

Dartmouth, N. S.

January 6/76.

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

Council approved the minutes of the December 2nd and 4th meetings on motion of Ald. Ibsen and Fredericks.

In connection with business arising from the minutes, Ald. Brennan inquired concerning the status of the waterfront development presentation and Ald. Fredericks asked if the committee recommended to Council by the P.D.O. Committee (to approach Provincial and Federal authorities re office space in Dartmouth) has been appointed; he later asked to have this matter clarified in relation to the recommendation from Committee and the action taken on it by Council. The item was deferred from the Dec. 2nd Council meeting.

Ald. Brennan also sought information on the status of his transit commission proposal and on the public meeting to be called in the Crichton Park area to consider the proposal for recreational development of the former City dump site. The Mayor noted that Mr. Bayer will be selecting a date for the meeting when he returns to the City.

MANOR MOBILE HOMES APPLICATION

An application from Manor Mobile Homes Ltd. for a sales area on Nantucket Ave. was again before Council, having been referred from the December 16th meeting with related reports on the issue. Ald. Ibsen and Hart moved that the application be granted, but Ald. Fredericks questioned the availability of a sewer hookup to serve the property without crossing the adjacent lands owned by the City. He proposed an amendment introduced

previously at the December 16th meeting to the effect that no sewer hookup be permitted across City-owned land to the Manor Mobile Homes site. The City Engineer was asked about the location of the nearest sewer line to the Mobile Homes site and on motion of Ald. Ibsen and Granfield, Council decided to defer this item to a later point in the meeting to give Mr. Fougere an opportunity to provide a plan indicating the exact location of sewer services.

When the plan was made available, Council was advised that there is no sewer line on Nantucket Ave., the nearest means of servicing the Mobile Homes location being over the adjacent City-owned property from the former rink site. Mr. Kitz, Solicitor representing the applicants, said they had been under the impression that sewer lines were available on Nantucket Ave., close to their property. He indicated that alternate uses for the site will now have to be considered in the light of information provided by Mr. Fougere and at his request, Council deferred the item until the next meeting, on motion of Ald. Day and Hart.

RESOLUTION: CITY OF WINDSOR The City of Windsor has forwarded a resolution proposing that further energy price increases for Canadians be restricted to the Wage & Price Guidelines established by the Federal Government, as per the attached copy. Ald. Ibsen and Ritchie moved that Council endorse the resolution as requested by the City of Windsor. Ald. Granfield spoke against the motion but it was supported by other members of Council and carried with Ald. Walker and Granfield voting against.

BY-LAW C-286 By-law C-286, which would amend By-law C-247 in three procedural areas, has been prepared in compliance with notice of motion given by Ald. Granfield at the December 16th meeting. It was moved by Ald. Granfield and Hart and carried that leave be given to introduce the said By-law C-286 and that it now be read a first time. It was moved by Ald. Ibsen and Hart that By-law C-286 be read a second time.

Referring to Section 1., Ald. Kavanaugh questioned the necessity for having motions read before debate and he moved in amendment that the sentence to this effect be altered with the addition of the words 'if requested'. The amendment was seconded by Ald. Ritchie and it carried with Ald. Brownlow, Sanford, Cote, Day and Walker voting against.

A second amendment, proposed by Ald. Walker, to delete Section 3 altogether (requiring a seconder for motions in Committee), did not receive a seconder. Ald. Granfield explained why he felt that motions should be seconded in Committee, after which Ald. Kavanaugh spoke in favour of the proposed new section 35A (of By-law C-247). This new section permits debate on deferral motions but only as to the desirability of deferring. When the vote was taken on second reading as amended, it carried with Ald. Ibsen and Walker voting against. Unanimous consent was not given by Council for third reading of the by-law.

MOTIONS:**ALD. GRANFIELD**

Motions were introduced as follows, notice of motion having been duly given at the December 16th Council meeting:

1) Ald. Granfield moved, seconded by Ald. Ibsen, 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. Granfield was heard on the subject of his resolution; in summary, he felt that decisions made by Aldermen elected at large would be to the advantage of the City as a whole rather than on a ward basis. This opinion was not shared by other Council members, most of whom favoured a retention of the ward system as a satisfactory form of municipal government. It was argued that decisions are made for the general good of the City, while at the same time,

ward residents have the opportunity to be in close touch with their elected representatives through the ward system. Ald. Cote said he would not be opposed to having the study carried out as a means of providing information which would be useful to Council, but the other Aldermen who spoke on the motion were not even in favour of proceeding with the study. The matter of election campaign costs came into the discussion, with opinions being expressed as to how these would be affected if candidates ran City-wide campaigns. When the motion was put, it was defeated with Ald. Hart, Cote, and Granfield voting in favour.

ALD. DAY

2) Ald. Day moved, seconded by Ald. Walker, that Council recommend to the Dept. of Highways that traffic lanes be installed on the rotary to facilitate better movement of the traffic flow. Having heard Ald. Day explain details of discussions with the Police Dept. regarding improvements which could be made to control rotary traffic, Council agreed to refer the motion to the Traffic Authority for a report. The motion to refer was moved by Ald. Day, seconded by Ald. Walker.

ALD. BRENNAN
& ALD. HART

In view of the fact that agreement has still not been reached with DTS Busses Ltd. on the proposed subsidization of their bus system, Ald. Brennan and Hart indicated their wish to withdraw notices of motion pertaining to a proposed dial-a-bus system and the establishment of a Regional Transit Authority. Ald. Hart stated that she will re-introduce her motion at the March meeting and Ald. Brennan also reserved the right to have Council deal with his motion once the DTS issue has been resolved.

RENEWAL OF BORROWING
RESOLUTIONS

Renewal of Borrowing Resolutions in the amount of \$1,940,000. (Sewers, 1974) and \$320,000. (Sewers, 1973), were approved by Council on motion of Ald. Sanford and Day; copies of these resolutions are attached.

PORTLAND ST. EXT.
ALIGNMENT

Council agreed to deal next with the item which pertains to the reconstruction of Portland Street from Bruce Street to the City limits, the design for this project having been carried out

by FENCO. Representatives of the company made a presentation, explaining to Council the two alternative alignments which can be considered for the section of highway involved, both requiring the acquisition of eleven properties with dwellings situated on them. Alignment "A" is favoured and would permit retention of the existing buffer of land between the roadway and houses on the north of Portland Street which front on Clydesdale Drive. Mr. Moir has reported to Council that City staff also support this alignment and he recommends Council's approval of it, together with authorization to complete the legal plans and appraisals of the properties required for the selected right-of-way, in order that negotiations may be carried on immediately with the property owners concerned.

Mr. O'Halloran of FENCO responded to questions from the Council members dealing with a) improvements to the Caldwell Road intersection with Portland Street; b) property acquisitions required; c) sidewalks to be provided; and d) differences in the two alignments being suggested. Ald. Sanford suggested that Maritime Tel & Tel should be approached and requested to move their lines underground while construction is taking place along this section of Portland Street, while Ald. Brennan expressed concern for the protection of Russell Lake, noting the reference to protective measures proposed in the FENCO submission. Ald. Ibsen asked if any thought has been given to diverting traffic through from the Cole Harbour Road to #7 Highway while construction is in progress and Mr. O'Halloran said he would discuss this idea further with the City Engineer. Ald. Greenough was in favour of having sidewalk construction extended the full length of the project (at least on one side of the street) if cost-sharing is available through DREE. The point was made by Mr. Moir that the Province will not participate in sidewalk construction costs.

After Ald. Kavanaugh and Day had moved the approval of alignment "A" and the adoption of Mr. Moir's recommendation, it

was moved in amendment by Ald. Sanford and Hart that Maritime Tel & Tel be approached by letter and asked to consider relocating their lines underground along the section of Portland Street which this project includes. In response to questions from Ald. Fredericks as to the cost of the project to the City, Mr. Moir advised that it will be approx. \$300,000. plus land acquisition costs. The amendment on the floor carried and a second amendment was then introduced by Ald. Greenough and Walker to the effect that concrete sidewalks be included for the full length of the project under alignment "A" (on one side of the street) if cost-sharing is available. This amendment also carried.

Ald. Sanford asked about the properties to be acquired, having previously referred to the street widening reserve which was understood to have been retained as development proceeded along Portland Street. Mr. O'Halloran commented on the question, pointing out that the street reserve would have to be acquired also if an alignment were being recommended which follows it. The amended motion carried with Ald. Sanford voting against (Ald. Cote refraining from the vote on the amendments and on the motion).

REPORTS

The following monthly reports were adopted by Council on motion of Ald. Day and Ibsen:

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

RECOMMENDATIONS
FROM COMMITTEE

The following action was taken by Council on recommendations from the Finance & Social Services Committee:

SENIOR CITIZENS
SERVICE CENTRE
PROPOSAL

1) Senior citizens service centre proposal: In considering a request from the Senior Citizen Services Advisory Committee for use of the City-owned building at 13 Windmill Road, the Committee recommends to Council that the building be made available for various community purposes, to be determined and administered by the Housing Committee, with priority given to the senior citizens' group wherever possible. Ald. Brownlow and Ritchie

moved the adoption of this recommendation. Ald. Fredericks said he would be opposed to having the Housing Committee administer the building rather than City departments such as Recreation and Social Services. The Mayor said it was understood at the Committee meeting that a report from the Housing Committee would come to Council before final decisions are taken on the use of the building; the report would come out of meetings with the Department heads concerned, the NIP people, Continuing Education representatives, etc. The motion on the floor carried.

LETTER RE
DOG CONTROL

2) Letter re dog control: On motion of Ald. Brownlow and Hart, Council adopted a recommendation from Committee relating to a letter on the subject of dog control, to the effect that in calling tenders this year for the dog pound service, staff be instructed to stipulate a rate (increased over the present rate for boarding dogs) for boarding dogs in the tender specifications - the idea being that tenders coming in would be reduced accordingly.

LETTER RE
RECREATIONAL
AREAS

3) Letter re recreational areas: Ald. Sanford and Kavanaugh moved the adoption of a report from Committee which recommends inclusion in Capital Budget considerations of a request from residents of the Celtic Drive/Lorne Ave. area for recreational lands to serve this section of the City. The report notes that the Recreation Dept. has already been asked to consider recommendations for such additional facilities in connection with the Manor Park development. Mrs. Ann Matthews, whose letter on the subject was dealt with at Committee, addressed Council and the Mayor had circulated, a memo from her, advising Council of the receipt of a petition signed by 159 area residents in support of Mrs. Matthews' presentation. Mrs. Matthews was informed by the Mayor of the recommendation from Committee and the motion on the floor carried.

A.C.L.D. REQUEST: 4) A.C.L.D. request re tax bill: On motion of Ald. Sanford and Day, Council adopted a recommendation from Committee that a

TAX BILL

tax bill in the amount of \$54.73 on premises at 25 Wentworth St. be written off, as requested by the Association for Children with Learning Disabilities.

EXEMPTION REQUEST: 5) Request for tax exemption, Dartmouth Boys Club: In dealing DART. BOYS CLUB

with a request from the Dartmouth Boys Club for a tax exemption on their property at 60 Farrell Street, the Committee has recommended deferral of the matter until the status of non-residential property taxes has been clarified by the Province, based on legislation passed at the recent sitting of the House. A motion introduced by Ald. Sanford and Fredericks, authorizing the tax exemption requested, was ruled out of order by the Mayor for the reason that the City is no longer able to grant exemptions under the new Provincial take-over of assessment functions. A second motion moved and seconded by the same Aldermen, which would authorize a grant to the Club equal to the amount of the tax bill owing, was also ruled out of order and a motion to defer as recommended by Committee was made by Ald. Granfield and Kavanaugh. This motion carried with Ald. Walker, Smith, Sanford, and Fredericks voting against.

INSURANCE COVERAGE: 6) Insurance coverage, Dartmouth ferries: On motion of DARTMOUTH FERRIES

Ald. Ibsen and Ritchie, Council adopted a recommendation from Committee based on Mr. Moir's report on additional insurance coverage considered necessary for the Dartmouth ferries at a cost of between \$8,000. and \$10,000., which provides each boat with \$200,000. coverage.

AGREEMENT:
RESOLUTION #58

On motion of Ald. Walker and Kavanaugh, Council approved Resolution #58, authorizing cost-sharing agreement #40 between the City and the Province of Nova Scotia Dept. of Highways for reconstruction of the portion of Portland Street from Bruce St. to the City limits. A copy of Resolution #58 is attached.

INQUIRIES:
D. IBSEN

Ald. Ibsen again asked that attention be given to the traffic situation at the intersection of Portland St. and Woodlawn Road; he said that the Yield sign there at present does

not provide adequate traffic control.

He suggested that the City express strong opposition to the granting of prison leave in the case of persons serving terms for murder, as recently permitted during the Christmas-New Year period.

ALD. GRANFIELD Ald. Granfield requested an answer to his previous inquiry re traffic control at the intersection of Old Ferry Road and other streets at this point with Portland Street. He suggested that traffic lights may even be required there.

ALD. DAY Ald. Day asked that some type of protection, such as an amber light or a policeman on duty, be provided for the safety of children at the intersection of Wyse Road and Boland Road.

ALD. COTE Ald. Cote asked if overhead heating units were installed at the Gray Rink and if so, why they are not operational. Mr. Moir agreed to take this matter up further with the City Engineer.

ALD. SANFORD Ald. Sanford requested work on Faulkner Street where there has been damage to cars as a result of potholes.

ALD. WALKER Ald. Walker's first question concerned the truck bodies and building inspected in the Garshan Road area; Mr. Moir said he would check the report on these premises out further with the Building Inspection Dept.

Ald. Walker asked if the Province is paying rent for the portion of City Hall where the Assessment Dept. is located; Mr. Moir said they are negotiating for the space occupied by the department.

Ald. Walker questioned the removal of sand and salt boxes throughout the City, suggesting that some residents are requesting their replacement. The City Engineer commented on the Alderman's inquiry and Mr. Moir asked that the names of streets where the boxes are requested, be brought to Mr. Fougere's attention.

ALD. FREDERICKS Ald. Fredericks made the following inquiries:

- 1) concerning the situation at 68 Everette St. where six families are now living.

- 2) as to whether Dartmouth is in the same position as Halifax with regard to the payment of increased salaries to teachers; the City Clerk and Mr. Moir explained why Dartmouth is not faced with the same financial problem as Halifax in this instance.
- 3) regarding a street in the area of McNeil Street, which leads down to Rodney Road, where residents are requesting a walkway for inclusion in this year's budget.
- 4) he asked to have an opening filled in on Lyon St. and suggested that the street be taken over by the City and brought up to standard; Mr. Moir said he would request a report from the City Engineer on this possibility.
- 5) requested clarification of Council's action in authorizing a committee to approach Provincial and Federal authorities re the establishment of government offices in Dartmouth in conjunction with the waterfront development proposal considered by the P.D.O. Committee.
- 6) he asked if any word has been received on the ferry deficit; the Mayor said there has been nothing further on this from the Province.

ALD. SMITH

Ald. Smith asked to have the property 84 Hawthorne St. inspected; he said that garbage from this property is now reaching the Findlay School property.

Ald. Smith also requested that sand boxes be returned to streets where they are required and Mr. Moir asked the Alderman to provide street names for the information of the City Engineer.

ALD. BRENNAN

Ald. Brennan asked to have considered, the feasibility of foot patrols by the Police Dept. in the older sections of the downtown City area, with an indication as to the manpower requirement involved.

ALD. BROWNLOW

Ald. Brownlow asked if a traffic study has ever been done on the intersection of School Street and Victoria Road; Mr. Moir said that no study has been done there.

Ald. Brownlow's second inquiry concerned cost-sharing for sidewalk construction and Mr. Moir explained why cost-sharing is not available from the Province.

ALD. HART

Ald. Hart asked if action can be taken against the owner of the property 331 Windmill Road.

She also requested that copies of the more pertinent City

by-laws be provided for the new Aldermen.

ALD. GREENOUGH Mr. Moir reported to Ald. Greenough on the status of the steps to be constructed from Mountain Ave. to Birchdale, land acquisition arrangements having been recently approved by Council.

ALD. RITCHIE Ald. Ritchie asked that work be done on the roadway at the Imperoyal overpass; Mr. Fougere said that some work has been done there since New Years Day.

ADDITIONAL LAND: Having received permission to add an item to the agenda,
SOUTH WOODSIDE SCHOOL Ald. Fredericks moved that Council approve a recommendation from the School Board to have provision included in the 1976 capital budget for the acquisition of additional land adjacent to the South Woodside School. The motion was seconded by Ald. Ritchie and carried.


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

- ALD. HART 1) Ald. Hart: that the Solicitor prepare a by-law governing the installation of power poles within the City with reference to the location and the type of pole to be used.
- ALD. BRENNAN 2) Ald. Brennan: will re-introduce his notice of motion previously given re the proposed establishment of a dial-a-bus system, as stated in the agenda (item 6 (d)).
- ALD. WALKER 3) Ald. Walker: that all sidewalks presently being plowed by the City Engineering Dept., other than City-owned adjacent lands, be discontinued, and that the City Solicitor be asked to draft a by-law making it mandatory for property owners to keep sidewalks adjacent to their properties ice free.

Council adjourned to meet as Committee in camera on motion of Ald. Ibsen and Granfield and later ratified the action taken in camera on motion of Ald. Ibsen and Day (Ald. Walker and Sanford voting against).

Meeting adjourned.

N. C. Cohoon,
City Clerk.





Province of Nova Scotia

Department of Municipal Affairs

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

GRANTS AND FINANCE DIVISION

February 12, 1976

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

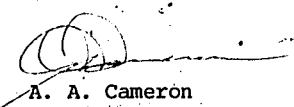
Dear Mr. Cohoon,

Re: Renewal of Borrowing - \$320,000 - Sewers - 1973 - 73-10
-1,940,000 - Sewers - 1974 - 74-31

Enclosed please find two (2) copies of each of the above mentioned resolutions which were passed by your Council on January 6, 1976 and bear the approval of the Minister of Municipal Affairs on February 11, 1976.

One copy of each resolution is for your files, and it is presumed the other copies will be presented to your Bank.

Yours truly,


A. A. Cameron
Advisor
Municipal Grants & Finance

/lrh
encl. (4)

City of Dartmouth
Renewal of Borrowing Resolution

74-31

13

\$1,940,000

for Sewers - 1974

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 One Million Nine Hundred Forty Thousand Dollars (\$1,940,000) for the purpose of constructing, altering, extending and improving public sewers or drains for the City 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 13th day of August, 1974, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 23th day of October, 1974, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding One Million Nine Hundred Forty Thousand Dollars (\$1,940,000) 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 AMOUNT

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 6th day of January, 1976.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 7th day of January, 1976.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i> Deputy Minister	
APPROVED this	11 th day
of	February 1976
<i>[Signature]</i> Minister of Municipal Affairs	

[Signature]
MAYOR

[Signature]
CLERK

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

City of Dartmouth
Renewal of Borrowing Resolution

73-10 14

\$320,000

for Sewers - 1973

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 Twenty Thousand Dollars (\$320,000) for the purpose of constructing, altering, extending and improving public sewers or drains for the City 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 14th day of August, 1973, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 9th day of September, 1974, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Three Hundred Twenty Thousand Dollars (\$320,000) 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 AMOUNT

APPROVED
AS TO FORM

[Signature]
Clerk

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
approval of the Minister

[Signature]
Deputy Minister

APPROVED this 11th day
of February, 1976

[Signature]
Minister of Municipal Affairs

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 8th day of January, 1976.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 7th day of January, 1976.

[Signature]
MAYOR

[Signature]
CLERK

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

Dartmouth, N. S.

January 6/76.

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

TRUST FUND
CONTRIBUTION

Meeting in Committee, the members were informed by the Mayor of the trust fund being established to receive contributions on behalf of the family of Cpl. Spicer; the fund will be administered by Victor deB. Oland and contributions will be received for a one-month period. Ald. Fredericks and Cote moved that the City contribute \$2,000. toward the trust fund. Ald. Kavanaugh inquired concerning financial provisions made for Mrs. Spicer and her children through death benefits which they will receive. Ald. Smith, Walker, and Sanford did not support the motion, but Ald. Greenough, Fredericks and Ibsen were in favour of making a contribution on the City's behalf. Ald. Walker suggested that it would be beneficial to have Mrs. Spicer receive 70% of a corporal's current salary as the salary scale is increased rather than continuing to receive 70% of the present salary rate for this classification. He introduced an amendment to this effect but it was not seconded, the members preferring to have this item considered as an article for negotiation in the new contract with the Police Association, as proposed by the City Administrator. When the motion was put, it carried with Ald. Smith, Kavanaugh, Walker and Sanford voting against.

CLERICAL STAFF:
POLICE DEPT.

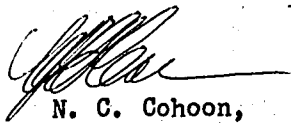
A report was considered from the City Administrator on an application being made to the Labour Relations Board for inclusion of Police Dept. clerical staff in the local bargaining unit of the N. S. Police Association. Mr. Moir recommends that the application be opposed for the reasons stated in his report and the recommendation was adopted on motion of Ald. Fredericks and Smith with Ald. Sanford voting against.

LETTER:
DTS BUSSES LTD.

A letter dated January 6th has been received from the Solicitors acting on behalf of DTS Busses Ltd. in negotiations with the City, and both Mr. Moir and the Mayor reported on recent discussions with the owner, noting in particular the

approach which he has taken in requesting financial assistance from the Province. Since no word has been received to date on Provincial response to this request, it was considered advisable for Council to take further action at present and a motion to this effect was moved by Ald. Smith, seconded by Ald. Day. The motion also gave authorization to have Mr. Caines act as Solicitor representing the City at the Public Utilities Board hearing set for January 7th when application will be made by Halifax Transit to have fares increased on the bus run to Dartmouth. The motion carried.

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



N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

January 20/76.

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	Greenough
Walker	Fredericks
Ritchie	

City Solicitor, S. Drury
City Administrator, C. A. Moir

PUBLIC HEARING: This date was set by Council for public hearing of a
657 PORTLAND ST. rezoning application for the property 657 Portland Street, owned
by Mr. Winston Settle; the request is to rezone the property
from R-1-A to C-1-A Zone to permit the use of the dwelling as
an office for two doctors. The Planning Dept. has recommended
against the zoning change for the reasons stated in their report
of November 19th. The appropriate amendment to By-law #74 was
before Council in this connection.

It was moved by Ald. Day 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. Cote and Day that the amendment be
read a second time.

Ald. Ibsen presented a petition signed by 42 residents
living on Carver, Elizabeth and Portland Streets, objecting to
the rezoning, and he expressed his opposition to the motion,
along with objections expressed by Ald. Kavanaugh. Ald. Kavanaugh
suggested, however, that the desirability of rezoning this
entire section of Portland Street for possible commercial use
should be studied in conjunction with the wishes of the residents
involved; it was noted that homes along the entire section will
front on a four-lane arterial highway after the widening of
Portland Street has been completed. Ald. Cote also commented
on a similar point. Mr. Winston Settle, the property owner,
felt that his rezoning request is reasonable and that the use

proposed would be compatible with the neighbouring residential area. The motion for second reading did not receive the support of Council and it was defeated.

RESOLUTION #76-3: This meeting of Council also constituted a public hearing **CLOSURE OF CRICHTON AVE.** in connection with the proposed closure of the portion of Crichton Ave. between Woodland Ave. and the northwestern boundary of the former City dump property. This portion of Crichton Ave. will be conveyed to MacCulloch & Co. Ltd. in accordance with an agreement previously negotiated between the company and the City. Resolution #76-3 was presented in this connection and was approved by Council on motion of Ald. Walker and Smith. No objection to the street closure was indicated either in writing or by representation during the hearing. A copy of Resolution #76-3 is attached.

MINUTES

The minutes of the December 10th and 16th, 1975 meetings were adopted on motion of Ald. Ritchie and Kavanaugh.

RESOLUTION #76-1 On motion of Ald. Kavanaugh and Day, Council approved Resolution #76-1 which amends By-law C-282 (Minimum Standards of Use & Maintenance of Property) in accordance with requirements stipulated by the Minister of Municipal Affairs in his approval of the by-law. A copy of Resolution #76-1 is attached.

RESOLUTION #76-2 Resolution #76-2, appointing Special Constables as listed, was approved by Council on motion of Ald. Day and Ibsen. A copy of Resolution #76-2 is attached.

DIRECTOR'S REPORT

The Planning Director's report for the month of December, 1975, received the approval of Council on motion of Ald. Walker and Smith.

DEVELOPMENT OF PURCELL PROPERTY

A report from the Planning Director was before Council in connection with a development proposal for the Purcell property situated off Portland Street in the Gaston Road area; accompanying reports from the Engineering Dept. and from the Lakes Advisory Board were submitted also for consideration. In view of drainage and ecological problems associated with the development site, the

Planning Director has reported that his department is not in a position to grant or deny approval of the subdivision application at this time. The report notes that final plans relating to the development must be submitted and reviewed by both City staff and the Lakes Advisory Board. Ald. Cote and Ibsen moved referral of the matter back to the Planning Dept. in accordance with the requirement noted above. The Mayor commented on compliance still required of the developer to meet City requirements and Mr. Bayer responded to questions from Ald. Walker as to why the development has been delayed over a period of months, pointing out that his department has been working continuously with the developer in attempting to resolve the problems associated with the site.

Reference was made by Ald. Granfield to the off-site development costs involved and to the decision taken by Council to have these assumed by the developer. He also suggested that the recreational needs of this section of Ward 2 should be taken into account as well. Ald. Kavanaugh said that the Planning and Engineering Departments are to be commended for the precautions they are taking in having the matter brought to the attention of Council before development is allowed to take place. The motion on the floor carried with Ald. Walker voting against.

SUBDIVISION APPLIC-
ATION: BONANG &
MILLARD

On motion of Ald. Fredericks and Kavanaugh, Council approved an application to subdivide, involving a minor lot adjustment between Civic #9 and #11 Gaston Road, approval having been recommended by the Planning Dept. on the basis that the request does not in any way defeat the intent of the subdivision regulations.

INDUSTRIAL
EXHIBITION

Mr. Moir has reported to Council on a letter from the Dartmouth Chamber of Commerce regarding the use of the Colenso W. Bowles Arena for an industrial exhibition in May or June of this year. If the rink were to be used for this purpose, it would have to be sprinklered, in accordance with Provincial and City fire regulations, and Mr. Moir's report indicates that if

Council desires to have a building suitable for trade fairs, provision could be included in the 1976 budget to have a sprinkler system installed in the C. W. Bowles Arena; the cost involved would be approx. \$25,000. Council approved the inclusion of the expenditure in the 1976 budget as proposed, on motion of Ald. Fredericks and Granfield.

JOINT EXPENDITURE: On motion of Ald. Kavanaugh and Walker, Council authorized **COURT HOUSE COMMISSION** payment of \$9,286.50 to the County of Halifax as the City's share under Joint Expenditures for outstanding taxes for the years 1974 and 1975 for the parking facilities at the Court House. This expenditure will be shown in the 1976 estimates under the heading Joint Expenditures Commission, as recommended by the City Administrator.

HEATING:
GRAY ARENA

In response to an inquiry raised at the January Council meeting, Mr. Moir has reported that the installation of overhead heating was not included in the original proposal for construction of the Gerald B. Gray Arena. Provision for this heating, in the amount of \$4,000., has now been included in the 1976 budget and it is recommended that Council authorize the installation immediately since there is a definite need for it. The recommendation was adopted on motion of Ald. Walker and Cote.

POSITION OF
COMPTROLLER

Council considered a recommendation from the City Administrator on the appointment of Mr. D. C. McBain to replace Mr. A. Peters as City Comptroller, effective as of January 31/76. Ald. Walker and Granfield moved the adoption of Mr. Moir's recommendation, but Ald. Cote felt that Council should have further opportunity to discuss this item in camera and on his motion, seconded by Ald. Kavanaugh, the appointment item was deferred to the in camera portion of the meeting.

ANTI-LITTER BY-LAW In a further recommendation to Council from the Nov. 25/75 meeting, the Planning, Development & Operations Committee has recommended that copies of By-law C-119 (Anti-Litter By-law) be circulated to all businesses and schools in the City so that

the contents of the by-law can become familiar. Ald. Fredericks and Ibsen moved the adoption of this recommendation from Committee, but on motion of Ald. Granfield and Day, it was referred to the Solicitor for inclusion in the report being prepared by him relative to By-law C-119 (Ald. Fredericks voting against the motion to refer).

On motion of Ald. Ibsen and Day, Council adjourned to meet in camera and having later reconvened in open meeting, Council proceeded to approve the action taken in camera.

The decision taken with regard to staff negotiations received approval on motion of Ald. Ibsen and Smith.

The motion previously on the floor, adopting Mr. Moir's recommendation on the appointment of a City Comptroller, was reintroduced by Ald. Kavanaugh and Smith. The motion carried, after which Ald. Cote and Day gave notice of reconsideration.

The meeting then adjourned.

G. D. Brady,
Deputy City Clerk.

NOTICE OF
RECONSIDER-
ATION

January, 1976.

WHEREAS By-law C-282, attached hereto, being the Minimum Standards of Use and Maintenance of Property By-law, was approved by the Minister of Municipal Affairs on December 19th, 1975 subject to the following amendments:

1. In Section 4 (c) at line one the abbreviation "etc" be deleted.
2. In Section 4 (q) at line one the abbreviation "etc" be deleted.
3. In Section 4 (s) at line two the word "and" be inserted immediately preceding the word "fixtures" and that the abbreviation "etc" be deleted.
4. In Section 9 the words "but such rent shall be payable in trust to the Residential Tenancies Board established under Chapter 13 of the Acts of Nova Scotia, 1970", are added to the end thereto.

BE IT THEREFORE RESOLVED that the Council of the City of Dartmouth adopt the above amendments to By-law C-282.

Being a by-law to establish a minimum standard of use and maintenance of property in the City of Dartmouth.

The Council of the City of Dartmouth enacts as follows:

Definitions:

1 In this by-law,

- (a) "Accessory building" means a detached subordinate building on the same lot as the main building.
- (b) "City" shall mean the City of Dartmouth, Nova Scotia
- (c) "Dwelling Unit" means a room or suite of rooms operated as a housekeeping unit used or intended to be used as a domicile by one or more persons and usually containing cooking, eating, living, sleeping and sanitary facilities.
- (d) "Habitable room" means any room in a dwelling unit used or intended to be used for living, sleeping, cooking or eating purposes
- (e) "Last known address" means the address which appears on the assessment rolls of the City.
- (f) "Medical Officer of Health" means the medical officer of the Department of Health, Province of Nova Scotia.
- (g) "Multiple dwelling" means a building containing three or more dwelling units.
- (h) "Mixed use building" means a building containing dwelling units and other uses not accessory to the dwelling units.
- (i) "Non-habitable room" means any room within a dwelling or dwelling unit other than a habitable room and includes bathroom, toilet room, laundry, pantry, lobby, communicating corridor, stairway, closet, basement, boiler room and other space used for service or maintenance of the dwelling for public use and for access to and verticle travel between storeys.
- (j) "Occupant" means any person over the age of 18 years in possession of the property.
- (k) "Building Inspector" means the officer appointed by the City of Dartmouth to enforce this by-law.
- (l) "Owner" includes the person for the time being managing or receiving the rent of the land or premises in connection with which way is used whether on his own account or as agent or trustee of another person or who would so receive rent if such land and premises were let and shall include leasee or occupant of the property who under the terms of the lease is required to repair and maintain the property in accordance with the standards for maintenance and usage of the property.

- (m) "Property" means any building or structure or part of the building or structure that includes the lands and premises appurtenant thereto and all mobile homes, mobile buildings, mobile structures, out buildings, and erections thereon whether heretofore or hereafter erected and includes vacant property.
- (n) "Sanitary room" means a room containing a bathtub or shower with or without a water closet and basin.
- (o) "Repair" includes the provision of such facilities and the making of additions or alterations or the taking of such action as may be required so that the property shall conform to the standards established in this by-law.
- (p) "Sewage system" means the sanitary sewage system or storm water sewage system suitable to the City of Dartmouth.
- (q) "Standards" means the standards prescribed in this by-law.
- (r) "Toilet room" means a room containing a water closet and wash basin.
- (s) "Vehicle" includes a motor vehicle, trailer, boat, motorized snow vehicle, mechanical equipment and any vehicle drawn, propelled or driven by any kind of power including muscular power.
- (t) "Shared" means land other than publicly-owned land around and appurtenant to the whole or any part of the building and used or intended to be used or capable of being used in connection with the building.
- (u) "Yard" means an unoccupied space on the same lot with a building extending along the entire length of the street or rear or interior lot line.

2. The owner of any building in the City of Dartmouth shall in regard to the buildings:

(a) Keep all exposed wood surfaces painted to the satisfaction of the Building Inspector or paint all exposed wood surfaces with two coats of paint at least every five years;

(b) Replace or repair all rotten, broken, displaced, or missing materials;

(c) Keep the building so that it does not leak water and so that the floors are level and the walls are perpendicular.

3. The occupier of any land in the City of Dartmouth shall in respect to the land:

(a) Keep the land free of garbage, parts and bodies of automobiles or other vehicles and machinery and waste material of any kind;

(b) Where there is a building on the land, keep grass cut;

(c) Keep the grass cut between the sidewalk and the curb in front of the land of the owner.

4. The owner of every dwelling in the City of Dartmouth and the owner of the land on which any dwelling is situated shall maintain the land and buildings thereon according to the following standards:

(a) Yard

- (1) The yard shall be kept clean and free from
 - (i) rubble or other debris
 - (ii) objects or conditions that may create a health, fire or accident hazard
- (2) Heavy undergrowth should be eliminated from the area
- (3) Any vehicle which is inerect, discarded, dismantled, inoperative or in an abandoned condition shall not be parked, stored or left in the yard.

(b) Sewage and Drainage

- (1) Sewage or organic waste shall be discharged into a sanitary sewage system acceptable to the municipality.
- (2) Adequate surface water drainage should be provided over the whole area of the property together with suitable arrangements for its disposal without erosion.

(c) Walks, Driveways, Steps, etc.

Steps, walks, driveways, parking spaces and similar areas of a yard shall be maintained to afford safe passage under normal use and weather conditions.

(d) Accessory Buildings

An accessory building shall be kept in good repair free from health, fire and accident hazards.

(e) Garbage Disposal

All garbage, rubble and other debris from a dwelling shall be properly stored in receptacles acceptable to the municipality and made available for removal in accordance with the municipal regulations.

(f) Pest Prevention

A dwelling unit shall be kept free of rodents, vermin and insects at all times and appropriate extermination measures shall be taken as necessary.

(g) Structural Soundness

Every part of the dwelling shall be maintained in a structurally sound condition so as to be capable of sustaining safely its own weight and any load to which it may be subject. Any materials which have been damaged or show evidence of rot or other deterioration shall be repaired or replaced.

(h) Dampness

The interior floors, ceilings and walls shall be kept free from dampness arising from the entrance of moisture through an exterior wall or a roof or through a cellar, basement or crawlspace floor.

(i) Foundations

Foundations shall be of masonry, concrete or other acceptable material and designed to adequately support the loads imposed and provide a dry basement or crawl space. They shall be free of cracks and leaks and defective mortar joints or masonry. Foundation walls shall be damp proof to prevent the entry of moisture or water into the basement or crawl space.

(j) Basements and Unheated Crawl Spaces

Every basement, cellar, crawl space and similar space shall be adequately ventilated to the outside air and adequately drained.

(k) Exterior Walls

The exterior walls and their components shall be maintained so as to prevent the deterioration due to weather or insects and shall be so maintained by:

- (1) painting, restoring or repairing of the walls or flashing -
- (2) the water-proofing of joints and of the walls themselves.

(l) Roofs

All roof construction components shall provide adequate support for all probable loads and form a suitable base for the roof covering and roof including the fascia board, soffitt, cornice and flashing shall be maintained in a water-tight condition so as to prevent leakage of water into the dwelling.

(m) Insulation

Thermal Insulation - The insulation requirements of the Building Code City of Dartmouth shall be complied with when necessary and practical.

(n) Floors

Every floor shall be level and smooth and maintained in good condition. Resilient or non-absorption floorings or equivalent should be provided in bathrooms, kitchens and laundry rooms.

(o) Interior Walls and Ceilings

Every wall and ceiling finish should be maintained in a clean condition free from holes, loose coverings or other defects which may increase the spread of fire. Where fire-resistant walls exist between separate dwelling units, they shall be maintained in a condition which retains their fire-resistant quality.

