

Dartmouth, Nova Scotia

October 4, 1977

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

Present: Deputy Mayor John Kavanaugh

Aldermen Fredericks	Ritchie
Irvine	Greenough
Backewich	Hart
Cote	Valardo
Crawford	Brennan
Williams	Smith
Thompson	

City Solicitor - J. S. Drury
City Administrator - C. A. Moir

MINUTES

The minutes of the August 25, September 1, September 6, and September 20, 1977 meetings were approved on motion of Aldermen Valardo and Backewich, with one amendment introduced by Alderman Fredericks that the September 1st minutes be corrected by adding his name as being present.

RECONSIDERATION:
HARBOURVIEW NIP
REQUEST FOR FUNDS

At the September 20th meeting of Council, \$5,000 was allocated to the Harbourview NIP people to secure legal counsel and prepare an appeal on their behalf to the Planning Appeal Board regarding the issuance of a Regional Development Permit granted to Dartmouth Salvage Limited. Alderman Smith at that time gave Notice of Reconsideration.

He moved, seconded by Alderman Valardo that City Council reconsider its decision to grant the financial assistance to the NIP group. Speaking on his motion, Alderman Smith said he felt it was wrong to spend taxpayers dollars to appeal a decision made by City Council and the Provincial Government. He said he also felt that Council would be setting a precedent if they complied with the request for funds. When the vote was taken, it was defeated with Aldermen Smith, Valardo, Greenough, Thompson, Williams and Irvine voting in favour.

RECONSIDERATION:
PERMIT TO BUILD
MICMAC BOULEVARD

Alderman Cote moved, seconded by Alderman Valardo, that City Council reconsider its decision to grant a building permit to the Armour Group to build a six-storey apartment building containing 119 units on MicMac Boulevard, Lot M4. When the vote was taken, it was defeated with five members of Council voting in favour and eight voting against the motion.

NAME THE PARK CONTEST

A report from the Selection Committee for the Name the Park Contest, listing all names submitted for the naming of parklands adjacent City Hall, was circulated to Council members for consideration. The committee has recommended the name "Ferryside Park" at a previous Council meeting when council members requested the entire list of names submitted.

Alderman Fredericks moved, seconded by Alderman Ritchie that the name "Ferry Terminal Park" be adopted by City Council. Debate proceeded with Aldermen Backewich and Irvine contending that the original name selected by the committee should be adopted. Alderman Valardo said he thought the name "Ferryside" and "Ferry Terminal Park" were not suitable. He said improper connotations could be connected to the names in the future. Alderman Greenough said he felt that no names submitted were particularly outstanding and offered a suggestion that the park be named "Fiddler's Green Park" since Dartmouth was the home of the Maritime Old Time Fiddling Contest. Aldermen Irvine and Backewich moved in amendment that the name Ferryside Park be adopted. The amendment was defeated with Deputy Mayor Kavanaugh breaking the tie vote. The original motion carried with seven Council members voting in favour.

MOTION: ALD. KAVANAUGH COMMITTEE-OF-THE- WHOLE

Since Alderman Kavanaugh was chairing the Council meeting, in Mayor Brownlow's absence, his motion was introduced by Alderman Fredericks. The motion introduced an amendment to By-law C-247- the Procedural By-law which will permit Council to decide that at any time all members of Council with the Mayor as Chairman may meet as a standing committee of City Council. The regulations for the conduct of business shall be those which apply to the standing committees with the exception that all motions must be seconded.

It was moved by Aldermen Fredericks and Williams and carried that leave be given to introduce the said by-law C-338, amending C-247 and that it now be read a first time.

It was moved by Aldermen Greenough and Thompson that by-law C-338 be read a second time.

Alderman Hart asked if the adoption of the by-law would mean the abandonment of the two-committee system which is now in practise. Alderman Kavanaugh said the intent of his motion was to revert to the old Committee-of-the-Whole system rather than the two committee system

since the Finance and Social Services Committee was grossly underworked as compared to the Planning, Development and Operations Committee. He said the Committee-of-the-Whole system would keep all aldermen informed of committee business before the business was presented to Council. Mr. Drury explained that the amendment would allow the calling of a committee meeting (standing committee of Council) without first meeting as City Council. Mr. Drury pointed out that when Council meets as a standing committee, they would not be permitted to revert to a Council meeting on the same evening. Recommendations from the committee level would be directed to Council at a later date. Alderman Thompson and Alderman Smith said they would be in favour of the standing committee system on a trial basis.

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

PLANNING ADVISORY BOARD

Having given notice of motion at the August Council meeting, Alderman Fredericks now moved that a Planning Advisory Committee of City Council be established. Speaking on his motion, Alderman Fredericks said the purpose of the committee would be to allow Council members to become more knowledgeable of plans for the City, in particular, to become familiar with short term planning and to be aware of what is in store for the future. He felt the Committee would eliminate crises situations in the future. Alderman Crawford seconded the motion.

Deputy Mayor Kavanaugh pointed out that Section 22 of the Planning Act states that Council may, by Resolution appoint a Planning Advisory Committee to advise Council, and this committee would consist of Council members and others.

Discussion took place regarding the make up of the committee with some Council members feeling that the whole of City Council should not sit on the committee. Alderman Cote proposed that the committee consist of three council members and two outside members, and perhaps a developer. Alderman Cote moved in amendment that the Planning Advisory Committee be comprised of five people; three council members and two members to be appointed by the Mayor. Alderman Irvine seconded the amendment.

Mr. Drury pointed out that the committee should have outside members since it is set out in the new legislation. The committee would not be legally sound if it were made up of council members alone.

Alderman Greenough moved that the matter be referred to staff to draft terms of reference and supply additional information. Alderman Hart seconded the motion, but Alderman Fredericks felt the matter should be given approval in principle. The motion to refer carried.

QUEEN SQUARE TENANTS

Having given notice of motion at the September 6, 1977 meeting of Council, Alderman Irvine now moved that City Council appoint a committee, consisting of the Mayor, Aldermen and staff, to assist the developers of Queen Square in finding suitable tenants by a joint promotional effort, including appropriate contact with other levels of government. Alderman Fredericks seconded the motion. Alderman Irvine suggested that members of Council, the Downtown Planning Advisory Board and the Dartmouth Chamber of Commerce along with a representative of the Waterfront Development Corporation be appointed to the Committee. Aldermen Valardo, Fredericks and Greenough were in favour of the motion, but Alderman Crawford strongly disagreed. He said Council would be setting a precedent by becoming 'real estate agents' for the developer, and if Council assists this developer they should assist all business owners who are seeking tenants.

