

Dartmouth, N. S.

March 1/77.

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

Present - Mayor Brownlow

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

MINUTES

On motion of Ald. Valardo and Greenough, Council approved the minutes of meetings held on January 18th, 24th, 27th and Feb. 1st, 3rd and 15th.

Ald. Fredericks asked permission to raise two questions at this time, the first having to do with the possibility of the CNR freight delivery operation being relocated from Dartmouth, and the second, concerning the possibility of cut-backs in equalized assessment payments by the Province to municipalities. In response to the first question, Mayor Brownlow said the indication is that the CN car load centre would be relocated and not the freight delivery operation. A meeting is to be held next week with CN representatives and a follow-up report will be made to Council after the meeting. On the subject of equalized assessment, the Mayor advised that we have no knowledge of the Province's intent to raise the assessment in the case of Dartmouth or other municipalities.

BY-LAW C-225

By-law C-225 (dog licensing) was before Council for third reading, having received first and second reading at the Feb. 15th meeting. It was moved by Ald. Fredericks and Backewich and carried that By-law C-225 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. During the brief debate on third reading, Ald. Ritchie asked about the location of breeding kennels,

suggesting that they should be limited to only specific areas in the City. The City Clerk noted that the animal control by-law is under review by the Solicitor and points such as the one raised by Ald. Ritchie are being considered in the redrafting of it.

BY-LAW C-314

By-law C-314 (licensing of vending machines, game tables, etc.) was also presented from the Feb. 15th meeting for third reading. It was moved by Ald. Fredericks and Backewich that By-law C-314 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. Mr. Cohoon informed Council that in a subsequent meeting with Mr. Sawler (representing vending machine interests), nothing further was resolved with respect to the licensing vs. taxation argument. He reviewed for Ald. Kavanaugh's information, the basis for his recommendations on the licensing fees and Council's action in amending these. The motion was then put and carried (Ald. Valardo abstaining from voting). Ald. Valardo gave notice of reconsideration, seconded by Ald. Crawford.

RECONSIDERATION

RESOLUTION:
CITY OF WINDSOR

Council has been asked to indicate support for a resolution from the City of Windsor on the subject of gun control, a copy of which is attached. Ald. Fredericks and Hart moved that Council endorse the resolution, but Ald. Kavanaugh felt that section (b), which deals with a term of sentence for a firearms offence, should not be included. He moved in amendment that Council's support of the resolution be without section (b) and the amendment was seconded by Ald. Greenough. The amendment carried and the amended motion carried (Ald. Valardo, Backewich, and Crawford voting against).

ISSUING RESOLUTION

On motion of Ald. Kavanaugh and Thompson, Council gave approval to an Issuing Resolution in the amount of \$431,795.57 (sewers, Industrial Park), a copy of which is attached.

RESOLUTION #77-5 Resolution #77-5 (pipe crossing agreement with CNR) was adopted by Council on motion of Ald. Cote and Hart; a copy of the resolution is attached.

RESOLUTION #77-13 Council also approved Resolution #77-13, appointing Special Constables as listed, on motion of Ald. Fredericks and Valardo; a copy of Resolution #77-13 is attached.

MOTION:
ALD. BRENNAN
DEFERRED

In Ald. Brennan's absence, Council agreed to defer his motion on the subject of a Downtown Planning Advisory Board, for which notice has been given.

MOTIONS:
ALD. FREDERICKS

The following motions were presented in accordance with notice previously given:

1) Ald. Fredericks introduced the resolution which follows, being seconded by Ald. Cote:

That City Council have an independent survey conducted of the Water Utility operation. A complete survey of the Water Utility should include the following, as well as other items:

- 1) determine the best and cheapest way to read meters: (a) present method, (b) outside meters, (c) telephone reading with or without computer printout.
- 2) job costing and budgeting control.
- 3) survey of equipment - vehicles - tools and any other thing which would tend to be inefficient.
- 4) ascertain the need for additional watershed lands and how to obtain funds for purchase of same - (Provincial/Federal/Municipal).

Ald. Fredericks explained why he considers that a complete review of the Water Utility operation is necessary in trying to keep our water rate increases to a minimum and he commented on the assistance which Halifax received with their Pockwock system, pointing out that Dartmouth should receive similar consideration where our water system is concerned. The City Clerk and Mr. Moir pointed out that two aspects of the resolution will be under staff review in any event, namely items 2 and 4, and it may be that other areas of concern, such as the problem of water loss through ground leaks, can be included for study also. Ald. Greenough and some of the other members questioned the cost involved to proceed with the survey. Ald. Valardo moved referral to staff for a cost estimate which would be presented at the next regular Council meeting. The

motion to refer was seconded by Ald. Greenough and it carried with Ald. Fredericks voting against.

ALD. HART

2) Ald. Hart moved, seconded by Ald. Fredericks, that the City of Dartmouth set up a Task Force on Public Housing to look into the feasibility of acquiring or building low-cost housing for low and moderate-income people, and the means by which, through the higher levels of government, this can occur. A written submission prepared by Ald. Hart was circulated on the subject of her motion and she reviewed the main points contained in it, bringing Council's attention to the urgent need for low-cost housing in Dartmouth. Mr. Drury advised that a by-law would be required in order to establish such a Task Force and he recommended referral to the P.D.O. Committee for the drafting of this by-law. A motion to this effect was moved by Ald. Greenough and Valardo; the motion to refer to P.D.O. carried. Ald. Fredericks suggested that when the Task Force is set up, the Community Services Advisory Committee should be consulted and their opinion solicited on the matter of housing needs for people in the low and moderate-income range.

3) Ald. Hart moved, seconded by Ald. Cote, that Council have the Engineering Dept. do a cost analysis of a drainage problem evident at the corner of Fernhill Road and Windmill Road. Council agreed with Ald. Kavanaugh's suggestion that the Department should be directed to bring their report straight to the P.D.O. Committee in order to save time. The motion carried.

4) Ald. Hart moved, seconded by Ald. Greenough, that 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. Hart stated that the public is asking for more citizen input in the waterfront planning process

and there was general agreement by Council that this is in order and should be encouraged. The motion was supported by the members and it carried.

ALD. CRAWFORD

On the subject of Ald. Crawford's first motion, namely, the commencement of a waterfront clean-up off Shore Road, the Mayor proceeded to outline the steps which have been taken through Federal authorities to get this project underway. The necessary application has been made under Canada Works by both the City and a private organization and a start on the project can be expected in due course. Mr. Moir went on to explain that the proposal is to cut off the upper part of hull 531 and then fill in around it, creating a useable water lot.

The Mayor's report to Council included information on the pier in this area and a proposal for having it form part of the overall waterfront development plan. In commenting on the need for a complete clean-up of this waterfront section, Ald. Crawford expressed concern that bulldozing has been carried on by a company undertaking land reclamation for their own purposes; he suggested that the company should be prosecuted in view of the fact that they do not appear to have obtained permission for infilling of a harbour-front area.

5) Ald. Crawford moved, seconded by Ald. Valardo, that all by-laws as passed by the City of Dartmouth since inception as a City be reviewed and where necessary and applicable, repealed. Ald. Crawford explained why he felt this type of review is necessary, after which the Solicitor provided information for Council on the work presently underway in consolidating the City Charter, eliminating those sections which are no longer in force. He said that the City by-laws present a different type of problem in that they are a mixture of both general and administrative categories, needing to be separated accordingly. He referred to the recent

major undertaking in consolidating our zoning by-laws as an example of the on-going review process being attempted. In view of this report from the Solicitor, Ald. Greenough and Ritchie moved that the motion on the floor be tabled at present and that the Solicitor be encouraged to proceed with the consolidation of our by-laws and the Charter and give a progress report to Council on the same within three months time. The motion carried.

6) Ald. Crawford moved, seconded by Ald. Thompson, that 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 of 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. Crawford said he would like Council to meet at the Mayor's discretion for a full discussion on the landfill issue, with members of our Engineering staff present, before the next meeting of the three municipal Councils takes place.

Most members of Council who spoke on the motion favoured this type of special session to discuss the landfill question as suggested, but they expressed opposition to the other implications of the motion. The Mayor and Mr. Moir commented on some of the cost-sharing and financial arrangements involved through DREE and the Province. After this information had been communicated to Council, Ald. Greenough and Kavanaugh moved in amendment that a special meeting of Council be called to discuss the regional solid waste management system.

The Mayor referred to the difficulty in scheduling additional special sessions of Council while we are

dealing with the budget, but Ald. Hart felt that both the Dartmouth Council meeting and the meeting of the three Councils should be held as soon as possible rather than waiting until the budget debates are completed. The amendment carried with Ald. Crawford voting against. The amended motion carried.

ALD. BACKEWICH

7) Ald. Backewich moved, seconded by Ald. Hart, that the City Administrator be authorized to negotiate for acquisition of sufficient property on the north side of Parkstone Road, at Windmill Road, to permit the widening of Parkstone Road to improve the safety of that intersection. Ald. Backewich used a plan of the street and intersection to explain how the narrow point at the entrance to Parkstone Road can be improved by acquiring some or all of the property abutting it. Ald. Fredericks and Williams moved referral to staff and P.D.O. to come back with a cost estimate. The suggestion was made during debate that NIP funds might be available for this purpose. Ald. Smith said it would be advisable to have a look at the problem by the Traffic Management Group, while Ald. Crawford suggested that perhaps the entire street should be considered for improvement rather than just the end at Windmill Road. The motion to refer was put and carried.

ALD. VALARDO

8) Ald. Valardo and Williams moved that the Police and Recreation Departments be required to submit a recommendation to Council at the April 5th meeting as to which lakes can be designated for snowmobile use within City limits. Ald. Valardo said that upon receiving such a recommendation, he would request the drafting of a by-law limiting the operation of snowmobiles to designated lakes. Ald. Greenough said he felt it would be unfair to ban snowmobiles from all lakes in the City. The motion carried.

REPORTS

Ald. Fredericks and Greenough moved the adoption of

the following monthly reports:

Building Inspector
Minimum Standards of Use & Maintenance
Police Chief
Fire Chief
Social Services
V. O. N.

Ald. Kavanaugh and later, Ald. Williams, said they did not consider the format of the Social Services case-load analysis to be adequate, in that there is no means for comparison with budget figures or last year's case-load information. They suggested that such comparative figures be provided to make the report more meaningful and informative to the members of Council.

Ald. Ritchie asked what further action is to be taken in connection with 29 Chadwick Street; Mr. Moir said that the tenants have been given notice to vacate and the owner intends to carry out repairs once the building is empty.

Ald. Smith's inquiry concerned the condition of 341 and 343 Portland Street; he said these properties are not satisfactory and asked to have them inspected again. The motion to adopt the reports carried.

FINDLAY SCHOOL

Both the P.D.O. and the Finance Committee have dealt with Ald. Fredericks' resolution concerning the use of Findlay School for senior citizens' activities and other recreational and community purposes. The P.D.O. Committee recommends approval of the Alderman's resolution, while the Finance Committee recommends that the school be taken over for the purposes stated at the expiration of the lease with the Provincial Dept. of Public Works in July of 1978. Ald. Fredericks and Backewich moved the adoption of the latter recommendation and that the Department be notified accordingly.

Ald. Fredericks, Ritchie, Smith and Crawford spoke in support of the motion, all stressing the need for additional facilities of this type for use by our senior citizens. Ald. Greenough and Kavanaugh questioned the

cost involved for the City to maintain and operate the building, plus the loss of the annual rental fee of \$23,200. They subsequently moved deferral of a decision on Findlay School for one year, until the first Council meeting of March, 1978.

Ald. Kavanaugh suggested that it may be possible to find an alternate location for senior citizens to hold their activities other than waiting a year for the use of Findlay School, but generally Council did not favour deferral and the motion was defeated. The original motion carried with Ald. Thompson, Greenough and Kavanaugh voting against.

FINING: TOURIST INFORMATION CENTRE

On motion of Ald. Valardo and Greenough, Council approved a recommendation from the Tourist Commission that Dartmouth participate in the operation of the new Tourist Information Centre located on the Bicentennial Highway near the International Airport, by providing staff and promotional material at the centre. A \$5,000. item has been included in the Tourist Commission budget to cover this expenditure.

AWARD TENDER: POLICE VEHICLES

The following tenders have been received for Police patrol vehicles for the year 1977:

Harbour Motors Ltd. (Ford custom)	\$41,980.00
Dartmouth AMC (Matador)	42,307.10
Scotia Pontiac Buick GMC 1976 Ltd. (Pontiac Lemans)	42,865.43
Forbes Chev. Olds. Ltd. (Chev. Belair)	42,948.00
Dodge City Ltd. (Monaco)	48,964.00
Fairley & Stevens (1966) Ltd. (Cougar)	51,632.30

The tender is for eleven patrol cars, taking eleven existing vehicles in trade. Acceptance of the low tender, recommended by Mr. Moir, was moved by Ald. Greenough and Valardo; the low bid was submitted by Harbour Motors Ltd. in the amount of \$41,980. Ald. Fredericks questioned whether the level of performance and the warranties on the different makes of cars have been taken into consideration in the recommendation and Mr. Moir explained that

records on operating costs, performance levels, etc. are taken into account, although the indication is that there is little or no difference among the makes for which tenders are submitted. The motion carried.

AWARD TENDERS:
FURN. & EQUIPMENT
OPERATIONS BLDG.

Tenders have been received, as attached, for furniture and storage equipment for the new Operations Building. Acceptance of the tenders recommended in the Purchasing Agent's memo to the City Administrator, was moved by Ald. Cote, seconded by Ald. Backewich. Ald. Kavanaugh questioned the need for 28 new desks and discussed this point further with Mr. Moir before the vote was taken. The motion carried.

AWARD TENDERS:
SAND, GRAVEL
& STONE

Tenders, as attached, have been received for sand, gravel and stone for the Works Dept. for the year 1977. Acceptance of the Purchasing Agent's recommendations, in concurrence with the City Administrator, was moved by Ald. Greenough and Backewich. The motion to award the tenders carried.

BY-LAW C-319

By-law C-319, which would amend By-law C-308 by exemption from taxation a group home at 63 Hawthorne St., has been prepared and recommended to Council for adoption.

It was moved by Ald. Hart and Smith and carried that leave be given to introduce the said By-law C-319 and that it now be read a first time.

It was moved by Ald. Hart and Greenough and carried that By-law C-319 be read a second time.

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

It was moved by Ald. Valardo and Thompson and carried that By-law C-319 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.

PROGRESS REPORT:
TRAFFIC CO-ORDINATOR

On motion of Ald. Fredericks and Cote, Council received and filed a progress report from the Traffic Co-ordinator on behalf of the Traffic Management Group,

indicating projects presently being carried out by this body.

RECOMMENDATION:
93 ALBRO LAKE RD.

The Traffic Co-ordinator has reported to Council on the need to acquire the property at 93 Albro Lake Road in order to effect improvements to the sight clearance and turning radius at the intersection of Victoria and Albro Lake Road. The recommendation from the T.M.G. in this connection is that immediate negotiations be undertaken by the City to purchase this property. Ald. Valardo and Ritchie moved the adoption of this recommendation, but Ald. Fredericks and Kavanaugh were in favour of referral to P.D.O. and introduced a motion to this effect. Ald. Kavanaugh felt that a policy of having the T.M.G. report to the Planning, Development & Operations Committee, rather than to Council directly, should be established. Ald. Backewich spoke against referral, but most of the other members were in favour and the motion to refer carried.

SIDEWALK:
PORTLAND ST.

