



Province of Nova Scotia

Department of Municipal Affairs

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

ADVISORY SERVICES DIVISION

February 11, 1977

Mr. Neil C. Cohoon
Clerk Treasurer
City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia
B2Y 3Z3

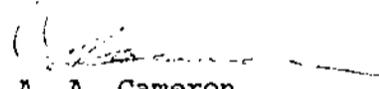
Dear Mr. Cohoon:

Re: Issuing Resolution - \$4,217,000 - General Purposes

Enclosed please find two (2) copies of the above mentioned issuing resolution.

This resolution was approved by the Minister of Municipal Affairs on the 9th day of February, 1977.

Yours truly,


A. A. Cameron
Director

/ramp
Enclosures

City of Dartmouth

Issuing Resolution

\$4,217,000

General Purposes

\$ 30,000 - 1973 Sewer - 73-10
375,000 - 1974 Street - 74-8
15,000 - No. 1 Fire Station - 73-5
200,000 - Land Purchases - Inner City - 75-23
272,000 - Paving - South Dartmouth Rink - 74-11
10,000 - Parking Improvements - 73-13
275,000 - 1974 Street Drainage - 74-13
1,000,000 - 1975 Street - 75-16
90,000 - Street Construction - Glen Manor Dr. - 75-4
1,950,000 - Dartmouth East Junior High - 75-14, 76-10

1. WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Thirty Thousand Dollars (\$30,000) for the purpose of constructing, extending and improving public sewers or drains in the City and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;
2. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 14th day of August, 1973, and approved by the Minister of Municipal Affairs on the 9th day of September, 1973, the said Council postponed the issue and sale of debentures and 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;
3. AND WHEREAS the said City by a resolution passed by the Council thereof on the 6th day of January, 1976, and approved by the Minister of Municipal Affairs on the 11th day of February, 1976, was authorized to further postpone the issue and sale of such debentures for a period not exceeding an additional twelve months;
4. AND WHEREAS pursuant to a resolution passed by the City Council on the 4th day of May, 1976, and amended the 29th day of June, 1976, and approved by the Minister of Municipal Affairs on the 12th day of May, 1976, and the 8th day of July, 1976, respectively, the Council deemed it necessary to issue and sell debentures in the principal amount of Three Million Six Hundred Thousand Dollars (\$3,600,000) of which amount the sum of Three Hundred Twenty Thousand Dollars (\$320,000) was applied to the purpose set out above;
5. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 7th day of December, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 21st day of December, 1976, borrowed from The Royal Bank of Canada at Dartmouth a sum not exceeding Thirty Thousand Dollars (\$30,000) for the purpose set out above;

6. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Three Hundred Seventy Five Thousand Dollars (\$375,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City;

7. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City 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 18th day of March, 1975, borrowed from the Toronto Dominion Bank at Dartmouth a sum not exceeding One Million Dollars (\$1,000,000) for the purpose set out above;

8. AND WHEREAS pursuant to a resolution passed by the City Council on the 4th day of May, 1976, and amended the 29th day of June, 1976, and approved by the Minister of Municipal Affairs on the 12th day of May, 1976, and the 8th day of July, 1976, respectively, the Council deemed it necessary to issue and sell debentures in the principal amount of Three Million Six Hundred Thousand Dollars (\$3,600,000) of which amount the sum of One Million Dollars (\$1,000,000) was applied to the purpose set out above;

9. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 7th day of December, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 21st day of December, 1976, borrowed from the Toronto Dominion Bank at Dartmouth a sum not exceeding Three Hundred Seventy-five Thousand Dollars (\$375,000) for the purpose set out above;

10. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Fifteen Thousand Dollars (\$15,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, furnishing or equipping buildings for fire department and acquiring or purchasing or improving land for such building;

11. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 31st day of May, 1973, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 26th day of June, 1973, borrowed from The Royal Bank of Canada at Dartmouth a sum not exceeding One Hundred Thousand Dollars (\$100,000) for the purpose set out above;

12. AND WHEREAS the said City by a resolution passed by the Council thereof on the 7th day of July, 1975, and approved by the Minister of Municipal Affairs on the 14th day of July, 1975, was authorized to further postpone the issue and sale of such debentures for a period not exceeding an additional twelve months;

13. AND WHEREAS pursuant to a resolution passed by the City Council on the 4th day of October, 1975, and amended the 18th day of November, 1975, and approved by the Minister of Municipal Affairs on the 15th day of October, 1975, and the 27th day of November, 1975, respectively, the Council deemed it necessary to issue and sell debentures in the principal amount of Four Million One Hundred Seventy Thousand Dollars (\$4,170,000) of which amount the sum of One Hundred Thousand Dollars (\$100,000) was applied to the purpose set out above;

14. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 7th day of December, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 21st day of December, 1976, borrowed from The Royal Bank of Canada at Dartmouth a sum not exceeding Fifteen Thousand Dollars (\$15,000) for the purpose set out above;

15. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Two Hundred Thousand Dollars (\$200,000) for the purpose of acquiring, purchasing or improving land for a City purpose;

16. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from The Royal Bank of Canada at Dartmouth a sum not exceeding Two Hundred Thousand Dollars (\$200,000) for the purpose set out above;

17. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Two Hundred Seventy-two Thousand Dollars (\$272,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City;

18. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City 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 18th day of March, 1975, borrowed from the Toronto Dominion Bank at Dartmouth a sum not exceeding Two Hundred Seventy-two Thousand Dollars (\$272,000) for the purpose set out above;

19. AND WHEREAS the said City by a resolution passed by the Council thereof on the 29th day of June, 1976, and approved by the Minister of Municipal Affairs on the 20th day of July, 1976, was authorized to further postpone the issue and sale of such debentures for a period not exceeding an additional twelve months;

20. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City;

21. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City 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 19th day of August, 1973, borrowed from The Royal Bank of Canada at Dartmouth a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose set out above;

22. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Two Hundred Seventy-five Thousand Dollars (\$275,000) for the purpose of constructing, extending and improving public sewers or drains in the City and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;

23. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City 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 18th day of March, 1975, borrowed from The Royal Bank of Canada at Dartmouth a sum not exceeding Two Hundred Fifteen Thousand Dollars (\$215,000) for the purpose set out above;

24. AND WHEREAS the said City by a resolution passed by the Council thereof on the 29th day of June, 1976, and approved by the Minister of Municipal Affairs on the 20th day of July, 1976, was authorized to further postpone the issue and sale of debentures for a period not exceeding an additional twelve months;

25. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 7th day of December, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 21st day of December, 1976, borrowed from The Royal Bank of Canada at Dartmouth an additional sum not exceeding Sixty Thousand Dollars (\$60,000) for the purpose set out in paragraph twenty-two (22) above;

26. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding One Million Dollars (\$1,000,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks, and rebuilding bridges or culverts in the City;

27. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from the Toronto Dominion Bank a sum not exceeding One Million Dollars (\$1,000,000) for the purpose set out above;

28. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Ninety Thousand Dollars (\$90,000) for the purpose of laying out, opening, constructing, widening 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 thereof, or for maintaining, clearing, or improving such streets, roads, bridges, culverts or retaining walls;

29. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from the Toronto Dominion Bank at Dartmouth a sum not exceeding Ninety Thousand Dollars (\$90,000) for the purpose set out above;

30. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Two Million Twenty-five Thousand Dollars (\$2,025,000) for the purpose of erecting, acquiring, purchasing, altering, adding, improving, furnishing or equipping buildings for schools and acquiring or purchasing or improving land for such buildings;

31. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from the Canadian Imperial Bank of Commerce at Dartmouth a sum not exceeding One Million Nine Hundred Thousand Dollars (\$1,900,000) for the purpose set out above;

32. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 21st day of September, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Canadian Imperial Bank of Commerce at Dartmouth a sum not exceeding One Hundred Twenty-five Thousand Dollars (\$125,000) for the purpose set out above establishing a balance of Two Million Twenty-five Thousand Dollars (\$2,025,000) authorized to be borrowed by the issue of debentures for the purpose set out above;

33. AND WHEREAS pursuant to the resolutions hereinbefore recited and pending the issue of debentures, the City Council of the City of Dartmouth has borrowed, by way of temporary loans from The Royal Bank of Canada, the Toronto Dominion Bank and the Canadian Imperial Bank of Commerce at Dartmouth for the respective purposes therein authorized, the following sums aggregating Four Million Two Hundred Seventeen Thousand Dollars (\$4,217,000) for the respective purposes set forth;

For the purpose set forth in paragraph one (1) hereof the sum of Thirty Thousand Dollars	30,000
For the purpose set forth in paragraph six (6) hereof the sum of Three Hundred Seventy-five Thousand Dollars	375,000
For the purpose set forth in paragraph ten (10) hereof the sum of Fifteen Thousand Dollars	15,000
For the purpose set forth in paragraph fifteen (15) hereof the sum of Two Hundred Thousand Dollars	200,000
For the purpose set forth in paragraph seventeen (17) hereof the sum of Two Hundred Seventy-two Thousand Dollars	272,000
For the purpose set forth in paragraph twenty (20) hereof the sum of Ten Thousand Dollars	10,000
For the purpose set forth in paragraph twenty-two (22) hereof the sum of Two Hundred Seventy-five Thousand Dollars	275,000
For the purpose set forth in paragraph twenty-six (26) hereof the sum of One Million Dollars	1,000,000

30. AND WHEREAS the City Council of the City of Dartmouth is authorized by law to borrow or raise by way of loan a sum not exceeding Two Million Twenty-five Thousand Dollars (\$2,025,000) for the purpose of erecting, acquiring, purchasing, altering, adding, improving, furnishing or equipping buildings for schools and acquiring or purchasing or improving land for such buildings;

31. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from the Canadian Imperial Bank of Commerce at Dartmouth a sum not exceeding One Million Nine Hundred Thousand Dollars (\$1,900,000) for the purpose set out above;

32. AND WHEREAS pursuant to the provisions of Section 236 of the Dartmouth City Charter and of a resolution passed by the City Council on the 21st day of September, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Canadian Imperial Bank of Commerce at Dartmouth a sum not exceeding One Hundred Twenty-five Thousand Dollars (\$125,000) for the purpose set out above establishing a balance of Two Million Twenty-five Thousand Dollars (\$2,025,000) authorized to be borrowed by the issue of debentures for the purpose set out above;

33. AND WHEREAS pursuant to the resolutions hereinbefore recited and pending the issue of debentures, the City Council of the City of Dartmouth has borrowed, by way of temporary loans from The Royal Bank of Canada, the Toronto Dominion Bank and the Canadian Imperial Bank of Commerce at Dartmouth for the respective purposes therein authorized, the following sums aggregating Four Million Two Hundred Seventeen Thousand Dollars (\$4,217,000) for the respective purposes set forth;

For the purpose set forth in paragraph one (1) hereof the sum of Thirty Thousand Dollars	30,000
For the purpose set forth in paragraph six (6) hereof the sum of Three Hundred Seventy-five Thousand Dollars	375,000
For the purpose set forth in paragraph ten (10) hereof the sum of Fifteen Thousand Dollars	15,000
For the purpose set forth in paragraph fifteen (15) hereof the sum of Two Hundred Thousand Dollars	200,000
For the purpose set forth in paragraph seventeen (17) hereof the sum of Two Hundred Seventy-two Thousand Dollars	272,000
For the purpose set forth in paragraph twenty (20) hereof the sum of Ten Thousand Dollars	10,000
For the purpose set forth in paragraph twenty-two (22) hereof the sum of Two Hundred Seventy-five Thousand Dollars	275,000
For the purpose set forth in paragraph twenty-six (26) hereof the sum of One Million Dollars	1,000,000

For the purpose set forth in paragraph twenty-eight (28) hereof the sum of Ninety Thousand Dollars \$90,000.

For the purpose set forth in paragraph thirty (30) hereof the sum of One Million Nine Hundred Fifty Thousand Dollars \$1,950,000.

\$4,217,000.

34. AND WHEREAS such sums were borrowed from the Bank for periods not exceeding twelve months respectively, with interest thereon at rates as agreed upon, and it is now deemed necessary to issue debentures and to repay the banks a portion of the sums so borrowed;

35. AND WHEREAS the City Council deems that the issue of debentures of the City in the amount of Four Million Two Hundred Seventeen Thousand Dollars (\$4,217,000) as hereinafter mentioned will be necessary to raise the sums required;

BE IT THEREFORE RESOLVED

36. THAT Four Thousand Two Hundred Seventeen (4,217) debentures of the City for One Thousand Dollars (\$1,000) each be issued and sold;

37. THAT the debentures be numbered consecutively 77-A-001 to 77-A-4217 inclusive;

38. THAT the debentures be dated the 1st day of March, 1977;

39. THAT the debentures be payable as follows:

- 77-A-001 to 77-A-211 inclusive, in one year from date thereof;
- 77-A-212 to 77-A-422 inclusive, in two years from date thereof;
- 77-A-423 to 77-A-633 inclusive, in three years from date thereof;
- 77-A-634 to 77-A-844 inclusive, in four years from date thereof;
- 77-A-845 to 77-A-1055 inclusive, in five years from date thereof;
- 77-A-1056 to 77-A-1266 inclusive, in six years from date thereof;
- 77-A-1267 to 77-A-1477 inclusive, in seven years from date thereof;
- 77-A-1478 to 77-A-1688 inclusive, in eight years from date thereof;
- 77-A-1689 to 77-A-1899 inclusive, in nine years from date thereof;
- 77-A-1900 to 77-A-2110 inclusive, in ten years from date thereof;
- 77-A-2111 to 77-A-2321 inclusive, in eleven years from date thereof;
- 77-A-2322 to 77-A-2532 inclusive, in twelve years from date thereof;
- 77-A-2533 to 77-A-2743 inclusive, in thirteen years from date thereof;
- 77-A-2744 to 77-A-2954 inclusive, in fourteen years from date thereof;
- 77-A-2955 to 77-A-3165 inclusive, in fifteen years from date thereof;
- 77-A-3166 to 77-A-3376 inclusive, in sixteen years from date thereof;
- 77-A-3377 to 77-A-3587 inclusive, in seventeen years from date thereof;
- 77-A-3588 to 77-A-3798 inclusive, in eighteen years from date thereof;
- 77-A-3799 to 77-A-4009 inclusive, in nineteen years from date thereof;
- 77-A-4010 to 77-A-4217 inclusive, in twenty years from date thereof;

40. THAT the debentures be payable at any office of The Royal Bank of Canada in Nova Scotia, and at the principal office of the Bank in Saint John, Charlottetown, Montreal or Toronto, at the option of the holder;

41. THAT debentures numbered 77-A-001 to 77-A-1055 inclusive shall bear interest at the rate of eight and three-quarters per centum (8-3/4%) per annum, debentures numbered 77-A-1056 to 77-A-2110 inclusive shall bear interest at the rate of nine per centum (9%) per annum, debentures numbered 77-A-2111 to 77-A-4217 inclusive shall bear interest at the rate of nine and one-quarter per centum (9-1/4%) per annum, payable semi-annually at the offices of the Bank set out above;

42. THAT the Finance Committee of the City Council be hereby authorized to change the rate of interest from the rate set out in this resolution on behalf of the City pursuant to Section 11 of the Municipal Affairs Act;

43. THAT a resolution of this Committee changing the interest rate must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the Clerk as having been duly passed unanimously, or certified by members purporting to be all the members of the Committee, has been filed with the Minister of Municipal Affairs, and the Minister has approved of the resolution unless the change in the interest rate is not more than one quarter of one percent in which case the Minister's approval is not required, pursuant to Section 11 of the Municipal Affairs Act;

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

45. THAT the Mayor and Clerk of the City sell and deliver the debenture at such price, to such person and in such manner as they shall deem proper;

46. THAT the Mayor and Clerk be hereby authorized to change the sums of the debentures from the sums set out in this resolution provided that they shall not change the total principal amount payable in any one year, pursuant to Section 11 of the Municipal Affairs Act;

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

APPROVED
AS TO AMOUNT

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for Signature of the Minister	
<i>[Signature]</i> Deputy Minister	
Received this	9th day
of	February 1977
<i>[Signature]</i> 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 27th day of January, 1977.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 4th day of February, 1977.

