

Dartmouth, N. S.

November 7/78.

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

Present - Mayor Brownlow

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

Council added an item to the agenda dealing with  
land acquisition at the intersection of Akerley Blvd.  
and Windmill Road.

On motion of Ald. Backewich and Valardo, the  
minutes of the Oct. 3rd, 17th and 30th meetings were  
approved as circulated. Ald. Fredericks said it was  
his understanding that the report from the committee  
appointed to review the Lord's Day Act by-law, was to  
go to Committee-of-the-Whole before coming to Council.  
This point was clarified through reference to the  
October 3rd minutes when a motion to refer to Committee  
was adopted. Information was requested from the Mayor  
as to the composition of the special committee that met  
to review the by-law, and these names were provided.  
Ald. Cote asked that in future, Council be informed of  
the make-up of such committees when they are appointed.

With reference to the Oct. 17th minutes, Ald. Ibsen  
asked for clarification of the Solicitor's ruling that  
only those members of Council present for the public  
hearing on the Austenville NIP rezoning application will  
be able to vote when this matter comes before Council  
again. Mr. Drury advised that the only alternative to  
this legality would be to hold a new public hearing and  
have it readvertised accordingly.

Mr. Bruce Whidden of 21 Pelzant Street has  
requested a hearing under the provisions of By-law C-211  
with reference to his noise complaint involving the

NOISE COMPLAINT

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NOISE COMPLAINT

Matador Lounge on Wyse Road. Ald. Williams and Thompson moved that Council set November 21st as the date for this hearing. Mr. Moir noted that a similar request for a hearing has also been received from a Mr. Chapman of 47 Chappell Street and Council agreed to hear both complaints on the same date, also complaints from residents who have signed a petition submitted by Ald. Ritchie on their behalf, involving the Green Gables store at 182 Pleasant Street.

Ald. Valardo did not agree with the scheduling of noise complaint hearings on a regular Council night; he felt that they require a separate meeting for this purpose only and moved in amendment that the hearing date be set for November 23rd instead of the 21st. The amendment was seconded by Ald. Irvine.

Ald. Brennan made reference to the motion introduced by him at the October 3rd Council meeting, calling for an examination by staff of the noise control by-law, and suggested the tabling of hearings under the by-law for a three-month period pending the staff report. He made a motion to this effect, seconded by Ald. Crawford, and debate from this point centered around the question of whether hearings should continue in accordance with the existing by-law provisions while the by-law is under review by staff, or be deferred as the motion suggests. The concensus of opinion was in favour of continuing to hold the hearings and the motion to table was defeated. The amendment then carried and the amended motion carried.

EMPORARY BORROWING  
RESOLUTION

On motion of Ald. Irvine and Thompson, Council approved the attached Temporary Borrowing Resolution in the amount of \$1,158,000. for NIP purposes.

OTION: ALD. BACKEWICH

Having given notice of motion, Ald. Backewich proceeded to introduce the following motion, which was seconded by Ald. Fredericks:

'That any candidate who runs in an Aldermanic election in the City of Dartmouth and is defeated by ten votes or less, shall be entitled to an automatic recount to be conducted by the City of Dartmouth Returning Officer, as Chairman, the candidates concerned, and one representative each to be selected by the candidates concerned'.

Ald. Irvine questioned the legal implications involved if Council were to adopt such a policy, and Mr. Drury explained the present provisions that exist under section 112 and following of the City Charter. Most of the debate from this point had to do with the specific legal reasons under which recounts are presently permitted and any relationship between these and the intent of the motion, also the aspect of rejected ballots in relation to a miscount of votes and the choice of ten votes or less as the criteria for entitlement to an automatic recount. Ald. Valardo felt the application of the motion should apply to Mayoralty and School Board candidates as well. He therefore moved in amendment that the motion be applicable to all civic elections, including Aldermanic, Mayoralty and elections to the School Board; the amendment was seconded by Ald. Backewich. There was no opposition to the amendment and it carried.

Debate then continued on the motion with Ald. Ritchie, Fredericks and Cunningham speaking in favour. Ald. Ibsen said he felt there should be an onus on the candidate to show why he is seeking a recount rather than allowing one based solely on a miscount of votes. Ald. Greenough did not object to the recount provision, but thought that the candidate seeking a recount should have more than 50% of the rejected votes cast in his favour in order to qualify. When the vote was taken on the amended motion, it carried.

