interest to be in the sum of Fourteen Thousand Seven Hundred Twenty-four Dollars and Ninety-seven Cents (\$14,724.97) due and payable on the First day of July, 1975, and the second instalment of principal and interest to be in the sum of Thirteen Thousand Forty Dollars and Seventy-six Cents (\$13,040.76), due and payable on the First day of July, 1976, and the subsequent instalments of blended principal and interest to be in the sum of Twelve Thousand One Hundred Ninety-seven Dollars and Forty-two Cents (\$12,197.42) for the third to nineteenth inclusive instalments due and payable on the First day of July, 1977, to and including the First day of July, 1993, and the final or twentieth instalment of blended principal and interest to be in the sum of Twelve Thousand One Hundred Ninety-seven Dollars and Thirty-six Cents (\$12,197.36), due and payable on the First day of July, 1994;

THAT the Mayor of the City sign the debenture or have it impressed with a facsimile of his signature and the Clerk of the City countersign the debenture that they seal it with the seal of the City, and the Clerk sign the interest coupons or have them impressed with a facsimile of his signature;

THAT the amount borrowed from the Bank be repaid out of the proceeds of the debenture when sold.

APPROVED
AS TO FORM

[Signature]
SOLICITOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a meeting of the Council of the City of Dartmouth held on the 18 day of *Nov*, 1975.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 25 day of *Nov*, 1975.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i>	
Deputy Minister	
APPROVED this 27th day of <i>Nov</i> 1975	
<i>[Signature]</i>	
Minister of Municipal Affairs	

[Signature] MAYOR

[Signature] CLERK



Province of Nova Scotia

Department of Municipal Affairs

P.O. Box 216, Halifax, Nova Scotia B3J 2M4

GRANTS AND FINANCE DIVISION

December 5, 1975

*Cameron Hunter
Baker*


Mr. N. C. Cohoon
City Clerk
City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia

Dear Mr. Cohoon:

RE: Issuing Resolution - \$4,170,000 - General Purposes - amended

Enclosed please find a copy of the above mentioned resolution, which was passed by your Council on November, 18, 1975, and bears the approval of the Minister of Municipal Affairs dated November 27, 1975.

Yours truly,


A. A. Cameron
Advisor
Municipal Grants & Finance

/dab
encl.

City of Dartmouth
Issuing Resolution - amended
\$4,170,000 - General Purposes

WHEREAS by resolution passed by the City of Dartmouth on the 7th day of October, 1975, provision was made to issue and sell debentures in the principal amount of Four Million One Hundred Seventy Thousand Dollars (\$4,170,000) for general purposes;

AND WHEREAS by paragraphs sixty-five (65), sixty-six (66), and sixty-seven (67) it was resolved that the said debentures would be issued in denominations of One Thousand (\$1,000) Dollars each, be numbered 75-A-001 to 75-A-4170 inclusive, and bear interest at the rate of ten and three-quarters (10 3/4%) per centum per annum;

AND WHEREAS it is deemed necessary to amend the said resolution and exchange a portion of the said debentures of the denomination of One Thousand (\$1,000) Dollars each to debentures of larger denominations as hereinafter set out;

BE IT THEREFORE RESOLVED that paragraphs sixty-five (65), sixty-six (66), and sixty-seven (67) of the resolution passed by the said City Council on the 7th day of October, 1975, and approved by the Minister of Municipal Affairs on the 15th day of October, 1975, be deleted and the following paragraphs be substituted therefore;

"

BE IT THEREFORE RESOLVED

65. THAT One Thousand Eighty (1,080) debentures of the said City for One Thousand (\$1,000) Dollars each, One Hundred Seventy-eight (178) debentures of the said City for Five Thousand (\$5,000) Dollars each, Five (5) debentures of the said City for Ten Thousand (\$10,000) Dollars each, Forty-four (44) debentures of the said City for Twenty-five Thousand (\$25,000) Dollars each, Nine (9) debentures of the said City for Fifty Thousand (\$50,000) Dollars each, Six (6) debentures of the said City for One Hundred Thousand (\$100,000) Dollars each be accordingly issued and sold;

66. THAT the said debentures be numbered 75-A-001 to 75-A-1322 inclusive, be dated the 15th day of November, 1975, and the said debentures shall have denominations in accordance with the following schedules:

Debentures Numbered

75-A- 001 to 75-A- 048
75-A- 078 to 75-A- 125
75-A- 155 to 75-A- 202
75-A- 232 to 75-A- 279
75-A- 309 to 75-A- 356
75-A- 386 to 75-A- 443
75-A- 454 to 75-A- 456
75-A- 461 to 75-A- 493
75-A- 514 to 75-A- 516
75-A- 527 to 75-A- 529
75-A- 534 to 75-A- 671
75-A- 680 to 75-A- 927
75-A- 930 to 75-A-1082
75-A-1085 to 75-A-1182
75-A-1192 to 75-A-1294

be issued in the denomination of One Thousand (\$1,000) Dollars each;

Debentures Numbered

75-A- 049 to 75-A- 074
75-A- 126 to 75-A- 151
75-A- 203 to 75-A- 228
75-A- 280 to 75-A- 305
75-A- 357 to 75-A- 382
75-A- 444 to 75-A- 445
75-A- 494 to 75-A- 505
75-A- 672 to 75-A- 674
75-A- 928
75-A-1183 to 75-A-1188
75-A-1295 to 75-A-1318

be issued in the denomination of Five Thousand (\$5,000) Dollars each;

Debentures Numbered

75-A- 446
75-A- 506
75-A-1319 to 75-A-1321

be issued in the denomination of Ten Thousand (\$10,000) Dollars each;

Debentures Numbered

75-A- 075 to 75-A- 076
75-A- 152 to 75-A- 153
75-A- 229 to 75-A- 230
75-A- 306 to 75-A- 307
75-A- 383 to 75-A- 384
75-A- 447 to 75-A- 452
75-A- 457
75-A- 507 to 75-A- 513
75-A- 517 to 75-A- 525
75-A- 530
75-A- 675 to 75-A- 679
75-A- 929
75-A-1083
75-A-1189 to 75-A-1190
75-A-1322

be issued in the denomination of Twenty-five (\$25,000) Thousand Dollars each;

Debentures Numbered

75-A- 077
75-A- 154
75-A- 231
75-A- 308
75-A- 385
75-A- 453
75-A- 458
75-A- 526
75-A- 531

be issued in the denomination of Fifty Thousand (\$50,000) Dollars each;

Debentures Numbered

75-A- 459 to 75-A- 460
75-A- 532 to 75-A- 533
75-A-1084
75-A-1191

be issued in the denomination of One Hundred Thousand (\$100,000)
Dollars each;

THAT the said debentures be payable as follows:

75-A- 001 to 75-A- 077 incl., in one year from date thereof;
75-A- 078 to 75-A- 154 incl., in two years from date thereof;
75-A- 155 to 75-A- 231 incl., in three years from date thereof;
75-A- 232 to 75-A- 308 incl., in four years from date thereof;
75-A- 309 to 75-A- 385 incl., in five years from date thereof;
75-A- 386 to 75-A- 453 incl., in six years from date thereof;
75-A- 454 to 75-A- 460 incl., in seven years from date thereof;
75-A- 461 to 75-A- 513 incl., in eight years from date thereof;
75-A- 514 to 75-A- 526 incl., in nine years from date thereof;
75-A- 527 to 75-A- 533 incl., in ten years from date thereof;
75-A- 534 to 75-A- 679 incl., in eleven years from date thereof;
75-A- 680 to 75-A- 929 incl., in twelve years from date thereof;
75-A- 930 to 75-A-1084 incl., in thirteen years from date thereof;
75-A-1085 to 75-A-1191 incl., in fourteen years from date thereof;
75-A-1192 to 75-A-1322 incl., in fifteen years from date thereof;

67. THAT the said debentures be payable at any office of the
Royal Bank of Canada in Nova Scotia, and at the principal office of
the said Bank in Saint John, Charlottetown, Montreal or Toronto at
the option of the holder, and debentures numbered 75-A-001 to 75-A-1322
inclusive shall bear interest at the rate of ten and three-quarters
(10 3/4%) per centum per annum payable semi-annually at any said office
at the option of the holder;"

THAT in all other respects the said resolution be and the same is hereby
confirmed.