[Signature]

MAYOR

[Signature]

CLERK

Dartmouth, N. S.

February 1/77.

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

Present - Mayor Brownlow

Ald. Thompson	Kavanaugh
Smith	Williams
Brennan	Crawford
Hart	Backewich
Cote	Valardo
Irvine	Greenough
Ritchie	Fredericks
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

MINUTES

Ald. Greenough and Ritchie moved the adoption of minutes from the Council meetings of Dec. 7th and 10th/76 and January 4th and 5th/77. Ald. Hart noted the misspelling of Mr. Hayward's name in the January 5th minutes and Ald. Crawford questioned two points from the Dec. 7th minutes, both pertaining to comments made by the Executive Director of the Dartmouth General Hospital during debate on the special care home issue. He asked to have both items checked further and in connection with the same issue, Ald. Irvine said it should be noted that he had abstained from voting on the motion approving the nursing home proposal from the Dartmouth Hospital Commission. The motion to adopt the minutes carried with the amendments noted.

EXEMPTIONS &
TAX DEFERRALS

A further report was before Council from the City Clerk on the subject of tax exemptions and deferrals, dealt with previously at the January 24th meeting, when By-law C-312 was deferred in second reading for further clarification of the recommendation from Mr. Cohoon as to how tax exemptions should be handled by the City. On the related subject of a tax deferral by-law, already approved some time ago by Council, the City Clerk went on to explain the provisions of that by-law, suggesting that it remain on the books once it has received approval from the Dept. of Municipal Affairs. His recommendation for handling tax exemptions through application to

a social assistance officer still stands and the Mayor pointed out that the recommendation could be adopted by Council if By-law C-312 was defeated at second reading.

The motion for second reading was defeated, after which Ald. Greenough and Smith moved the adoption of the City Clerk's report and recommendation. Ald. Fredericks asked that the motion specifically include a provision for having a social assistance officer located in the City Clerk's office; the Mayor noted that this forms part of the recommendation to Council. The motion was put and carried.

LETTER: DART.
MUSEUM SOCIETY

On motion of Ald. Hart and Fredericks, Council received and filed a letter from the Dartmouth Museum Society, supporting a suggestion from Mr. L. Dillman that the Dartmouth Park be renamed Nantucket Gardens.

RESOLUTIONS:
CFMM CONFERENCE

Council has been advised that any resolutions to be considered at the 1977 CFMM conference should be forwarded to the national office by March 1/77. At Mr. Moir's suggestion and on motion of Ald. Hart and Smith, it was agreed that resolutions from the members of Council are to be submitted at the next meeting.

ASSESSMENT EXEMPTION:
FARRELL BENEVOLENT
SOCIETY

A letter from the Farrell Benevolent Society was considered, requesting a grant in the amount of their assessment exemption for 1976, in view of the fact that the organization has not yet received an income tax number which would permit them to qualify for exemption under the by-law recently approved by Council in accordance with provisions of the Provincial Assessment Act. Ald. Hart and Valardo moved referral of the request to the Finance & Social Services Committee for consideration with other applications for grants. The motion was opposed by Ald. Fredericks who felt that Council should deal with the request and approve the grant at this meeting.

The City Administrator noted that it may be possible

to pass another by-law, exempting organizations which did not receive income tax numbers by the Dec. 31st deadline. Further clarification of this point may be available by the next Finance Committee meeting. Having received the additional information from Mr. Moir on possible further exemptions, Council approved the motion to refer with Ald. Fredericks voting against.

MOTIONS:
ALD. VALARDO

The following motions were presented for consideration by Council, notice of motion having been previously given by the Aldermen concerned:

1) Ald. Valardo moved, seconded by Ald. Crawford, that section 123 of the City Charter be amended to permit Aldermanic vacancies occurring as a result of resignations from office by Aldermen seeking election to the office of Mayor, to be filled at general elections in accordance with the intended meaning of section 123. Mr. Drury noted that more than one section of the Charter would be involved to accomplish the intent of Ald. Valardo's motion and the Alderman indicated that referral to the Solicitor for drafting of the necessary legislation is meant to be inherent in the motion.

Copies of Ald. Valardo's presentation in support of his motion were circulated and members speaking in favour included Ald. Kavanaugh, Greenough and Crawford. Ald. Fredericks and Thompson did not wish to see the present system changed and said they would vote against the motion. When the vote was taken, the motion carried.

2) Ald. Valardo moved, seconded by Ald. Irvine, that City Council annually declare one week as 'Crime Prevention Week' and that the Police Dept. be instructed to develop an appropriate program of public information and education similar to 'Fire Prevention Week' programs. Ald. Valardo outlined his reasons for introducing this resolution, commenting on the importance of crime prevention measures and an improved relationship between the Police

Dept. and the general public. The Police Chief was asked to express an opinion on the idea of establishing a Crime Prevention Week and generally, he considered it to be a worthwhile step toward promoting better understanding between his department and the public. He referred to costs which would be involved in this type of public relations program and concern was expressed by some Council members as to whether the City can afford additional funds for the Police Dept. to meet these costs, particularly to hire an extra full-time person as suggested at one point during the debate. Other members felt that money spent on crime prevention will ultimately save the City financially through a reduction in the crime rate. Ald. Cote said he would be interested in having the Police Chief look at the proposal further and make a recommendation in terms of the cost involved and facilities required.

Ald. Hart was in favour of referring the motion to the Police Commission and for further consideration at budget time when the financial implications can be looked at in conjunction with all of the other expenditures required. Referral to the Police Commission was subsequently moved by Ald. Crawford, seconded by Ald. Greenough. There was general support for the motion to refer so that the cost factors and other related information can be dealt with. When the vote was taken, the motion to refer carried.

3) Ald. Valardo moved, seconded by Ald. Brennan, that City Council petition the Provincial Government to amend the Assessment Act so that improvements or renovations to owner-occupied, single-family homes be exempt from taxation for a period of three years from the date of the renovations or improvements, provided such homes are at least five years old. The points made by Ald. Valardo in support of his motion were set out in

a written presentation circulated to the members of Council. His main argument was that citizens should be encouraged to maintain and improve their homes without facing the prospect of a higher assessment on their properties as a result of those improvements. Ald. Fredericks said he would be prepared to support the idea if it applied to homes which are twenty-five years and older, as an incentive toward upgrading neighbourhoods in that category. Some members, including Ald. Brennan, wanted to have staff study the financial impact on City revenues and what, if any, administrative problems would be involved. A motion of referral to staff for this purpose was moved by Ald. Brennan, seconded by Ald. Williams. The City Clerk was asked to comment during the debate and agreed with remarks made by Ald. Cote concerning a further erosion of the tax base. He suggested that a more satisfactory approach might be through some type of rebate scheme to homeowners making improvements to their residences, rather than exempting properties from assessment increases. Ald. Smith said he was opposed to both the original motion and the motion to refer; Ald. Crawford spoke in favour of both. The motion to refer carried with Ald. Greenough, Smith and Irvine voting against.

4) Ald. Thompson introduced the following resolution, which was seconded by Ald. Kavanaugh:

RESOLVED that Dartmouth City Council authorize the construction of an 18' driveway from Dorothea Drive through the Eric Graves Jr. High School grounds, terminating in a cul-de-sac in the existing Bel Ayr elementary school grounds:

BE IT FURTHER RESOLVED that Council provide \$25,000. in the 1977 estimates for the construction of this driveway.

Ald. Thompson explained the intent of his motion and Ald. Kavanaugh noted that provision for this type of access route was made several years ago in the budget

but never followed through. He suggested that the Bel Ayr School is probably the only one in the City to which parents do not have direct access by car to deliver and pick up their children on stormy days. Ald. Backewich questioned whether the estimate for this project includes fencing costs and he asked whether some of the playing field area next to the Eric Graves School would not be lost if the driveway goes where it is shown on the plan. He also discussed possible snow removal problems and the narrow width of the driveway with Mr. Purdy and said he could not support the motion when the question of access could be resolved by removing the barrier at the end of Swanton Drive. The removal of this barricade was also referred to by Ald. Ritchie and Fredericks when they spoke on the motion.

In view of the various questions raised concerning the effectiveness of the access proposal and the related costs involved, Ald. Greenough and Irvine moved referral to the Engineering and Planning Departments, to the Traffic Management Group and the School Board, to study the proposal and make recommendations as to a reasonable solution. Ald. Hart questioned the necessity for parents to be able to drive their children directly up to the school, pointing out that an alternate route is available through the Nantucket Subdivision and out Cole Harbour Road. After further debate, the motion to refer was put and carried (Ald. Thompson voting against).

RESOLUTION #77-4

On motion of Ald. Fredericks and Hart, Council approved Resolution #77-4, appointing Special Constables as listed; a copy of the resolution is attached.

REPORTS

Ald. Greenough and Irvine moved the adoption of the following monthly reports and the Building Inspector's yearly report:

- Building Inspector's Reports
- Plumbing Report
- Minimum Standards of Use & Maintenance
- Police Dept.
- Fire Chief
- Social Services

Questions concerning the reports were as follows:

- 1) Re 44/46/48 Chittick Ave. (Ald. Williams): Mr. Moir reported that suggestions are to be made to the owner as to how these buildings can be improved.
- 2) Ald. Crawford said he was pleased with the action taken on 26 Beech Street, through the efforts of the Fire Chief.
- 3) Ald. Valardo asked whose responsibility it is to insure the proper construction of buildings, noting that in two recent instances of pipes freezing in apartment buildings, there was no insulation provided when the buildings were constructed. He went on to discuss this question further with the City Administrator.
- 4) Re 29 Chadwick Street (Ald. Ritchie): Mr. Moir said he would see what further action can now be taken against the owner of this property, in consultation with the Solicitor.
- 5) Further to the Minimum Standards of Use & Maintenance report, Ald. Backewich asked about 10 Burke Street and 51 Jackson Road, suggesting that it should be possible to locate the owner of the latter property. Mr. Moir agreed to check further on the inquiry.
- 6) Ald. Kavanaugh stated that reports from the Building Inspection Dept. on building permits issued and on plumbing permits issued are worthless to Council without comparative figures from the previous year as a basis for information. He noted that he has requested this type of comparison on several occasions in the past.
- 7) Ald. Brennan discussed the affect of a reduction in new assessment (ie. resulting from fewer building permits issued) with the City Clerk.

The motion on the floor was then put and carried.

SEWER & WATER
MAIN PERMITS

On motion of Ald. Greenough and Cote, Council adopted a recommendation from the P.D.O. Committee, approving a report from the City Engineer which requires the City to issue a permit to contractors for installing sewer and water services, provided these contractors are licensed by the City. Ald. Brennan requested further clarification of the recommendation in the light of item #5 on the Continuing Agenda, which calls for a by-law re contractors obtaining licenses to operate.

PURCHASE PROPERTY:
2 HALE LANE

A second recommendation from the P.D.O. Committee was also adopted, on motion of Ald. Fredericks and Irvine,

approving the purchase of property at 2 Hare Lane for development of a tot lot, at the price negotiated with the owner by the City Administrator.

DIRECTOR'S REPORT

The Planning Director's report for December of 1976 was adopted by Council, on motion of Ald. Fredericks and Smith, as recommended by the P.D.O. Committee.

LICENSING BY-LAWS

A series of revised licensing by-laws has been before the Finance & Social Services Committee, with an accompanying report from the City Clerk and the following recommendations are made to Council:

- 1) that By-law C-225 (licensing of dogs) be approved as presented.
- 2) that By-law C-314 be approved, a revocation provision to be included if there is none provided elsewhere in the City Charter.
- 3) the remaining by-laws are recommended to Council for consideration and adoption.

No action was taken by the Committee on the recommendation from the City Clerk that provision be made in the 1977 estimates for the hiring of a license officer to work from the Police Dept. in the enforcement and administration of our licensing by-laws. Ald. Fredericks and Cote moved the adoption of the Committee's recommendations, but Ald. Irvine proposed the deletion of the \$50. licensing fee which would apply to vending machines and amusement devices and moved referral to the Finance & Social Services Committee so that representatives and owners of vending machines can be heard on the subject. The motion, seconded by Ald. Valardo, was later changed to one of referral to the Feb. 15th Council meeting, when all of the licensing by-laws will be considered and representatives wishing to be heard will have a chance to do so.

During the debate, Council agreed to hear Mr. Sawler, representing the Canadian Automatic Merchandising Assn. and Major Vending. He felt that the licensing fee in the case of vending machines is a form of double taxation, taking into account the fact that owners of the machines

pay taxes to the City on their place of business and inventory at that location. It was pointed out by the City Clerk that inventory on the machines is not being taxed and reference was made to the double profit obtained from the machines, realized by both the owners and the owners of establishments in which they are located.

Mr. Sawler requested the exclusion of vending machines from the \$50. license fee being proposed and asked for time to prepare a brief that can be presented to Council before any further action is taken on the by-law.

Ald. Valardo, Greenough and Kavanaugh questioned the fee increase from \$10. to \$50. and its application to all machines in the two classifications noted. Most members of Council were in favour of referral and the motion carried. It was requested that the Aldermen retain copies of the material circulated on this item so that it will not have to be duplicated again for the Feb. 15th meeting.

REPORTS:
POLICE DEPT.

On motion of Ald. Smith and Irvine, Council referred to the Police Commission, a report from the City Administrator on the subject of monthly reports from the Police Dept.