Ald. Hart and Valardo then moved referral to the Solicitor for drafting of the legislation to accomplish the recount provision; the motion carried.

Based on the revised plans for the South Woodside School addition, the following tenders have been received from the two low bidders, as authorized by Council:

Sigma Construction Ltd.	\$896,000.
D.C. Menchions Construction Ltd.	907,000.

Mr. Moir's recommendation is that the tender be awarded to Sigma Construction Ltd. and that the project

SOUTH WOODSIDE  
SCHOOL ADDITION

be financed as detailed in his report of Nov. 2/78, requiring approval for an over-expenditure in the amount of \$42,270. in the School Capital projection figure of \$700,000. On motion of Ald. Fredericks and Backewich, Council awarded the tender as recommended and gave first approval to the necessary over-expenditure of \$42,270. Second approval will be given by Council just prior to the Committee meeting of November 14th.

RESIGNATION: DOWNTOWN  
ADVISORY BOARD

On motion of Ald. Ibsen and Hart, Council accepted with regret the resignation of Donald Higgins as the representative of the Community Planning Assn. on the Downtown Planning Advisory Board.

SIDEWALK: PORTLAND ST.

In a report to Council, Mr. Moir has outlined the T.M.G. recommendation with respect to the need for a sidewalk on the section of Portland St. between Alpine Drive and Bel Ayr Ave., for the safety of children who attend school in the Bel Ayr Park area. Installation of the sidewalk is recommended at the total estimated cost of \$23,500., these funds to be withdrawn from the Municipal Incentive Program funds. Ald. Thompson and Cote moved the adoption of the recommendation, but Ald. Hart felt that monies allocated from the Municipal Incentive grants should relate to the R-3 and R-4 areas of the City from which they originated. She moved referral to capital budget time for consideration of the sidewalk project on Portland Street; Ald. Brennan seconded the motion. Ald. Fredericks, Ritchie, Valardo, Irvine and Greenough did not support referral and wanted to see the sidewalk provided as soon as possible for the protection of children who walk along Portland St. on their way to and from school. When the vote was taken, the motion to refer was defeated. The main motion carried with Ald. Hart voting against.

TENDER:  
DIESEL ENGINE

Tenders were received as follows for replacement of the gasoline engine in the Fire Dept. pumper #18 with a diesel engine:

Cummins Diesel	\$18,646.
Seaboard GM Diesel	19,600.

Acceptance of the bid from Cummins Diesel is recommended by Mr. Moir, as per his report of Oct. 30/78 on this item, and Council adopted the recommendation, on motion of Ald. Irvine and Williams.

WARD TENDER:  
FIRE HOSE

The following tenders have been received for 30 lengths of double-jacket fire hose:

Wilson & Cousins Co. Ltd.	\$197.80 (per length)
Wajax Industries Ltd.	225.00
Safety Supply Co.	225.10
John Leckie Ltd.	226.69
A.B. McLean & Co. Ltd.	275.00
Angus Fire Armour Ltd.	271.25
BTR Industries Canada Ltd.	293.75
Coastal Industrial Sales Co. Ltd.	226.95
Apex Industrial Supply Ltd.	304.87
Levitt-Safety Ltd.	318.72

On motion of Ald. Cote and Thompson, Council awarded the tender to Wilson & Cousins Co. Ltd. in the total amount of \$5,934 as recommended by Mr. Moir in his report of Nov. 2/78.

NORTHBROOK CENTRE:  
CONTRACT #7812

Tenders for the Northbrook Community Centre (Contract #7812) came in as follows:

W. Eric Whebby Ltd.	\$163,817.
Bic Enterprises Ltd.	140,000.

The low bid was in excess of the amount budgeted in the Northbrook NIP Program for this project and a decision was subsequently taken by the NIP group to allocate the additional \$35,000. amount required, plus architect's fees, for the construction of the community centre. Acceptance of the low bid received from Bic Enterprises Ltd. is therefore recommended, with funds to be provided from the Notting Park NIP budget. The tender was awarded by Council to the low bidder, on motion of Ald. Cote and Ritchie.

LAND ACQUISITION:  
WINDMILL RD.