As directed by Council, the T.M.G. has considered the matter of pedestrian traffic on Portland St., prompted by a petition from students living in the Southdale area. The T.M.G. recommends to Council that a sidewalk approx. 1,800 feet long be constructed on the north side of Portland Street from Joffre Street to the western entrance of Penhorn Mall. Estimated cost of this sidewalk is \$15,000. Council approved this recommendation on motion of Ald. Fredericks and Smith.

SNOWMOBILE
OPERATION

On motion of Ald. Kavanaugh and Smith, Council referred a report from the Recreation Advisory Board on the use of snowmobiles and other 'off-road' vehicles to the Police and Recreation Departments, in keeping with the action taken earlier in the meeting on Ald. Valardo's motion re the designation of certain lakes for snowmobile use.

PERMIT TO BUILD:
378 WINDMILL RD.

On motion of Ald. Smith and Kavanaugh, Council

approved an application for permit to build a 24-unit apartment building at 378 Windmill Road, as recommended in the Planning Dept. report of Feb. 24/77. This application was deferred from the January 4th meeting until such time as the storm drainage and servicing plans were received and could be approved by Council. Mr. Purdy was present to explain details of the plans, which have been reviewed and accepted by the Engineering Dept.

Council adjourned to meet in camera as Committee-of-the-Whole, on motion of Ald. Kavanaugh and Valardo. Reconvening later in open Council, the action taken in camera was ratified on motion of Ald. Greenough and Williams.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

WHEREAS the City has agreed to take over a storm drain system installed by Wedgeport Developments Limited from its property on the north side of Jamieson Street through the Canadian National Railway right-of-way to the edge of the Halifax Harbour;

AND WHEREAS the Canadian National Railway Company has requested that the City enter into a Pipe Crossing Agreement, attached hereto as Schedule "A", with regard to that portion of the drainage system lying within the Canadian National Railway right-of-way;

BE IT RESOLVED that the Mayor and the City Clerk are hereby authorized to execute on behalf of the City of Dartmouth the Pipe Crossing Agreement attached hereto as Schedule "A".

.....

PIPE CROSSING AGREEMENT

CITY OF DARTMOUTH
DARTMOUTH, NOVA SCOTIA

ORIGINAL

THE UNDERSIGNED

(HEREINAFTER CALLED THE "APPLICANT") PURSUANT TO SECTION 209 OF THE RAILWAY ACT,

R.S.C., 1970, CHAPTER R2, HEREBY APPLIES TO CANADIAN NATIONAL RAILWAY COMPANY,
AS MANAGER AND OPERATOR OF CANADIAN GOVERNMENT RAILWAYS,

(HEREINAFTER CALLED THE "RAILWAY") FOR PERMISSION TO CONSTRUCT AND MAINTAIN THE

PIPE CROSSING (HEREINAFTER CALLED THE "WORKS") SHOWN ON THE PLAN ATTACHED HERETO

AT THE LOCATION AND IN THE MANNER SHOWN ON THE SAID PLAN.

ROY JUDGE CO. LTD.
PLAN DATED 16 SEPT. 1971

THE APPLICANT CONVENANTS AND AGREES WITH THE RAILWAY THAT:

Mayor City Engineer

1. THE WORKS SHALL BE CONSTRUCTED AND AT ALL TIMES MAINTAINED IN ACCORDANCE WITH THE GENERAL ORDERS, REGULATIONS, PLANS OR SPECIFICATIONS ADOPTED OR APPROVED BY THE CANADIAN TRANSPORT COMMISSION RESPECTING PIPE CROSSINGS UNDER RAILWAYS IN FORCE FROM TIME TO TIME, INCLUDING, BUT WITHOUT LIMITING THE GENERALITY OF THE FOREGOING, GENERAL ORDER NO. E-10 DATED THE 1ST DAY OF FEBRUARY, A.D. 1955, AND AMENDMENTS THERETO, IN THE SAME MANNER AND TO THE SAME DEGREE AS IF THE SAID ORDERS HAD BEEN SPECIAL ORDERS MADE IN RELATION THERETO AND THE APPLICANT HEREBY AGREES TO OBSERVE AND PERFORM ALL THE TERMS AND CONDITIONS OF THE SAID ORDERS, REGULATIONS, PLANS OR SPECIFICATIONS.
2. SHOULD IT BECOME NECESSARY OR EXPEDIENT FOR THE PURPOSES OF REPAIR OR IMPROVEMENT ON THE SAID RAILWAY THAT THE WORKS BE TEMPORARILY REMOVED OR RELOCATED THE APPLICANT SHALL UPON REQUEST OF THE RAILWAY AND AT THE SOLE COST AND EXPENSE OF THE APPLICANT FORTHWITH REMOVE OR RELOCATE THE WORKS.
3. AS AN ACKNOWLEDGMENT OF THE PROPERTY RIGHTS OF THE RAILWAY IN THE LANDS OF THE RAILWAY OCCUPIED BY THE WORKS THE APPLICANT WILL PAY TO THE RAILWAY ANNUAL rental ~~rental~~ EFFECTIVE FROM 1 November 1976 THE SUM OF \$15.00, payable three years in advance
4. THE APPLICANT WILL INDEMNIFY AND SAVE HARMLESS THE RAILWAY AGAINST ALL TAXES, RATES AND ASSESSMENTS AT ANY TIME LEVIED OR ASSESSED AGAINST THE WORKS OR AGAINST THE LANDS OF THE RAILWAY BY REASON OF THE PRESENCE OF THE WORKS.
5. NEITHER THIS LICENSE NOR ANY RIGHT, INTEREST OR PRIVILEGE HEREUNDER IS SUBJECT TO ANY ASSIGNMENT OR SUB-LEASE WITHOUT HAVING FIRST OBTAINED THE CONSENT IN WRITING OF THE RAILWAY.
6. THIS LICENSE MAY BE TERMINATED AT ANY TIME AFTER THE DATE HEREOF BY EITHER PARTY GIVING TO THE OTHER PARTY NOT LESS THAN THIRTY (30) DAYS' NOTICE IN WRITING OF INTENTION TO TERMINATE.

DATED AT AS AT THE DAY OF 19

SIGNED, SEALED AND DELIVERED
in the presence of

CITY OF DARTMOUTH

Mayor

City Clerk

THE RAILWAY HEREBY CONSENTS TO THE CONSTRUCTION AND MAINTENANCE OF THE WORKS REFERRED TO HEREIN AND UPON THE TERMS AS ABOVE SET FORTH.

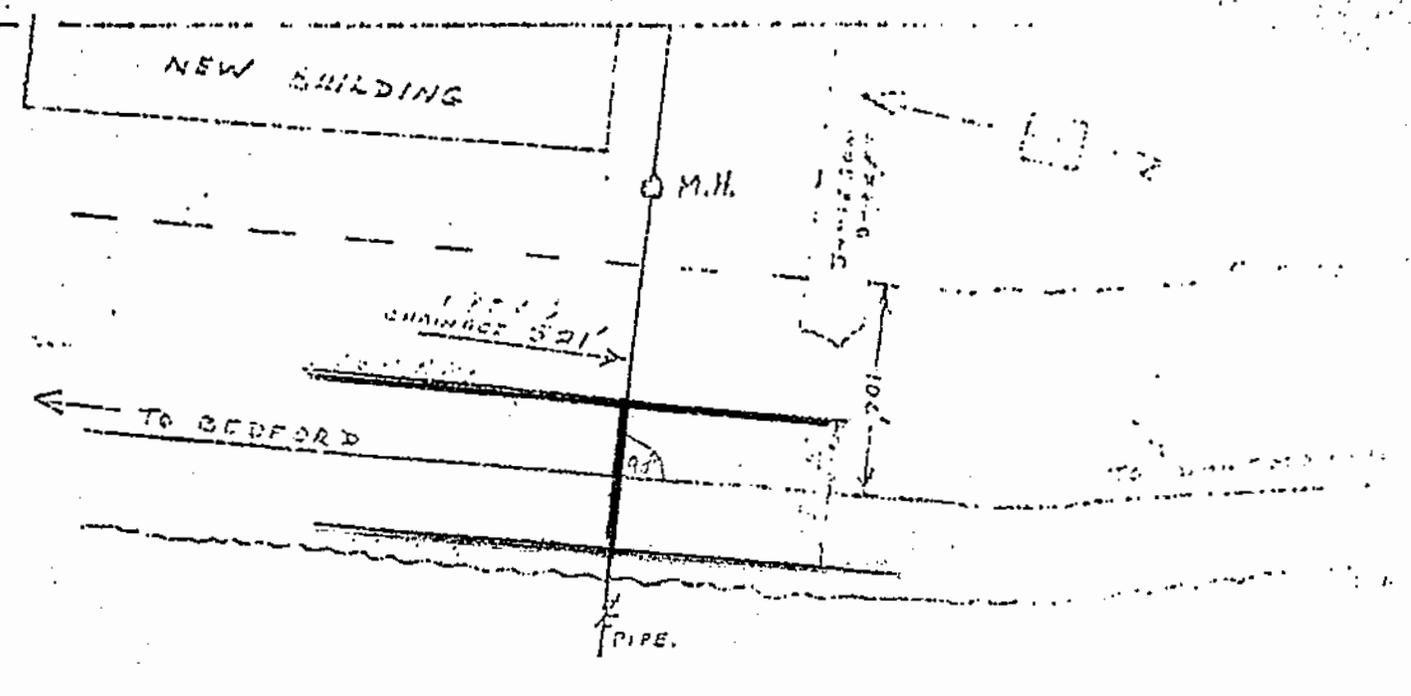
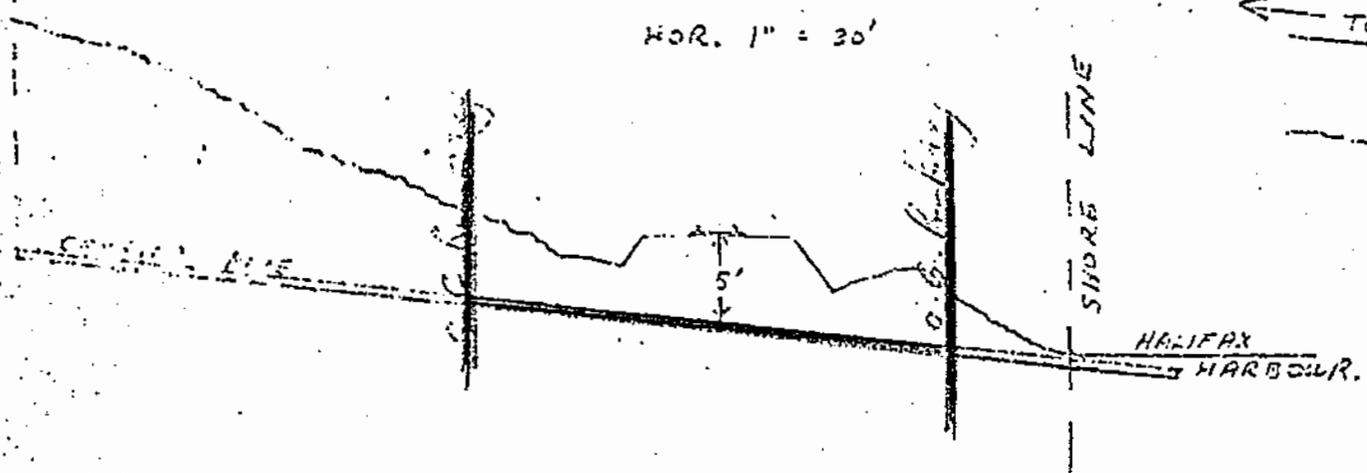
CANADIAN NATIONAL RAILWAY COMPANY

PER _____
Manager of Real Estate

RECEIVED AT TO FORM
[Signature]

SECTION

SCALE VERT. 1" = 10'
 HOR. 1" = 20'



LOCATION PLAN
 Scale 1" = 100'

TECHNICAL DATA.

Carrier Pipe.

Contents to be handled	Storm Water
Diameter,....inside	15"
.....outside	19"
Material and type of pipe	Concrete to ASTM C-76, Class 1V
Weight per lineal foot	133 LBS
Test pressure	3750 LBS.
Type of joint	Push-on Gasket joints.
Method of installation	Laid in 2'6" wide trench, bedded on and surrounded with crushed stone.
Depth of rail to top of pipe	avg. 5'
roadway ditches	avg. 3'6"

CANADIAN NATIONAL RAILWAYS ATLANTIC REGION MARITIME AREA	
DARTMOUTH SUBDIVISION-MILE 81.69	
JAMIESON ST., DARTMOUTH, N.S.	
PLAN TO ACCOMPANY LICENSE FROM HER MAJESTY THE QUEEN TO THE CITY OF DARTMOUTH FOR CONCRETE STORM PIPE CROSSING	
Made By: PJA Roy Judge Co. Ltd.	Date: 16th day Sept. 1971

February 23, 1977

RESOLUTION NUMBER 77-13

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

Stanley R. Daniels
William Nethery
Robert Campbell
Harold B. Dixon
Albert J. Woods
Lloyd D. Finter

Attachment

Encl.



C.A. MOIR
CITY ADMINISTRATOR

City of Dartmouth

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

Date: February 23, 1977
To: His Worship the Mayor and
Members of City Council
From: C. A. Moir, City Administrator
Subject: Tender for Sand, Gravel and Stone

I attach hereto a copy of Memorandum addressed to me from the Purchasing Agent dealing with the supply of sand, gravel and stone for the Works Department for the year 1977.

Having been present at the opening of the Tenders, I concur in the recommendations contained in the Memorandum from the Purchasing Agent.

With regard to the last item - sand, stone and gravel F.O.B. Plant - I would like to advise Council that the amount of product picked up by City vehicles at the Plant is a minor amount in comparison with the total amount of sand, stone and gravel used by the City. The savings in sending a truck to Conrad Brothers as compared to sending one to Shubenacadie would be substantial both in gasoline and labour costs.

Respectfully submitted,

C. A. Moir,
City Administrator.

CAM:vmc
Attachment

Encl.

DATE: February 23, 1977
TO: Mr. C.A. Moir, City Administrator
FROM: W.M. Whitman, Purchasing Agent
SUBJECT: Tender for Sand, Gravel and Stone

Tenders were received and opened for the supply of sand, gravel and stone for the Works Department for the year 1977.

Companies who tendered with their prices are listed on the accompanying sheet. In each case the low price has been underlined.

This tender has been checked with the Engineering Department and we make the following recommendations:

On FOB Job Site items Steed & Evans Limited are low on coarse sand at \$3.25 per ton and Atlantic Sand & Gravel Limited are low on stone for seal coating at \$4.70 per ton so we recommend these two items be awarded to the two companies. Conrad Brothers Limited are low on the balance of the items - concrete sand at \$4.30 per ton, 1" stone at \$3.20 per ton, 2" stone at \$3.15 per ton, 3" stone at \$3.10 per ton, Class A gravel at \$2.95 per ton, Class B gravel at \$2.90 per ton, Class C gravel at \$2.85 per ton, Class D gravel at \$2.80 per ton, Pit Run gravel at \$1.60 per ton, blown rock at \$2.30 per ton and waste material from pit at \$1.30 per ton. We recommend all these items be awarded to the low bidder Conrad Brothers Limited.

On FOB Plant items Conrad Brothers Limited and Steed & Evans Limited are both low at \$2.50 per ton on coarse sand and we recommend this item be awarded jointly to the two companies. Atlantic Sand & Gravel Limited are low on stone for seal coating at \$3.50 per ton and we recommend this item be awarded to this company.