Alderman Cote moved in amendment, seconded by Alderman Crawford that Council instead endorse the efforts being made by Mayor Brownlow in finding tenants for the building. The amendment carried.

ALDERMAN CRAWFORD
INDUSTRIAL COMMISSION

Alderman Crawford moved, seconded by Alderman Brennan that the City Industrial Commission be given a budget, not exceeding \$20,000 to further the aims of the Commission in attracting industry to the City. Alderman Williams and Alderman Irvine moved in amendment that the matter be referred to the Industrial Commission to decide if 1) additional monies are required and 2) the manner in which the monies would be used. Alderman Fredericks opposed the amendment and Alderman Valardo and Alderman Hart said they believed the Industrial Commission to be inactive. The amendment was defeated with three aldermen voting in favour.

Alderman Brennan moved, seconded by Alderman Williams that the item be deferred until a report from the Industrial Commission was available on its activities and long term plans. The motion carried with ten members voting in favour.

STREET CLEANER
DOWNTOWN AREA

Alderman Crawford moved that the City of Dartmouth hire a street cleaner for the central business district and downtown core area of the City. He said the central area of the City was a disgrace and efforts should be made to clean it up. Alderman Brennan seconded the motion. Alderman Fredericks was against special attention being given to one area of the City and suggested that the Works Department clean the area on a regular basis.

When the vote was taken the motion was defeated, with one member voting in favour.

ISSUING RESOLUTION

An issuing resolution in the amount of \$3,775,000 was approved, as per the attached list, on motion of Aldermen Thompson and Greenough.

At this point in the meeting, Alderman Irvine asked Council's approval to add an item to the agenda regarding police negotiations. The request was denied.

TENDER: WYSE AND BOLAND
RD. INTERSECTION
IMPROVEMENTS

Tenders have been received and opened for contract 76232, Wyse and Boland Road intersection improvements. The following companies submitted tenders:

Woodlawn Construction Limited	\$54,548.45
L. J. Casavechia Contracting Ltd.	59,800.00
Harbour Construction Limited	68,458.00
Ocean Contracting Limited	97,110.00

It is recommended that the tender submitted by Woodlawn Construction be accepted and on motion of Aldermen Valardo and Thompson the recommendation was approved.

BEL AVR PARK SEWER

The City Administrator has provided a report on tenders submitted for the Bel Ayr Park sewerage system. Tenders submitted are:

Harbour Construction Limited	\$23,700.00
Willow Contracting Limited	34,600.00
L. J. Casavechia Contracting Ltd.	50,800.00

It is recommended that the tender be awarded to Harbour Construction Company Limited. On motion of Aldermen Valardo and Hart, the recommendation was adopted.

WATER SEWER
WAVERLEY ROAD

A report from the City Administrator has been circulated regarding the extension of water and sewer services in the Waverley Road area. In the report, an Engineering Department study shows the cost of installing sanitary sewers in this area to be approximately \$777,200. It is recommended that if the project is undertaken that City staff be authorized to engage engineering consultants services to study the area in more detail and to prepare plans and specifications for the installation of these services. When the plans and specifications have been prepared, they can be considered by City Council and consideration can be given to placing the necessary funds in the 1978 Capital Budget.

Alderman Greenough moved, seconded by Alderman Irvine that the recommendations as set out in Mr. Moir's report be approved. Questions were raised regarding the cost of the study and Mr. Moir informed Council that the cost would be approximately five percent of the projected expenditure; \$35,000.

Alderman Brennan suggested that the capacity for future development in that area should be considered before steps are taken to install water and sewer. He felt an extension of services would require a study of roads, schools and infra-structure requirements for the future. He said a report from the Planning Department would be in order.

Alderman Smith supported Alderman Greenough's motion saying that all areas in the City of Dartmouth should be serviced by water and sewer. Aldermen Ritchie and Hart also supported the motion. When the vote was taken, the recommendations were adopted unanimously.

CONTRACT #7711

Tenders have been received for Contract #7711 which includes the construction of storm sewers and related work on Albro Lake Road Brook, Franklyn Street, Irving Street, and Myrtle Street. Tenders have been received by the following:

Harbour Construction Co. Ltd.	\$118,800.00	8 weeks
Woodlawn Construction Limited	128,450.50	30 weeks
L. J. Casavechia Contracting Ltd.	138,349.60	37 weeks

It has been recommended that the tender submitted by Harbour Construction Company Limited be accepted, being the lowest tender with the earliest completion date. On motion of Aldermen Fredericks and Smith the recommendations were adopted.

CHAIN LINK FENCE

Tenders have been received for the supply and installation of chain link fence along a portion of the watershed property on Main Street. The following companies have submitted tenders:

The Gillis Company Limited	\$16,660.05
Eastern Fence Erectors Limited	16,864.44

It is recommended that the tender be awarded to The Gillis Company Limited, and on motion of Aldermen Valardo and Smith, the recommendation was passed unanimously.

WATER: WINDMILL ROAD AND GROVE STREET

The City Administrator has prepared a recommendation concerning a tender call for improved water supply for fire protection services required on Windmill Road in the area of Grove Street in order to provide service to new buildings requiring sprinkler services. The proposed expenditure is to be undertaken from the Water Utility depreciation account and application to be made to the Province for cost sharing under the Municipal Services Act. Tenders were received as follows:

Harbour Construction Company Limited	\$18,600.
Woodlawn Construction Limited	18,622
Seaport Contractors Limited	19,865.
L. J. Casavechia Contracting Limited	20,800.

On motion of Aldermen Valardo and Fredericks, the low bidder, Harbour Construction Company Limited was awarded the tender. The motion passed unanimously.

LEASE: WINDMILL ROAD KNOWLTON MOTORS LTD.

A report from the City Administrator regarding the relocation of Knowlton Motors Limited from the Walker property on Wyse Road to a City-owned property at 382 Windmill Road has been circulated for Council's consideration. It is recommended that the City-owned property including the land and building be leased to Knowlton Motors Limited on a year-to-year basis with one-month notice of termination by either party; Knowlton Motors would agree to pay \$250 per month for the property; Knowlton Motors would be responsible for any reconstruction maintenance of the property and for full taxation on the property.

It was moved by Alderman Valardo, and seconded by Alderman Irvine that the recommendations contained within the Administrator's report be adopted. Alderman Hart introduced an amendment that the leasee be asked to landscape that part of the property on the Windmill Road side. When the vote was taken, the amendment carried and the amended motion carried with three council members voting against.