Council considered a report from Mr. Moir on negotiations that have been carried out with Marcil Mortgage Corp. for acquisition of 482 sq. ft. of land owned by the Excelsior Life Insurance Co. at the intersection of Akerley Blvd. and Windmill Rd. The price negotiated is \$1,900. and the City will agree to

reconstruct a sidewalk included in the overall plan for improvements to the traffic movement at this intersection; the City will also undertake landscaping disturbed by the construction and will take appropriate action to either preserve the trees and shrubs or relocate them, also to cover all legal costs involved. The recommendation is that Council authorize the finalization of this transaction as outlined, and the recommendation was adopted on motion of Ald. Fredericks and Williams.

PAUL'S SCHOOL

The School Board has recommended that Council declare St. Paul's school surplus and offer it to the Roman Catholic Episcopal Corp. as required under the existing agreement covering parochial schools in the City. The agreement gives the Corp. first option to repurchase the building when it is considered to be of no further use for educational purposes by the City. The recommendation was adopted on motion of Ald. Williams and Thompson.

CLOSURE OF  
ROCKDALE CRES.

As requested by Ald. Valardo, a breakdown has been provided by staff of the cost estimate to construct a cul-de-sac at the end of Brookdale Crescent. Ald. Valardo indicated to Council that he would like to have time to meet with the citizens of the area concerned to discuss the cul-de-sac proposal in more detail, and he requested that he and Ald. Cote (who would also meet with the residents) be provided with any other relevant reports and information on the subject of the cul-de-sac. Ald. Fredericks suggested that the Planning Dept. and the City Engineer should be involved in these discussions also.

EXCAVATION PERMIT:  
ERIC WHEBBY LTD.

A further report has been submitted by the City Engineer in connection with an excavation permit application from W. Eric Whebby Ltd., a temporary permit having been granted in September until the company has complied with environmental rehabilitation conditions not previously met under the former permit issued to W. Eric Whebby Ltd. A report from the Lakes Advisory Board, containing eight

recommendations, was also before Council in conjunction with Mr. Fougere's report. Ald. Crawford and Ritchie moved the adoption of these reports as presented.

It was moved in amendment by Ald. Backewich and Fredericks that the Quarry Committee be empowered to review the Countryview Ltd. lands during the period the excavation permit is in effect.. Ald. Hart noted that recommendation #8 in the L.A.B. report spells out a provision for setting up a committee 'to review the progress of the operator in fulfilling the terms of the permit', and she therefore questioned the need for an extension of the terms of reference of the existing Quarry Committee for the same purpose. There was considerable discussion as to what form a monitoring committee should take and the representation there should be on it, in view of the fact that the original Quarry Committee was set up specifically to deal with the Steed & Evans operation. The other main point of issue was the size of the bond required to be posted by the company; Ald. Valardo and Crawford considered the amount of \$25,000. to be excessive and felt that Council should not impose this particular condition until the company has at least had an opportunity to express their views before Council. It was noted that in fact, a company representative was to have been present for this meeting but was unable to attend at the last minute because of illness. When the vote was taken on the amendment, it was defeated.

Ald. Backewich and Hart introduced another amendment, inserting the word 'Quarry' in front of the word 'Committee' in recommendation #8 of the L.A.B. report. This amendment carried with Ald. Williams, Ritchie, Crawford and Thompson voting against.

The next amendment was moved by Ald. Valardo and Crawford, to the effect that the recommendations of the City Engineer be adopted as presented, with the exception that the Whebby interests be permitted to present their

case before Council with regard to the posting of a \$25,000. bond instead of a \$10,000. bond; this presentation to be heard at the next Council meeting. The amendment was defeated, along with an amendment put forward by Ald. Crawford and Valardo, which would have reduced the bond required to \$12,500. from \$25,000.

Ald. Brennan suggested that recommendation #5 in the L.A.B. report should spell out what grades are acceptable, and he asked to have the Quarry Committee look at the matter of grade elevations over the long term. The Mayor took the vote on the amended motion and it carried.

ENERGY USAGE:  
CITY BUILDINGS

On motion of Ald. Fredericks and Cote, Council adopted a report on energy usage in City-owned buildings, prepared by the Supervisor of Buildings, Mr. Don Rix, dated Nov. 1/78. Copies of this report were circulated to all members of Council with the agenda for this meeting.

DEMOLITION:  
4 CRICHTON AVE.

On motion of Ald. Irvine and Ritchie, Council adopted a recommendation of the Properties Committee that tenders be called for the demolition of 74 Crichton Ave. because of the extensive repairs required to the building to bring it up to a livable condition.