Conrad Brothers Limited are low on coarse sand at \$2.50 per ton, 1" stone at \$2.40 per ton, 2" stone at \$2.35 per ton, Class D gravel at \$2.00 per ton, Pit Run gravel at \$.80 per ton, blown rock at \$1.50 per ton and waste material at \$.50 per ton. We recommend these items be awarded to Conrad Brothers at the prices shown.

Nova Scotia Sand & Gravel Limited of Shubenacadie are low FOB Shubenacadie on concrete sand at \$3.25 per ton, 3" stone at \$1.65 per ton, Class A gravel at \$1.90 per ton, Class B gravel at \$1.75 per ton and Class C gravel at \$1.65 per ton, however because the cost of trucking would be excessive from Shubenacadie we recommend these five items be awarded to Conrad Brothers Limited of Dartmouth because of the short truck haul which will overcome the difference in price. Conrad Brothers prices are shown on the sheet attached and are next low bidder.

For your information the two most widely used items are Class B gravel and 1" stone and the price this year is exactly the same as last years price.

W.M./mem

Encl.

1977

F.O.B. JOB SITE - DELIVERED SUPPLIERS TRUCK

PER TON

COMPANY	CONCRETE SAND	COARSE SAND	1" STONE	2" STONE	3" STONE	STONE FOR SEAL COATING	CLASS A GRAVEL	CLASS B GRAVEL	CLASS C GRAVEL	CLASS D GRAVEL	PIT RUN	BLOWN ROCK	WASTE
BRAD BROTHERS LIMITED	<u>\$4.30</u>	\$3.30	<u>\$3.20</u>	<u>\$3.15</u>	<u>\$3.10</u>	\$5.30	<u>\$2.95</u>	<u>\$2.90</u>	<u>\$2.85</u>	<u>\$2.80</u>	<u>\$1.60</u>	<u>\$2.30</u>	<u>\$1.30</u>
MUNICIPAL SPRAYING & CONTRACTING LTD.			\$4.40	\$4.20	\$4.10	\$5.65	\$4.20	\$3.90	\$3.80	\$3.60		\$3.40	
BRAD & EVANS LIMITED	\$4.75	<u>\$3.25</u>	\$3.45	\$3.45	\$3.35	\$6.50	\$3.45	\$3.35	\$3.25	\$3.05	\$2.75	\$2.75	\$2.25
ANTIC SAND & GRAVEL LIMITED			\$3.95	\$3.70	\$3.70	<u>\$4.70</u>	\$4.05	\$3.85	\$3.75	\$3.60		\$3.20	
SCOTIA SAND & GRAVEL LIMITED	\$6.10	\$5.85	\$5.75		\$4.50		\$4.75	\$4.60	\$4.50		\$3.85		\$3.85

F.O.B. PLANT

PER TON

BRAD BROTHERS LIMITED	\$3.50	<u>\$2.50</u> *	<u>\$2.40</u>	<u>\$2.35</u>	\$2.30	\$4.50	\$2.15	\$2.10	\$2.05	<u>\$2.00</u>	<u>\$.80</u>	<u>\$1.50</u>	<u>\$.50</u>
MUNICIPAL SPRAYING & CONTRACTING LIMITED			\$3.10	\$2.90	\$2.80	\$4.35	\$2.90	\$2.60	\$2.50	\$2.30		\$2.00	

F.O.B. PLANT

PER TON

COMPANY	CONCRETE SAND	COURSE SAND	1" STONE	2" STONE	3" STONE	STONE FOR SEAL COATING	CLASS A GRAVEL	CLASS B GRAVEL	CLASS C GRAVEL	CLASS D GRAVEL	PIT RUN	BLOWN ROCK	WASTE
& EVANS LIMITED	\$4.00	<u>\$2.50</u>	\$2.70	\$2.70	\$2.60	\$5.75	\$2.70	\$2.60	\$2.50	\$2.30	\$2.00	\$2.00	\$1.50
TIC SAND & GRAVEL LIMITED			\$2.75	\$2.50	\$2.50	<u>\$3.50</u>	\$2.85	\$2.65	\$2.55	\$2.40		\$2.00	
SCOTIA SAND & GRAVEL LIMITED	<u>\$3.25</u>	\$3.00	\$2.90		<u>\$1.65</u>		<u>\$1.90</u>	<u>\$1.75</u>	<u>\$1.65</u>		\$1.00		\$1.00



City of Dartmouth

C.A. MOIR
CITY ADMINISTRATOR

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

Date: February 24th, 1977

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

From: Mr. C. A. Moir,
City Administrator

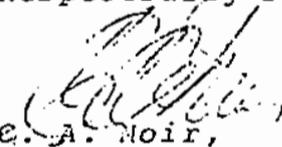
Subject: Tender for Furniture and Storage Equipment
for New Operations Building

I attach hereto a copy of memorandum from the Purchasing Agent dealing with tenders for furniture and storage equipment in the City of Dartmouth Operations Building.

It was difficult to reproduce a tabulation of the Tenders submitted by the 15 Companies submitting Tenders for the supply of this equipment. A spread sheet has been prepared and is available for review.

I would recommend that City Council award the Tenders as recommended in the memorandum from the Purchasing Agent.

Respectfully submitted,


 C.A. Moir,
 City Administrator.

CAM:vmc
Attachment

adjustable height
swivel/tilter for use
with clerical desks

limited

8

2

Credenzas 72" x 20"
with sliding door &
lock for use by
operation managers

Youlds Stationery
Limited

\$204.00

\$ 408.00

MEMO

DATE: February 23, 1977
 TO: Mr. C.A. Moir, City Administrator
 FROM: W.M. Whitman, Purchasing Agent
 SUBJECT: Tender for Furniture and Storage Equipment for New Operations Building

Tenders have been received and opened for the supply of furniture and storage equipment for the new Operations Building in Burnside Industrial Park.

This tender was advertised in all the local papers and a total of 15 companies submitted tender for the supply of the equipment.

This tender has been checked with the Engineering Department and we recommend the following companies be awarded the specified items at the prices shown:

ITEM #	QUANTITY	ITEM	COMPANY	UNIT PRICE	TOTAL
1	15	Desks - 42" x 30" Birch for foremen & Miscellaneous use	Seaman Cross Ltd.	\$115.00	\$1,725.00
2	2	Desks Walnut - 36" x 72" double pedestal for Works and Water operation managers	Youlds Stationery Limited	\$234.00	\$ 468.00
3	9	Desks - 30" x 60" wood for clerical help	Seaman Cross Ltd.	\$165.00	\$1,485.00
4	2	Secretarial L-shaped desks - 30" x 60" with 36" x 19" runoffs for typewriter	MacGregor Contract Sales Limited	\$235.00	\$ 470.00
5	15	Vinyl covered arm chairs - adjustable height - swivel tilter for use with foremen's etc. desk	MacGregor Contract Sales Limited	\$ 50.50	\$ 757.50
6	2	Upholstered armchairs adjustable height - swivel/tilter type for use with operation managers desks	MacGregor Contract Sales Limited	\$ 81.50	\$ 163.00

Low bidder at \$77.70 quoted on a low-backed chair which we do not consider satisfactory for this use.

7	11	Upholstered armchairs adjustable height - swivel/tilter for use with clerical desks	Business Furnishings Limited	\$ 53.95	\$ 593.45
8	2	Credenzas 72" x 20" with sliding door & lock for use by operation managers	Youlds Stationery Limited	\$204.00	\$ 408.00
9	16	Coat trees - wooden 2" square, 6' high for different offices	Wilson Office Specialty Limited	\$ 24.00	\$ 384.00

Low bidder at \$21.74 quoted on steel coat tree not as specified.

ITEM #	QUANTITY	ITEM	COMPANY	UNIT PRICE	TOTAL
10	13	Rectangular tables 30" x 60" x 30"H for miscellaneous use in offices and lunchrooms	MacGregor Contract Sales Limited	\$ 49.50	\$ 643.50
11	1	Conference table 48" x 120" walnut laminated finish - steel frame for use in Conference room	Business Furnishings Limited	314.25	\$ 314.25
12	2	Rectangular shelf tables 30" x 60" with plastic laminated surface & steel legs for operations room, checking drawings, etc.	MacGregor Contract Sales Limited	\$ 49.50	\$ 99.00
13	60	Stacking chairs polypropylene with steel tubular frame for use in lunch room and miscellaneous uses	Ven Rez Products Limited	\$ 11.48	\$ 688.80
14	8	Stacking chairs upholstered, tubular welded frame for use in offices	MacGregor Contract Sales Limited	\$ 14.58	\$ 116.64
15	10	Upholstered armchairs swivel/tilter type for Conference Room	Business Furnishings Limited	\$ 85.29	\$ 852.90

Low bidder at \$55.75 is quoting on poorer quality lightweight chair which we feel would not stand up.

16	2	Bookcases - wood 42"H x 36"W with three shelves for operation managers offices	Citadel Office Equipment Ltd.	\$ 135.00	\$ 270.00
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Items 17 to 31 inclusive see below -

32	9	Steel work benches 30"L x 24" x 36"H	Atlantic Store Fixtures	\$ 88.51	\$ 796.59
33	3	Heavy duty steel work benches 60"L x 24"W with locking casters	Hillcrest Agencies Limited	\$ 128.71	\$386.13
34	3	Heavy duty steel work benches 72"L x 24"W	Atlantic Store Fixtures	\$ 97.51	\$292.53
35	12	Drum rocker barrel stands for handling 45 gallon drums with nylon non-sparking wheels	Diversified Engineered Products	\$ 37.27	\$447.24

ITEM #	QUANTITY	ITEM	COMPANY	UNIT PRICE	TOTAL
36	2	Platform trucks 30" x 60"	Hillcrest Agencies Limited	\$ 180.00	\$ 360.00
37	1	Rolling ladder with hand rails, ball bearing casters, side rails and frames to be electrically welded, 1" steel tubing - Height 54"	A-1 Shelving Limited	\$ 158.00	\$ 158.00
<p>Low bidder at \$153.00 is quoting on a ladder with a different base than specified and frame is not 1" steel tubing.</p>					
38	1	Rolling steel ladder with platform height - 34". Base - 20" x 34"	Atlantic Store Fixtures Ltd.	\$ 83.25	\$ 83.25
39	2	Hand trucks with two 6" wheels - 50" H	Hillcrest Agencies Limited	\$ 28.60	\$ 57.20

Items 17 to 31 inclusive is made up of the shelving and racking for the stores department. Seven companies tendered on this shelving and racking and the prices ranged from \$13,663.67 to \$21,347.35. We met with a representative of the low bidder Hillcrest Agencies Limited and his tender appears to meet all our specifications so we recommend the shelving and racking be awarded to Hillcrest Agencies Limited for their total price of \$13,663.67.

Delivery in most cases is from three to four weeks with some material from stock. The total of this tender amounts to \$25,683.65. This furniture and equipment will be a capitol expenditure allowed for in the cost of the building.



W.R./mam

Dartmouth, N.S.

March 2/77.

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

Present - Mayor Brownlow

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

OPERATING BUDGET

FIRE PROTECTION

Council met to resume consideration of the 1977 operating budget estimates and proceeded with the debate from the Feb. 23rd meeting when a motion was introduced to take on sixteen additional men for the Fire Dept., as recommended by Fire Chief Findlay. Ald. Fredericks and Kavanaugh moved in amendment that only 8 additional firemen be hired and provided for in the budget.

The debate again centered mainly around the present level of productivity in the Fire Dept. with the shift system in effect, Ald. Kavanaugh and Cote in particular expressing concern that we may not be receiving the best level of service possible from the Department with the work schedule under which it is being operated. Ald. Cote asked that Mr. Moir look further into the feasibility of a different shift system (ie. eight hours on duty and eight hours off), in view of the fact that contract negotiations with the union representing the firemen are coming up before the end of this year and the item could be discussed at that time. Some members of Council indicated they would have preferred a recommendation from the City Administrator on the number of additional firemen required and a motion requesting an opinion from Mr. Moir at this point in the debate was moved by Ald. Greenough, seconded by Ald. Hart. The motion carried by a vote of 9 to 4. He explained why recommendations were not included in his report which accompanied the 1977 estimates and pointed out that eight additional men in the Fire Dept. would at least be an improvement over the present situation. Taking into

account the City's financial position, his recommendation was in favour of hiring eight new men for the Fire Dept. (It was noted that two positions are still be be filled as previously authorized and this in effect would provide ten additional men.) When the amendment was put, it carried with Ald. Thompson, Crawford, Irvine and Ritchie voting against. The amended motion carried with Ald. Ritchie and Thompson voting against. Mr. Moir advised that he has made a note of Ald. Cote's request for consideration of the Fire Dept. work schedule.

The Fire Protection estimates were gone over in detail and were approved with the above amendment, on motion of Ald. Kavanaugh and Irvine. A budget reduction of \$53,000. resulted from Council's action in approving only eight additional firemen for 1977.

ENVIRONMENTAL
DEVELOPMENT
SERVICES

Mr. Bayer was present to answer questions concerning the budget estimates for Environmental Development Services, which include provision for participation by the City of Dartmouth in the World Fisheries Exhibition to be held in Halifax later this year. Based on a recommendation from Mr. Moir and on motion of Ald. Irvine and Ritchie, an additional \$5,000. amount was projected for this item, bringing the total estimates to \$15,000. Ald. Kavanaugh felt that the Industrial Commission budget, in the amount of \$39,300., should be capitalized under the Industrial Park operation and costs recovered from the square footage charged for the sale of land in the Park. He discussed this point further with Mr. Cohoon before moving approval of the Environmental Development Services budget as amended; the motion was seconded by Ald. Irvine and it carried.

OTHER PROTECTION

Operation of the Building Inspection Dept. comes under the general heading of "Other Protection" and Mr. Bayer explained the individual budget items, noting the provision for reintroduction of a program whereby students are hired during the summer months to assist senior and disabled homeowners in cleaning up their properties. This item accounts for an expenditure increase in the amount of \$3,300.

and was retained in the budget, which received approval without any change, on motion of Ald. Kavanaugh and Smith.

POLICE PROTECTION

Police Chief Smith provided information on the operation of his department, pointing out that the most significant item in his budget involves a request for 21 additional police officers. He stressed the need to strengthen the Drug Investigation Unit, the Detective Division and the Juvenile Squad, indicating that the remainder of the 21 officers requested would be allocated among the four platoons. Reference was made to the increasing number of man hours required for investigation work as criminal activity becomes more sophisticated and it was recognized by Council that the present detective and drug units in particular should be reinforced to deal with drug-related crimes, armed robberies, hostage-taking and other criminal acts noted in the Police Chief's report. Ald. Crawford was particularly concerned about this situation and moved that 21 additional men be authorized and provided for in the budget as requested by Chief Smith; Ald. Irvine seconded the motion.

As the debate began, Ald. Fredericks suggested that the City should be receiving a portion of the taxation revenue from liquor sales, to cover some of the costs relating to enforcement of the Liquor Control Act. He moved in amendment that 8 new officers be provided for in the budget for the Police Dept. This amendment was seconded by Ald. Smith. Some of the members speaking in support of the amendment pointed out that there are still four switch-board operators to be hired for the Police Dept. thereby freeing four officers for duty. Ald. Greencough questioned the cost of overtime for the department in 1976 (\$121,000); Mr. Moir and Chief Smith explained that much of this relates to courtroom time spent by police officers required to give testimony. Ald. Crawford and Valardo opposed the amendment, while Ald. Irvine raised a number of questions concerning the hiring of Holland College graduates and the possibility of bringing in 21 recruits from the College for the summer months

Both points were taken up with Chief Smith and discussed. He stated that the level of training at Holland College is very satisfactory, but explained why he prefers to hire and train men from Dartmouth who have the advantage of being familiar with the local area. Mr. Moir was asked to comment on the request for 21 officers for the Police Dept. and he felt that ten would be a reasonable number, taking into account the fact that there are four switchboard operators approved from 1976 still remaining to be hired. When the amendment was put, it was defeated.