(p) Doors and Windows

- (1) All exterior openings for doors or windows shall be fitted with doors or windows.
- (2) Windows, exterior doors and basement or cellar hatchways shall be maintained in good repair so as to prevent the entrance of wind and rain into the dwelling.
- (3) Doors, door frames, window frames, sashes, casings and weather-stripping that have been damaged or show evidence of rot or other deterioration shall be painted, repaired or replaced.
- (4) Broken glass and missing or defective door and window hardware shall be repaired or replaced.
- (5) At least one entrance door in every dwelling unit shall have a locking device so as to be capable of being locked from both inside and outside the dwelling.

(q) Porches and Stairs, etc.

All porches balconies, landings, stairways and hand-rails should be maintained free from defects which constitute a safety hazard.

(r) Egress

- (1) Every dwelling and every dwelling unit within a dwelling shall have a safe, continuous, and unobstructed passage from the interior of the dwelling and the dwelling unit to the exterior.
- (2) The passage required above shall not pass through a room in another dwelling unit.

(s) Plumbing

All plumbing, pipes, fixtures, etc., shall be in sound condition and with proper care, serviceable for the expected useful life of the building. All water pipes and appurtenant thereto shall be protected from freezing. The plumbing system shall provide a satisfactory hot and cold water supply, drainage, venting and operation of fixtures. Every hot water heater shall have sufficient capacity to provide an adequate supply of hot water at all times in all parts of every dwelling unit or shared facility.

(t) Toilet, Kitchen and Sanitary Facilities

Every self-contained dwelling unit shall be provided with at least one kitchen sink, water closet, wash basin and bathtub or shower connected to a piped water supply and an acceptable means of sewage disposal. The occupants of not more than two dwelling units may share a water closet, wash basin and bathtub or shower provided:

- (1) If not more than a total of eight persons occupy both dwelling units, and
- (2) access to the fixtures can be gained without passing through rooms or another dwelling unit or outside the dwelling

(u) Sanitary and Toilet Rooms

All sanitary and toilet rooms shall be located within and accessible from within the dwelling unit and shall be fully enclosed and have a lockable door to provide privacy, or practical, a hand basin shall be located in the same room as the water closet.

(v) Kitchens

Every self-contained dwelling unit shall contain a kitchen area equipped with a sink, served with hot and cold running water, a counter top work area, and foot storage facilities. Space shall be provided for a stove and a refrigerator.

(w) Heating Systems

All the residential accommodation shall be equipped with suitable heating facilities capable of maintaining an indoor temperature of 20°C. The heating system required in Section 1 shall be maintained in good working condition so as to be capable of heating the dwelling safely to the required standard. Where a heating system or part of it or any auxiliary heating system burns solid or liquid fuel, a place or receptacle the storage of the fuel shall be:

(w) Heating Systems (Continued)

- (1) provided and maintained in a convenient location, and
- (b) properly constructed so as to be free from fire and accident hazards.

Where the buildings contain two or more dwelling units, fuel-fired heating appliances shall be located in closed or separated from the remainder of the building in conformance with the Building Bylaw of the City of Dartmouth.

(x) Electrical Services

Electrical facilities complying with the requirements of the Building By-law of the City shall be provided for all residential accommodation. Existing wiring and electrical equipment shall be good, serviceable and safe condition as required by the Canadian Electrical Code and by provincial or municipal regulations.

(y) Light and Ventilation

- (1) Every habitable room shall be provided with one or more windows facing directly on a street, yard or court, provided however that a system of mechanical ventilation acceptable to the Building Inspector may be used in lieu of such window or windows.
- (2) Every bathroom or room containing a toilet or urinal shall be provided with ventilation, by means of one or more windows facing upon a street or court or yard or airwell; or by means of one or more windows opening into a vent shaft which extends to and through the roof or into a court, yard or airwell; by means of a separate duct or non-combustible and corrosion-resistant material not less than twelve square inches in cross-section, which extends independently of any duct used for other purposes, to and through the roof, or by ventilating sky light, or by such other approved means of mechanical ventilation approved by the Building Inspector.
- (3) Glass Area - The aggregate area of glass in windows required in habitable rooms shall not be less than ten percent of the floor area of such rooms.
- (4) All windows required by this by-law for purposes of ventilation shall be capable of being opened to an extent of at least thirty percent of the glass area required for such windows. Nothing in this clause, however, shall be deemed to require double windows or storm windows to be installed so as to permit them to be opened as herein provided, unless such ventilation is required by the Building Inspector.

(z) Space Requirements

No part of a dwelling except a habitable room as defined herein shall be used for sleeping purposes. A room used for sleeping purposes shall have a floor area of at least sixty square feet and shall have at least forty square feet of floor area for each occupant of the age of twelve and over and at least twenty-five square feet of floor area for each occupant under the age of twelve years occupying such room provided, however, that this clause shall not apply to rooms designed and used solely as fall out shelters.

(aa) Vacant Land

Vacant Land shall be kept clean and free from,

- (1) rubbish, litter or other debris, and
- (2) objects or conditions that may create a health, fire or accident hazard. All vacant land shall be graded, filled up or otherwise drained so as to prevent recurring ponding of storm water.

5. Enforcement

Whenever the Building Inspector determines that there are reasonable grounds to believe that there has been a violation of any of the provisions of this by-law, he shall give written notice of such alleged violation to the owner or occupants as the case may require of the dwelling or premises containing such violation as hereinafter provided. Such notice shall:

- (1) contain a statement of the point or points of non-compliance with this by-law, and
- (2) fix a period of time in which such owner or occupants as the case may require must complete whatever remedial action is necessary to eliminate the point or points of non-compliance with this by-law, and if the remedial action is completed within the required time, then the non-compliance with this by-law shall not be an offence.

6. The notice shall be sufficiently served when it has been posted on the building and mailed to the assessed owner at the address of the assessed owner on the Assessment Roll of the City. The time of service shall be calculated from the time the notice is posted on the building or mailed, whichever is later.

7. The owner or occupier of any premises shall permit the Building Inspector to enter the premises in order to carry out any inspection at any time between 10 o'clock in the morning, and 4 o'clock in the afternoon on any day except Sunday.

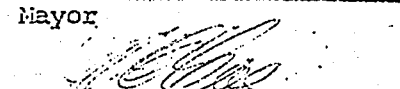
3. Every person who violates or fails to comply with any of the provisions of this by-law shall be liable to a penalty of not more than \$400.00 and in default of payment to imprisonment for a period not exceeding sixty days. 15

9. Upon conviction of the owner for an offence under this by-law, no rent shall be payable by any tenant to the owner for the period between the date of the conviction and the date of a certificate issued by the Building Inspector certifying that the provisions of this by-law in respect to the building of the owner have been complied with.


10. By-law C-120 is hereby repealed.

Done and passed in Council this 31st day of July A.D., 1975


Mayor


City Clerk

I, L.L. Johnson, City Clerk of the City of Dartmouth do hereby certify that the foregoing is a true and correct copy of the Standard of Use and Maintenance of Property By-Law of the City of Dartmouth.


L.L. Johnson
City Clerk

January 14, 1976

76-
RESOLUTION NUMBER 2

RESOLVED that the following be and hereby appointed
SPECIAL CONSTABLES in and for the City of Dartmouth to hold
office until January 30, 1977.

Weldon Arnold

C. P Barkhouse

Allan Gordon

Dartmouth, N. S.

January 20/76.

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

APPOINTMENT:
CITY COMPTROLLER

Meeting in camera as Committee-of-the-Whole, Council dealt further with the item on the agenda which pertained to the appointment of a City Comptroller to replace Mr. Peters. In connection with the City Administrator's recommendation that Mr. Donald McBain be appointed to this position, Ald. Cote questioned the difference in qualifications between a Registered Industrial Accountant and a Chartered Accountant, asking whether Mr. McBain as an R.I.A., has the necessary qualifications to deal with the financial responsibilities which the position of City Comptroller involve. He felt that the position should have been advertised in open public competition rather than through the procedure followed. Ald. Greenough, Fredericks and Granfield spoke in favour of Mr. Moir's recommendation and the motion previously introduced, approving Mr. McBain's appointment, was put and carried. Ald. Cote indicated his intention to give notice of reconsideration after reconvening in open Council.

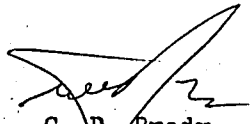
NEGOTIATIONS WITH
FIRE FIGHTERS

A report was considered on contract negotiations with the Dartmouth Fire Fighters Association, giving a breakdown of the various items under negotiation at present. Reference is made in the report to fringe benefits which relate to health and insurance coverage and Mr. Moir recommends in the final paragraph of the report that City staff be authorized to undertake a study into the cost of covering all City employees not currently covered by a sickness, health, and insurance plan. Such a study was authorized on motion of Ald. Brownlow and Greenough.

In discussing the status of negotiations with the City Fire Fighters, some members agreed with the Mayor that a 12% maximum increase should include fringe benefits being requested or, if the union prefers, a 12% salary increase only without additional fringe benefits. Ald. Smith

noted that he had previously asked for a copy of the existing contract agreement with the Fire Fighters for comparison purposes and on his motion, seconded by Ald. Kavanaugh, the matter was deferred to the first February Council meeting so that copies of the present agreement can be circulated in the meantime. The City Administrator will continue to meet with union representatives for further negotiation prior to the February meeting.

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



G. D. Brady,
Deputy City Clerk.

OFFICE OF THE CITY CLERKM E M O R A N D U M

DATE: November 27, 1975

TO: Her Worship the Mayor and Members of City Council

FROM: Planning, Development & Operations Committee

RE: Littering By-Law

The above mentioned matter has been discussed by the Planning, Development & Operations Committee.

It is recommended that City Council request the Works Department to conduct a survey to establish the need for additional litter baskets throughout the City, and that prices be obtained for an additional street sweeping machine. It is further recommended that Council amend By-law C-119 by imposing a minimum fine of \$100 for offenders.

N. C. Cohen
N. C. Cohen
City Clerk-Treasurer

NCC:sam

OFFICE OF DIRECTOR

PLANNING AND DEVELOPMENT DEPARTMENT

November 19, 1975

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

Dear Madam and Sirs:

RE: Rezoning 657 Portland Street

Attached please find a request received from Mr. Winston Settle to have the property located at 657 Portland Street (corner of Carver Street and Portland Street) rezoned from R-1-A (single family residential zone) to C-1-A (multiple business zone). The applicant states that he intends to sell the property to a doctor for eventual use as an office for two doctors.

Portland Street from the Circumferential Highway to slightly beyond the subject location is a mixture of land uses. The south side of Portland Street is zoned commercial and is at present predominately commercial. The north side on the other hand is for the most part zoned single family residential. The homes of this side of the street are of a high quality, being almost without exception extremely well kept.

The *Portland Street Study* presented to and adopted by City Council in 1972 stated the following

It is anticipated that with the opening up of Colby Village and other residential developments in the county there will be a need to widen Portland Street to a minimum of four lanes. Thus it will become an arterial, its function being to move large volumes of traffic quickly. To accommodate this points of access and egress must be carefully regulated as too many vehicular conflict points will destroy this arterial function.

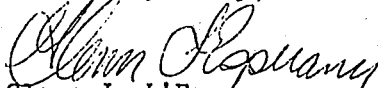
The Portland Street study is at present on the drawing board. The Planning Department hoped to confine the commercial components to the south side of Portland Street, and grouped in such a manner as to minimize access points.

It is this department's opinion that to allow this rezoning to occur would

- 1) Serve as a strong catalyst in eroding the residential nature of the Carver - Settle Street area.
- 2) Create pressures for other homes in the same area to become commercially zoned - thus
- 3) Creating a situation where by many undesirable access points will be created.

In conclusion we would respectfully request that this rezoning be denied.

Yours very truly,


Glenn J. L'Esperance,
Planner.

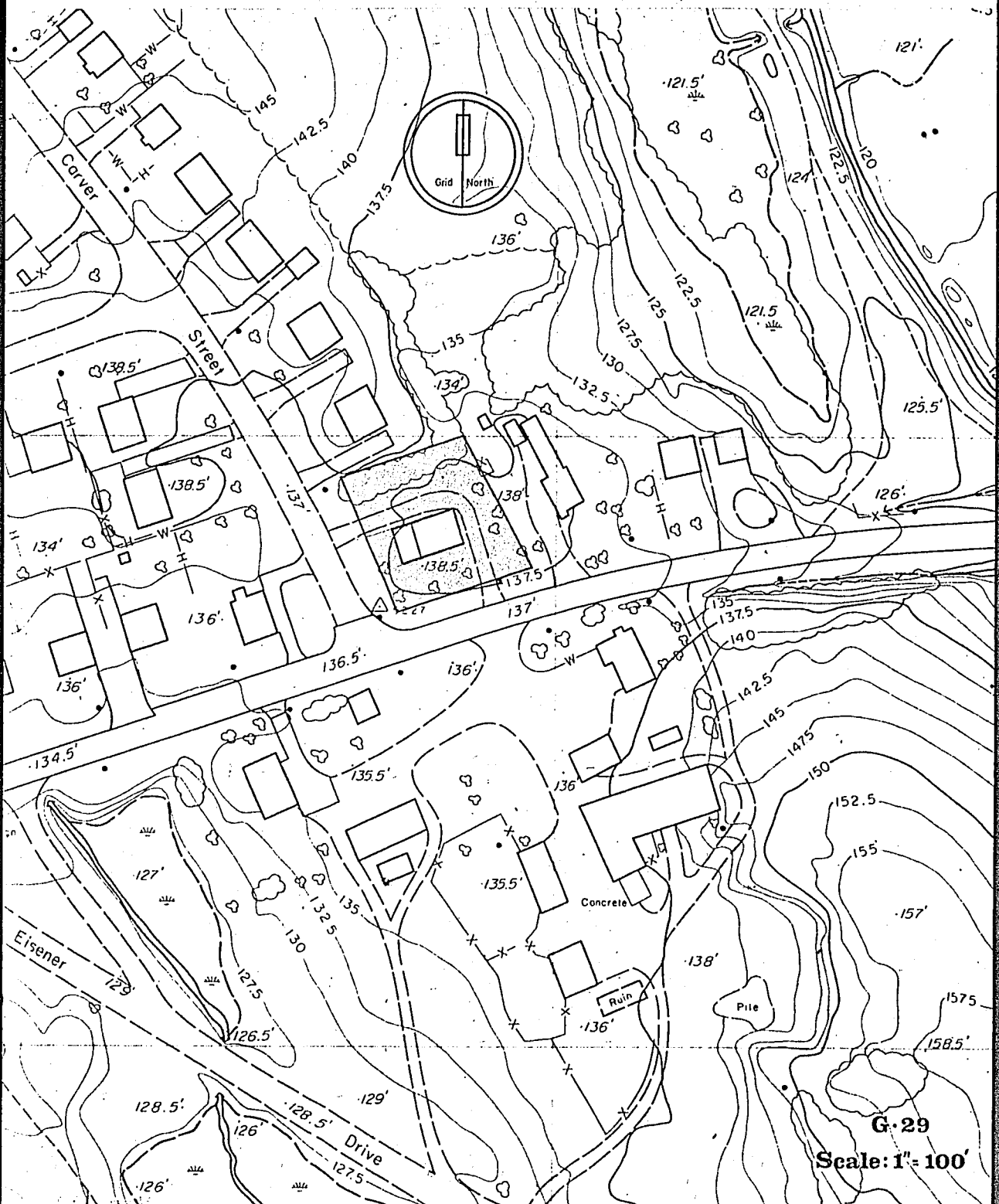
GJL/lmb

AMENDMENT TO BY-LAW NO. 74

By-law No. 74, the Zoning By-law of the City of Dartmouth is amended as follows:

(1) By creating Map G-29, in which the area outlined is rezoned from R-1-A (Single family residential zone) to C-1-A (Local Business zone).

(2) Appendix "A" is amended in indication of zoning and colour to conform with Section (1) of the Amendment.



555 1212

November 17, 1975
R. R. # 2
Stewiacke, N. S.

378-2688

Director of Planning
Dartmouth City Hall
Dartmouth, N. S.

Dear Sir:

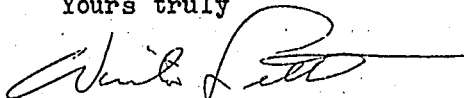
This is to apply for a rezoning from R-1¹ to C-1¹ for the property located at 657 Portland street in Dartmouth. I am enclosing a cheque for \$100.00 to cover the cost of advertising.

I have been attempting to sell my former residence as a residential unit for some eight months now but the problem has been its location on a busy street.

We now have a sale for the property to a doctor who would use it as an office for two doctors. The problem is that the present zoning regulations will not permit this, since the doctor does not want to live at that location.

I trust that you might see fit to recommend this zoning change and will facilitate its passage through the required process.

Yours truly



Winston Settle

WLB
Dartmouth, N. S.

January 26/76.

Council met informally on this date at 5:00 p.m.
for further discussions on the City transit situation.

PROPOSAL FROM DTS

A report has been prepared by the City Administrator, outlining details of the latest proposal received from Mr. Dooks on behalf of DTS Buses Ltd., involving an agreement whereby he would continue to operate the present bus system without subsidization from the City for two more years, at the end of which time the City would purchase his assets for \$850,000. in the event that:

- 1) a metropolitan regional bus system is established during that two-year period;
- 2) at the end of the two-year period, there is no substantial change in the financial position of transit operations in the City of Dartmouth.

Other conditions to which the agreement would be subject include:

- a) an eventual decision by the Public Utilities Board on an increase to Halifax Transit for various routes, including the route across the Angus L. Macdonald Bridge to the Dartmouth Shopping Centre;
- b) an agreement being entered into by MAPC with DTS Buses Ltd. for a Colby Village run;
- c) application being submitted by DTS Buses to the Public Utilities Board for a rate increase and this application being successful.
- d) subject to the City of Dartmouth establishing a market value for the assets of DTS Buses Ltd., in the approx. amount of \$850,000.

MAINTENANCE OF
VEHICLES & EQUIPMENT

Considerable concern was expressed during the discussion over condition (d), the point being made that equipment and vehicles owned by the company could be allowed to depreciate over the two-year period before it is acquired by the City. Mr. Moir pointed out that provision would be made in the agreement to insure a continual maintenance of vehicles and equipment by the company and an equipment inventory would be taken to further insure protection of all assets to be acquired by the City. Mr. Dooks would be willing to have an appraisal of his assets carried out by the City at this time and if a value lower than \$850,000. is determined, further negotiation with him would follow. Mr. Moir made the suggestion that any

APPRAISAL

plans for a regional transit system should include provision to take over these DTS assets from the City once they have been acquired.

DART ENTERPRISES LTD. One of the other chief areas of concern pertained to the City's protection against excessive increases which could be charged by Dart Enterprises Ltd. for school transportation costs, this being the only company to tender in recent years for the school contract. Mr. Moir suggested that it may be possible to tie any such increase in with the Wage & Price Control Guidelines as a means of insuring that advantage is not taken by Dart Enterprises Ltd. of their situation. Some type of provision for the City's protection will be undertaken in the agreement with the company.

**LEVEL OF
BUS SERVICE**

Questions were also raised, as in the case of the previous proposal, with regard to some kind of guarantee that a certain level of service will be maintained by the company during the next two-year period, including provision to have new routes established such as those discussed for the Mount Edward Road area, the Notting Park area, and the Colby Village run. Mr. Moir commented on the type of operation being considered to serve Colby Village; the service would operate as an express route during peak hours and would be integrated with regular service otherwise.

**ACQUISITION BY
ANOTHER COMPANY**

Reference was made by the Mayor to the fact that the Valley company interested in taking over the DTS operation would now have time to proceed with their feasibility study as proposed some time ago, if they wish to do so. The City would still have the right to first refusal if an offer were made to Mr. Dooks by the Valley company or any other firm interested in acquiring the DTS system. It is not likely that the City would oppose the system being sold to another company provided it is to remain in operation in Dartmouth.

The members of Council generally spoke in support of the new proposal, recognizing that the City is no longer being asked for a subsidy to operate the bus system and taking into account the urgency of maintaining a bus service

after the January 31st deadline set by the Public Utilities Board for discontinuation of the DTS operation. Having received unanimous approval in principle from all members present, the City Administrator will now contact Mr. Caines and proceed with an agreement based on the terms of the new proposal. In the meantime, it is assumed that Mr. Dooks will make application to continue his bus service beyond the deadline approved for abandonment.

With the exception of Ald. Sanford, all members of Council were present for this transit discussion.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

Feb. 3/76.

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

Present - Deputy Mayor Fredericks

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

MINUTES

Council approved the minutes of the January 6th meeting on
motion of Ald. Sanford and Day.

RECONSIDERATION: ALD. COTE

Having given notice of reconsideration at the January 20th
meeting in connection with Council's appointment of Mr. D. McBain
as City Comptroller, Ald. Cote explained at this time why he
felt the position should have been publicly advertised in order
to receive applications from all persons interested in the job;
Council could then exercise judgement on the issue based on the
public advertisement procedure. He moved that Council reconsider
the decision taken at the January 20th meeting to adopt the City
Administrator's recommendation on the appointment of Mr. McBain
as City Comptroller. Ald. Hart seconded the motion which was
defeated with Ald. Brennan, Smith, Hart and Cote voting in favour.

BY-LAW C-286: THIRD READING

By-law C-286, which amends By-law C-247 with respect to
procedural items, was before Council for third reading. It was
moved by Ald. Ibsen and Day and carried that By-law C-286 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.
Walker voting against).

SOUTH WOODSIDE SCHOOL ADDITION

Ald. Granfield was asked to take the chair for the next item
of business so that the Deputy Mayor could present a submission
for consideration on the subject of the South Woodside School
addition, which was included in the 1975 capital budget for
school construction. In making his presentation, Ald. Fredericks
introduced the following resolution, seconded by Ald. Day:

BE IT RESOLVED that the Council of the City of Dartmouth request that the Minister of Education release from the moratorium on school buildings the South Woodside School addition so that this much needed addition may proceed as soon as possible.

BE IT FURTHER RESOLVED that the Council appoint a committee to approach the Minister of Education and the Minister of Finance on this matter.

Speaking on the subject of his motion, Ald. Fredericks stressed the need for improved school facilities in South Woodside, both to accommodate additional students from new residential developments and to serve the existing community. Ald. Greenough agreed that older sections of the City should not be neglected at the expense of the newer areas and Ald. Fredericks' resolution was also supported by Ald. Ritchie and Sanford. Ald. Ibsen questioned whether Council may not be taking responsibility away from the School Board in approaching the Province directly and he moved referral of the resolution to the Board for consideration. Reference was made in doing this to the School Board committee which met with the Minister of Education in December to discuss Dartmouth school priorities in relation to the moratorium on school construction. The motion to refer was seconded by Ald. Cote who felt that Council should have a recommendation from the Board before attempting to decide school construction priorities.

The point was made that the South Woodside addition, along with a replacement for Park School, has been included in the capital budget as a priority item for a number of years, preliminary plans having been forwarded to the Province some time ago. The City Clerk commented on the recent meeting with the Education Minister, when it was requested that a list of priorities for City schools be prepared and submitted by the School Board, based on the greatest need among the projects under consideration. Ald. Kavanaugh said it was his understanding that the top priority item at present is a third high school to relieve over-crowding at the two existing high schools. He moved deferral of the

resolution until the first Council meeting in March, at which time Council will have recommendations from the School Board to assist in determining school construction priorities. Ald. Smith seconded the motion to defer; it was defeated with Ald. Ibsen, Smith, Kavanaugh and Walker voting in favour. The motion to refer was then put and it was defeated also with Ald. Smith, Walker, Cote and Ibsen voting in favour.

Ald. Brennan suggested that the architectural specifications for the South Woodside addition may now require redrafting in view of new school requirements for the area, and he moved in amendment, seconded by Ald. Ibsen, that the specifications be redrafted to encompass additional school needs prior to solicitation with the Province, and secondly, that the complete list of priorities from the School Board be presented to the Province with reference to the original motion. Ald. Sanford and Kavanaugh spoke against the amendment and before it was put to a vote, Ald. Brennan indicated his wish to delete the reference to a redrafting of architectural specifications for the South Woodside addition as stated above. The amendment was defeated and the original motion carried with Ald. Walker and Kavanaugh voting against. Ald. Kavanaugh then gave notice of reconsideration, seconded by Ald. Cote.

NOTICE OF
RECONSIDERATION

MOTIONS:
ALD. HART

Based on notice of motion given previously, the following motions were introduced for consideration by Council:

1) Ald. Hart moved, seconded by Ald. Sanford, that the Solicitor prepare a by-law governing the installation of power poles within the City with reference to the location and the type of pole to be used. Using photographs provided by the N. S. Power Corporation, Ald. Hart described the type of power poles which could be used throughout the City where new installations are taking place, as a means of enhancing the appearance of the City generally and in the north end in particular. The City Solicitor pointed out that since this matter is a Provincial jurisdiction,

the motion would have to propose some type of representation to the Province rather than the present wording. Ald. Granfield felt that the proposal requires further study at the committee level and he therefore moved referral to the Planning, Development & Operations Committee for consideration and recommendation back to Council. The motion to refer was seconded by Ald. Ibsen and it carried with Ald. Sanford voting against.

ALD. BRENNAN

2) Ald. Brennan moved that City staff be asked to study the economic feasibility, requirement for, and design, logistics, and criteria for establishing a low-cost transit system for the senior citizens of Dartmouth. The study should indicate operational parameter conflicts with D.T.S. and rough cost-benefit analysis, using existing research material and available resources. The study should include but not be restricted to Dial-a-bus and other areas should be explored such as Subscribe-a-bus and subsidized taxi service, to arrive at the best solution at the lowest cost, both to the user and to the City. After Ald. Brennan had been heard on the subject of his motion and the type of study he considered to be required, questions were raised by several Council members as to the affect which the proposal could have on present negotiations with the owner of DTS and it was suggested that the study requested would be premature at this time. Ald. Brennan felt that Mr. Dooks might favour the type of service which his motion suggests. A motion to refer the item to the Planning, Development & Operations Committee, moved by Ald. Day and seconded by Ald. Sanford, was defeated and the original resolution was also defeated with Ald. Brennan voting in favour.

ALD. WALKER:
MOTION WITHDRAWN

Ald. Walker indicated his wish to withdraw a notice of motion given re sidewalk plowing until the next meeting of Council.

RESOLUTION #76-5

Resolution #76-5, granting a tax exemption for persons in the categories outlined, in accordance with the new Provincial Assessment statute (which permits the City to change the amount

of the exemption only), was presented for approval. Ald. Sanford and Ritchie moved the adoption of the resolution, a copy of which is attached. Responding to various questions from the members, the Solicitor explained the intent of the resolution, pointing out that City Charter provisions for such exemptions have now been repealed by the Provincial take-over of all Assessment functions.

Ald. Granfield outlined the recommendations of the special committee appointed last year to deal with the subject of exemptions and Mr. Drury noted that we can request amendments to the Provincial legislation, based on the recommendations of the committee even if we can no longer obtain legislation to change our own Charter. Mr. Moir also suggested that changes in the Provincial Assessment Act could be sought through the Union of Nova Scotia Municipalities. The motion on the floor carried.

The Deputy Mayor asked that an advertisement be inserted in the local newspapers, advising citizens of the exemption permitted through the passing of Resolution 76-5.

REPORTS

Council approved the following monthly reports on motion of Ald. Kavanaugh and Brownlow:

- Building Inspection (Monthly & Yearly)
- Unsanitary Premises
- Plumbing Report
- Police Chief
- Fire Chief
- Social Services
- V. O. N.

Ald. Smith commented on the lack of any action in response to letters sent to the owners of the barn located at 30 Canterbury Street.

GRANT REQUESTS

The Finance & Social Services Committee has considered a letter from the Dartmouth Community Services Advisory Committee on the subject of grant applications and while the Finance Committee is not in favour of having another committee appointed to assist in the assessing of requests for grants, the members agreed that there would be no objection to having the Dartmouth Community Services Advisory Committee offer their advice and suggestions

to the Finance Committee and to City Council when grants to organizations are being considered in conjunction with the budget. Ald. Kavanaugh and Brownlow moved the adoption of the report from Committee. On an amendment put forward by Ald. Hart and Kavanaugh, the intent of the Committee's report was changed to denote that the Dartmouth Community Services Advisory Committee is 'encouraged' to offer advice and suggestions, in place of the present wording which states that there would be no objection to advice being offered by the group. Ald. Hart said she intends to prepare a detailed report on the subject of procedures for assessing grant applications, with recommendations for dealing with these requests in the future. The amended motion carried.

Ald. Hart and Sanford then moved that when the Finance & Social Services Committee meets to assess grant applications, those who are making application be requested to appear before the Committee to be questioned and defend their applications. Applications would be considered for credibility; assessment of progress or a lack of it over the past year; whether or not the application qualifies under the Canada Assistance Plan; a need to perpetuate the application; the numbers of persons served by each program; and what cut-backs, if any, are necessary. Recommendations would subsequently come back to Council for approval or disapproval based on the study carried out by the Committee.

Ald. Ritchie suggested that all grant requests should be in by a certain date and Ald. Kavanaugh felt that presentations made on behalf of organizations should be heard by all members of Council instead of the Finance Committee only. He and Ald. Greenough moved in amendment that organizations applying for grants be heard at a special meeting of Council rather than by the Finance Committee. Ald. Walker spoke in favour of the amendment; Ald. Sanford was opposed to it. Ald. Cote said that ultimately there is only so much money available to assist these organizations, no matter what procedure is followed to determine the amount of the

grant that each is to receive. The amendment was defeated and the motion carried with Ald. Kavanaugh, Smith, and Walker voting against.

SITE FOR THIRD
HIGH SCHOOL

Council considered a report from the Secretary of the School Board on the subject of a site for a third high school, required to relieve over-crowding at the two existing high schools and to accommodate new development in the east end of the City. The Board recommends to Council that negotiations be commenced immediately for the possible acquisition of the Hammerling property, located near the intersection of Portland Street and the Circumferential Highway, and for the Provincially-owned land north of the Nova Scotia Research establishment near Lynn Drive Extension. Ald. Ibsen and Day moved the adoption of the Board's recommendation.

The Planning Director presented information based on a site selection study carried out by his department, indicating why a south-end site for the school would provide maximum relief for both Prince Andrew and Dartmouth High Schools. A site of at least 20 acres in size is being recommended in order to provide necessary recreational facilities in conjunction with the school building itself, and Mr. Bayer commented also on the need for planned pedestrian access to and from the site if the Hammerling property is selected and acquired for school purposes. Following his presentation and response to questions from the Aldermen, the motion on the floor was put and carried.

ARCHITECT: FOREST
HILLS SCHOOL

In a second recommendation to Council, the School Board has recommended the appointment of Mr. D. Douglas Campbell as the architect for a new school proposed to serve the Forest Hills area in east Dartmouth. Ald. Walker and Day moved the adoption of the Board's recommendation. Ald. Granfield questioned the cost-sharing arrangement with the Province for school construction costs, in view of the fact that the Forest Hills school is required for students from a Provincial housing development. Ald. Sanford

suggested that the appointment of an architect for the school is premature at this time without having received clarification from the Province as to their financial participation in the cost. He referred to Council's deferral of the Forest Hills rezoning application at the October 7th meeting until the extent of Provincial assistance with the school has been determined, and he moved that the appointment of an architect for the school be deferred until such time as Provincial cost-sharing is more clearly established; the motion to defer was seconded by Ald. Greenough. Ald. Kavanaugh said it should be determined if in fact the Province was formally notified of Council's action at the October meeting so that there is no misunderstanding as to what the City intended when the Forest Hills rezoning was deferred. The motion to defer carried with Ald. Smith and Walker voting against.

TENDERS FOR
OPERATIONS
HEADQUARTERS

Tenders have been received for construction of the City Operations Headquarters, and in a report to Council, Mr. Moir has recommended acceptance of the low bid submitted by the firm of E. S. Martin Construction (Maritimes) Ltd. in the amount of \$1,649,568. Ald. Sanford and Ibsen moved the adoption of this recommendation. Ald. Granfield considered the major expenditure for this project to be beyond the City's financial means at present and suggested that it should be deferred until next year at least. Ald. Kavanaugh questioned the cost of a number of features included in the plans for the building, including the size of some offices, the cost of overhead doors, block heater connections in the parking area, the automatic control booth at the entrance to the property, the large amount of paving planned for the parking lot, etc. After Council had agreed to continue meeting beyond the hour of 11:00 p.m. in order to deal with this item, on motion of Ald. Smith and Day, Mr. Purdy commented on the points raised by Ald. Kavanaugh, explaining the reasons for including extensive yard lighting and paving, the wood floor in the carpenter

shop, the inclusion of man doors in the overhead doors, etc. A motion introduced by Ald. Granfield and Cote, which would have deferred the project until next year, was defeated.

Ald. Kavanaugh and Ritchie then moved in amendment that staff be instructed to meet with the architect and general contractor to discuss ways and means of reducing the cost by eliminating items such as the overhead doors and with a view to reducing the size of the building. Ald. Sanford was opposed to a reduction in the size of the building, based on information provided by Mr. Purdy on the departments which it will serve, and Ald. Brownlow suggested that the affects of any deletions or alterations to the building should be brought to Council's attention after staff have met with the architect and the contractor. Ald. Walker opposed the amendment which was defeated. The motion on the floor was also defeated with Ald. Ibsen, Day, Sanford, and Walker voting in favour.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

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February 3, 1976

RESOLUTION NO. 76-5

WHEREAS by virtue of Section 44 (1) of the Assessment Act, R.S.N.S. 1967, Chapter 14 as amended, the exemption for property of persons 65 years of age or over, widows, unmarried women, and deserted wives is set at \$400;

AND WHEREAS that same section of the Assessment Act authorizes City Council by resolution to change the amount of this exemption to an amount not less than \$400 and not more than \$4,500;

BE IT RESOLVED by City Council that the exemption for property of a person 65 years or age or over, a widow, unmarried woman, or wife deserted by her husband be set at \$4,500 which exemption is to take effect as of the 1st day of January, 1976.

Dartmouth, N. S.

Feb. 12/76.

Regularly called meeting of City Council held this date
at 5:30 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Hart
Walker	Greenough
Ritchie	Fredericks
Smith	Granfield
Day	Brennan
Cote	Brownlow
City Solicitor, S. Drury	
City Clerk, N. C. Cohoon	

WATERFRONT
PROPOSAL

Council met for presentation of the waterfront development proposal prepared by consultants to the Intergovernmental Waterfront Committee. Mr. Swain and Mr. Johnson were present to represent Federal and Provincial departments respectively; presentation of the waterfront development plan was made by Mr. Paul Hughes.

Questions from the members of Council pertained to various aspects of the proposal such as the funding arrangements, opportunities for development in conjunction with the plan, the relation of the Dartmouth waterfront design to that proposed for Halifax, the effectiveness of land uses being proposed within the development area, and the general merit of the plan from the point of view of citizens who will benefit from the services and facilities to be provided. Ald. Fredericks stressed the importance of having government offices located in Dartmouth in conjunction with the waterfront development and Mr. Johnson suggested that the City initiate representation to the appropriate government agencies as the first step toward this undertaking. The relevance of an improved ferry service was recognized in attempting to further a two-way employment exchange, rather than continuing to have Dartmouth residents travelling to work in Halifax without a corresponding flow of workers back to this side of the harbour.

Ald. Smith questioned the lack of revenue-producing development in the plan for Dartmouth, but in discussing this point further with Council, it was pointed out by Mr. Johnson that the

idea of the plan is to create development opportunities, not to undertake the development as such. Development space will be made available on both sides of the harbour and that is as far as government funds will be expended. Ald. Ibsen and Brennan also felt that Dartmouth is getting only a token plan in comparison with the major proposal for Halifax, while Ald. Greenough and Hart objected to the large portions of the development area designated as parking lots. Ald. Greenough suggested that the emphasis placed on parking lots will only perpetuate the flow of people to Halifax rather than encouraging the kind of two-way exchange discussed earlier.

After Mr. Swain had responded to questions from Ald. Brennan with regard to funding details, indicating a total expenditure of approx. 3½-million dollars on the Dartmouth development, Ald. Cote suggested that certain public contributions should be expected by the City as well in the form of investment in office space and amenities which would serve as a catalyst in the encouragement of other development by private enterprise. He felt that provision for this type of initiative should be included in the plan itself. Ald. Granfield and Walker spoke in favour of the plan and it received approval in principle on motion of Ald. Walker and Day (Ald. Ritchie, Brennan, Ibsen, and Greenough voting against).

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

February 17/76.

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

Present - Mayor Stubbs

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

Council met to deal with the remainder of the Feb. 3rd
agenda and additional items of business.