MICMAC ROTARY  
ALTERATIONS

The Lakes Advisory Board has submitted a report outlining their concerns and observations with regard to the proposed alterations to the MicMac Rotary, in order that a liaison with the Departments of Highways and Environment can be initiated as early as possible in this project. Council adopted the Board's report on motion of Ald. Irvine and Ritchie. Ald. Fredericks asked to have the T.M.G. look at a suggestion passed to him for turn-off improvements at Graham's Corner that could facilitate the movement of traffic on Prince Albert Road.

NOTICES OF MOTION:  
ALD. FREDERICKS

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

1) Ald. Fredericks:

(a) That City Council ask the Community Services Advisory Board to investigate and report to Council:

- 1) the need for more senior citizen housing units in Dartmouth;
- 2) the need for other services such as a woodworking/furniture repair facility in or near the senior citizen housing area (facilities for people to work and participate in the community);
- 3) should another senior citizen unit be built in the downtown area, if deemed necessary, and would a downtown location be complimentary to the downtown renewal program.

(b) Because of the need for increased revenues for the City and to avoid adding to the property tax as much as possible, BE IT RESOLVED that City Council direct staff to study all sources of revenue including fines, fees, charges for various programmes, rentals, Provincial Government grants in lieu of taxes, and to report back to Council before the budget is presented with any suggestions for improved revenue sources.

(c) That the City support the 'Atlantic Provinces Plus' campaign through its Purchasing Dept., and also, that the Chamber of Commerce be advised that they may put banners at the back of our rinks asking citizens to support the programme.

LD THOMPSON

2) Ald. Thompson: a motion requesting that City Council approach the Dept. of Highways to install traffic signals at the intersection of Portland Street and Caldwell Road, with appropriate pedestrian walkways.

Council adjourned to meet in camera on motion of Ald. Valardo and Hart and later reconvened in open meeting for the purpose of adjournment, at which time the Mayor advised the members of the Committees on which they will serve, including the Transit Advisory Committee (Ald. Cote, Ibsen and Irvine; Ald. Hart to attend meetings as well) and the Snowmobile Committee,

to be chaired by Ald. Greenough (Ald. Ibsen a member also).

The Mayor also informed Council of the offer from CFB Shearwater to have a tracker squadron named after the City of Dartmouth, and the members agreed to accept this offer.

The meeting then adjourned.



G. D. Brady,  
Deputy City Clerk.

Dartmouth, N. S.

Nov. 7/78.

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

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

OFFICE NEGOTIATIONS

On motion of Ald. Cote and Irvine, it was decided to defer the item on Police negotiations, to be dealt with in camera following the Nov. 14th Committee meeting.

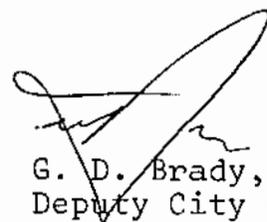
FIRE FIGHTERS  
NEGOTIATIONS

Mr. Moir has submitted a further report on his negotiations with the Fire Fighters Local 1398, the two main points of issue now being the no-strike clause and the provisions for a minimum of 4 men per pumper when responding to a fire call. It is his recommendation at this point in the negotiations, that application be made to the Labour Relations Board for the appointment of a Conciliation Officer to deal with the 1978 contract. The Committee adopted the recommendation on motion of Ald. Irvine and Crawford.

APPLICATIONS:  
FIRE CHIEF

Mr. Moir reported verbally to the Committee on the applications he has been reviewing for the position of Fire Chief, suggesting that two of the applicants, Gerald Sunstrum and Albert Jenkins, be brought to Dartmouth for further interviews and to see the Fire Dept. operation. A general discussion followed with the members, after which it was moved by Ald. Crawford and Thompson that Mr. Moir be authorized to have these two applicants come to Dartmouth as proposed; the motion carried.

On motion of Ald. Crawford and Thompson, the Committee adjourned to reconvene in open Council.

  
G. D. Brady,  
Deputy City Clerk.



Province of Nova Scotia

## Department of Municipal Affairs

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

ADVISORY SERVICES DIVISION

November 22, 1978

Mr. G. D. Brady  
Deputy City Clerk  
City of Dartmouth  
P. O. Box 817  
Dartmouth, Nova Scotia  
B2Y 3Z3

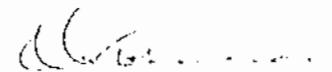
Dear Mr. Brady:

Re: Temporary Borrowing Resolution - \$1,158,000 - NIP - 78-9

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

This resolution was approved by the Minister of Municipal Affairs on November 16, 1978.