HARE LANE
(6)

Tenders have been received and opened for Contract \$7710 which covers the construction of the Furness property and playground. The work involves brick paving, concrete curbs, footings and paths; wooden benches, edging, hand rails, trellis, grading, planting, sodding, water service, and lighting. The following companies have submitted tenders for the project:

Edmonds Brothers Ent. Limited	\$46,818.00
Harbour Construction Limited	47,100.00

On motion of Aldermen Thompson and Backewich, the Administrator's recommendation to award the tender to Edmonds Brothers Ent. Limited was passed unanimously.

APPOINT CONSULTANT
DOWNTOWN STUDY
(1))

The Downtown Planning Advisory Board is recommending that City Council adopt their report to accept Development Planning Associates Limited for the Downtown Planning Study - Phase 1 at a total cost of \$18,650. On motion of Alderman Irvine and Fredericks, Development Planning Consultants Limited was awarded the proposal call.

BUS SHELTERS

The Traffic Management Group has provided Council with background information regarding the purchase and erection of bus shelters in the City of Dartmouth. The total cost of the shelters would be in the vicinity of \$9,325. The TMG recommends that a 4 foot by 12 foot shelter be used; the color should be the brushed aluminum frame with blue panels and that they be erected at a) Windmill Road near Sunnydale Avenue; b) Alderney Drive in front of the senior citizens building; c) Crichton Avenue in front of the new senior citizens complex; d) Pleasant Street in the area of the Dartmouth General Hospital; e) Portland Street at Maynard's Lake.

On motion of Aldermen Irvine and Cote the recommendations contained within the Traffic Management Groups' report were adopted.

The City Clerk's report regarding preliminary plans for the new high school was withdrawn at this time.

TENDERS: TRUCKS FOR
SALT SPREADING
SNOW REMOVAL AND
SNOW PLOWING EQUIP.
(1))

Tenders, as per the attached lists, have been received for the rental of trucks for spreading of salt, snow removal equipment and snow plowing equipment.

Alderman Valardo asked that the drivers of snow removal vehicles be instructed to take measures to prevent the destruction of concrete. He said contractors should be held responsible for any damages caused by these vehicles.

On motion of Aldermen Valardo and Irvine, the Purchasing Agent's recommendations were adopted unanimously.

SEWAGE PROBLEM

The Dartmouth Board of Health has submitted a report endorsing in principle the concept of supplying water and sewer from Breeze Drive to Montague Road. On motion of Aldermen Greenough and Williams, the report was received and filed.

DEMOLITION CITY BLDGS.

The Properties Committee has submitted a report and recommendation that tenders be called for the demolition of two City-owned properties located at 25 Windmill Road and 25 Brancroft Drive in Dartmouth. On motion of Aldermen Ritchie and Smith the recommendations were adopted unanimously.

PROTECTION: MORRIS AND RUSSELL LAKES

A report has been provided by the Lakes Advisory Board regarding immediate measures that should be taken to protect Lakes Penhorn, Morris and Russell from construction taking place on Portland Street from Bruce Street to the City Limits. Aldermen Fredericks and Irvine moved that the recommendations contained within the Lakes Advisory Board report be adopted.

Alderman Hart introduced an amendment that the City Engineer be instructed to demand of the contractor that these recommendations be implemented immediately, and further that the Engineer be instructed to meet with the Chairman of the Lakes Advisory Board to clarify details within the recommendations, and further that the Lakes Advisory Board be requested to monitor these changes on a regular basis and to report any deficiencies to the Council directly..

On motion of Alderman Greenough and Alderman Valardo, the amendment carried and the amended motion carried.

SALE OF LAND
SOUTH END BELL LAKE

The Lakes Advisory Board has prepared a report confirming its decision of August 31st regarding the sale of land at the south end of Bell Lake, but would consider a reduction in the set-back recommendation from forty feet, if a satisfactory detailed plan for the parking area, vegetation, trees, etc. is provided, together with information as to how any drainage from the parking area is to be filtered before entering the stream. The Board asks that the forty feet be required, or that the above steps be taken before any approval in principle of the sale of land is given.

Further to this motion, the Board recommends that City Council advise the Church representatives that if they wish to prepare a draft plan, the Board would be prepared to meet with them and discuss the features the Board feels should be incorporated at a mutually convenient time.

On motion of Aldermen Irvine and Hart, the recommendations contained within the Lakes Advisory Board report were adopted.

On motion of Aldermen Valardo and Greenough, the meeting was adjourned.

N. C. Cohoon
City Clerk



Province of Nova Scotia

Department of Municipal Affairs

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

ADVISORY SERVICES DIVISION

October 20, 1977

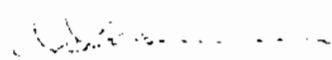
Mr. N. C. Cohoon
City Clerk
City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia
B2Y 3Z3

Dear Mr. Cohoon:

RE: Issuing Resolution - \$3,775,000 - General Purposes

Enclosed please find one copy of the above mentioned resolution, which was passed by your Council on October 4, 1977, and bears the approval of the Minister of Municipal Affairs dated October 17, 1977.

Sincerely,


A. A. Cameron
DIRECTOR

/dab
encl. (1)