LAND TENDER: The following tenders have been received for the canteen
CANTEEN CONCESSION
GERALD GRAY ARENA concession at the Gerald B. Gray Arena:

Gordon D. Karg	\$3600 per year
Robert Dalling	2000 per year
Charles L. Phillips	1800 per year

Acceptance of the high tender received from Mr. Karg is
recommended by the City Administrator and the adoption of this
recommendation was moved by Ald. Ritchie and Greenough. Ald.
Sanford questioned acceptance of the highest tender in this
instance, taking into account Council's decision to award a three-
year tender for the canteen concession at the south-end rink.
Both he and Ald. Kavanaugh considered that a satisfactory level
of service is being provided by the present operator at the Gray
Arena, and on his motion, seconded by Ald. Fredericks, Council
deferred the tender call for the canteen concession until Mr.
Phillips' three years of operation are up, at which time tenders
would be called in the regular manner.

LAND EXCHANGE: A report from Mr. Moir was considered on the status of land
NISSAN AUTO exchange negotiations with the Nissan Automobile Co., involving
their lands on Portland Street in the Bel Ayr Subdivision which
were to have been exchanged with the City for a parcel of land
in the Lynch Estate. The City has now been requested by Nissan
to purchase their Bel Ayr property at the greater of fair market
value or Nissan's cost plus interest. Ald. Sanford and Ritchie

moved that negotiations be entered into with Nissan as to market price for the property. Ald. Ibsen referred to plans recently approved for the widening of Portland Street and suggested that the company might wish to consider relocating further in on Portland Street where commercial zoning is available for a car dealership. He moved referral of the matter back to staff for negotiation with the Nissan company along these lines; the motion to refer was seconded by Ald. Hart.

Ald. Fredericks suggested that with a slight readjustment in the alignment approved for Portland Street, the City could save a considerable amount in land acquisition costs for properties on the south side of the street. He felt that Council should reconsider the action taken in approving the alignment recommended, although it was pointed out by the Asst. City Engineer that work on the plans for Portland Street has continued on the basis of the decision taken by Council. Ald. Fredericks later gave notice of motion in this connection. The motion to refer was put and carried.

LAND ACQUISITION: The City Administrator has reported to Council on negotiations
MANOR PARK with Manor Park Holdings Ltd. for 6½ acres of land in the Manor Park development; this land would be used by the City for school and recreation purposes. No settlement has been reached with the owners of the land and on the basis of a recommendation from their solicitor, it is being proposed to Council that the City proceed with expropriation so that the value of the lands can be established by the courts. Ald. Day and Granfield moved the adoption of this recommendation, but Ald. Fredericks was in favour of having consideration given to the lands owned by Sobays' (4 acres) and to the Harrison property before any decision is made to go ahead with expropriation. He moved referral back to staff for consideration of the two properties noted and the motion to refer carried, having been seconded by Ald. Sanford (Ald. Walker, Day, and Granfield voting against).

LAND EXCHANGE:
W.ERIC WHEBBY LTD.

Mr. Moir has prepared a report on the proposed land exchange between the City and W. Eric Whebby Ltd. at Lake Charles near the City limits. Of the three proposals outlined in a letter from D. S. Jenkins & Associates, dated Nov. 6/75, City staff favour the offer from the Whebby interests to sell the large parcel of land which abuts lands of the City reserved for Industrial Park, containing approx. 200 acres. It is recommended that Council authorize an appraisal of the lands involved and that negotiations be commenced with Mr. Jenkins representing W. Eric Whebby Ltd., for this property. Ald. Walker and Day moved the adoption of the recommendation, but on motion of Ald. Fredericks and Sanford, the matter was referred to the Planning, Development & Operations Committee and to the Recreation Advisory Board and the Lakes Advisory Board for consideration. Mr. Zwicker presented plans showing Council the size and location of the property being discussed. Before leaving this item, Ald. Fredericks and Greenough moved that the City investigate the possibility of financial assistance from the Federal and Provincial Governments in the purchase of the property; the motion carried.

BOUNDARY CHANGE:
FOREST HILLS

Resolution #76-4 and other necessary documents have been prepared to permit alteration of the City boundaries so that Phases 5 and 6 of the Forest Hills development can be included within the City limits. Approval of these documents is recommended by Mr. Moir in an accompanying report to Council. Ald. Sanford asked if the City has requested any type of transitional grant prior to taking over the County areas involved and upon being advised that no such request has been made, he moved deferral of the matter for one month, during which staff would be authorized to negotiate with the Province to see what financial assistance may be available for extending City boundaries to accommodate this development. The motion was seconded by Ald. Brennan and it carried (Ald. Granfield voting against).

OPERATIONS
HEADQUARTERS

Ald. Walker requested permission to have an item added to the

agenda pertaining to Council's decision of Feb. 3rd not to award a tender for construction of the operations headquarters building. Since the motion on this item was decided in the negative, there was some difference of opinion as to whether or not it would be in order to have a motion to rescind introduced at this time, but on advice from the Solicitor, the Mayor ruled a motion to rescind permissible once Council decided whether or not to deal with the item. On motion of Ald. Walker and Ritchie, and with a necessary two-thirds majority vote of Council, the item was added to the agenda. Ald. Sanford pointed out that Council would be dealing again with an earlier item from the Feb. 3rd agenda since this meeting constitutes a continuation of unfinished business from that date. He suggested that a precedent would be set in doing this but the Mayor said she believed that Council had already set a precedent for this on another occasion. Ald. Walker and Kavanaugh then moved that the action taken earlier in the Feb. 3rd agenda with regard to the operations building tender be rescinded by Council at this time. The motion to rescind carried with Ald. Granfield and Brennan voting against.

Based on discussion which took place when tenders were considered for the operations headquarters, Mr. Moir has met with the Architect and General Contractor (who submitted the low bid) and he has subsequently prepared a report to Council, outlining items which could be deleted from the contract for a total saving of approx. \$174,000. Ald. Sanford and Fredericks moved that the low tender received, with the deletions recommended by the City Administrator, be accepted. Ald. Kavanaugh said he was not convinced that sufficient credit is being allowed by the contractor for the items negotiated and he felt that Mr. Moir should be completely satisfied that these allowances are fair and reasonable before finalizing the awarding of the tender. Ald. Granfield spoke against the motion, maintaining that the City should not become involved in this expenditure at a time when governments

are attempting to reduce their spending to curb inflation.

Ald. Sanford, Fredericks, Greenough and Ritchie felt that the new building is required now and were in favour of proceeding with it this year. Ald. Sanford suggested that perhaps the City Administrator should take another look at some of the items such as #17 (deletion of electric operators and associated work from overhead doors) to make sure that the efficiency of the building is not reduced by such deletions. Ald. Day also questioned the possible decrease in efficiency if items are left out of the tender. Mr. Moir said he would be going over item 17 and others with the Architect in more detail to make sure that deletions recommended will not adversely affect the building.

Ald. Cote said he tended to agree that the expenditure for this project should be delayed and he seconded a motion to defer the matter to budget time for consideration in conjunction with the capital estimates, as moved by Ald. Granfield. The motion to defer was defeated with Ald. Brennan, Cote, and Granfield voting in favour. Ald. Kavanaugh said the City Administrator should be given latitude within the terms of the motion to negotiate what he considers to be fair credits for the items to be deleted from the contract, and he moved in amendment that Mr. Moir be given discretionary power to accept the tender with the amendments as is or to bring it back to Council if he feels that he is not receiving adequate credit for the deletions. The amendment was seconded by Ald. Day and it carried with Ald. Cote and Granfield voting against.

Ald. Brennan questioned the location chosen for the operations building and felt that the issue should be debated further before any decision is made on it. The amended motion carried with Ald. Granfield, Brennan and Cote voting against. Ald. Granfield gave notice of reconsideration, seconded by Ald. Brennan.

NOTICE OF
RECONSIDERATION

TERMS OF
REFERENCE

Terms of reference for the Tourist Commission have been submitted for Council's consideration; if approved, they will be

drafted in the form of a by-law by the City Solicitor. Ald. Ibsen and Granfield moved the adoption of the submission with an amendment proposed by Ald. Ibsen to the effect that reference to the Mayor as an ex officio member of the Commission be deleted. The amendment was seconded by Ald. Day and was defeated by a vote of 8 - 5. The section headed 'Relationship to Council' was amended, on motion of Ald. Brownlow and Sanford, by replacing the word 'will' with 'may' in the last sentence, which refers to plans and proposals being referred to the Commission.

Ald. Fredericks questioned the Commission's reason for focusing attention on a 'Shopping Centre of the Maritimes' theme when all previous emphasis has been directed toward the 'City of Lakes' promotion idea. He moved in amendment that reference to the Shopping Centre theme be deleted from the first section of the submission; the amendment was seconded by Ald. Greenough and it carried.

Another amendment proposed by Ald. Fredericks and Ibsen, which would have provided for the calling of Commission meetings at the discretion of the Chairman or any three members of the Commission, was defeated; the section headed 'Meetings' originally referred to the Chairman only in this connection.

Ald. Walker questioned the number of members required to constitute a quorum at Commission meetings and the Solicitor noted that the by-law to be drafted will make provision for this and other similar items as they have been included in the constitutions set out for other Commissions and Boards established by Council. Ald. Walker also asked that attention be given to the sending out of notices well in advance of the date set for meetings. The amended motion, approving the terms of reference for drafting of a by-law with the changes noted, was put and carried.

INQUIRIES:
ALD. RITCHIE

Ald. Ritchie asked for information on the letter received from the Minister of Social Services as to the availability of a Provincially-owned site for a municipally-operated special care

home. The Mayor said she would provide the Alderman with the information requested.

ALD. HART

Ald. Hart asked if it would be possible to have some indication of the overall costs projected for the World Canoe Championships; she inquired concerning the City's share in these costs. The Mayor pointed out that the City's cost-sharing is limited to the \$100,000. figure originally approved over a five-year period. She reported further to Council on the status of the financial projections at the present time; expenditures are being assessed in an attempt to reduce the cost of holding the Championships.

Ald. Hart's final inquiry, as to the possibility of providing a small bus shelter in front of the N. S. Power Corp. plant in Ward 5, was referred to Mr. Moir for report.

ALD. BRENNAN

Ald. Brennan asked when the Pension Committee will be meeting and whether the Day Care/Nursery School Committee has been established; the Mayor advised that this Committee has been appointed.

He asked about the status of derelict vehicles located at the north end of Fairbanks Street.

Ald. Brennan said he was not satisfied with the report he received on the traffic situation at the intersection of Newcastle Street and Old Ferry Road; he asked to have his inquiry redirected to the Traffic Authority.

Ald. Brennan requested that the Planning and Recreation Departments prepare a report on the pond at the foot of Jamieson Street, indicating if it is possible to block off the salt water coming in and reclaim the pond for recreational purposes; what action would be required and what would be the cost involved.

ALD. FREDERICKS

Ald. Fredericks asked the Mayor what her position is on the possible establishment of a criminal psychiatric centre in south Dartmouth. She proceeded to give Council a report on correspondence on this subject with the Solicitor-General's office and the Provincial Attorney-General, pointing out that no decision has yet been taken

as to where the centre is to be located. The Mayor stated that she is not in a position to take any stand until a firm decision is made on the site selection. Ald. Fredericks said that people living in the area of the south-end site under consideration are not receptive to having this type of institution established there. The land was originally intended for residential development, he said, and should be used for that purpose, especially in view of the need for housing in the south end of the City. He asked to have this item included in the next agenda with copies of all relevant correspondence and information circulated in advance.

Ald. Fredericks' other inquiries concerned:

- 1) the status of the housing for senior citizens; the Mayor advised that tenders are to be called in 1976.
- 2) the situation at 68 Everette Street where several families are living in a duplex; Mr. Moir to take this up further with the Building Inspector and the Solicitor.
- 3) the status of the committee which is to meet with Provincial and Federal authorities on the matter of government office space in Dartmouth.
- 4) appointments from Council to the Recreation Advisory Board; the Mayor said a memo has gone out on this.
- 5) the status of an inquiry made previously concerning the possibility of allocating Windmill Road costs to the Industrial Park; Mr. Moir to check further on this.
- 6) restoration of the Shubenacadie Canal; Ald. Fredericks asked to have Council brought up-to-date on the status of this situation, application having been made some time ago to the Federal Government for inclusion of this waterway in their restoration program.

ALD. SANFORD

Ald. Sanford asked when Council will be considering the operating and capital budgets; Mr. Moir said the operating budget should be ready to be sent out by the end of the week the capital budget shortly thereafter.

ALD. COTE

Ald. Cote asked to have indicated to him what City-owned land is available near the Victoria Road housing project and whether or not the land is serviced.

ALD. DAY

Ald. Day asked to have a letter sent to the owners of the property 17 Tulip Street concerning the condition of the building.

He asked if there has been a reaction to anticipated increases in commercial and industrial assessments. The Mayor pointed out that representation could be made to the Law Amendments Committee in view of the Provincial take-over of assessment functions.

Ald. Day asked if the Province is paying rent for the space occupied by the Assessment Dept. at City Hall; Mr. Moir said this is being negotiated.

Ald. Day inquired concerning a street which was proposed at one time to cross the parking lot of the Liquor Commission store on Canal Street to connect up with Five Corners; he asked for any information Mr. Moir has on the matter.

ALD. GRANFIELD Ald. Granfield requested an early meeting of the Pension Committee; he said he has received two requests from people presently receiving City pensions.

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

ALD. GREENOUGH regular meeting of Council:

- 1) Ald. Greenough: a) Whereas the activities of the Beazley Field recreational-sports facility are restricted to a dusk curfew;
And whereas, the activities of sports groups such as minor baseball, senior baseball, soccer, football, etc. are similarly restricted;
And whereas, the full potential of this valuable complex can only be realized through the provision of a lighting system;
It is my intention to ask Council to instruct the Recreation Dept. of the City to include in its Capital Budget for 1976, sufficient funds for the installation of an adequate lighting system for the Beazley Field complex.
- b) Whereas, the number of unpaved streets in the City of Dartmouth remains very high;
And whereas, there is no plan in effect to ensure the time when an unpaved street is scheduled for improvements and paving;
And whereas, these improvements and paving, in some cases, have been outstanding for well over twenty-five years;
It is my intention to ask Council to instruct the Engineering and Works Dept. to provide a detailed listing of the unpaved streets by Ward, and to include an estimate of cost for the installation of storm services, curb, gutter and paving of these streets. Further, the Engineer be instructed to develop a schedule for this work to be undertaken on the basis of need, such as: high maintenance costs, traffic, flooding conditions, etc. and time outstanding. With the help of this

information, Council endeavour to set a realistic budget which will ensure the completion of this schedule in the earliest possible time.

- c) Whereas, the area adjacent to the Mary Lawson Elementary School, more particularly the Ira Settle Ball Field, has received a large amount of fill during the past year;

And whereas, the brooks running through this area have been and continue to be a major concern to the residents of this area for the safety of their children, especially in times of heavy rains;

And whereas, the residents of the area were promised improvements to the Ira Settle Ball Field, to include additional space and facilities for recreation when the extension to the Admiral Westphal School caused the loss of the ball field adjacent to it;

And whereas, the potential of this valuable piece of land would be greatly improved for the benefit of the two schools in this area, as well as the residents;

It is my intention to ask Council to instruct the Engineering and Works Dept. to include sufficient funds in their 1976 capital budget to provide for these brooks to be piped through the Ira Settle Ball Field, the area adjacent to Mary Lawson School to Red Bridge Pond, and to provide for them to be covered over. And further, that the large accumulation of fill deposited there be levelled and seeded to permit an extension to the Ira Settle Ball Field to provide additional space for other recreational activities.

- d) Whereas, significant improvements to other major traffic arteries in the City of Dartmouth have far surpassed those provided for Braemar Drive and the Waverley Road (Route 18);

And whereas, it is the opinion of many that certain sections of this road are in urgent need of improvement, both for pedestrian and vehicular traffic;

And whereas, Braemar Drive and its extension, Route 18, are part of the network of Provincial Highways, and therefore, entitled to cost-share with the Province for maintenance and improvements;

It is my intention to ask City Council to request the City Administrator to make application to the Dept. of Highways, Province of Nova Scotia, to cost-share in the following:

- 1) widening, curb, gutter and resurfacing of Braemar Dr. from the MicMac Rotary to Red Bridge Pond.
- 2) the installation of sidewalk from the MicMac Rotary to the existing sidewalk at Red Bridge Pond.
- 3) a widening of the shoulders of the Waverley Rd. from Breeze Dr. to the Montague Road and the installation of a sidewalk.
- 4) a widening of the shoulders of the Waverley Road from the Montague Road through to the City limits and a resurfacing of this section together with the installation of guard rails where the road abuts directly on Lake Charles.

The above improvements should be undertaken in such a way as to preserve the scenic value of this road as much as possible.

No doubt, it will be necessary to phase this work over

a number of years; however, it is my firm intention to seek a commitment which will ensure these improvements and, hopefully, to have items (1) and (2) included in the capital projects for 1976.

ALD. HART

- 2) Ald. Hart: a) to reintroduce her notice of motion concerning the establishment of a Regional Transit Authority which read: "that Halifax City Council and Halifax County Council be asked to appoint two Aldermen, plus the Mayor and Warden, to meet with two Aldermen and the Mayor of Dartmouth to discuss the establishment of a Regional Transit Authority".
- b) that Council actively seek the inclusion of buildings on the waterfront which would compliment the existing plan and add to the potential of our downtown redevelopment - eg. the aquarium and the Maritime Museum, tentatively scheduled for the Halifax side; further, to examine the possibility of altering the Y. & R. plan to transfer the proposed parking areas to underground parking areas in order to provide an unobstructed view of the harbour.

ALD. BRENNAN

- 3) Ald. Brennan: that a committee of Council be appointed to make representation to appropriate bodies of the Federal Government to obtain a higher proportion of funding for the waterfront development plan and to Federal and Provincial bodies for commitment of government office space in Dartmouth.

ALD. COTE

- 4) Ald. Cote: a) that the City Administrator, before making a recommendation to Council with respect to the appointment of a Director to head City departments, advertise the availability of the position to the public, inviting public competition thereon.
- b) that the Planning and Recreation Dept. staff assess the recreational needs of the City and recommend to Council, areas throughout the City, including older sections, within which additional recreational facilities should be located.

ALD. WALKER

- 5) Ald. Walker: a) that an estimate be provided on the upgrading of street signs and the installation of street signs at all intersections within the City of Dartmouth.
- b) that an expression of opinion be sought from the Planning and Recreation Departments and from the Dept. of Highways on the possible use of property at the MicMac Rotary, surrounded by the Circumferential and #7 Highways, for recreational purposes.
- c) that the Building Inspection Dept. be asked to draft a by-law in regard to mandatory installation of smoke detectors.
- d) that the Building Inspection Dept. be requested to draft a by-law regarding signs which overhang City properties.

ALD. FREDERICKS

- 6) Ald. Fredericks: a) that Council oppose the establishment of a psychiatric centre in Dartmouth south and reaffirm the previous decision that housing should go on the land under consideration in the south end.

b) that Council appoint a committee to meet with the Federal and Provincial departments concerned to discuss having office space rented or built in Dartmouth.

c) that reconsideration be given the highway alignment approved for the widening of Portland Street.

Having completed the Feb. 3rd agenda, Council proceeded with the agenda for this date.

MINUTES

Council approved the minutes of the January 20th meeting on motion of Ald. Sanford and Ibsen.

HISTORY OF DARTMOUTH FERRIES

On motion of Ald. Walker and Sanford, Council received and filed a letter from Mr. L. J. Payzant concerning the preparation of a manuscript on the history of the Dartmouth ferry system.

RESOLUTION #76-7 Resolution #76-7, declaring August 4th as Dartmouth Natal Day, was approved by Council on motion of Ald. Cote and Sanford; a copy of the resolution is attached. An amendment put forward by Ald. Walker, which would have observed a full civic holiday in Dartmouth on Halifax Natal Day, did not receive a seconder.

DIRECTOR'S REPORT The Planning Director's report for January was adopted as recommended by the P.D.O. Committee, on motion of Ald. Sanford and Day.

RECOMMENDATIONS
FROM COMMITTEE Other recommendations from the Committee were dealt with as follows:

PERMIT TO BUILD: 1) Permit to build, 554 Windmill Road: On motion of Ald. 554 WINDMILL RD. Day and Ibsen, Council approved an application for permit to build a one-storey warehouse at 554 Windmill Road, as recommended by Committee, subject to compliance with all departmental requirements.

PERMIT TO BUILD: 2) Permit to build, Caledonia Road: An application for CALEDONIA ROAD permit to build a three-storey apartment building on Caledonia Road (opposite Westwood Drive) was approved by Council as recommended by Committee, on motion of Ald. Day and Cote. The permit is granted subject to compliance with all City requirements, as outlined in the report of January 27th.

PERMIT TO BUILD: 3) Permit to build, 169 Albro Lake Road: Council granted 169 ALBRO LAKE RD. a permit to build a two-and-one-half storey apartment building at 169 Albro Lake Road, as recommended by Committee, on motion of Ald. Day and Fredericks (Ald. Sanford voting against). Ald. Walker noted that a representative from the Planning Dept. was not present for these items; Mr. Moir said he would take this up further with the Department.

RECOMMENDATIONS Council dealt with the following reports from the Lakes FROM LAKES
ADVISORY BOARD Advisory Board:

SANITARY LANDFILL 1) Sanitary Landfill Proposal: On motion of Ald. Sanford and Day, Council approved a report prepared by the Board on the sanitary landfill proposal prepared by Canadian-British. With Council's approval, the Board's report will now be submitted to the consultants for their information and use.

FORMATION OF 2) Formation of joint committee: Council's permission is JOINT COMMITTEE requested by the Board to form a joint committee with the Recreation Advisory Board to study the subject of useable open space in development areas. The request was concurred with by Council on motion of Ald. Sanford and Ibsen.

DREDGING STUDY: 3) Dredging study, Lake Banook: On the subject of dredging LAKE BANOOK plans for Lake Banook in preparation for the World Canoe Championships, concern has been expressed by the Board that a satisfactory lake level will not be reached for summer activities on the lake if the water is not allowed to rise until April or the first of May. The Board requests Council's permission to meet with the consultants, Canadian-British, to discuss their dredging study prior to its completion. The request was approved by Council on motion of Ald. Sanford and Brennan. The City Engineer and the Mayor responded to questions from Ald. Hart about the various plans for dredging; both Ald. Fredericks and Brownlow expressed concern over the delayed decision on dredging, which has resulted in the level of Lake Banook remaining extremely low for some time. Ald. Fredericks suggested that the level be

allowed to rise if no decision has been reached within three weeks' time.

BUILDING CONTROL
INSPECTOR

4) Building Control Inspector: On motion of Ald. Sanford and Walker, Council received and filed a report from the Board, commending the work of Mr. Bryson, the Building Control Inspector, in enforcing City by-laws which pertain to lake protection measures.

SHUBENACADIE
CANAL PROBLEM

5) Protection of Shubenacadie Canal: In a letter to Council, the Chairman of the Lakes Advisory Board has stated the Board's position on a situation brought to their attention by the Waverley Ratepayers' Association, involving the construction of a residence close to the locks at Portobello, which form part of the Shubenacadie Canal System. The Board shares the concern of the Association that development is being permitted to take place so close to the Canal, and having looked at the situation, agrees with the opinion of the Association that a threat is being posed to the Canal. Ald. Sanford and Brownlow moved that the City make known its concern to the County Planning Board and other similar bodies and support efforts toward some alteration in the construction of this residence at the location close to the Canal. Ald. Walker suggested that the Lakes Advisory Board should be permitted to work with the County Planning Board in any possible way they can to assist in resolving the problem, and he moved this in amendment. The amendment was seconded by Ald. Granfield and it carried. The amended motion carried. Ald. Brennan asked that a copy of the letter expressing Council's concern be directed to the Dept. of the Environment as well.

Mr. John Benjamin, Chairman of the Waverley Ratepayers Association, explained steps being taken by his organization to have construction of the residence stopped and he extended an invitation to any members of Council able to attend a meeting arranged with the Minister of Lands & Forests and the Minister of the Environment on Feb. 18th at 4:00 p.m., when a hearing on

the issue will be held. Ald. Walker and Granfield moved that the Mayor attend the meeting on behalf of the City to express Council's concern that development is being permitted at the Portobello locks. The Mayor commented on the position which she will take on the issue, with assistance from the Planning Director. The motion carried.

FLOODING CLAIMS: Council considered a report from the City Administrator
LAKECREST DR. on the proposed settlement of flooding claims received from the Lakecrest Drive area as a result of a blocked sanitary sewer which occurred while construction work was being carried on by Steed & Evans (Maritimes) Ltd. In view of the fact that both the City Works Dept. and Steed & Evans were working in the area and in view of the difficulty in placing complete liability on one party or the other, it is recommended that the claims received be settled on a 50/50 cost basis between the City and Steed & Evans. Ald. Walker and Day moved the adoption of this, recommendation.

Several of the Aldermen referred to instances where claims have not been settled in their own particular wards for similar damage to homes from flooding. In attempting to clarify the City's position with regard to liability in these situations, the Solicitor stated the general principle followed which is, that if the City does something wrong, we are liable; if the City fails to do something, we are generally not liable. Ald. Cote disagreed with the settlement recommended and opposed the motion. The motion carried with Ald. Cote and Hart voting against.

Council adjourned to meet in camera on motion of Ald. Walker and Day. After reconvening in open meeting, the action taken in camera was ratified on motion of Ald. Ibsen and Day.

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

RESOLUTION NO. 76-7

RESOLVED that the City Council of the City of Dartmouth
declare a civic holiday on Wednesday, August 4, 1976,
for Dartmouth Natal Day and a civic half holiday on
Halifax Natal Day.

Dartmouth, N. S.

Feb. 17/76.

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

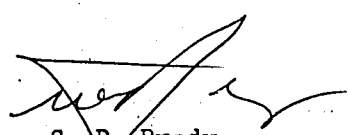
Council met in camera as Committee-of-the-Whole to deal with one additional item of business.

O'BRIEN ESTATE

Mr. Moir has prepared a report on the clauses contained in the will of the late Hedley O'Brien which ~~pertain~~ to the City, with particular reference to construction of a hospital and the portion of Mr. O'Brien's estate designated for this purpose under certain conditions. In view of the provisions of the will, it is recommended that the Solicitor be instructed to pursue the matter and represent the City's interest in the settling of this estate. The Committee approved Mr. Moir's recommendation on motion of Ald. Sanford and Ibsen.

Having earlier asked permission to raise an inquiry in camera, Ald. Brennan requested a report on the history of negotiations for the lands owned by Starr Manufacturing on Prince Albert Road, either through outright acquisition or by an exchange of lands with the City. He said he would like to see negotiations resumed for this property, although it was noted by the Mayor that a number of companies are involved and would have to be relocated.

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


G. D. Brady,
Deputy City Clerk.

CITY ADMINISTRATOR'S OFFICE

Date: February 16, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Noir, City Administrator
Re: Works Dept. Operations Headquarters

Following the February 3 meeting of City Council, at which meeting three Motions dealing with the awarding of a tender for the Operations Headquarters building were defeated, many Aldermen spoke to me immediately following the meeting and the next day by 'phone. Most of these conversations indicated that:

- (1) the members of Council were interested in having the item again considered by City Council;
- (2) the Motion to refer the matter to staff was too restrictive.

The following morning the City Engineer arranged a meeting with the Architects, at which time we sat down and discussed possible ways of reducing the cost of this building. The Architects were then asked to meet with the contractor to review the various items suggested and we met again on Wednesday, February 11, to review the credits for these suggested deletions.

I attach hereto copy of letter from the Architects dated February 11 which lists 18 items which could be deleted. I also attach a copy of letter from the Architects dated February 12 which would delete an additional \$6,300. These deletions are all for Council's consideration and I would like to comment and give my recommendations regarding some of these items.

Item 2

It will be appreciated that all of the sub-grading of the area would have to be prepared in order to carry heavy vehicles. The saving on this item would be the elimination of an asphalt surface only. The areas which would not be paved are shown on the attached plan (the small triangular area in the south-east section of the lot) and the general parking area.

Item 3

This is an item which causes us some concern. Certainly, we have, when Building Permits have been granted in the Burnside Industrial Park, insisted that the applicant post a Bond to assure that the property is landscaped to the City's specifications. While we are still leaving landscaping in the contract at the office area, I still feel that this item should be seriously considered by City Council in view of the policy adopted when granting Building Permits to others.

Item 4

Similar as above.

Item 5

While this is a reasonably small amount, this is an item which, in my opinion, could easily be deleted. These are

Mayor & Members of City Council,
Dartmouth, N. S.

February 16, 1976

block partitions between various similar departments to secure equipment etc. This security can be accomplished just as well by the installation of a chain link fence.

Item 9

The deletion of these light standards will not, in my opinion, cut down on the availability of light in the general work areas. Lights are installed on the building and should adequately light the work area.

Item 11

The deletion of these two bays would still leave one bay for the storage of vehicles under cover. These areas are used basically to store equipment, particularly during the winter months when vehicles have salt stored in the vehicular hoppers ready to salt City streets. Deletion of the two bays, while offering some inconvenience, could be an item the Works Department could live with.

Item 13

The deletion of wood floors in two bays of the carpentry shop would leave one bay with a wood floor. Heavy carpentry equipment could be installed on a concrete floor, leaving the wood floor area for assembly work.

Item 16

It is my understanding that this would just be a change in the standard of plumbing fixtures and would not change their efficient operation.

Item 17

This is an item which is not recommended by the Engineering Department. I intended to go to some buildings which have overhead doors similar to the ones proposed for our building to see if they were operated electrically or manually. My own personal opinion is that they can be operated manually without losing much efficiency.

Referring to the letter of February 12 from the Architects - With the deletion of this item, sufficient office space is, in my opinion, provided for existing staff and leaves room for expansion. The rooms listed could be added as needed in the future.

During the debate on this subject, a comparison was made between the proposed building for the City of Dartmouth with facilities currently available to the City of Halifax. The building proposed for the City of Dartmouth consists of 50,200 sq. ft. and provides space for the Works, Water, and Recreation Departments plus office space for these departments.

The City of Halifax Works building headquarters at City Field consists of 37,525 sq. ft. total floor area. The Public Service Commission on Lady Hammond Road occupies a total area of 28,000 sq. ft. This includes 5,500 sq. ft. for administration and engineering. The City of Halifax Recreation Department has its operations scattered in two or three buildings near City Field. The area of these buildings was not made known to us.

In talking to the Commissioner of Works for the City of Halifax, we find that the Works building in the City of Halifax was designed and built to service the old City of Halifax and they now find they could use additional space.

One other item which I feel should be pointed out is that, in the case of deletions, (and I mean no offence to

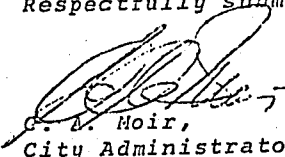
Mayor & Members of City Council
Dartmouth, N. S.

February 16, 1976

E.S. Martin Construction (Maritimes) Limited), or any other general contractor, the amounts indicated for credits do not necessarily mean a credit for their full cost. In other words, to use asphalt paving as an example, if we delete asphalt paving or a portion thereof, it is calculated at a rate of \$2.50 per cu. yd. However, if we should add paving to the contract, it would be at \$3.75 per cu. yd. Which figure is the correct one to use, or why shouldn't they be similar?

If Council should decide to delete all of the items, there would be a saving of approximately \$174,000 which would bring the tender price to \$1,475,568.

Respectfully submitted,



G. A. Moir,
City Administrator

CAM:mgm
enc.

11 February 1975

Mr. C. Moir
City Administrator
City of Dartmouth
City Hall
Dartmouth, Nova Scotia

Re: Operations Headquarters - City of Dartmouth

Allan F. Duffus,
B. Arch. F.R.A.I.C.
F.A.I.A. (Hon)

Dear Mr. Moir:

Henry M. Romans,
B. Arch. F.R.A.I.C.

Andris Kundzins,
Dip. Arch., M.R.A.I.C.

Harold G. Rounsefell,
B. Eng., M.E.I.C., P. Eng.

Anthony P. Griffiths,
Dip. Arch. (Wales)
M.R.A.I.C., A.R.I.B.A.

Foy W. Willwerth,
B. Arch. M.R.A.I.C.

Further to City Council's rejection of the tenders for the above project, we have, as requested, assessed various possible cost savings that could be made to the project as it now stands.

However, before listing these items, we would like to emphasize that the low tender received, in the sum of \$ 1,649,558.00, was within our estimate of \$ 1,725,000.00 which was approved by the City prior to calling tenders.

Further to our discussions this morning, our assessment of possible cost savings is as follows:

1. Delete concrete curbs at perimeter of paving
(please note that the actual area paved will not increase) credit \$ 6,800.00
2. Delete paving as per drawings submitted, area where paving removed to remain Class "A" gravel.
credit \$20,100.00
3. Delete sodding and topsoil to all areas except
at office area close to building. credit \$33,350.00
4. Delete shrub allowance. credit \$ 2,500.00
5. Delete precast floor slabs - replace with 3",
16 gauge galvanized deck and delete stairs.
credit \$10,658.00

2/...



11 February 1976

.../2

6. Delete 180 l.f. of block demising partitions and replace with 8'-0" high chain link fence.
credit \$ 5,130.00
7. To delete mandors from overhead doors and relocate same to masonry wall, a credit of \$ 375.00 per unit, (building will allow 11 units to be changed)
credit \$ 4,127.00
8. To delete overhead door in survey room and replace with masonry infill and one set of double doors.
credit \$ 1,520.00
9. To delete 10 light standards and associated work.
credit \$ 3,554.00
10. To delete guardhouse and electric gates and replace same with standard manual swing gates and to provide empty conduit for future electric service.
credit \$ 3,723.00
11. To delete two bays from covered vehicle storage.
credit \$43,080.00
Note: This indicates a considerable saving but is not recommended by the City of Dartmouth Engineering Department.
12. To delete drywall over overhead doors and masonry in service areas.
credit \$ 5,474.00
13. To delete wood floor in carpentry shop in two bays only leaving one bay 16' x 44'-6", with wood floor as detailed.
credit \$ 2,400.00
14. Change rolling shutters in stores area to swing doors.
credit \$ 1,462.00
15. To delete plastic laminate to countertops and use birch plywood.
credit \$ 300.00
16. To change plumbing fixtures and clean-outs to as per list submitted.
credit \$ 3,900.00

3/...

11 February 1976

.../3

17. To delete electric operators and associated work
from overhead doors. credit \$11,129.00

Note: This is not recommended by the City
of Dartmouth Engineering Department.

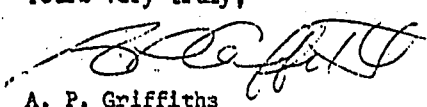
18. To change certain sections in structural steel
design. credit \$ 8,100.00

These changes would be to the Structural Steel as designed
by us and with the full approval of our registered structural
Engineer.