Yours truly,

  
A. A. Cameron  
Director

/ramp  
Encl.

City of Dartmouth  
Temporary Borrowing

\$1,158,000

for N. I. P. - 78-9

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of carrying out any agreement entered into by the City and Central Mortgage & Housing Corporation, or with any other body corporate having similar objects, relating to projects under the National Housing Act;

AND WHEREAS pursuant to a resolution passed by the Council of the City of Dartmouth on the 5th day of September, 1978, the City and the Nova Scotia Housing Commission have agreed to commit funds under the Federal Neighbourhood Improvement Program;

AND WHEREAS this agreement was signed by the Executive Director of the Nova Scotia Housing Commission on the 20th day of September, 1978, and subsequently approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding One Million One Hundred Fifty-eight Thousand Dollars (\$1,158,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding One Million One Hundred Fifty-eight thousand Dollars (\$1,158,000) from the Royal Bank of Canada at Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold

DEPARTMENT OF MUNICIPAL AFFAIRS AS TO AMOUNT

Recommended for approval of the Minister

*S. J. [Signature]*  
Deputy Minister

APPROVED this 16th day

of December 1978  
*[Signature]*  
Minister of Municipal Affairs

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 7th day of November, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 10th day of November, 1978.

*[Signature]*  
MAYOR

*[Signature]*  
Deputy City CLERK

City of Dartmouth  
Renewal of Borrowing

110,000

for Storm Sewer - Lake Banook - 73-16

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 Hundred Ten Thousand Dollars (\$110,000) for the purpose of constructing, altering, extending and improving public sewers or drains for the City and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the Council on the 14th day of August, 1973, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 19th day of September, 1973, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding One Hundred Ten Thousand Dollars (\$110,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT, subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of One Hundred Ten Thousand Dollars (\$110,000) 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 5th day of December , 19 78 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December , 19 78 .

APPROVED  
BY THE COUNCIL

*[Handwritten signature]*  
December 1978  
*[Handwritten signature]*

*[Handwritten signature: Daniel F. Pearson]*  
MAYOR

*[Handwritten signature]*  
CLERK

City of Dartmouth  
Renewal of Borrowing

\$700,000

for Land - Navy Island - 74-35

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Seven Hundred Thousand Dollars (\$700,000) for the purpose of acquiring or improving land for a City purpose;

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 18th day of March, 1975, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Seven Hundred Thousand Dollars (\$700,000) for the purpose set out above, for a period not exceeding twelve months

AND WHEREAS pursuant to a resolution passed by the Council on the 29th day of June, 1976, and approved by the Minister of Municipal Affairs dated the 20th day of July, 1976, the Council was authorized to further postpone the issue of debentures in the amount of Seven Hundred Thousand Dollars (\$700,000) for an 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 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, the amount to be the sum of Seven Hundred Thousand Dollars (\$700,000);

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 5th day of December, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 1978.

RECEIVED  
CITY OF DARTMOUTH  
MAYOR  
CLERK

*[Signature]*  
MAYOR

*[Signature]*  
CLERK

20th  
December, 1978

*[Signature]*  
Minister of Municipal Affairs

City of Dartmouth  
Renewal of Borrowing

\$700,000

for Land - Navy Island - 74-35

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Seven Hundred Thousand Dollars (\$700,000) for the purpose of acquiring or improving land for a City purpose;

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 18th day of March, 1975, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Seven Hundred Thousand Dollars (\$700,000) for the purpose set out above, for a period not exceeding twelve months

AND WHEREAS pursuant to a resolution passed by the Council on the 29th day of June, 1976, and approved by the Minister of Municipal Affairs dated the 20th day of July, 1976, the Council was authorized to further postpone the issue of debentures in the amount of Seven Hundred Thousand Dollars (\$700,000) for an 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 be extended for a further period not exceeding five months from the date of the approval of the Minister of Municipal Affairs of this resolution, the amount to be the sum of Seven Hundred Thousand Dollars (\$700,000);

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 5th day of December, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 1978.

*[Handwritten signature]*

*[Handwritten signature: Samuel P. ...]*

MAYOR

*[Handwritten signature]*

CLERK

D	
C	
B	
A	
O	

*[Handwritten signatures and dates in a table format]*

City of Dartmouth  
Renewal of Borrowing

\$1,500,000

for Industrial Lands - Lynch  
75-15

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding One Million Five Hundred Thousand Dollars (\$1,500,000) for the purpose of general, for any City purpose whatsoever;

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 Million Five Hundred Thousand Dollars (\$1,500,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT, subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of One Million Five Hundred Thousand Dollars (\$1,500,000) be further extended for a 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 City of Dartmouth held on the 5th day of December, 19 78 .