An amendment moved by Ald. Greenough and Williams, approving the hiring of ten additional men, was adopted and the amended motion carried.

Ald. Kavanaugh made several inquiries concerning the equipment and vehicles projected for the Police Dept. as Capital Expenditures out of Revenue, pointing out that the same number of vehicles will not be required in view of Council's decision to reduce the number of additional officers. On motion Ald. Smith and Kavanaugh, the purchase of additional vehicles was reduced to include only the 3 motorcycles and two smaller-type unmarked cars. With this and the previous amendment, the Police Protection estimates were approved without any further change at this time, on motion of Ald. Kavanaugh and Smith.

LAW ENFORCEMENT

The Law Enforcement budget remains the same as the actual figure for 1976 and it was approved on motion of Ald. Kavanaugh and Smith.

Meeting adjourned.

N.C. Cohoon
City Clerk.

Dartmouth, N. S.

March 9/77.

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

Present - Deputy Mayor Kavanaugh

Ald. Smith	Crawford
Ritchie	Fredericks
Hart	Backewich
Thompson	Valardo
Irvine	Greenough
City Comptroller, D. McBain	
City Clerk-Treasurer, N. C. Cohoon	

Council met to deal with further departmental budget estimates. A motion was first adopted, however, to forward a letter expressing Council's sympathy to Mrs. Granfield, wife of former Ald. Laurie Granfield. The motion was moved by Ald. Irvine, seconded by Ald. Ritchie.

DATA PROCESSING
MACHINE

The City Clerk advised Council of an opportunity which the City presently has to purchase a data processing machine, (model PDP 11/45), other than the one originally authorized (model PDP 11/34). The system being offered for sale to the City can be acquired for \$96,000., plus \$54,000. for peripheral equipment, and it would have sold originally for \$156,000. when it was acquired by the company presently using it, Dymaxion Research Ltd. Being a larger machine, it could handle from one-third to fifty percent more work than the model authorized for purchase at \$150,000. Council was asked to give approval in principle for purchase of the larger system from Dymaxion, subject to details being worked out with the company and Digital Equipment Corp. A motion to this effect was adopted, moved by Ald. Ritchie and Valardo.

TRANSPORTATION
SERVICES

The budget discussions then resumed, dealing first with Transportation Services. Mr. Fougere, Mr. Purdy and Mr. Murray were present from the Engineering Dept. to explain individual items and answer questions. Ald. Smith and Crawford moved the approval of the estimates

for Transportation Services. Questions were raised concerning the \$40,000. item included for converting traffic signs in the City to metric, and it was moved in amendment by Ald. Irvine and Smith that the amount be deleted. Some members felt that the item will have to be retained if conversion to metric is mandatory for 1977. Ald. Fredericks was in favour of having this clarified for Council by the City Clerk before making a decision one way or the other on the estimate. He therefore moved deferral for further information. The motion was seconded by Ald. Hart and it carried with Ald. Valardo and Crawford voting against.

Inquiries from Ald. Valardo pertained to salary items and in particular, to the increase projected for the duty man stand-by. Mr. Fougere explained how this position is maintained with a seven-hour stand-by salary being paid at present to whatever employee is on duty; during this period, the employee is on call at his home rather than at the Works building. Several members agreed with Ald. Valardo that the scheduling arrangement for this position should be reviewed and the City Clerk said he would bring the matter to the attention of the City Administrator and discuss it further.

An amendment introduced by Ald. Irvine and Valardo, which would have reduced the item for snow plowing by \$30,000., was defeated. The budget review continued with specific items being questioned by Ald. Fredericks and Crawford. Ald. Smith and Greenough considered the estimates for this department to be valid from the point of view that citizens are able to see where their tax dollars are going; they both spoke in support of the motion to approve the estimates as presented. When the motion was put, it carried. With a \$30,000. revision noted by the City Comptroller for Street Signs, the total budget approved for Transportation Services was

in the amount of \$2,947,900.

ENVIRONMENTAL
HEALTH SERVICES

Mr. Fougere provided information on items questioned by Ald. Crawford and Fredericks in the Environmental Health Services budget, after which these estimates were approved without change, on motion of Ald. Irvine and Ritchie.

HEALTH SERVICES

The budget for Health Services, in the amount of \$1,500., was approved on motion of Ald. Irvine and Fredericks.

SOCIAL SERVICES

Mr. McNeil gave a brief review of the cost-sharing arrangements with the other two government levels, whereby three-quarters of our general assistance costs come back to the City and in fact, represents an income to the community from outside sources. He stressed the importance of attempting to keep people in their own homes as a means of avoiding the major costs associated with institutional care of various types, and later commented in this connection on the several rehabilitation programs carried on by his department as a preventive service to the community.

The City Comptroller advised Council of a revision in the amount of \$112,000. to be added under Salaries - Administration. Ald. Backewich questioned the \$12,000. item for a tax assistance officer. He said it was his understanding that Council intended someone from the Social Services Dept. to take over this job rather than hiring another person for it. He also requested a clearer breakdown in cost-sharing information when the Social Services estimates are being prepared for next year so that Council can see exactly where we receive assistance and the amount.

Ald. Ritchie noted the increase in cost for the Private Homes item and discussed this point further with Mr. McNeil. The City Clerk and later, Ald. Hart, commented on the heavy caseload presently being carried

by each of the social workers in this department, and reference was also made by Ald. Hart to the difficult circumstances under which people in the department are working with the degree of overcrowding in the downstairs offices. The department was commended by Ald. Hart and Fredericks for the programs offered and for an efficient operation generally in the light of increasing demands for social assistance, based upon economic factors which the City cannot foresee or control. With the salary revision noted above, the Social Services budget was approved in the total amount of \$4,283,700., on motion of Ald. Valardo and Hart.

RECREATION

Mr. Atkinson was present in connection with the Recreation Dept. budget. He first answered questions from Ald. Hart concerning the operation of the van used by the department. She suggested that a check should be maintained to be sure this vehicle is not being used by the employee late at night. Ald. Fredericks asked about the possibility of receiving additional grants from the Provincial Recreation Dept. and Mr. Atkinson listed the items for which we receive financial assistance from the Dept. at present. He made note of a suggestion from Ald. Fredericks that consideration be given to selling advertising space on the boards around City rinks. Ald. Irvine and Crawford then moved approval of the estimates for the Recreation Dept.

Ald. Thompson asked if electricity costs could not be reduced considerably at the three rinks by controlling the heating units and turning them off when not required. Ald. Hart and Thompson moved in amendment that provision for heating all three of the rinks be deleted from the budget for this year. Ald. Fredericks and Greenough opposed the amendment, but agreed that efforts should be made to economize on heating costs

wherever possible. Ald. Irvine said it would be worthwhile having further information on the costs involved when these heating units are on and he moved deferral for information on the cost factors. The motion to defer was seconded by Ald. Greenough and it carried with Ald. Hart voting against.

In dealing with the Capital Expenditures out of Revenue for Recreation, Ald. Fredericks and Irvine introduced an amendment deleting an estimate of \$8,500. for improvements in the Sullivan's Pond area (stone wall, etc.), the idea being that application for this work would be made through the Canada Works program. Ald. Crawford spoke against the amendment which carried (Ald. Valardo, Ritchie and Crawford voting against).

Ald. Fredericks asked that consideration be given to the idea of heating our rinks from the exhaust which comes from the compressors and/or with heat pumps. (At this point, Council agreed to continue meeting beyond 11:00 p.m., on motion of Ald. Greenough and Irvine.) The expenditure projected for improvements to the swimming pool in the Dartmouth Park area was questioned and Ald. Greenough and Irvine moved deferral of this item until the next meeting for clarification as to whether or not it was intended to close the pool and not repair it further. Ald. Fredericks asked for information on the number of children using it. The motion to defer carried and the original motion, as amended, also carried.

OTHER RECREATION

The estimates for Other Recreation were approved without change, on motion of Ald. Greenough and Valardo.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N.S.

March 7/77.

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

Present - Mayor Brownlow

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

BUDGET

Council met to continue with the 1977 budget estimates.

The Mayor addressed Council briefly, expressing his concern that material of a confidential nature has been released to the press in connection with an investigation being carried out by the City Police Dept.

SCHOOL BOARD
ESTIMATES

Supt. Harrison and Mr. Hubley were present for the School Board estimates and to answer questions from the members. Ald. Fredericks, Chairman of the Board, advised Council that both the Board and their Finance Committee have reviewed the budget items, deleting an amount of \$118,000. originally included for installation of sprinkler systems in a number of City Schools. Several questions were directed to the Supt. with regard to the provision for hiring 27 additional teachers, if this number receives approval from the Education Assistance Committee; the gross expenditure involved is \$188,000. Supt. Harrison indicated that in recommending the additional teachers, we are trying to get back to the level of service in the school system being provided before last year's reduction in the teaching staff. Inquiries from Ald. Cote concerned the terms of the agreement we have with DND for the rental of Shannon Park School; Mr. Cohoon explained these in further detail for Council's information.

Various individual items were questioned, including the projection for Driver Education and for library materials. No changes or reductions were proposed and approval of the estimates was moved by Ald. Fredericks and Greenough. An amendment put forward by Ald. Amith and Valardo made the

approval conditional upon approval from the Education Assistance Committee for the 27 teaching positions added this year. The amendment carried and the amended motion carried.

Moving on to the Capital Expenditures out of Revenue projections for the School Board, Ald. Kavanaugh requested an explanation for the \$200,000. item included to install and provide a ventilation system in the John Martin Jr. High School. Mr. Cohoon provided the background information on this proposed expenditure, noting that we would hope to obtain cost-sharing as we did when other work was done at John Martin last year. Ald. Kavanaugh and Smith moved approval of the estimates for Capital Expenditures out of Revenue (School Board) as presented, subject to cost-sharing on item #11 which is the ventilation system for John Martin. Ald. Fredericks said he would rather see Council approve this item without any conditions, leaving the Board free to call for tenders and determine what price will come in for the project. The general opinion of Council was that the Board can go ahead with the tender call anyway. The motion carried.

Ald. Valardo said he would question whether we are always receiving value for our dollars from consultants hired by the City; he felt that this point bears looking into further.

The estimates for the Museum were approved without change, on motion of Ald. Smith and Williams.

HUNTINGTON MUSEUM

DARTMOUTH REGIONAL LIBRARY

Ald. Kavanaugh, Chairman of the Regional Library Board, advised Council that the estimates projected for the Dartmouth Library are required to maintain the present level of service, but in addition it is proposed that an item in the amount of \$20,000. be added to permit the opening and operation of a branch library facility in the Shannon Park area. Ald. Smith and Crawford moved approval of the Library budget as presented. Ald. Cote suggested that the \$20,000. figure projected to permit the opening of a new branch in the north end of the City is small compared with the service that would be provided. He moved in amendment, seconded by Ald. Backewich, that an amount of \$20,000. be included in the budget for a branch

library facility in Shannon Park. Ald. Backewich outlined the arrangements being negotiated with the Base Commander for use of a section of a building in Shannon Park close to the school as the location for a branch library service.

Ald. Fredericks said he could not support the amendment because the Library Board has not had an opportunity to consider the proposal. Ald. Valardo and Crawford also expressed their opposition, suggesting that there are too many unknown factors involved, including the question of approval from Ottawa for use of the DND building and the matter of related costs if approval is granted. Ald. Hart asked if the item could not be approved in principle if it is understood that Council will be looking at it again once all of the details have been worked out. Ald. Greenough said he agreed with this approach. When the amendment was put, it carried with Ald. Fredericks, Thompson, Crawford, Valardo and Smith voting against; the amended motion carried by the same vote.

FISCAL SERVICES

Details were provided by Mr. Cohoon on the estimates for Fiscal Services and the section of the budget covering these items received approval on motion of Ald. Kavanaugh and Greenough.

GENERAL GOVERNMENT

Several revised figures were given for General Government items before the general discussion began. Ald. Fredericks expressed concern that there appears to have been no action taken to reduce heating and energy costs in City buildings, as proposed by him in a resolution before Council some time ago. Mr. Moir commented on the efforts being directed by the City Engineer toward this end and said he would ask Mr. Fougere for a report to Council indicating just what has been done. Ald. Fredericks said he felt there should be provision in the General Government budget for a Provincial and Canadian flag in the Council Chamber, as there are in other municipal chambers. The Mayor said this expenditure would be covered.

Ald. Williams and Thompson then moved that the salary increase projected for Aldermen be deleted. Most members of Council speaking against the motion favoured a progressive minimal increase each year in the salaries paid to Aldermen,

rather than letting a number of years go by and coming in with a major increase for any one particular year. The other opinion generally expressed was that members of Council give many hours of their time and accept considerable responsibility in comparison with the salary they receive. Ald. Valardo felt that the Mayor should receive a higher salary than is presently paid, taking into account the work and responsibility involved in this position. Following the debate, the motion was put and declared defeated with Ald. Williams and Thompson voting in favour.

Ald. Smith and Hart moved the approval of the General Government estimates as presented. Questions from Ald. Kavanaugh and Greenough concerned the items under the general heading of 'Financial Management'. Mr. Cohoon responded to these questions, pointing out in his explanation that it will be necessary for some time to maintain two data processing operations simultaneously while the new system is being set up and the old one phased out. Ald. Valardo and Thompson made inquiries re pension costs and arrangements, these items being discussed with Mr. Moir and Mr. Cohoon. Ald. Crawford suggested that the use of less expensive grades of paper by City departments and offices would result in considerable saving. The motion on the floor carried.

Rising on a point of privilege, Ald. Crawford sought Council's permission to deal with an additional item in camera. The Solicitor advised that a two-thirds majority vote of Council would be required to add an item to the agenda. Ald. Crawford moved that issues of a confidential nature be added to the agenda to be dealt with in camera; the motion was seconded by Ald. Williams and it received the necessary two-thirds majority vote of Council.

The meeting then adjourned to move in camera, on motion of Ald. Thompson and Greenough.

N.C.Cohoon
City Clerk.

Dartmouth, N. S.

March 17/77.

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

Present - Mayor Brownlow

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

AWARD TENDER:
CONTRACT 76235

Tenders have been received as per the attached list for Contract 76235, Lake Banook excavation and berm construction. The plans and specifications for this contract have been prepared in accordance with approvals granted by the N. S. Dept. of the Environment, which also contain the recommendations of the Lakes Advisory Board. Mr. Moir recommends acceptance of the low bid received from W. Eric Whebby Ltd., in the amount of \$37,684.00, and the tender was awarded to this bidder, on motion of Ald. Irvine and Greenough. Ald. Smith asked if some clean-up work could be done on the lake bottom while Lake Banook is lowered; Mr. Moir said it may be possible to carry out some work if the ice melts in the meantime.

AWARD TENDER:
CONTRACT 7701

Tenders, as attached, have been received for Contract #7701, Oathill Lake drainage. This project involves the installation of an outfall sewer in the Prince Albert Rd. area and the work must be done while the lake is lowered. Acceptance of the bid submitted by L. J. Casavechia Contracting Ltd., in the amount of \$105,986.37, is recommended by Mr. Moir and Council proceeded to adopt this recommendation, on motion of Ald. Greenough and Irvine.