City of Dartmouth
Issuing Resolution

\$3,775,000

for General Purposes

1. WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City, a sum not exceeding Three Hundred Twenty-five Thousand Dollars (\$325,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City;
2. AND WHEREAS pursuant to a resolution passed by the City Council on the 13th day of August, 1974, the Council postponed the issue and sale of debentures, and with the approval of the Minister of Municipal Affairs dated the 18th day of March, 1975, borrowed from the Toronto Dominion Bank in Dartmouth a sum not exceeding Three Hundred Thousand Dollars (\$300,000) for the purpose set out above in paragraph one;
3. AND WHEREAS pursuant to a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue and sale of debentures, and with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, the Council borrowed from the Toronto Dominion Bank in Dartmouth a sum not exceeding Twenty-five Thousand Dollars (\$25,000) for the purpose set out above; establishing a balance of Three Hundred Twenty-five Thousand Dollars (\$325,000) authorized to be borrowed for the purpose set out in paragraph one above
4. AND WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City, a sum not exceeding Two Hundred Thousand Dollars (\$200,000) for the purpose of laying out, opening, constructing, widening, making and draining streets, roads, bridges, culverts or retaining walls in the City and acquiring, or purchasing materials, machinery, implements and plant deemed requisite or advisable thereof, or for maintaining, clearing or improving such streets, roads, bridges, culverts or retaining walls;
5. AND WHEREAS pursuant to a resolution passed by the City Council on the 21st day of September, 1976, the Council postponed the issue and sale of debentures, and with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Two Hundred Thousand Dollars (\$200,000) for the purpose set out in paragraph four above;
6. AND WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City, a sum not exceeding One Million One Hundred Sixty-five Thousand Dollars (\$1,165,000) for the purpose of laying out, opening, constructing, widening, making and draining streets, roads, bridges, culverts or retaining walls in the City and acquiring or purchasing, materials, machinery, implements and plant deemed requisite or advisable therefor, or for maintaining, clearing or improving such streets, roads, bridges, culverts or retaining walls;
7. AND WHEREAS pursuant to a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue and sale of debentures, and with the approval of the Minister of Municipal Affairs dated the 11th day of September, borrowed from the Canadian Imperial Bank of Commerce at Dartmouth a sum not exceeding Three Hundred Six Thousand Three Hundred Dollars (\$306,300) for the purpose set out in paragraph six above;
8. AND WHEREAS pursuant to a resolution passed by the City Council on the 16th day of March, 1976, the Council postponed the issue and sale of debentures, and with the approval of the Minister of Municipal Affairs dated the 27th day of July, 1977, borrowed from the Canadian Imperial Bank of Commerce a sum not exceeding Eight Hundred Fifty-eight Thousand Seven Hundred Dollars (\$858,700) establishing a balance of One Million One Hundred Sixty-five Thousand Dollars (\$1,165,000) authorized to be borrowed for the purpose set out in paragraph six above;

.../2

9. AND WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Five Hundred Thousand Dollars (\$500,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City;

10. AND WHEREAS pursuant to a resolution passed by the City Council on the 21st day of September, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Toronto-Dominion Bank at Dartmouth a sum not exceeding Five Hundred Thousand Dollars (\$500,000) for the purpose set out in paragraph nine above;

11. AND WHEREAS pursuant to the resolutions hereinbefore recited and pending the issue and sale of debentures, the City of Dartmouth has borrowed by way of temporary loan from Toronto-Dominion Bank, Canadian Imperial Bank of Commerce and the Royal Bank for the purposes set out in paragraph one, four, six, and nine the following sums aggregating One Million Four Hundred Fifty Thousand Dollars (\$1,450,000) for the purposes thereafter set forth:

For the purpose set out in paragraph one hereof the sum of Three Hundred Twenty-five Thousand Dollars \$325,000

For the purpose set out in paragraph four hereof the sum of Two Hundred Thousand Dollars 200,000

For the purpose set out in paragraph six hereof the sum of Four Hundred Twenty-five Thousand Dollars 425,000

For the purpose set out in paragraph nine hereof the sum of Five Hundred Thousand Dollars 500,000
\$1,450,000

12. AND WHEREAS the City Council deems it necessary to borrow or raise by way of loan on the credit of the City by the issue and sale of debentures a sum not exceeding One Hundred Thousand Dollars (\$100,000) in addition to the sum of Three Hundred Twenty-five Thousand Dollars (\$325,000) authorized to be borrowed for the purpose set out in paragraph one above;

13. AND WHEREAS the City Council deems it necessary to borrow or raise by way of loan on the credit of the City by the issue and sale of debentures a sum not exceeding One Hundred Twenty-five Thousand Dollars (\$125,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City, namely, for the 1975 street paving;

14. AND 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 Thirty Thousand Dollars (\$30,000) for the purpose of constructing, altering, extending and improving public sewers or drains for the City and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

15. AND WHEREAS pursuant to a resolution passed by the City Council on the 21st day of September, 1976, the Council postponed the issue of debentures, and with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Thirty Thousand Dollars (\$30,000) for the purpose set out in paragraph fourteen above;

16. AND 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 Six Hundred Fifty-two Thousand Dollars (\$652,000) for the purpose of constructing, altering, extending and improving public sewers or drains for the City and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

17. AND WHEREAS pursuant to a resolution passed by City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Six Hundred Fifty-two Thousand Dollars (\$652,000) for the purpose set out in paragraph sixteen above;

18. AND WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding One Million Four Hundred Thirteen Thousand One Hundred Twenty-nine Dollars and Twenty-one Cents (\$1,413,129.21) for the purpose of constructing, altering, extending and improving public sewers or drains for the City and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

19. AND WHEREAS pursuant to a resolution passed by the Council on the 13th day of August, 1974, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 23rd day of October, 1974, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding One Million Nine Hundred Forty Thousand Dollars (\$1,940,000) for the purpose set out above;

20. AND WHEREAS pursuant to a resolution passed by the Council on the 11th day of July, 1977, and approved by the Minister of Municipal Affairs dated the 27th day of July, 1977, the Council deemed it necessary to issue and sell debentures in the amount of Five Hundred Twenty-six Thousand Eight Hundred Seventy Dollars and Seventy-nine Cents (\$526,870.79) leaving a balance of One Million Four Hundred Thirteen Thousand One Hundred Twenty-nine Dollars and Twenty-one Cents (\$1,413,129.21) still authorized to be borrowed for the purpose set out in paragraph eighteen above;

21. AND WHEREAS the City of Dartmouth is authorized 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 acquiring or purchasing or improving land for a City purpose;

22. AND WHEREAS pursuant to a resolution passed by the Council on the 21st day of September, 1976, and approved by the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Fifty Thousand Dollars (\$50,000) for the purpose set out in paragraph twenty-one above;

23. AND WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City, a sum not exceeding Two Hundred Seventy-five Thousand Dollars (\$275,000) for the purpose of acquiring or purchasing or improving land for the water shed area;

24. AND WHEREAS pursuant to a resolution passed by the City Council on the 4th day of February, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 4th day of March, 1975, borrowed from the Bank of Nova Scotia at Dartmouth a sum not exceeding Two Hundred Seventy-five Thousand Dollars (\$275,000) for the purpose set out in paragraph twenty-three above;

25. AND WHEREAS pursuant to the resolutions hereinbefore recited and pending the issue and sale of debentures, the City of Dartmouth has borrowed by way of temporary loan from the Royal Bank of Canada and the Bank of Nova Scotia for the purposes set out in paragraphs fourteen, sixteen, eighteen, twenty-one and twenty-three the following sums aggregating One Million Four Hundred Forty-four Thousand Dollars (\$1,444,000) for the purposes thereafter set forth:

For the purpose set out in paragraph fourteen hereof the sum of Thirty-Thousand Dollars	\$ 30,000
For the purpose set out in paragraph sixteen hereof the sum of Six Hundred Fifty-two Thousand Dollars	652,000
For the purpose set out in paragraph eighteen hereof the sum of Five Hundred Thousand Dollars	500,000
For the purpose set out in paragraph twenty-one hereof the sum of Fifty Thousand Dollars	50,000
For the purpose set out in paragraph twenty-three hereof the sum of Two Hundred Twelve Thousand Dollars	212,000
	<hr/>
	\$1,444,000
	<hr/>

26. AND WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Three Hundred Thirty-one Thousand Dollars (\$331,000) for the purpose of equipping a fire department or acquiring or purchasing apparatus, machinery, and implements for use in extinguishing fires in the City;

27. AND WHEREAS pursuant to a resolution passed by the City 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 Five Thousand Dollars (\$5,000) for the purpose set out in paragraph twenty-six above;

28. AND WHEREAS pursuant to a resolution passed by the Council on the 15th day of July, 1975, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding One Hundred Seventy-five Thousand Dollars (\$175,000) establishing a balance of One Hundred Eighty Thousand Dollars (\$180,000) authorized to be borrowed for the purpose set out in paragraph twenty-six above;

29. AND WHEREAS pursuant to a resolution passed by the Council on the 21st day of September, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding One Hundred Fifty-one Thousand Dollars (\$151,000) establishing a balance of Three Hundred Thirty-one Thousand Dollars (\$331,000) authorized to be borrowed for the purpose set out in paragraph twenty-six above;

30. AND WHEREAS pursuant to the resolutions hereinbefore recited and pending the issue and sale of debentures, the City of Dartmouth has borrowed by way of temporary loan from the Royal Bank of Canada for the purpose set out in paragraph twenty-six the following sum of Three Hundred Thirty-one Thousand Dollars (\$331,000) for the purpose hereinafter set forth:

For the purpose set out in paragraph twenty-six
hereof the sum of Three Hundred Thirty-one
Thousand Dollars

\$331,000

31. AND WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Three Hundred Ninety-five Thousand Dollars (\$395,000) for the purpose of acquiring or purchasing or improving land for a City purpose;

32. AND WHEREAS pursuant to a resolution passed by the Council on the 31st day of May, 1973, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 26th day of June, 1973, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Three Hundred Thirty Thousand Dollars (\$330,000) for the purpose set out in paragraph thirty-one above;

33. AND WHEREAS pursuant to a resolution passed by the Council on the 7th day of October, 1975, and approved by the Minister of Municipal Affairs dated the 15th day of October, 1975, and as amended by resolution passed by the Council on the 18th day of November, 1975, and approved by the Minister of Municipal Affairs dated the 27th day of November, 1975, the Council deemed it necessary to issue debentures in the total principal amount of Four Million One Hundred Seventy Thousand Dollars (\$4,170,000) of which the sum of Two Hundred Thirty-five Thousand Dollars (\$235,000) was applied to the said purpose leaving a balance of Ninety-five Thousand Dollars (\$95,000) still authorized to be borrowed for the purpose set out in paragraph thirty-one above;

34. AND WHEREAS pursuant to a resolution passed by the Council on the 21st day of September, 1976, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from the Royal Bank of Canada a sum not exceeding Three Hundred Thousand Dollars (\$300,000) establishing a balance of Three Hundred Ninety-five Thousand (\$395,000) authorized to be borrowed for the purpose set out in paragraph thirty-one above;

35. AND WHEREAS pursuant to the resolution hereinbefore recited and pending the issue and sale of debentures, the City of Dartmouth has borrowed by way of temporary loan from the Royal Bank of Canada for the purpose set out in paragraph thirty-one the following sum of Three Hundred Twenty-five Thousand Dollars (\$325,000) for the purpose hereinafter set forth:

For the purpose set out in paragraph thirty-one hereof the sum of Three Hundred Twenty-five Thousand Dollars

\$325,000

BE IT THEREFORE RESOLVED

36. THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow an additional sum not exceeding Two Hundred Twenty-five Thousand Dollars (\$225,000) for the respective purposes set out in paragraphs one and thirteen above;

37. THAT Three Thousand Seven Hundred Seventy-five (3,775) debentures of the said City for One Thousand Dollars (\$1,000) each be according issued and sold;

38. THAT the debentures be numbered consecutively 77-C-001 to 77-C-3775 inclusive;

39. THAT the debentures be dated the 15th day of November , 1977;

40. THAT the debentures be payable as follows:

- 77-C- 001 to 77-C- 269 incl., in one year from date thereof;
- 77-C- 270 to 77-C- 537 incl., in two years from date thereof;
- 77-C- 538 to 77-C- 805 incl., in three years from date thereof;
- 77-C- 806 to 77-C-1073 incl., in four years from date thereof;
- 77-C-1074 to 77-C-1341 incl., in five years from date thereof;
- 77-C-1342 to 77-C-1609 incl., in six years from date thereof;
- 77-C-1610 to 77-C-1877 incl., in seven years from date thereof;
- 77-C-1878 to 77-C-2145 incl., in eight years from date thereof;
- 77-C-2146 to 77-C-2413 incl., in nine years from date thereof;
- 77-C-2414 to 77-C-2681 incl., in ten years from date thereof;
- 77-C-2682 to 77-C-2791 incl., in eleven years from date thereof;
- 77-C-2792 to 77-C-2901 incl., in twelve years from date thereof;
- 77-C-2902 to 77-C-3011 incl., in thirteen years from date thereof;
- 77-C-3012 to 77-C-3121 incl., in fourteen years from date thereof;
- 77-C-3122 to 77-C-3230 incl., in fifteen years from date thereof;
- 77-C-3231 to 77-C-3339 incl., in sixteen years from date thereof;
- 77-C-3340 to 77-C-3448 incl., in seventeen years from date thereof;
- 77-C-3449 to 77-C-3557 incl., in eighteen years from date thereof;
- 77-C-3558 to 77-C-3666 incl., in nineteen years from date thereof;
- 77-C-3667 to 77-C-3775 incl., in twenty years from date thereof;

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

....7/

42. THAT the debentures numbered 77-C-001 to 77-C-1341 inclusive shall bear interest at the rate of eight and three quarters per centum (8 3/4%) per annum, and debentures numbered 77-C-1342 to 77-C- 2681 inclusive shall bear interest at the rate of nine and one quarter per centum (9 1/4%) per annum, and debentures numbered 77-C-2682 to 77-C-3775 inclusive shall bear interest at the rate of nine and one half per centum (9 1/2) per annum, payable semi-annually at the offices of the Bank set out above;