APPROVED

AS TO FORM

SOLICITOR

THIS IS TO CERTIFY that the foregoing is
a true copy of a resolution duly passed
at a duly called meeting of the Council
of the City of Dartmouth held on the 18
day of Nov, 1978.

GIVEN under the hands of the Mayor and Clerk
and under the seal of the City this 24
day of Nov, 1978.

MAYOR

CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Mayor
<i>[Signature]</i> Deputy Minister
APPROVED this 27 th day of November 1978
<i>[Signature]</i> Minister of Municipal Affairs

Dartmouth, N. S.

December 2/75.

Regularly called meeting of City Council held this date
at 7:30 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Hart
Day	Brennan
Smith	Granfield
Walker	Greenough
Ritchie	Fredericks
Cote	Brownlow
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

PRESENTATION:
JOHN HOWARD
SOCIETY

Two representatives of the John Howard Society, Mr. MacDonald and Mr. Smith, were heard at the opening of the Council meeting on the subject of the crime prevention program conducted by the Society in various schools, including Prince Andrew and Dartmouth High School. They commented on the success which these programs have had in reaching students with problems and Mr. Smith noted that additional financial assistance is needed by the Society to continue their work in this field. Funding is not received at present from local School Boards or from the Dept. of Education. Ald. Ritchie suggested that consideration of a grant to the Society could be discussed at budget time and he made a motion to this effect which was seconded by Ald. Granfield. Ald. Walker was in favour of having the matter referred to the School Board as well with the idea of receiving cost-sharing from the Dept. of Education for the Society's program. The Mayor agreed that this would be a good idea and the motion carried.

MINUTES

The minutes of the November 4th meeting were approved on motion of Ald. Day and Ibsen.

BY-LAW C-289:
THIRD READING

By-law C-289 (a consolidation of the zoning by-laws), was before Council for third reading, having been considered previously at the November 18th meeting when it was given first and second reading. It was moved by Ald. Day and Ibsen and carried that By-law C-289 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

Sections 5 and 20 of the by-law were discussed by Ald. Fredericks with the Solicitor and questions from Ald. Ritchie with regard to Section 10 were answered by Mr. Drury before the motion for third reading was put and carried.

Ald. Walker said he wished to bring to Council's attention the re-opening of a quarry operation on the Waverley Road. The Mayor advised that this company cannot continue their operation without a license.

MOTIONS:

ALD. IBSEN + In accordance with notices of motion given at a previous meeting, the following motions were presented and dealt with at this time:

1) Ald. Ibsen moved, seconded by Ald. Walker, that the Planning, Engineering & Recreation Departments do a study of the possibility of developing a recreation area on the north-east side of Lake Charles. The area to be studied will be that property owned by the City and its total potential as to people use by these Departments. The study to show cost of clearing a portion of shoreline for beach purposes, to show cost for clearing trails for fitness walks, and to show the cost of access to the area from Lakeview Drive. The study to project the possibilities of developing this area in conjunction with the Shubie Canal. The study to show the possible protection this type of development will afford to the environmental protection of Lake Charles.

Speaking on his motion, Ald. Ibsen stressed the importance of protecting the area in question from any encroaching development so that it can be retained strictly for passive recreational uses. Ald. Fredericks asked if the City now has access to the land from Lakeview Drive which is a limited access highway; he suggested that this point should be clarified with the Dept. of Highways. The motion was supported by Council and it carried.

2) Ald. Ibsen moved, seconded by Ald. Day, that when installing curbs on City streets by the City Works Dept., the area between the curb and property line be filled with material of a nature

that will support the growth of grass and not, as is the practise now, of filling with gravel; this to be done in an effort to beautify our City streets.

The City Clerk pointed out that there would be some areas where residents may not be prepared or available to look after these areas, in which case some other type of suitable material could be used. No amendment to this effect was introduced, however. The motion carried as presented with Ald. Cote voting against.

ALD. WALKER

3) Ald. Walker moved, seconded by Ald. Granfield, that Council seek an amendment to the legislation in regard to increasing membership from one to two members representing Dartmouth on the Halifax-Dartmouth Bridge Commission. It was pointed out by Ald. Walker that with a larger percentage of citizens using the bridges, Dartmouth should have increased representation on the Bridge Commission; this opinion was supported by Ald. Granfield and Cote. Mr. Drury explained the two approaches which could be taken to accomplish the intent of the motion and Council agreed to leave this with the Mayor as the City's representative on the Commission. The motion carried.

ALD. KAVANAUGH:
MOTION DEFERRED

In his absence, Ald. Kavanaugh's motion was deferred until the next meeting, on motion of Ald. Walker and Ibsen.

ALD. BRENNAN

4) Ald. Brennan moved, seconded by Ald. Fredericks, that Council approve a five-year program for replacement of corner curbing to provide paraplegic ramps in commercial, school and church zones, except in areas where there may be drainage problems. Replacement is estimated to cost \$200. per corner and Ald. Walker asked how many corners would be included in such a program. It was felt that a cost estimate would be required before the program could be approved and on motion of Ald. Walker and Day, the matter was referred for further consideration with the capital budget when a cost estimate from staff would be provided.

REPORTS

Council approved the following monthly reports, on motion of Ald. Ibsen and Walker:

Building Inspector
Unightly Premises
Plumbing Report
Police Chief
Fire Chief
Social Services

Ald. Smith, Ritchie, and Walker made inquiries concerning unsightly premises. The Solicitor said he would check for Ald. Ritchie to see if the owner of 29 Chadwick Street is being prosecuted. Ald. Walker said that nothing has been done to date about the two old truck bodies and the remains of an auto body shop in the Garshan/Locks Road area; he asked that attention be given these two problems.

RECOMMENDATIONS
FROM P.D.O.
COMMITTEE

Recommendations from the Planning, Development & Operations Committee were dealt with by Council as follows:

LETTER: TRANSIT
COMMISSION

1) Letter re Transit Commission: The Committee has recommended to Council that no action be taken at this time on Ald. Brennan's proposal for establishing a Transit Commission, pending the completion of negotiations with D.T.S. Busses Ltd. Council adopted the recommendation, on motion of Ald. Walker and Day.

ANTI-LITTER BY-LAW

2) Anti-litter By-law (C-119): Having considered the present Anti-litter by-law to determine how it might be strengthened and made more effective, the Committee recommends that it be amended by imposing a minimum fine of \$100. for offenders. It is further recommended that the Works Dept. be requested to conduct a survey to establish the need for additional litter baskets throughout the City and also to assess the need and price of another street sweeper.

Commenting on the provisions of the by-law, which became effective in 1968, Ald. Granfield suggested that private property owners should be included in Section 1 and that Section 2 should be re-worded to insure that the person actually causing the litter is punished rather than a business owner who is attempting to

keep his property clean in compliance with the by-law. He considered the \$100. fine proposed to be excessive and suggested a \$10. minimum fine with a maximum fine of \$100. He moved that these comments be referred to the Solicitor for consideration, along with any opinions Mr. Drury may wish to give, and report back to Council. Ald. Smith agreed that a \$100. minimum fine is too high and asked if enough garbage containers are being provided for use throughout the City. The motion to refer carried and Ald. Fredericks then moved that two parts of the recommendation from Committee (pertaining to the litter basket survey and the need for an additional street sweeper) be referred to the Works Dept. as requested. This motion was seconded by Ald. Walker and it carried also.

MANOR HOMES
APPLICATION

3) Manor Mobile Homes Ltd. application: A report from the Planning Director on the mobile home sales area proposed for Nantucket Ave. has been discussed by the Committee and adoption of the report is being recommended to Council, subject to an additional condition which would restrict the movement of trailers on and off the site to specified hours during off-peak times. Ald. Ibsen and Day moved that the recommendation be adopted. Ald. Walker expressed his opposition to the application and Ald. Fredericks asked whether Council has any alternative but to grant the application if it meets zoning and other requirements. Reference was made to a letter from the company concerning sewer connection arrangements, there being no sewer line on Nantucket Ave. On motion of Ald. Day and Cote, the application was referred to the Solicitor for a report on the question of whether or not it can be denied by Council.

LICENSING OF
DOG KENNELS

4) Licensing of dog kennels: The Committee recommends that no action be taken by Council at this time on a proposal for licensing dog kennels in the City, as recommended previously by Committee-of-the-Whole on a motion introduced at Council by Ald. Walker. Ald. Day and Cote moved the adoption of the Committee's

recommendation. Ald. Walker opposed the motion and the debate which followed dealt not only with kennel operations but with the larger problem of dogs which are permitted to run at large.