AWARD TENDERS:
PURCHASE &
REMOVAL OF HOUSES

A report from the Purchasing Agent, as attached, was considered in connection with tenders received for the purchase and removal of houses at 630, 650 and 700 Portland Street. Mr. Moir recommends to Council that tenders be awarded as outlined in the report and accept-

ance of the recommendation was moved by Ald. Greenough and Fredericks. Questions from Ald. Fredericks and Ald. Smith were discussed with Mr. Moir, after which the motion carried.

AWARD TENDERS:
CANTEEN CONCESSIONS

Tenders have been received, as per the attached report, for canteen concessions for the Gerald B. Gray Arena and the C. W. Bowles Arena, covering the period May 1/77 to April 30/80. The high bidder in each tender is Mrs. Z. M. MacKenzie and the recommendation to Council is that her tender be accepted in the amount of \$8,400. for the Gerald B. Gray Arena (3 years) and \$6,300. for the C. W. Bowles Arena (3 years). Ald. Fredericks and Thompson moved the adoption of this recommendation.

Ald. Crawford said he has received complaints that the tender call for canteen concessions was ambiguous in its wording, causing confusion for the bidders, some of whom submitted unit prices for each of the three years. A copy of the tender call was provided and the Mayor read the terms for Council's information. Mr. Moir indicated the yearly prices quoted in the bids received in this manner and in view of the fact that the difference involved in quotations is only \$100., Council generally did not favour a recalling of tenders, as suggested by Ald. Crawford. Ald. Greenough felt, however, that the Purchasing Agent should review the wording of the tender call with the idea of clarifying it by asking for quotations based on the tender price for the first year, the second year and the third year. He also asked that consideration be given to a performance bond to cover advertising costs in case the successful bidder does not operate the canteens for a full three-year period and tenders have to be recalled. The motion was put and carried.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

March 30/77.

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

Present - Mayor Brownlow

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

1977 ESTIMATES

Council met to deal further with the 1977 budget estimates and set the tax rate for 1977.

The Mayor first reported to Council on the outcome of his meeting with the Provincial Ministers of Education and Municipal Affairs re the cut-back in teachers for the Dartmouth school system. Basically, our request for reinstatement of these positions has been denied and the only concession made on the part of the Province has been to review the situation in the fall when school enrolment figures are available, at which time any necessary adjustments would receive consideration. The indication was that the Dartmouth school system is providing a level of service over and above that of other municipalities in the Province and the teaching positions requested are therefore not warranted for cost-sharing. The Mayor noted that our position taken with regard to the level of service in the Dartmouth school system was substantiated with facts and information demonstrating our need for additional staff to improve areas of the system, particularly where children with handicaps and learning disabilities are concerned. This point was also brought out by Ald. Fredericks and Kavanaugh, who accompanied the Mayor in making representation to the Provincial Ministers. Ald. Kavanaugh referred to our proportionate teacher-pupil ratio of 1 to 18, as compared with the City of Halifax, which has a 1 to 15 ratio.

Ald. Fredericks pointed out that in many of the specialized areas, we are attempting to carry out programs required of us by the Provincial Dept. of Education; he questioned how we can be expected to keep these programs at any sort of satisfactory level with continuing cut-backs in teachers. He expressed disappointment with the response from the Province to the approach made on behalf of the School Board and by the Mayor. Ald. Kavanaugh suggested that Council defer setting the tax rate and request a meeting with the Premier and the Ministers of Education and Municipal Affairs. Ald. Greenough was in favour of joining with the Dartmouth Local of the N.S.T.U. in our approach to the Province, but Ald. Valardo felt that Council and the Union should make their representations separately. Ald. Greenough pointed out that Dartmouth residents have borne high tax rates over the years in order to maintain a good school system for their children, and the Province now appears to be reducing that system to the lowest common denominator in education services throughout the Province.

Ald. Smith said that cuts must be made in the 1977 budget and he quoted figures indicating the rise in education costs even though the City's population and our school population has been decreasing. Ald. Ritchie spoke in favour of protesting to the Premier and supporting the N.S.T.U. in their attempt to have teaching positions reinstated. Ald. Irvine and Kavanaugh moved that Council defer setting the tax rate by one day pending a meeting of the Mayor and a committee of Council with the Premier and the Ministers of Education and Municipal Affairs, in an attempt to obtain additional financial assistance to the City and in particular, with reference to Dartmouth's educational system. The motion carried unanimously.

Council agreed to waive notice of meeting on this occasion and to meet again on March 31st at 7:30 p.m.

A motion to adjourn, moved by Ald. Kavanaugh and
Ritchie, carried by a vote of 8 to 5.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

April 5/77.

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

Present - Mayor Brownlow

Ald. Thompson	Kavanaugh
Hart	Backewich
Crawford	Brennan
Cote	Valardo
Ritchie	Fredericks
Smith	Greenough
Irvine	
City Solicitor, S. Drury	
City Clerk-Treasurer, N. C. Cohoon	

Students from Dartmouth High School, who participated in Civic Day, were present in the audience and at the request of the Mayor, introduced themselves before Council started to deal with the agenda.

REZONING: KINGS
ARMS APPTS. LTD.

This date was set by Council for public hearing of the rezoning application from Kings Arms Apartments Ltd., involving their lot of land which abuts Crichton Ave. The request is to rezone from R-3 to R-1 Zone, in compliance with a commitment made to the City in July of 1976 when a zoning change was permitted so that the company could proceed with construction of the Kings Arms Apartment complex. The appropriate amendment to the Zoning By-law was before Council for approval.

It was moved by Ald. Fredericks and Crawford and carried that leave be given to introduce the said By-law C-322 and that it now be read a first time.

It was moved by Ald. Ritchie and Backewich and carried that By-law C-322 be read a second time. There was no one wishing to be heard in connection with this rezoning application.

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

It was moved by Ald. Greenough and Ritchie and carried that By-law C-322 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.

MINUTES

On motion of Ald. Greenough and Hart, Council approved the minutes of meetings held on: Feb. 16, 17, 21, 23, 25, 28, March 1, 2, 7 and 9th meetings.

RECONSIDERATION:
BY-LAW C-314

Notice of reconsideration was given by Ald. Valardo at the March 1st meeting and he proceeded to move at this time that Council reconsider the action taken in approving By-law C-314, which revises the licensing fees for automatic machines, vending machines, etc. He explained why he considers the new fees to be excessive and unfair, particularly in the case of the \$125. fee set for game tables. His motion to reconsider was seconded by Ald. Crawford but it was defeated with Ald. Valardo, Hart, and Crawford voting in favour.

LETTER: BEAZLEY
BOWLING LANES

On motion of Ald. Fredericks and Cote, Council received and filed a letter from the President of Beazley Bowling Lanes re the new license fee for coin-operated machines.

REPORTS: SNOWMOBILE
OPERATION

As requested, reports have been provided by the Recreation Director and the Chief of Police on the subject of a motion introduced by Ald. Valardo, proposing that the operation of snowmobiles be banned from City lakes. The reports concur in suggesting that snowmobiles only be permitted on Russell and Morris Lakes. Mr. Lynch's report further suggests that the Engineering and Planning Departments study possible access areas off Portland St. to Russell Lake, parking areas for trailers and other ramifications such as trails over private property between the two lakes, etc. Ald. Valardo and Backewich moved that the Solicitor be directed to prepare a by-law, based on the reports from the Recreation Director and the Police Chief.

Ald. Fredericks felt that if a by-law is drafted, designating certain lakes for snowmobile use, it should remain in effect at the discretion of the Planning and Recreation Departments. Also, the Lakes Advisory Board should be asked to monitor areas around the lakes to make

sure erosion problems are not being created by snowmobile use. He asked about the status of a proposal made by him that the Provincial Recreation Dept. and the N. S. Power Corp. be approached with the suggestion that trails might be provided between Dartmouth and Truro along the Power Corp. right-of-way. The possibility of using land in our Industrial Park for snowmobile use should be considered as well he said.

Ald. Hart felt that the Lakes Advisory Board should have an input and she moved referral to staff and the Board for further study; Ald. Greenough seconded the motion. He wanted to see consultation with cross-country ski and snowmobile associations also and proposed that the by-law be all-inclusive, taking in all aspects of snowmobiling within the City and not just in relation to the lakes. Ald. Cote and Brennan referred to a report from the Recreation Advisory Board which should be taken into account, and Ald. Brennan said he would like the Lakes Advisory Board to consider that some of our watersheds are more sensitive than others. Ald. Irvine asked that a report from the Traffic Management Group be included for consideration, in addition to those already noted. The motion to refer carried.

42/ PETITION:
BIRCHWOOD TCE.

Two petitions were before Council from residents living on Birchwood Terrace, requesting (a) that sidewalks not be installed on the north side of the street, and (b) that sidewalks not be installed on the street at all. Ald. Kavanaugh and Cote moved referral to the Traffic Management Group, but during the debate, a general consensus of opinion was reached that the problem on Birchwood Tce. is not so much with the provision for pedestrians as with the heavy volume of traffic using the street. One of the residents heard by Council on this issue suggested that Stop signs or some other type of traffic control signs would improve the situation to a degree. Most members of Council who spoke during the debate were not in favour

of proceeding with sidewalks on a street where people do not want them installed. One of the DHS students participating in Civic Day expressed the opinion that there is a pedestrian problem, created in part by the number of cars which are parked on both sides of the street. The motion to refer was defeated, and a motion introduced by Ald. Valardo and Cote was then adopted to the effect that sidewalks not be installed on Birchwood Terrace, in compliance with the wishes of the residents.

ACCESS TO
BEL AYR SCHOOL

Council agreed to move forward for consideration, the item on the agenda pertaining to a request for improved access to Bel Ayr Elementary School. A petition signed by 503 residents from the Lucien/Dorothea/Stewart Harris Drive area, was submitted by Ald. Thompson; their petition requests a safe, direct pedestrian and vehicular route to the Bel Ayr School as an alternative to the longer route around by Portland Street. The School Board has indicated to Council that they do not support the proposed construction of a driveway through the Eric Graves Memorial Jr. High School grounds as a means of reaching the Bel Ayr School, and the Traffic Management Group, after considering this and other various alternatives, recommend the approval of the second option designated in their report, that is, that the barrier at the end of Swanton Drive be removed and the necessary land (approx. 476 sq. ft.) be acquired from adjacent lots to provide sufficient right-of-way to construct a normal two-way connection between Swanton and Lucien/Dorothea Drive. A presentation was given by Mr. Bayer, explaining the five options available in considerable detail. He commented on the internal problems of the school site itself, located as it is behind a number of residential lots and having restrictive features which make it difficult to develop for recreational use and to plan driveway patterns, etc. He suggested that the chain link fence erected is not

located in the right place and agreed, in discussion with the members, that there are existing problems to be resolved where Bell Street enters the school yard (ie. a turn-around area and designated parking spots being required).

Ald. Cote asked for some indication of the traffic increase likely to occur on Swanton Drive if the connection with Lucien Drive is made. Mr. Bayer expressed the opinion that the through-traffic increase is expected to be nominal; a study would be required, however, before any accurate traffic projections could be given. Ald. Cote said he was concerned that a marked increase in the traffic volume could result if option #2 is accepted and for this reason, he would favour option #4 (c) (one-way loop system) as the preferable alternative. Questions from Ald. Kavanaugh to Mr. Bayer included reference to the matter of whether Swanton Drive is able to carry additional traffic; he felt that ultimately, the City will be faced with street-widening costs to accommodate the traffic increase.

Ald. Thompson and Backewich moved the adoption of the T.M.G. recommendation in favour of option #2 (removal of the barricade and construction of a two-way connection between Swanton and Lucien Drive.) The motion was supported by Ald. Fredericks, Ritchie, Crawford, Brennan and Backewich. Ald. Smith said he would want to look at option #4 (c) more closely before coming to a decision, and Ald. Hart opposed the motion for several reasons: (1) disruption of a residential community will occur; (2) the safety factors involved for children living on both Swanton and Lucien Drive; (3) additional resulting costs not projected at this time, such as storm drainage, sidewalk installation and widening of Swanton Drive. She pointed out that the access route to John Martin Jr. High in Ward 5 is longer than the one parents are presently using around by Portland St. to get to Bel Ayr School.

Mrs. Valerie Tobin was heard by Council on behalf of parents petitioning for removal of the barricade (ie. for a more direct access route). She stated that 73% of the children attending Bel Ayr School come from the Mount Edward/Nantucket side of the barrier and maintained that parents have the right to expect an easily accessible route to the school when they wish to drive or pick up their children. Mr. Arnold Brown, a resident of Stewart Harris Drive, clarified the intent of the petition circulated, this being in response to comments from a Lucien Drive resident not wishing to see the barricade removed and questioning the understanding people had of the petition itself. Mr. Phil Elliott, Vice-President of the Bel Ayr Park Residents Assn., said that over the years, the people living in Bel Ayr Park have received assurance that Swanton Drive would be a dead-end street. His opinion was that it represents poor planning to open the cul-de-sac and permit through-traffic on a street where the safety of children will be jeopardized. Like Ald. Hart, he also felt that the \$7,000. figure projected for option #2 is only the beginning of the costs involved. Other Bel Ayr residents heard in opposition to the opening of Swanton Drive were Mrs. Parsons, Art Denton, Marie MacLellan and Mr. MacLean.

Ald. Hart followed up further on the question of a study to determine traffic patterns and volume, and after discussion with Mr. Bayer, she moved referral to staff for a traffic study; the motion was seconded by Ald. Smith. Ald. Kavanaugh did not think that figures based on certain assumptions would produce valid information. He proposed opening the Swanton Drive connection for a six-month period, during which the T.M.G. could do a study and traffic count for report back to Council. After the motion to refer had been defeated, he moved in amendment that the barricade be removed on a six-month

trial basis, at the end of which time the results of a comprehensive T.M.G. study would be provided for Council's consideration. Ald. Crawford and Greenough favoured a one-year trial period as being more realistic, taking into account the cost involved to carry out the street connection. Ald. Greenough said he would also like to see a more detailed cost analysis of the Dorothea Dr. Ext. option and the other alternative of moving the existing fence up to the property line and creating a two-way driveway with a cul-de-sac (basically, a combination of options 4 (b) and (c). When the amendment was put, it was defeated. Ald. Kavanaugh and Greenough then moved in amendment that option #2 (opening of Swanton to Lucien) be conditional on a one-year trial basis. It was noted by the Mayor that Council should bear in mind the legal procedures involved when a street is to be closed; the Solicitor outlined these. Ald. Backewich and Ritchie spoke against the amendment which carried with Ald. Crawford, Thompson, Ritchie and Backewich voting against. The amended motion carried by the same vote.

(Council agreed to continue meeting beyond the hour of 11:00 p.m., on motion of Ald. Cote and Backewich.)

CH. OF COMMERCE:
STORE HOURS

In a letter to Council, the Dartmouth Chamber of Commerce has requested certain store closing limitations relating to the legislation being sought by Council at this time, which would permit the drafting of a by-law as discussed at previous meetings. Ald. Kavanaugh said he was concerned about the decision of the Chamber to request limitations, indicating a lack of trust in Council's discretion after what appeared to be a mutually-satisfactory discussion with Chamber members. Mr. Drury again undertook to explain why the City must seek a general authority for store closing before a by-law can be prepared setting out specific regulations.