AWARD TENDERS:
POLICE & FIRE
DEPT. UNIFORMS
& CLOTHING

Tenders, as attached, were considered for Police and Fire Dept. uniforms and clothing. These tender calls are in keeping with the clothing requirements of the union contracts for the Police and Fire Departments for 1977. Ald. Kavanaugh and Smith moved the awarding of tenders, based on the quotations recommended by the Purchasing Agent and the City Administrator. Ald. Greenough suggested that the cost of such fringe benefits should be kept in mind when future union contracts are being negotiated. The motion carried.

POLICE VEHICLES

On motion of Ald. Irvine and Kavanaugh, Council adopted a report from Mr. Moir, authorizing a call for tenders to replace ten Police Dept. vehicles ranging in ages from a 1974 Pontiac to several 1976 Chevrolets.

BY-LAW C-311

By-law C-311, authorizing borrowing for current

expenditures, was presented for approval by Council. It was moved by Ald. Kavanaugh and Irvine and carried that leave be given to introduce the said By-law C-311 and that it now be read a first time.

It was moved by Ald. Valardo and Smith and carried that By-law C-311 be read a second time.

Unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Brennan and Kavanaugh and carried that By-law C-311 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.

L.A.B. MEMBER:
SENOBE

On motion of Ald. Irvine and Kavanaugh, Council approved a recommendation from Mr. Moir, accepting the resignation of Mr. Ian Hamilton as Senobe's representative on the Lakes Advisory Board, and the appointment of Mr. Donald Edgar to replace him on the Board.

DRAINAGE: KINGS
ARMS APTS. LTD.

A report from Mr. Moir on the installation of storm sewer required to service the Kings Arms Apartments development and the cost involved to the City, was referred to the P.D.O. Committee for consideration, on motion of Ald. Brennan and Greenough.

ENCROACHMENT OF LAND:
COMSTOCK INT. LTD.

Council approved a report from the City Administrator on the encroachment by the firm of Comstock International Ltd. on land owned by the City which forms the end of Williams Street at the intersection of Williams and Faulkner Streets. The company has indicated a willingness to rent the land in question from the City and the recommendation is that the parcel of land, measuring 60' x 120', be leased on a year-to-year basis at an annual rental of \$800. plus taxes. The recommendation was approved by Council on motion of Ald. Kavanaugh and Backewich.

DND LANDS:
ALBRO LAKE

On motion of Ald. Greenough and Kavanaugh, a report from Mr. Lukan of the Planning Dept. was adopted, recommending

that Council delay any decision on the DND lands in the Albro Lake area, pending information from the Regional Park System study commissioned by M.A.P.C., and further, that the Dept. of Public Works be requested to comply with the proposed delay.

ATHLETIC COMMISSION APPOINTMENTS

The names of members recommended for appointment to the Dartmouth Athletic Commission were before Council, including those of Ald. Irvine and Crawford to represent City Council. All of the appointments recommended were approved, on motion of Ald. Kavanaugh and Greenough. Ald. Valardo noted that the Canadian Amateur Boxing Assn, is requesting permission to have representation on the Commission and the Mayor suggested that this request be brought up by the Alderman for consideration at the next meeting.

TOURIST COMMISSION APPOINTMENTS

Members recommended for appointment to the Tourist Commission have been submitted in a report to Council and the list of names submitted was approved, on motion of Ald. Greenough and Thompson. Appointments have not yet been made by the Innkeepers Guild or the Dartmouth Chamber of Commerce; the Assn. of Tavern & Beverage Room Operators and the Canadian Armed Forces do not plan to appoint members to the Commission.

BELL LAKE RECREATION AREA

Ald. Hart and Kitchie moved the adoption of a report from the Lakes Advisory Board in connection with the recreation plan proposed by City staff for areas around Bell Lake, but Ald. Kavanaugh questioned the adequacy of the Board's comments in view of the fact that no mention has been made as to the advisability of creating a swimming area where it was suggested in the staff report. He and Ald. Fredericks moved referral of this item back to the Board for a more comprehensive report than the one submitted; the motion to refer carried.

REFORESTRATION PROGRAM

The Lakes Advisory Board has again considered the need for a reforestation program in Dartmouth and reintroduces a recommendation that Council be requested

to ask the Dept. of Lands & Forests for assistance in carrying out a survey of the vegetation on City-owned watershed lands, with a view to preparing a reforestation program. Council deferred this recommendation on motion of Ald. Brennan and Kavanaugh until the next meeting.

Council then adjourned at 11:00 p.m. without completing the remainder of the agenda.

N. C. Cohoon,
City Clerk.

January, 1977

RESOLUTION #77-4

RESOLVED that the following be and hereby appointed
SPECIAL CONSTABLES in and for the City of Dartmouth
to hold office until January 30, 1978.

Norman John Soper
Kenneth Harris Mullock
Harold Morton Annand
Hubert Harold McGuigan
Murray Malloy
Lawrence New
Lois Seaboyer
G. E. Bellefontaine
Max Ingram
H. R. Siteman

for the Police Department and this year the union contract calls for an 80E weight shirt with re-reinforced holes above both the right and left hand pockets in order to wear a police badge on one side and a name tag on the other. The low bidder on the long sleeve shirt was Morris Goldberg Limited at \$8.24 each or \$2,381.36. The low bidder on the short sleeve shirts was Sainthill Levine Limited at \$7.40 each or \$1,361.60. The material in this shirt is not 80E weight as specified in our tender. The next low bid on short sleeve shirts was Morris Goldberg Limited at \$7.69 each or \$1,414.96. This company supplied the shirts last year. We recommend the Police Department shirts be awarded to Morris Goldberg Limited for a total of \$3,796.32.

CITY OF DARTMOUTH

Feb 1/77 cc

C.A. MOIR
CITY ADMINISTRATOR

P.O. BOX 842 817
DARTMOUTH, NOVA SCOTIA

B2Y 323

Date: January 26, 1977
To: His Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Re: Tenders, Police & Fire Uniforms & Clothing

Attached for your information is copy of memorandum I received from the Purchasing Agent regarding tenders for Police and Fire Department uniforms and clothing.

The tender calls are in keeping with the clothing requirements of the Union contracts for Police and Fire Departments for the year 1977.

It is recommended that the quotations recommended by the Purchasing Agent be approved by City Council.

Respectfully submitted,

(C. A. Moir, mgm)

C. A. Moir,
City Administrator

CAN:mgm
enc.



MEMORANDUM

TO: Mr. C.A. Moir, City Administrator
FROM: Mr. W.M. Whitman, Purchasing Agent
SUBJECT: Tenders for Police and Fire Department Uniform and Clothing
DATE: January 25, 1977

Tenders were received and opened for the supply of uniforms and clothing for the Police and Fire Departments. The following companies submitted tenders at the prices shown:

FIRE DEPARTMENT UNIFORMS

Tony the Tailor	\$ 9,733.50
Sainthill Levine Limited	\$ 10,063.30
Ascot	\$ 10,226.20
J.R. Gaunt Limited	\$ 11,341.69
Claude W. Vincent Limited	\$ 12,215.00

We are tendering for 82 uniforms and measuring and fitting is to be carried out at the Fire Department in Dartmouth. This tender was checked with the Fire Chief and the low bidder is Tony the Tailor at \$9,733.50. We recommend this year's Fire Department uniform tender be awarded to Tony the Tailor.

We tendered for 290 long sleeve shirts and 58 short sleeve shirts and the low bidder was Morris Goldberg Limited at \$7.34 each or \$2,128.60 for long sleeve shirts and \$6.79 each or \$393.82 for short sleeve shirts. We recommend the Fire Department shirts be awarded to Morris Goldberg Limited.

We tendered for 232 pair of Fire Department work pants and the low bidder was J & M Murphy Limited at \$6.48 a pair or \$1,503.36 total. This company supplied the work pants last year.

POLICE DEPARTMENT UNIFORMS

Tony the Tailor	\$ 11,268.75
Sainthill Levine Limited	\$ 13,717.20
Ascot	\$ 14,001.00
J.R. Gaunt Limited	\$ 14,483.76

We are tendering for 88 uniforms and all measuring and fitting will be carried out at the Police Department in Dartmouth. This tender was checked by Inspector Cole, Staff Sergeant Friis and Constable MacDonald and the low bidder is Tony the Tailor at \$11,268.75. We recommend this year's Police Department uniform tender be awarded to Tony the Tailor.

We tendered for 289 long sleeve shirts and 184 short sleeve shirts for the Police Department and this year the Union contract calls for an 80E weight shirt with re-inforced holes above both the right and left hand pockets in order to wear a police badge on one side and a name tag on the other. The low bidder on the long sleeve shirt was Morris Goldberg Limited at \$8.24 each or \$2,381.36. The low bidder on the short sleeve shirts was Sainthill Levine Limited at \$7.40 each or \$1,361.60. The material in this shirt is not 80E weight as specified in our tender. The next low bid on short sleeve shirts was Morris Goldberg Limited at \$7.69 each or \$1,414.96. This company supplied the shirts last year. We recommend the Police Department shirts be awarded to Morris Goldberg Limited for a total of \$3,796.32.

We tendered for 278 pair of socks and we recommend these be purchased from J.R. Gaunt Limited at \$1.48 a pair or \$411.44. The low bidder on these socks was J & M Murphy at \$1.35 a pair but these socks are very light weight and would not last. J.R. Gaunt Limited is the next low bidder and we purchased the socks from them last year.

We tendered for 92 pair of black leather gloves and we recommend the low bid submitted by Morris Goldberg Limited at \$7.10 a pair for a total of \$653.20 be accepted. These are the same gloves which we purchased last year. We also tendered for 182 ties and we recommend they be purchased from Star Uniforms Limited at a price of \$1.24 each or a total price of \$225.68.

The total of the recommended items for the Fire Department amounts to \$13,759.28 and the total for the Police Department amounts to \$16,355.39.

Unit prices for all items for Fire and Police Department uniforms have dropped approximately 3% from last year's prices.

A handwritten signature in dark ink, consisting of a large, stylized initial 'R' followed by a horizontal line extending to the right.

10/10/1968

Regularly called meeting of City Council held this date at 5:00 p.m.

Present - Mayor Brownlow

- | | |
|--------------------------------|------------|
| Ald. Hart | Backewich |
| Ritchie | Fredericks |
| Smith | Williams |
| Cote | Valardo |
| Brennan | Crawford |
| Thompson | Kavanaugh |
| Greenough | |
| Solicitor, C. McCulloch | |
| City Administrator, C. A. Moir | |

CAPITAL BUDGET

Council met to begin consideration of the 1977 Capital Estimates. Copies of the estimates have been circulated and an accompanying report from the City Administrator recommends that Council attempt to reduce the 1977 projections to approx. \$6,000,000. to \$8,000,000. from the present \$12,000,000. total.

Moving into Committee for purposes of discussion, the members first proceeded to determine the City's present capital debt position, based on the three general considerations taken into account for this purpose. The City Clerk indicated that the per capita debt in Dartmouth is \$641. (net) or \$792. (gross, which includes the Water Utility and the ferry operation). Based on the gross debt/total taxable assessment ratio, our percentage of 11.27 is slightly over the 10% criteria suggested as other guideline. With a percentage of 17.98 we are under the 25% maximum suggested under the third criteria, which is the percentage of total budget allocated for debt repayment. Ald. Valardo asked that a statement of these facts be made available for Council's information and assistance in dealing with the capital budget.

Ald. Smith questioned the expenditure of further capital funds to acquire additional land for the purposes stated in the budget, and he requested a breakdown for Council's information, under the three headings: Land Acquisition (Historic, Park, View Protection, etc.); Open

Regularly called meeting of City Council held this date at 5:00 p.m.

Present - Mayor Brownlow

- | | |
|--------------------------------|------------|
| Ald. Hart | Backewich |
| Ritchie | Fredericks |
| Smith | Williams |
| Cote | Valardo |
| Brennan | Crawford |
| Thompson | Kavanaugh |
| Greenough | |
| Solicitor, C. McCulloch | |
| City Administrator, C. A. Moir | |

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Ald. Smith questioned the expenditure of further capital funds to acquire additional land for the purposes stated in the budget, and he requested a breakdown for Council's information, under the three headings: Land Acquisition (Historic, Park, View Protection, etc.); Open

Space & Lakeshore Protection; and Shubie Regional Park.

It was agreed that each of the items contained in the capital estimates should be dealt with separately and consideration of the budget proceeded on this basis. The \$10,000. projection for Bus Shelters was approved on motion of Ald. Fredericks and Cote. Under the item, Equipment (Water & Works), the single item which received most attention was the \$100,000. estimate for a compactor for use in connection with our landfill operation. Ald. Brennan and Greenough moved that the item be deferred until next year. The uncertainty of the Jack Lake sanitary landfill project was taken into account in discussing the need for a compactor in Dartmouth and the Mayor reviewed information available to date on the status of this situation. He said it was his intent to provide further details so that the members of Council can make a more complete evaluation of the situation themselves. Ald. Ritchie expressed concern about the affect which an expanding landfill operation will have on future development in our Industrial Park and there was considerable discussion as to the position Dartmouth will be in if the Jack Lake project does not proceed. Ald. Fredericks proposed that the Regional Authority be requested to purchase the compactor and that arrangements be made to lease it from them until such time as it is required. Ald. Kavanaugh was in favour of retaining the compactor item in the budget and attempting to seek an agreement with the Regional Authority to have them purchase it from Dartmouth after our purposes have been served. The motion on the floor carried.

After each of the remaining equipment items in Water & Works had been questioned by the members, they were approved in total, on motion of Ald. Fredericks and Greenough. The Equipment projection in the amount of \$267,500. was therefore reduced by the \$100,000. deletion for the compactor.

BUS SHELTERS

EQUIPMENT:
WATER & WORKS

V-L

FERRY TERMINALS

Under the next item, Ferry Terminals, Ald. Kavanaugh and Greenough proceeded to move that the entire estimate (\$2,300,000.) be deleted and that the City look to private developers to submit proposals for the terminals. It was pointed out by the Mayor that this estimate in the budget is for extra floors in the two terminal buildings, one on the Halifax side and two in the Dartmouth terminal. The breakdown in cost is \$800,000. for the Halifax terminal and 1½ million for Dartmouth. Some members of Council felt that only the portion of the estimate applicable to the Dartmouth terminal should be retained in 1977 and there was considerable debate along these lines before the meeting adjourned to resume discussion at a later date. The information requested earlier in the meeting will be provided for the next capital budget session.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

hearing in connection with proposed amendments to the Zoning By-law, as contained in the proposed new By-law C-10, which was before Council for consideration.

It was moved by Ald. Fredericks and Backewich and carried that leave be given to introduce the said By-law C-310 and that it now be read a first time.

It was moved by Ald. Hart and Valardo that By-law C-310 be read a second time.