GIVEN under the hands of the Mayor and Clerk and Under the seal of the City this 8th day of December, 19 78 .

*[Handwritten signature]*  
20th  
December 78  
*[Handwritten signature]*

*[Handwritten signature]*  
-----  
MAYOR

*[Handwritten signature]*  
-----  
CLERK

City of Dartmouth  
Renewal of Borrowing

\$660,000

for Paving - Main Street - 77-11

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Six Hundred Sixty Thousand Dollars (\$660,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridge or culverts in the City or any part thereof, namely for the purpose of paving the streets in the City, specifically for the purpose of completing the 1977 capital works program;

AND WHEREAS pursuant to a resolution passed by the City Council on the 6th day of September, 1977, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed from the Toronto-Dominion Bank at Dartmouth a sum not exceeding Six Hundred Sixty Thousand Dollars (\$660,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of Six Hundred Sixty Thousand Dollars (\$660,000) be extended for a 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 City Council of the City of Dartmouth held on the 5th day of December, 19 78 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December ,19 78 .

*[Handwritten initials]*

RECEIVED  
CITY CLERK  
1978

*[Signature of David P. Bransford]*

MAYOR

*[Signature of Clerk]*

CLERK

*[Faded handwritten notes and signatures]*

City of Dartmouth  
Renewal of Borrowing

\$800,000

for South Woodside School - Addition  
- 77-9

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 Eight Hundred Thousand Dollars (\$800,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for public schools; namely an addition to the South Woodside School, specifically for the purpose of completing the 1977 capital works program;

AND WHEREAS pursuant to a resolution passed by the City Council on the 6th day of September, 1977, the City Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed from the Canadian Imperial Bank of Commerce at Dartmouth a sum not exceeding Eight Hundred Thousand Dollars (\$800,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of Eight Hundred Thousand Dollars (\$800,000) 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 City Council of the City of Dartmouth held on the 5th day of December, 19 78 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 19 78 .

DEPARTMENT OF MUNICIPAL AFFAIRS	
Presented for approval of the Minister	
<i>[Signature]</i> Minister	
APPROVED	DATE
<i>[Signature]</i>	1978
Minister of Municipal Affairs	

*[Signature]*  
MAYOR

*[Signature]*  
CLERK

City of Dartmouth

Renewal of Borrowing

\$10,000

for Bus Shelters - 77-14

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings or other facilities for public transportation services, and acquiring or purchasing materials, machinery, motor vehicles and plant deemed requisite or advisable for public transportation services; namely for bus shelters;

AND WHEREAS pursuant to a resolution passed by the Council on the 6th day of September, 1977, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs on the 22nd day of September, 1977, borrowed from the Bank of Nova Scotia at Dartmouth a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT, subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of Ten Thousand Dollars (\$10,000) 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 City Council of the City of Dartmouth held on the 5th day of December, 19 78 .

AS TO CORRECT  
*[Signature]*

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 19 78 .

DEPARTMENT OF MUNICIPAL AFFAIRS
APPROVED FOR THE CITY OF DARTMOUTH
<i>[Signature]</i>
APPROVED BY THE MINISTER OF MUNICIPAL AFFAIRS
on the 20th day of December 1978
<i>[Signature]</i>
MINISTER OF MUNICIPAL AFFAIRS

*[Signature]*  
MAYOR

*[Signature]*  
CLERK

Dartmouth, N. S.

November 21/78.

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

Present - Mayor Brownlow

Ald. Ibsen	Thompson
Hart	Backewich
Williams	Cunningham
Ritchie	Fredericks
Irvine	Greenough
Cote	Valardo
Brennan	
City Solicitor, S. Hood	
City Administrator, C. A. Moir.	

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

TRANSIT REPORTS

On motion of Ald. Backewich and Thompson, Council approved the report of the Transit Operations Manager for the period of October 2nd to 15th

His report for the period of October 16th to 29th was also adopted as circulated, on motion of Ald. Fredericks and Thompson. Ald. Fredericks asked if provision is being made for a capital expenditure to take care of brick-work that is required on the outside of the Maitland St. garage; Mr. Moir said that Mr. Russell will have an opportunity to submit any items such as this for inclusion in the capital budget if they are necessary expenditures.