There was agreement among the Council members that the Chamber and other interested groups would be consulted in drawing up such a by-law, a point on which Mr. Elliott Jacobson sought assurance during his presentation on behalf of the Chamber representatives in attendance. He indicated the willingness of the Chamber to work out a mutually-acceptable compromise with Council, particularly in regard to the closing of stores until at least noon hour on Remembrance Day - this being one of the main areas of concern by Council in attempting to secure enabling legislation. Generally, Council was in favour of proceeding with the legislation forwarded to the legislature at this sitting and a motion to this effect was adopted with Ald. Irvine voting against; the motion was moved by Ald. Greenough, seconded by Ald. Valardo.

LETTER: CRICHTON
PARK RESIDENTS
COMMITTEE

Mr. Doug Peacocke was heard by Council on behalf of the Crichton Park Residents Committee, in connection with a letter received under 'Original Communications', pertaining to traffic problems in Crichton Park. A series of six recommendations are contained in the letter and Mr. Peacocke proceeded to comment on these, seeking Council's approval for some of the recommendations at this time. On motion of Ald. Greenough and Ritchie, the matter was referred to the T.M.G. for consideration and report to the May Council meeting. It was agreed that a representative of the MicMac Mall should have an opportunity for input as well.

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

April 6/77.

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

Present - Mayor Brownlow

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

Council first proceeded to approve the following two building permits:

BUILDING PERMITS:
THERAPY UNIT

1) Application for permit to build a therapy unit on the N. S. Hospital grounds, submitted by Merlin Kerr Woodworkers; approved as recommended, on motion of Ald. Fredericks and Backewich.

DART. MARINE SLIP

2) Application for permit to build a 6,000 sq. ft. extension to the existing machine shop at the Dartmouth Marine Slip, submitted by Hawker Siddeley Canada Ltd.; approved as recommended, on motion of Ald. Fredericks and Smith.

BUDGET DEBATE

In resuming the budget discussions, it was suggested by the Mayor that Council might wish to deal with the grant recommendations from the Finance & Social Services Committee, as circulated with the agenda. Ald. Irvine and Valardo moved the approval of the recommendations from Committee. In connection with the grant request from the Matrimonial Counselling Assn. for \$1,000., Ald. Hart advised that the City would receive cost-sharing from the Province, a fact that was not realized when the Committee dealt with this organization previously. On motion of Ald. Fredericks and Backewich, Council therefore agreed to hear Mr. Al Black, representing the agency in their request for funding (Ald. Crawford and Williams voting against.)

Mr. Black explained the counselling service provided to assist low-income people in carrying out their own

uncontested divorces, and he pointed out that the City's portion of a \$1,000. grant to the Association would be only \$250. with the cost-sharing.

Ald. Cote and Hart moved in amendment that a \$1,000. grant be included for the Matrimonial Counselling Assn., subject to cost-sharing. Ald. Smith and Valardo opposed the amendment, but Ald. Brennan, Hart and Fredericks spoke in favour of it. When the vote was taken, the amendment carried with six members voting against and eight in favour. Ald. Hart introduced a second amendment, which would have reduced the grant to the Grace Maternity Hospital by \$6,200. The amendment was seconded by Ald. Valardo but it did not receive the support of Council and was defeated. Another amendment, put forward by Ald. Valardo and Crawford, to delete the Neptune Theatre grant of \$2,500., was also defeated with Ald. Smith, Crawford, and Valardo voting in favour.

In connection with an additional grant request before Council at this time, from the Dartmouth Schools Senior Band, for \$500. toward the cost of their upcoming tour of Quebec City, Ald. Fredericks and Greenough moved in amendment that a \$250. amount be approved and added to the list of organizations recommended. The amendment resulted in a tie vote and it carried with the Mayor voting in favour. The amended motion was then put and carried (Ald. Valardo voting against).

Reporting on his meeting with Provincial Ministers, the Mayor advised Council of the reinstatement of six teachers for Dartmouth in the special education area; additional teachers could also be approved by the Minister in the fall if warranted by the City's school enrolment figures. After this information was received, Ald. Ritchie and Fredericks moved that the budget recommendations from Committee be approved.

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Reporting on his meeting with Provincial Ministers, the Mayor advised Council of the reinstatement of six teachers for Dartmouth in the special education area; additional teachers could also be approved by the Minister in the fall if warranted by the City's school enrolment figures. After this information was received, Ald. Ritchie and Fredericks moved that the budget recommendations from Committee be approved.

Ald. Irvine proposed an amendment whereby Council would authorize City staff to reduce the 1977 operating budget by one million dollars or the equivalent, so that the residential tax rate will remain at \$3.56 and the commercial rate will be \$5.49; the amendment was seconded by Ald. Williams. Ald. Kavanaugh, Fredericks and Cote felt that it is Council's responsibility to decide where any budget cuts are to be made and the pros and cons of this argument were debated at some length before Ald. Kavanaugh requested a brief in camera meeting so that information relevant to the issue could be made known to the members for their consideration. At this point, Council adjourned to meet in camera, on motion of Ald. Valardo and Williams.

Having reconvened in open meeting again, it was moved by Ald. Kavanaugh and Greenough that the motion and amendment on the floor be tabled; the motion carried. On motion of Ald. Kavanaugh and Irvine, the budget was then referred back to the City Administrator and staff for in-depth study and review, with the objective of holding the 1977 residential tax rate if at all possible, and to come back to Council with recommendations on areas where it might be possible to cut the budget without damaging services. Council agreed to waive notice of meeting for April 7th at 7:30 p.m. to consider the staff recommendations and set the tax rate.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

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

Present - Mayor Brownlow

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

SET TAX RATE

Notice of meeting was waived on this occasion so that Council could meet to consider a staff report before setting the tax rate before the April 8th deadline. A motion and amendment, tabled from the April 6th meeting, were still on the floor at this time the Mayor proceeded to take the vote on the amendment. The amendment would have authorized City staff to reduce the 1977 operating budget by one million dollars (or the equivalent) to produce a residential tax rate of \$3.56 and a commercial rate of \$5.49. When the amendment was put, it was defeated. The motion remaining on the floor from April 6th was to approve the budget recommendations from Committee.

Staff recommendations, based on the motion to refer the budget back to the City Administrator for an in-depth study and review, were before Council in the form of a ten-page report which detailed budget cuts possible to maintain a residential tax rate of \$3.56. The reductions alone totalled \$853,300. and to accomplish the necessary amount of \$1,029,600. required for a \$3.56 rate, it was recommended that \$176,300. be brought forward from the surplus account of \$250,000. Ald. Irvine and Smith moved in amendment that Council accept the recommendations set out in the staff report of this date. The Mayor addressed Council briefly on the subject of the budget reductions proposed, noting that they will do the least amount of damage possible to the programs and services which we offer to citizens. He pointed out, however, that members of Council would have to realize that some limitations

will be imposed on our levels of service as a result of budget reductions. Ald. Smith and Ritchie agreed that the Aldermen should be prepared to accept the budget cuts and live with any lower levels of service accordingly. Ald. Fredericks said he would not be prepared to support the amendment and both he and Ald. Kavanaugh objected to the reductions in the School Board budget, which they considered to be excessive. Ald. Cote and Fredericks expressed concern about the recommended deletion of \$20,000. for bleachers in the Bowles Rink. Other members commented on several individual items and Ald. Hart moved that the recommendations from staff be dealt with one at a time in Committee. Ald. Fredericks seconded the motion to go into Committee, but it was defeated by a vote of 8 to 6.

Ald. Kavanaugh and Fredericks were in favour of having the rebates from Police (\$25,000.) and Fire Dept. employees (\$144,000.) applied to make up the figure for maintaining a residential tax rate of \$3.56, but the Mayor and Mr. Cohoon explained why the rebates go into the surplus account from with the amount of \$176,300. is to be brought forward. Ald. Crawford did not support the amendment on the floor and Ald. Thompson questioned whether we will not end up spending more for school maintenance next year if work required is delayed by the reductions proposed in the School Board budget. A second motion to go into Committee, to permit the introduction of further amendments, was moved by Ald. Kavanaugh, seconded by Ald. Greenough. Ald. Valardo and Irvine spoke against going into Committee and the motion was again defeated with Ald. Kavanaugh, Greenough, Crawford, Thompson and Fredericks voting in favour.

Ald. Brennan said he would be prepared to support the recommendations from staff with certain amendments, particularly in relation to the deletion of additional staff for the Police Dept. After further debate, the amendment was put by the Mayor and it carried with Ald. Kavanaugh, Thompson, Crawford and Fredericks voting against.

The Mayor advised that amendments would now be in order, based on the staff recommendations presented, and the following action was taken by Council:

- 1) Ald. Kavanaugh and Fredericks moved in amendment that the \$20,000. amount for reduction in School Library Services be reinstated. Both members urged Council's support for the amendment, but it was defeated.
- 2) Ald. Fredericks and Kavanaugh moved in amendment that \$50,000. be reinstated for school maintenance purposes. This amendment carried by a vote of 8 to 6 with Ald. Smith, Brennan, Valardo, Cote, Irvine and Williams voting against.
- 3) Ald. Brennan and Fredericks moved in amendment that Council reinstate the hiring of three police officers for half a year, amounting to approx. \$20,000. for 1977. The amendment was defeated with Ald. Brennan, Thompson, Crawford, and Fredericks voting in favour.
- 4) Ald. Irvine and Smith moved in amendment that Council delete the provision for an 8% increase in salaries for the Mayor and Aldermen, amounting to \$10,000. for 1977. The amendment was defeated.
- 5) Ald. Brennan and Crawford moved in amendment that salary increase for the Mayor and Aldermen be reduced to 6% from the 8% proposed. The amendment was defeated.
- 6) Ald. Greenough and Cote moved in amendment that the amount of \$176,300. be retained in the surplus account for application to the Water Utility debt (ie. that it be deleted from the staff proposal). The amendment was defeated by a vote of 8 to 6.
- 7) Ald. Greenough and Ritchie moved that the Bowles Rink bleachers be reinstated in the amount of \$20,000. The amendment carried by a vote of 8 to 6.

There being no further amendments from the floor, the amended motion was put and carried (Ald. Valardo voting against).

RESOLUTION #77-16

Council then proceeded to adopt Resolution #77-16, setting the 1977 tax rate at \$3.58 for residential and \$5.51 for commercial. The motion to adopt the resolution was moved by Ald. Irvine and seconded by Ald. Smith. A copy of Resolution #77-16 is attached. The motion carried unanimously.

Meeting adjourned.

N.C. Cohoon
City Clerk

March 31, 1977

RESOLUTION #77-17

WHEREAS pursuant to Sections 273 and 274 of the Dartmouth City Charter, City Council is required to approve the annual estimates of revenues and expenditures and to establish tax rates not later than April 1, 1977, and whereas City Council wishes to request the extension of time set as aforesaid pursuant to the terms of the Municipal Taxation Time Extensions Act.

RESOLVED that the Council of the City of Dartmouth hereby requests an order from the Governor in Council of the Province of Nova Scotia extending the time for approval of estimates and expenditures and the setting of tax rates for the year 1977 to the 8th day of April, 1977.

RESOLUTION #77-16

RESOLVED that the Council of the City of Dartmouth establishes a tax rate for the year 1977 on Residential property of _____ per \$100 of assessment; and a tax rate on Non-Residential property of _____ per \$100 of assessment as the tax rates it deems necessary to produce revenue equal to the total amount of expenditures estimated and approved in accordance with Section 273 of the Dartmouth City Charter.

Dartmouth, N. S.

April 18/77.

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

Present - Mayor Brownlow

Ald. Hart	Backewich	
Crawford	Brennan	Mrs. A. Manzer
Williams	Greenough	Mr. B. Hart
Ritchie	Fredericks	T. Swanson
Valardo	Kavanaugh	
City Administrator, C. A. Moir		

L.A.B. PRESENTATION The Chairman and two members of the Lakes Advisory Board gave a presentation for the information of Council, as a means of familiarizing the Aldermen with the work of the Board and some of the problems associated with the protection of City lakes.

In her introduction, Mrs. Manzer explained how the Board came to be established in June of 1971 and she commented on some of the early difficulties which the Board faced in undertaking protective measures for the lakes and establishing a credibility as an advisory body within the community. She went on to outline the functions of the Board, its composition, and relation to Council, the media, City staff and developers. She commented on the procedures followed in dealing with items which come before the Board, including on-the-spot inspections by the members to gain first-hand information about problem areas. The various points of view and the expertise brought to the Board by the members has provided a good balance as knowledge about the lakes has been accumulated since the Board's inception. Additional information has been received through the attendance at Board meetings of other people associated with environmental and lake protection concerns.

Following the Chairman's introductory statements, Bernie Hart commentated a slide presentation which depicted the type of problems dealt with by the Board and gave the members of Council some idea of the important natural

resource we have in our lakes, both from a recreational point of view and from the aspect of environmental quality to the community.

Submissions prepared by other Board members included one from Mr. Bob Sawler and from Dr. Don Gordon, entitled A Brief Course in Limnology.

Details of the Morris Lake Watershed Study, carried out by Planning Aid, were outlined by Mr. Abbass who worked on the study. He explained how development affects the natural filtering system to a lake such as Morris Lake and he stressed the importance of preserving natural drainage systems wherever possible. Care and planning must also be exercised to retain existing ground cover and Mr. Abbass pointed out that drainage problems will not improve in Dartmouth without these types of protective measures being followed.

Mr. Tom Swanson's presentation, as the Board's representative of the Urban Development Institute, dealt with the aspect of lake protection from the developer's point of view, with a number of recommendations as to action which Council can take to insure that necessary lake protection measures are taken wherever development occurs in areas draining to any of the City lakes.

Mrs. Manzer then spoke about the type of legislation available for lake protection purposes, noting some of the loop-holes and weaknesses that need to be corrected in order to strengthen our regulations. She commended Council for seeking enabling legislation to control the infilling of water areas, a problem faced by the Board in several situations requiring action on the part of the City.

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Among the accomplishments Mrs. Manzer attributed to the Lake Advisory Board were: (1) the providing of information required by City Council; (2) the preparation

of background studies and material; (3) establishment of the concept with the public as to the merit of lake protection; (4) provision of educational kits for use in the City schools; (5) establishment of the concept of a Development Control Officer and the formation of a Quarry Committee; (6) establishing of lines of communication with government bodies and agencies and with other environmental control groups.

At the conclusion of the presentation, thanks was extended to the Chairman and the Board by the Mayor on behalf of City Council. Ald. Hart and Ald. Fredericks also expressed appreciation for the Board's work and continuing efforts to preserve the quality of our lakes.

The meeting then adjourned.

N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

April 19/77.

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

Present - Mayor Brownlow

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

REZONING: LAKE
MICMAC/CHARLES
REGIONAL PARK

This meeting of Council constituted a public hearing in connection with the proposed rezoning of lands designated to comprise a regional park system along Lake Charles and Lake MicMac. The lands involved would be changed from C-3 Zone, G. Zone, R-1 and T Zone to Park & Institutional, based on recommendation #1, contained in the Regional Park Study prepared by the Planning Dept. and presented at an earlier date for Council's consideration. A summary of that report was presented by Mr. Zwicker at this time. Of the 512 acres of land involved in the rezoning, 316 are now owned by the City, 23.5 acres by the Province, and 172.88 acres are still privately-owned. Objections to the zoning change came from the private owners and they expressed their opposition at the voluntary public meeting held in the area on April 13th. A report on the points raised at the meeting has been submitted by Mr. Zwicker and the Mayor commented further on other areas of concern and suggestions which came from residents at that time. The members of Council were given an opportunity to have questions answered concerning the protection and development plans for the lands designated for park purposes, and Mr. Bayer stressed the importance of the Shubenacadie Canal in relation to this park system. The uniqueness of this aspect should be recognized and its significance taken into account in any decision on the park system proposed.