Several points made at the P.D.O. Committee meeting were restated and it was pointed out by the Solicitor that individual kennels could not be judged for the quality of their operation without some type of by-law which would set out requirements to be met. (This comment was made in response to the suggestion that kennel licenses might be renewed only in the case of those considered satisfactory during the previous year of operation.) Ald. Ibsen said he would like to have a report from Mr. Drury, setting out a definition for the term 'dog kennel'. The motion on the floor carried with Ald. Walker voting against.

It was felt that the existing dog by-law and the subject of controlling dogs generally should be reviewed by the Solicitor and a report considered when the present dog pound contract comes up for renewal; a motion to this effect was made by Ald. Walker, seconded by Ald. Ritchie. Ald. Walker suggested that the keeping of guard dogs and exotic animals should also be taken into account. Ald. Granfield said he felt that the Solicitor's report should go first to the P.D.O. Committee and that Council should also have an opportunity to discuss the report before the dog pound contract expires rather than at the actual time of renewal. The Mayor agreed with this opinion. The motion was put and carried.

WALKWAY:
DOROTHEA DR.

5) Walkway, Dorothea Drive: On motion of Ald. Fredericks and Walker, Council adopted a recommendation from Committee to the effect that the City not cost share in providing a fence at the back of two Dorothea Drive properties which abut the walkway through this area. The two property owners who have made the request for a fence live at 105 and 107 Dorothea Drive.

P.D.O. PROPOSAL:
FORMER DUMP SITE

6) Rec. development plan, former dump site: As recommended by Committee and moved by Ald. Walker and Fredericks, Council agreed to have the Planning staff set a date for a public meeting

at Crichton Park School when residents will have an opportunity to discuss the proposed recreational development plan for the former dump property, copies of which have been previously circulated.

PLAYGROUND:
GASTON RD. AREA

7) Playground, Gaston Rd. area: On motion of Ald. Fredericks and Ritchie, Council approved a recommendation from Committee that sufficient funds be included in the 1976 Capital Budget to provide a playground facility in the Gaston Road area.

WATERFRONT
DEVELOPMENT

8) Waterfront development: Ald. Walker and Ibsen moved the adoption of a recommendation from Committee on the waterfront development proposal now in progress, as outlined in Mr. Moir's report of November 20th. The recommendation also asks that representation be made by a committee appointed to meet with Provincial and Federal Government authorities for the purpose of seeking the establishment of government office facilities and other functions in the Dartmouth urban core area. Ald. Walker asked why Planning Dept. staff were not present for this item and the Mayor expressed concern that members of staff had not seen fit to attend the meeting to make a presentation on the waterfront item. The City Clerk pointed out that a presentation has been given at the P.D.O. meeting and he sought direction from Council as to whether such presentations are to be made at both Committee and Council meetings, involving staff members attending twice for the same item. No policy decision was made by Council in response to this request for direction, but it was decided, on motion of Ald. Ritchie and Day, that the waterfront item should be deferred until the December 16th Council meeting when the planning study underway will have reached a point of preliminary review; reference to the review is made in the second last paragraph of Mr. Moir's report. The motion to defer carried.

RESOLUTION #54:
EXPROPRIATION

9) Resolution #54 - Expropriation: On motion of Ald. Day and Fredericks, Council approved Resolution #54, authorizing the expropriation of land required for the extension of Oathill Cres.

to Celtic Drive, as recommended by Committee. A copy of the resolution is attached.

AWARD TENDER:
MUNICIPAL SERVICES

10) Award tender, municipal services: As recommended by Committee, Council proceeded to approve the awarding of a \$91,000. tender submitted by Harbour Construction Co. Ltd. for municipal services in the Burnside Industrial Park (Lot 43), on motion of Ald. Walker and Day. A copy of Mr. Moir's report on the bids received is attached.

EXPANSION OF CITY
HALL FACILITIES

11) Expansion of City Hall facilities: The Committee has referred to Council without recommendation, a report prepared on alternative proposals for the expansion of City Hall facilities which include: 1) an expansion of the existing City Hall building; 2) use of the Jacobson building on Portland Street; and 3) a ferry terminal building in which additional civic offices would be located. Ald. Granfield commented on a recent meeting attended by the Provincial Minister of Development, at which time it was indicated that there is likely to be considerable delay in the new ferry-waterfront program, involving wharves and docking facilities; he suggested that these decisions relate directly to any decisions the City might make on a new ferry terminal building. The Mayor also reported on the status of present DREE agreements and the bearing which the General Development Agreement has on waterfront development plans generally. Ald. Greenough indicated that he would favour the third alternative for additional City Hall office space and he later seconded a motion put forward by Ald. Fredericks to the effect that Council approve in principle the concept of alternative #3 (the ferry terminal/restaurant-lounge facility and civic offices) and proceed to determine what cost-sharing would be available through DREE or other sources of funding.

Council agreed to hear Mr. Jacobson who was present for the item and he made a proposal for consideration, whereby he would rent all or some portion of his building on Portland Street to the City for office use for a figure somewhere in the \$6. per sq.

ft. range, not including heat or lighting costs. He would agree to renovate the building to Council's specifications and would require a minimum lease of three years. Forty additional parking spaces on Prince Street would be included as well. Ald. Smith and Brennan moved in amendment that we negotiate with Mr. Jacobson in regards to the rental of his building, for report back to the next meeting. Members of Council who spoke in favour of the amendment considered the rental of space to be a satisfactory interim measure, although the cost was questioned by Ald. Day on the basis that the City will be spending a considerable amount of money for facilities which we will never own. Ald. Walker said he would be in favour of adding to the present City Hall building. Ald. Cote and Ritchie asked if other lessors should not have an opportunity to make proposals if they have office space for rent, rather than negotiating only with Mr. Jacobson for his building. The amendment on the floor carried with Ald. Fredericks, Walker, Day, and Ibsen voting against.

Ald. Cote and Day then moved in amendment that we publicly advertise our intention to consider the interim rental of additional space for City Hall quarters for a three-year term, and that such intention be advertised in the local papers to prospective lessors. Ald. Walker asked what departments would be relocated and what space requirements would they need. Ald. Cote said he hoped that staff would have this information available when offers are being considered from the lessors with space available to rent. The second amendment also carried with Ald. Fredericks, Granfield, Ibsen, and Smith voting against. The amended motion carried with Ald. Ibsen voting against.

During the debate, Ald. Hart referred to the submission received from the Dartmouth Museum Society, expressing concern over the future of the existing ferry terminal building. She requested a copy of a report prepared on the cost of improvements required to the building; the Deputy City Clerk made note of her

request.

REZONING REQUEST: 12) Rezoning request, 657 Portland St.: On motion of Ald. 657 PORTLAND ST.

Walker and Ibsen, Council set January 20th as the date for public hearing of a rezoning application for the property 657 Portland Street, as recommended by Committee. A motion to set Jan. 6th for the hearing was defeated when it was noted that Council has previously adopted a motion which states that public hearings will not be scheduled for the first Council meeting in the month.

PERMIT TO BUILD: 13) Permit to build, Kuhn Drive: On motion of Ald. Ibsen KUHN DR.

and Walker, Council granted a permit to build an apartment building on Kuhn Drive, subject to the departmental requirements outlined, as recommended by Committee; the application is submitted by Mr. Nino Rossi.

OPERATIONS BLDG. 14) Operational headquarters building: Ald. Walker and Day moved that Council authorize a tender call for the proposed operational headquarters building as recommended by Committee. During debate on the motion, several Aldermen asked if this new facility would be sufficient to accommodate the Engineering and Planning Departments, thereby relieving over-crowding in the City Hall building. Mr. Purdy and the City Clerk explained that the size of the new building would have to be enlarged if this were to be done. They commented on some of the problems which would result from transferring the departments out to a location such as the Burnside site, away from the main City Hall operation.

Ald. Fredericks considered the cost per sq. ft. for the new building to be very high and after Council had looked at the plans, Ald. Granfield and Smith moved that any action on the building be deferred for at least one year. Mr. Purdy was asked for and gave information on the various buildings where operations and equipment are now being housed and Ald. Brownlow asked if it would be possible to have some background information from the department on the need for the new building and what will happen if the City does not proceed with it. He suggested that such

information could be provided for Council before the tenders come in and are considered. (Council agreed to continue meeting beyond the hour of 11:00 p.m. on motion of Ald. Day and Fredericks.)