Total Credits

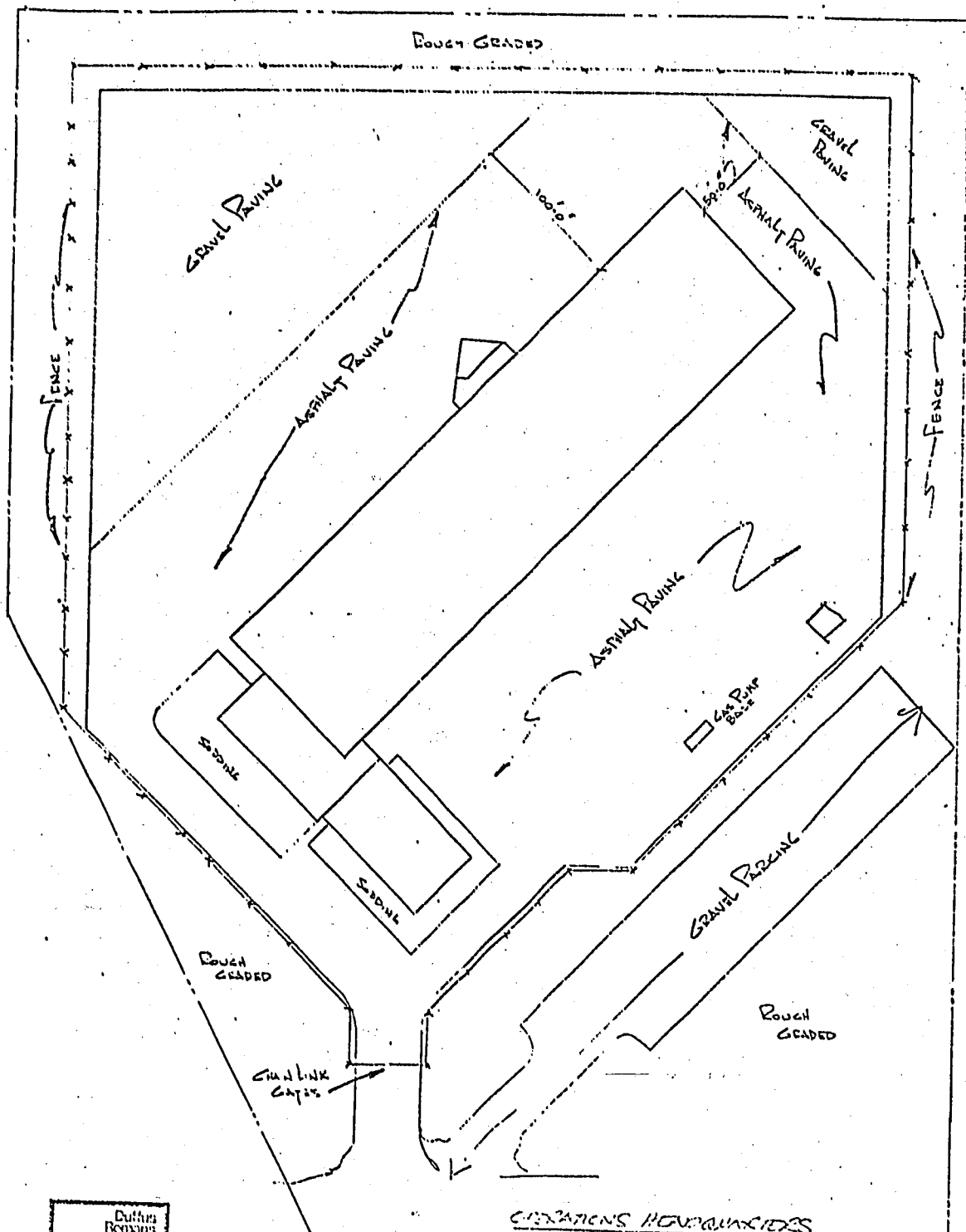
\$ 168,117.00

Yours very truly,


A. P. Griffiths
M. R. A. I. C.

APG/am

cc/ Mr. E. Purdy ✓



OPERATIONS HEADQUARTERS

CITY OF SAN MARCOS

#7424

PROPOSED CHANGES TO SITE PAVING
AND LANDSCAPING

Romans
Kundzins
Rounsefell
Limited

3801 Spring Garden
Halifax, Nova Scotia
B3H 1Y6

Telephone 902/429-6860

12 February 1976

Mr. C. Moir
City Administrator
City Hall
Dartmouth, Nova Scotia

Dear Mr. Moir:

Allan F. Duffus,
B. Arch. F.R.A.I.C.
F.A.I.A. (Hon)

Re: OPERATIONS HEADQUARTERS - City of Dartmouth

Henry M. Romans,
B. Arch. F.R.A.I.C.

Andris Kundzins,
Dip. Arch., M.R.A.I.C.

Harold G. Rounsefell,
B. Eng., M.E.I.C., P. Eng.

Anthony P. Griffiths,
Dip. Arch. (Wales)

M.R.A.I.C., A.R.I.B.A.

Roy W. Willwerth,
B. Arch. M.R.A.I.C.

Further to our letter of yesterdays date, we would advise you that by deleting all partitions, finishes and plumbing fixtures from the office section - main floor (i.e. Rooms No. 102, 103, 104, 105, 106, 107) an additional saving in the sum of \$6,300.00 could be made. Plumbing would be roughed in for future development of this space.

Yours truly,



A.P. Griffiths,
M.R.A.I.C.

APG/jmj

cc: Mr. E. Purdy



CITY OF DARTMOUTH

26

C.A. NOIR
CITY ADMINISTRATOR

P.O. BOX 249 817
DARTMOUTH, NOVA SCOTIA
B2Y 3Z3

Date: February 2, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Noir, City Administrator
Re: Land Exchange, Nissan Automobile

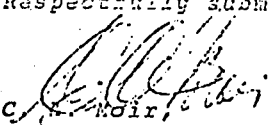
I attach hereto copy of report addressed to the Mayor and Members of City Council dated May 5, 1975 which outlines a basic agreement between the City of Dartmouth and Nissan Automobile Company (Canada) Ltd. dealing with an exchange of land. This report was adopted by City Council in May of 1975 and negotiations have continued with the preparation of necessary survey plans, descriptions, and an agreement between the City of Dartmouth and Nissan.

We were in a position to finalize these documents when word was received from the Regional Sales Manager that the parent Canadian company was having some second thoughts about the transaction. Early in January, I met with the Regional Sales Manager and he pointed out to me that his company was more anxious to establish a sales outlet than to develop a warehouse type of operation in the Lynch Estate.

Attached is copy of letter I received from Mr. Francis requesting the City of Dartmouth to purchase the Bel Ayr property at the greater of fair market value or Nissan's cost plus interest.

I would request Council's instructions in this matter.

Respectfully submitted,


C. A. Noir,
City Administrator

CAN:mjm
enc.



C.A. NOIR
CITY ADMINISTRATOR

P.O. BOX 5422 817
DARTMOUTH, NOVA SCOTIA

B2Y 323

May 5, 1975

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

Dear Madam and Sirs:

During the latter part of 1974, the Director of Planning and Development carried on negotiations with Nissan Automobile Co. (Canada) Limited for an exchange of lands with the City of Dartmouth. You will recall that City Council refused a rezoning application from Nissan Automobile Co. (Canada) Limited to rezone from R1, a family residential zone, to C 2A, General Commercial zone, their lands on Portland Street in the Bel Ayr Park Sub-division.

These negotiations led to the following proposal:

1. Nissan would be prepared to exchange its existing land on Portland Street (approximately 3 acres) for an equal square footage of land in the Lynch Estate area;
2. Nissan would require a commitment by the City as to the installation of services in the Lynch Estate;
3. Nissan would be prepared to enter an agreement of resale to the City if no development takes place on the land three years from the time of installation of services.

The offer of Nissan Automobile Co. (Canada) Limited was made known to the City of Dartmouth Industrial Commission and the Industrial Commission recommends to City Council that the City of Dartmouth make available to Nissan Automobile Co. (Canada) Limited a site in the Burnside Industrial complex known as the Lynch Estate shown on the attached plan as Lots 3 or 4 containing

(over)





2.

Mayor & Members of Council,
Dartmouth, N. S.

May 5, 1975

approximately 3 acres of land. In return, Nissan Automobile Co. (Canada) Limited will convey to the City of Dartmouth its existing land on Portland Street containing approximately three acres. Nissan would be required to enter into an agreement with the City of Dartmouth to resell the City if no development takes place on the 3-acre site in the 3-year period after the installation of services.

At the present time, the City of Dartmouth is preparing contract documents for clearing, grubbing, and grading the Lynch Estate and the Consultants are further preparing plans and specifications for the installation of services. In all probability, these services will be installed during the year 1975-76.

The recommendation of the Industrial Commission was made known to Mr. R. C. Watkins, Regional Manager, Nissan Automobile Co. (Canada) Limited and I attach hereto a copy of letter from Ronald N. Pugsley, of Stewart, MacKeen & Covert, representing Nissan Automobile Co. (Canada) Limited, accepting the offer.

It is recommended that City Council authorize completion of this transaction.

Respectfully submitted,

City Administrator

CAM:mgm
enc.

STEWART MACKEEN & COVERT

BARRISTERS AND SOLICITORS

29

FRANK M. COVERT, O.C.
HENRY B. RUDE, O.C.
JOHN D. MOORE, O.C.
J. THOMAS McQUARRIE
GEORGE A. CAINES
ERIAN FLEMING
S. DAVID N. COVERT
DONALD H. McDOUGALL
RUSH K. SMITH
JOHN S. McFARLANE
RICHARD K. JONES
DAVID A. MILLER
DOUGLAS J. MATHEWS

J. WILLIAM E. MINCO, O.C.
DAVID R. CHIPMAN, O.C.
RONALD N. PUGSLEY, O.C.
DAVID A. STEWART
ARTHUR G. H. FORDHAM
DONALD H. OLIVER
JAMES S. COWAN
J. GERALD GODSOE, Jr.
JOEL E. PINK
WILLIAM L. RYAN
CARMAN G. McCORMICK
BRUCE H. WILDSMITH
JOHN D. MURPHY

BANK OF CANADA BUILDING
1503 HOLLIS STREET
HALIFAX, CANADA

CORRESPONDENCE
P. O. BOX 937
HALIFAX, CANADA B3J 2X2

OUR FILE REFERENCE:
JDM/3589

COUNSEL

DONALD A. KERR, O.C.

April 21, 1975

City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia

Attention: C. A. Moir, Esq., City Administrator

Gentlemen:

Re: Nissan Automobile Co. (Canada) Limited

We are solicitors for Nissan Automobile Co. (Canada) Limited.

We have reviewed your letter of April 2, 1975 directed to R. C. Watkins, Regional Manager, Nissan Automobile Co. (Canada) Limited.

We are instructed by Nissan Automobile Co. (Canada) Limited that the Company is prepared to enter into an agreement with the City of Dartmouth providing for an exchange of the lands presently owned by the Company on Portland Street in Dartmouth for an appropriate lot in the Lynch Estate in the Burnside Industrial Complex on the following terms:

1. Nissan Automobile Co. (Canada) Limited is to receive a parcel of land in the Lynch Estate equal in area to the lands the Company presently owns on Portland Street;
2. The City of Dartmouth pay for the clearing, grubbing, grading and installation of services with respect to the parcel of land in the Lynch Estate to be exchanged for the Portland Street lands, which work shall be completed within eighteen months;

.../2

April 21, 1975

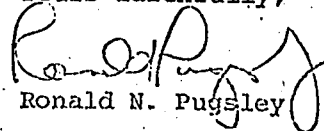
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3. Should development not take place on the site within three years of the installation of services, or should a building permit be refused to Nissan, the City of Dartmouth shall repurchase the land in the Lynch Estate conveyed to Nissan for an amount equal to the greater of the fair market value of the land at the time of repurchase by the City of Dartmouth or the amount paid by Nissan for the Portland Street property, together with expenses incidental to purchase;

4. The parcel of land in the Lynch Estate which would be most acceptable to Nissan Automobile Co. (Canada) Limited in exchange for its Portland Street property would be the area of the new Lot 1 shown on your sketch of the Lynch Estate which appears to be a new Lot 1 consisting of the old Lot 12 and part of the old Lot 13.

Please let me know at your early convenience whether you find the foregoing proposal to be acceptable.

Yours faithfully,


Ronald N. Pugsley

RNP
DAM/jd

RIGHT OF WAY

LOT 11

'LOT 12 /

LOT 13 2

LOT 14

LOT 15

LOT 8 3

LQT 7

4 LOT 6

LOT 5

LOT 16

LOT 10

LOT 1
5

LOT 2

LOT 3

LOT 4

LOT 17

LỚT 9

LOT 23

LOT 18

LOT 28

LOT 19

LOT 27

LOT 20

· LOT 26

LOT 21 .

LOT 15

LOT LIA

LOT LIB

LOT 12

LOT 22

LOT 21

LOTS 3-4

LOT 2

LOT 1A

LYNCH ESTATE

$1'' = 400'$

3 ACRE SITES

3/



Nissan Automobile Company (Canada) Ltd.

32

ATLANTIC REGION: 57 Wright Avenue, P.O. Box 357, Dartmouth, Nova Scotia B2Y 3Z5
Telephone (902) 469-0820 / Telex 019-2177 Nissan HFX

12 January 1976

Mr. C. A. Moir
City Administrator
City of Dartmouth
Dartmouth, N. S.

Dear Mr. Moir;

Bel-Ayr Property


As pointed out in our recent discussion, we are most anxious to establish a Datsun retail outlet in Dartmouth. Not only would this provide jobs for a number of people, but it would enable us to service more quickly the Datsun owners on this side of the Harbour. Unfortunately, however, we cannot proceed until the matter of our Bel-Ayr site is settled.

We most certainly appreciate your efforts to arrange a property transfer, but as we both agreed, the Industrial Park site is not suitable for a retail outlet.

It is for these reasons we are now asking the City to purchase the Bel-Ayr property from us at the greater of fair market value, or our cost plus interest.

Your offer to present our request to the City Council is indeed welcomed, and we now await your reply.

Yours truly


Murray J. Francis
Regional Sales Manager

MJF:jh

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 549 817
DARTMOUTH, NOVA SCOTIA

B2Y 3Z3

Date: February 2, 1976

To: Her Worship the Mayor and
Members of City Council

From: C. A. Moir, City Administrator

Re: Land, Manor Park

In September, 1975, Council authorized continued negotiations with the solicitor representing Manor Park Developments for the acquisition of 6 1/2 acres in the Manor Park development for school and recreation purposes.

These negotiations have continued. However, we are still a long way apart in value for the land in question. Manor Park Holdings Ltd. has without prejudice offered to accept the sum of \$250,000 for the 6 1/2 acres. The City's appraisal indicates a market value of \$140,000.

The solicitor for Manor Park Holdings Ltd., Mr. Stewart McInnes, has recommended that, in order to finalize this matter, the City proceed with expropriation.

In checking with Mr. Gerald McCarthy, Superintendent of Schools, I am advised that, because of the declining elementary school population, he no longer feels certain that an elementary school will be required in that area. However, development could take place in the surrounding areas in the near future which would make a site for an elementary school mandatory. He, therefore, feels that we should proceed with the acquisition of this school site. Also, Council members will recall that City staff have been asked to look at the needs for recreation sites in the Ward 2 area. In all probability, part of this would be used for recreation purposes.

I would, therefore, recommend that City Council authorize the preparation of the necessary plan, description,

(over)





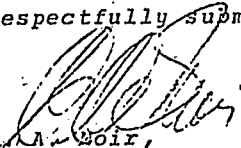
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Mayor & Members of Council
Dartmouth, N. S.

February 2, 1976

and resolution authorizing expropriation of the land and
have the value of the land established by the Courts.

Respectfully submitted,


C.A. Moir,
City Administrator

CAM:mgm

OFFICE OF THE CITY CLERK

MEMORANDUM

DATE: February 10, 1976

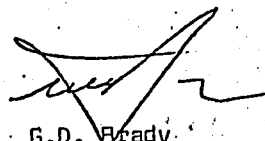
TO: Her Worship The Mayor and Members of Dartmouth City Council

FROM: The Dartmouth Lakes Advisory Board

SUBJECT: Report - Sanitary Landfill Site.

The Dartmouth Lakes Advisory Board at their January 28, 1976 meeting adopted the enclosed report prepared by the Board on the Sanitary Landfill Proposal presented in December by Canadian-British Consultants Limited.

Dartmouth Lakes Advisory Board recommends to City Council approval of the report for submission to Canadian-British Consultants Limited.



G.D. Brady
Secretary

GDB/svm
Enclosure

2. A suitable settling pond should be constructed either at the outflow of the proposed 36 inch diameter pipe drain under the site or along the stream leading into Enchanted Lake. This settling pond combined with the marshy area should retain most of the sediment in the runoff and reduce the siltation in the Lake.

3. The ditches or trenches proposed for the perimeter of the site to divert surface water from the watershed area should be constructed and stabilized so as to minimize erosion. If the silt content in the water from these ditches is low, the effluent from the pipe drain under the site could bypass the settling pond. This would reduce the volume of water through the pond and improve its settling capability.

4. The use of techniques to minimize erosion from the face of the landfill or stockpiled cover material are most desirable.

5. The water in Enchanted Lake should be analyzed similar to that done for Flat Lake, to give an indication of major changes in the quality of the water. It is recommended that the site operators be informed of the affect of siltation on the lake, and encouraged to watch for visual signs of silt in the lake and to avoid it when possible.

6. The site should be lined with suitable material if the existing soil is too permeable to attenuate the leachate. Consideration should be given to drilling a well(s) to sample ground water for analysis of leachate contaminants. If leachate proves to be a problem because of a high water table then things like alteration of the stream from the site to Enchanted Lake could be considered.

DARTMOUTH LAKES ADVISORY BOARD

January 28/76

Review of :

DARTMOUTH SANITARY LANDFILL

Designed by Canadian-British Consultants Limited

A sanitary landfill is to be developed north of the Dartmouth Industrial Park to dispose of the refuse from the city of Dartmouth that is not incinerated. It is understood that most of the refuse destined for the landfill is industrial waste, material not compatible with the incinerator and a small amount of overflow from the incinerator. For example auto bodies and demolition debris.

The sanitary landfill is to be located near Enchanted Lake which drains through Flat Lake into Bedford Basin. The two potential problems affecting the water surrounding the landfill are (i) siltation and (ii) leachate. In this case the siltation of the lake is expected to be by far the major pollutant since most of the organic refuse is incinerated. Although steps should be taken to avoid leachate entering the surface water or the ground water, when a compromise is necessary siltation should be given preference. For example if lowering the ground water level to reduce leachate contamination results in considerable increase in siltation it would probably be better to live with the leachate problem.

The considerations listed below are designed to protect Enchanted Lake as far as economically possible for the future enjoyment of the persons in the Industrial Park.

1. The surface water from the site presently runs through a marshy area or small, poorly defined stream. The Canadian-British report (section 4) proposes that this "stream" be "cleaned of boulders and back cut to improve its drainage capabilities." The Dartmouth Lakes Advisory Board is basically apposed to altering the natural stream and request that the Board be allowed to review any proposed changes in the stream beforehand. Should alteration of the stream prove to be essential it is strongly recommended that only the upper part of the stream be modified and that the lower portion leading into the lake be left in its natural state to minimize the amount of silt reaching the lake.

January 28, 1976

Her Worship Mayor Eileen Stubbs
City of Dartmouth
P.O. Box 817
Dartmouth, Nova Scotia

Dear Mrs. Stubbs:

You may be interested to know that we have embarked on the preparation of a manuscript on the history of our ferry system, tentatively entitled "The Ferries of Dartmouth".

This work was conceived through a desire on the part of the Dartmouth Museum Society to seek some project that might qualify for a grant under the Canada Council's "Explorations Program". Subsequent meetings of a committee of the Society resulted in the nomination of topic and authors.

An application to the Canada Council has been made, and preliminary research work is proceeding. The outcome of the application will only affect the final format of the manuscript, since we have acquired a strong personal commitment to the project.

We have sought and obtained assurances of assistances from the good offices of the City Administrator and the Director of the Dartmouth Heritage Museum.

While we hope to have interviews with Councillor Granfield because of his long time association with ferry terminal activities, the other members of Council might be interested in this project.

Yours very truly,


J.M. Payzant & L.J. Payzant

/nb

OFFICE OF THE CITY CLERK

MEMORANDUM

DATE: February 10, 1976

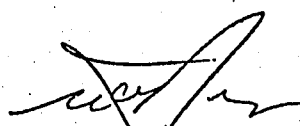
TO: Her Worship The Mayor and Members of Dartmouth City Council

FROM: The Dartmouth Lakes Advisory Board

SUBJECT: Dredging of Lake Banook

At the January 28, 1976 meeting of the Dartmouth Lakes Advisory Board, discussions took place relative to the plans for dredging Lake Banook in preparation for The World Canoe Championships next year. The Board was advised that the present low level of the lake will be maintained until the decision is reached on whether dredging is to take place this winter. If no decision is reached by April or the first of May, the level will be allowed to rise for the summer months. Concern was expressed that a raising of the lake level in the spring will not provide sufficient time for Lake Banook to fill in time for summer activities.

The Dartmouth Lakes Advisory Board requests Council permission to meet with Canadian-British Representatives to discuss their dredging study prior to its completion.


G.D. Brady
Secretary

GDB/svm

OFFICE OF THE CITY CLERK

M E M O R A N D U M

DATE: February 10, 1976


TO: Her Worship The Mayor and Members of Dartmouth City Council

FROM: The Dartmouth Lakes Advisory Board

SUBJECT: Joint Committee - Lakes Advisory Board and Recreation Advisory Board

At the January 28, 1976 meeting of the Dartmouth Lakes Advisory Board, the acting Chairman of the Recreation Advisory Board agreed that there are areas of co-operation from which both groups could benefit. The question of land reserves for lake protection purposes vs the purpose of purely recreational use and after discussing this point in some detail, it was proposed that a joint committee be formed to discuss this subject further. It was noted during the discussions that recreational land reserves are often located in swampy areas used for drainage purposes. A suggestion was made that such areas should not form part of the reserve, which a developer is required to deed for park land.

The Dartmouth Lakes Advisory Board requests permission of Council to have the Lakes Advisory Board and the Recreation Advisory Board form a committee to study the subject of the amount of useable open space in development areas.


G.D. Brady
Secretary

GDB/svm

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 549 817
DARTMOUTH, NOVA SCOTIA

B2Y 323

Date: February 2, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Re: Tenders, Canteen Concession, G.B. Gray Arena

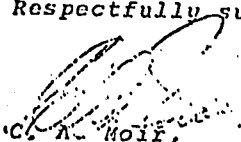
City Council recently established a policy of awarding canteen concessions at various City of Dartmouth locations on a three-year period. The canteen concession at the Gerald B. Gray Arena had expired and, during the month of January, tenders were called in accordance with this policy established by City Council. The following tenders were received:

Gordon D. Karg, 38 Windwood Blvd.	\$3600 per yr
Robert Dalling, 205 School St.	2000 per yr
Charles L. Phillips, 5 Ambercrest Place	1800 per yr

It is recommended that the tender submitted by Mr. Gordon D. Karg in the amount of \$3600 per annum be accepted.

Mr. Charles Phillips has operated the canteen concession at the Gerald B. Gray Arena since its opening. However, he did not submit the highest tender for this concession. The Purchasing Department has checked into Mr. Karg's ability to operate this concession and is satisfied that he can successfully operate the concession.

Respectfully submitted,


C. A. Moir,
City Administrator

CAN:mgm



February 9, 1976.

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

Dear Mesdames and Sirs,

The Shubenacadie Canal is a priceless and irreplaceable asset to the City of Dartmouth in its many aspects - as a tourist attraction, for its aesthetic appearance and as a recreational facility. The Shubenacadie Canal must be considered as a whole, and problems affecting any part of it will effect its value for Dartmouth, particularly where its restoration is concerned.

While the accompanying letter from the Waverley Ratepayers Association and the problem described therein falls outside the jurisdiction of the City of Dartmouth in a geographical sense, the Board feels that the ramifications for Dartmouth of the precedent which might be established in this situation makes it worthy of the attention of City Council at this time, and thus are referring the matter with the accompanying recommendation. The Board has looked into the situation described in Mr. Benjamin's letter, and is in agreement that it poses a threat to the Canal.

Sincerely yours,

Audrey Vanzer
Audrey Vanzer,
Chairman,
Dartmouth Lakes Advisory Bd.

WAVERLEY RATEPAYERS ASSOCIATION

Incorporated 1965

WAVERLEY, HALIFAX COUNTY, N.S.

January 26th, 1976.

Mrs T.C. Manzer
Chairman, Lakes Advisory Board
35 Clearview Cr.
Dartmouth, N.S.

Dear Mrs Manzer:

This is to bring to your attention a very serious situation at the Portobello Locks, which as you know forms part of the Shubenacadie Canal. Mr. Russel Atree, a building contractor, recently purchased the land on the east side of the canal, formerly owned by Mr. Len Oickle. He is now in the process of building a residence approximately eight feet from the canal which would seriously jeopardize the use of this land to the public, sportsmen and canoeists, who have enjoyed the privilege of using the Shubenacadie Canal route since it was constructed over 100 years ago.

The local residents have been under the assumption that this was crown land and were shocked and dismayed to see bulldozers clearing this area. So they immediately brought this to the attention of the Department of the Environment, who sent their engineers to the site and prepared a stop and desist order against the owner. Also the County Building Inspector was contacted and he stated the owner had been issued a preliminary permit, which would allow him to construct footings only. Mr. Atree, however, was in the process of erecting forms on these footings without a proper building permit. So the Building Inspector issued a letter requesting all construction to cease until further notice.

Now we have been advised that Mr. Atree has complied with all requests from the Department of the Environment and a letter to this effect has been forwarded to the Building Inspector. Also a similar letter has been forwarded the Building Inspector, stating the Department of Health is satisfied that Mr. Atree has met all of their requirements. We feel that this building is directly on the original river bed and that this constitutes a natural run off into lake William, which could cause possible pollution.

The Waverley Ratepayers also feel that because the land was originally the river bed before the construction of the canal, therefore it should be owned by the crown and Mr. Atree should not have any right to construct buildings in this area, or have the right to stop or interfere with the public using the Shubenacadie Canal route.

Mr. Atree also cleared a large area in the backwater off the canal which was done without permission or proper licence. This has destroyed a lot of the natural growth and changed the general appearance of this beautiful area.

WAVERLEY RATEPAYERS ASSOCIATION

Incorporated 1965

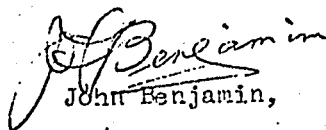
WAVERLEY, HALIFAX COUNTY, N.S.

- 2 -

It now appears that the County will be issuing a full building permit to the owner, as they claim he has complied with all regulations. But the residents of Waverley strongly feel this land around the Portobello Locks waterway should be retained and feel that many residents of Dartmouth, who use this waterway as a recreational route should be informed that there is a danger of losing this privilege forever and that every possible effort should be made to preserve these historical sites for future use.

We would therefore ask you to bring this to the attention of the Dartmouth Lakes Advisory Board and the citizens of Dartmouth, to seek public support in preserving this area for future restoration of this historical Shubenacadie Canal.

Yours very sincerely,


John Benjamin,

Chairman, Waverley Ratepayers

jfb

CITY OF DARTMOUTH

C.A. MOIR
CITY ADMINISTRATOR

45
P.O. BOX 549 817
DARTMOUTH, NOVA SCOTIA
B2Y 3Z3

Date: February 10, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Re: Flooding claims, Lakecrest Dr. area

As most members of Council are aware, we experienced considerable flooding damage in the Lakecrest Drive area during the latter part of December. Marsh Adjustment Bureau Limited was engaged to investigate these damage claims.

After the original investigation, it was felt that the cause of the flooding in that area occurred due to construction work being carried on by Steed & Evans (Maritimes) Limited. It appeared that one particular sanitary sewer was blocked and it was the fault of the contractor working in the area.

Steed & Evans (Maritimes) Limited was advised of this and immediately placed an adjuster on the claims and a thorough investigation was conducted as to the cause.

Several meetings were held between the City of Dartmouth and Steed & Evans (Maritimes) Limited and the insurance adjusters. Following these meetings, a letter was written to Steed & Evans (Maritimes) Limited with a copy to the City of Dartmouth (copy of which is attached) which basically outlines the conditions found and an arrangement for settling the claims for damage.

While reading the attached letter, I should like to indicate that it is my understanding that there was no firm commitment on the part of any City employee that the City was willing to pay 50% of the damages of the properties mentioned. This commitment was made subject

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Mayor & Members of City Council
Dartmouth, N. S.

: February 10, 1976

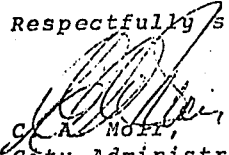
to the approval of Dartmouth City Council.

A meeting was held in my office on January 30 attended by the City Engineer, Mr. Forshner of Marsh Adjustment Bureau Ltd., and Mr. Wood of the same firm. This meeting was called basically because of complaints I had received from several Aldermen about the manner in which the claims for damages had been investigated. It became clear to me that, because of the confusion as to possible liability, neither the City of Dartmouth nor Steed & Evans (Maritimes) Limited was admitting liability and there was little or no concrete evidence of liability which could be given to these individuals by the insurance adjuster.

Instructions were issued to the adjusters to visit each of the claimants on January 30 and 31 to ascertain their exact claims for damages and, if necessary, to advise them that subject to the approval of City Council, the claims would be settled on the basis of the City of Dartmouth paying 50% and Steed & Evans (Maritimes) Limited paying 50%.

In view of the fact that both the City of Dartmouth Works Department and Steed & Evans (Maritimes) Limited were working in the area and in view of the difficulty of placing complete liability on one party or the other, I would recommend that these claims be adjusted and settled on a 50-50 cost basis between the City of Dartmouth and Steed & Evans (Maritimes) Limited.

Respectfully submitted,


C.A. MOIR,
City Administrator

CAM:mgm
enc.



MARSH ADJUSTMENT BUREAU LIMITED

Nine Branches Linked by Telex Serving Nova Scotia

47
Yours, N.S. - P.O. Box 370 - Tel. 233-5423
Sydney, N.S. - P.O. Box 224 - Tel. 519-2220
Halifax, N.S. - P.O. Box 2374 - Tel. 423-7234
Bridgewater, N.S. - P.O. Box 313 - Tel. 543-3222
Antigonish, N.S. - P.O. Box 544 - Tel. 843-4113
New Glasgow, N.S. - P.O. Box 34 - Tel. 733-8443
Port Huron, N.S. - P.O. Box 515 - Tel. 523-2330
Dartmouth, N.S. - P.O. Box 351 - Tel. 443-3337
Amherst, N.S. - P.O. Box 411 - Tel. 647-7239

Reply To: P. O. Box 355
Dartmouth, N.S.
B2Y 3Y5 Ph. 469-3531

Steed & Evans Maritime Limited
P. O. Box 232
Dartmouth, Nova Scotia
B2Y 3Y3

23rd January 1976

Attention: Mr. Gary Widmeyer
General Manager

Our Files: F8-10, 32
F8-10, 32
F8-10, 32
F8-10, 32
F8-10, 32

Dear Mr. Widmeyer:

RE: Lakecrest Drive Damage Claims due to Sanitary
Sewer Back Ups
Date of Loss: December 22, 1975

As you will recall, on January 12, 1976 a meeting was held in the office of G. Boyd, P. Eng., Design Engineer at the City Hall. In attendance were the people involved in the construction work from Steed & Evans Maritime Limited as well as the people involved with the construction work from the City of Dartmouth.

It was determined that the cause of the Sanitary Sewer back up was an eight inch, in diameter, rock in the sewer line. At the time of our meeting on January 12, it was agreed to by the City forces as well as by the forces of Steed & Evans Limited that it could not be determined nor proven that the rock got in the line by the work carried out by Steed & Evans Limited or the City of Dartmouth, as both forces were working in the area during the same time and period of construction.

It was also agreed between the persons at the meeting that where it could not be determined who was responsible for the rock in the line, it was agreed that the claims being advanced by Messrs. Laughlin & Eric Horton of 74 Lakecrest Drive, Amy MacLeod of 75 Lakecrest Drive, Maynard Power of 43 Lakecrest Drive, Brent Hawes of 73 Lakecrest Drive, Mr. & Mrs. Wendell Hawes of 73 Lakecrest Drive, and Argo Flooring Limited, that the exact loss and amount of each of their claims should be determined. Once this was known then the City of Dartmouth would pay 50% of the loss and Steed & Evans Maritime Limited would pay 50% of this loss.

From our investigation and discussions with Steed & Evans forces and the City's forces, it was felt by the writer that this would be a fair and reasonable approach to settlement of the claims being advanced by the above noted claimants.

.... /2



.... /2

Steed & Evans Maritimes Limited

Following this meeting, we received a letter from Mr. G. M. Boyd dated January 13, 1976 in which he advised that the City was not in agreement with our proposal of settlement and that they felt that the contractors of Steed & Evans Maritime Limited were responsible. Following this letter, we received a letter from yourselves dated January 15, 1976, advising that you felt that your forces were not responsible for this loss.

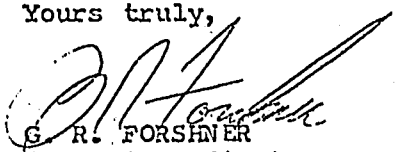
As you will recall, a copy of your letter of January 15, 1976 was forwarded to R. Rougere of the City of Dartmouth and a copy of Boyd's letter of January 13, 1976 was forwarded to yourself.

Following these two pieces of correspondence, we again met with Mr. R. Fougere of the City of Dartmouth as well as with yourself. Following our discussions we have now been instructed by the City of Dartmouth that they are willing to pay 50% of the damages of the above noted properties provided that the other contractors, Steed & Evans Maritime Limited are willing to pay 50% of the damages. We have also received instructions from yourself that your firm will be willing to contribute 50% of the payment for the damages provided that the City of Dartmouth will contribute same. The above was agreed to by both the City of Dartmouth and Steed & Evans Limited on January 21, 1976.

Once we receive a letter from yourselves as well as from the City of Dartmouth confirming that you are both prepared to pay 50% of this loss equally of each claimant, we will then proceed to negotiate the quantum of claims being advanced by the above claimants.

We wait receipt of your letters.

Yours truly,



G. R. FORSHNER
Executive Adjuster

GEF/cas

cc City of Dartmouth
Att. Mr. R. Fougere



MARSH ADJUSTMENT BUREAU LIMITED
P. O. Box 355, Dartmouth, N.S.

SERVING ALL OF NOVA SCOTIA
HEAD OFFICE — P.O. BOX 2374, HALIFAX, NOVA SCOTIA

<input type="checkbox"/> BUREAU	<input type="checkbox"/> SYDNEY	<input type="checkbox"/> HALIFAX	<input type="checkbox"/> BRIDGEWATER	<input type="checkbox"/> ANTONIO	<input type="checkbox"/> NEW GLASGOW	<input type="checkbox"/> PORT HAWKESBURY	<input type="checkbox"/> DARTMOUTH	<input type="checkbox"/> AMHERST	<input type="checkbox"/>
BOX 373	BOX 224	BOX 2374	BOX 810	BOX 554	BOX 34	BOX 523	BOX 335	BOX 411	

DATE OF LOSS December 22, 1975 DATE OPENED January 23, 1976

CLAIM NUMBER F8-10,346

ASSURED City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia
ADDRESS

THIRD PARTY Amy MacLeod

TYPE OF CLAIM
Liability

COVERAGE

AMOUNT

AGENT Appointed by R. Fougere

COMPANY City of Dartmouth

POLICY NO.

EXPIRY DATE

PROPERTY & LOCATION

SERIAL NUMBER

ADJUSTER G. R. FORSHNER
Executive Adjuster

1976

CLAIM NUMBER F8-10,346

CLAIMANT

Amy MacLeod
75 Lakecrest Drive
Dartmouth, Nova Scotia

ASSURED City of Dart.

ESTIMATE

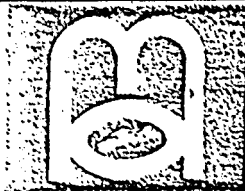
\$500.00
(Sub, to Rev.)

T.P. INSUR

REMARKS Sewer Blockage Lakecrest Drive - See Attached Letter.
Once we have further information on quantum of damages,
we will report further to you. It appears that settlement
of these claims will be made equally between the City of
Dartmouth and Steed & Evans Maritime Limited.

G. R. Forshner
G. R. FORSHNER
Executive Adjuster

CURT ADJUSTER



MARSH ADJUSTMENT BUREAU LIMITED

P. O. Box 355, Dartmouth, N.S.

SERVING ALL OF NOVA SCOTIA
HEAD OFFICE — P.O. BOX 2374, HALIFAX, NOVA SCOTIA

PELO <input type="checkbox"/>	SYDNEY <input type="checkbox"/>	HALIFAX <input type="checkbox"/>	BALDOWATER <input type="checkbox"/>	ANTHONISH <input type="checkbox"/>	NEWGLASSBORO <input type="checkbox"/>	PORTHARVEST <input type="checkbox"/>	DARTMOUTH <input type="checkbox"/>	ANNEST <input type="checkbox"/>	<input type="checkbox"/>
BOX 370	BOX 224	BOX 2374	BOX 310	BOX 113	BOX 131	BOX 118	BOX 335	BOX 411	

DATE OF LOSS December 22, 1976 DATE OPENED January 23, 1976

CLAIM NUMBER F8-10,345

ASSURED City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia

THIRD PARTY M. Power

ADDRESS

TYPE OF CLAIM

Liability

COVERAGE

AMOUNT

AGENT Appointed by R. Fougere

COMPANY

City of Dartmouth

POLICY NO.

EXPIRY DATE

PROPERTY & LOCATION

SERIAL NUMBER

ADJUSTER

G. R. FORSHNER
Executive Adjuster

1976

CLAIMANT

CLAIM NUMBER F8-10,345

ADDRESS

Maynard Power
43 Lakecrest Drive
Dartmouth, Nova Scotia

ASSURED City of Dart.

ESTIMATE \$300.00

(Sub. to Rev.)