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

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

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

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

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

48. THAT pursuant to Section 11 of the Municipal Affairs Act the Mayor and Clerk are authorized to exchange for debentures falling due in any one year debentures of equal face value and at the same rate of interest but in different denominations falling due in the same year;

49. THAT the City Clerk be the Registrar of the debentures;

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

APPROVED
BY
S. R. E.
SOLICITOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 14th day of October, 1977.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 12th day of October, 1977.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i>	Deputy Minister
APPROVED this 12th day of October 1977	
<i>[Signature]</i>	Minister of Municipal Affairs

APPROVED *[Signature]* MAYOR

[Signature] CLERK

RECITAL INDEX

PURPOSE	FILE NUMBER	PAGES	PARAGRAPHS
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C. N. R. Overpass - Woodside	75-10	1, 2	6, 7, 8, 11
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<u>Additional Authorizations</u>			
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Street Construction #7 Highway	74-9, 75-25	2, 6	12, 36

CITY OF DARTMOUTH

P. O. BOX 817,
DARTMOUTH, NOVA SCOTIA

N. C. COHOON
CLERK-TREASURER

MEMORANDUM

DATE: September 29, 1977
TO: His Worship the Mayor and Members of City Council
FROM: N. C. Cohoon, City Clerk-Treasurer
RE: TENDERS - AS ATTACHED

Attached are recommendations from the Purchasing Agent for the awarding of tenders for the following projects:

- (a) Rental Trucks to Spread Salt
- (b) Snow Removal Equipment
- (c) Snow Plowing Equipment

It is recommended that City Council adopt the Purchasing Agent's reports.

N. C. Cohoon
N. C. Cohoon

NCC:sam

Attachment

MEMO

DATE: September 28, 1977
TO: Mr. C.A. Moir, City Administrator
FROM: W.M. Whitman, Purchasing Agent
SUBJECT: Tender for Rental Trucks to Spread Salt

Tenders have been received and opened for the supply, on a rental basis, of two only tandem axle trucks for spreading salt during the 1977-78 winter season. The City of Dartmouth supplies the driver and also supplies a special hopper body specially constructed to spread salt. If necessary, the trucks may be used on a 24 hour a day basis.

Payment for the trucks will be on a flat monthly rate and the period covered by the tender is from December 1st, 1977 to March 31st, 1978.

The City of Dartmouth will supply and pay for normal operating expenses such as gasoline, oil, greasing, etc. The owner of the truck will be responsible for all other maintenance and the owner of the truck must also cover the truck with public liability and property damage insurance. Trucks must pass a City of Dartmouth inspection carried out by the Works Department head mechanic.

The following companies or individuals have tendered on the supply of a truck or trucks at the rates shown:

J. Sibbins Excavation	\$ 600.00 per month
Nova Trucking Limited (2 trucks)	\$ 800.00 per month
Terry L. Lahey (2 trucks)	\$ 900.00 per month
Fred M. Dunphy Excavation (2 trucks)	\$1000.00 per month
Charles E. Lowe	\$1000.00 per month
A.J. Sheaves General Trucking	\$1500.00 per month

In cases where we have shown two trucks, the rate shown is for each truck. The trucks offered by Sibbins and Nova have been inspected and found to be in good operating condition so it is recommended we accept the truck from J. Sibbins Excavation at \$600.00 per month and one truck from Nova Trucking Limited at \$800.00 per month. In the past, we have used trucks from both these companies for salt spreading and in each case we have been satisfied with their service.

The cost of renting these trucks is included in the Works Department operating budget.

W.M. Whitman

MEMO

DATE: September 28, 1977
TO: Mr. C.A. Mair, City Administrator
FROM: W.M. Whitman, Purchasing Agent
SUBJECT: Tenders for Snow Removal Equipment

Tenders have been received and opened for the supply of equipment required for snow removal for the coming winter season. We requested rental rates on both equipment such as loaders etc. and trucks.

We do not pay a monthly retainer for equipment or trucks used for snow removal but pay on the basis of a straight hourly rate with no overtime for nights or weekends.

All equipment and trucks are supplied with operators or drivers and all maintenance and operating supplies including gasoline, oil etc. and insurance are furnished by the equipment or truck owners.

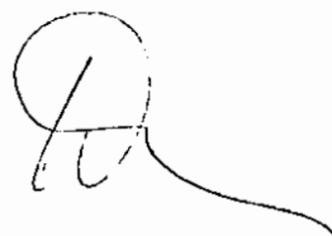
Attached is a list of companies or individuals who submitted tenders for the supply of equipment or trucks for snow removal. Hourly rates are also shown.

We recommend that the equipment or trucks offered by these companies or individuals be used by the City of Dartmouth during the winter season of 1977-78 for snow removal with the stipulation that whenever possible we use equipment or trucks offered by the City of Dartmouth companies or individuals but that the hourly rate will also be taken into consideration when we rent the snow removal equipment.

The cost of this rental equipment is included in the Works Department operating budget.

W.M.W./mam

Encl.



Kindly return duplicate with your reply indicated thereon.

MEMO

DATE: September 28, 1977
TO: Mr. C.A. Moir, City Administrator
FROM: W.M. Whitman, Purchasing Agent
SUBJECT: Tenders for Snow Removal Equipment

Tenders have been received and opened for the supply of equipment required for snow removal for the coming winter season. We requested rental rates on both equipment such as loaders etc. and trucks.

We do not pay a monthly retainer for equipment or trucks used for snow removal but pay on the basis of a straight hourly rate with no overtime for nights or weekends.

All equipment and trucks are supplied with operators or drivers and all maintenance and operating supplies including gasoline, oil etc. and insurance are furnished by the equipment or truck owners.

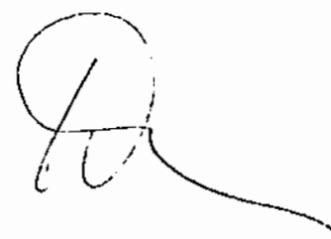
Attached is a list of companies or individuals who submitted tenders for the supply of equipment or trucks for snow removal. Hourly rates are also shown.

We recommend that the equipment or trucks offered by these companies or individuals be used by the City of Dartmouth during the winter season of 1977-78 for snow removal with the stipulation that whenever possible we use equipment or trucks offered by the City of Dartmouth companies or individuals but that the hourly rate will also be taken into consideration when we rent the snow removal equipment.