When the vote was taken, the motion to defer was defeated. The original motion on the floor carried with Ald. Granfield, Ibsen, and Smith voting against.

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

WHEREAS the Council of the City of Dartmouth desires to acquire the land described and outlined in red in the plan and description attached hereto.

AND WHEREAS the City has negotiated with the owner for the acquisition of the land and is unable to obtain a clear title to the land at a fair price by agreement.

AND WHEREAS the City Clerk has caused a plan and a description of the land and a list of the owners thereof according to the last revised assessment roll to be prepared.

BE IT THEREFORE RESOLVED that the City now expropriates the land described in Schedule "A" hereto and shown on the plan attached hereto as Schedule "B",

The owner of the land according to the last revised assessment roll is the Estate of Henry L. Misener of Dartmouth.

The interest intended to be expropriated is the fee simple and such interest is not to be subject to any existing interest in the land.

The land is being expropriated for the construction of a street. A plan of subdivision of lands of H. L. Misener dated 8th day of October, 1954 and approved by the Halifax County Planning Board on the 17th day of February, 1958 was approved on condition that Lot 43 was to be reserved for a highway. Lot 43 is the land herein expropriated.

I, N.C. Cohoon, City Clerk for the City of Dartmouth, Nova Scotia, do hereby certify that the foregoing is a true copy of a Resolution of Expropriation passed by Dartmouth City Council at its meeting regularly called and held on the day of December, A.D., 1975. I hereby certify that the City of Dartmouth has approved this expropriation.

Neil C. Cohoon
City Clerk

SCHEDULE "A"

ALL that certain lot, piece or parcel of land; situate, lying and being within a subdivision of Lands of the Estate of the Late Henry L. Misener, in the City of Dartmouth, Province of Nova Scotia; shown as Lot 43 of said subdivision on a plan prepared by Frank Longstaff Surveying Limited and signed by Frank Longstaff, Nova Scotia Land Surveyor, which said plan is dated the 28th day of November, A.D., 1975, and which said Lot 43 may be more particularly described as follows:

BEGINNING at the juncture of the southwestern boundary of Celtic Drive and the southeastern boundary of Lot 41 of said subdivision;

THENCE to run south fifty one degrees, nineteen minutes, eighteen seconds east ($S51^{\circ} 19' 18''E$) along said southwestern boundary of Celtic Drive, a distance of sixty six point zero zero (66.00) feet unto the northwestern corner of Lot 43A, as shown on said plan;

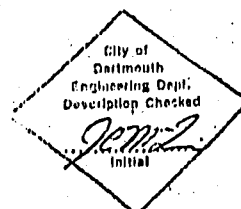
THENCE to run south thirty eight degrees, forty four minutes, forty two seconds west ($S38^{\circ} 44' 42''W$) along the northwestern boundary of said Lot 43A, a distance of one hundred and sixty point zero six (160.06) feet unto the southwestern corner of said Lot 43A;

THENCE to run north fifty one degrees, fourteen minutes, fifty two seconds west ($N51^{\circ} 14' 52''W$), bounded on the west by Oakhill Crescent and a portion of Lot 23 of Manor Park Subdivision, a distance of sixty six point zero zero (66.00) feet unto the southeastern corner of Lot 41, as shown on said plan;

THENCE to run north thirty eight degrees, forty four minutes, forty two seconds east ($N38^{\circ} 44' 42''$) along the southeastern boundary of said Lot 41, a distance of one hundred and fifty nine point nine eight (159.98) feet, or unto the Place of Beginning.

CONTAINING ten thousand, five hundred and sixty one (10,561) square feet more or less.

BEARINGS are referred to M.T.M. Grid North.



Dartmouth, N. S.

December 4/75.

Regularly called meeting of City Council held this date
at 7:00 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Smith	Granfield
Cote	Brownlow
Day	Brennan
Walker	Greenough
Ritchie	Fredericks
Hart	
Solicitor, G. Caines	
Acting City Administrator, N. Cohoon	

TRANSIT AGREEMENT Council met to deal with a report from the Acting City Administrator on the proposed transit agreement negotiated with DTS Busses Ltd.; copies of the agreement have been circulated with Mr. Cohoon's report. Ald. Fredericks and Day moved that Council meet in camera to consider the item. Ald. Cote expressed concern that terms of the agreement have already been made public before Council had an opportunity to discuss them and he questioned the point of meeting in camera when this information has appeared in the local newspaper. Having been advised by the Mayor that a case before the courts is involved, with related information which would have to be given to Council in camera, Ald. Cote asked how any such pre-existing legal action might affect the agreement negotiated between the City and DTS Busses Ltd. Mr. Caines pointed out that any items to be subsidized by the City have to appear in the budgeted statement submitted by the company. Any claim against the company for damages would not be included in this year's budget and would therefore not be the City's responsibility. The motion on the floor carried with Ald. Ibsen, Smith, Hart, and Kavanaugh voting against.

After meeting in camera, Council reconvened in open meeting and ratified the decision taken in camera on motion of Ald. Cote and Day.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

December 4/75.

In camera portion of the regularly called City Council meeting held this date at 7:00 p.m.

TRANSIT AGREEMENT

The Mayor was heard by Council on the subject of negotiations which have been proceeding with Mr. Dooks in attempting to arrive at an agreement for subsidization by the City of the DTS company so that it can be kept in operation. She reviewed the position taken on the City's behalf at the PUB hearing, commenting on the Board's decision of this date to approve Mr. Dooks' application for abandonment of his transit service. She reported that a bus company from the Annapolis Valley area has expressed an interest in taking over the DTS operation, as outlined in a letter from their Solicitor and indicated in subsequent meetings held separately with the Mayor and with Mr. Dooks and his Solicitor. This company is prepared to do a feasibility study in connection with their proposal for operating the bus system without subsidization, and the Mayor suggested that a firm decision on the DTS transit agreement not be taken until Council has heard the representatives of the Valley company, who could be asked to attend an immediate meeting with Council. The Mayor also reported briefly to the members at this time on a case which will be coming before the courts involving an accident with a DTS bus. A lawsuit will be brought against the company for damages to the pedestrian who was injured.

Discussion first centered around the question of whether or not Council wishes to entertain a proposal from another bus company at this point in the negotiations, with some members stressing the urgency of the situation now that Mr. Dooks is in a position to apply for abandonment of his service by the first of February. Ald. Greenough asked if the subsidy which the City proposes to pay to the DTS company would be transferred to any other company which might take over the service. Mr. Cohoon and Mr. Caines explained that it would not, but Mr. Caines agreed that the provision should be more clearly expressed in the agreement than it is at present. In response to a further question from Ald. Greenough, Mr. Cohoon commented on the

financial position faced by Mr. Dooks, resulting in the action which he has been forced to take to meet his financial commitments. Other questions from the members concerned the possibility of an interim agreement with Mr. Dooks rather than getting into the five-year term proposed. Mr. Cohoon stated, however, that he would not be prepared to enter into an interim agreement. A consensus of opinion was reached in favour of proceeding with consideration of the proposed agreement before the members, which was later given approval in principle. The point was made by Mr. Cohoon that provision for negotiation with any other interested company has been included in the agreement, with the City having the right of first refusal.

As the agreement was being considered, the following comments and observations were made:

- 1) With respect to the definition of the term "Fixed Assets" (Section 1.01 (11)), it was felt that the word 'lands' should be inserted with the other assets stated.
- 2) Mr. Caines explained the difference between the terms "Estimated Deficit" and "Actual Deficit", as set out in the Definition section. He pointed out that what the City will be subsidizing in effect is the company's annual net cash deficiency. He noted at this point and again under the section headed Subsidy Agreement, that the agreement between the City and the company is not complete until receipt of the company's proposed 1976 budget upon which the City's subsidization of the service will be based.
- 3) Although some members were opposed to a five-year term of agreement, no change was made in this section when Mr. Dooks' position was further clarified and it was understood that he would not be willing to negotiate further for a shorter contract.
- 4) In discussing the section of the agreement entitled Transit Services, Ald. Brennan suggested that there is not sufficient provision for input from the City with regard to the establishment of new bus routes or to insure that there is an on-going improvement in the level of service to citizens. Mr. Caines felt that Mr. Dooks has a commitment to make that kind of effort under the provision of Section 3.02 (3). Responding to a similar comment made by Ald. Ritchie, Mr. Caines further pointed out that the City will be able to have some measure of control through Council's approval of the company's annual budget. Both he and Mr. Cohoon made reference, however, to the stipulation contained in Section 3.04 which states that the transit services shall be operated without interference from the City.
Ald. Fredericks asked if the City could not indicate

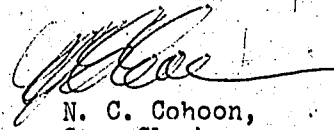
a willingness to take risks on new bus routes on a trial basis. Mr. Caines said this could be done later through a separate agreement if Council so wished.