Mr. Bayer proceeded to explain the aims of the by-law, which relate basically to improvements in site controls, off-street parking and multiple-family projects. Each of these areas received particular attention in his presentation and the public hearing continued with submissions being made to Council by Mr. David Jenkins, speaking on behalf of Keddy Builders Ltd. and his own firm, and by Mr. Mahon, representing M.H.M. Developments Ltd. Concerns expressed by the speakers had to do mainly with the requirements set out in the new by-law for multiple-family residential development, especially in the case of developers who now own lots that will not meet the new regulations. Mr. Whitworth, a resident, was opposed to the parking provisions of the by-law, but it was pointed out by the Mayor that existing buildings such as the one belonging to Mr. Whitworth would not be affected.

Ald. Irvine and Valardo moved referral to the P.D.O. Committee for consideration, but Ald. Hart said she would not want to see the by-law unduly delayed by a motion to refer without requesting staff recommendations at the same time. Mr. Bayer commented on the changes suggested in the submissions received, indicating that the only areas of real difference concern the increased frontage requirement and the dwelling unit size; the other points at issue can be resolved with some rewording of the by-law along the lines suggested by the developers. In view of this comment from Mr. Bayer, Ald. Greenough and Backewich agreed that a referral to staff would be in order before

the by-law goes on to the P.D.O. Committee and from there, directly back to Council. An amendment to this effect was moved by Ald. Hart, seconded by Ald. Greenough.

Ald. Valardo felt that there should be some indication as to the responsibility developers have for problems created with respect to adjacent residential properties, and he also questioned the area of responsibility involved when drainage problems later occur after plans for drainage systems have received the approval of the Engineering Dept. Ald. Fredericks considered the new sideyard requirements to be unrealistic and said he would bring this item up for further discussion at P.D.O. Questions from Ald. Cote pertained to the possibility of exempting the present owners of properties zoned for multiple-family development from the new size requirements, but Mr. Bayer agreed with the Solicitor's assessment that the exemption of such properties would defeat the purpose of the by-law. The amendment on the floor carried and the amended motion to refer carried (Ald. Cote abstaining from the vote).

LICENSING BY-LAWS

A number of proposed new Licensing By-laws were before Council, having been deferred from the Feb. 1st meeting.

BY-LAW C-225

The first By-law, C-225, deals with the licensing of dogs and kennels. It was moved by Ald. Brennan and Smith and carried that leave be given to introduce the said By-law C-225 and that it now be read a first time.

It was moved by Ald. Smith and Greenough and carried that By-law C-225 be read a second time.

Unanimous consent was not given by Council for third reading of the by-law.

BY-LAW C-313

By-law C-313 was considered next, with respect to the licensing of circus owners and operators. It was moved by Ald. Backewich and Irvine and carried that leave be given to introduce the said By-law C-313 and that it now be read a first time.

It was moved by Ald. Irvine and Brennan that By-law C-313 be read a second time.

Ald. Brennan moved in amendment that Section 3 be added to with a sub-section (e), requiring a statement from the Chief of Police with his opinion regarding the availability of parking and any potential traffic problems. Ald. Crawford seconded the amendment and it carried. The motion for second reading, as amended, carried.

Unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Irvine and Backewich and carried that By-law C-313 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.

BY-LAW C-314

By-law C-314 pertains to the licensing of coin-operated machines in the various categories defined. It was moved by Ald. Hart and Greenough and carried that leave be given to introduce the said By-law C-314 and that it now be read a first time.

It was moved by Ald. Hart and Greenough that By-law C-314 be read a second time. (The motion was inadvertently put and carried, but with unanimous consent, Council agreed to go back into second reading for the purposes of debate.) The City Clerk began to explain the changes proposed under the provisions of By-law C-314, one being the termination of a license fee requirement for bulk vending machines. At this point, Council decided to hear representation from any interested groups in order to assess the by-law from a more comprehensive point of view. Mr. Sawler made a presentation on behalf of his own company, Major Vending, and representing five associations involved in merchandise vending services. Both submissions opposed the license fee increase to \$50. and in a letter to Council, the Dartmouth Chamber of Commerce has suggested that a more gradual increase, spread over a period of several years, be considered.

Questions to Mr. Sawler concerned the number of vending machines operated in Dartmouth, the number operated by his company, and, based on this information, the income received by the City in licensing fees for 1976 (this latter question directed to the City Clerk). Approx. \$310. was received for 1976 and in view of the fact that there are estimated to be about 350 vending machines in Dartmouth, the ineffectiveness of our present by-law is demonstrated. This comparison was also referred to in discussing the recommendation that a licensing officer be hired to enforce and administer the licensing by-laws. Ald. Smith was opposed to the hiring of an additional employee for such a position and he favoured the retention of a \$10. licensing fee this year, with the idea that companies would make a greater effort than in the past to secure licenses for all of their vending machines. Ald. Valardo asked why the Police Dept. could not take on responsibility for insuring that machines are licensed and issuing fines when they are not.

Ald. Irvine proposed several amendments to By-law C-314, the first applying to merchandise vending machines (except for bulk vending machines), for which the licensing fee would be held and enforced at \$10. per machine. His amendment to this effect was seconded by Ald. Smith and debated. Ald. Fredericks spoke against, while Ald. Valardo suggested that a fair and reasonable fee would be \$20. per machine. Ald. Williams said he was opposed to the \$50. fee proposed in the by-law. Because several different types of machines come under this one by-law, Ald. Cote said he would like to have some indication as to the comparative degree of profitability which each kind of machine yields, to assist Council in deciding what fees should be set, based on the income received. He moved deferral for a staff report with this type of information, seconded by Ald. Crawford. Ald. Backewich,

Greenough and Smith spoke against the motion to defer which was defeated. The amendment on the floor was put and resulted in a tie vote. The Mayor voted against and declared the amendment defeated.

Ald. Fredericks and Crawford moved in amendment that the fee for the classification of merchandise vending machines be set at \$25. This amendment carried with Ald. Irvine, Williams, Greenough and Smith voting against.

The next amendment proposed and introduced by Ald. Irvine included the machines defined as automatic and game tables (except for juke boxes), for which a fee of \$125. would be set; the amendment was seconded by Ald. Fredericks and it carried with Ald. Cote voting against.

A licensing fee of \$75. was approved in amendment for juke boxes, on motion of Ald. Irvine and Hart, and the fee for mechanical rides was set at \$15. on an amendment introduced by Ald. Irvine, seconded by Ald. Fredericks.

Ald. Brennan was not in favour of repealing By-law C-200 in its entirety, as provided for in Section 13 of the new by-law, and he moved in amendment that Section 15 be added with the wording from Section 2 of By-law C-200, which reads:

'A night club owner or operator shall pay a license fee to the City of Dartmouth in the amount of \$100. per year'.

The amendment was seconded by Ald. Fredericks and it was defeated. The main motion, as amended, carried with Ald. Cote and Valardo voting against.

PETITION FROM
PENSIONERS

At the suggestion of Ald. Crawford, Council agreed to deal next with a petition received from former City employees who were granted pensions by legislation, prior to inception of the City's contributory pension plan. The petition requests that the pensions of these ex-employees be increased to meet the present cost of living standard and that provision be made for an annual escalation to meet

increases in the cost of living as well. The City Clerk points out in a report to Council that there are no provisions in the existing contributory plan for adjusting pension payments to reflect such cost of living increases. Provisions of this kind would have a dramatic impact on the contributions required by the City and by employees. Because of these ramifications, the report suggests that the entire subject be referred to the Pensions Committee for review and recommendation. Council adopted the recommendation, on motion of Ald. Williams and Irvine. Ald. Williams asked that the Committee meet to deal with the petition as quickly as possible.

BY-LAW C-315

Council resumed consideration of the licensing by-laws, starting with By-law C-315 with respect to the licensing of junk dealers, second-hand dealers and pawnbrokers.

It was moved by Ald. Smith and Backewich and carried that leave be given to introduce the said By-law C-315 and that it now be read a first time.

It was moved by Ald. Irvine and Fredericks that By-law C-315 be read a second time.

Ald. Smith and Irvine moved in amendment that the license fee for second-hand dealers be \$150. or the amount of their personal property tax, whichever is the greater. The City Clerk explained that it is this kind of licensing provision which is causing confusion in the existing by-law; a uniform fee is being proposed to overcome the problem. Ald. Fredericks questioned the difference between a second-hand dealer and a junk dealer and discussed the definitions with Mr. Cohoon. Ald. Crawford asked why the by-law does not include provision for the licensing of second-hand car dealers. When the amendment was put, it was defeated.

Council then adopted an amendment moved by Ald. Fredericks, seconded by Ald. Crawford, setting a license fee of \$150. for junk dealers and pawnbrokers and a fee

of \$10. for second-hand dealers. The amended motion for second reading carried.

Unanimous censest was given by Council for third reading of the by-law.

It was moved by Ald. Crawford and Thompson and carried that By-law C-315 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.

Meeting adjourned.

N. C. Cohoon,
City Clerk.



Province of Nova Scotia

Department of Municipal Affairs

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

ADVISORY SERVICES DIVISION

February 24, 1977

Mr. Neil C. Cohoon
Clerk Treasurer
City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia
B2Y 3Z3

Dear Mr. Cohoon:

Re: Issuing Resolution - Amended - \$4,217,000 - General Purpose

Enclosed please find one (1) copy of the above mentioned resolution.

This resolution was approved by the Minister of Municipal Affairs on the 23rd day of February, 1977.

Yours truly,

A. A. Cameron
Director

/ramp
Encl.

City of Dartmouth

Issuing Resolution - Amended

\$4,217,000

General Purpose

WHEREAS by resolution of the City Council passed at a meeting held on the 27th day of January, 1977, and approved by the Minister of Municipal Affairs dated the 9th day of February, 1977, the City is authorized to sell debentures in the amount of Four Million Two Hundred Seventeen Thousand Dollars (\$4,217,000);

AND WHEREAS by paragraph forty-one (41) of the above mentioned resolution debentures numbered 77-A-001 to 77-A1055 inclusive shall bear interest at the rate of eight and three-quarters per centum (8 3/4%) per annum, debentures numbered 77-A1056 to 77-A2110 inclusive shall bear interest at the rate of nine per centum (9%) per annum, debentures numbered 77-A2111 to 77-A4217 inclusive shall bear interest at the rate of nine and one-quarter per centum (9 1/4%) per annum, payable semi-annually at the offices of the Bank set out in the resolution;

AND WHEREAS it is now deemed necessary to change the rate of interest;

BE IT THEREFORE RESOLVED

THAT paragraph forty-one (41) of the resolution passed by the City Council of the City of Dartmouth on the 27th day of January, 1977, and approved by the Minister of Municipal Affairs on the 9th day of February, 1977, be amended to read:

41. THAT debentures numbered 77-A-001 to 77-A1055 inclusive shall bear interest at the rate of eight and three-quarters per centum (8 3/4%) per annum, debentures numbered 77-A1056 to 77-A2110 inclusive shall bear interest at the rate of nine and one-quarter per centum (9 1/4%) per annum, debentures numbered 77-A2111 to 77-A4217 inclusive shall bear interest at the rate of nine and one-half per centum (9 1/2%) per annum, payable semi-annually at the offices set out above;

APPROVED
AS TO FORM

APPROVED
AS TO FORM
[Signature]
COUNCILOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the City Council of the City of Dartmouth held on the 15th day of February, 1977;

GIVEN under the hands of the Chairman and Clerk and under the seal of the City this 17th day of February, 1977.

[Signature]
MAYOR

[Signature]
CLERK

MINISTER OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
[Signature]
23rd day of February 1977
[Signature]
Minister of Municipal Affairs

Dartmouth, N. S.

Feb. 16/77.

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

Present - Mayor Brownlow

Ald. Thompson	Valardo
Hart	Backewich
Smith	Williams
Brennan	Fredericks
Crawford	Greenough
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

The Mayor informed Council that the meeting to be held on Feb. 17th will include two additional items besides those already noted in the agenda, namely, a CMHC presentation in connection with the St. Peter's senior citizen housing project and an item relating to approval of the waterfront development plan for Dartmouth.

REVIEW MATERIAL:
OFFICIALS HANDBOOK

Mr. Antoft and Mr. Novac from the Dalhousie Institute of Public Affairs were present to review with Council two of the chapters proposed for inclusion in the handbook being prepared for the use of elected municipal officials in Nova Scotia. The members of Council will receive copies of all the other chapters as well and they were asked to forward any comments to Mr. Antoft. Changes and additions suggested during the review were noted by Mr. Novac and Mr. Antoft so that revisions can be made before the handbook goes to press next month.

Council then proceeded with the Feb. 15th agenda, having adjourned half-way through the licensing by-law item.

BY-LAW C-316

The next by-law to be considered was C-316, pertaining to businesses that remain open on Sunday; the new by-law would eliminate the present permit fee requirement.

It was moved by Ald. Brennan and Backewich and carried that leave be given to introduce the said By-law C-316 and that it now be read a first time.

It was moved by Ald. Backewich and Valardo that By-law C-316 be read a second time.

The Solicitor responded to questions from Ald. Crawford concerning the provisions of the Lord's Day Act and their application to municipal situations. Mr. Drury noted that permission must be secured from the Attorney-General's office before a prosecution can be carried out under the Lord's Day Act. He noted that our legislation proposed for submission to the Provincial Legislature contains a section prepared in response to requests at Council for store closing regulations, and suggested that the subject will receive further consideration when the legislation is dealt with by Council. The motion for second reading carried.

Unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Backewich and Thompson and carried that By-law C-316 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.

BY-LAW C-317

By-law C-317 relates to the regulation of billboards and signs erected within the City. Instead of the present licensing requirement, it is proposed instead that a fee be paid for permits to erect signs or billboards.

It was moved by Ald. Greenough and Brennan and carried that leave be given to introduce the said By-law C-317 and that it now be read a first time.

It was moved by Ald. Valardo and Thompson that By-law C-317 be read a second time. Ald. Brennan expressed concern that permits issued under the new by-law would be for the life of the sign or billboard, regardless of the deteriorating condition during that time. He moved in amendment that Sections 8. (1) and 9. (1) be amended by inserting the words, ' . . . because it no longer complies with the terms of this by-law'. The amendment was seconded by Ald. Crawford and it carried. The amended motion for second reading carried.

Unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Greenough and Hart and carried that By-law C-317 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.

BY-LAW C-318

The final by-law with respect to licensing, C-318, sets out authority for administration of the licensing by-laws by the City Clerk, with provision for appeal through City Council.

It was moved by Ald. Frennan and Smith and carried that leave be given to introduce the said By-law C-318 and that it now be read a first time.

It was moved by Ald. Fredericks and Thompson and carried that By-law C-318 be read a second time.

Unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Greenough and Hart and carried that By-law C-318 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.