Dartmouth, N. S.

April 19/77.

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Council agreed to hear from members of the public before proceeding with first reading of By-law C-323. Mrs. Shirley Conover of 1019 Waverley Road said she would favour the rezoning and the park proposal generally, provided a green belt is retained along the shoreline and sensitive development takes place so as to avoid any environmental damage. Mr. Vince Gulley expressed the support of the Dartmouth Chamber of Commerce, on behalf of their Tourist Committee, and other representatives who favoured the rezoning included: Mr. Jonathan Davies, who presented a brief on behalf of the Community Planning Association of Canada; Mr. Peter Bowen, Chairman of the Recreational Advisory Board; and Mr. Alan Ruffman, speaking for the Ecology Action Centre. A letter was read from the Planning Advisory Committee of the Municipality of the County of Halifax, indicating agreement with the park proposal and rezoning, and the Dartmouth Lakes Advisory Board has expressed their full support but with a number of points for consideration in conjunction with development of the park system. The presentations heard in favour placed emphasis on the need for regional park systems and the related protection of our natural resources for the use of future generations. It was felt that the park proposal ties in with the idea of a recreational corridor, presently under study through the Federal A.R.C. Program, in conjunction with the Provincial Dept. of Lands & Forests. Mr. Barry Diamond, involved in the A.R.C. study, advised Council that the study is nearing completion and should be in the hands of the Ministers by the end of this month. A conceptual planning study will follow and the third step would be the implementation of the plans evolved. He considered the rezoning to be a positive step toward a compatibility with the aims of the A.R.C. program, in that the Canal would be protected from any encroaching development.

Representations against the rezoning were heard on behalf of some of the seventeen private land owners involved. Mr. Edward Danielson presented a brief as the Solicitor representing Gerald Mossman, the owner of 8 acres of land at the intersection of the Canal and Lake MicMac. His position was that the lands designated for rezoning are already protected under the Regional Development Plan, and further, that the rezoning is premature until A.R.C. and MAPC studies underway have been completed. In this presentation and the others which followed, concern was expressed that properties will be devalued as a result of the rezoning to Park and Institutional, in what amounts to an 'expropriation without compensation'. It was pointed out that the deletion of a \$200,000. item included in the City's capital budget for development of the park indicates the financial inability of the City to proceed without assistance from other government levels. No assistance from these sources will be forthcoming until government studies have been completed and decisions taken at a later time. There was no opposition to the City proceeding with the rezoning of lands it already owns and Mr. Mossman's brief made the suggestion that if immediate park development is desired by Council, it could commence at the north end of Lake Charles on the City-owned portion of land.

Considerable discussion took place with Mr. Danielson and Mr. Bayer as to the types of land use permitted these property owners at present under the Regional Development Plan designation as compared with the more restrictive use imposed under the City's Park & Institutional zoning. Mr. Danielson's contention was that the regional designation is preferable and permits the property owners more latitude in the use of their land, thereby maintaining its value as well. Mr. Bayer made the point that the

uses set out under the Regional Plan are not identified as being public or private. He also explained at this point, the tie-in between our municipal plan and our zoning by-law, which is expected to reflect the policies represented by the plan. Questions were later raised as to the legal implications involved if our zoning by-law does not conform and the position taken on this matter by the Dept. of Municipal Affairs was discussed with Mr. Bob Russell of that department.

Mr. Bill Young represented MacCulloch & Co. Ltd. who own thirty acres of land on Lake MicMac, included in the rezoning application. In stating his company's objection to the zoning change from R-1 to P Zone, he noted that the MacCulloch site is directly accessible from a major traffic artery and other services required to develop the property are readily available. Ald. Hart later asked Mr. Young if a motel is being considered for this location and was advised that this type of land use would not be incompatible with park-related activities included in some of the concepts presented. The MacCulloch brief did not consider that adequate time has been provided for an in-depth evaluation of the use of the lands involved and requested, in conclusion, that their thirty acres be excluded from the rezoning application.

Mr. Eugene Matatall, owner of Bullrock Island in Lake MicMac, spoke against the rezoning, suggesting that if the City wishes to proceed further with it, the private properties concerned should first be purchased and not devalued without any settlement being negotiated under the existing zoning. Mr. Tom MacFarlane expressed a similar viewpoint on behalf of Mrs. Curry, a property owner with 4.8 acres of land at the end of Locks Road. He said it is unfair for a few property owners to bear the cost of a regional park for the enjoyment of all residents, at the expense of having

their land devalued through rezoning by the City.

Miss Edna O'Brien, represented by Mr. Michael Moore, Solicitor, and Mr. & Mrs. MacKenzie of 94 Crichton Ave., owners of land on the western side of Lake MicMac, opposed the rezoning for some of the reasons already outlined. There is an access problem involved with these properties as well, resulting from construction of the Lakeview Dr. interchange, although it was pointed out by Mr. Moore that efforts are still underway to resolve this situation with Provincial authorities. He said there are no figures to indicate how many people would benefit from a park in this particular area, and suggested that the City does not have the financial means to proceed with the development or acquire the private lands there. Mrs. MacKenzie said she wished to go on record as opposing the rezoning but not the park concept as such, a position which most of the speakers took in objecting to a zoning change affecting their own properties, or the properties of those they represented.

Dr. Higgins, a resident present for the hearing, raised a number of questions concerning the 'down-zoning' of properties in relation to their market value and the point was made that the City receives no compensation when a property is zoned upward to increase its value. Ald. Kavanaugh considered this point worth further discussion by Council, involving as it does the legal and moral question of Council's right to alter property values through rezoning procedures.

After the citizen presentations had been heard, Council proceeded with first and second reading of By-law C-323, which would amend the Zoning By-law by making the changes proposed. It was moved by Ald. Fredericks and Brennan and carried that leave be given to introduce the said By-law C-323 and that it now be read a first time.

It was moved by Ald. Fredericks and Hart that By-law C-323 be read a second time. Ald. Fredericks said it is important for the City to protect the lands designated in this rezoning as a major park holding. He felt that land settlements negotiated with other property owners have been fairly handled by the City, including expropriation proceedings where necessary, and did not think that the land owners involved here would be treated any differently. Other members of Council, except for Ald. Brennan, were not willing to support the rezoning because of the privately-owned properties involved. Aside from this reservation, most tended to favour the park concept as such, but Ald. Crawford and Greenough wanted to wait for the MAPC and .A.R.C. studies to be completed before making any decision at the local level. Ald. Brennan suggested that rather than abandoning the concept at this point, Council should take a serious look at how to achieve the final objective, perhaps involving some preliminary negotiations with property owners; he therefore moved deferral for negotiation on a preliminary basis and for a report from the Solicitor on the legal implications of the rezoning. The motion to defer was seconded by Ald. Crawford. A motion to adjourn the meeting at the hour of 11:00 p.m., moved by Ald. Kavanaugh and Smith, was defeated. The motion to defer was also defeated.

On motion of Ald. Kavanaugh and Greenough, the matter was then deferred by Council to the second regular May meeting (Ald. Irvine and Ritchie voting against).

Meeting adjourned.

G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

April 20/77.

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

Present - Mayor Brownlow

Ald. Thompson	Williams
Hart	Backewich
Irvine	Greenough
Cote	Valardo
Crawford	Brennan
Ritchie	Fredericks
Solicitor, Mr. Heustis	
City Administrator, C. A. Moir	

Council met to continue the April 5th agenda.

Permission was given for Ald. Cote to add an item pertaining to summer ice time at the Gerald B. Gray Arena; this item was dealt with at the end of the meeting.

NOISE NUISANCE:
JOHN BRENTON DR.

A letter was before Council from Mr. Robert Covert concerning a noise nuisance problem next door to his home at 6 John Brenton Drive. A copy of the City of Halifax Ordinance No. 113 has been forwarded with the suggestion that a similar type of by-law be enacted in Dartmouth as a means of controlling noise in situations such as the one on John Brenton Drive. Ald. Fredericks moved that the Halifax Ordinance be passed to the Solicitor to determine whether or not a similar noise nuisance by-law is required in Dartmouth and, if so, that one be drafted for consideration by Council; the motion was seconded by Ald. Backewich.

(EP)

Mr. Covert explained that the noise problem referred to in his complaint is caused by a rock band which practises in the garage of the home next door to his. He said it may only be necessary to amend the hours set out in By-law C-211, in order to provide a regulation under which action could be taken by the City. Council agreed that the Solicitor should proceed along these lines if this is the best procedure to be followed rather than drafting a complete new by-law. On this basis, the motion was put and carried.

MOTION:
ALD. BRENNAN

Having given notice of motion in connection with the proposed formation of a Downtown Planning Advisory Board,

Ald. Brennan presented his views on the need for a downtown planning study, based on the points set out in a submission which he has circulated. He commented on the importance of revitalizing the central business district, of maximizing the use of services existing in the downtown area, of restoring housing stock available to us, and preserving historical buildings located in this section of the City. The possibility of participation by the W.D.C. in such a study was discussed with the Mayor and in making his presentation, Ald. Brennan moved that Council endorse the principle of establishing a Downtown Planning Advisory Board; Ald. Hart seconded the motion. It was suggested by Ald. Brennan that the proposal could be referred to both of the major committees for input on the terms of reference, the composition of the board and other such details. Ald. Fredericks also favoured referral to the Planning Director and the Solicitor; he wished to see the Board function as more than just a study group and felt an input into planning for our waterfront development could come from this source. Ald. Irvine spoke in support of the motion, suggesting as a first approach that a joint meeting of Council be arranged with the Downtown Merchants Assn. Ald. Greenough and Crawford moved referral to the two major committees and staff for recommendation back to Council. The motion to refer carried.

RENEWAL OF
BORROWING RES.

On motion of Ald. Fredericks and Irvine, Council approved a Renewal of Borrowing Resolution in the amount of \$50,000. for landscaping (Waterfront), a copy of which is attached.

RESOLUTION #77-14

Resolution #77-14, appointing Special Constables as listed, was approved by Council, on motion of Ald. Greenough and Fredericks.

REPORTS

Ald. Valardo and Irvine moved the adoption of the

following monthly reports:

Building Inspector
Minimum Standards of Use & Maintenance
Police Chief
Fire Chief
Social Services
V. O. N.

Ald. Fredericks asked that in future, the reports go to Committee first so that there is more opportunity to discuss them before they reach Council. The Mayor said this can be arranged. Questions about the reports were as follows:

- 1) Ald. Fredericks: re the status of the Police Commission. The Mayor said he will try to find out why approval of the by-law has been delayed.
- 2) Ald. Backewich: re the situation at 391/389 Windmill Road where a junk yard is located. Action being taken in this situation was questioned and Mr. Moir said he would check on it further.
- 3) Ald. Thompson: receiving complaints about the dog by-law. Mr. Moir to ask for a report from the dog pound operator.
- 4) Ald. Williams asked if there is a deadline on the property at 44/46/48 Chittick Ave. Mr. Moir said it is sometime in May or June.
- 5) Ald. Irvine said that nothing is being done about 14 Locks Road by the owner; he referred to some of the problems resulting from the condition of this property.
- 6) Ald. Crawford: questioned the use of Police escorts for money and discussed the point further with the City Administrator. Ald. Valardo said he would not want to see a policy change in this regard.

Ald. Crawford also requested additional information on the Social Services caseload statistics, in the category of unmarried mothers (ie. of the 14 new cases opened, how many would be from outside the City of Dartmouth).
- 7) Ald. Brennan: made further inquiries re 87 Rose Street, 14 Myrtle Street and 26 Beech St. He asked for a report on the legal status of the latter two properties and questioned why a column has not been added to the Minimum Standards report informing Council of action by the Solicitor.

The motion to adopt the reports carried.

Having asked about the possibility of 29 Chadwick Street being purchased through NIP funding, Ald. Fredericks

now moved that the City Administrator be asked to look into possible acquisition of the property and report back to Council. The motion was seconded by Ald. Ritchie and it carried.

PROPERTY:
93 ALBRO LAKE RD.

On motion of Ald. Valardo and Backewich, Council adopted a report from the P.D.O. Committee on the subject of the property at 93 Albro Lake Road. The Committee recommends referral of this matter back to the T.M.G. and staff to study the feasibility of altering the existing traffic lanes, and secondly, that the City Administrator be requested to bring in a negotiated purchase price for the property in question.

DIRECTOR'S REPORT

The Planning Director's report was approved as recommended by the P.D.O. Committee, on motion of Ald. Valardo and Greenough.

REZONING REQUEST:
PARCEL C MANOR PARK

On motion of Ald. Hart and Greenough, Council set May 24th as the date for public hearing of a rezoning request for Parcel 'C' in the Manor Park Subdivision. Ald. Greenough asked that all area property owners be advised accordingly when the voluntary public meeting is scheduled by the developers.

REZONING REQUEST:
NOTTING PARK
N.I.P. AREA

Council also set May 24th as the date for public hearing of a rezoning request for lands in the Notting Park N.I.P. area, moved by Ald. Hart and seconded by Ald. Valardo.

BY-LAW C-310

Proposed By-law C-310, which amends the Zoning By-law by providing for certain new development requirements, has been dealt with in second reading by the P.D.O. Committee and recommended back to Council subject to wording changes suggested by the Planning Director. Ald. Valardo raised an objection to Section 1. (h) of the by-law, suggesting that Council should authorize the securing of additional information and not the Development Officer only. He discussed this point at some length with the Mayor and the Solicitor, together

with his other area of concern, namely, the lack of any provision for restitution to property owners who may experience inconvenience and/or damage as a result of development of a neighbouring property. Ald. Ritchie agreed that a property owner should expect protection of this kind from our by-law, rather than having to take action through a civil suit after damage has occurred. Mr. Heustis and the Mayor explained why it is not possible to legislate protective guarantees for property owners in a by-law such as Council is dealing with. A motion to refer the by-law back to P.D.O., moved by Ald. Fredericks and Irvine, was defeated, but on motion of Ald. Irvine and Hart, Council did agree to refer the item to the April 25th meeting for further discussion.

Mr. Ainsley Bagnell, the President of MicMac Realty Ltd., asked that reconsideration be given to the 100' minimum street frontage requirement being proposed under By-law C-310. He stated that this new frontage minimum will have the effect of driving development out of Dartmouth and will be a hardship in particular for people who have already purchased properties with intent to build under the former frontage provision.

The owner of a property purchased December 15/76, expressed his concern that he has not been permitted to proceed with development since that time. Ald. Crawford commented on similar situations which have been brought to his attention by other developers.

Reports and correspondence relating to an application for permit to build an apartment building at 43 Parkstone Road, were before Council, with a recommendation from P.D.O. that Council defer any decision on this project until a cost breakdown has been provided from the City's point of view (ie. the servicing costs involved), and further, that the Planning Dept. prepare

EPA

APPLICATION:
43 PARKSTONE RD.

a report on the total development acreage concerned and determine if there are funds available from CMHC for storm drainage and parks to serve the area. Ald. Irvine and Crawford moved approval of the application, subject to all of the recommendations before Council.