- 5) Ald. Brennan's contention that the City should expect to receive something in the way of capital acquisitions for the subsidization paid to DTS, was discussed. Ald. Greenough made the comment that a service to the public is to be provided in return for the subsidy, an opinion also expressed by Ald. Kavanaugh. Ald. Kavanaugh proposed the inclusion of a section which would set out the City's position that any pending claims against the company as of the date of the agreement would not form part of any future subsidies. Mr. Caines considered this to be a good suggestion.
- 6) Ald. Kavanaugh also recommended as a further addition that if assets or shares are sold by the company, this present agreement will be automatically cancelled.
- 6) It was noted that Section 4.07 should exclude 4.04 as well as 4.06.
- 7) Ald. Cote recommended that the words "... have the first right to" be deleted from Section 4.11, which refers to a sharing by the County in subsidization for the portion of transit services applicable to the County. It was suggested that this section should specify more clearly the fact that the company's budget for 1976 should not include provision for County services, which the City would end up subsidizing.
- 8) Ald. Cote expressed concern that the City could become committed to a continual upgrading of services by Mr. Dooks, without being able to exercise enough control; he made specific reference here to Section 4.10 of the agreement. Mr. Cohoon felt that Section 4.01 limits the company's expenditures, based on the term 'reasonable', and he pointed out that the company's operation must also comply with PUE regulations. Reference was again made here to the degree of control Council is able to exercise through budget approvals.
- 9) There was a difference of opinion as to whether or not Section 5.01 should be amended by adding the words 'any or all' in the sentence which continues "... of the assets of the companies, etc.". The intent of this provision was felt to be expressed satisfactorily with the present wording.

The members expressed a willingness to meet with representatives of the Valley bus company interested in the DTS company at a time to be arranged by the Mayor, and agreed, in the meantime, to approve the agreement with Mr. Dooks in principle, giving the Solicitor an opportunity to complete the minor revisions suggested for consideration by Mr. Dooks and his Solicitor. On motion of Ald. Kavanaugh and Fredericks, the agreement with Mr. Dooks was given approval in principle, with the proviso that the finalized agreement is subject to

the revisions proposed at this time and subject to the approval of the company's 1976 budget.

Council adjourned to reconvene in open meeting on motion of Ald. Ibsen and Day.



N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

December 10/75.

Regularly called meeting of City Council held this date
at 5:15 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Day	Brennan
Cote	Brownlow
Hart	Sanford
Ritchie	Fredericks
Walker	Greenough
Granfield	
Solicitor, G. Caines	
City Administrator, C. A. Moir	

TRANSIT
AGREEMENT

Council met to consider the redrafted agreement between the City and DTS Busses Ltd., incorporating certain changes recommended by Council at the December 4th meeting. Ald. Fredericks and Walker moved that the Mayor and the City Clerk be authorized to sign and seal the agreement with Mr. Dooks.

Ald. Ibsen questioned a number of points, suggesting that some independent body should have been asked to take inventory of Mr. Dooks' rolling stock so that the City would have a complete picture of the condition of the busses before Council agrees to subsidize the DTS service. He noted that some of the busses may be declared obsolete by the Public Utilities Board, in which case, they will have to be replaced at considerable cost. Ald. Ibsen considered that the agreement with Mr. Dooks should have included a provision for Mr. Moir or the City Clerk to sit on the company's Board of Directors to insure that the interests of the City are being protected. He also questioned the fact that no provision for executive compensation is made in the agreement; Mr. Caines stated that this would be a matter for negotiation in conjunction with the budget considerations. Ald. Greenough said he would support the motion, but both he and Ald. Walker felt that responsibility for subsidizing transit services should rest with the Provincial Government. Ald. Ritchie maintained throughout the debate that there is not sufficient provision for input from any City representative with regard to the operation of the service. The Mayor also expressed dis-

satisfaction with the agreement negotiated and, with some other members of Council, felt that a six-month interim agreement with Mr. Dooks would have been preferable and permitted time for further discussions with Perry Rank Ltd., the Valley company interested in proceeding with a feasibility study to determine whether they might consider taking over the DTS operation. Asked if he thought that Mr. Dooks would consider a six-month agreement with the City, Mr. Cohoon said he might be willing to discuss it if the City were prepared to give him an option to purchase at the end of the six months.

Referring to Section 8.08, Ald. Cote questioned the transferability of the subsidy to another company which might take over the transit service; Mr. Cohoon pointed out that the City would have the right of first refusal before this could happen. The point was also made that in subsidizing DTS, the City has made the company more valuable for resale by Mr. Dooks if he so wishes. Mr. Cohoon pointed out that there would be no inducement for any company to take over the operation if the subsidy could not be passed on since the system is operating at a loss without subsidization. Ald. Cote also inquired as to the offers Mr. Dooks has received for his rolling stock, the suggestion having been made earlier in the meeting that prospective buyers are only interested in his new busses. Mr. Cohoon commented on the offers which Mr. Dooks is understood to have received from Frederickton and other areas, none of these having been seen in writing to date.

Ald. Fredericks, Sanford, and Kavanaugh indicated support for the motion, although concern was expressed by Ald. Kavanaugh that no provision has been made in the agreement to insure that the present level of rolling stock is maintained by Mr. Dooks - in other words, none of the equipment in operation would be sold without the consent of the City. The Solicitor and Mr. Cohoon felt that the point raised by Ald. Kavanaugh is covered adequately under the section which requires the operator to maintain a level

of service, which he would be unable to do without the present number of busses.

Mr. Green, representing Perry Rand Ltd., indicated to Council that if the City does not enter into the agreement with Mr. Dooks at this time, his company would be prepared to undertake a feasibility study and report back to Council within a specified period, probably no later than the first of February. Ald. Cote was in favour of deferring a decision on the agreement with DTS in favour of attempting to secure a six-month interim contract which would give Perry Rand Ltd. time to complete their study and come to a decision on whether or not they wish to acquire the operation in Dartmouth. He therefore moved deferral of the motion on the floor until such time as City staff has had an opportunity to assess what the cost to the City would be over a period of six months of picking up the DTS deficit and guaranteeing Mr. Dooks no loss in that period so that we could, on giving that guarantee to him and obtaining his approval, go with Perry Rand Ltd. on the basis of the feasibility study, at which time they would report to us their decision as to whether or not they are prepared to proceed in Dartmouth (ie. with a transit operation). The motion to defer, seconded by Ald. Ibsen, was defeated with Ald. Cote, Ibsen, Brennan and Ritchie voting in favour.

Council concurred with a suggestion from Ald. Fredericks that immediate application to the Public Utilities Board for a fare increase should be required in the agreement and Section 3.02 (4) was amended accordingly to read 'apply immediately for a fare increase and thereafter if necessary on an annual basis . . .'. Ald. Greenough proposed that Section 3.03 be amended to provide for a quarterly review of accounts and records by City staff, but Council opposed this change with only five members indicating support. An amendment introduced by Ald. Kavanaugh and Walker, instructing staff to negotiate a clause which would maintain the company's rolling stock at a level not lower than

the present 24 pieces of equipment, was also defeated along with Ald. Kavanaugh's amendment to the effect that no union negotiations are to be concluded with the DTS bus drivers without City approval; this amendment was seconded by Ald. Cote.

Definition #14 (a) was corrected by the Solicitor to read 1976 instead of 1975 and no other changes were proposed for consideration at this time. Ald. Hart and Brennan expressed their dissatisfaction with the agreement on the basis that it will not produce improvements in the level of transit service being provided in the City. The motion on the floor, approving the signing of the agreement (subject to approval of the budget), was put and carried with Ald. Ibson, Cote, and Ritchie voting against.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

December 16/75.

Regularly called meeting of City Council held this date
at 7:30 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Kavanaugh
Smith	Granfield
Day	Brennan
Hart	Greenough
Ritchie	Fredericks
Cote	Brownlow
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

Council met to complete the December 2nd agenda.