Based on a further recommendation contained in Mr. Cohoon's report on the licensing by-laws, Ald. Hart and Fredericks moved that provision be included in the budget for the hiring of a licensing officer. With the exception of Ald. Smith and Valardo, other members of Council did not oppose the hiring of an additional staff member to fill the position of licensing officer. Ald. Valardo termed the job description for this position as one of an enforcer and he moved that the hiring of such a person be deferred for one year during which the facilities of the police force would be used to enforce the licensing by-laws; Ald. Smith seconded the motion. Ald. Hart was not in favour of taking police officers away from their law enforcement responsibilities to oversee licensing

requirements. Ald. Backewich and Fredericks did not agree with the motion to defer either, and when it was put, it was defeated.

Ald. Greenough and Fredericks felt that it would be in order to review the position of licensing officer at the end of one year to make sure it is warranted and bringing in sufficient revenue to justify its continuation. Ald. Greenough said he would support the motion on this basis. The motion approving the City Clerk's recommendation carried with Ald. Smith and Valardo voting against.

REFORESTRATION
PROGRAM

The Lakes Advisory Board has re-submitted a recommendation made some time ago, requesting that the Dept. of Lands & Forests be asked for assistance in carrying out a survey of the vegetation on City-owned watershed lands, with a view to preparing a reforestation program. Ald. Fredericks and Backewich moved the adoption of the recommendation. Ald. Brennan commented on the need for a more extensive tree-planting program in Dartmouth and asked that staff provide Council with a report on the feasibility of having a City-owned tree nursery vs. the present program of purchasing trees at a cost of \$18. per tree. After the motion on the floor had carried, Ald. Brennan moved that in addition to the request for a survey, the Minister of Lands and Forests be asked to assist the City by providing trees for an Arbor Day which would be held sometime in May; the motion was seconded by Ald. Greenough. Ald. Smith suggested that the Dept. might be willing to help the City with a tree-planting program on highways such as the Circumferential and in the area of the Rotary. The motion carried.

REQUEST FOR
SIDEWALK

A letter was considered from Jean M. Chard, requesting that sidewalk be provided along the section of Alderney Drive from the intersection with Portland Street to the bus/ferry terminal. Ald. Williams and Smith moved that the letter be received and filed, but Ald. Brennan proposed

that the Waterfront Development Corp. be asked for assistance in funding this project as part of the waterfront plan. He moved referral to the City Administrator to approach the Waterfront Development Corp. as suggested; Ald. Greenough seconded the motion. Ald. Fredericks said referral should first be to staff for a cost estimate and to determine what type of sidewalk could be provided there. He moved this in amendment, seconded by Ald. Crawford. Ald. Williams and Smith commented on the need for sidewalks further up on the north end of Portland Street, which should have priority over this project. The amendment carried and the amended motion to refer carried.

RESOLUTION #77-6

Ald. Greenough and Hart moved the adoption of Resolution #77-6, declaring August 3rd a civic holiday for Dartmouth Natal Day and a civic half-holiday on Halifax Natal Day. Ald. Crawford questioned the need for a half-holiday to be declared in Dartmouth for Halifax Natal Day. Both he and Ald. Valardo expressed concern over the hardship which this creates for many store owners and businesses in Dartmouth, and they moved in amendment that the words ' . . . and a civic half-holiday on Halifax Natal Day' be deleted from the resolution. Ald. Fredericks opposed the amendment which carried (Ald. Brennan, Thompson and Fredericks voting against). The amended motion carried with Ald. Fredericks and Thompson voting against.

RESOLUTION #77-8

At the suggestion of the Mayor, Council agreed to deal with Resolution #77-8 (legislation) at a special meeting for that item only.

RESOLUTION:
CONFERENCE OF
MAYORS AND
MUNICIPALITIES

On motion of Ald. Fredericks and Williams, Council endorsed the following resolution presented by Ald. Fredericks for submission to the conference of Mayors and Municipalities:

WHEREAS there are large numbers of unemployed in Canada at the present time;

AND WHEREAS all municipalities in Canada have Public Works Projects to implement;

AND WHEREAS municipalities have very limited amounts of funds available for Public Works Projects;

AND WHEREAS many municipal works projects could be carried out over several winters if municipalities were assured of continuing Federal support;

THEREFORE BE IT RESOLVED that the Council of the City of Dartmouth ask the Canadian Federation of Municipalities Annual Conference to go on record favouring a winter works programme for municipalities which could be planned and staged over a three to five-year period, for necessary and desirable Public Works Projects.

EXCAVATION:
LAKE BANOOK

A report from Mr. Moir was before Council on the proposed excavation which would be required in sections of Lake Banook to permit the hosting of the Canadian Canoe Championships during August of 1977. Recommendations from the Lakes Advisory Board and a letter from Mr. Carter of the Provincial Dept. of the Environment were also included for consideration. In addition to the excavation required, the Association (Atlantic Division) is requesting the installation of cables, marker buoys, etc. to indicate the various lanes for canoeing events, and the recommendation is that a horizontal course be provided at a cost of \$25,000. This, combined with the estimated excavation cost of \$62,000., will result in a total expenditure of \$87,000., covered by the unexpended balance of the reserve account for the World Canoe Championships, plus \$15,000. which will be available from the Dept. of the Environment, Provided the project proceeds immediately. Ald. Williams and Fredericks moved the adoption of Mr. Moir's recommendation and members of Council who spoke on the motion generally were in favour of the project, provided all necessary precautions are taken to protect the lake while the work is being carried out. Ald. Hart in particular emphasized the need for close inspection to insure there is compliance with all of the protective recommendations and conditions before Council. Mr. Logan

was heard briefly on behalf of the Association; the motion was then put and carried.

DRAINAGE:
KINGS ARMS APTS.

On motion of Ald. Greenough and Thompson, Council approved a recommendation from the P.D.O. Committee to the effect that the City enter into an agreement with Kings Arms Apartments Ltd. to share in drainage costs in the amount of \$30,400., as detailed in Mr. Moir's report of Jan. 5/77.

DIRECTOR'S REPORT

The Planning Director's report for January was adopted, as recommended by the P.D.O. Committee, on motion of Ald. Greenough and Smith.

APPLICATION TO
REPAIR:
ALDERNEY MANOR

The P.D.O. Committee recommends approval of an application from CMHC for repairs to the senior citizens complex on Alderney Drive, estimated to cost \$775,000. Council adopted the recommendation from Committee, on motion of Ald. Valardo and Greenough.

SET DATE FOR
PUBLIC HEARING

On motion of Ald. Thompson and Hart, Council set April 5th as the date for public hearing of a rezoning application involving the portion of lands owned by Kings Arms Apts. Ltd. which abut Crichton Ave.; the rezoning would be from R-3 to R-1 Zone, in compliance with the commitment made to City Council in July of 1976 by the developer.

LAKE CHARLES &
MICMAC PARK STUDY

Planning Dept. staff presented a plan, based on the Lake Charles/MicMac Park study, for park and recreational use of approx. 514 acres of land situated between Lakeview Drive, the Circumferential Highway and Lakes Charles and MicMac. The presentation emphasized the importance of having the City make a public presence on these lands at this time to demonstrate to other levels of government that we are serious about the development of the total area as a recreational facility. In this way, full advantage can be taken of the various Provincial and Federal programs available to assist in the plan for development. Four main recommendations are contained

in the Planning Dept. report; they are:

- 1) that Council set the date for a public hearing to rezone lands shown on the zoning amendment map, from General to Park & Institutional. In conjunction with this, a formal request be made to the County of Halifax to rezone the lands that fall within their jurisdiction.
- 2) that Council approve, in the upcoming capital budget, an amount of \$201,000. to undertake the first phase of the development.
- 3) that Council formally request through the Provincial Dept. of Lands & Forests for Parks Canada to undertake the restoration of the Shubenacadie Canal and two locks and the construction of an interpretation centre.
- 4) that Council formally request assistance from the Regional Authority and the Provincial Government to cost-share in the acquisition of the remaining privately-owned lands within the park area.

Based on the first recommendation, Ald. Fredericks and Greenough moved that April 19th be set by Council for the public hearing of a rezoning of lands from General to Park & Institutional. This motion carried.

Ald. Smith stated his opposition to capital funds being allocated for development of the first phase of the plan, as outlined in recommendation #2, but Ald. Greenough felt that Council should endorse the concept even if we are unable to proceed immediately with it. Mr. Bayer again stressed the importance of having Council indicate whether or not there is agreement with the kind of concept presented so that negotiations can be carried through with the other levels of government for assistance under the programs outlined. From this point of view, Council basically favoured the plan as presented by the Planning Dept. and on motion of Ald. Hart and Greenough, the plan was approved in principle. The meeting then adjourned.

N. C. Cohoon,
City Clerk.

February 9, 1977

RESOLUTION No. 77-6

RESOLVED that the City Council of the City of Dartmouth
declare a civic holiday on Wednesday, August 3, 1977,
for Dartmouth Natal Day and ~~a civic half holiday on~~
~~Halifax Natal Day.~~

Dartmouth, N. S.

February 17/77.

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

Present - Mayor Brownlow

Ald. Hart	Backewich
Crawford	Valardo
Cote	Fredericks
Thompson	Williams
Smith	Irvine
Greenough	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

SR. CITIZENS
DEVELOPMENT:
ST. PETERS

Representatives from C.M.H.C. and the N. S. Housing Commission presented the proposal for development of a high-rise residential complex for senior citizens on the St. Peter's Convent lands, for which a designated agreement will be formally presented to the City next week. The building will contain 137 units and will be eleven storeys high. The project is estimated to cost \$3,600,000., 75% of the cost being borne by C.M.H.C. and the remaining 25%, by the Housing Commission. In the first year of operation, the City can expect to receive in the vicinity of \$62,000. in taxation, as compared with our share of the operating loss, estimated to amount to approx. \$49,000.

Council heard Mr. Schofield, representing the Housing Commission, and Mr. Ron Smith, speaking on behalf of C.M.H.C. The Architect, Mr. McClaren, was also available to answer questions from the Council members regarding the plans for the complex; a model of the building and site was used for this purpose. Ald. Cote expressed some concern over the height of the building in relation to other residences which will be situated around it. The complex will block out the sunlight where some of these adjacent properties are concerned and Ald. Cote discussed the effects of this further with the Architect. Ald. Valardo felt that the building should be air-conditioned and he followed up on the idea with Mr. Smith and the Architect, suggesting that

the cost involved would not be prohibitive, taking into account the additional comfort it would provide for the residents during summer months.

Ald. Crawford asked what measures are being taken to insure that the mistakes made in constructing Alderney Manor are not repeated in the new complex. Mr. Smith stated that the Alderney Manor case is an exception among senior citizen developments and the problems experienced there will not occur in the St. Peter's building. Ald. Backewich asked if it would not be possible to have the Architect at least provide an estimate of the cost to install the necessary provisions for air conditioning while the building is under construction so that systems could be connected at a later time if funds were available.

REVISED WATERFRONT
DEVELOPMENT PLAN

Mr. Bayer presented a revised plan for interim development of the Dartmouth waterfront, based on the plan originally approved by Council and incorporating certain changes in keeping with ideas expressed by the members at that time. The proposed revision has been approved by the Waterfront Development Corp. Ltd. and a letter to this effect was before Council in connection with Mr. Bayer's presentation. The changes outlined include the creation of a park at the south end of the development area (where there is existing parking now) and a consolidation of parking facilities on the north side of the ferry terminal on a new landfill site which will triple in size the present Cunard Wharf area. The walkway originally proposed will be maintained as before around the periphery of both areas. The additional cost of \$600,000. has also been agreed to by the Waterfront Development Corp. Council unanimously approved the revised plan as presented, on motion of Ald. Fredericks and Greenough.

APPROVAL BUDGET

Council resumed debate from the Feb. 3rd meeting, which was adjourned with a motion on the floor calling for deletion of the entire \$2,300,000. projection in the

capital estimates for additional floors on the Dartmouth and Halifax ferry terminal buildings. Ald. Fredericks and Hart moved in amendment that the \$800,000. amount required for the Halifax terminal be moved to the 1978 projections and the remaining 1½-million dollars for the Dartmouth building be retained in 1977. This amendment carried and the motion as amended carried with Ald. Cote voting against.

Ald. Irvine then introduced a motion referring the capital estimates back to staff to be reduced by the six-million-dollar amount recommended by the City Administrator; the motion was seconded by Ald. Smith. The other members of Council who spoke on the motion felt that budget cut decisions have to be made by Council and not by City staff. When the motion was put, it was defeated.

At this point in the meeting, a statement was read by Mayor Brownlow in connection with the tabling of the 1977 operating budget, copies of which have been forwarded to the Council members. The Mayor advised that a series of Council meetings will be scheduled to deal with the operating estimates.

FIRE DEPT.

The Fire Chief was present to discuss with Council the \$85,000. item included in the capital budget for replacing a 1961 pumper, as required by the Fire Dept. Having been informed about the condition of the vehicle to be replaced, Council approved the estimate on motion of Ald. Thompson and Crawford.

IRA SETTLE FIELD

Ald. Greenough and Irvine moved approval of the \$120,000. projection for completion of Phase II of the Ira Settle Field. Ald. Fredericks said he did not wish to see the project terminated at the end of Phase I, but he suggested that it could be extended further over a three-year period and the estimate for 1977 reduced accordingly. He moved in amendment, seconded by Ald. Crawford, that \$80,000. be approved for the project in 1977. Ald. Greenough stressed

the urgency of proceeding with this work to its completion, commenting on the conditions which residents have had to contend with for years while waiting for the situation to be improved. Both he and Ald. Irvine referred to the danger to children in the area when the brook is in a flood condition. Mr. Fougere explained the phasing of the project to Council, pointing out that completion of the first section of piping will not alleviate the problems without phase two. When the vote was taken on the amendment, it was defeated. The motion was also defeated with Ald. Irvine, Greenough and Hart voting in favour.

On motion of Ald. Irvine and Cote, Council approved the estimate of \$5,300. for steps to be constructed from Mountain to Helene Ave.

LAND ACQUISITION

On motion of Ald. Smith and Cote, Council reduced the estimate for Land Acquisition (Historic Park, View Protection, etc.) from the projected figure of \$300,000. to \$100,000.

N.I.P.

The \$450,000. item for the Neighbourhood Improvement Program was approved without change, on motion of Ald. Fredericks and Hart.

OPEN SPACE &
LAKESHORE
PROTECTION

It was moved by Ald. Hart and Fredericks that \$300,000. be retained from the \$500,000. estimate for Open Space & Lakeshore Protection. The Mayor commented on the policy decision taken some time ago by Council to acquire land for lake protection purposes as it becomes available. Ald. Williams felt that it may be necessary to declare a moratorium on the program in 1977 and he moved deferral of the entire \$500,000. amount for one year (ie. deletion from the 1977 estimates); the motion was seconded by Ald. Greenough. Ald. Smith supported the motion, but it was opposed by Ald. Backewich, Irvine, Fredericks and Hart, all of whom voted against. The motion to defer for one year (or to delete from the 1977 estimates) carried. Ald. Fredericks indicated his intent to give notice of reconsider-

the urgency of proceeding with this work to its completion, commenting on the conditions which residents have had to contend with for years while waiting for the situation to be improved. Both he and Ald. Irvine referred to the danger to children in the area when the brook is in a flood condition. Mr. Fougere explained the phasing of the project to Council, pointing out that completion of the first section of piping will not alleviate the problems without phase two. When the vote was taken on the amendment, it was defeated. The motion was also defeated with Ald. Irvine, Greenough and Hart voting in favour.