FR INSUR

REMARKS

Sewer Blockage Lakecrest Drive- See Attached Letter.
Once we have further information on quantum of damages,
we will report further to you. It appears that settle-
ment of these claims will be made equally between the
City of Dartmouth and Steed & Evans Maritime Limited.

G. R. FORSHNER

23

ADJUSTER Executive Adjuster

CALL UP DATES



MARSH ADJUSTMENT BUREAU LIMITED

P. O. Box 355, Dartmouth, N.S.

SERVING ALL OF NOVA SCOTIA
HEAD OFFICE — P.O. BOX 2374, HALIFAX, NOVA SCOTIA

☐ #80 ☐ SYDNEY ☐ HALIFAX ☐ BRIDGEWATER ☐ ANTIGONISH ☐ NEW GLASGOW ☐ PORT HANNESSURY ☐ DARTMOUTH ☐ AMHERST ☐

BOX 170 BOX 224 BOX 2374 BOX 310 BOX 344 BOX 336 BOX 333 BOX 355 BOX 411

DATE OF LOSS December 22, 1975 DATE OPENED January 23, 1976

CLAIM NUMBER F8-10,331

ASSURED City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia

THIRD PARTY Messrs. Laughlin & Eric Horton

TYPE OF CLAIM Disability

COVERAGE

AMOUNT

AGENT Appointed by R. Fougere

COMPANY City of Dartmouth

POLICY NO.

EXPIRY DATE

PROPERTY & LOCATION

SERIAL NUMBER

ADJUSTER G. R. FORSHNER
Executive Adjuster

CLAIMANT 1976

CLAIM NUMBER F8-10,331

ADDRESS Messrs. Laughlin & Eric Horton
74 Lakecrest Drive
Dartmouth, N.S.

ASSURED City of Dart.

ADJUSTER

ESTIMATE \$500.00
(Sub. to Rev.)

TP. INSUR

REMARKS

Sewer Blockage Lakecrest Drive- See Attached Letter.
Once we have further information on quantum of damages,
we will report further to you. It appears that settle-
ment of these claims will be made equally between the
City of Dartmouth & Steed & Evans Maritime Limited.

OUR ADJUSTER G. R. FORSHNER
Executive Adjuster

CALL UP DATES 23



MARSH ADJUSTMENT BUREAU LIMITED

P. O. Box 355, Dartmouth, N.S.

SERVING ALL OF NOVA SCOTIA
HEAD OFFICE — P.O. BOX 2374, HALIFAX, NOVA SCOTIA

HALIFAX	SYDNEY	HALIFAX	BROOKSWATER	ANTIGONISH	NEW GLASGOW	PORT-ALEXANDRIA	DARTMOUTH	AMHERST	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BOX 355	BOX 224	BOX 2374	BOX 310	BOX 168	BOX 16	BOX 223	BOX 355	BOX 411	

DATE OF LOSS December 22, 1975 DATE OPENED January 23, 1976

CLAIM NUMBER F8-10,343

ASSURED City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia

THIRD PARTY Argo Flooring

ADDRESS

TYPE OF CLAIM Liability

COVERAGE

AMOUNT

AGENT Appointed by R. Fougere

COMPANY City of Dartmouth

POLICY NO.

EXPIRY DATE

PROPERTY & LOCATION

SERIAL NUMBER

ADJUSTER G. R. FORSHNER
Executive Adjuster

1976

CLAIMANT Argo Flooring Limited
ADDRESS 68 Lakecrest Drive
Dartmouth, N.S.

CLAIM NUMBER F8-10,343

ASSURED City of Dart.

ESTIMATE \$1000.00
(Sub, to Rev.)

INSUR.

REMARKS Sewer Blockage Lakecrest Drive - See Letter Attached.
Once we have further information on quantum of damages we will report further to you. It appears that settlement of these claims will be made equally between the City of Dartmouth, & Steed & Evans Maritime Limited.

G. R. Forshner
O.J.P. ADJUSTER Executive Adjuster

CALL UP DATES 23



MARSH ADJUSTMENT BUREAU LIMITED
P. O. Box 355, Dartmouth, N.S.

53

SERVING ALL OF NOVA SCOTIA
HEAD OFFICE — P.O. BOX 2374, HALIFAX, NOVA SCOTIA

HALIFAX <input type="checkbox"/> BOX 217	SYDNEY <input type="checkbox"/> BOX 214	HALIFAX <input type="checkbox"/> BOX 2374	BRIDGESWATER <input type="checkbox"/> BOX 310	ANTIGONISH <input type="checkbox"/> BOX 569	NEW GLASGOW <input type="checkbox"/> BOX 38	PORT HANNESSBURY <input type="checkbox"/> BOX 529	DARTMOUTH <input type="checkbox"/> BOX 355	AMHERST <input type="checkbox"/> BOX 411	<input type="checkbox"/>
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DATE OF LOSS December 22, 1975 DATE OPENED January 23, 1976

CLAIM NUMBER F8-10,348

ASSURED City of Dartmouth
P. O. Box 817
Dartmouth, N.S.

THIRD PARTY Mr & Mrs
Wendell Hawes

ADDRESS

TYPE OF CLAIM Liability

COVERAGE

AMOUNT

AGENT Appointed by R. Fougere

COMPANY City of Dartmouth

POLICY NO

EXPIRY DATE

PROPERTY & LOCATION

SERIAL NUMBER

ADJUSTER G. R. FORSHNER
Executive Adjuster

1976

CLAIM NUMBER F8-10,348

CLAIMANT Mr. & Mrs. Wendell Hawes
ADDRESS 73 Lakecrest Drive, Apt.
Dartmouth, Nova Scotia

ASSURED City of Dart.

EST. ADJUSTER

ESTIMATE \$1500.00

(Sub. to Rev.)

T.P. INSUR.

REMARKS Sewer Blockage-Lakecrest Drive - See Attached Letter
Once we have further information regarding quantum of
damages, we will report further to you. It appears
that settlement of these claims will be made equally between
the City of Dartmouth & Steed & Evans Maritime Limited.

G. R. Forshner
G. R. FORSHNER
Executive Adjuster

ADJUSTER

CALL UP DATES 23



MARSH ADJUSTMENT BUREAU LIMITED

Box 355, Dartmouth, N.S.

SERVING ALL OF NOVA SCOTIA
HEAD OFFICE — P.O. BOX 2374, HALIFAX, NOVA SCOTIA

TRURO ☐ SYDNEY ☐ HALIFAX ☐ BRIDGEWATER ☐ ANTIGONISH ☐ NEW GLASGOW ☐ PORT HANCOCKSBURY ☐ DARTMOUTH ☐ AMHERST ☐
BOX 370 BOX 224 BOX 2374 BOX 310 BOX 368 BOX 34 BOX 4328 BOX 355 BOX 411

DATE OF LOSS December 22, 1975 DATE OPENED January 23, 1976

CLAIM NUMBER F8-10,344

ASSURED City of Dartmouth
P. O. Box 817
Dartmouth, N.S.

THIRD PARTY Brent Hawes

ADDRESS

TYPE OF CLAIM
Liability

COVERAGE

AMOUNT

AGENT Appointed by R. Fougere

COMPANY City of Dartmouth

POLICY NO.

EXPIRY DATE

PROPERTY & LOCATION

SERIAL NUMBER

ADJUSTER G. R. FORSHNER
Executive Adjuster

1976

CLAIMANT Brent Hawes
73 Lakecrest Drive
ADDRESS Dartmouth, Nova Scotia

CLAIM NUMBER F8-10,344

ASSURED City of Dart.

EST. ADJUSTER

ESTIMATE \$5,000.00
(Sub. to Rev.)

I.P. INSUR.

REMARKS Sewer Blockage Lakecrest Drive - See Attached Letter.
Once we have further information on quantum of damages,
we will report further to you. It appears that settle-
ment of these claims will be made equally between the
City of Dartmouth & Steed and Evans Maritime Limited.

G. R. FORSHNER

ADJUSTER Executive Adjuster

CALL UP DATES

23



Steed & Evans (Maritimes) Limited

P.O. Box 232, Lakeview Drive
Dartmouth, Nova Scotia B2Y 3Y
(902) 469-4452

January 21, 1976

Mr. G. R. Forshner
c/o Marsh Adjustments Bureau Limited
44 Portland Street
Dartmouth, Nova Scotia

Dear Sir:

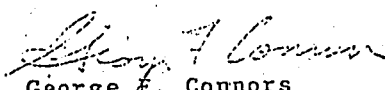
RE: LAKECREST DRIVE DAMAGE CLAIMS DUE TO SANITARY
SEWER BACKUPS

As a follow up of our letter dated January 15, 1976 regarding our position on the above noted problem, since all parties concerned are denying responsibility, we would now suggest that Steed & Evans (Maritimes) Limited accept responsibility for 50% of damage claim provided that the City of Dartmouth also accepts 50%.

This in our opinion is a fair solution and should be satisfactory for all.

Yours very truly,

STEED & EVANS (MARITIMES) LIMITED


George F. Connors
Estimator

cc: Mr. R. J. Fougere, P. Eng.
City of Dartmouth

GFC:vl

OFFICE OF THE CITY CLERK

M E M O R A N D U M

DATE: February 5, 1976

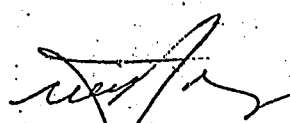
TO: Her Worship The Mayor and Members of Dartmouth City Council

FROM: The Dartmouth Lakes Advisory Board

SUBJECT: Reports - Building Control Inspector

The Dartmouth Lakes Advisory Board at their January 28, 1976 meeting discussed several reports submitted by the Building Control Inspector and the effectiveness of his work to date.

The Board would like to express to Council its interest in the Building Control Inspector's work and commend his efforts to enforce City By-Laws which pertain to lake protection measures.



G.D. Brady
Deputy City Clerk

GDB/svm

CITY OF DARTMOUTH

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 549 817
DARTMOUTH, NOVA SCOTIA
B2Y 3Z3

Date: February 2, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Re: Amalgamation, Forrest Hills

At the October 7 meeting of Dartmouth City Council, Council authorized that the City Administrator take all necessary proceedings in co-operation with the County of Halifax and Nova Scotia Housing Commission to alter the boundary of the City of Dartmouth so that the neighbourhood comprising Phases 5 and 6 of the Forrest Hills development and the Wildwood Lake Subdivision will be entirely within the boundaries of the City of Dartmouth.

The City Solicitor's Department has been working on the preparation of the necessary documents and I attach hereto Resolution No. 76-4 and other attachments which I would recommend be approved by City Council.

Respectfully submitted,


C. A. Moir,
City Administrator

CAM:mgm
enc.





February 2, 1976

NOTICE OF MOTION

Whereas; the area adjacent to the Mary Lawson Elementary School, more particularly the Ira Settle Ball Field, has received a large amount of fill during the Past year;
and whereas, the brooks running through this area have been and continue to be a major concern to the residents of this area for the safety of their children, especially in times of heavy rains;
and whereas, the residents of the area were promised improvements to the Ira Settle Ball Field, to include additional space and facilities for recreation when the extension to the Admiral Westphal School caused the loss of the ball field adjacent to it;
and whereas, the potential of this valuable piece of land would be greatly improved for the benefit of the two schools in this area, as well as, the residents;

It is my intention to ask Council to instruct the Engineering and Works Department to include sufficient funds in their 1976 capital budget to provide for these brooks to be piped through the Ira Settle Ball Field, the area adjacent to Mary Lawson School to Red Bridge Pond, and to provide for them to be covered over. And further, that the large accumulation of fill deposited there be levelled and seeded to permit an extension to the Ira Settle Ball Field to provide additional space for other recreational activities.



Alderman

59
JACK GREENOUGH
10 ELLEN DRIVE, 434-3321
DARTMOUTH, N. S.
B2W 2J8

February 2, 1976

NOTICE OF MOTION

Whereas, significant improvements to other major traffic arteries in the City of Dartmouth have far surpassed those provided for Braemar Drive and the Waverley Road (Route 18);

and whereas, it is the opinion of many that certain sections of this road are in urgent need of improvement both for pedestrian and vehicular traffic;

and whereas, Braemar Drive and its extension, Route 18, are part of the net work of Provincial Highways, and therefore, entitled to cost share with the Province for maintenance and improvements;

It is my intention to ask City Council to request the City Administrator to make application to the Department of Highways, Province of Nova Scotia to cost share in the following:

- (a) Widening, curb, gutter and resurfacing of Braemar Drive from the Mic Mac Rotary to Red Bridge Pond.
- (b) The installation of sidewalk from the Mic Mac Rotary to the existing sidewalk at Red Bridge Pond.
- (c) A widening of the shoulders of the Waverley Road from Breeze Drive to the Montague Road and the installation of a sidewalk.
- (d) A widening of the shoulders of the Waverley Road from the Montague Road through to the City limits and a resurfacing of this section together with the installation of guard rails where the road abuts directly on Lake Charles.

The above improvements should be undertaken in such a way as to preserve the scenic value of this road as much as possible.

No doubt, it will be necessary to phase this work over a number of years, however, it is my firm intention to seek a commitment which will ensure these improvements and, hopefully, to have item (a) and (b) included in the capital projects for 1976.



Alderman

JACK GREENOUGH
10 ELLEN DRIVE, 434 - 3321
DARTMOUTH, N. S.

60

January 20, 1976

NOTICE OF MOTION - TO ADOPT A MEANINGFUL PAVING PROGRAM

Whereas, the number of unpaved streets in the City of Dartmouth remains very high;

And whereas, there is no plan in effect to ensure the time when an unpaved street is scheduled for improvements and paving;

And whereas, these improvements and paving, in some cases, have been outstanding for well over twenty-five years;

It is my intention to ask Council to instruct the Engineering and Works Department to provide a detailed listing of the unpaved streets by Ward, and to include an estimate of cost for the installation of storm services, curb, gutter and paving of these streets. Further, the Engineer be instructed to develop a schedule for this work to be undertaken on the basis of need, such as; high maintenance costs, traffic, flooding conditions, etc. and time outstanding. With the help of this information, Council can endeavour to set a realistic budget which will ensure the completion of this schedule in the earliest possible time.



Alderman

JACK GREENOUGH
10 ELLEN DRIVE, 434 - 3321
DARTMOUTH, N. S.

61

January 20, 1976

NOTICE OF MOTION - INSTALLATION OF A LIGHTING SYSTEM FOR BEAZLEY FIELD

Whereas, the activities of the Beazley Field recreational - sports facility are restricted to a dusk curfew;

And whereas, the activities of sports groups such as minor baseball, senior baseball, soccer, football, etc., are similarly restricted;

And whereas, the full potential of this ^{valuable} complex can only be realized through the provision of a lighting system;

It is my intention to ask Council to instruct the Recreation Department of the City to include in its Capital Budget for 1976 sufficient funds for the installation of an adequate lighting system for the Beazley Field complex.

OFFICE OF THE CITY CLERK

M E M O R A N D U M

DATE: January 22, 1976

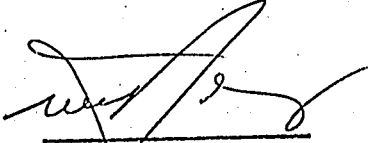
TO: Her Worship The Mayor and Members of City Council

FROM: G.D. Brady, Deputy City Clerk

SUBJECT: Terms of Reference - Dartmouth Tourist Commission

At the January 19, 1976 meeting of the Dartmouth Tourist Commission, the enclosed Terms of Reference were approved by the Commission.

The Tourist Commission recommends to Dartmouth City Council the adoption of the proposed Terms of Reference.


G.D. Brady

GDB/avin
Enclosure

TERMS OF REFERENCE

Dartmouth Tourist Commission

PURPOSE: Dartmouth Tourist Commission is formed to promote, improve and expand all aspects of the City of Dartmouth that would be of interest to visitors to our City. These include but are not necessarily restricted to the following:

- (1) Accommodation.
- (2) Dining, Beverage Rooms and Lounge Facilities.
- (3) Entertainment ranging from Night Spots to Sporting Events.
- (4) Properly presenting the Historical Features and Heritage of Dartmouth.
- (5) Arousing interest in the Armed Forces Activities and Amenities within the City.
- (6) Civilian Technological Research Establishments.
- (7) That the existing friendliness of our citizens to visitors is maintained and expanded.
- (8) Focussing attention on "The Shopping Centre of the Maritimes" Theme.

COMPOSITION: The Commission be formally constituted as comprising:

The Mayor - Ex Office
One Alderman
One Member of City Staff

Local Representatives of:

The Innkeepers Guild
Canadian Restaurant Association
Dartmouth Chamber of Commerce
Junior Chamber of Commerce
Campers Association
Canadian Armed Forces
Dartmouth Museum Society
Association of Tavern and Beverage Room
Operators of Nova Scotia

The Commission shall consist of 9 members in order to maintain the necessary balance between essential expertise and citizen representation the above named groups will be asked to name their appointees which appointee will serve on the Commission for a period of 2 years.

COMMITTEES: The Commission may appoint standing committees to deal with specific referrals, as needed.

OFFICERS: The Commission shall have a Chairman and Vice-Chairman, to be elected from among its members, at the January meeting each year. The Secretary to the Commission shall be the Deputy City Clerk.

MEETINGS: The Board shall meet regularly on the 3rd Monday of each and every month or at the discretion of the Chairman.

RELATIONSHIP TO COUNCIL: The Commission shall make recommendations to City Council solely in an advisory capacity. All plans and proposals affecting Tourism in the City of Dartmouth will be referred to the Commission for consideration and recommendations to City Council.

APPOINTMENTS: Appointees names must be submitted to the City Administrator by the end of September of each year, to be presented to City Council for ratification at their Annual Meeting in October. The appointment of one Aldermanic representative and one staff member to the Commission shall be made by City Council in October.

RESIGNATIONS: Any resignation from the Commission shall be tendered in writing to the City Administrator. The appointing Institution or Organization shall then be requested to provide a replacement for the remainder of the replaced member's term. Any such appointment is to be ratified by City Council.

ABSENTEEISM: In the case of any member missing two consecutive meetings without just cause, the appointing Institution or Organization shall be requested in writing by the City Administrator to appoint a replacement. Such a replacement is to be ratified by City Council.

Dartmouth, N. S.

Feb. 25/76.

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

Present - Mayor Stubbs

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

1976 ESTIMATES

Copies of the 1976 budget estimates have been circulated and a motion was introduced by Ald. Sanford and Cote that the estimates be tabled at this time. The Deputy Mayor took the chair to give the Mayor an opportunity to address Council on the subject of the estimates and their financial implications for the City. She commented on the difficulty in dealing with the budget when Provincial revenues remain an unknown factor, and she touched on several areas of expenditure with Provincial involvement such as the per diem rates paid for nursing home care, costs associated with the Halifax County Correction Centre, and the matter of fuel adjustment charges which become applicable to street lighting as of this month. She suggested that Council might wish to consider asking to be relieved of this charge in the case of municipal buildings and services such as street lighting. She also made reference to a report circulated on the 1975 deficit for operation of the County Correction Centre and the amount which the City is expected to pay toward meeting this deficit (\$85,458.33). Council later discussed the Correction Centre expenditure in further detail and adopted several resolutions in connection with it.

During her presentation, the Mayor stated that departmental budgets have been reduced to the lowest possible minimum, with no new programs being introduced. She suggested that wage settlements with unions representing civic employees, such as ferry workers, should be negotiated at a fair rate regardless of

Federal wage guidelines, taking into account the low wage scale they are receiving at present. Copies of the Mayor's observations on the budget will be made available to all members of Council. At the conclusion of her address to Council, the motion to table the estimates was put and carried.

RESOLUTION #76-6 On motion of Ald. Sanford and Brownlow, Council approved Resolution #76-6, extending the date for setting the 1976 tax rate to March 31st; a copy of the resolution is attached.

LEGISLATION

Council next proceeded to deal with legislation proposed for submission to the current sitting of the Provincial Legislature, based on City Charter amendments required and on requests from individual Council members for certain changes and enabling powers. Sections 1 to 4 inclusive were approved on motion of Ald. Day and Brownlow. The remainder of the legislation was dealt with as follows:

Section 5: (conveys an interest to the City in lands required for easement purposes). Approved on motion of Ald. Sanford and Day.

Section 6: (refers to the control of disturbance caused by screeching tires on school grounds). Ald. Brennan felt that the section should be more specific, but Mr. Drury pointed out that a by-law will be prepared, based on the enabling legislation secured. Approved on motion of Ald. Sanford and Brownlow.

Section 7: (access to fire hydrants over privately-owned property, particularly in the case of mobile home parks, and control over unauthorized use of hydrants and fire-fighting facilities). Approved on motion of Ald. Sanford and Brownlow.

Section 8: (improvements to unsightly premises would become a lien against the property). Ald. Brownlow and Smith moved approval of this item, but Ald. Cote questioned the necessity for public hearings by Council in each case before improvements are authorized. Mr. Drury pointed out that the provision represents an exceptional infringement on the rights of a property owner and is not likely to be approved by the Province without such protection. Ald. Brennan felt there should be some reference to ability to pay and provision for some alternate means of carrying out the repairs, such as through the N.I.P. program. Mr. Drury commented on the difficulty in dealing with this aspect, particularly in the enabling legislation. Ald. Ritchie, Smith, Greenough and Fredericks spoke on the motion, which carried.

Section 9: (deferral in the payment of taxes on real property). Approval of this section was moved by Ald. Granfield and Cote. There was considerable debate over the classifications for which tax deferral would be permitted and after a series of motions were rescinded and defeated, the section was amended by adding the words 'sixty-five years of age or over' to the wording in Section 221 (1), all other categories having been deleted. The amendment to this effect, moved by Ald. Walker and seconded by Ald. Brownlow, carried and the amended motion carried.

Section 10: (licensing of persons and/or firms in the construction industry). Adopted on motion of Ald. Sanford and Ritchie.

Section 11: (Authority to serve written notice on persons trespassing on school premises). Ald. Sanford and Day moved the approval of Section 11. Ald. Brennan felt that the authority given is too broad and that behavior standards should be specified in the legislation. Mr. Drury commented on the difficulty which arises in relation to questions of behavior and conformity with standards. The motion carried.

Section 12: (issuance of tax certificates). Approved on motion of Ald. Sanford and Fredericks.

Section 13: (authority to expropriate land reserved for street use without compensation). Approval was moved by Ald. Sanford and Brownlow. In response to concern expressed by Ald. Greenough, Mr. Moir pointed out that such lands would not be expropriated unless they were to be used for streets. The motion carried.

Section 14: Approved on motion of Ald. Brownlow and Greenough.

An additional section, pertaining to the establishment of neighborhood planning districts and providing for the levying of area rates, received Council's approval on motion of Ald. Sanford and Brownlow.

RESOLUTION #76-8 Resolution #76-8, approving introduction of the proposed legislation, as amended, to the Provincial Legislature, was adopted by Council on motion of Ald. Brownlow and Ibsen. A copy of the resolution is attached.

**DEFICIT:
CORRECTION CENTRE**

A letter from the Mayor was considered on the subject of the 1975 operating deficit for the Halifax County Correction Centre, in which Dartmouth has been asked to share in the amount of \$85,858.33. Ald. Sanford and Ibsen moved approval of this expenditure as the City's share in the deficit, but several

members of Council felt that Dartmouth is not able to assume the cost and should communicate this to the Province accordingly. Ald. Walker was in favour of having a committee of Council meet with the Premier to discuss the City's position and his motion to defer a decision on the expenditure, seconded by Ald. Greenough, carried (Ald. Fredericks voting against). He then moved that a committee of Council be formed to meet with the Premier and the Attorney-General to discuss the City's position on the Correction Centre deficit and our responsibility for a portion of it. Ald. Fredericks felt that any committee approaching the Province should be comprised of representatives from all three metropolitan municipalities, and he moved in amendment that the County and City of Halifax be contacted and asked to send joint representation; the amendment was seconded by Ald. Granfield.

Ald. Hart and Cote opposed the amendment on the basis that all three municipalities are represented already on the Regional Authority which should be the body to communicate with the Province on this issue. Ald. Granfield and the Mayor commented on the various attempts which the Authority has made to have the Province assume greater financial responsibility for the operating costs of the Correction Centre. Ald. Cote suggested that the Authority should consider cutting programs at the Centre as a means of enforcing their arguments in favour of increased Provincial assistance. Council should communicate to the Authority our wish to see the budget for the Centre held or reduced and any new program introduced will have to be funded entirely by the Province. Ald. Greenough further proposed that the Authority should be informing the Province of Council's desire to have all operating costs for the Centre assumed by the Provincial Government. The amendment on the floor was defeated and the motion was defeated also.

A motion introduced by Ald. Ibsen and Day, to have the committee composed of the City's representatives on the Regional

Authority, was defeated. Ald. Granfield and the Mayor again advised Council of the stand taken by the Regional Authority on behalf of the municipalities which it represents. Based on a suggestion from the Mayor, Ald. Ritchie and Greenough then moved that the City's representatives on the Regional Authority and the Authority itself, express the concern of Dartmouth City Council and the opinion of Council that the Province should assume full responsibility for the deficit for the Correction Centre. There was further discussion as to the responsibility for operating costs, and it was moved in amendment by Ald. Greenough and Hart that the City's representatives on the Regional Authority be instructed to indicate to the Authority Council's position in urging the Province to assume the full cost of operating the Halifax County Correction Centre. The amendment carried and the amended motion carried. Until there is some reaction to the decision taken by Council through the Regional Authority, payment of the City's share in the deficit will be deferred.

DTS HEARING

The City Administrator informed Council of Mr. Dooks' fare increase hearing before the Board of Public Utilities, and on motion of Ald. Walker and Day, it was agreed that Mr. Caines should be present at the hearing to indicate the City's support for Mr. Dooks' position. The motion carried unanimously.

Ald. Cote questioned the approach to be taken by Council in dealing with the budget, in view of the fact that we still have very little information on the revenue to be received from the Province. He suggested that it will be difficult to make budget cuts under these circumstances, but the Mayor said that information meetings with department heads could still be arranged without making any commitments or reductions at this time. By a vote of 8 to 4, Council indicated a wish to proceed with budget meetings to hear department heads, similar to the procedure followed last year.

Meeting adjourned.

N. C. Cohoon, City Clerk.

RESOLUTION NO. 76-6

BE IT RESOLVED that Dartmouth City Council sets March 31, 1976 as the final date for the preparation and approval of the detailed estimates of the probable revenues and expenditures of the City for the year 1976 and for the establishment of a tax rate in accordance with Section 274 of the Dartmouth City Charter.

February 27, 1976.

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includes 176 C

Resolution No. 76-8

BE IT RESOLVED that the Council of the City of Dartmouth approves introduction to the Third Session of the Fifty-first General Assembly of the Province of Nova Scotia of the proposed legislation in substantially the form contained in Schedule "A" attached to and forming part of this resolution.

I certify that the foregoing resolution including the Schedule attached thereto and forming part thereof and identified by my initial is a true copy of a resolution passed by the Council of the City of Dartmouth at a duly constituted meeting held on the day of A.D. 1976.

City Clerk

An Act to Amend Chapter 89 of the Acts of 1970
the Dartmouth City Charter

BE IT ENACTED BY THE GOVERNOR AND ASSEMBLY AS FOLLOWS:

1 (1) Subsection (1) of Section 8 of Chapter 89 of the Acts of 1970 is renumbered as Subsection (1) of Section 163A.

(2) Subsection (2) of Section 8 of said Chapter 89 is renumbered as subsection (2) of Section 163A

2 Section 9 of said Chapter 89 is renumbered as Section 453A.

3 Sections 10 and 11 of said Chapter 89 are hereby repealed.

4 Said Chapter 89 is further amended by adding immediately after Section 135 thereof the following Section:

135A(1) The Council may make by-laws providing for the voluntary payment of a penalty not less than the minimum nor more than the maximum as prescribed by this Act for a violation of any by-law made pursuant to Section 157 or clause (c) of Section 285 of this Act and providing for the persons or offices to or at which the voluntary penalty may be paid and providing generally as to the conditions which must exist before a voluntary payment of a penalty may be permitted.

(2) Such payment shall be in full satisfaction, release and discharge of all penalties and imprisonments incurred by the person for the violation.

5 Said Chapter 89 is further amended by adding immediately after Section 142 thereof the following Section:

142A(1) A grant or conveyance hereafter made to the City of Dartmouth purporting to give to the City the right to use land for specific purposes is deemed to convey an interest in land to the City for the purposes stated in the instrument, and the right to use the land in accordance with the terms of the grant or conveyance and all the conditions and covenants expressed therein are binding upon and enure to the benefit of the City, its successors and assigns and the grantor, his heirs, successors and assigns.

(2) All grants or conveyances heretofore made to the Town of Dartmouth or to the City of Dartmouth purporting to give

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to the Town or to the City the right to use land for specific purposes are deemed to have conveyed to the Town or to the City an interest in land for the purposes stated in the instrument, and the right to use the land in accordance with the terms of the grant or conveyance and all the conditions and covenants expressed therein are binding upon and enure to the benefit of the City, its successors and assigns and the grantor, his heirs, successors and assigns.

6. Section 156 of said Chapter 89 is further amended by adding thereto the following clause:

(1) regulating or prohibiting noise or disturbance caused by means of the operation of a motor vehicle.

7. Section 168 of said Chapter 89 is further amended by adding thereto the following clauses:

(e) providing for access to fire fighting facilities, equipment and hydrants on private property by authorized personnel of the City of Dartmouth;

(f) regulating, controlling and prohibiting unauthorized use of or interference with privately or publically owned fire fighting facilities, equipment and fire hydrants.

8. 176C (1) Council may make by-laws providing for the establishment of neighborhood planning districts and providing for

(a) the levying of area rates on real property in such neighbourhoods:

(b) the authorization for the expenditure of money from area rates for any neighbourhood ratepayers.

(2) All rates and expenditures under this section shall be subject to the approval of City Council.

(3) Council shall not approve expenditures under this section without considering whether or not they should properly be paid for out of the general funds of the City.

9. Said Chapter 89 is further amended by adding immediately after Section 180 thereof the following Section:

180A(1) The Council may make by-laws:

(a) authorizing the repair at the expense of the of any building which in the opinion of city council is in violation of any by-law of the city relating to the care and maintenance of lands and buildings;

(b) authorizing the removal from land at the expense of the owner thereof of any garbage, parts and bodies of automobiles and waste material of any kind which in the opinion of city council is in violation of any by-law of the city relating to the care and maintenance of lands and buildings;

(c) directing that the costs and expenses incurred by the city in the repair of any building or the removal of any garbage, parts and bodies of automobiles and waste material of any kind under any by-law made pursuant to this Section shall form a lien against the land and buildings on or to which the work of repair or removal is carried out.

(2) Before city council authorizes the repair of any building or the removal from land of any waste material of any kind under any by-law made pursuant to this Section, notice shall be given of a public hearing for the meeting at which city council is to consider a report of the building inspector regarding the matter.

(3) There shall be a right of appeal to the County Court by any interested party within ten days from any decision of city council under a by-law pursuant to this Section and the County Court may vary, rescind or confirm the decision of city council as it deems just.

10 Said Chapter 89 is further amended by adding immediately after Section 220 thereof the following Section:

221(1) Notwithstanding the Assessment Act, where a person's income is below a minimum amount set by law and that person is 65 years of age or over, Council may by by-law grant a deferral in the payment of taxes upon real property owned by such persons to the extent specified in the by-law.

(2) Notwithstanding the Assessment Act, Council may by by-law fix a special rate of taxation upon real property owned by the persons specified in subsection (1) to the extent specified in the by-law.

11 Section 285 of said Chapter 89 is further amended by adding after clause (i) thereof the following clause:

(ii) the licensing and regulation of any person or firm engaged in the construction, repair or demolition of buildings, walls and water and sewer lines;

12 Said Chapter 89 is further amended by adding immediately after Section 332 thereof the following Section:

332A (1) Council may make by-laws authorizing the principal of a school or an agent acting on his behalf to serve a written notice on anyone found in a school building or upon grounds used in connection with a school and who is not enrolled as a pupil at that school requiring him to vacate the school buildings and grounds immediately and not to enter therein again except with the written consent of the school principal.

(2) A by-law made under this Section may provide that any person who enters in or upon a school building or grounds in violation of such notice is guilty of an offense.

(3) Any person found in a school building or upon grounds used in connection with a school in violation of a notice prohibiting such entry is liable to be arrested by a police officer, removed from the property and charged with an offense under a by-law made pursuant to this Section.

13 Said Chapter 89 is further amended by adding immediately after Section 341 thereof the following Section:

342(1) The treasurer, if requested, shall make a search in the assessment or tax roll in respect of any assessable parcel of land or other property and if required shall issue a certificate containing:

(a) amounts of current taxes and arrears and interest payable with respect to the said parcel or other property, and whether or not all taxes in respect of the parcel or other property have been paid;

(b) a brief description of any local improvement works and the location thereof in progress at the date of the certificate, in respect of which a local improvement tax will subsequently be assessed against such parcel or other property;

(c) a brief description of any local improvement works and the location thereof which have been completed at the date of the certificate and for which no assessment for a local improvement tax has been made, but for which such an assessment will subsequently be made.

(2) The treasurer shall not issue any certificate until the fee therefor has been paid.

(3) The council, by by-law, may fix the fees not to exceed five dollars to be paid for searches and certificates.

(4) The treasurer shall not include in any one certificate more than one parcel or property, as assessed by the assessor, and the assessor shall, upon the request of the treasurer, inform the treasurer as to the property included by him in any assessment.

(5) Any certificate issued by the treasurer under the authority of this section shall be binding upon the city according to its terms, in favour of the person to whom the same was issued and his heirs, executors and administrators and his or their successors in title to the property in respect of which the certificate was issued.

(6) The vendor or mortgagor of any real property in the city shall, at the request of the purchaser or mortgagee, and prior to the delivery of a deed or conveyance of or execution of the mortgage upon such real property, obtain from the treasurer a certificate respecting such real property issued as herein provided, and shall deliver the same to the purchaser or mortgagee.

14 Said Chapter 89 is further amended by adding immediately after Section 402 thereof the following Section:

402A Notwithstanding the Expropriation Act, 1973 nor any provisions of this Act, the Council may by resolution expropriate land reserved for street use in plans of subdivisions approved under the provisions of the Town Planning Act, and any person with any right, title or interest in such reserved land shall not be entitled to any compensation therefor.

15 The Schedule to Part III of said Chapter 89 is amended by adding thereto in their proper numerical sequence Section 135A and Section 180A of said Chapter 89.

Dartmouth, N. S.

Feb. 27/76.

Regularly called meeting of City Council held this date
at 12:15 p.m.

Present - Mayor Stubbs

Ald. Ibsen	Granfield
Cote	Brownlow
Hart	Walker
Ritchie	Fredericks
Smith	
City Administrator,	C. A. Moir

NURSING HOME PROPOSAL

Council met to hear a presentation given by Mrs. Joseph on behalf of Principals for the Hillcrest Manor in Truro, who are interested in building and operating a special care home in Dartmouth. A proposal has been prepared for Council's consideration, following a tour of the Hillcrest Manor facility by some of the members of the Nursing Home Committee, and Mrs. Joseph proceeded to outline details of the proposal as contained in a written submission circulated for the information of Council. She said she would appreciate some indication as to whether or not Council is interested in having her Principals proceed further with the proposal, although it was pointed out by some Council members during the discussion that any private operator is free to bring in plans for a nursing home facility without Council's endorsement or any commitment on the part of the City.

There was general agreement as to the need for a special care home in Dartmouth, the distinction having been made between this type of institution and a home for the aged, which comes under the Dept. of Social Services rather than the Dept. of Health. In discussing the rate structure for patients, Mrs. Joseph noted that the per diem rate for people on social assistance is established by the Provincial Social Services Dept. and not by the nursing home operators.

Ald. Ritchie said he favoured a municipally-operated nursing home and he felt that the proposal before Council should have gone first to the Special Committee appointed to make recommendation on the need for a home in Dartmouth and the type of facility which can best meet that need. The Mayor suggested that Council

might wish to refer the proposal to the Committee for further consideration and report back to Council; a motion to this effect was moved by Ald. Fredericks, seconded by Ald. Smith. Ald. Cote felt that since the Committee tends to favour a municipally-operated home, their recommendation to Council will be influenced accordingly. He suggested that private operators should assess the need for a nursing home facility in Dartmouth and if they have proposals to make, Council will consider these as well.

Ald. Ibsen requested information on the background and resources of the principals represented by Mrs. Joseph and she agreed to have this provided when the proposal is considered by the Special Committee. The motion to refer carried with Ald. Walker and Ibsen voting against.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

March 2/76.