PLANNING DIRECTOR'S REPORT On motion of Ald. Ibsen and Fredericks, Council approved

the Planning Director's report for the months of September and October, as recommended by the P.D.O. Committee.

**BILLS 127,
141 & 146**

The Finance & Social Services Committee has considered a submission from Ald. Fredericks on Bills 127, 141 and 146 and recommends to Council that the questions raised by Ald. Fredericks be forwarded to the Special Committee of the Union of N. S. Municipalities for their consideration. Ald. Fredericks and Ritchie moved the adoption of this recommendation.

Ald. Fredericks asked about the bill pertaining to assessment, passed by the Legislature before the current session adjourned, and the Mayor proceeded to give Council a report on the presentation made by the Special Committee to the Law Amendments Committee, commenting on changes which the new bill will bring about, the most significant being that the legislation does away with the assessment of personal property; assessment will now be based on real property only, resulting in a revenue loss of approx. two million dollars for the City. Ald. Ibsen later suggested that an attempt should be made to offset this loss by seeking legislation which would permit the City to establish a dual tax rate.

The affect of the new assessment bill on our assessment rolls was also noted by the Mayor and she pointed out further that certain charitable institutions located in the City will

no longer be permitted exclusion from taxation nor will tax concessions be allowed for industry. The provision in our City Charter to allow an exemption for widows and other designated citizens has been repealed by a standard \$4500. assessment reduction applicable throughout the Province (ie. as opposed to the dollar value upon which the City based its exemption). Mr. Drury and the Mayor commented on the implications of this change and the City Administrator explained some of the administrative problems which concern City staff, as stated in the staff presentation when the bill was before the Law Amendments Committee.

The Mayor indicated her concern over the handling of this new legislation by the Province, expressing dissatisfaction with the opportunity given for hearing on the issues involved and the lack of consideration which presentations received. Responding to questions from Ald. Granfield, she said that there is no commitment from the Province as to how the City is to be compensated for the two-million-dollar loss anticipated as a result of the assessment change from personal to real property. After further questions from the members had been dealt with, the motion on the floor was put and carried.

RECOMMENDATIONS
FROM COMMITTEE

Other recommendations from the Finance & Social Services Committee to Council were dealt with as follows:

BUS SHELTER

1) Alderney Drive bus shelter: Ald. Kavanaugh and Smith moved the adoption of a recommendation from staff on the proposed installation of doors on the Alderney Drive bus shelter, as requested by the Dartmouth South N.D.P. Association. The request was considered at Committee and staff were asked to report on the situation so that a decision could be made at Council. Ald. Granfield suggested that the end of the shelter could be enclosed and this would stop some of the draft blowing through the building. Mr. Brady advised that this suggestion is feasible and will be carried out. The motion was put and carried.

REC. LANDS: MANOR
PARK SUBDIVISION

2) Recreational lands, Manor Park Subdivision: Ald. Tbsen and Ritchie moved that Council approve a recommendation from Committee that staff be directed to determine the recreational needs of Ward 2 and, in particular, to make recommendations concerning land for active recreational use in the Manor Park Subdivision area, this information to be made available prior to consideration of the 1976 Capital Budget.

Ald. Granfield and Fredericks spoke in support of the motion and Ald. Cote suggested that in seeking to protect our lakes, we may be placing too much emphasis on reserving passive recreational areas to the detriment of our other requirement for active recreational facilities. The Mayor agreed that perhaps Council should be taking a look at the present policy of allocating land reserves in subdivisions to those areas which abut the lakes and generally do not lend themselves to any type of active recreational development. Ald. Fredericks did not share this opinion, pointing out that in reserving lands around our lakes, we have made them accessible to all citizens for the many recreational uses they provide in both summer and winter. The motion to adopt the recommendation from Committee carried.

SECOND APPROVAL:
DRIVEWAY ACCESS

3) Second approval, driveway access to Gerald B. Gray Arena:
The Committee recommends second approval of an over-expenditure in the amount of \$10,500. to provide driveway access to the Gerald B. Gray Arena, first approval having been authorized at a previous Council meeting. Ald. Cote and Day moved the adoption of the recommendation from Committee. Referring to the Committee's action in approving another over-expenditure, for sidewalks on Caledonia Road, with the proviso that the amount be deducted from the Ward 6 street construction budget allocation, Ald. Greenough moved in amendment that the amount of \$10,500. for driveway access to the north-end rink be allocated from the Ward 5 capital budget for 1976; the amendment was seconded by Ald. Granfield.

Ald. Brownlow, Hart, and Fredericks opposed the amendment, but Ald. Smith and Granfield indicated they would be prepared to support it. Ald. Brownlow suggested that it is the wrong approach to reduce ward budgets in this way when services are required, regardless of what ward they are located in. When the amendment was put, it carried with Ald. Brownlow, Hart, Kavanaugh, Ibsen and Fredericks voting against. The amended motion carried with Ald. Fredericks voting against.

SECOND APPROVAL:
CLEAN-UP OF LAKES

4) Second approval, clean-up of City lakes: A proposed over-expenditure, in the amount of \$20,000. for cleaning up debris from lakes and ponds while the levels of Lake MicMac and Lake Banook are low, has been considered by Committee and the recommendation to Council is that funds be included instead in the 1976 Public Works Budget after the costs involved have been determined; the Committee also recommends that application be made for Provincial assistance if it can be obtained. Ald. Granfield and Ritchie moved the adoption of the recommendation from Committee. Ald. Greenough spoke against the motion, maintaining that it is important to proceed with the work as soon as possible. Mr. Fougere indicated that the project involving the City at present could be completed within a week's time once the level of Sullivan's Pond has been lowered again following the recent rainstorm. If the dredging of Lake Banook is not going to be undertaken after that, the levels of the lakes could be allowed to rise. Ald. Brennan asked for information on whether or not the World Canoe Championship organization plans to proceed with dredging this year or not. He expressed concern that there could be adverse environmental affects from the lakes being lowered throughout the entire winter, and Ald. Kavanaugh suggested that if there is any possibility of this, the Lakes Advisory Board should keep Council informed accordingly.

The suggestion was made by Ald. Smith that Works and Recreation Dept. staff could be working to remove some of the

debris from the lakes, without becoming involved in an over-expenditure. Mr. Moir pointed out that funds would have to be provided if stumps of trees are to be cut and moved in addition to picking up the debris. In response to a question from Ald. Hart, the Mayor advised that the Minister of Labour has stated that this type of project would not be covered under the Make-Work program where the emphasis is being placed on housing projects, these being more labour intensive. The vote was taken and the motion carried with Ald. Greenough voting against.

COND APPROVAL:
SIDEWALKS

5) Second approval, asphalt sidewalks for Caledonia Rd.:

Ald. Granfield and Ibsen moved the adoption of the Committee's recommendation that an over-expenditure of \$20,000. be given second approval for asphalt sidewalks on Caledonia Rd., with the proviso that the 1976 capital budget for Ward 6 be reduced accordingly. The City Engineer was consulted and he informed Council that it would not be possible to proceed with asphalt sidewalks before next spring. Ald. Kavanaugh and Greenough therefore moved in amendment that we proceed instead with a gravel base at this time and in the spring, complete the project with concrete sidewalks. The amendment carried.

Having opposed a reduction in the Ward 6 budget allocation for driveway access to the north-end rink, Ald. Brownlow moved in amendment that the recommendation from Committee delete that portion which refers to the Ward 6 capital budget reduction in the amount of \$20,000. for sidewalk construction on Caledonia Road; the amendment was seconded by Ald. Greenough and it was defeated. The motion, as previously amended, carried.

CONFIRMATION OF
BOARDS & COMMITTEES

The completed list of Boards and Committees for this year was before Council for confirmation at this time. Approval was moved by Ald. Brownlow and Ibsen. The Mayor noted that the Ward 7 member of the P.D.O. Committee is Ald. Fredericks and not Ald. Ritchie as listed. She also advised that Mr. Derek Oland, whose term expires soon on the Industrial Commission, is not

available to serve as a Commissioner for a new term. The name of Dr. Schofield was proposed to replace Comm. Oland and Council endorsed this appointment on motion of Ald. Fredericks and Ritchie. The reappointment of Commissioners Akerley and Zatzman to the Industrial Commission also received the approval of Council on motion of Ald. Brownlow and Ritchie.