The cost of this rental equipment is included in the Works Department operating budget.

WMW/mam

Encl.



CITY OF DARTMOUTH

TENDERS FOR RENTAL EQUIPMENT FOR SNOW REMOVAL

FRED M. DUNPHY EXCAVATION & CONSTRUCTION LTD.	JOHN DEERE 544 LOADER	\$ 40.00 HOUR
	MICHIGAN 75A LOADER	45.00 HOUR
	TANDEM TRUCK	18.00 HOUR
	TANDEM TRUCK	18.00 HOUR
R. WAMBOLT TRUCKING & EXCAVATING LIMITED	TANDEM TRUCK	20.00 HOUR
TERRY L. LAHEY	TANDEM TRUCK	22.00 HOUR
	TANDEM TRUCK	22.00 HOUR
PETERS & SHRUM ENTERPRISES	TANDEM TRUCK	16.00 HOUR
L.J. CASAVECHIA CONTRACTING LIMITED	CATERPILLAR LOADER MODEL 950	43.00 HOUR
	TANDEM TRUCKS (VARIOUS MODELS)	18.00 HOUR
CHARLES E. LOWE	TANDEM TRUCK	20.00 HOUR
FRANK HAGAN	TANDEM TRUCK	19.00 HOUR
W. ERIC WHEBBY LIMITED	CATERPILLAR LOADER 950	38.00 HOUR
	CATERPILLAR LOADER 950	38.00 HOUR
	HOUGH LOADER	43.00 HOUR
	MASSEY FERGUSON BACKHOE #80	29.00 HOUR
	MASSEY FERGUSON BACKHOE #70	27.00 HOUR
	FOUR WHEEL DRIVE WITH PLOW	25.00 HOUR
	TANDEM TRUCKS (VARIOUS MODELS)	20.00 HOUR
WOODLAWN CONSTRUCTION LIMITED	TANDEM TRUCK	23.00 HOUR
	TANDEM TRUCK	23.00 HOUR
	TANDEM TRUCK	23.00 HOUR
	INTERNATIONAL SINGLE AXLE	18.00 HOUR
	HOUGH H90 LOADER	45.00 HOUR
	HOUGH H65 LOADER	45.00 HOUR
ARTHUR J. DALRYMPLE	TANDEM TRUCK	20.00 HOUR
A.J. SHEAVES GENERAL TRUCKING	TANDEM TRUCK	20.00 HOUR

CITY OF DARTMOUTH

TENDERS FOR RENTAL EQUIPMENT FOR SNOW REMOVAL

ROBERT C. YUILLE	TANDEM TRUCK	\$ 18.00 HOUR
DONALD J. CLARKE	TANDEM TRUCK	12.00 HOUR
JOHN A. KANE	TANDEM TRUCK	18.00 HOUR
HARBOUR CONSTRUCTION COMPANY LIMITED	CATERPILLAR 950 LOADER	32.00 HOUR
	H 60 B LOADER	28.00 HOUR

MEMO

DATE: September 28, 1977
TO: Mr. C.A. Moir, City Administrator
FROM: W.M. Whitman, Purchasing Agent
SUBJECT: Tenders for Snow Plowing Equipment

Tenders have been received and opened for the supply of rental equipment required for snow plowing for the 1977-78 winter season. We requested rental rates on rubber tired front end loaders equipped with one way plows and standard type road graders with 14' blades.

Payment for loaders and graders is on the basis of a monthly retainer of \$425.00 per machine for the period from December 1st, 1977 to March 31st, 1978. In addition to the monthly retainer, we pay an hourly rental rate while equipment is in use. The hourly rental rate is the same for nights or weekends and no overtime rates are paid.

The owner of the equipment supplies the operator and one of the terms of the agreement is that the equipment and operator are available at all times during the rental period. All maintenance and operating supplies including gasoline, oil etc. and insurance are furnished by the equipment owner.

Attached to this report is a list of companies who submitted tenders and the list shows the equipment offered and the hourly rates.

The list of equipment has been checked with the Engineering Department and it is recommended we accept the tenders for all machines shown on this list. This would make a total of eight graders and nine loaders. Last year, we contracted for eight graders and eight loaders, but the Works Department feel a more efficient snow plowing operation could be carried on with the additional loader.

We have used all the companies previously for snow plowing and have been satisfied with their performance.

The cost of this rental equipment is included in the Works Department operating budget.

WMW/mam

Encl.



CITY OF DARTMOUTH

TENDERS RECEIVED FOR SNOW PLOWING EQUIPMENT 1977-78

	<u>GRADERS W/14 FOOT BLADES</u>	
OCEAN CONTRACTORS LIMITED	CATERPILLAR MODEL 12	\$44.00 HOUR
	CATERPILLAR MODEL 120	44.00 HOUR
	CATERPILLAR MODEL 12G	44.00 HOUR
MUNICIPAL SPRAYING & CONTRACTING LIMITED	CATERPILLAR MODEL 12	48.00 HOUR
	CATERPILLAR MODEL 12	48.00 HOUR
	CATERPILLAR MODEL 12	48.00 HOUR
	CATERPILLAR MODEL 12	48.00 HOUR
TRYNOR CONSTRUCTION COMPANY LIMITED	CATERPILLAR MODEL 12	55.00 HOUR
	<u>LOADERS W/ONE WAY SNOW PLOW</u>	
WOODLAWN CONSTRUCTION LIMITED	HOUGH H90 LOADER	45.00 HOUR
	HOUGH H65 LOADER	45.00 HOUR
OCEAN CONTRACTORS LIMITED	INTERNATIONAL MODEL H-80B	45.00 HOUR
L.J. CASAVECHIA CONTRACTING LIMITED	CATERPILLAR MODEL 950	43.00 HOUR
MUNICIPAL SPRAYING & CONTRACTING LIMITED	CATERPILLAR MODEL 966	50.00 HOUR
FRED M. DUNPHY EXCAVATING & CONSTRUCTION LIMITED	JOHN DEERE 544	40.00 HOUR
	MICHIGAN 75A	45.00 HOUR
TRYNOR CONSTRUCTION COMPANY LIMITED	CATERPILLAR LOADER 966	55.00 HOUR
	CATERPILLAR LOADER 966	55.00 HOUR

NOTE: TRYNOR EQUIPMENT HAVE 12' WING PLOWS IN ADDITION TO REGULAR BLADES

Dartmouth, N. S.

October 18/77.