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

Present - Mayor Stubbs

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

MINUTES

Council approved the minutes of the Feb. 3rd and 12th meetings
on motion of Ald. Ritchie and Ibsen.

Ald. Hart asked to have added to the agenda an item pertaining
to the financial situation faced by the Boys' Club in north
Dartmouth, and on her motion, seconded by Ald. Granfield,
Council agreed to deal with this item before the end of the
agenda. The Mayor advised that she has met with representatives
of the Club today and Ald. Fredericks requested that any inform-
ation which the Mayor has on the situation be communicated to
Council when the item is discussed.

CAPITAL SPENDING Copies of a memo from the City Clerk-Treasurer on the subject
of capital spending were circulated prior to the meeting and the
Mayor brought this matter to the attention of Council before
proceeding further with the agenda. The memo expressed concern
over the level of projected capital expenditures during recent
years and recommends that Council postpone consideration of the
various capital expenditures included in the present agenda until
overall priorities can be dealt with at the time of the capital
budget. Mr. Cohoon was asked to comment further on his recommend-
ation and he explained why it is felt that a careful look should
be taken at our total position on capital spending before approving
any further individual items such as the ones included for con-
sideration at this time. The Mayor supported the recommendation,
noting that twelve million dollars will have to be funded in 1976
already, resulting in a repayment debt of approx. two million

dollars. Ald. Smith moved that all of the items in the agenda which relate to capital spending be deferred until Council deals with the Capital Budget, but the Mayor suggested that individual items should be considered separately in the light of concerns expressed by staff and decisions made by Council accordingly. Council therefore proceeded with the agenda on this basis.

RECONSIDERATION: Having given notice of reconsideration at the Feb. 3rd SOUTH WOODSIDE SCHOOL (WITHDRAWN) meeting in connection with the resolution adopted on the South Woodside School addition, Ald. Kavanaugh commented on the school construction priorities selected by the School Board, suggesting that it would be in order for Council to endorse these before a committee is appointed to approach the Minister of Education. The Mayor pointed out that a motion to reconsider would have to be introduced by the Alderman at this time as a means of bringing the matter before Council again. Ald. Kavanaugh then indicated his wish to withdraw his notice of reconsideration.

RECONSIDERATION: Based on his notice of reconsideration given at the Feb. 17th Council meeting, Ald. Granfield moved that the action taken by Council in approving the low tender for construction of an operations headquarters building (with the amendment also adopted) now be reconsidered; the motion was seconded by Ald. Smith. Ald. Granfield presented a number of statistics on the City's present capital debt position, proposing that Council defer any decision on the operations building until capital budget time. The motion to reconsider carried with Ald. Ritchie, Greenough, Walker, Sanford, Day and Ibsen voting against.

Ald. Kavanaugh and Smith felt that staff should have made Council aware of the City's capital debt situation some time ago, but Ald. Sanford suggested that the level of spending in recent years should have been obvious to all members of Council. He maintained that the level of efficiency in the Works Dept. will be increased if a new facility is provided, an opinion shared by other members who considered the present buildings in

use to be completely inadequate. Ald. Ibsen said that some of the high costs we are facing today for capital projects are due to procrastination in the past when construction costs were lower. Ald. Cote asked for and received information from Mr. Cohoon on capital expenditures from 1971 to the projections for 1976 and he again stated his opposition to proceeding with the operations building this year. Ald. Fredericks and Walker continued to support the motion; Ald. Brennan favoured deferral of the project. A motion to defer to a capital budget meeting which would be called for Tuesday, March 9th, was moved by Ald. Kavanaugh, but it did not receive a seconder. The original motion on the floor carried by a vote of 8 to 6 with Ald. Hart, Brennan, Smith, Kavanaugh, Cote, and Granfield voting against.

MOTION:

ALD. GREENOUGH Notice of motion having been previously given, Council proceeded to deal with the following motions:

1) Ald. Greenough moved, seconded by Ald. Walker, that Council instruct the Recreation Dept. to include in its Capital Budget for 1976, sufficient funds for the installation of an adequate lighting system for the Beazley Field complex, and that application be made to the Provincial Dept. of Recreation for cost-sharing in the project. A brief was presented by Ald. Greenough in support of his resolution, copies being made available to the Council members, complete with a preliminary proposal for lighting Beazley Field and the costs involved. Ald. Fredericks suggested the possibility of instituting a fee payment for use of the lights when the Field is required at night as a means of covering installation and operating costs. On motion of Ald. Sanford and Ritchie, the resolution, along with Ald. Fredericks' suggestion, were referred to the Recreation Dept. for comment and report back to the next meeting of the P.D.O. Committee. The motion to refer carried with Ald. Walker and Greenough voting against. The President of the Minor Baseball Assn., Mr. Scott MacDonald, was present for this item but was

not heard by Council.

2) Ald. Greenough moved, seconded by Ald. Ritchie, that Council instruct the Engineering and Works Departments to provide a detailed listing of the unpaved streets by ward, and to include an estimate of cost for the installation of storm services, curb, gutter and paving of these streets; further, that the Engineer be instructed to develop a schedule for this work to be undertaken on the basis of need, such as: high maintenance costs, traffic, flooding conditions, etc. and time outstanding. With the help of this information, Council can endeavour to set a realistic budget which will ensure the completion of this schedule in the earliest possible time. Copies of a submission in support of the motion were circulated by Ald. Greenough.

Ald. Granfield was in favour of referring the resolution to capital budget time when an updated report from the City Engineer would be available; he moved a motion to this effect, seconded by Ald. Smith. Ald. Sanford felt that this motion of Ald. Greenough's, like the first, should be referred to the P.D.O. Committee for recommendation back to Council and he moved referral to the Committee as an amendment, which was seconded by Ald. Fredericks. Mr. Purdy advised Council of the recent street list compiled by the Engineering Dept., indicating that estimates could be provided if Council wishes to have some basis from which to work in considering a street construction program. Ald. Walker and Greenough opposed the amendment and it was defeated when the vote was taken. The motion to refer carried with Ald. Day, Sanford and Walker voting against.

3) Ald. Greenough moved, seconded by Ald. Walker, that the Engineering and Works Departments be instructed to include sufficient funds in their 1976 capital budget to provide for brooks to be piped through the Ira Settle Ball Field, the area adjacent to Mary Lawson School to Red Bridge Pond, and to provide for them to be covered over; further, that the large

accumulation of fill stockpiled there be levelled and seeded to permit an extension to the Ira Settle Ball Field to provide additional space for other recreational activities. Ald. Greenough brought to Council's attention, the danger which exists for children living in this area because of the open brooks, particularly during and after periods of heavy rain, a point also emphasized by Mr. Rick MacDonald who addressed Council on behalf of a resident group present for the item. Besides expressing concern for the safety of children from the area, Mr. MacDonald stated that the open watercourse is a health hazard and a breeding ground for mosquitoes. Both he and Ald. Greenough stressed the importance to the community of having additional recreational space which can be provided if the fill is levelled and the landscaping completed.

A motion introduced by Ald. Kavanaugh and Cote, which would have referred the matter to capital budget time, with cost estimates being made available from the Engineering Dept., was defeated in favour of referral to the P.D.O. Committee, as moved by Ald. Sanford, seconded by Ald. Day. Ald. Greenough asked that the fill stockpiled in the area at the present time not be removed until a decision has been taken by Council on his resolution.

4) Ald. Greenough moved, seconded by Ald. Walker, that Council request the City Administrator to make application to the Dept. of Highways, Province of Nova Scotia, to cost-share in the following:

- a) widening, curb, gutter and resurfacing of Braemar Dr. from the MicMac Rotary to Red Bridge Pond.
- b) the installation of sidewalk from the MicMac Rotary to the existing sidewalk at Red Bridge Pond.
- c) a widening of the shoulders of the Waverley Road from Breeze Drive to the Montague Road and the installation of a sidewalk.
- d) a widening of the shoulders of the Waverley Road from the Montague Road through to the City limits and a resurfacing of this section together with the installation of guard rails where the road abuts directly on Lake Charles.

Ald. Greenough explained his reasons for seeking a commitment

to insure improvements required to Braemar Drive, urging that at least items (a) and (b) be included in the 1976 capital projects. Ald. Fredericks stated that the improvements contained in the resolution will be carried out at no cost to the City when the Rotary is improved, while Ald. Smith and Brennan referred to the bearing which a decision on the 107 by-pass will have on Braemar Drive in the future. On motion of Ald. Sanford and Day, the matter was referred to the P.D.O. Committee for report back to Council (Ald. Walker voting against).

ALD. HART

5) Ald. Hart moved, seconded by Ald. Cote, that letters be sent to Halifax City and County Councils, asking them to appoint two Aldermen, plus the Mayor and Warden, to meet with two Aldermen and the Mayor of Dartmouth to discuss the establishment of a Regional Transit Authority; further, that such letters be prepared by the Mayor and two Council members prior to the May meeting of Council. The Mayor suggested that the course of action proposed in the resolution is premature at this time with the first results of the MAPC study expected by the end of March. She recommended deferral until Council has had an opportunity to assess the first phase of the study, recognizing that the three local municipalities are represented through MAPC already. Several members, however, agreed with Ald. Hart that political representatives from the three Councils should meet to discuss a regional approach to transit problems. Reference was made by Ald. Hart to the length of time during which MAPC has been studying the regional transit issue without any solutions to date. The motion on the floor carried with Ald. Smith voting against.

6) Ald. Hart moved, seconded by Ald. Ibsen, that Council, initially through the City Administrator, actively seek the inclusion of buildings on the waterfront which would compliment the existing plan and add to the potential of our downtown redevelopment - eg. the aquarium and the Maritime Museum tentatively scheduled for the Halifax side; further, that the possibility of

altering the Y. & R. plan to transfer the proposed parking areas to underground parking areas, in order to provide an unobstructed view of the harbour, be negotiated with the I.W.C. Speaking on her resolution, Ald. Hart said she was requesting that Council be kept well informed as negotiations with I.W.C. proceed and, if they are not going well, a committee of Council could then be established to start negotiating an agreement with the Federal Dept. of the Environment. Ald. Brownlow suggested that all of the notices of motion before Council, which pertain to the waterfront development plan, could be co-ordinated at this point in the meeting as a total package for negotiation rather than being dealt with separately. The Council members concerned did not wish to introduce their motions as amendments, however, when asked by the Mayor. On motion of Ald. Kavanaugh and Sanford, the resolution before Council was referred to the P.D.O. Committee.

ALD. BRENNAN

7) Ald. Brennan moved, seconded by Ald. Kavanaugh, that a committee of Council be appointed to make representation to appropriate bodies of the Federal Government to obtain a higher proportion of funding for the waterfront development plan and to the Federal and Provincial bodies for commitment of government office space in Dartmouth. Ald. Brennan was heard by Council on the subject of his motion; he presented a number of arguments in favour of locating government offices in Dartmouth, a proposal discussed when Council met to consider the Waterfront Development Plan with I.W.C. representatives. Ald. Brennan's resolution was referred by Council to the P.D.O. Committee, on motion of Ald. Day and Ibsen (Ald. Hart and Brennan voting against).

ALD. COTE

8) Ald. Cote moved, seconded by Ald. Hart, that the City Administrator, before making a recommendation to Council with respect to the appointment of a Director to head City departments, advertise the availability of the position to the public, inviting public competition thereon. Explaining the intent of his motion, Ald. Cote proposed that Council establish a policy which would

require the public advertising of all such positions rather than leaving an option to do so as required.

As debate proceeded, Ald. Sanford, Kavanaugh, Ibsen and Walker expressed opposition to the motion on the basis that it would tend to discourage promotion from within the existing City Hall staff; particular reference was made by Ald. Walker to the promotion of assistant department heads wherever possible. Ald. Granfield said he felt that staff appointment recommendations from the City Administrator to Council should be dealt with in camera. When the vote was taken, the motion was defeated with Ald. Hart, Cote and Greenough voting in favour.

Ald. Cote and Day moved that the Planning and Recreation Dept. staff assess the recreational needs of the City and recommend to Council, areas throughout the City, including older sections, within which additional recreational facilities should be located. The resolution was referred to the P.D.O. Committee on motion of Ald. Granfield and Cote.

ALD. WALKER

In view of the length of the agenda and the items still to be dealt with by Council, Ald. Walker asked that three of his notices of motion be deferred to the next meeting of Council. Council concurred with the request and a fourth notice of motion (plowing of sidewalks) was later deferred as well for the same reason. Ald. Walker then proceeded to move that a by-law be drafted through the Fire and Building Inspection Departments, to make it mandatory that smoke or heat detectors be installed in homes in the City of Dartmouth; the motion was seconded by Ald. Ibsen. Council proceeded to refer the resolution to the P.D.O. Committee on motion of Ald. Day and Fredericks.

Ald. Walker requested that Council hear a brief presentation at this time on the use of smoke detectors, but when a vote was taken, Council did not agree to hear the company representative present for this purpose. A tie vote resulted with the Mayor deciding against. She suggested that the representative make his

presentation when the item goes to Committee.

ALD. FREDERICKS 10) Ald. Fredericks and Ritchie moved that Council oppose the establishment of a psychiatric centre in Dartmouth and reaffirm the previous decision of Council that housing should go on the land under consideration in the south end. In his presentation to Council, Ald. Fredericks stressed the unsuitability of the south-end site being considered as a location for the psychiatric centre to be established in Nova Scotia, based on its close proximity to residential areas and the overall negative effect that such an institution would have on the community. He urged Council to go on record as opposing the location of a psychiatric centre in Dartmouth and to take the position that land under consideration in the south of the City should be retained for residential development. Ald. Ritchie and Granfield also expressed their opposition to the centre being established in Dartmouth, along with a resident from Slayter Street, Mr. Bill Mathews.

Mr. Mathews said that such an institution should only be considered for a location removed from centres of population. Ald. Walker was in favour of having some type of confirmation from the Federal authorities on the exact location planned for the centre before Council takes a position on the issue and he moved referral to the City Administrator to request information from the Attorney-General's office and from Federal authorities on the choice of Dartmouth for the centre and the exact site proposed in Dartmouth if it is to be located here. The motion to refer, seconded by Ald. Ibsen, was defeated. The original motion carried with Ald. Walker voting against.

11) On motion of Ald. Fredericks and Sanford, Council referred to the P.D.O. Committee, the notice of motion given by Ald. Fredericks on the subject of government office space in Dartmouth.

12) Ald. Fredericks' motion to reconsider the highway alignment approved by Council for the widening of Portland St., seconded by Ald. Ritchie, was defeated.

AWARD TENDER FOR
SPRINKLER SYSTEM

The following tenders have been received for the installation of a sprinkler system in the C. W. Bowles Arena:

Grinnell Fire Protection Systems	\$13,330.
Eastward Industries Ltd.	13,750.
Atlantic Fire Protection Ltd.	18,208.
Scotia Sprinklers Ltd.	18,290.

Acceptance of the low bid from Grinnell Fire Protection Systems is recommended and Council approved the recommendation on motion of Ald. Kavanaugh and Walker. The total recommendation includes installation of a 6" water line into the building, as well as miscellaneous wiring for alarm bells, painting and carpentry work, bringing the total cost of installation to \$22,330. This additional work will be carried out by the City Works Dept.

TENDERS FOR
POLICE VEHICLES

Tenders, as per the attached memo from the Purchasing Agent, have been received for Police vehicles and Mr. Moir recommends in a report to Council that the low tender be accepted in each category for the supply of these vehicles. Ald. Walker and Day moved the adoption of this recommendation, but before a vote could be taken, adjournment was moved by Ald. Granfield and Ritchie at the hour of 11:00 p.m. The motion to adjourn resulted in a tie vote and carried with the Mayor voting in favour.

Before the members left the Council Chamber, the Mayor asked for an indication as to how many Aldermen would be able to attend the budget session scheduled for Saturday, March 6th, Ald. Kavanaugh having questioned the choice of that day of the week for a budget meeting. Nine members indicated that they would be able to attend, five would not. The Mayor said the meeting will proceed as planned.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

CITY OF DARTMOUTH

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 817
DARTMOUTH, NOVA SCOTIA
B2Y 3Z3

Date: February 25, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Re: Tenders, Police Vehicles

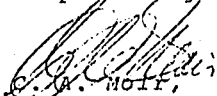
I attach hereto copy of memorandum I received from the Purchasing Agent dealing with tenders received for Police vehicles. The memorandum is detailed specifically and, rather than repeat the information, I felt it was better to attach a copy of the memorandum.

I realize that City Council has not as yet dealt with the detailed estimates of the Police Department. However, trading these vehicles continues a policy previously established by City Council that Police vehicles would be traded when the mileage of the vehicles was between 30,000 and 45,000 miles.

You will also note from the Purchasing Agent's memorandum that we have experienced some difficulties by purchasing regular standard cars and this year the specifications have been changed to include some heavy-duty equipment. The average increased price of \$571.50 is not a great deal higher than the increased cost of automobiles with standard equipment.

You will also note that the car manufacturers are setting cut-off dates for acceptance of orders. Our order, therefore, should be placed as quickly as possible and it is recommended that the low tender be accepted for the supply of these vehicles in each category.

Respectfully submitted,


C.A. Moir,
City Administrator

CAN:mgm
enc.



MEMORANDUM

TO: Mr. C.A. Moir, City Administrator
FROM: Mr. W.M. Whitman, Purchasing Agent
SUBJECT: Tender for Police Vehicles

Tenders have been received and opened for the supply of Police vehicles for the Police Department for the year 1976.

We have called tenders for nine (9) standard size patrol cars, three (3) vans and four (4) compact - intermediate size unmarked cars.

In each case we are trading in a vehicle against the vehicle we are purchasing.

Last year the patrol cars purchased were a regular standard size automobile without any extras and because of the almost continuous and sometimes hard usage which these patrol cars receive, we decided this year to request tenders on patrol cars only complete with Police packages. Among the items included in the Police package are: heavy duty automatic transmissions with external oil coolers, heavy duty radiators with seven blade fans, heavy duty suspension, stabilizers both front and rear, 80 amp alternators and batteries, re-inforced front and rear seats, etc. We feel with this Police package, our maintenance cost will be reduced. Including the higher cost of all automobiles, between last year and this year, the addition of this Police package to the patrol cars, has increased the average price per car \$571.50 each.

The following dealers have quoted on the nine (9) patrol cars with the Police packages. The prices shown are net prices with the trade-in deducted:

Forbes Chevrolet Oldsmobile Limited (Bel Ayr)	\$3356.00 ea.	\$30,204.00
Scotia Pontiac Buick Limited (Laurentian)	\$3456.00 ea.	\$31,104.00
Harbour Motors Limited (Custom 500)	\$3822.20 ea.	\$34,400.20
Chaisson Plymouth Chrysler Ltd. (Plymouth)	\$3948.90 ea.	\$35,541.00

The following companies tendered on the three vans. Prices shown are net with the trade-ins deducted:

Forbes Chevrolet Oldsmobile Limited	\$3137.00 ea.	\$ 9,411.00
Scotia Pontiac Buick Limited	\$3348.60 ea.	\$10,046.00
Harbour Motors Limited	\$3929.93 ea.	\$11,789.80
Chaisson Plymouth Chrysler Ltd.	\$4899.00 ea.	\$14,697.00

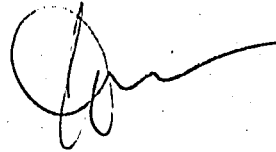
The following companies tendered on four only compact - intermediate cars. Prices shown are net and trade-ins have been deducted:

Fairley and Stevens (1966) Ltd. (Comet)	\$3058.20 ea.	\$12,232.80
Scotia Pontiac Buick Ltd. (Ventura)	\$3128.00 ea.	\$12,512.00
Harbour Motors Ltd. (Maverick)	\$3149.60 ea.	\$12,598.40
Forbes Chevrolet Oldsmobile Ltd. (Nova)	\$3423.75 ea.	\$13,695.00
Chaisson Plymouth Chrysler Ltd. (Valiant)	\$4064.50 ea.	\$16,258.00

These tenders have been checked with the Chief of Police and it is recommended we purchase the nine patrol cars from the low bidder Forbes Chevrolet Oldsmobile Limited at their quoted price of \$30,204.00, we recommend the three vans be purchased from Forbes Chevrolet Oldsmobile Limited who are low bidder at \$9,411.00 and we recommend the four compact - intermediate cars be purchased from the low bidder Fairley and Stevens (1966) Limited for the price of \$12,232.80.

We have issued this tender at an earlier date than usual because the nine (9) patrol cars and possibly some of the other automobiles have to be ordered from the factory and we have found some of the car manufacturers are setting their cut-off date for the acceptance of orders for certain types of vehicles quite early in the year and we wish to have these orders placed before any early cut-off date.

Total amount of this tender is \$51,847.80.

A handwritten signature in black ink, appearing to be a stylized 'J' or 'K' followed by a long horizontal stroke.

CITY OF DARTMOUTH

C.A. MOIR
CITY ADMINISTRATOR

14
P.O. BOX 549 817
DARTMOUTH, NOVA SCOTIA
B2Y 3Z3

February 19, 1976

To: Her Worship the Mayor and
Members of City Council

From: C. A. Moir, City Administrator

Re: Tenders, Sprinkler System, C.W. Bowles Arena

As authorized by City Council, tenders were called for the installation of a sprinkler system in the C. W. Bowles Arena. The installation will be a dry sprinkler system because of the low temperatures in the Arena and will meet all of the requirements of the Nova Scotia Board of Insurance Underwriters. The following tenders were received:

Grinnell Fire Protection Systems	\$13,330
Eastward Industries Limited	13,750
Atlantic Fire Protection Limited	18,208
Scotia Sprinklers Limited	18,290

The tenders have been checked by the City Engineering Department and it is recommended that the low bid submitted by Grinnell Fire Protection Systems at a price of \$13,330 be accepted. Grinnell Fire Protection Systems has advised us that work can be started immediately and that the system will be completely installed by April 30. We were anxious to have the system installed at an early date in order to permit the use of the C. W. Bowles Arena facilities by the Dartmouth Chamber of Commerce for their Industrial Exhibition which is scheduled for mid-May.

In addition to the sprinkler system, a 6" water line must be installed into the building as well as miscellaneous wiring for alarm bells, painting, and carpentry work. The Engineering Department estimates that this work will cost \$9,000 making the cost of the total installation \$22,330. This work will be carried out by the City Works Department

(over)





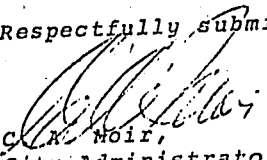
2.

Mayor & Members of City Council,
Dartmouth, N. S.

February 19, 1976

and it is also recommended that City Council approve this
work.

Respectfully submitted,


C.A. Moir,
City Administrator

CAM:NGM

Dartmouth, N. S.

March 8, 1976

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

Present - Mayor Stubbs

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

Council met to begin budget discussions with
City department heads and at this meeting dealt with the
following estimates:

Environmental Development
Environmental Health
Transportation
Social Services
Health

Environmental Development Services (pages 20 & 21)

Following the opening statements from Mr. Bayer,
Council proceeded to question individual budget items. The
main areas of discussion centered around:

1) Employee fringe benefits - Ald. Smith objected
to increased fringe benefits for employees, not only in this
particular department but throughout the estimates. Ald.
Kavanaugh agreed that they should be an area for concern, but
Ald. Sanford suggested that the City is not even providing its
employees with benefits received from the average employer;
he referred in particular to the lack of provision for group
insurance coverage.

2) Industrial Commission & Park - Ald. Fredericks
said he was not satisfied with the operation of the Industrial
Commission. He felt that some type of report from the Com-
mission should have been made to Council and Ald. Ibsen
carried the discussion further by suggesting that a

representative from the Commission should have been present to inform Council of industrial plans for the coming year. The related question of hiring an Industrial Promotion Officer was also debated, Ald. Fredericks speaking in favour of filling the position and Ald. Granfield against. Mr. Moir gave a verbal report on the development of the Industrial Park, pointing out that many of the inquiries being received at this time are for industrial sites with smaller acreage.

3) Staff requirements: Ald. Brennan questioned the adequacy of the Planning Dept. staff, taking into account the number of major projects requiring attention at this time. Mr. Bayer stated that his main area of concern is the present lack of space to permit efficient production by the existing staff. He explained that there is no room in his department to set up a project work area or to make use of furniture and equipment provided. He said his first priority would therefore have to be additional space for the department, with staff requirements at the technical level coming second. A motion introduced by Ald. Brennan, which would have added an \$11,000. item for an additional technical position in the Planning Dept., did not receive a seconder.

4) World Fisheries Exhibition: Ald. Brownlow inquired concerning the \$4,000. projection for this item and in discussing costs related to the hosting of the Exhibition, Council agreed to retain the amount budgeted and have it carried into 1977 if not required this year.

5) Tourist Commission: Ald. Kavanaugh questioned the projected increase in the Tourist Commission budget and a detailed breakdown of the costs involved was provided by the City Clerk, indicating expenditures for advertising, brochures, operation of the Tourist Bureau, etc. Reference was made to Provincial grants which offset a portion of the Commission's total budget. Ald. Kavanaugh asked for information on the

grants received in 1975, as compared with those projected for 1976.

The estimates for Environmental Development Services were given approval in principle on motion of Ald. Sanford and Day.

Other Protection (page 12)

The main point brought out by Mr. Bayer in discussing these estimates pertained to the hiring of additional inspectors, one provided for in 1975 and a second position projected for this year. Both he and the City Administrator stressed the need for additional inspection staff to administer the City's by-laws more effectively. Mr. Bayer commented on the difficulty in filling the inspection position approved for 1975. The estimates for Other Protection were approved in principle on motion of Ald. Day and Brownlow.

Environmental Health Services & Transportation: The City Engineer was present for these estimates and in his opening remarks, noted that budget increases are being requested for sidewalk and curb repairs and for street sweeping. He commented on problems associated with the present landfill operation and the related over-expenditures incurred. Once the new landfill site has been approved by the Dept. of the Environment, this situation should be improved. The main subjects of discussion with Council concerned:

- 1) Street sweeping: Ald. Sanford felt that greater emphasis should be placed on a street cleaning program and he discussed this point further with Mr. Fougere. Reference was made to the new sweeper acquired in 1975 and it was noted by Mr. Purdy that provision for another one has been included in this year's capital budget. Mr. Fougere considered the projection for street sweeping to be adequate, based on the higher level of performance which the new machine provides.

2) Street paving: There was considerable debate on the subject of a street paving program for this year, Ald. Greenough suggesting that any resurfacing of existing pavement should be carried out only where absolutely necessary until streets that are still without paving have been completed. Ald. Brownlow asked if it might not be advisable to consider returning to the policy adopted some years ago when paving was not financed through the capital budget, and he suggested that the City Clerk re-draft the proposal he put forward at that time for further consideration in conjunction with the capital budget for 1976, with the idea of allocating some initial funds to start off the program.

3) Street signs: Ald. Greenough said he would like to see all of the \$20,000. figure projected for street signs used this year in an effort to upgrade the program; he commented on the need for street signs in areas of Ward 6.

4) Incinerator maintenance: Ald. Day questioned the increase in the projection for incinerator maintenance and Mr. Murray provided a breakdown of the various items requiring replacement or repair. Ald. Brennan asked about the possibility of going to a complete landfill operation and he discussed this idea further with Mr. Fougere. Mr. Fougere pointed out that approval for such an operation would not be given by the Dept. of the Environment.

5) Lake cleanup: A question from Ald. Kavanaugh concerned the inclusion of \$20,000. for a lake cleanup, as authorized some time ago by Council. Mr. Moir stated that it will be fall of 1976 before this work can be carried out since the lake levels are now being permitted to rise. Ald. Greenough urged Council to retain the item in the budget so that the cleanup can go ahead as planned. No motion was introduced to delete the projection at this time, although Ald. Hart considered the expenditure unnecessary.

Council gave approval in principle to the estimates for Environmental Health Services and Transportation, on motion of Ald. Sanford and Day (Ald. Hart voting against).

Social Services: (pages 18 & 19)

Mr. McNeil's comments on the estimates for his department made note of the cost-sharing received by the City for general assistance (three quarters of which we get back from the other levels of government) and for homes for special care (two-thirds received in cost-sharing), plus settlement payments from other municipalities. He noted that implicit in the approval of his estimates is an increase in all categories of assistance, including rentals. Although one of the main problems facing his department is a need for additional space, he indicated that the greatest single requirement at present is for another supervisor to oversee the work of staff members in the department. Five additional employees originally requested have been deleted from the estimates already. Ald. Kavanaugh later proposed that sufficient funds be provided to permit the hiring of a supervisor and on his motion, seconded by Ald. Ritchie, an additional \$12,000. was included in the Salaries (administration) item for this purpose. The motion carried unanimously.

There was considerable debate as to how the item Sundry Grants should be handled, in view of the numerous applications already received for assistance and the \$90,000. projection which has to be divided as equitably as possible among the organizations represented. Mr. McNeil advised that the Province will cost share up to certain specified amounts in grants to Dartmouth Community Contact, the Family Planning Assn., the Dartmouth Boys' Club and Help Line - Volunteer Bureau. Ald. Sanford felt that the City should not be making grants to organizations where there is an over-lapping of

services. He suggested that each organization applying for assistance should be required to provide a resume indicating the type of service they provide; this information should then be circulated to the members of Council before representatives of the various groups are heard. The Mayor was in favour of having the presentations made at a special Council meeting for this purpose, but it was noted that Council has referred the matter to the Finance and Social Services Committee from the Feb. 3rd meeting, for recommendation back to Council, based on the evaluation which the Committee will make of each applicant. Ald. Kavanaugh said that the resume submitted in advance by the organizations should include information on actual expenditures for 1975 with a projected budget for 1976. There was general agreement with the procedures outlined above and each organization will have to be contacted accordingly prior to the next Finance Committee meeting.

The estimates for Social Services were approved in principle on motion of Ald. Sanford and Fredericks.

Health Services (page 17): Approved in principle without change on motion of Ald. Sanford and Kavanaugh.

INTERIM GRANT
BOYS CLUB

The Mayor reported to Council on recent discussions with representatives of the Dartmouth Boys' Club concerning financial difficulties, making it necessary to close the north-end club if assistance is not forthcoming prior to the end of March. They are requesting an interim grant from the City to see the organization through this financial difficulty and on motion of Ald. Kavanaugh and Hart, Council approved a \$6,000. grant (cost-shareable) in advance. It is understood that their position in applying to the City for a larger grant is not prejudiced by making this advance on the amount which Council decided to allocate. The Mayor

suggested that Council might wish to consider a total grant in the same vicinity as last year, \$13,000.

On motion of Ald. Fredericks and Cote, Council agreed to hold the next budget meeting on Thursday, March 11th at 5:30 p.m., rather than on March 13th as originally scheduled.

Meeting adjourned.

N. C. Cohoon,
City Clerk

Dartmouth, N.S.

March 11/76

Regularly called meeting of City Council held this date at 5:30 p.m.

Present - Deputy Mayor Fredericks

Ald. Ibsen	Kavanaugh
Day	Brennan
Ritchie	Brownlow
Hart	Greenough
Walker	Grenfield
Smith	
City Administrator, C.A. Moir	

At this meeting of Council, budget estimates were dealt with for the Recreation and Police Departments.

Recreation & Other Recreation and Cultural Services (Pages 22 to 25 incl.) Mr. Lynch presented a resume of the recreational activities and facilities for which his department is responsible, including an outline of the various programs offered during the summer and winter seasons. Questions from the Aldermen pertained to:

1) The Shubie Camp Ground: Information was requested on costs associated with the operation of this facility and revenue received from registrations. When a detailed analysis of expenditures and registration was provided, concern was expressed by some members that the Park operation shows a loss, which is being borne by the City; the point was also made that Shubie Park is in competition with a private operator in the same area. Ald. Hart and Walker considered the facility an asset to the City, particularly from a tourism point of view, but Ald. Kavanaugh suggested that consideration should be given to a later opening of the Park in an effort to reduce operating costs. No motion was introduced to this effect and no action was taken by Council at this time to minimize the City camp ground operation.

2) Oakwood House: The increased estimate for Oakwood House was questioned and Mr. Moir explained the maintenance work which is required, major repairs to the building having been delayed for some time up until this year. Ald. Fredericks suggested that consideration should be given to insulating the building as a means of reducing fuel costs for it.

3) Ice Rentals: Ald. Brennan asked about the adequacy of present ice rental rates to meet our operating costs and Mr. Moir commented on the schedule of rates now in effect, pointing out that rental increases recommended some time ago by staff did not meet with Council's approval. Ald. Brennan suggested that this situation should be reviewed again by staff for recommendation to Council so that we are at least placed in a break-even position with ice rentals. He said he would be prepared to introduce a motion on the subject, but the Deputy Mayor asked that it be introduced instead when Council deals with the section of the budget pertaining to Revenues.

4) Salary Increases: A number of the inquiries from Council related to increased projections for salaries and reference was made to the fact that a wage settlement negotiated last year in a two-year contract has to be met in 1976. Also, both the Gray Memorial and the Bowles Rinks will be in operation for a full year rather than for part of the year as in 1975.

5) Winter Carnival: Ald. Greenough felt that money spent on the Winter Carnival could be spent to better advantage in other recreation programs and proposed that the estimate for this event be reduced substantially. Mr. Moir pointed out that expenditures associated with the Winter Carnival have already been incurred, although they may not amount in total to the figure projected. A motion introduced by Ald. Greenough, which would have reduced the 1977 projection for the Winter Carnival to the original estimate of \$5,000. (budgeted the first year it was held), did not receive a seconder.

6) World Canoe Championships: Ald. Ibsen questioned the \$20,000. projection included for the World Canoe Championships now that they appear to have been cancelled. Mr. Moir said that if this decision is final, the estimate can be deleted. It was noted that approx. \$36,000. remains in the special account set up by the City for the Championships and this amount could either be brought into revenue or designated for some other specific recreational facility. No action was taken by Council at this time to delete the 1976 item projected for the Canoe Championships.

7) Staff Re-classifications: Mr. Lynch responded to several questions concerning some salary increases which are the result of staff reclassifications within his department. Mr. Moir commented further on the problems created when unionized employees are being paid comparable or higher salaries than supervisory staff. He said he would like to take this matter up further with Council in more detail at a later time.

8) Recreation Programs: Throughout the discussion, questions continued to be raised as to the cost of various recreation programs and whether specific programs warrant the expenditures which go into them. Ald. Brownlow made the point that it is difficult for Council to assess the value of individual programs without a breakdown of the cost involved to operate them. He asked if it would not be possible to have this kind of information made available and Mr. Moir said that staff could attempt to produce a statement for Council, although it would be difficult to make it completely specific.

Ald. Granfield asked that in preparing future budget estimates, consideration be given to having revenues which offset expenditures, shown on the same page rather than in the Revenue section only so that Council can see more clearly what programs are actually costing.

Ald. Kavanaugh suggested that responsibility for park areas and trees, boulevards, etc. should come under the City Works Dept. instead of being administered through the Recreation Dept.

The estimates for the Recreation Dept. were not amended at this meeting and were given approval in principle on motion of Ald. Kavanaugh and Day.

Police Protection (Page 7)

In his statements on the Police Dept. estimates, Chief Smith stressed the need for additional staff in his department, commenting on the major increase in crime which is placing a heavy workload on the City police force, considered by the Chief to be under-staffed already. It was noted that no provision for any staff increase has been included in the estimates before Council, although the use of civilian switchboard operators is under consideration with the idea of relieving police officers

for active duty in the same way that they are being relieved of clerical duties through the use of a clerk-typist in preparing reports, which were formerly typed by officers on duty. In view of the fact that a request for certification of these positions is currently before the Labour Relations Board, Ald. Ibsen suggested deferral of the Police Dept. budget pending a decision on the application. The Deputy Mayor and other members of Council felt that the estimates could still be discussed with the Chief and no decisions made until a later time on staff requirements. The use of commissionaires for patrol duties in the Industrial Park was considered in conjunction with the overall question of providing adequate police protection with the staff available. Ald. Granfield questioned whether an increase in the number of policemen will improve the present crime situation in the City and provide better protection for citizens. He also asked if police officers working on traffic detail could not be replaced by other employees and made available for regular duties. Chief Smith commented on the importance of traffic control and safety, for which police in the Traffic Division have been properly trained.