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ation, but a motion for adjournment was already on the floor.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

Feb. 21/77.

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

Present - Mayor Brownlow

Ald. Hart	Backewich
Crawford	Valardo
Irvine	Greenough
Smith	Williams
Ritchie	Fredericks
Thompson	
Solicitor, C. McCulloch	
City Administrator, C. A. Moir	

CAPITAL BUDGET

Council met to resume consideration of the 1977 capital budget estimates and met in Committee for this purpose.

Reconvening as Council, the action taken in Committee was ratified, on motion of Ald. Valardo and Smith.

Ald. Greenough then made a brief presentation, requesting that reconsideration be given to the Ira Settle Field item, in the light of advice from the Engineering Dept. to the effect that it would be possible to complete the piping of the major brook at an estimated cost of \$80,000. Copies of a submission from Ald. Greenough to the Mayor and members of Council were circulated, providing further details on the revised estimate for piping. Ald. Greenough then moved in amendment, seconded by Ald. Ritchie, that the \$80,000. amount be included in the 1977 capital budget for continuation of the improvements to Ira Settle Field. Ald. Ritchie and Backewich spoke in support of the amendment which carried. (Ald. Williams voting against.)

Referring to the decision taken to delete the entire estimate for Open Space & Lakeshore Protection, Ald. Fredericks said he felt that it was a mistake not to allow some provision for acquiring land in this category if it becomes available, and he moved in amendment that an estimate of \$150,000. be retained for such contingencies. The amendment was seconded by Ald. Irvine and it carried.

With these two amendments, the motion carried (Ald. Crawford voting against).

RESOLUTION #77-11

Resolution #77-11 and a report from the Chairman of the Traffic Management Group were before Council in connection with a proposal by Irving Oil Co. Ltd. to construct a truck filling station in the Lyon Street area of South Woodside. It is indicated by Irving Oil representatives that this is a temporary move, involving the construction of a truck-loading facility adjacent to their tank farm, which is situated at the top of the residential community of South Woodside, thereby necessitating heavy truck movements on either Everette or Irving Streets and other minor local streets in the area. Resolution #77-11 would close Irving and Everette Streets to all trucks used for this purpose. Ald. Fredericks and Irvine moved the adoption of the resolution, a copy of which is attached.

Council agreed to hear Mr. Daley, Solicitor representing the Irving interests. He requested that Council defer a decision on the closure of Irving and Everette Streets until the company has an opportunity to make a presentation on the subject; in the interim, construction and the operation of trucks will be stopped by Irving. Ald. Valardo and Williams moved deferral until the Council meeting of Feb. 23rd. Ald. Fredericks spoke against the motion to defer, stating that the company has not been considerate of residents living in the area of their operation in Woodside. Ald. Crawford and Valardo felt that the position of the Irving company should be heard by Council in all fairness to both sides. Council continued to meet until 11:15 p.m. to complete this item and the motion to defer carried with Ald. Hart, Irving and Fredericks voting against. Meeting adjourned.

N. C. Cohoon,
City Clerk.

Council met in Committee to continue dealing with the Capital Estimates.

PARKS & RECREATION
FINDLAY SCHOOL/
SULLIVAN'S POND

Ald. Smith and Fredericks moved that \$35,000. be deleted from the \$85,000. estimate for Findlay School/Sullivan's Pond item, leaving \$50,000. Speaking on his motion, Ald. Smith suggested the deletion of the bandshell and amphi-theatre from this estimate. Mr. Lynch, Recreation Director, gave a brief outline of his budget and commented on the fact that grants may be obtained this year from other levels of government. When the vote was taken, the motion passed unanimously.

MACQUINN

Ald. Fredericks and Smith moved that this estimate be cut from \$292,000. to \$150,000. Discussion took place as to how much development could be carried out with the amount of \$150,000. Ald. Greenough spoke in support of the motion. Ald. Hart suggested that if Council had a breakdown of expenditures, they could arrive at a more accurate decision on the matter. Ald. Backewich requested that this breakdown be made available. When the vote was taken, the motion carried unanimously.

TENNIS COURTS

Ald. Crawford and Ritchie moved that the entire \$15,000. estimate for tennis courts in the Shubie Campsite area be deferred and considered instead in 1978. Ald. Fredericks and Greenough spoke against the motion, and it was suggested that tennis courts were the least expensive type of recreation that the City could provide. When the vote was taken, it resulted in a tie. Mayor Brownlow voted against deferral and the motion was defeated. Ald. Fredericks and Greenough then moved that the entire \$15,000. amount be approved. Ald. Ritchie and Hart spoke in favour of the motion. When the vote was taken, a tie again resulted; the Mayor voted in favour and the motion carried.

KENNEDY DRIVE/
CALEDONIA RD.
REC. AREA

Ald. Greenough and Ritchie moved that the entire estimate of \$32,000. for this item be approved. Consider-

able discussion took place on the motion. Ald. Hart felt that the item should be deferred until such time as a report could be obtained from the Lakes Advisory Board. When the vote was taken, the motion was defeated. Ald. Valardo then moved that the entire \$32,000. be deleted from the budget. Ald. Backewich seconded the motion which carried with six members voting in favour.

POLICE HEADQUARTERS:
LAND ACQUISITION

Ald. Fredericks moved, seconded by Ald. Backewich, that the \$200,000. projected for land acquisition be approved. Speaking on his motion, Ald. Fredericks stressed the need for additional space for the Police Dept. Ald. Backewich spoke in support of the motion. Ald. Valardo said he had toured the Police Station and commented on what he thought to be poor architectural planning on the part of the contractor when the station was constructed. Questions were raised on the feasibility of using the old building across the street from the Police Station, and Mr. Moir pointed out that the building would not be economically feasible for the City to renovate, taking into consideration its age and the cost of heating the building. When the vote was taken, the motion carried with seven members of Council voting in favour.

SCHOOLS: SOUTH
WOODSIDE ADDITION

Ald. Williams moved, seconded by Ald. Crawford, that the \$800,000. estimate for the South Woodside School addition be deleted from the budget. Ald. Fredericks spoke against the motion, stressing the need for additional space in this school. He pointed out to Council that a petition has been signed by some 450 citizens of the area, supporting the need for the addition. This petition has been endorsed by the School Board. Ald. Ritchie, Greenough and Smith spoke against the motion. The motion was defeated, with Ald. Williams voting in favour.

Ald. Fredericks then moved, seconded by Ald. Ritchie, that the \$800,000. estimate be approved. The motion carried with Ald. Williams voting against.

SEWER

The Sewer estimates, totalling \$156,000., were approved without change, on motion of Ald. Smith and Greenough.

Ald. Fredericks felt that we should be moving faster with the Lake Charles sanitary trunk sewer and he proposed that the \$100,000. item in the 1978 estimates be moved forward for approval in 1977. His motion to this effect was seconded by Ald. Thompson. Ald. Greenough agreed that the design work for this project should be proceeding. When the vote was taken, the motion was defeated by a vote of 6 to 5.

SHUBIE
REGIONAL PARK

Ald. Valardo and Williams moved the deletion of the \$200,000. estimate for the item Shubie Regional Park. An amendment introduced by Ald. Hart and Backewich, which would have retained \$100,000. for land acquisition, was defeated by a vote of 6 to 5 and the motion carried by the same vote.

STORM DRAINAGE

The entire \$725,000. estimate for Storm Drainage was approved, on motion of Ald. Fredericks and Smith (Ald. Crawford voting against).

STREETS

On motion of Ald. Greenough and Backewich, the \$1,000,000. estimate allocated for curb, drainage, paving and sidewalks was approved unanimously.

Ald. Fredericks and Ritchie moved deferral to 1978 of the second budget item under Streets, namely, Pleasant Street (Circumferential to City limits), in the amount of \$1,580,000. Ald. Fredericks suggested that further cost-sharing, over and above the 50% being sought from the Dept. of Highways, should be negotiated for this section of highway. The motion carried.

It was agreed that the two items, Main Street: Rotary to Raymoor Drive (\$160,000.) and Main Street: Property Acquisition (\$1,500,000.) should be dealt with together and this was moved by Ald. Backewich, seconded by Ald. Valardo. Ald. Greenough commented on the traffic congestion

on Main Street and the need for improvements to the section under discussion. Ald. Smith was not in favour of proceeding with further expenditures to improve Main Street until some decision has been made on the 107 by-pass highway. The question of improvements planned for the Rotary was also raised by Ald. Backewich. He said we should first know if the Province intends to proceed with work on the Rotary before starting to acquire properties along Main Street. The motion on the floor carried, after which Ald. Irvine and Greenough moved approval of the total estimate for Main Street, in the amount of \$1,660,000. Ald. Valardo spoke against the motion and Ald. Backewich moved in amendment that only \$750,000. be approved in total for the two Main Street items; the amendment was not seconded.

The general concensus of opinion during debate on the motion was against retaining the entire estimate for the Main Street project. Ald. Greenough and Ritchie moved in amendment that \$500,000. be deleted and the remaining amount retained for property acquisition and design work. This amendment was defeated. Ald. Hart proposed leaving in the \$160,000. amount for design work and reducing the property acquisition item to \$500,000. She moved this in amendment, seconded by Ald. Backewich. The amendment carried and the amended motion carried with Ald. Crawford, Williams, and Smith voting against.

The Victoria Road fencing item (\$15,000.) received approval on motion of Ald. Hart and Valardo.

WATER

The \$95,000. estimate for Service Lines and Meters was approved, on motion of Ald. Fredericks and Irvine. During debate on this item, Ald. Smith expressed the opinion that it is a waste of money to continue installing water meters in single-family dwellings when a flat rate estimate could be used for water billings instead. Ald.

Valardo said he would like to see the pros and cons of this idea studied further.

Ald. Greenough and Ritchie moved deletion of the estimate for meter conversion to outside reading (\$150,000.). Ald. Fredericks said he would prefer to see something retained in the budget for a study of the water system in general, including meter reading procedures and all aspects of the water utility operation. Mr. Moir said that if provision were to be made for such a study, it would be in the operating budget rather than as a capital item. The motion carried.

The Lake Major Watershed Land Acquisition item was approved without change in the amount of \$300,000., on motion of Ald. Backewich and Ritchie.

The Committee also approved the Tacoma Drive Transmission - Phase II, estimated to cost \$320,000., on motion of Ald. Valardo and Crawford. The section indicated as Gordon Ave. to Major St. (Tacoma to First), received approval on motion of Ald. Thompson and Fredericks; this estimate is \$104,000.

The Committee deleted the final item under the heading of Water (Pleasant St. - Belmont Ave. to Everette Street), moved by Ald. Valardo and seconded by Ald. Smith.

WATERFRONT

The last budget item, Waterfront (\$30,000.) was approved on motion of Ald. Valardo and Hart.

The revised estimates total \$7,167,800.

The Committee adjourned to reconvene as Council, on motion of Ald. Valardo and Greenough.

N. C. Cohoon, City Clerk.

February 21, 1977

RESOLUTION #77-11

WHEREAS subsection (3) of Section 175 of the Motor Vehicle Act of Nova Scotia gives City Council power by resolution to prohibit the operation of trucks on designated highways within the City of Dartmouth;

RESOLVED that Irving Street and Everette Street in the City of Dartmouth be and are hereby closed to all tractor-trailer or other trucks used for the purpose of transporting fuel oil or gasoline, except for the purpose of local deliveries on Irving Street and Everette Street and that appropriate signs shall be placed on such streets.

Passed by Council this day of February, 1977.

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

Present - Mayor Brownlow

Ald. Cote	Valardo
Hart	Backewich
Irvine	Greenough
Ritchie	Fredericks
Thompson	Kavanaugh
Smith	Williams
Crawford	
City Solicitor, S. Drury	
City Administrator, C.A. Moir	

RESOLUTION 77-11

The meeting began with consideration of Resolution #77-11 which would close Irving and Everette Streets to truck traffic except as specified in the resolution. Alderman Fredericks and Backewich moved the adoption of Resolution #77-11, a copy of which is attached. Council agreed to hear Mr. Daley, the Solicitor representing Irving Oil interests, the company directly affected by the street closure to truck traffic. The Brief he presented explained why the company wishes to move gas from the existing storage tank by truck due to the fact that it has no existing pipe lines available to transport the product; the cost of constructing a new pipe for this purpose has been estimated at \$160,000. The company has indicated a willingness to schedule usage of the streets concerned to certain specified hours, as set out in the brief.

Alderman Crawford proposed, as an alternate solution to assist the company and relieve residents of the truck traffic, that an approach be made to the Provincial Department of Highways, in an effort to secure permission for use of a partially-built roadway located near the company operation which could give access onto the Circumferential Highway for a certain period of time until gas can be moved from the storage tank. This idea was discussed at some length during the debate on the motion as representing perhaps the only alternative means of helping Irving Oil to move their product once Irving and Everette Streets have been closed.

Besides Alderman Ritchie and Fredericks, most members of Council also recognized the inadequacy of Everette Street to take heavy truck traffic, being a narrow street on a hill through a completely residential area, with an elementary school located there. Alderman Kavanaugh agreed with Alderman Fredericks' opinion that the street itself would require resurfacing after the eighteen-month period during which Irving Oil proposes to use this route. Consideration was given by the members to the residents who live on the street and to the

fact that children are walking back and forth to school along the way. Alderman Valardo, Crawford and Smith felt that the position of the company must be considered as well in view of the difficult situation they will be placed in if truck access to their storage tank is cut off. Questions to the company officials and Mr. Daley concerned the number of pipe lines available to move gas and oil from storage tanks, as compared with the number of products to be moved. The indication to Council was that there are four pipe lines available for use and five products, including #1 gasoline, the product at issue. The question of approval for the storage tank at this location was also raised and it was pointed out by the Mayor that the permit required would come from the office of the Provincial Fire Marshal and not from the City. Alderman Greenough suggested that there appears to have been a lack of communication on the part of the company in determining what the traffic situation would be before proceeding with a storage tank at this location.

Alderman Crawford and Valardo moved that Resolution 77-11 be deferred for a period of ten days with the proviso and commitment from Irving Oil that they will not permit their trucks on Everette Street during that period. Deferral for the period stated was intended by Alderman Crawford to permit an approach to be made to the Highways Department on behalf of or in conjunction with Irving Oil, for the purpose of securing access to the Circumferential Highway by the alternate route suggested. The motion to defer did not receive Council's general support and it was defeated with Alderman Crawford, Smith and Valardo voting in favour. The original motion on the floor carried with the same three Aldermen voting against.