Ald. Smith reported to Council that Comm. Trites has resigned from the Hospital Commission and a replacement Commissioner will be recommended in the near future. It was agreed that the list of Boards and Committees should also include the members of the Recreational Advisory Board, these appointments having been confirmed some time ago by Council. The motion, with the revisions noted, carried. Ald. Brennan asked about the appointment of the Nursery School/Day Care Committee and the Mayor said this committee would be established after the first of the new year.

LAND OF
S. JACHIMOWICZ LTD.

Council considered a report from Mr. Moir on negotiations with S. Jachimowicz Ltd. for a portion of land required in order to proceed with the construction of steps from Mountain Ave. to Birchdale Ave. The asking price for this lot was \$6,500. and the company is prepared to convey it to the City on the basis of an arrangement whereby the City would purchase from them a building located on Nantucket Ave., for a price of \$10,000. The building, in turn, would be moved from its present location to land leased by the City from the Province behind #2 Fire Station in Woodside, where it could be used for meeting room facilities and sanitary facilities required. Details of the various costs involved are set out in the report and it is recommended that Council approve the arrangement negotiated. Funds to complete the necessary renovations and installations in the building will be provided in the 1976 estimates. Ald. Day and Ibsen moved the adoption of the recommendation, but Ald. Kavanaugh and Smith felt that it would have been preferable to

have these facilities provided in the south-end rink as originally proposed rather than in a separate building which will be subject to vandalism. Ald. Ritchie suggested that some arrangement could be worked out with the Fire Dept. to have firemen from the #2 Station assist in overseeing the building once it is located behind the Station. Ald. Greenough stressed the need for the steps between Mountain and Birchdale Ave. and both Ald. Granfield and Cote were in favour of resolving two separate problems through the mutual arrangement negotiated. At the conclusion of the debate, the motion was put and carried.

SILTATION REMOVAL: LAKE MICMAC As requested by Council, the Lakes Advisory Board has considered the question of whether or not it would be advisable to remove deposited silt from the northwest corner of Lake MicMac while the lake level is low. The Board, in a detailed report to Council on the subject, recommends that the City not consider removing silt from this area for the various reasons outlined. The recommendation was adopted by Council on motion of Ald. Brennan and Day.

OATHILL LAKE DRAINAGE: PHASE I The Asst. City Engineer has prepared a report for Council on the proposed Oathill Lake drainage system, Phase I, for which tenders have now been received as per the attached list. Acceptance of the low tender, submitted by L. J. Casavechia Contracting Ltd., in the amount of \$109,601.10, is recommended subject to approval of the Dept. of Environment and approval of funding by the Dept. of Municipal Affairs. Ald. Day and Greenough moved the adoption of this recommendation.

A report from the Lakes Advisory Board was also before Council in connection with this item, requesting permission to meet with the Engineering Dept. to discuss the guidelines to be proposed for the development of the drainage plan (ie. with the idea of providing maximum protection for Oathill Lake). Council's permission is also requested by the Board to see Phase II of the plan at an earlier stage than in the case of Phase I. Approval

of the requests from the Board was moved in amendment by Ald. Brennan and Granfield. The amendment carried and the amended motion was approved.

MANOR MOBILE HOMES
APPLICATION

The Deputy City Clerk has reported to Council on the advice given by the Solicitor on the Manor Mobile Homes Ltd. application for a sales area proposed for Nantucket Ave., and in the light of Mr. Drury's opinion, Ald. Smith and Fredericks moved that Council approve the permit as requested. Ald. Brownlow questioned whether all of the considerations raised previously at Council have been taken into account in Mr. Drury's report and an amendment was subsequently introduced by Ald. Fredericks and Ibsen to the effect that no sewer hook-ups be permitted to the land comprising the sales area through City property. Ald. Kavanaugh questioned the inclusion of this item in the agenda when the business of the December 2nd meeting has not yet been completed, and he moved referral to the next meeting of Council when all related reports on the subject are to be available for consideration. The motion to refer was seconded by Ald. Cote and it carried.

INQUIRIES:

ALD. RITCHIE

Ald. Ritchie asked what is being done about the unsightly premises at 28 Chadwick Street; Mr. Drury advised that the third and final letter has been sent to the property owner by the Building Inspection Dept.

Ald. Ritchie said he was not satisfied with the report he received on the garage situation at 21 Crawford St.; he asked if it would be possible to check and see if the owners had a permit to add onto the garage.

ALD. GREENOUGH

Ald. Greenough asked when the traffic lights at Main St. and Caledonia will become operational; Mr. Moir said they should be in operation by the end of this week.

Ald. Greenough asked why the salt trucks were not out on time during the recent icy street conditions and he discussed this problem further with the City Administrator.

ALD. BROWNLOW

Ald. Brownlow requested updated information on item 2 of the Continuing Agenda which pertains to sidewalks on Crichton Ave.

He asked Mr. Moir about a problem at the lower end of Graham Street and he agreed to check on it further in the morning.

Ald. Brownlow's third inquiry concerned the status of sidewalk construction which was to have been included in the Woodland Ave/Maybank Road project. Mr. Moir pointed out that since the Province is unwilling to cost-share in sidewalk construction, the work would have to be included in the ward budget for street construction.

ALD. BRENNAN

Ald. Brennan said he wished to have another matter brought to the attention of the Traffic Authority, in addition to those raised at a previous Council meeting. This one has to do with a request for a lighted crosswalk just before the fork in Nantucket Ave. (going east), together with an assessment of improvements in the traffic flow and control at that particular point.

ALD. SMITH

Ald. Smith's inquiries concerned:

- 1) the lateness of salt trucks in getting out on the streets during the evening of Dec. 14th and on today's date; he said the Police Dept. should be checking on streets with hills when reporting street conditions to the Works Dept.
- 2) any plans the Engineering Dept. may have for extending sewer service to the last three houses on Gaston Road; he requested that the City Engineer look into this further.
- 3) the building at 8 Thompson Street; has a permit to renovate been issued for use as a boarding house and, if so, why did it not come before Council?
- 4) a lot on Erskine St., back of the Mazda car lot, which is again being used for a dump site.
- 5) the properties 44, 46, and 48 Chittick Ave., requiring attention; Mr. Moir said that the Building Inspection Dept. is looking into this matter.
- 6) four buildings on the corner of Prince Albert Road and Pleasant Street; are these being used as rooming houses and can we stop the problems being caused other residents there?

- 7) completion of the lift station which is to serve the new hospital; Mr. Moir and the City Engineer commented on the status of this project, indicating that they did not feel there would be any hold-up with the hospital as a result of the lift station not being finished.

ALD. FREDERICKS Ald. Fredericks noted that a dangerous crosswalk situation exists on Pleasant Street at Crawford; he asked if it would be possible to have a crosswalk light installed there.

He asked that Mr. Fougere check to see if any permits have been issued for sewer installation at the Bonnie Brae trailer court extension or for Brampton Park.

Ald. Fredericks asked if it would be possible to have a few posts installed at the far entrance to City Hall so that cars are not in danger of driving over the curb there and down into the parking lot.

In answer to Ald. Fredericks' next question, Mr. Moir said that some work is being done by staff on the financial brief submitted by the Alderman some months ago (item #10 on the Continuing Agenda).

With regard to Ald. Fredericks' inquiry on the status of legislation which would permit tax relief for women who are separated, Mr. Drury noted that the new Provincial statute supercedes any such changes the City might wish to make in the Charter.

ALD. COTE Referring to a recent situation involving an ambulance in the area of Albro Lake Road and Victoria Road, Ald. Cote questioned the Police Dept. policy re ambulances called to the scene of an accident and the number of Police cruisers required to be present. He commented on the latitude permitted ambulance drivers over other traffic and requested information on the general policy followed in Dartmouth in this connection.

ALD. DAY Ald. Day's inquiry concerned the policy being followed in the case of Police cruisers in pursuit of speeding drivers; the City Administrator discussed this matter with the Alderman.

ALD. GRANFIELD Ald. Granfield again requested a report from the Police

Chief on the traffic situation at the intersection of Old Ferry Road, Portland Street, Maynard, Poston and Amelia Streets. He referred to this intersection as being extremely dangerous and suggested that an amber light is required, along with better lighting so that the crosswalk is more clearly visible.

ALD. IBSEN

Ald. Ibsen asked about the status of the traffic lights at the corner of Mount Edward Road and Woodlawn Road; he asked if it would be possible to have the lights left at this location. Mr. Moir said he would request a report from the Traffic Authority on this.