Ald. Greenough suggested that provision may have to be made in the Police Dept. estimates for additional staff, but Ald. Kavanaugh was not in favour of doing this when other departments are being expected to maintain their present staff levels. Ald. Walker said he was concerned about the use of commissionaires in the Burnside Park and asked if they would be adequately trained to handle this type of patrol duty; he also questioned training costs in this connection, and felt that Council should establish a policy if the services of commissionaires are to be purchased as proposed. Ald. Walker went on to question the use of police vehicles for escort services without charge, objecting particularly to VIP and City Hall escorts. Ald. Brennan discussed with Chief Smith several points relating to the tendering for police vehicles and to the collection of fines for parking ticket violations. Reference was made by several of the members to items contained in a submission circulated by Chief Smith at this meeting

for consideration by Council of the twelve areas of concern outlined.

Although there were questions pertaining to specific budget items of equipment and operation, most of the debate related directly or indirectly to the main area of concern involving staff requirements for the Police Dept. and possible staffing alternatives available through the use of civilian employees and/or commissionaires. A general consensus of opinion was reached by the City Administrator and a motion to defer for this purpose was adopted, moved by Ald. Brennan and seconded by Ald. Ibsen. The motion to defer took precedents over a motion introduced earlier in the debate by Ald. Kavanaugh and Ibsen, which would have approved the Police Dept. estimates in principle.

On motion of Ald. Kavanaugh and Brownlow, the meeting adjourned at this point without dealing with the budget for the Fire Dept. (Ald. Hart and Smith voting against).

N.C. Cohoon, City Clerk

CITY OF DARTMOUTH

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 849 817
DARTMOUTH, NOVA SCOTIA
B2Y 3Z3

Date: February 20, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Re: Ice Rental Fees

It has come to my attention that City Council has not established an hourly ice rental fee for the use of the rink facilities (Gerald B. Gray Memorial Arena) during summer months.

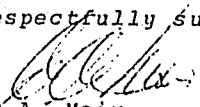
On August 12, 1975, Council established ice rental fees, 1975 being the first year of operating during the summer months, the Recreation Department rented the ice at a rate of \$25 per hour, that being the maximum established fee at that time.

In setting the rates on August 12, 1975, Council established rates at \$25 per hour for youths, \$40 per hour for adults, and \$50 per hour for non-residents.

It is recommended that a rate of \$50 per hour be established for self-supporting projects, i.e., hockey schools where substantial registration fees are charged; and that a fee of \$40 per hour be established for non-profit and youth groups.

It should be pointed out that neither of these fees will cover the actual cost involved in the rink operation. However, neither do the fees which were established on August 12, 1975, as it has been Council's policy to support these recreational activities by subsidizing the cost.

Respectfully submitted,


C. A. Moir,
City Administrator

CAN:mgm



Dartmouth, N.S.

March 15/76.

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

Present - Deputy Mayor Fredericks.

Ald. Hart	Sanford
Smith	Granfield
Day	Brennan
Ritchie	Brownlow
Walker	Ibsen
Greenough	
City Administrator, C.A. Moir	

At this meeting, Council dealt with estimates for the Fire Dept., the Hospital Commission, the Museum, and the Regional Library.

Fire Dept. (Pages 10 & 11)

Commenting on the budget estimates for his Department, Fire Chief Findlay referred to the fact that he has again requested additional fire-fighters, sixteen in total for 1976. He went on to explain how these additional men would relieve staffing problems at the four fire stations through the complement increase of four firemen at each station, shift arrangements in effect at the present time were outlined as a basis for comparison. As in the case of the Police Dept. budget, questions from the Aldermen and discussion centered mainly around the need for an increase in staff, as stated by Chief Findlay. Ald. Smith inquired about the use of the 70 volunteer firemen available to assist the regular force in emergency situations and in fighting brush fires. Chief Findlay said that without the assistance of these men he would be seeking additional firemen over and above the sixteen already requested. He commented on the ready availability of the volunteers and noted that Dartmouth is unique among other cities in this respect. A motion introduced by Ald. Hart and Granfield, which would have deferred any decision on the Fire Dept. budget until after completion of union negotiations and a decision on the possibility of staff increases, was withdrawn when it was pointed out by Ald. Sanford that negotiations could continue for some time to come. After further debate, Ald. Sanford and Ritchie moved that the item for Salaries (Fire Fighting Force) be increased by \$20,000. to provide for the hiring of four additional men for half of 1976.

Ald. Granfield opposed the motion, taking the position that no decisions should be taken on increasing staff until we have determined what our revenues

for the coming year will be, a point also brought up by Ald. Greenough. The Deputy Mayor suggested that the Need for staff has been clearly indicated by Chief Findlay to Council. Questions concerning overtime were raised by Ald. Brownlow and the City Comptroller advised that approx. \$30,000. was spent for overtime last year. Ald. Brennan felt that it would be more economical to bring firemen in on overtime rather than take additional men on staff; he proceeded to discuss this idea further with the Chief. The motion on the floor carried with Ald. Granfield and Smith voting against. On motion of Ald. Sanford and Day, the Fire Dept. estimates, as amended, were approved in principle with Ald. Smith and Granfield voting against.

Hospital Commission (Pages 45 & 46)

Mr. Paul Christie was present to answer any questions from the members on projections for the Dartmouth Hospital Commission, most of which are covered by the Health Services Commission. The City continues to be responsible for the rental of facilities required by the Dartmouth Emergency Hospital until the services provided by this facility are transferred to the new Dartmouth General Hospital during the year. Ald. Smith questioned the reduction in the amount requisitioned from the City over the 1975 Actual; the City Clerk explained that the amount projected represents the amount required, taking into account the phasing out of the Emergency Hospital during 1976. Council proceeded to approve the estimates for the Dartmouth Hospital Commission in principle, on motion of Ald. Sanford and Day.

Heritage Museum (Pages 47 & 48)

Ald. Sanford and Day moved the approval in principle of budget estimates for the Heritage Museum. Mr. Gosley, the Museum Director, was available to provide information on individual items of expenditure and he explained that an overexpenditure was incurred when it became necessary to transfer artifacts and other materials in storage from the old Police Station Building to the Liquid Carbonic building on Alderney Drive. Mr. Moir said he would be taking this matter up further with the City Engineer and the Police Chief, having not been made aware that the Police Dept. was taking over the old

station building again. Ald. Greenough asked about the interest expressed by the Police Chief in relocating his department in the Library-Museum building and Mr. Gosley said that a meeting had been held to discuss the feasibility of doing this. Information on the use of the museum by tourists and citizens was also provided in response to questions from Ald. Granfield. No changes were made in the Museum budget and the motion on the floor carried.

Dartmouth Regional Library (Pages 49 & 50)

Approval in principle was moved by Ald. Sanford and Brownlow for the Library estimates and Miss Harbord provided information requested by Council on various individual budget items and on aspects of the library operation at both the main and branch library locations. Ald. Granfield asked if the Woodlawn branch is receiving sufficient publicity and Miss Harbord advised that efforts are being made to improve the publicity program for library services by engaging a staff member who would assume this responsibility and devote the necessary time to library promotion. The motion on the floor was adopted without any change in the library estimates.

Meeting adjourned.

N.C. Cohoon, City Clerk

Dartmouth, N. S.

March 16/76.

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

Present - Mayor Stubbs

Ald. Ritchie	Fredericks
Brennan	Brownlow
Hart	Sanford
Ibsen	Granfield
Smith	Greenough
Walker	
City Solicitor, Mr. Heustis	
City Administrator, C. A. Moir	

Council met to complete the March 2nd agenda and to deal
with additional items of business.

MOTIONS:
ALD. WALKER

Ald. Walker proceeded to introduce the following motions
which remain to be dealt with from the March 2nd meeting:

1) Ald. Walker moved, seconded by Ald. Ibsen, that staff
investigate and prepare estimates for Council or the P.D.O.
Committee, on the cost of installing street signs at all inter-
sections in the City. The Mayor read for Council's information,
a memo from the City Engineer indicating the extent of the street
sign program planned for 1976, and Ald. Fredericks said he was
under the impression that the type of report sought by Ald.
Walker had been prepared some time ago for another Council
member. Mr. Purdy said he would have to check on this further.
The motion was put and carried.

2) Ald. Walker moved, seconded by Ald. Smith, that an
expression of opinion be sought from the Planning and Recreation
Departments and from the Dept. of Highways, with regard to the
possible use of land at the MicMac Rotary for recreational
purposes, with report back to Council or the P.D.O. Committee.
Ald. Walker suggested that with a limited amount of work, this
area could be made useable for adult recreational activities
such as tennis, lawn bowling, etc. The Mayor noted that the
area could at least be landscaped and made more attractive than
it is at present. The motion carried.

3) Ald. Walker and Ritchie moved that a report be requested

from the Building Inspection Dept. on possible hazards associated with overhanging signs and signs affixed to buildings, which present a danger to people under them during high winds. The report is requested with the idea of amending the present by-law covering signs or drafting a new by-law which would provide for greater protection in these situations. The motion carried.

Ald. Walker's motion on the plowing of sidewalks was withdrawn at this time.

RESOLUTION #76-9 On motion of Ald. Sanford and Fredericks, Council approved Resolution #76-9, appointing Special Constables as listed; a copy of the resolution is attached.

RESOLUTION #76-11 Resolution #76-11, appointing five additional Special Constables, was also adopted by Council on motion of Ald. Fredericks and Brownlow; a copy is attached.

REPORTS The following monthly reports were approved on motion of Ald. Sanford and Brownlow:

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

ICE RENTAL FEES:
SUMMER MONTHS

A report from Mr. Moir was considered on the subject of ice rental fees for the use of rink facilities (Gerald B. Gray Memorial Arena) during summer months. A rate of \$50. per hour is recommended for self-supporting projects and a fee of \$40. per hour for non-profit and youth groups. It is noted in the report that neither of these fees will cover the actual cost involved in the rink operation. Ald. Sanford and Brownlow moved the adoption of Mr. Moir's recommendation. Ald. Fredericks stated that hockey school representatives have been in touch with him concerning the fee increase from \$40. to \$50. This group feels that they have an agreement with the City already based on the \$40. fee. Ald. Smith said that with increasing costs required to operate rink facilities, no one should expect to pay the same rental fees as last year. The motion carried.

WARD TENDERS:
POLICE VEHICLES

Tenders, as per the attached report, have been received by the Purchasing Agent for Police vehicles; the quotations were accompanied by a report from the City Administrator. Acceptance of the tenders recommended in Mr. Whitman's memo was moved by Ald. Sanford and Walker for the vehicles in each category; the motion carried.

PORTLAND ST.
WIDENING

Reporting to Council further on the lands which will be required for the widening of Portland Street from Bruce St. to the City limits, Mr. Moir has recommended authorization to use the services of Pat King Ltd. in carrying out appraisals if they are necessary. Council adopted this recommendation on motion of Ald. Brownlow and Ibsen.

RINK EQUIPMENT:
VOCATIONAL SCHOOL

Mr. Moir has reported to Council on a request from the Principal of the Dartmouth Regional Vocational School for the use of a brine chiller owned by the City to assist in establishing an indoor skating rink at the school. The City has no immediate use for this equipment and it is recommended that we make it available on loan to the Vocational School as Mr. O'Malley has requested. The recommendation was approved by Council on motion of Ald. Brownlow and Greenough.

PROPERTIES AT
214 & 216 MAIN ST.

City-owned properties at 214 and 216 Main Street have been advertised for sale by public tender, but no bids were received for either property. Mr. Moir suggests three courses of action which could be taken in attempting to dispose of the properties, recommending alternative #2 (multiple listing with real estate agents for sale); if necessary, the City would hold a first mortgage on the properties. Council approved the recommendation on motion of Ald. Brownlow and Ibsen.

FERRY STUDY

On motion of Ald. Brownlow and Greenough, Council agreed to enter into a contract for the Halifax-Dartmouth Ferry Study, in accordance with terms and conditions outlined in a letter from the Provincial Minister of Development and based on Mr. Moir's recommendation.

LEVELS OF LAKES
BANOOK & MICMAC

The Lakes Advisory Board has expressed concern to Council over the present low levels of Lakes Banook and MicMac, pointing out in their report that from 8 to 12 weeks will be required under average conditions for the lakes to return to their original level. Ald. Sanford and Granfield moved that the report be received and filed. The Mayor advised Council that the gate controlling the water level has been closed and the lakes will be allowed to rise as quickly as possible. Ald. Walker asked about the status of the lake cleanup discussed at Council and was told that work will be carried out when the levels are down again in the fall. Ald. Ritchie asked about a cleanup of the various swimming areas at this time and the Deputy City Clerk noted that cleanups are taking place in front of the club properties on the lake. The motion on the floor carried with Ald. Walker voting against.

RESOLUTION #76-10 On motion of Ald. Ibsen and Hart, Council approved Resolution #76-10, appointing Dr. E. M. Fogo as Medical Health Officer for the City of Dartmouth; a copy of the resolution is attached.

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

1) Ald. Ritchie: that Council discuss the cost of a special care home for the City of Dartmouth, with report from the Special Committee studying this subject.

ALD. GREENOUGH

2) Ald. Greenough: since Red Bridge Pond continues to be filled in by a contracting firm in this area, Council will be asked to instruct the Engineering & Works Departments to do a study to determine the extent of infringement by the company; if Council is of the opinion that this has occurred and gotten out of hand, the company responsible would be asked to dredge the Pond back to its original state.

ALD. FREDERICKS

3) Ald. Fredericks: (a) motion concerning the take-over of Lyon Street to become a City street.
(b) Council will be asked to support a brief on the Darling Report on coastal shipping.

BY-LAW C-293

By-law C-293, which would amend By-law C-7 with respect to the establishment of administrative departments and the appointment and definition of duties of certain officers (Building Inspector), was before Council for consideration. It was moved

by Ald. Sanford and Brownlow and carried that leave be given to introduce said By-law C-293 and that it now be read a first time.

It was moved by Ald. Granfield and Ibsen and carried that By-law C-293 be read a second time. Mr. Moir explained the intent of the by-law, after which unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Sanford and Walker and carried that By-law C-293 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.

Having completed the March 2nd agenda, Council proceeded with the agenda prepared for this date.

RECOMMENDATIONS
FROM COMMITTEE

Recommendations from the P.D.O. Committee meeting of March 9th were dealt with as follows:

UTILITY POLES

1) Utility poles: Having considered a report from the City Engineer on the subject of power poles to be used in the City, the Committee recommends that in future, when new power lines or renewal of existing lines is about to take place, the Power Corp. be asked to provide information on the type of poles to be used so that these can be considered before the installation takes place; the City Engineer has agreed to bring this idea up at the next meeting of the Utility Co-Ordinating Committee. Council adopted the recommendation from Committee on motion of Ald. Walker and Brownlow.

WATERFRONT
DEVELOPMENT:
NEGOTIATIONS
WITH IWC

2) Negotiations with I.W.Co.: The Committee has considered resolutions introduced at Council in connection with the proposed waterfront development plan for Dartmouth, and recommends that the City Administrator be requested to proceed with negotiations with the I.W.C. to have buildings such as the aquarium and the Maritime Museum included in the Dartmouth plan. Also, that negotiations proceed with the Provincial and Federal Public Works Departments, indicating the advantages of locating government office space in Dartmouth for consideration, with report back

to the Committee and Council. The Committee's recommendation was adopted on motion of Ald. Ibsen and Walker.

SMOKE DETECTION
INSTALLATIONS

3) Smoke detection installations: Ald. Walker and Ibsen moved the adoption of a recommendation from Committee that the Building Inspection Dept., the Fire Chief and the Solicitor draft a by-law making it mandatory that smoke and heat detectors be installed in homes in Dartmouth. Most members of Council who spoke on the motion felt that mandatory regulations would be unfair to citizens and the Mayor said she agreed that each person should be able to make an individual choice as to whether or not protective equipment of this type is to be installed in homes and apartment units. Ald. Fredericks and Sanford questioned whether the intent of the Committee has been accurately recommended to Council and Ald. Walker said he would be willing to amend the motion to the effect that suggested recommendations for inclusion in a by-law would first be brought to Council for consideration before attempting to draft any regulations on the use of smoke and heat detectors. The amendment was seconded by Ald. Sanford and it carried. The amended motion also carried.

LAND EXCHANGE:
W. ERIC WHEBBY LTD.

4) Land exchange, W. Eric Whebby Ltd.: On motion of Ald. Sanford and Walker, Council approved a recommendation from Committee that an appraisal of lands owned by W. Eric Whebby Ltd. (adjacent to lands reserved for industrial park purposes) be authorized and negotiations undertaken with D. S. Jenkins & Associates to acquire these lands. Recommendations from the Lakes Advisory Board and the Recreation Advisory Board coincide with that of the Committee. Before leaving this item, Ald. Fredericks and Hart moved that staff investigate the possibility of any funds which may be available from the Provincial Recreation Dept. for acquisition of the Whebby lands; the motion carried.

AWARD TENDER:
ND, GRAVEL & STONE

5) Award tender, sand, gravel & stone: Tenders for sand, gravel and stone for the Works Dept. (as attached) were awarded on motion of Ald. Sanford and Walker, as recommended by Committee.

Conrad Bros. were awarded the total tender for 1" stone, 2" stone, 3" stone, and Class "B" gravel, rather than awarding the tender jointly with Steed & Evans Ltd.

AWARD TENDER:
COPPER PIPE

6) Award tender, copper pipe: The tender for copper pipe for the Water Dept. (as attached) was awarded by Council on motion of Ald. Sanford and Walker, as recommended by Committee. The low bid received was from Westburne Industries Ltd.

AWARD TENDER:
SERVICE CLAMPS

7) Award tender, service clamps: The tender for service clamps for the Water Dept. was awarded to Westburne Industries Ltd., as recommended by Committee, on motion of Ald. Brownlow and Ibsen. A copy of the tenders received is attached.

AWARD TENDER:
CORP. FITTINGS

8) Award tender, corp. fittings & service boxes: On motion of Ald. Walker and Sanford, Council awarded the tender for corporation fittings and service boxes for the Water Dept. to Emco Supply Co. Ltd., the low bidders; acceptance of the bid has been recommended by Committee. A copy of the tenders received is attached.

DRAINAGE PROBLEM:
MT. EDWARD SCHOOL

9) Drainage problem, Mt. Edward School: The Committee has considered a report from Mr. Moir on a drainage problem involving the Mount Edward Road School property and recommends inclusion of this item in the 1976 Capital Budget under provision for Small Drainage Problems. The recommendation was adopted by Council on motion of Ald. Sanford and Ibsen.

DIRECTOR'S REPORT

10) Director's report: The Planning Director's report for February was adopted, as recommended by Committee, on motion of Ald. Sanford and Walker.

PERMIT TO BUILD:
LOT 48 ZATZMAN DR.

11) Permit to build, Lot 48 Zatzman Drive: On motion of Ald. Fredericks and Smith, Council approved an application for permit to build a one-storey body repair shop on Lot 48, Joseph Zatzman Drive, as recommended by Committee. Approval is recommended subject to compliance with City departmental requirements, as outlined in the staff report of Feb. 20th.

REZONING REQUEST:
DOREY'S GROCERY

12) Rezoning request, Dorey's Grocery: The Committee has

recommended denial of a rezoning request for property located at the corner of Woodlawn Road, Day Ave., and Settle Street, on which a grocery store is situated; the request is to rezone from R-1 to C-1-A Zone. Ald. Sanford and Ibsen moved the adoption of the recommendation, but Mr. Moir noted that according to the Solicitor, the applicant is entitled to a public hearing. The motion on the floor was therefore withdrawn and May 18th was set by Council as the date for public hearing of the rezoning request, on motion of Ald. Walker and Sanford.

TEMPORARY
BORROWING
RESOLUTION

On motion of Ald. Fredericks and Sanford, Council approved a Temporary Borrowing Resolution in the amount of \$858,700. for the CNR overpass, Woodside, a copy of which is attached.

RESOLUTION #76-12 Resolution #76-12 was approved on motion of Ald. Brownlow and Fredericks. A copy of the resolution, appointing two Special Constables, is attached.

OPERATING COSTS:
CORRECTION CENTRE

A report from Mr. Moir was before Council on the subject of the operating deficit for the Halifax County Correction Centre, in which Dartmouth is requested to share in the amount of \$57,766. This amount represents a reduction from the original request for \$85,000., resulting from an increased Provincial contribution toward operating costs for the Centre in 1975. Ald. Sanford and Brownlow moved that Council authorize payment of the City's share in the Correction Centre deficit to the Halifax-Dartmouth Regional Authority, as recommended by the City Administrator. During the debate which followed, there was general agreement among the Council members that the Province should be assuming responsibility for the cost of operating the Correction Centre, as in other provinces, particularly in view of the fact that programs for the Centre are determined by the Province.

As the City's representatives on the Regional Authority, Ald. Granfield and the Mayor answered questions from the members on budgetary and operational details; Ald. Granfield commented on various programs carried out at the Centre and costs associated

with them. Ald. Walker was in favour of deferring payment of the City's share in the deficit until after the meeting arranged with the Premier, but his motion to defer did not receive a seconder. At the conclusion of the debate, the motion on the floor was put and carried with Ald. Walker voting against.

FOREST HILLS
SCHOOL SITE

Mr. Moir has prepared a report in connection with a letter from the Executive Director of the N. S. Housing Commission, offering land for sale as a school site in the Forest Hills subdivision development at a cost of \$7500. per acre. The proposed school will serve the portion of the development currently located within the City boundaries and that portion of the development currently under study for amalgamation with the City boundaries. It is recommended that Council accept the offer from the Housing Commission to make a school site available at a cost of \$7500. per acre, and that the appointment of an architect for the school be confirmed. Ald. Sanford and Fredericks moved deferral of a decision on this matter until after the scheduled meeting of the School Board with the Minister of Education on March 18th.

Ald. Greenough was opposed to the purchase of land from the Commission for a school site and objected to the City being involved in construction of a school required to serve a Provincial housing development. Ald. Granfield shared this view and said he would not vote for a school in the area unless the Province is prepared to assume full costs for it. The motion to defer carried.

N.I.P. AREAS

Letters from two community groups, the South Woodside Neighbourhood Assn. and the Tufts Cove Neighbourhood Planning, have been forwarded to Council with a recommendation from the Mayor that these N.I.P. applications be referred to the Planning Dept. for assessment and recommendation, the Department's study to include investigation as to the availability of additional funds from the Federal and Provincial Governments to assist in these studies. Ald. Sanford and Fredericks moved that the two

areas in question be accepted by Council as N.I.P. areas. Ald. Brennan favoured the Mayor's recommendation and moved referral to the Planning Dept. for recommendation to Council; the motion was seconded by Ald. Fredericks. The Mayor noted that any applications received from other areas of the City will have to be considered in conjunction with the South Woodside and Tufts Cove applications. The motion to refer was defeated and the original motion carried with Ald. Brownlow, Brennan, Smith, Walker, and Granfield voting against. Ald. Walker and Granfield gave notice of reconsideration.

NOTICE OF
RECONSIDERATION

Council adjourned to meet in camera as Committee-of-the-Whole on motion of Ald. Ibsen and Granfield. The action taken in camera was later ratified in open Council on motion of Ald. Walker and Ibsen.

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

February 24, 1976

RESOLUTION Number 76-9

RESOLVED that the following be and hereby appointed
SPECIAL CONSTABLES in and for the City of Dartmouth to hold
office until January 30, 1977.

Lawrence Edward Johnson
A. J. Woods
Lloyd Finter
N. J. Soper
H. M. Annand
K. H. Mullock
H. H. McGuigan
R. W. LavaLee
Jacob Fehr
Clyde J. Brennan
A. B. Duncan
Richard Campbell
J. U. Chaisson
Moses McCormack
John Earl Parsons
Raymond Chaulk
Harvey M. Creelman
John J. Crout
Joseph D. Desbien
Albert St. C. Densley
Delbert K. Dorrington
Edward Elias
Donald A. Emmerson
John T. Finlay
Roy M. Gides
Albert J. Hebert
R. H. Herman
Arthur Higgins
Ronald J. MacLean
Joseph H. Martin
George M. O'Neill
Howard M. Plank
Francis A. Purcell
Reginald Pond
Lewis A. Snooks
Ernest E. Galbraith

Bruce H. Bennerte
Graham G. Blanche
William W. Bonn
William W. Butt
Maurice C. Casey
Miles G. Richardson
Philip G. Ryan
Clyde T. Simpson
James E. Myers
G. E. Bellefontaine
H. R. Siteman
Max Ingram
Lois Seaboyer
John Ring
Terry Haylik
Donald Brawn
Lawrence Mew
John Chaput

RESOLUTION #76- 11

RESOLVED that the following be and hereby appointed
SPECIAL CONSTABLES in and for the City of Dartmouth
to hold office until January 30, 1977.

James Roland Baker

Donald James Bissett

Richard Ernest Morton Parker

Paul Lawrence Triden

Clifford George Dando

13.
CITY OF DARTMOUTH

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 242 817
DARTMOUTH, NOVA SCOTIA
B2Y 3Z3

Date: February 25, 1976
To: Her Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Re: Tenders, Police Vehicles

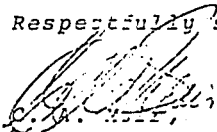
I attach hereto copy of memorandum I received from the Purchasing Agent dealing with tenders received for Police vehicles. The memorandum is detailed specifically and, rather than repeat the information, I felt it was better to attach a copy of the memorandum.

I realize that City Council has not as yet dealt with the detailed estimates of the Police Department. However, trading these vehicles continues a policy previously established by City Council that Police vehicles would be traded when the mileage of the vehicles was between 30,000 and 45,000 miles.

You will also note from the Purchasing Agent's memorandum that we have experienced some difficulties by purchasing regular standard cars and this year the specifications have been changed to include some heavy-duty equipment. The average increased price of \$571.50 is not a great deal higher than the increased cost of automobiles with standard equipment.

You will also note that the car manufacturers are setting cut-off dates for acceptance of orders. Our order, therefore, should be placed as quickly as possible and it is recommended that the low tender be accepted for the supply of these vehicles in each category.

Respectfully submitted,


C.A. Moir,
City Administrator

CAM:mgm
enc.



MEMORANDUM

TO: Mr. C.A. Moir, City Administrator
 FROM: Mr. W.M. Whitman, Purchasing Agent
 SUBJECT: Tender for Police Vehicles

Tenders have been received and opened for the supply of Police vehicles for the Police Department for the year 1976.

We have called tenders for nine (9) standard size patrol cars, three (3) vans and four (4) compact - intermediate size unmarked cars.

In each case we are trading in a vehicle against the vehicle we are purchasing.

Last year the patrol cars purchased were a regular standard size automobile without any extras and because of the almost continuous and sometimes hard usage which these patrol cars receive, we decided this year to request tenders on patrol cars only complete with Police packages. Among the items included in the Police package are: heavy duty automatic transmissions with external oil coolers, heavy duty radiators with seven blade fans, heavy duty suspension, stabilizers both front and rear, 80 amp alternators and batteries, re-inforced front and rear seats, etc. We feel with this Police package, our maintenance cost will be reduced. Including the higher cost of all automobiles, between last year and this year, the addition of this Police package to the patrol cars, has increased the average price per car \$571.50 each.

The following dealers have quoted on the nine (9) patrol cars with the Police packages. The prices shown are net prices with the trade-in deducted:

Forbes Chevrolet Oldsmobile Limited (Bel Air)	\$3356.00 ea.	\$30,204.00
Scotia Pontiac Buick Limited (Laurentian)	\$3456.00 ea.	\$31,104.00
Harbour Motors Limited (Custom 500)	\$3822.20 ea.	\$34,400.20
Chaisson Plymouth Chrysler Ltd. (Plymouth)	\$3948.90 ea.	\$35,541.00

The following companies tendered on the three vans. Prices shown are net with the trade-ins deducted:

Forbes Chevrolet Oldsmobile Limited	\$3137.00 ea.	\$ 9,411.00
Scotia Pontiac Buick Limited	\$3348.60 ea.	\$10,046.00
Harbour Motors Limited	\$3929.93 ea.	\$11,789.80
Chaisson Plymouth Chrysler Ltd.	\$4899.00 ea.	\$14,697.00

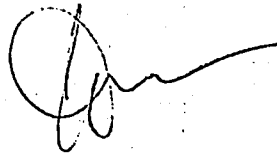
The following companies tendered on four only compact - intermediate cars. Prices shown are net and trade-ins have been deducted:

Fairley and Stevens (1966) Ltd. (Comet)	\$3058.20 ea.	\$12,232.80
Scotia Pontiac Buick Ltd. (Ventura)	\$3128.00 ea.	\$12,512.00
Harbour Motors Ltd. (Maverick)	\$3149.60 ea.	\$12,598.40
Forbes Chevrolet Oldsmobile Ltd. (Nova)	\$3423.75 ea.	\$13,695.00
Chaisson Plymouth Chrysler Ltd. (Valiant)	\$4064.50 ea.	\$16,258.00

These tenders have been checked with the Chief of Police and it is recommended we purchase the nine patrol cars from the low bidder Forbes Chevrolet Oldsmobile Limited at their quoted price of \$30,204.00, we recommend the three vans be purchased from Forbes Chevrolet Oldsmobile Limited who are low bidder at \$9,411.00 and we recommend the four compact - intermediate cars be purchased from the low bidder Fairley and Stevens (1966) Limited for the price of \$12,232.80.

We have issued this tender at an earlier date than usual because the nine (9) patrol cars and possibly some of the other automobiles have to be ordered from the factory and we have found some of the car manufacturers are setting their cut-off date for the acceptance of orders for certain types of vehicles quite early in the year and we wish to have these orders placed before any early cut-off date.

Total amount of this tender is \$51,847.80.

A handwritten signature in dark ink, appearing to be a stylized 'D' followed by a long horizontal stroke.

RESOLUTION NO. 76-10

WHEREAS Dr. E. M. Fogo has been appointed Associate Director of the Atlantic Health Unit pursuant to the Public Health Act;

AND WHEREAS the Minister of Public Health has not yet appointed the Director or the Associate Director of the Atlantic Health Unit to be the Medical Health Officer for each of the municipalities within that health unit as required by Subsection (6) of Section 5 of the Public Health Act as amended;

AND WHEREAS Dartmouth City Council has authority under the Public Health Act to appoint a duly qualified medical practitioner to be Medical Health Officer for the City on a full time basis and to determine the salary of such official;

BE IT RESOLVED that Dr. E. M. Fogo, a duly qualified medical practitioner, is hereby appointed as Medical Health Officer for the City of Dartmouth on a full-time basis with salary to be paid by the Provincial Government to Dr. Fogo in his capacity as Associate Director of the Atlantic Health Unit.

OFFICE OF THE CITY CLERK

MEMORANDUM

DATE: March 11, 1976

TO: Her Worship The Mayor and Members of The Dartmouth City Council

FROM: The Planning, Development and Operations Committee

SUBJECT: Tenders for Sand, Gravel and Stone

The Planning, Development and Operations Committee at their March 9, 1976 meeting have recommended the adoption of the enclosed report with the exception of the class B gravel.

The Committee recommends that Conrad Brothers be awarded the total tender for the class B gravel.

G.D. Brady / s. s. s.
G.D. Brady
Deputy City Clerk

GDB/svm
Attachment

MEMORANDUM

TO: Mr. C.A. Moir, City Administrator
FROM: Mr. W.M. Whitman, Purchasing Agent
SUBJECT: Tender for Sand, Gravel and Stone
DATE: February 26, 1976

Tenders were received and opened on February 20th for the supply of sand, gravel and stone for the Works Department for the year 1976.

Companies who tendered with their prices are listed on the accompanying sheet. In each case the low price has been underlined.

This tender has been checked with the Works Department and we make the following recommendations:

Steed and Evans Limited and Conrad Bros. have quoted similar prices, f.o.b. Job Site on 1" stone, \$3.20 a ton, 2" stone, \$3.15 a ton, 3" stone, \$3.10 a ton, class "B" gravel \$2.90 a ton, so we recommend these items be awarded jointly to both companies.

Steed and Evans Limited are low on stone for seal coating at \$4.15 a ton, class "C" gravel at \$2.85 a ton, class "D" gravel \$2.70 a ton and blown rock at \$2.10 a ton, all f.o.b. Job Site, so we recommend these items be awarded to Steed and Evans.

Conrad Bros. Limited on f.o.b. Job Site items are low on concrete sand at \$4.80 a ton, coarse sand @ 3.05 a ton, class "A" gravel at \$2.95 a ton, pit run gravel @ 1.60 a ton and waste at \$1.30 a ton. We recommend these items be awarded to Conrad Bros. Limited.

On f.o.b. plant items which are shown on the bottom of the accompanying sheet, Steed and Evans Limited are low on stone for seal coating at \$3.50 a ton and blown rock at \$1.45 a ton. We recommend these items be awarded to this Company.

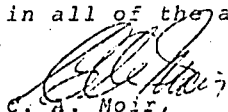
Conrad Bros. Limited are low on coarse sand at \$2.25 a ton, 1" stone at \$2.40 a ton, 2" stone at \$2.35 a ton, 3" stone at \$2.30 a ton, class "D" gravel @ 2.00 a ton, pit run gravel @ .80 a ton and waste at \$.50 a ton. We recommend these items be awarded to Conrad Bros. Limited.

Nova Scotia Sand and Gravel Limited of Shubenacadie are low f.o.b. Shubenacadie on concrete sand at \$3.00 a ton, class "A" gravel @ 1.83 a ton, class "B" gravel at \$1.68 a ton and class "C" gravel at \$1.50 a ton, however, because of the location of their plant in Shubenacadie, we recommend these four items be awarded to Conrad Bros. Limited of Dartmouth, because of the short truck haul. Conrad Bros. prices are shown on the sheet attached, and are next low bidder.

Prices last year on the most widely used items such as class "B" gravel and 1" stone were approximately \$.20 per ton or 8% less than this year. Most of the items follow approximately the same pattern.

March 1, 1976

I hereby concur in all of the above recommendations.


C.A. Moir,
City Administrator

CAM:mgm



1976

F.O.B. JOB SITE - DELIVERED SUPPLIERS TRUCKPER TON

	CONCRETE SAND	COARSE SAND	1" STONE	2" STONE	3" STONE	STONE FOR SEAL COATING	CLASS A GRAVEL	CLASS B GRAVEL	CLASS C GRAVEL	CLASS D GRAVEL	PIT RUN	BLOWN ROCK	WASTE
NOVA SCOTIA SAND & GRAVEL	\$5.10	\$5.10	\$4.95	-	-	-	\$3.93	\$3.78	\$3.68	-	\$3.10	-	\$ 3.10
ATLANTIC SAND & GRAVEL	-	-	\$4.25	\$4.05	\$3.95	\$5.80	\$4.30	\$4.00	\$3.95	\$3.85	-	\$2.95	-
MUNICIPAL SPRAYING & CONTRACTING LTD.	-	\$3.40	\$3.80	\$3.60	\$3.60	-	\$3.80	\$3.45	\$3.40	\$3.40	\$3.40	\$2.80	\$2.60
CONRAD BROTHERS	<u>\$4.80</u>	<u>\$3.05</u>	<u>\$3.20</u>	<u>\$3.15</u>	<u>\$3.10</u>	\$5.30	<u>\$2.95</u>	<u>\$2.90</u>	\$2.90	\$2.80	<u>\$1.60</u>	\$2.55	<u>\$1.30</u>
STEED AND EVANS MARITIMES LTD.	-	-	<u>\$3.20</u>	<u>\$3.15</u>	<u>\$3.10</u>	<u>\$4.15</u>	\$3.05	<u>\$2.90</u>	<u>\$2.85</u>	<u>\$2.70</u>	\$2.10	<u>\$2.10</u>	\$1.95

F.O.B. PLANTPER TON

N.S. SAND & GRAVEL	<u>\$3.00</u>	\$3.00	\$2.85	-	-	-	<u>\$1.83</u>	<u>\$1.68</u>	<u>\$1.58</u>	-	\$1.00	-	\$1.00
ATLANTIC SAND & GRAVEL	-	-	\$2.80	\$2.60	\$2.50	\$4.35	\$2.85	\$2.55	\$2.50	\$2.40	-	\$1.50	-
MUNICIPAL SPRAYING & CONTRACTING LTD.	-	\$2.30	\$2.70	\$2.50	\$2.50	-	\$2.70	\$2.35	\$2.30	\$2.30	\$2.30	\$1.70	\$1.50
CONRAD BROTHERS	\$4.00	<u>\$2.25</u>	<u>\$2.40</u>	<u>\$2.35</u>	<u>\$2.30</u>	\$4.50	\$2.15	\$2.10	\$2.10	<u>\$2.00</u>	<u>\$.80</u>	\$1.75	<u>\$.50</u>
STEED & EVANS LTD.	-	-	\$2.55	\$2.50	\$2.45	<u>\$3.50</u>	\$2.40	<u>\$2.25</u>	\$2.20	\$2.05	\$1.45	<u>\$1.45</u>	<u>\$.30</u>

OFFICE OF THE CITY CLERK

M E M O R A N D U M

DATE: March 11, 1976

TO: Her Worship The Mayor and Members of Dartmouth City Council

FROM: The Planning, Development and Operations Committee

SUBJECT: Awarding of Tenders For Copper Tubing - Water Department

The Planning, Development and Operations Committee at their March 9, 1976 meeting recommend to Council the acceptance of the low bid (Westburne Industries Ltd.) in the amount of \$16,949.15.