It was then moved by Alderman Crawford and Williams that an approach be made by the City to the Provincial Government to facilitate Irving Oil Co. in leaving and entering the Circumferential Highway at a designated point near their bulk oil plant at Woodside. Alderman Kavanaugh asked if the company should not first decide whether or not they want to pursue the idea of an access road to the Circumferential. Mr. Daley indicated an interest on the part of the company in the idea put forth by Alderman Crawford and said he felt that an initial approach made by the City or in conjunction with the company would be more effective in dealing with the Province. Alderman Fredericks and Irvine moved in amendment that should Irving Oil desire to enter into negotiations with the Department of Highways, the City will assist the company in securing a route as outlined in the motion. Alderman Hart proposed that the company first indicate in a resolution what they wish to request of the

Province. The amendment carried with Alderman Smith, Crawford and Valardo voting against. The amended motion carried.

RESOLUTION #77-10

On motion of Alderman Fredericks and Valardo, Council approved Resolution #77-10, setting March 31/77 as the final date for approving the estimates and setting the tax rate; a copy of the resolution is attached.

INQUIRIES

Inquiries made by Alderman Kavanaugh:

- 1) asked to have potholes repaired in front of the property 120 Belle Vista Drive.
- 2) requested that work be done to improve the condition of Langley Ave.

ALD. SMITH

Inquiries from Alderman Smith concerning:

- 1) the traffic situation on Sinclair Street, between Hawthorne and Berwick Street being the particular section of concern.
- 2) asked to have potholes repaired on Sinclair St.

ALD. VALARDO

Inquiries from Alderman Valardo:

- 1) asked to have potholes repaired on Birchwood Terrace
- 2) discussed with Mr. Moir a complaint received from Mr. Cassidy of 33 Sheridan Street re loud noise and music in an adjacent building to him. Mr. Moir made a note of this problem.

ALD. HART

Inquiries from Alderman Hart:

- 1) asked what is being done about the junk yard on Windmill Road; Mr. Moir advised that action is being taken to prosecute.
- 2) requested a report as to what can be done re the Green Gables store at the corner of Leaman and Crystal Drive where there are problems with drugs and vandalism.
- 3) asked about the status of the curfew committee and related legislation; Mr. Drury said there is a report ready on this.

ALD. GREENOUGH

Inquiries from Alderman Greenough:

- 1) concerning the status of a request approved some time ago for the opening of a Motor Vehicle Branch in Dartmouth; City Clerk to check on this further.
- 2) asked that in future, such requests of the government (ie. for assistance, financial participation etc.) be put more forcefully and perhaps through the office of the City Administrator or the Mayor.
- 3) concerning repairs to the traffic lights at the intersection of Main Street/Caledonia and Woodlawn Road; Mr. Moir advised that this is an electrical problem involving excavation work. Alderman Greenough commented on the traffic problems at this intersection without lights and suggested that maybe a police officer should be on duty during peak traffic periods.

ALD. RITCHIE

Alderman Ritchie asked that something be done about the catchpits at the end of Everette Street.

ALD. THOMPSON

Inquiries from Alderman Thompson:

- 1) Directed to the Traffic Management Group: suggested right-hand turn only into the Woodlawn Shopping Centre off Kelly Drive rather than across the lanes of traffic as at present.
- 2) asked if Dartmouth could seek to make facilities available for the School for the Blind, now looking for a location in Halifax; Mayor Brownlow to follow up further.

ALD. WILLIAMS

Inquiries from Alderman Williams:

- 1) re land that was to have been acquired for park and recreation to serve Manor Park and adjacent areas; Mr. Moir advised Alderman Williams of negotiations for a site, pointing out that 25 acres of land are being expropriated in the Hammerling property across the highway.
- 2) asked about the pothole check being maintained by employees on a regular basis; Mr. Moir said it is difficult to look after all of these problems when frost is coming out of the streets as it is from now on.

ALD. CRAWFORD

Inquiries from Alderman Crawford:

- 1) asked if permission was given to Dartmouth Salvage or any other company to bulldoze land and other materials on the waterfront in the area of Shore Road ; Mr. Moir said that permission was not given by the City.
- 2) asked if there is any regulation which forbids the bulldozing of landfill into the harbour and was informed by Mr. Drury that there is a Federal statute forbidding it.
- 3) requested that the Traffic Authority check into parking on Brookside Avenue, with the intention of restoring same on both sides of the street.
- 4) asked if the City Administrator will be commencing immediate negotiations for land acquisition in conjunction with properties next to the Police Station; Mr. Moir said that he will undertake negotiations within the next month.

ALD. COTE

Inquiries from Alderman Cote:

- 1) reintroduced a previous inquiry re the lighting of the section of the Circumferential Highway between the Rotary and Portland Street; Mr. Moir said there was no plan for lighting this section when the matter was taken up with the Provincial department previously.

- 2) Directed to the Traffic Management Group: suggested flashing light at the intersection of MicMac Drive and Brookside during periods when traffic is light. Mr. Moir said the co-ordinator has been asked to look at this by the Traffic Management Group.
- 3) additional street lighting required in the area of Albro Lake near Ernest Avenue and Albro Lake Road.
- 4) asked about the car being driven by the Commissionaire for the City and discussed this inquiry further with Mayor Brownlow and Mr. Moir.
- 5) asked what kind of response is being received to the advertisement for position of Assistant to the City Administrator; Mr. Moir advised that the response has been good and he should be able to make a recommendation on the position by the end of March or early in April.

ALD. BACKEWICH

The City Clerk said he would check on Alderman Backewich's inquiry which concerned notices of meetings for Committees and Boards on which Aldermen do not serve (ie. those sent out for information only).

ALD. IRVINE

Inquiries from Alderman Irvine:

- 1) asked that the following streets be graded: Mountain Ave., Lethbridge Avenue and Rannoch Road. Mr. Moir noted that grading can only be done when the streets have thawed.
- 2) asked if it would be possible to have minutes of the Regional Authority meetings circulated to the members of Council; Ald. Hart reported further on this inquiry.
- 3) suggested that after completion of the budget, a special meeting of Council be called in order for the members to be brought up-to-date on issues being dealt with by the Regional Authority and MAPC. The Mayor agreed to call a meeting for this purpose next month. He advised that the Lakes Advisory Board presentation to Council is now planned for March 14th. Alderman Fredericks asked that the special meeting referred to above include an update on the Industrial Park also.
- 4) Directed to the Traffic Management Group: traffic solution for pedestrians at Caledonia Road and Tobermory Drive.

ALD. FREDERICKS

Inquiries from Alderman Fredericks:

- 1) requested that the special information meeting of Council include the Development Officer so that he can bring the members up-to-date on plans for highways, etc. The Mayor suggested that the members let either he or the City Administrator know when there are items on which they want additional background information.

- 2) asked about the purchase of the O'Brien property and was advised by Mr. Moir that the City now owns this property.
- 3) asked about provision for pedestrian traffic on the Portland Street/Circumferential overpass and discussed the need for a sidewalk with Mr. Moir, the Traffic Management Group has made a recommendation to this effect.
- 4) long term solution required to the recurring problem with dirty water at 21 Chadwick Street, Mr. Moir to take this problem up further.
- 5) re the pole at 45/45A Shearwater Trailer Court; Mr. Moir said he will advise the Alderman on the decision of the Utility Co-ordinating Committee where this item was considered.
- 6) Mr. Moir agreed to check on the status of a previous request for taking over a portion of the Lyon St. property to establish a 55' width.
- 7) expressed concern about getting the railway tracks moved and asked about recent correspondence on this subject. The Mayor pointed out that application has already been made for the study and until it is completed, no further action can be taken to have the rail lines relocated.
At this point in the question period, Mr. Moir commented on the administrative problem created when items of major importance are raised as inquiries rather than being introduced as motions; staff are not given authority to act on such items when they are brought up in this manner.
- 8) re items dropped from the Continuing Agenda: a) on the housing report; (b) emergency telephone number; and (c) fuel savings in City Buildings. He proceeded to discuss each of these items with Mr. Moir and requested their reinstatement in the Continuing Agenda.
- 9) inquired as to his resolution on grants in lieu of taxes on properties in the City owned by other government levels and discussed the subject further with the City Clerk.
- 10) asked about the form of assistance which might be available for institutions under the new energy-conservation program; Mr. Moir said that information on it has not been received yet from CMHC.

NOTICES OF MOTION:
A.D. HART

The following notices of motion were given for the
March 1st meeting of Council:

- 1) Ald. Hart
(a) a motion seeking Council's approval for the City of Dartmouth to look into the feasibility of acquiring or building low-cost housing for low and moderate-income people and as a means of facilitating this process, agree to the setting up of a Task Force on public housing.

(b) A motion seeking Council's approval to have the Engineering Department do a cost analysis of a drainage problem evident at the corner of Fernhill Road and Windmill Road.

(c) A motion seeking Council's approval to have the City of Dartmouth correspond with the Waterfront Development Corp., with a view to encouraging further citizen input relating to the phases of waterfront development.

ALD. CRAWFORD

2) Alderman Crawford

(a) That the City of Dartmouth approach the Federal Government and request on a forthwith basis that they commence a clean-up of the waterfront off Shore Road in the City of Dartmouth and in particular the large medal hull #531.

(b) that all by-laws as passed by the City of Dartmouth since inception as a City be reviewed and where necessary and applicable, repealed.

(c) In view of City of Dartmouth By-Law C-265, wherein this City is committed to a regional solid waste management system, that a full discussion by this Council take place into the ramifications of the heavy cost factors to this City and the resultant increase in taxes if the City continues to participate and becomes involved in the Jack Lake landfill operation.

ALD. BACKEWICH

Alderman Backewich

That the City Administrator be authorized to negotiate for acquisition of sufficient property on the north side of Parkstone Road, near Windmill Road to permit the widening of Parkstone Road to improve the safety of that intersection.

ALD. VALARDO

Alderman Valardo

That all operation of snowmobiles be banned from City lakes in Dartmouth.

OPERATING BUDGET

Council next proceeded with consideration of the operating budget estimates for 1977, dealing first with those of the Fire Department. Fire Chief Findlay was present to answer questions from the members and he explained his request for sixteen additional fire fighters in order to be able to adequately man all the fire stations on four shifts as required. He indicated to Council that without this additional manpower, it will become necessary to close one of the stations during the summer months.

Alderman Kavanaugh and Smith expressed particular concern over the budget increase required to permit the hiring of sixteen new firemen and both felt that the terms of the agreement negotiated with these employees have led to the present situation where the best use is not able to be made of the manpower we have available. Alderman Valardo also questioned the fact that fire fighters have time for additional jobs over and above

their work for the City. Alderman Ritchie and Irvine moved the approval of hiring sixteen additional fire fighters as requested by the Chief. An amendment put forward by Alderman Fredericks, approving eight additional men instead, did not receive a seconder. Debate on the motion continued until adjournment of the meeting at 11:00 p.m. It was indicated that Council did not wish to vote on the motion without further discussion at the next budget meeting.

Meeting adjourned.

N.C. Cohoon
City Clerk

RESOLUTION #77-10

BE IT RESOLVED that Dartmouth City Council sets March 31, 1977 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 1977 and for the establishment of a tax rate in accordance with Section 274 of the Dartmouth City Charter.

Dartmouth, N.S.

February 25, 1977

Special called meeting of City Council held this date
at 1:00 p.m.

Present - Mayor Brownlow

Alderman Thompson
Hart
Ritchie
Crawford
Valardo
Greenough
Fredericks

City Administrator, C.A. Moir
Deputy City Clerk, G.D. Brady

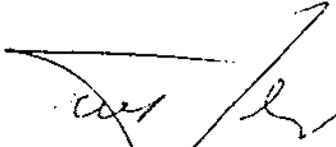
Also in attendance were several members of the Dartmouth
School Board, as well as Mr. Merlin Kerr, the General Contractor,
who constructed the Eric Graves Memorial Junior High School.

INSPECTION AND
TAKE OVER OF
SCHOOL

It was moved by Alderman Thompson and seconded by Alder-
man Valardo that Resolution #77-12 be adopted as follows: "Be it
resolved that the Eric Graves Memorial Junior High School construct-
ed by Merlin Kerr Woodworkers Limited be accepted as of February
25, 1977 as being completed, subject to the following:

- (1) 15% holdback until expiration of Mechanics Lien period which
commenced February 10, 1977.
- (2) Special holdback for uncompleted work in the amount of
\$12,000.00."

Motion carried unanimously.


G.D. Brady
Secretary

RESOLUTION NUMBER 77-12

BE IT RESOLVED that the Eric Graves Memorial
Junior High School as constructed by Merlin Kerr
Woodworkers Limited be accepted as of February 25, 1977
as being completed, subject to the following:

- (1) 15% holdback until expiration of the
Mechanics Lien period.

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

Present - Mayor Brownlow

- | | |
|-------------------------------|------------|
| Ald. Thompson | Kavanaugh |
| Hart | Backewich |
| Ritchie | Fredericks |
| Cote | Valardo |
| Smith | Williams |
| Crawford | |
| City Solicitor, J.S. Drury | |
| City Administrator, C.A. Moir | |

LEGISLATION

Council met to consider legislation proposed
for submission on behalf of the City to the Provincial
Legislature, each section was dealt with individually
as follows:

SECTION 1: provides for voting in advance polls in the
case of persons who are disabled, etc.
Approved on motion of Ald. Fredericks and
Valardo.

Sub-section (2): voting in advance polls for people
without sufficient time off to vote
on election day. Approved on motion
of Ald. Kavanaugh and Williams.

Sub-section (3): affidavit covering the above situations
Approved on motion of Ald. Valardo and
Williams. Ald. Fredericks questioned
the six-month residency requirement and
asked to have the possibility of short-
ening this time considered at some
future meeting.

SECTION 2: covering special election situations where
an aldermanic seat is vacated for the reasons
set out in the section. Approved without
change, on motion of Ald. Kavanaugh and Smith.

SECTION 3: provision for setting a minimum penalty.
Approved on motion of Ald. Kavanaugh & Valardo.

SECTION 4: intended to regulate dump ing and infilling of
lakes and ponds (i.e. Red Bridge Pond) and also,
development on land designated as swampland.
At Ald. Hart's suggestion, this term was amended
to include the words 'Marsh and bog lands' as
applicable. The section was then approved on
motion of Ald. Kavanaugh and Smith.

SECTION 5: provision for land exchange. Approved on motion
of Ald. Kavanaugh and Smith.

SECTION 6: responsibility for abandoned vehicles would rest
with the last registered owner. Approved on
motion of Ald. Smith and Valardo.

Subsection (n): authorizing a by-law which would make it
an offence to be on City park or school
grounds at certain times. Approved on
motion of Ald. Kavanaugh and Smith. Ald.
Hart discussed with the Mayor what means
could be used to expedite the by-law
once we have received enabling legislation.