He also agreed to check with the Police Dept. on Ald. Ibsen's second inquiry which dealt with the possibility of having a police officer on duty at the intersection of Portland Street and Woodlawn Road during rush hours.

NOTICES OF MOTION: The following notices of motion were given for the next

ALD. GRANFIELD regular meeting of City Council:

- 1) Ald. Granfield: a) that By-law C-286 be read for the purpose of amending the procedural by-law.
b) that an immediate study be commenced to evaluate the abolition of the ward system and for the reversion to the system of electing Aldermen by a general vote of the electors. All pertinent information on other municipalities using this system in Canada to be obtained by the City Administrator and made available and a public hearing be called to provide interested citizens and civic organizations with an opportunity to express their views.

ALD. DAY

- 2) Ald. Day: that Council recommend to the Dept. of Highways that traffic lanes be installed on the Rotary to facilitate better movement of the traffic flow.

ALD. BRENNAN

- 3) Ald. Brennan: to seek Council's support to ask City staff to study the economic feasibility, requirement for, and the design, logistics, and criteria for establishing a low-cost Dial-a-Bus system for the senior citizens of Dartmouth. The study should indicate operational parameters, conflicts with DTS, and rough cost-benefit analysis, using existing research material and available resources.

ALD. HART

- 4) Ald. Hart: that a letter be sent to Halifax City Council and Halifax County Council, asking each to appoint two Aldermen plus the Mayor and Warden, to meet with two Aldermen and the Mayor of Dartmouth Council to discuss the establishment of a Regional Transit Authority.

PASS BILLS

All bills were passed by Council for payment on motion of

Ald. Fredericks and Day.

Having completed the December 2nd agenda, Council proceeded to deal next with the agenda circulated for this date.

MINUTES

The minutes of the November 18th meeting were approved as circulated on motion of Ald. Day and Granfield.

MOTION: ALD.
KAVANAUGH

A motion of Ald. Kavanaugh's, deferred from a previous meeting, was introduced at this time as follows: that Council instruct the City Administrator to advise the Traffic Division of the Police Dept. to undertake a crosswalk safety education program, with a view to educating pedestrians as well as drivers, on the merits of making effective use of crosswalks. The motion was seconded by Ald. Ibsen. Ald. Kavanaugh spoke on the type of education program which he felt would be effective in attempting to improve crosswalk safety from the point of view of pedestrians and drivers alike. The motion received the support of Council and carried.

RESOLUTION #57

On motion of Ald. Day and Fredericks, Council adopted Resolution #57 (appoint Special Constable), a copy of which is attached.

RESOLUTION #56

Resolution #56, authorizing an agreement with the CNR for a pipeline installation under the CNR right-of-way in Woodside, was also approved by Council on motion of Ald. Ritchie and Fredericks; a copy of the resolution is attached.

PLANNING DIRECTOR'S
REPORT

The Planning Director's report for November was adopted by Council, as recommended by the P.D.O. Committee, on motion of Ald. Ibsen and Day.

PERMIT TO BUILD:
22 FIELDING AVE.

On motion of Ald. Ritchie and Day, Council granted a permit to build a one-storey office/warehouse to J. W. Lindsay Enterprises Ltd. for Lot L (22 Fielding Ave.) in the Burnside Park, as recommended by the P.D.O. Committee.

SUBDIVISION APPLIC-
ATION: R. SELLARS

The P.D.O. Committee has recommended the granting of a subdivision application from Mr. Raymond Sellars for his property located at the northern end of Helene Ave., based on the condition

stipulated in the Planning Dept. report on this request, dated December 8th. Council approved the Committee's recommendation on motion of Ald. Granfield and Fredericks.

**ACTION: WILLIN
CONSTRUCTION LTD.**

On motion of Ald. Cote and Day, Council received and filed a report from the City Administrator on an injunction taken against Willin Construction Ltd., this company having started construction of buildings in the Gaston Road/Portland Street area without first obtaining a building permit.

**CLOSURE: PORTION
OF CRICHTON AVE.**

On motion of Ald. Ibsen and Hart, Council set January 20th as the date for public hearing of a proposed street closure involving a portion of Crichton Ave. (Ext.) between the City boundary and Woodland Ave.; Resolution #55 was adopted, also in this connection. A copy of Resolution #55 is attached.

**IMPACT STUDY:
QUARRY OPERATION**

The Planning Dept. has recommended that the Lakes Advisory Board and the Department work together to carry out an in-depth study of the long-range impact of the quarry operation, on the basis of a request for such information from City Council. The recommendation was approved on motion of Ald. Day and Hart.

**REPORT FROM
PROPERTIES
COMMITTEE**

A report from the Properties Committee on five City-owned properties and appropriate action being taken in connection with them, received Council's approval on motion of Ald. Smith and Day.

**DEVELOPMENT
PROPOSALS**

The Recreation Advisory Board has outlined a procedure to be followed to avoid any delays when development proposals are being considered, and Council approved the type of arrangement suggested on motion of Ald. Fredericks and Ibsen.

On motion of Ald. Ibsen and Fredericks, Council adjourned to meet in camera and after later reconvening, the action taken in camera was ratified on motion of Ald. Day and Kavanaugh.

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

December 1975

RESOLUTION NO. 56

WHEREAS the Council of the City of Dartmouth desires to obtain a license to construct, maintain, repair and/or reconstruct and use one 60 inch storm sewer pipe under the right of way and track owned by the Canadian National Railway Company which proposed pipeline location is shown outlined in red on Plan No. 3, dated August 1975, attached hereto;

AND WHEREAS permission has been granted to the City of Dartmouth by the Canadian National Railway Company to construct, maintain, repair and/or reconstruct and use such a pipeline under its right of way, subject to the terms and conditions outlined in the Agreement attached hereto;

BE IT THEREFORE RESOLVED by the Council of the City of Dartmouth that the Mayor and the City Clerk are hereby authorized to execute on behalf of the City, an Agreement in the form of Schedule "A" attached hereto and to affix to it the seal of the City.

Done and passed this

day of

A.D. 1975

RESOLUTION #57

RESOLVED that the following be and hereby appointed
SPECIAL CONSTABLE in and for the City of Dartmouth
to hold office until January 30, 1976:

Mr. Weldon Arnold

Dartmouth, N. S.

Dec. 16/75.

In camera portion of the regularly called City Council meeting held this date at 7:30 p.m.

PROPERTY:
37 WINDMILL RD.

Council met in camera as Committee-of-the-Whole to deal with three additional reports from the City Administrator concerning property acquisition negotiations. On motion of Ald. Kavanaugh and Fredericks, a report on the property 37 Windmill Road was received and filed. The report advises that the owner of the property, Mrs. Hutchinson, has decided not to sell, at least for the winter months. If and when she decides to sell her property, she has agreed to contact the City first.

PROPERTIES: 150, 152,
& 154 PRINCE ALBERT RD.

Mr. Moir's second report deals with properties available for acquisition by the City at 150, 152, and 154 Prince Albert Road. This land is located at the corner of Prince Albert Rd. and Nowland Street, with the City owning land on both sides of the property. Ald. Brownlow and Ritchie moved the adoption of Mr. Moir's recommendation, which is that he be authorized to negotiate with John F. Stevens Ltd. for possible acquisition of these properties and explore the availability of funds from other sources to assist in the purchase. Ald. Kavanaugh asked if the Properties Committee should not be looking at properties being considered for acquisition. Ald. Cote and Granfield were opposed to proceeding with the property acquisition, Ald. Cote maintaining his position taken earlier in the meeting that we should be concentrating more efforts toward the development of recreational facilities in areas of the City where they are needed, rather than continuing to acquire additional land around the lakes. Ald. Granfield suggested that the boat clubs themselves could purchase the Prince Albert Rd. properties if they required them for additional space. Ald. Greenough spoke in support of the motion which carried (Ald. Cote and Granfield voting against).

SETTLEMENT:
316-318 MAIN ST.

Acceptance of a settlement agreement worked out with Mr. Harold Conrad, owner of the property 316-318 Main St., has been recommended by Mr. Moir, the total amount of the

settlement being \$17,040. The Committee proceeded to adopt this recommendation on motion of Ald. Greenough and Ritchie.

The Committee adjourned to reconvene in open Council on motion of Ald. Day and Ibsen.

G. D. Brady,
Deputy City Clerk.

DARTMOUTH CITY COUNCIL MINUTES

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