ALD. WILLIAMS

Ald. Williams' inquiry concerned the traffic situation on Portland Street in the Gaston Road and Chestnut Lane area. Mr. Moir advised that the situation is being looked at now by the T.M.G. in conjunction with Dept. of Highways officials. Ald. Williams suggested the need for additional police patrol on this section in the meantime.

Ald. Ritchie's inquiry dealt with the same item and Ald. Cunningham also asked for action as soon as possible on this traffic problem.

ALD. COTE

Ald. Cote requested that the attention of the T.M.G be directed to the need for traffic control at the Woodland Ave/Pinehill Road intersection where there is a traffic congestion problem.

His second inquiry had to do with the status of

discussions regarding the possible interchange on the Circumferential Highway at the MicMac Blvd. intersection. Mr. Bayer said this is an item that will be going to the next meeting of the T.M.G. and then on to Council. The Mayor commented on the letter received from the Dept. of Highways in this connection and agreed to have copies made available for all members of Council.

Ald. Cote asked if the Mayor has met with the Premier to discuss the status of the sports complex for Dartmouth; Mayor Brownlow went on to report on this and some of the other priority items taken up with the Premier that involve financial participation on the part of the Province.

ALD. GREENOUGH

Ald. Greenough asked if steps are being taken to alleviate the transit and school bus delays on Waverley Road while the water and sewer project is proceeding. Mr. Moir explained the attention that is being given to this problem by staff and advised that subject to approval from the Highways Dept., Waverley Road will be closed as of Nov. 27th for a week to ten-day period; the matter of transit service during that time has yet to be resolved.

ALD. VALARDO

Ald. Valardo requested that another look be taken at the dangerous situation in the area of 212, 215, 221 and 223 Windmill Road where fifteen-minute parking signs have been erected; he noted that a child was hit by a truck in this area recently.

His second question dealt with the need for a protective fence at the corner of Jamieson St. and Windmill Road, where there is a high retaining wall on the church property.

Ald. Valardo also made a request for an additional street light at the corner of Louise and Richards Drive, and discussed with Mr. Purdy the status of the sidewalk installation approved for the section of Crichton Ave. from Lakeview Drive up to the existing section; Mr. Purdy indicated that the survey plan is complete and property

acquisition will now have to be recommended to Council.

ENNAN

Ald. Brennan asked to have the T.M.G. again consider the possibility of having a Stop sign erected at the intersection of Newcastle St. and Old Ferry Road.

Ald. Brennan's other inquiries later took the form of notices of motion.

IBSEN

Ald. Ibsen asked what is being done about the flooding problem at 92 Spikenard Street; Mr. Moir agreed to check on the inquiry.

He expressed concern that the Works Dept. crew were taken off a project on John Cross Drive where gabions were being constructed along the brook, and Mr. Purdy explained that work was required on another project at the time.

A written report was requested by Ald. Ibsen, with background information on the City water system and the work that has taken place on it in the last few years.

He asked to have the T.M.G. consider the possibility of a crosswalk on Woodlawn Road at the Mount Edward Road intersection and on Spring Ave. in the Brookhouse School area.

FREDERICKS

Ald. Fredericks' first inquiry pertained to the section of sidewalk on Pleasant St., opposite the #2 Fire Station, being blocked by a contractor; Mr. Moir to check on this again.

He asked if the bus shelter in front of Moirs' factory is to be repaired; Mr. Moir advised that it will be, along with others that have been vandalized.

Referring to minutes of the Metropolitan Authority meeting, Ald. Fredericks asked if the sale of the City incinerator is being considered; the Mayor stated that this reference was simply to an inquiry made by an individual at the meeting.

Ald. Fredericks commented on the need for long-range planning meetings at the Council level, and asked that Council meet in this capacity as a Planning Advisory Committee, along the lines decided upon some time ago.

The Mayor agreed to have Council meet as suggested for this purpose.

ALD. BACKEWICH

Ald. Backewich asked to be brought up-to-date on negotiations involving the Albro Lake lands. Mr. Moir advised that correspondence has been exchanged with D.P.W. and negotiations are on-going at present. Ald. Backewich requested a note in writing to this effect.

ALD. THOMPSON

In reply to Ald. Thompson's first question, Mr. Moir advised that we have a number of projects underway through the Municipal Incentive make-work program.