SECTION 7: amendments to the dog by-law and extension of it to include cats. Sub-section (4) (j) amended to include the words 'or cat' (i.e. 'which is fierce or dangerous'). Approved on motion of Ald. Kavanaugh and Backewich.

SECTION 8: changes proposed in the store closing by-law which would permit the enforcement of closing regulations on holidays such as Remembrance Day, etc. Ald. Fredericks suggested that the Mayor clarify for the Dartmouth Chamber of Commerce what Council has in mind, that is, not to enforce early store-closing hours but to have stores closed on certain significant holidays and Sundays. Approved on motion of Ald. Valardo and Crawford.

SECTION 9: amendment from 1963 to 1975 National Fire Code. Approved on motion of Ald. Smith and Cote.

SECTION 10: correction of an error in referring to previous sections. Approved on motion of Ald. Kavanaugh and Smith.

Sub-section (4): provision for deputizing a member of the Planning Department staff to approve plans of subdivision. Approved after discussion, on motion of Ald. Kavanaugh and Smith.

SECTION 11: provides for a resolution authorizing the City Treasurer to borrow for current expenditures. Approved on motion of Ald. Kavanaugh & Fredericks.

SECTION 12: extending licensing requirement to include cats. Approved on motion of Ald. Kavanaugh and Smith.

SECTION 13: attempt to reduce the City by-laws requiring ministerial approval. Approved on motion of Ald. Kavanaugh and Thompson.

SECTION 14: compliance with the Provincial change in the age of majority to eighteen. Approved on motion of Ald. Valardo and Crawford.

SECTION 15: revised forms for advance poll registration. Approved on motion of Ald. Kavanaugh & Thompson.

RESOLUTION #77-8

On motion of Ald. Kavanaugh and Smith, Council adopted Resolution #77-8, approving introduction of the legislation covered in the form presented; a copy of the resolution is attached.

Meeting adjourned.

G. D. Brady
Deputy City Clerk.

February 15, 1977

Resolution No. 77-8

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

Exhibit "A" to Resolution
No. 77-8 of the City of Dartmouth

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 88 of Chapter 89 of the Acts of 1970, the Dartmouth City Charter is repealed and the following substituted therefor:

(1) This Section applies to any person who is a qualified elector and who is:

(a) an invalid sixty-five years of age or over on Election Day or on the day appointed for voting on any other questions under this Act;

(b) physically disabled on the date of the advance poll and expects to be physically disabled on Election Day or on the day appointed for voting on any other questions under this Act;

(c) required to work at his or her employment, excluding lunch hour and coffee break periods, during the whole of the time fixed for polling on Election Day or on the day appointed for voting on any other questions under this Act;

(d) of the reasonable belief that he or she will be absent from his or her place of residence during the whole of the time fixed for polling on Election Day or for voting on any other questions under this Act.

(2) Section 88 of said Chapter 89 is further amended by adding immediately after subsection (1) thereof the following subsection and renumbering the subsequent subsections accordingly:-

(2) An employee who is a qualified elector and who is required to work at his or her employment, excluding lunch hour and coffee break periods, during the whole of the time fixed for polling on election day and on the date fixed for the advance poll is entitled to have sufficient time off work on one or the other of the aforementioned days without loss of wages to cast his or her vote.

5 (1) Subsection (1) of Section 143 of said Chapter 89 is amended by inserting a comma immediately after the word "lease" in the first line thereof and by inserting the word "exchange".

(2) Subsection (2) of said Section 143 is amended by inserting immediately after the word "sale" in the third line thereof the words "or to exchange city owned lands for other lands of less fair actual value".

6 Section 156 of said Chapter 89 as that Section is amended by Chapter 70 of the Acts of 1972 and Chapter 76 of the Acts of 1973 and Chapter 51 of the Acts of 1974 and Chapter 68 of the Acts of 1975 and Chapter 44 of the Acts of 1976 is further amended by replacing the period at the end of clause (1) with a semi colon and adding immediately after clause (1) thereof the following clauses:

(m) providing for the removal and disposal by or on behalf of the owner of land on which any motor vehicle body has been left, abandoned, discarded or otherwise disposed of without the consent of the owner of the land for longer than twenty-four hours at the expense of the last registered owner of the motor vehicle so left, abandoned, discarded or disposed of, on the records of the Registry of Motor Vehicles; and

(n) regulating and controlling the use by any person of city owned land and prohibiting any person from trespassing upon city owned land specified in the by-law.

7 (1) Clause (a) of Section 157 of said Chapter 89 is amended by adding immediately after the word "dogs", as that word appears twice in line two thereof, the word "cats".

(2) Clause (g) of said Section 157 is amended by inserting immediately after the word "horses" in the first line thereof the word "cats".

(3) Clause (j) of said Section 157 as that subsection is enacted by Section 5 of Chapter 68 of the Acts of 1975, is hereby repealed.

(4) Said Section 157 is further amended by replacing the period at the end of clause (i) thereof with a semi colon and adding immediately after clause (i) the following clauses:

(j) regulating or prohibiting any person from owning, possessing or harboring any dog which is fierce or dangerous, or which has at any time, without provocation, attacked or injured any person or property or which persistently disturbs the quiet of any neighborhood in the City by barking, howling, meowing or by any other means and providing the procedure whereby a court or judge may make a finding of fact that a dog is owned, possessed or harboured by any person, is fierce and dangerous or that it persistently disturbs the quiet of the neighborhood; and

(k) regulating and controlling dogs and cats in all respects not herein specifically mentioned and providing a remedy or recourse against a dog or cat or against the person who owns, possesses or harbours a dog or cat for any nuisance, injury, damage or disturbance caused by a dog or cat, including the imposition of a fine or imprisonment on the person who owns, possesses or harbours a dog or cat and the impounding, destruction or removal from the City of any dog or cat.

8 Section 167 of said Chapter 89 is repealed and the following substituted therefor:

167 (1) In this Section and in any by-law passed hereunder:

(a) "closed" means not open for the serving of any customer:

(b) "shop" means a building or part of a building, book stall or place where goods are exposed or offered for sale by retail, and barbers' shops, beauty parlours, shoe repair shops, shoe shine shops and hat cleaning and blocking businesses, but does not include a place where the only trade or business carried on is that of a licensed dining room, lounge or tavern victualling house or refreshment house.

(2) The Council may by by-law require that during the whole or any part or parts of the year all shops or all or any class or classes of shops in the City shall be closed and remain closed on each or any day of the week at and during any time or hours between six o'clock in the afternoon of any day and five o'clock in the forenoon of the next following day.

(3) A by-law passed by the Council under this Section may provide that, so long as the time commonly observed in the City is one hour in advance of Standard time, the times mentioned in this Section and in the ordinance shall be reckoned in accordance with the time so commonly observed and not Standard Time.

(4) The Council may by by-law require that during the whole or any part or parts of the year all shops or all or any class or classes of shops in the City shall be closed and remain closed on one particular day of the week during any time or hours between 12:30 o'clock in the afternoon and five o'clock in the forenoon of the next following day.

(5) The Council may by by-law require that during the whole or any part or parts of the year all shops or all or any class or classes of shops in the City shall be closed and remain closed on one particular day of the week during the whole of such day and until five o'clock in the forenoon of the next following day.

(6) The Council may by by-law require that all shops or all or any class or classes of shops in the City shall be closed and remain closed on all or any of the following days:

(a) any holiday as defined in the Interpretation Act,

(b) Boxing Day,

(c) Easter Monday,

(d) any day proclaimed by the Council as a Civic Holiday

(7) Nothing in this Section or in any by-law passed under it renders unlawful the continuance in a shop after the hour appointed for the closing thereof, of any customers who were in the shop immediately before that hour or the serving of such customers during their continuance therein.

(8) A closing by-law may exclude certain classes of shops based on the type of business carried on therein.

(9) A closing by-law may provided that certain designated business premises selected by a system of rotation or otherwise may remain open during the time when all such premises or the premises of a certain class, are required to be closed.

(10) A shop in which trades of two or more classes are carried on shall be closed for the purpose of all such trades during the hours and days during which the shop is by any such by-law required to be closed for the purpose of any one of such trades, unless it is shown by the occupier or any other person having control of the opening and closing of such shop that, by reason of the principal trade being carried on in such shop, the shop is one of a class of shops that by the by-law is not required to be closed.

(11) Where two or more classes of trades are carried on in a shop and at least seventy percent of the total gross sales of the shop is derived from one trade, such trade is the principal trade carried on in the shop, and the class of such shop shall be determined in relation to such principal trade.

(12) Where it is alleged that any person has contravened in any month any provision of any by-law passed under this Section, the total gross sales of the shop for the purpose of determining the principal trade, if any, carried on therein, is the total dollar volume of gross sales of goods and service made, whether for cash or credit, or part cash and part credit by any person in the whole of the shop in the preceding twelve months, and, if the shop has been in operation for less than twelve months, is the total dollar volume of gross sales of goods and services made, whether for cash or credit, or part cash or part credit, by any person in the whole of the shop in the preceding calendar month, in which the shop was operated.

(13) A pharmaceutical chemist or druggist is not, nor is an occupier of or person employed in or about a shop in the City, liable to any penalty under any such by-law for

supplying medicines, drugs or medical appliances after the hour appointed by the by-law for the closing of shops, but nothing in this subsection authorized a person to keep open any shop after that hour.

(14) Where an offence for which the occupier of a shop is liable under any such by-law to a penalty has in fact been committed by some agent or servant of the occupier, such agent or servant is liable to the same penalty as if he were the occupier.

(15) Where the occupier of a shop is charged with an offence against any such by-law, he is entitled, upon information duly laid by him, to have any other person whom he alleges to be the actual offender brought before a magistrate at the time appointed for hearing the charge, and if, after the commission of the offence has been proved, the occupier proves to the satisfaction of the magistrate that he used due diligence to enforce the execution of the provisions of the by-law and that such other person committed the offence without his knowledge, consent or connivance, such other person may be summarily convicted of such offence and is liable to the same penalty or punishment as if he were the occupier, and the occupier is exempt from any penalty.

(16) Notwithstanding any Section of this Act to the contrary a by-law passed under this Section may provide for imposing fines of not more than five thousand dollars, exclusive of costs or imprisonment for a term of not more than one year, or both, or every person who contravenes such by-law.

9 (1) Subclause (iii) of clause (d) of Section 168 is amended by striking out the figures "1963" in the second line thereof and substituting therefor the figures "1975".

(2) Subclause (v) of clause (d) of said Section 168 is hereby repealed and the following clause of said Section 168 re-lettered accordingly.

10 (1) Subsection (3) of Section 175A of said Chapter 89, as that Section is enacted by Section 5 of Chapter 76 of the Acts of 1970-71 is amended by striking out the number "(1)" in the second line of subsection (3) and substituting therefor the number "(2)".

(2) Subsection (4) of said Section 175A is amended by striking out the number "(1)" in the second line thereof and substituting therefor the number "(2)" and by striking out the number "(2)" in the third line thereof and substituting therefor the number "(3)".

(3) Subsection (5) of said Section 175A is amended by striking out the number "(1)" in line two and substituting therefor the number "(2)".

(4) Section 175A of said Chapter 89 is further amended by adding immediately after subsection (10) thereof the following subsection:

(11) The Council of the City may by resolution appoint a deputy development officer who shall have all the powers of the development officer appointed pursuant to the Planning Act, to approve plans of subdivision.

11 (1) Subsections (1) and (2) of Section 272 of said Chapter 89 are hereby repealed and the following substituted therefor:

(1) The Council may by resolution authorize the City Treasurer to borrow from time to time from any person or bank such sums as may be required by the City for current expenditures and obligations of the City, provided that the amount so borrowed shall not at any time exceed fifty per cent of the taxes levied the previous year.

(2) Subsection (3) of said Section 272 is renumbered as subsection (2).

12 (1) Clause (c) of Section 285 of said Chapter 89 is amended by inserting immediately after the word "dogs" in the first line thereof the words "and cats" and inserting immediately after the word "dog" in the fourth line thereof the words "or cat".

(2) Clause (cc) of said Section 285 as that clause is enacted by Section 6 of Chapter 68 of the Acts of 1975 is hereby repealed.

13 The Schedule to Part III of said Chapter 89 is amended by striking out the Section numbers contained therein; namely, 11, 139 subclauses (a), (i), (j) and (k), 170 subsection (1) 174, 176 and 186.

14 (1) Form 1 in Part II of the Schedule to said Chapter 89 as that form is amended by Chapter 77 of the Acts of 1970-71, is further amended by striking out the word "nineteen" in the fifth and fourteenth lines thereof and substituting therefor in each case the word "eighteen".

(2) Form 13 in Part II of the Schedule to said Chapter 89, as that form is amended by Chapter 77 of the Acts of 1970-71, is further amended by striking out the word "nineteen" in the sixth line thereof and substituting therefor the word "eighteen".

(3) Form 14 in Part II of the Schedule to said Chapter 89, as that form is amended by Chapter 77 of the Acts of 1970-71 is further amended by striking out the word "nineteen" in the last line thereof and substituting therefor the word "eighteen".

15 Form 16 in Part II of the Schedule to said Chapter 89 is repealed and the following forms substituted therefor:

FORM 16A

(Section 88 (8))

I,
(name)

of.....in the
(address)

City of DARTMOUTH do hereby declare:

That I am an invalid person sixty-five years of
age or over on election day next following this date.

.....

Signature of Voter

Declared before me this.....
day of.....19....

.....

Deputy Returning Officer

(Schedule Form 16A)

FORM 16B

(Section 88 (8))

I,
(name)

of.....in the
(address)

City of DARTMOUTH do hereby declare:

That I am physically disabled on the date hereof
being the date of the advance poll and expect to be physically
disabled on election day next following this date.

Signature of Voter

Declared before me this.....
day of.....19..

Deputy Returning Officer
(Schedule Form 16B)

FORM 16C

(Section 88 (8))

I,
(name)

of.....in the
(address)

CITY OF DARTMOUTH do hereby declare:

That I am required to work at my employment (excluding lunch hour and coffee break periods) during the whole of the time fixed for polling on election day next following this date and unless I am permitted to vote previous to election day I will be unable to cast my vote at the said election.

Signature of Voter

Declared before me this.....
day of.....19....

.....

Deputy Returning Officer

(Schedule Form 16C)

FORM 16D

(Section 88 (8))

I,
(name)

of in the
(address)

City of DARTMOUTH do hereby declare:

That I have reason to believe that I will be absent from my place of residence in the City of DARTMOUTH during the whole of the time fixed for polling on election day next following this date and unless I am permitted to vote previous to election day I will be unable to cast my vote at the said election.

Signature of Voter

Declared before me this
day of 19

Deputy Returning Officer

(Schedule Form 16D)