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

Present - Mayor Brownlow

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

At the request of the Mayor, Council agreed to add two items to the agenda, one dealing with the Police contract and the second, with a report from the City Administrator re a staff appointment. Ald. Fredericks also asked for and received permission to add an item dealing with the subject of bridge tolls.

PEAT MARWICK REPORT Representatives of the consulting firm of Peat Marwick & Partners were present to make their submission on regional transit, based on a review by them of the MAPC and City staff reports previously before Council. Mr. Collins gave a resume of his firm's written report, outlining the principle findings contained in it and the relevant factors and cost implications. He pointed out that Peat Marwick was not retained by the City to advise for or against regional transit and accordingly, no stand has been taken either way on the issue. He did indicate, in response to a question from Ald. Fredericks, that the best system to be achieved would be a full regional one, but a separately-operated Dartmouth system could be coordinated to some extent with other metropolitan systems, even without regional transit. Mr. Collins also commented on a review of the Peat Marwick report, as carried out by MAPC staff, noting several references to a difference in figures between those contained in his report and the ones in the MAPC submission.

One of the main points brought out in the Peat Marwick presentation had to do with the recommendation that figures produced in connection with the transit study be reworked when specific ridership and revenue data, by route, have been developed by MAPC. With such revised figures, it would be possible for conclusions to be drawn to assist Council in their decisions on regional transit. The need for this kind of specific information was recognized and referred to by members of Council in their remarks about the Peat Marwick review and the transit question generally.

As Council proceeded to discuss the presentation, several areas of concern were expressed, including:

- 1) the question of whether Dartmouth Transit Service, as presently constituted, would qualify for operating subsidies or capital grants under the Provincial transit support program.
- 2) the question of Federal participation in a program of assistance for urban transit systems.
- 3) the ultimate cost to Dartmouth tax-payers if the City enters into a regional transit agreement.
- 4) the need for an increased financial contribution on the part of the Province if regional transit is to proceed.
- 5) the question of whether levels of service would be appreciably improved in line with the increased transit costs the City would have to bear.
- 6) the indication in the Peat Marwick and City staff reports that deficits associated with the proposed regional system, for which the municipalities would be responsible, are likely to be greater than indicated by MAPC.

Most members favoured a regional transit concept as such, but did not wish to see the City make any type of commitment from which it would not be possible to withdraw at a later point. The Mayor noted that a commitment would not be made until by-laws are approved conferring responsibility for a regional system to the Regional Authority. Mort Jackson said by giving approval in principle to the

regional transit proposal, the MAPC staff and elected representatives from the three municipalities would be enabled to negotiate with the other government levels as required in a strengthened position. During this general discussion period, Ald. Greenough introduced a motion, calling for approval in principle for the regional transit concept, pending such time as figures can be reworked, based on ridership and revenue data, along with an approach to the Province in conjunction with the other two municipalities, for increased financial assistance from the other levels of government; the motion was seconded by Ald. Irvine.

Ald. Ritchie, Crawford, Cote and Smith indicated they would not be prepared to support the motion, not favouring any degree of approval for regional transit without further consideration of the issue at another meeting, preferably in a less formal forum for discussion. Ald. Ritchie suggested that Mr. Dooks should be invited to take part in any further discussion as well. After debate on the motion had been heard, Mr. Bruce Waterfield asked to speak on behalf of DTS and in his presentation to Council, stated that it has not been clearly established as to whether or not Mr. Dooks' company would qualify for a Provincial subsidy to operate as a separate private system without participating in the regional proposal. He went on to say that he would be prepared to meet with Council or a committee to discuss with Provincial representatives the possibility of receiving assistance for the DTS operation; unless assistance is forthcoming, DTS would not be able to continue maintaining a transit service after termination of their agreement with the City. Responding to questions from Ald. Hart on the position of DTS with regard to subsidization of service and control over their operation, Mr. Waterfield stated that the company would not be prepared to come under the jurisdiction of the

Regional Authority but would be willing to cooperate where possible in coordinating transit services with other systems. In view of the DTS position, as expressed by Mr. Waterfield, Ald. Ritchie and Crawford moved deferral to a special Council session with Mr. Dooks and his Solicitor for further discussion. The motion to defer carried with Ald. Hart and Irvine voting against.

The City Clerk noted a request from Ald. Cote for information contained in a report prepared by Peat Marwick in connection with a six-city bus study conducted in New Brunswick, with reference to the different degrees of provincial assistance received for transit services by municipalities in the ten Provinces.

REZONING: PUBLIC
LANDS LAKE MICMAC
AND CHARLES

This date was set by Council for public hearing of a rezoning application requested by Council, involving publicly-owned lands on Lake Charles and MicMac, designated for inclusion in the Regional Park. All such lands would be rezoned to Park & Institutional, as set out in By-law C-333.

It was moved by Ald. Backewich and Irvine and carried that leave be given to introduce the said By-law C-333 and that it now be read a first time.

It was moved by Ald. Kavanaugh and Valardo that By-law C-333 be read a second time.

Mr. Mike Marshall of Hastings Drive and Mr. Allan Ruffman, representing the Ecology Action Centre, were heard during second reading in favour of the rezoning, but with the suggestion that consideration should be given to a separation of the Park & Institutional zoning designation into two distinct categories. The motion for second reading carried.

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

It was moved by Ald. Valardo and Brennan and carried that By-law C-333 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.

POLICY STATEMENT

On motion of Ald. Kavanaugh and Greenough, Council also proceeded to endorse the policy statement recommended in the Planning Dept. report accompanying By-law C-333. In this statement, Council reaffirms its intention to create a major park development in the Lake Charles/MicMac area, as set out in the final paragraph of the staff report.

BUILDING PERMIT:
129/133 ALBRO LAKE RD.

On motion of Ald. Fredericks and Smith, Council approved an application for permit to build a three-storey apartment building at 129/133 Albro Lake Road, as recommended by the Planning, Development & Operations Committee; approval is subject to compliance with departmental requirements as contained in the staff report of October 4/77.

BUILDING PERMIT:
104/106 ALBRO LAKE RD.

Council approved a second building permit application, for an addition to the apartment building at 104/106 Albro Lake Road, on motion of Ald. Fredericks and Irvine. Approval was based on a recommendation from the P.D.O. Committee and subject to compliance with City requirements as per the staff report of Oct. 11/77.

Council then adjourned to meet in camera, on motion of Ald. Valardo and Kavanaugh. Having reconvened in open Council after dealing with two items, the action taken in camera was ratified on motion of Ald. Crawford and Fredericks.

Meeting adjourned.

N. C. Cohoon,
City Clerk.