E. D. Brady

E.D. Brady
Deputy City Clerk

GDB/svm

21.

MEMO

DATE: March 1, 1976
TO: Mr. C.A. Moir, City Administrator
FROM: Mr. W.M. Whitman, Purchasing Agent
SUBJECT: Tender for Copper Tubing - Water Dept.

Tenders were received and opened on February 20th for the supply of copper pipe for the Water Dept. for the year 1976. The size of the pipe required is 20,000 ft. of 3/4" and smaller amounts of 1", 1 1/4", 1 1/2" and 2" and we called tenders for approximate total footage of 26,000 ft.

The name of the companies who tendered with their prices are shown below:

Westburne Industries Limited	\$16,949.15
Emco Supply Limited	\$17,312.85
Spencer Bros. and Turner Ltd.	\$17,498.72
Crane Supply Limited	\$17,980.14
Bird-Stairs Company Limited	\$18,395.40
T.P. Calkin Limited	\$19,193.62
E.K. Spinney Limited	\$22,586.94
S.T.E. Fetterly Ltd.	\$23,750.48

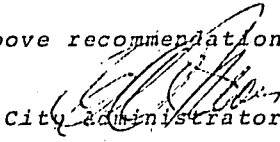
These tenders have been checked with the Engineering and Water Departments and we recommend the tender be awarded to the low bidder Westburne Industries Ltd. who have quoted on the specified materials which is Type "K", soft copper at a total price of \$16,949.15. Delivery will be made approximately one month after order has been placed.

Prices on copper pipe are approximately 15% less than we paid in 1975.

WMW/as

March 2, 1976

I hereby concur in the above recommendation.


City Administrator

OFFICE OF THE CITY CLERK

M E M O R A N D U M

DATE: March 11, 1976

TO: Her Worship The Mayor and Members of Dartmouth City Council

FROM: The Planning, Development and Operations Committee

SUBJECT: Awarding of Tender for Service Clamps

The Planning, Development and Operations Committee at their March 9, 1976 meeting recommend to Council the acceptance of the low tender from Westburne Industries Ltd. in the amount of \$2,608.56.

G.D. Brady/s
G.D. Brady
Deputy City Clerk

GDB/svm

MEMO

23.


DATE: March 1, 1976
TO: Mr. C.A. Moir, City Administrator
FROM: Mr. W.M. Whitman, Purchasing Agent
SUBJECT: Tender for Service Clamps

Tenders were received and opened for service clamps for the Water Department for the year 1976, on February 20th. These service clamps are used when you tap into a water line and run a branch line and the sizes vary from 6" to 24". The total number required is 136.

Names of the companies who tendered with their prices are shown below:

Westburne Industries Limited	\$2,608.56
Bird-Stairs Company Limited	\$2,721.38
Emco Supply Company Limited	\$2,846.08
Crane Supply Company Limited	\$4,268.00
McLennon Sales Company Limited	\$4,531.06
T.P. Calkin Company Limited	\$5,098.04

These tenders have been checked with the Engineering and Works Department and we recommend the tender be awarded to the low bidder Westburne Industries Ltd. for the price \$2,608.56. Delivery will be approximately one month after the order has been placed.

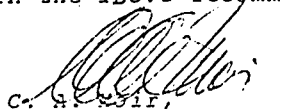


WMM/as

Attach.

March 2, 1976

I hereby concur in the above recommendation.



C. A. Moir,
City Administrator

OFFICE OF THE CITY CLERK

M E M O R A N D U M

DATE: March 11, 1976

TO: Her Worship The Mayor and Members of Dartmouth City Council

FROM: The Planning, Development and Operations Committee

SUBJECT: Awarding Tender For Brass Corporation Fittings and Service Boxes,
For Water Department

The Planning, Development and Operations Committee at their March 9, 1976 meeting recommend to Council exceptance of the low tender received from Emco Supply Co. Ltd. in the amount of \$22,727.42.

W. D. Brady
GD Brady
Deputy City Clerk

GDB/svm

MEMO

25

DATE: March 1, 1976
TO: Mr. C. A. Moir, City Administrator
FROM: Mr. W.M. Whitman, Purchasing Agent
SUBJECT: Tender for Brass Corporation Fittings and Service Boxes for Water Dept.

Tenders were received and opened February 20th, 1976 for the supply of brass corporation fittings and service boxes for the Water Department for the year 1976. The names of the companies who tendered with their prices are shown below:

Emco Supply Company Limited	\$22,727.42
McLennon Sales Company Ltd.	\$25,803.82
Bird-Stairs Limited	\$27,844.55
Westburne Industries Ltd.	\$28,146.84
Crane Supply Company Ltd.	\$28,913.60
Spencer Bros. & Turner Ltd.	\$29,444.84
T.P. Calkin Company Ltd.	\$29,774.56
S.T.E. Fetterly & Company Ltd.	\$36,784.32

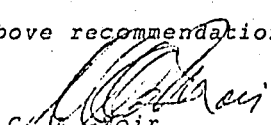
These tenders were checked with the Engineering and Water Departments and it is recommended that the tender be awarded to the low bidder Emco Supply Company Ltd. for the price of \$22,727.42. Delivery will be made approximately one month after order has been placed.

Price on fittings is approximately 15% less than price paid in 1975.

March 2, 1976

WMM/as I hereby concur in the above recommendation.

Encl.


C. A. Moir,
City Administrator

26.

City of Dartmouth
Temporary Borrowing
\$858,700 - CNR Overpass - Woodside
- Additional - 75-10

WHEREAS the Municipal Affairs Act provides that every city other than the City of Halifax may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of laying out, opening, constructing, widening, making and draining streets, roads, bridges, culverts or retaining walls in the City and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor, or for maintaining, clearing or improving such streets, roads, bridges, culverts or retaining walls;

AND WHEREAS the Municipal Affairs Act provides that no money shall be so borrowed until the City Council has obtained the approval of the Minister of Municipal Affairs;

AND WHEREAS the City Council of the City of Dartmouth deems it necessary to borrow a sum not exceeding Eight Hundred Fifty-eight Thousand Seven Hundred Dollars (\$858,700) for the said purpose in addition to the sum of Three Hundred Six Thousand Three Hundred Dollars (\$306,300) authorized to be borrowed by the City Council on the 15th day of July, 1975, and approved by the Minister of Municipal Affairs on the 11th day of September, 1975, for the purpose set out above;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum not exceeding Eight Hundred Fifty-eight Thousand Seven Hundred Dollars (\$858,700) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as Council deems necessary;

THAT the issue of debentures of the City be postponed pursuant to Section 227 of the Dartmouth City Charter, and that the City borrow a sum not exceeding Eight Hundred Fifty-eight Thousand Seven Hundred Dollars (\$858,700) from the Canadian Imperial Bank of Commerce at Dartmouth:

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

APPROVED
AS TO AMOUNT

APPROVED
AS TO FORM

[Signature]
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 16 day of March, 1976.

GIVEN under the hands of the Mayor and Clerk and under the seal of the said City this 22 day of March, 1976.

[Signature] MAYOR
[Signature] CLERK

DEPT. OF MUNICIPAL AFFAIRS

Recommended for
approval of the Minister

[Signature]
Deputy Minister

APPROVED 30
of 1976

[Signature]
Minister of Municipal Affairs

RESOLUTION #76-12

RESOLVED that the following be and hereby appointed
SPECIAL CONSTABLES in and for the City of Dartmouth
to hold office until January 30, 1977.

Terrance William White

Francis Earl McSweeney

Dartmouth, N. S.

March 16/76.

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

Council met as Committee in camera to deal with the following additional items of business:

PROPERTY:
95 LAKECREST DR.

1) Property, 95 Lakecrest Drive: Mr. Moir has reported on negotiations for the property, 95 Lakecrest Drive, required before widening of that street can be completed. Mr. Durling, the owner, has made an offer of \$22,500. which is less than his original asking price of \$26,500. The appraised value of the property is \$19,500. and in view of the difference between this figure and the price requested, Mr. Durling has agreed to a second appraisal. Council adopted Mr. Moir's report as presented on motion of Ald. Fredericks and Brownlow.

LANDS IN THE
LONG LAKE AREA

2) Lands, Long Lake/Eagle Lake area: A report was considered on lands available for acquisition (225 acres) in the Long Lake/Eagle Lake area of Halifax County, and it is the opinion of the City Engineer and the Engineer in charge of the City Water Utility that we should show an interest in the acquisition of this land. Mr. Moir therefore recommends that Council authorize an appraisal of the 225 acres involved and explore with the Province of Nova Scotia, the possibility of assistance in acquiring the property. The recommendation was adopted on motion of Ald. Sanford and Brownlow. Ald. Fredericks suggested that it would be a good idea to secure an opinion from the Solicitor and from the Dept. of the Environment as to whether or not residential development would ever be permitted on the lands, located as they are in the watershed of two lakes and within the City watershed boundary.

LAND: DARTMOUTH
CURLING CLUB

3) Land, Dartmouth Curling Club: Mr. Moir has prepared a report on a land settlement arrangement negotiated with the Dartmouth Curling Club in 1968, involving the acquisition of a 20' strip of their land along the north boundary of the Curling Club property which was to be used to connect Canal Street to Alderney Drive. It is now recommended that the piece of land in question be deeded to the City for a price

In camera: City Council, March 16/76.

Page 2 .

of \$10,000., this figure having been arrived at by taking the original offer of \$4,500. and adding compound interest at the rate of 10% for the years 1968 to 1975 incl. which works out to \$9,647. Details of the complete agreement with the Club, at the time of the original transaction, are contained in Mr. Moir's report and Mr. Heustis responded to questions from the members as to the legal implications for the City if the matter were to be taken to court for settlement. In view of the City's position, as explained by Mr. Heustis and the City Administrator, a motion adopted to settle for \$8,000. was rescinded in favour of the \$10,000. figure to which the Curling Club has agreed. The motion, authorizing settlement as recommended in Mr. Moir's report, was moved by Ald. Ibsen, seconded by Ald. Greenough. This motion carried (Ald. Walker abstaining from voting).

O'BRIEN PROPERTY:
50-52-54 ALDERNEY

4) O'Brien property, Alderney Dr.: As authorized some time ago by Council, Mr. Moir has carried on negotiations for the O'Brien properties at 50/52/54 Alderney Drive, and having been approached recently by Central & Nova Scotia Trust Co. in this connection, he now recommends that an offer of \$220,000. be submitted for the properties with a further request that if a higher bid is received, the City be granted the right to consider meeting the higher offer. In discussing the recommendation, questions were raised as to whether the land involved would be required for waterfront development purposes and it was felt that the possible willingness of the I.W.C. to participate in acquisition costs, based on the waterfront development plan for Dartmouth, should be investigated by the City Administrator. Ald. Sanford was not in favour of acquiring the properties, particularly at the figure recommended, and he moved deferral until the capital budget is considered and until Mr. Moir reports on possible financial participation by the I.W.C., as proposed in amendment by Ald. Greenough. The motion to defer, seconded by Ald. Ibsen, was put and carried.

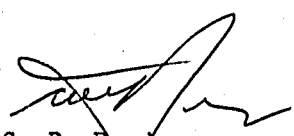
In camera: City Council, March 16/76.

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UNION NEGOTIATIONS

Mr. Moir sought direction from the Committee in connection with union negotiations which are now proceeding with representatives for the police, firemen and ferry employees. Reference was made to the difficulty in negotiating wage settlements in relation to the Federal wage and price guidelines and following a lengthy discussion period, terms of reference were determined for negotiation based on approx. 27% increase over a two-year period for the police salaries and in the 30% area over a two-year period for firemen and ferry employees.

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



G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

March 22, 1976

Regularly called meeting of City Council held
this date at 5:30 p. m.

Present - Mayor Stubbs

Ald. Ibsen
Smith
Ritchie
Hart
Walker
Brownlow

Kavanaugh
Granfield
Fredericks
Brennan
Greenough

City Administrator, C. A. Moir

BUDGET ESTIMATES

Council met to continue with the budget discussions
and at this meeting, dealt with the following estimates:

School Board
General Government
Fiscal Services
Revenue

The members agreed to meet in Committee on motion
of Ald. Ritchie and Ibsen. Having later reconvened in
Council, the action taken in Committee was ratified on
motion of Ald. Fredericks and Kavanaugh.

Meeting adjourned.

N. C. Cohoon
City Clerk

Dartmouth, N. S.

March 22/76

SCHOOL BOARD
ESTIMATES

Council met as Committee-of-the-Whole to proceed with further budget discussions, dealing first with the School Board estimates (pages 40 to 44). Supt. McCarthy and Mr. Hubley were present to answer questions pertaining to individual budget items. The City Clerk provided information received as of today on the Provincial cost-sharing formula for education, based on a foundation rate of 47.73% for sharable expenditures (\$17,546,800.), leaving two million dollars in non-sharable costs to be picked up by the City. Ald. Fredericks and other members asked about the non-sharable items and were informed that the major portion of these is reflected under costs for building and property maintenance; other non-sharables include conveyance, some fringe benefit areas and administrative services.

Concern was expressed by Ald. Kavanaugh over the reduction which the City will be required by the Province to make in our teaching staff - in all, a total of 61 teachers from the present level. He questioned the effect of this staff reduction on schools such as Prince Andrew where student ratios are over the acceptable levels now and was advised by Supt. McCarthy that in situations like Prince Andrew, the School Board will have grounds for appeal to the Education Assistance Committee which will give consideration to special problem areas. It was noted that the School Board will be meeting with the Minister of Education this week to discuss the matter of staff reductions and based on the outcome of the meeting, Council will have a better idea as to what our total teaching staff complement is likely to be for next year. The present total budget figure of \$20,352,200. provides for a complement of 881 teachers, 61 less than the present number. The point

was made that if we are able to reinstate some of the teaching positions lost through the Provincial reduction, the City's portion of cost for these salaries can be accommodated if a decision is not available from the Education Assistance Committee by the end of March.

The Supt. was asked if it would be necessary to let some members of the teaching staff go in order to meet the Provincial requirement! he said that it probably would be necessary to terminate employment in some cases, depending on the number of resignations received by the end of April.

Ald. Kavanaugh asked about the increase in janitorial salaries and was advised that this covers five additional janitors for a full year, plus salary increases negotiated as part of a two-year contract. Other questions on specific individual items were answered by the City Clerk and the City Comptroller, in conjunction with Supt. McCarthy. The School Board estimates were approved in principle with the revisions provided by the City Clerk, on motion of Ald. Fredericks and Kavanaugh. Before leaving this budget, the Mayor discussed with Supt. McCarthy the matter of lighting costs and efforts being made to conserve electricity in our school plant. He agreed that the matter should be brought to the attention of all staff using the schools and said he would ask for co-operation in conserving electricity wherever possible.

General Government: (pages 5 & 6) Ald. Kavanaugh and Ibsen moved approval in principle of the estimates for General Government. Ald. Kavanaugh questioned the projection for legal fees, under the general heading of 'Legal Services' and Mr. Moir asked that the \$60,000. figure

projected be reduced to \$50,000. Ald. Kavanaugh felt that consideration should be given to hiring a full-time City Solicitor rather than continuing to use the services of a legal firm as we are doing at present; Ald. Walker agreed with this suggestion. Both the Mayor and the City Administrator spoke in support of the present system, pointing out that we are generally in the position of having a full-time solicitor available to us now. Ald. Granfield and Ibsen were in favour of continuing to engage the services of a legal firm; they considered this arrangement to be more satisfactory than attempting to find our own solicitor. An amendment introduced by Ald. Greenough and Fredericks, reducing the estimate for legal fees from \$60,000. to \$50,000., was adopted (Ald. Walker voting against).

Ald. Greenough said he felt that the estimate for a revision of voters' lists is not in keeping with the unsatisfactory lists produced; he proceeded to discuss this point further with the City Clerk. Ald. Hart and Granfield made the suggestion that costs relating to circulating agendas could be reduced if the members of Council retained copies of correspondence and reports which are held over for a second meeting, instead of having all this material duplicated and sent out again. The Mayor agreed that there could be a saving in paper costs if material did not have to be circulated a second time and she said she would discuss the matter further with staff to see if some recommendation can be made to Council. The amended motion on the floor was put and carried.

Fiscal Services: (page 26) The budget estimates for Fiscal Services received approval in principle on motion of Ald. Walker and Kavanaugh.

Revenue: (pages 1 to 3) Two main points were discussed in connection with the Revenue section of the budget, one having to do with the adequacy of engineering services to the Water Utility and the second, dealing with grants received by the City in lieu of taxes for N. S. Power Corp. properties in Dartmouth. On the subject of the Water Utility, the City Clerk advised that a staff report will be coming to Council once the audited statement for the Utility has been prepared.

After approval in principle had been given the Revenue estimates, on motion of Ald. Kavanaugh and Fredericks, Ald. Walker proceeded to move that a committee be formed, to include the City Administrator and the City Clerk, to immediately contact the Premier and tell him that the City of Dartmouth requires an increase in the grant received in lieu of taxes for the Power Corp. operations in the City, so that we are receiving an amount equal to the tax rate applicable to other commercial properties in Dartmouth; the motion was seconded by Ald. Ritchie. Reference was made to the Power Corp. outlet on Portland Street which is in competition with other stores selling electrical appliances and it was felt that the City should receive the same taxation from this store as from other commercial establishments. Ald. Kavanaugh and Granfield moved in amendment that representation to the Province be restricted to taxation on retail outlets owned by the Power Corp. The amendment was withdrawn when it was pointed out by Ald. Walker that a good case could be made for the City, based on the argument that the Province should expect to increase grants in accordance with new commercial tax rates which will be set as a

direct result of Provincial legislation. The motion was put and carried.

The Committee adjourned to reconvene as Council on motion of Ald. Fredericks and Ibsen.

N. C. Cohoon
City Clerk

Dartmouth, N. S.

March 29/76.

Regularly called meeting of City Council held this date
at 5:30 p.m.

Present - Mayor Stubbs

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

CAPITAL BUDGET Council met to deal with the Capital Budget estimates, and adopted a motion to meet in Committee for this purpose, as moved by Ald. Day and Greenough. Having later met in camera, Council reconvened in open meeting and on motion of Ald. Ritchie and Smith, proceeded to approve Resolution #76-14 as follows:

RESOLUTION #76-14 RESOLVED that the remuneration for Mayor and Aldermen be increased from the 1975 levels by six percent (6%), effective January 1, 1976.

(Ald. Fredericks, Cote and Brownlow voting against the motion; Ald. Sanford refraining from the vote.)

The other action taken in camera by Committee was ratified on motion of Ald. Sanford and Day.

The Mayor advised Council of a meeting with Federal representatives to be held on Wed., March 31st at noon.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

RESOLUTION #76-14

RESOLVED that the remuneration for
Mayor and Aldermen be increased from the 1975
levels by ten percent (10%) effective January 1, 1976.

Dartmouth, N. S.

March 29/76.

In camera portion of the regularly called City Council meeting held this date at 5:30 p.m.

UNION
NEGOTIATIONS

Council met in camera as Committee-of-the-Whole to deal with reports from the City Administrator on union negotiations.

Contract agreements have been negotiated with representatives of: 1) the Industrial Union of Marine & Shipbuilding Workers of Canada, Local 13 (Ferry employees); 2) the Dartmouth Fire Fighters Assn. Local 1398, International Assn. of Fire Fighters; and 3) the Dartmouth Police Assn. Local 101. Details of all three agreements have been set out in reports prepared by Mr. Moir and he reviewed these with the Committee, answering questions on individual items as he went along. Reference has been made in the Fire Fighters' report to the fact that the suggested salary increases exceed the price and wage guidelines and, as such, they could subsequently come before the Anti-Inflation Board for review. If this happens, the City would attempt to justify the increase on the basis of historical significance (ie. salary comparison with the City of Halifax).

Basic concurrence with all three contracts negotiated has been indicated by the union representatives concerned and the Committee proceeded to approve the agreements on motion of Ald. Sanford and Ritchie.

SALARIES: MAYOR
& ALDERMEN


The Mayor advised that the subject of salary increases for the Mayor and Aldermen has been taken up with her by some Council members, a 6% figure having been suggested for this year. Ald. Granfield spoke in support of such an increase and it was then moved by Ald. Ritchie and Smith that a 6% increase in salaries for the Mayor and Aldermen be approved, effective as of January 1st. The motion was opposed by Ald. Fredericks and Cote, but Ald. Day, Smith, and Ritchie spoke in favour of it. Ald. Sanford indicated his wish to refrain from voting on the issue in view of his present intention not to re-offer for election. An amendment proposed by Ald.

In camera: City Council, March 29/76.

Page 2 .

Greenough, which would have increased the raise in salaries to 8%, did not receive a seconder. When the vote was taken on the motion, it carried with Ald. Cote, Fredericks, and Brownlow voting against (Ald. Sanford refraining from the vote).

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



N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

March 29/76.

CAPITAL BUDGET

Council met in Committee to deal with the 1976 Capital Budget estimates. The Mayor brought Council's attention to an accompanying report from the City Clerk-Treasurer in which it is proposed that the City's capital borrowing program be limited to approx. \$7,000,000. annually; based on the fact that we have now reached the point where additional debt load may jeopardize the City's credit position. Mr. Cohoon and Mr. Sears, consultant to the City, were both heard by the Committee on the subject of the point reached by the City in financing capital expenditures. They explained the several guidelines commonly used in establishing debt limitations for a municipality, pointing out that Dartmouth has just about reached the maximum acceptable levels defined in these guidelines. It is suggested that efforts be made to reduce capital spending and that alternatives be considered for financing some capital acquisitions through the means outlined in the City Clerk's report. Mr. Sears' comments were in concurrence with the points brought out in the report and he suggested that consideration be given to the financing alternatives presented as a way of effecting considerable saving in the overall cost of capital projects.

Reports from the Fire Chief and from the Engineering Dept. were also before the Committee in conjunction with the capital estimates. The Fire Chief has requested an additional \$20,000. in his departmental estimates to permit the immediate purchase of two pumpers (840 gal. per minute) at a total cost not to exceed \$95,000. He later commented on the need for this new equipment which has been tested and is ready for immediate delivery by a local supplier. The Engineering Dept. report on unpaved streets in the City, with cost estimates for installing storm sewers, curb, gutter and the paving of same, was prepared at the request of Council from the March 2nd meeting for consideration in conjunction with the capital street construction program.

Reference was made by Mr. Cohoon to projects which will

be financed by DWE (industrial development of the Lynch Estate: \$2,000,000. and the ferry boats: \$200,000.) and, as such, can be considered outside the suggested seven-million-dollar limit. Provincial cost-sharing in the widening of Portland Street would also come under this category, the City's cost being \$1,050,000. of the total project, which amounts to \$2,750,000. Aside from these cost-sharing arrangements, the Committee agreed to proceed with consideration of the capital estimates on the basis of the seven-million-dollar limitation recommended, on motion of Ald. Sanford and Day.

Observations on the financial situation faced by the City were made by a number of the Aldermen. Ald. Cote felt that the City should have special status as a rapid growth area and be given consideration by the Province accordingly. Ald. Fredericks expressed his disagreement with the per capita debt comparison with Halifax, suggesting differences between the two which he felt have not been taken into consideration. He discussed this point with Mr. Cohoon and Mr. Sears.

There was discussion at this point and throughout the meeting as to whether capital expenditures should be divided in their allocation over two-year periods rather than being provided for completely in the year in which a project is approved. This debate related particularly to the four-million-dollar projection for a new high school, some members being in favour of allocating the total amount in the 1976 budget, as recommended by Mr. Cohoon, while others felt that only half or a portion of the expenditure should be provided for this year, based on the fact that construction of the school is not likely to start until 1977 when the remainder of the funding could be allocated.

The following action was taken by Committee in dealing with the capital estimates:

Approved funds committed for:

- 1) Sanitary landfill (\$50,000.)
- 2) Operations headquarters (\$1,015,000.)
- 3) Portland St. widening (\$1,050,000.)
- 4) Furniture & equipment, Jr. High (\$125,000.)
- 5) Aerial platform, Fire Dept. (\$56,000.)

On motion of Ald. Cote and Day, Chief Findlay's request for an additional \$20,000. to permit the purchase of two pumpers, at a total cost of \$95,000., was approved, bringing the total Fire Dept. estimate to \$151,000.

A Neighbourhood Improvement estimate of \$610,000. (to include the \$60,000. figure for Tuft's Cove and South Woodside) was approved on motion of Ald. Sanford and Hart, the City's portion being \$275,000.

In dealing with the estimate for Schools, Ald. Greenough proposed that the four-million-dollar projection for a new senior high school be allocated over a two-year period in 1976 and 1977, with two million dollars being provided each year. He introduced a motion to this effect which was seconded by Ald. Ritchie. Arguments were put forward both for and against postponing part of this expenditure until next year. The City Clerk was asked to comment and he recommended that provision for the entire expenditure be included in 1976 if it is Council's intention to proceed with the school this year. Ald. Sanford suggested that only one million dollars would be required this year to cover land acquisition costs and the hiring of an architect to prepare plans for the high school. He moved in amendment, seconded by Ald. Cote, that a figure in the amount of one million dollars be approved for the acquisition of land for the high school, for the South Woodside addition, and for the Forest Hills school, together with the appointment of architects for the high school and the Forest Hills School. When the amendment was put, it carried by a vote of 9 to 3. The amended motion resulted in a tie vote and was defeated with the Mayor voting against. On motion of Ald. Fredericks and Sanford, the four-million-dollar estimate projected for a senior high school in south Dartmouth was approved (Ald. Hart, Greenough, Ritchie, Cote and Walker voting against).

With a budget in the amount of \$6,666,000. (plus shareable items funded by other government levels) at this point in the

meeting, Ald. Sanford and Ritchie moved approval of the estimates covered. Ald. Hart asked if provision could not be included for some other projects such as the playground projected in the Recreation estimates for Gaston Road. Ald. Greenough also felt that some attempt must be made to follow through with a certain amount of street construction and a few recreation projects. He moved in amendment that an amount equal to the remaining \$334,000. in the capital budget (ie. to bring it up to the seven-million-dollar guideline recommended) be funded out of revenue this year to permit some street construction and recreation projects to proceed; Ald. Day seconded the amendment. He explained the various sources of funding proposed to provide the necessary capital from revenue, including the sale of lands on which the former Memorial Rink was situated, transfer of a special reserve fund in the amount of \$60,000., money received by the City in lieu of land reserves, etc. The Mayor commented on some of the funding sources being proposed in Ald. Greenough's amendment, suggesting that consideration should not be given to selling the rink site at this time.

There was no vote taken on the amendment or the motion, the Committee having decided to go through the entire list of capital items for 1976 to determine what projects could be retained in addition to those already authorized. The following action was taken:

- 1) Administration - Ferry terminals & office space - deleted.
- 2) Equipment - Water & works: reduced from \$200,000 to \$150,000.
- 3) Ira Settle Field - \$80,000. - retained.
- 4) Land acquisition - For historic, park, view protection, etc.: \$300,000. - retained. A motion introduced by Ald. Fredericks and Greenough, which would have deleted this estimate, was defeated with Ald. Sanford, Greenough and Fredericks voting in favour.
- 5) Special Care Home - \$4,350,000. estimate reduced to \$100,000. for land acquisition and architect fees, on motion of Ald. Fredericks and Ritchie. (Ald. Hart, Sanford, Cote and Granfield voting against.)

- 6) Open space & lakeshore protection - \$450,000. - deleted on motion of Ald. Walker and Smith.
- 7) Police - Headquarters land acquisition - \$200,000. Deferred for one year on motion of Ald. Granfield and Hart.
- 8) Recreation - \$287,000. Ald. Day and Ibsen moved the approval of items 2, 3, and 5 in the capital estimates for Recreation, subject to cost-sharing in these projects. Ald. Greenough asked about the current status of the proposal for lighting Beazley Field; Mr. Purdy noted that further information will be presented at the next P.D.O. meeting on this item. On motion of Ald. Sanford and Hart, the \$15,000. estimate for developing a beach area on the south-west side of Bell Lake was deleted. An amendment introduced by Ald. Greenough and Ritchie, which would have included \$20,000. for work on the Ira Settle Field (item 4), was defeated. The amended motion carried. (The total figure approved, subject to cost-sharing, is \$152,000.)
- 9) Sewer - \$30,000. Approved on motion of Ald. Day and Ibsen.
- 10) Storm drainage - \$436,800. Ald. Ritchie and Day moved the approval of items listed as Small Projects, Albro Lake Brook, and the Franklyn/Irving St. project, totalling \$241,000. An amendment introduced by Ald. Sanford and Granfield, which would have deleted the \$54,000. amount for the Albro Lake brook, was defeated and the motion carried with Ald. Granfield, Sanford and Hart voting against. Ald. Greenough asked that some work in the Tam O'Shanter area be done out of the amount approved for small projects.
- 11) Streets - On motion of Ald. Sanford and Day, the Committee approved \$500,000. for curbing, drainage, paving and sidewalks, a \$100,000. reduction from the total figure projected. Ald. Granfield suggested that the City Engineer should determine which problem areas are to be taken care of in the allocation approved.

A motion to approve the amended capital budget was moved by Ald. Fredericks, seconded by Ald. Day. When the motion was put, it carried unanimously.

A second motion was also approved, authorizing the use of the depreciation fund for Water expenditures and supporting an appeal to the Province for a change in existing regulations which

Committee-of-the-Whole, March 29/76.

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would permit all of the Water Utility expenditures to be covered accordingly. On this basis, the total projection of \$928,300. is deleted from the capital estimates. The motion was moved by Ald. Sanford and seconded by Ald. Brownlow.

On motion of Ald. Day and Ritchie, the Committee adjourned to meet in camera.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

March 30/76.

Regularly called meeting of City Council held this date
at 8:00 p.m.

Present - Mayor Stubbs

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

City Administrator, C. A. Moir

OPERATING BUDGET Council met to complete discussions on the Operating Budget
for 1976 and to set the tax rate.

The members were informed by the Mayor of a reduction in Provincial cost-sharing for library services, resulting in a short-fall of approx. \$80,000. which would either have to be rated for or deleted from the Library Board estimates. Both the Mayor and Ald. Kavanaugh, Chairman of the Library Board, commented on the manner by which they learned of this action taken by the Province, confirmed to the Mayor through a telephone conversation with the Minister as of today's date. Ald. Kavanaugh urged Council to provide for the \$80,000. required in this year's tax rate so that the present level of library services in the City can at least be maintained until further representation can be made to the Province in an effort to have the former library grants reinstated.

The Mayor suggested that responsibility for any reduction in library services should rest with the Province and that the City should not be expected to compensate for a situation created directly by them. She felt that recommended cut-backs in expenditures should have been presented by the Library Board at this time as alternative considerations, rather than expecting Council to increase the tax rate to provide the extra \$80,000. needed. Ald. Granfield concurred with the Mayor's observations. Ald. Sanford said he would prefer to see a two-cent addition to the tax rate rather than imposing a fee for citizens to obtain

library cards, a suggested source of revenue during the discussion

Based on a recommendation from the Board, Ald. Kavanaugh moved, seconded by Ald. Day, that the \$80,000. amount required to make up the difference in the budget be provided by the City for the year 1976. Ald. Smith opposed the motion, indicating that he would favour a reduction in library services over an increase in the tax rate. Ald. Ritchie and Walker spoke in favour of maintaining the present level of service through the addition of two cents on the tax rate to pay for it.

Ald. Cote proposed that the funds allocated for the World Canoe Championships, amounting to \$56,000., be redirected toward the library requirement and that the Board be requested to reduce their estimates by the remaining \$24,000. amount. His amendment to this effect was seconded by Ald. Kavanaugh. Ald. Smith and Brownlow then moved deferral of the library item until after consideration of other budget items still to be dealt with by Council. The motion to defer was defeated by a vote of 7 to 6.

Ald. Brownlow said he would be opposed to a reallocation of funds as suggested in the amendment, although he favoured support of the library budget. When the amendment was put, it was defeated. The motion carried with Ald. Granfield, Ibsen, and Smith voting against.

SUNDRY GRANTS

The list of Sundry Grants for 1976 has been recommended by the Finance & Social Services Committee, totalling \$100,000. of which the Provincial portion would be \$60,000. Ald. Sanford and Brownlow moved the adoption of the allocations recommended by the Committee. An amendment was then introduced by Ald. Granfield and Smith, which would have added \$20,000. to the budget, making possible a contribution of \$10,000. each to Dartmouth Community Contact and the Dartmouth Boys & Girls Club, over and above the amounts already being recommended. The amendment did not receive the general support of Council and was defeated. The motion on the floor carried with Ald. Walker voting against.

JOINT ESTIMATES: On motion of Ald. Kavanaugh and Ritchie, Council approved
ARBITRATION COMMITTEE
joint expenditures determined by the Arbitration Committee, based on a cost-sharing formula established by the MacGlashen Commission. Based on this formula, the portion assumed by the City of Dartmouth will be \$518,765.80 as our share in the operating costs of the Court House Commission, the Regional Authority, etc.

REPORT ON As requested by Council, Mr. Moir has reviewed the report
POLICE ESTIMATES
presented to the members by the Police Chief when the estimates for his department were considered. It is recommended at this time that provision be made in the 1976 estimates for the following staff for the Police Dept.:

- 2 dicta-typists
- 4 civilian switchboard operators
- 10 Holland College Cadets for approx. 3 summer months

For the year 1976, the above three items can be accomplished by providing an additional \$70,000. in the budget. Ald. Walker and Day moved the adoption of Mr. Moir's recommendation to Council.

Ald. Sanford proposed that consideration be given to the hiring of a female photographer by the Police Dept. so that victims of rape and similar offences would not have to be photographed by male police officers. He moved in amendment, seconded by Ald. Cote, that the increase in Police Dept. staff include one person who would be a female with a background in photography or who could be trained in photography, to take pictures in the case of rape and similar crimes. Mr. Moir suggested that the Chief could be asked by Council to consider the possibility of hiring such a person next time there is a vacancy on the police staff. Ald. Ibsen asked if the police-woman presently on staff could not be trained in photography for the purposes suggested. Ald. Smith and Day spoke against the amendment. Ald. Hart said it might be worthwhile to direct that one of the Cadets taken on for summer relief work is to be female and, if in future one of these is taken on permanent staff, the female cadet should be hired. When the amendment was put, it was

defeated. The motion carried with Ald. Sanford voting against. Ald. Kavanaugh said that in future, reports from the Chief of Police to Council should come through the office of the City Administrator and not directly to the members.

A summary of various budget changes reflected to produce a residential tax rate of \$3.56 and a rate of \$5.07 on non-residential property, was before Council, having been prepared by staff on the basis of readjustments to revenue and expenditures since consideration of the operating budget began. Ald. Kavanaugh and Greenough moved that \$225,000. be added to the budget for street construction purposes in unpaved areas of the City. This motion was opposed by Ald. Granfield, Smith, Ritchie, Cote, Sanford and Brownlow. Ald. Brownlow said he would be prepared to support the idea of street construction out of operating, based on the kind of program undertaken several years ago when there was no capital funding for this purpose. Ald. Fredericks and Walker supported the motion which was defeated by a vote of 7 to 6 with Ald. Kavanaugh, Greenough, Walker, Fredericks, Day and Ibsen voting in favour.

RESOLUTION #76-15 Council then proceeded to adopt Resolution #76-15, on motion of Ald. Ritchie and Day (Ald. Fredericks voting against). The Resolution follows:

Resolution #76-15

RESOLVED that the Council of the City of Dartmouth establishes a tax rate for the year 1976 on Residential property of \$3.56 per \$100 of assessment; and a tax rate on Non-Residential property of \$5.07 per \$100 of assessment as the tax rates it deems necessary to produce revenue equal to the total amount of expenditures estimated and approved in accordance with Section 273 of the City Charter.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

RESOLUTION #76-15

RESOLVED that the Council of the City of Dartmouth establishes a tax rate for the year 1976 on Residential property of 2.56 per \$100 of assessment; and a tax rate on Non-Residential property of 5.07 per \$100 of assessment as the tax rates it deems necessary to produce revenue equal to the total amount of expenditures estimated and approved in accordance with Section 273 of the City Charter.

George F. Olsen

Paula May

Holley just doesn't look like
a Superintendent of Schools to me.