Ald. Hart and Backewich said they were not willing to support the motion with all of the considerations involved for this area of Ward 5. Ald. Valardo questioned whether the developer has a clear title to all of the land he proposes to use and felt that any dispute over land ownership should be resolved first. Ald. Greenough said he would want to know the costs which the City could expect to have if services are to be provided to permit development in this area of the north end. Council decided not to hear from the applicant, who was present for the item; Ald. Irvine and Crawford were opposed to this decision. The motion on the floor was defeated and Council then adopted the recommendations of the P.D.O. Committee, on motion of Ald. Cote and Fredericks.

PERMIT TO BUILD:
LOT 87 JOSEPH
ZATZMAN DR.

On motion of Ald. Ritchie and Greenough, Council approved an application for permit to build a warehouse with office space on Lot 87 Joseph Zatzman Drive, subject to requirements set out in the staff report of April 7/77.

EPA

PERMIT TO BUILD:
LOT 85 JOSEPH
ZATZMAN DR.

An application for permit to build a one-storey office/warehouse building, Lot 85 Joseph Zatzman Drive, was also approved, on motion of Ald. Cote and Fredericks; approval is granted subject to compliance with requirements set out in the staff report of April 14/77.

SUMMER ICE TIME:
G.B. GRAY ARENA

The City Administrator has prepared a report for consideration by Council on the subject of a request from the Dartmouth Figure 8 Skating Club for use of the Gerald B. Gray Arena over the summer months at the Club's expense. The rink was to have been closed for the summer as one of the budget cut-backs authorized

by Council in setting the 1977 tax rate. The Club proposes to rent the rink for an eight-week period, from July 11th until Sept. 2/77, and the recommendation is that the Arena be rented to the Club at a guaranteed rental of \$30. per hour for 16 hours per day (8:00 a.m. to 12:00 midnight) - daily revenue, \$480. Payment of the account to be 50%, on or before July 1/77 and 25% of the remaining costs will be paid two weeks after commencement on July 11/77; the remaining 25% at the end of the fourth week of operation. Ice time will not be rented to any other outside parties or for other functions. Ald. Cote and Irvine moved the adoption of the agreement recommended in Mr. Moir's report. Mr. Peter Bowen was heard on behalf of the Skating Club and explained the requirement for summer ice time so that training programs in figure skating can be continued all during the year without interruption. The motion was not opposed by Council and it carried.

Council adjourned to meet in camera on motion of Ald. Fredericks and Irvine. After reconvening, the action taken in camera was ratified, on motion of Ald. Irvine and Hart.

Meeting adjourned.

N. C. Cohoon,
City Clerk.

City of Dartmouth
Renewal of Borrowing

\$50,000

for Landscaping - Waterfront
72-4

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

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

AND WHEREAS pursuant to resolution passed by the Council on 7th day of May, 1974, and the 4th day of November, 1975, and approved by the Minister of Municipal Affairs on the 22nd day of May, 1974, and the 1st day of December, 1975, the Council was authorized to further postpone the issue of debentures in the amount of Fifty Thousand Dollars (\$50,000) for periods not exceeding additional twelve months;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing from the Bank in the amount of Fifty Thousand Dollars (\$50,000) be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 20 day of *April*, 1977.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this *2* day of *May*, 1977.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

[Signature]

APPROVED this *13th* day of *May*, 1977

[Signature]
Minister of Municipal Affairs

[Signature]
MAYOR

[Signature]
CLERK

RESOLUTION #77-14

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

Donald Gates	. K. Dorrington
Gordon George Hawkins	J.D.G. Desbiens
R. W. Lavallee	B. Bennett
Jacob Fehr	W.W. Butt
E. E. Galbraith	N. D. Devlin
C. J. Brennan	E. Elias
Richard Campbell	Roy M. Giles
Donald A. Emmerson	John Earl Parsons
A. Higgins	Alexander B. Duncan
Harold J. Jardine	Francis A. Purcell
Gertrude Knight	Lewis Albert Snooks
Angus H. L. McGinnis	Henry John Aucoin
Ronald J. MacLean	Maurice C. Casey
Marianne Morrison	Raymond Chaulk
H. M. Plank	John J. Crout
Clyde T. Simpson	Maurice G. Swaine
Ronald F. Lynch	Gary Arthur Bell
Daniel R. MacKaracher	George S. Warren
A.S.C. Densley	Albert J. Hebert
Moses Coady McCormick	Rex H. Hannaford
Kenneth D. Calbury	James R. Baker
Donald James Bissett	Richard E. M. Parker
Clifford G. Dando	Howard Victor Goodwin
Robert Roland Baker	Rhoderick C. MacDonald
Roland Stewart Baker	

Dartmouth, N. S.

April 25/77.

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

Present - Mayor Brownlow

Ald. Thompson	Kavanaugh
Smith	Williams
Brennan	Crawford
Cote	Valardo
Hart	Backewich
Ritchie	Greenough
Fredericks	
City Solicitor, S. Drury	
City Clerk-Treasurer, N. C. Cohoon	

NOTICE OF
RECONSIDERATION:
SWANTON DR. BARRIER

Notice of reconsideration was given by Ald. Crawford in connection with an item previously dealt with by Council regarding the barrier located between Swanton Drive and Lucien Drive; Ald. Smith seconded the notice to reconsider.

1977 STREET
CONSTRUCTION
PROGRAM

Ald. Greenough and Thompson moved the adoption of the City Engineer's report concerning the 1977 Street Construction Program. Speaking against the motion, Ald. Fredericks informed Council members of the need for additional funds in Ward 7 for paving, in particular, \$65,000. for the paving of Lilac Street, Woodside Ave., and additional funds required for sidewalk in the ward. He suggested that the monies could be acquired from funds allocated to Ward 6 in the City Engineer's report.

Ald. Greenough then spoke to Council regarding the need for paving in his ward. The largest number of unpaved streets in the City are located in Ward 6 and the Alderman also pointed out that there are still a number of unpaved streets in the Ward 6 area which have not yet been taken over by the City. Ald. Crawford, Thompson and Hart spoke in support of the motion.

An amendment was then introduced by Ald. Fredericks to the effect that \$65,000. be allocated to Ward 7 for paving and sidewalk. The amendment was seconded by Ald. Ritchie and when the vote was taken, it was defeated. Ald. Smith and Crawford then moved in amendment that \$40,000. be allocated to Ward 2 for

street paving, and Council subsequently defeated this amendment as well.

Ald. Brennan spoke to Council regarding the sidewalk portion of the paving program, pointing out that he did not feel that this had been dealt with fairly, and he moved in amendment that the sidewalk section of the report be referred to the P.D.O. Committee for discussion at that level; the amendment did not receive a seconder. A second amendment was then introduced by the Alderman to have \$5,000. allocated to Ward 3 from the Ward 6 funds to provide sidewalks from Boland Road to the Dartmouth High School on Victoria Road. The amendment was seconded by Ald. Crawford and when the vote was taken, it was defeated with three members voting in favour. Discussion then took place concerning the procedures by which the Engineering Dept. allocated the work. Mr. Purdy, Asst. City Engineer, informed Council that one contractor performed all projects in 1976 since he was the low bidder in each tender call. When the vote was taken on the original motion, it carried with ten members of Council voting in favour. Ald. Smith then gave notice of reconsideration, seconded by Ald. Fredericks.

RECONSIDERATION

BY-LAW C-310

By-law C-310 was before Council in second reading, having been deferred from a previous Council meeting. Ald. Valardo proposed an addition to the by-law to the effect that Section 1 (h) be amended by adding 'providing that developers will not be permitted to create drainage problems effecting neighbouring properties'. The amendment was not seconded.

Speaking on the Alderman's suggestion, the Solicitor advised that it may be possible to amend the Building By-law instead of the Zoning By-law to

implement such an amendment. The Solicitor also suggested that an opinion on this matter should be obtained from the Engineer. The Alderman then decided to discuss the matter further with the Engineer at a later date.

Ald. Valardo asked if, in the opinion of the Planning Dept., it would be feasible to reduce the minimum 100-foot frontage required in Section H on Page 4 of the By-law, to a 60-foot requirement if the permit was recommended by the Development Officer and ratified by City Council. The Solicitor commented on the reasons for the legislation being drawn up in this manner. Mr. Bayer then addressed Council members on the reasons for the 100-foot frontage, stressing that this minimum frontage would help to create a pleasant living environment for residents and improve the quality of living in areas where development is occurring.

Ald. Fredericks then moved in amendment that the 100-foot frontage requirement of the by-law be reduced to 90 feet; Ald. Valardo seconded the amendment. Ald. Brennan spoke against the amendment, pointing out that there is room for appeal as the by-law now stands and the whole purpose of the 100-foot frontage is to eliminate the problems which now exist in multi-family dwellings, in particular those found in Ward 5. After various other Council members gave their views on the matter, Council agreed to hear Mr. Peter Mettam, who pointed out that there are various sections of the by-law that differ from the C.M.H.C. requirements. He agreed to acquire more information on the matter and meet with the Planning Director regarding these.

Council then heard Mr. Sidney Langmate of the Community Planning Association. Mr. Langmate requested

implement such an amendment. The Solicitor also suggested that an opinion on this matter should be obtained from the Engineer. The Alderman then decided to discuss the matter further with the Engineer at a later date.

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Council then heard Mr. Sidney Langmate of the Community Planning Association. Mr. Langmate requested

that his group be given an opportunity to have some input in future planning by-laws and stressed the importance of 'people participation' when these by-laws are drafted. Council agreed to this request.

When the vote was taken on the amendment, it was defeated (Ald. Cote abstaining from the vote). The motion for second reading of the by-law carried.

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

NATAL DAY EFFECTS:
LAKE BANOOK

On motion of Ald. Ritchie and Backewich, the report from the P.D.O. Committee, dealing with the effects of Natal Day on Lake Banook was received and filed, with a request that the City Engineer inspect the fair grounds on Natal Day.

TERMS OF REFERENCE:
ADVISORY BOARDS

Ald. Greenough moved, seconded by Ald. Thompson, that the terms of reference for the Recreational Advisory Board be amended to read 'that 50% of the members of the Board would constitute a quorum' rather than six members. The amendment carried and another amendment was then introduced by Ald. Hart which would have referred the report of the Finance Committee back to Committee for further study of the section regarding composition of the Board. The intent was to be certain that the individuals selected to serve on the Board had some expertise in the recreation field. The amendment was defeated with three members voting in favour. The terms of reference recommended by Committee were approved as amended, on motion of Ald. Kavanaugh and Ritchie.

LIAISON WITH Y:
RECREATION DEPT.

A report was before Council recommending that a committee be established consisting of two representatives of the YM/YWCA, two staff members from the Recreation Dept., and the Recreational Advisory Board, to coordinate the activities of the groups involved.

On motion of Ald. Greenough and Fredericks, Council approved the report.

WALK
SIDEWALK INSTALL-
ATION: ALDERNEY DR.

A report from the City Administrator, dealing with a sidewalk installation on Alderney Drive was before Council for approval. Ald. Ritchie moved that Council adopt the report and the motion was seconded by Ald. Smith. An amendment was then introduced by Ald. Fredericks that the complete matter be referred to the Downtown Planning Committee for discussion and recommendation, and that the City Administrator approach the Waterfront Development Corp. to seek information on the Corporation's plans, if any, for this area and to seek funding. The amendment was seconded by Ald. Crawford and it carried with nine members voting in favour.

Ald. Brennan introduced a second amendment which would have referred the matter to the Recreation Dept. to study the feasibility of providing a gravel path in the area as an interim solution. Ald. Cote seconded the amendment but it was defeated. The amended motion on the floor carried.

SR. CITIZEN HOUSING:
RESOLUTION #77-15

Resolution #77-15 and a report from the City Administrator, dealing with a 137-unit senior citizen's housing complex, were before Council for approval. The resolution authorizes the Mayor and the City Clerk to execute the Designation Agreement on behalf of the City. Ald. Greenough and Ritchie moved the adoption of the Resolution, a copy of which is attached. Ald. Hart moved in amendment that the Housing Commission and C.M.H.C. be encouraged to include a driveway to the senior citizen's housing complex, sufficiently wide to accommodate busses pulling up in front of the complex and that sidewalks be provided in the Crichton Ave., Dahlia Street area. The amendment carried and the

amended motion carried.

LAK SILVER'S
HILL

A report from the City Administrator, dealing with a land exchange in the Silver's Hill and Lake Loon area, was before Council for consideration. The report recommends that the City authorize the exchange of the lands involved and that the City convey its holdings at Lake Loon to MacCulloch & Co. Ltd. by way of a Quit Claim Deed. Ald. Greenough and Ritchie moved adoption of the report. It was then moved by Ald. Fredericks and Brennan that the whole matter be referred to the P.D.O. Committee. The motion to refer was defeated with four members voting in favour.

Ald. Fredericks felt that there was not enough information contained in the report for Council to deal effectively with the subject. He subsequently moved that the matter be deferred to the May 3rd Council meeting, at which time more information could be supplied by the City Administrator. The motion to defer was seconded by Ald. Kavanaugh and it carried.

WATER UTILITY

In March, Council indicated a wish to have an independent survey conducted of the Water Utility operation. The matter was referred to staff for a cost estimate and consideration of the four items outlined by Council at that time. In a report from Mr. Moir, it has been recommended that H. K. Doane & Co., in association with Canadian British Consultants Ltd., be engaged to carry out the study. Ald. Valardo and Greenough moved that the report be adopted. After considerable discussion, it was moved by Ald. Kavanaugh and seconded by Ald. Fredericks that the report be deferred to the May 3rd Council meeting. The motion carried.

OLYMPIC-SIZE
SWIMMING POOL

Reports were before Council from the Recreation Advisory Board and the School Board regarding an

olympic-size swimming pool, as proposed in a motion introduced previously by Ald. Crawford. Ald. Fredericks and Ritchie moved the adoption of the reports. It was suggested by Ald. Fredericks that the Mayor approach DREE to seek funding of the pool and Ald. Hart moved in amendment that the reports be tabled pending a reply from DREE. A subsequent motion, introduced by Ald. Brennan and Fredericks, that the reports be referred to the P.D.O. Committee, was made. The motion to refer carried.

RECREATION
MASTER PLAN

A report from the Recreation Advisory Board, presenting a recommendation that Council endorse a comprehensive Master Plan for the City and that such a plan consider all aspects of recreation, both social and physical, was before Council for consideration. It was moved by Ald. Valardo and seconded by Ald. Williams that the report be adopted; the motion carried.

APPOINTMENT:
TOURIST COMMISSION

The appointment of Mr. Jordan Boone, Manager of the Holiday Inn, to the Tourist Commission has been recommended to Council and the recommendation was approved, on motion of Ald. Valardo and Hart.

MAPLE STREET
SUBSTATION

A report from the City Engineer, recommending approval for the N. S. Power Corp. to proceed with the re-routing of a storm sewer and installation of a manhole and conduit ducts along Maple Street, was before Council for consideration. On motion of Ald. Smith and Thompson, the report was adopted.

Meeting adjourned.


G. D. Brady,
Deputy City Clerk.

April 1977

Resolution No. 77-15

WHEREAS by an agreement dated the 11th day of June, 1974 between Canada, the Province of Nova Scotia, the Nova Scotia Housing Commission (hereinafter called "the Commission") and Central Mortgage and Housing Corporation (hereinafter called "the Corporation") the Corporation and the Commission may jointly finance the acquisition of construction of houses.

AND WHEREAS Clause 1 of the said agreement provides for the designation of specific projects from time to time by designation agreements.

RESOLVED, that the Mayor and City Clerk are hereby authorized and instructed to execute on behalf of the City the Designation Agreement, a copy of which is attached as Schedule "A" to this resolution.