Ald. Thompson asked to have the T.M.G. look at the feasibility of a crosswalk at Hartlen Street, and his other inquiry was with reference to the Boys Club building on Main St. Mr. Moir said that tenders are being called for demolition of the building.

ALD. IRVINE

Ald. Irvine asked for information on the status of the Maintenance Garage facility for Dartmouth; the Mayor said he should have further information on the facility following a meeting with the Minister of Municipal Affairs, Mayor Morris and Warden Settle.

Ald. Irvine requested that Council receive the minutes of the Metropolitan Transit Commission meetings; Mr. Moir agreed to bring the request to the attention of the Commission at the next meeting.

Ald. Irvine also wanted to see Council meet as a Planning Advisory Committee for the purposes indicated by Ald. Fredericks. Ald. Fredericks made the suggestion that the subject of housing construction in the City should be one of the first items of concern to the Planning Committee.

Y-LAW C-366

By-law C-366, to amend the Penalties By-law C-339 with respect to violations of certain by-laws and the payment of penalties in lieu of prosecution, was presented for the approval of Council.

It was moved by Ald. Irvine and Backewich and carried that leave be given to introduce the said By-law C-366 and that it now be read a first time.

It was moved by Ald. Backewich and Thompson and carried that By-law C-366 be read a second time.

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

It was moved by Ald. Backewich and Greenough and carried that By-law C-366 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.

NOTICES OF MOTION:

ALD. BACKEWICH

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

1) Ald. Backewich: That a special rate be established for students who must use DTS to attend school, this rate to be in effect during school hours. This rate should also apply to senior citizens at all times.

ALD. THOMPSON

2) Ald. Thompson: That Council approach the Dept. of Highways to install traffic signals at the intersection of Portland St. and Caldwell Road, with appropriate pedestrian walkways.

ALD. VALARDO

3) Ald. Valardo: Whereas Little Albro Lake has developed a condition referred to by residents as being stagnated; And whereas this lake is not fit for swimming and the odor from the lake is very offensive by times, Council will be requested to ask the Lakes Advisory Board to do an immediate study of the condition of the lake and report back to Council with regard to those findings and any recommendations as soon as possible.

ALD. RITCHIE

4) Ald. Ritchie: (a) That City Council ask the T.M.G. to look into another exit off Gaston Road.

(b) That City Council ask the Metropolitan Authority and the Metropolitan Transit Commission to study the possibility of a bus route on Gaston Road for the thousands of people who live in this area.

(c) That City Council ask the T.M.G. to have a good look at the streets where there is parking such as Tupper Street, Harbour Drive, Renfrew Street, Rodney Road, Esson Road, Johnston Ave. (Royal Bank), Acadia Street, and Mt. Hope.

ALD. BRENNAN

5) Ald. Brennan: (a) That staff negotiate with DND and make recommendations to Council for the draining, infilling, and clean-up of the Old Mill Pond (Jamieson St.), towards accomodating N.A.D. parking and local recreational use.

(b) That staff recommend possible sites for a pedestrian walkway between Hazlehurst and Newcastle Streets.

(c) That staff be asked to examine the possibility of relocating the Dartmouth Shopping Centre bus terminal to the old Memorial Rink site, as a means of alleviating pedestrian and vehicular traffic problems in that area.

PASS BILLS

A motion to pass bills was adopted, moved by Ald. Fredericks and seconded by Ald. Thompson.

AUSTENVILLE  
N.I.P. REZONING

A report from the Development Officer on the proposed Austenville NIP rezoning application has been recommended by Committee, and it was moved by Ald. Hart and Ritchie that the recommendation be adopted by Council. The motion was put and carried with Ald. Thompson voting against.

The motion for first reading of By-law C-365 (to rezone the lands concerned) was still outstanding from the date of the public hearing, October 17th, and the vote was now taken by the Mayor on this motion; the motion carried.

It was moved by Ald. Ritchie and Williams and carried that By-law C-365 be read a second time.

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

It was moved by Ald. Greenough and Backewich and carried that By-law C-365 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City. (Ald. Thompson voting against.) Those members of Council eligible to vote during the three readings of By-law C-365 were: Ald. Williams, Ritchie, Greenough, Hart, Brennan, Fredericks, Backewich and Thompson.

LEASE OF BUSES: MTC

A report from Mr. Moir was considered, recommending that the City lease ten new buses from the Metropolitan Transit Commission for use in the DTS system. This recommendation is made in conjunction with the Dartmouth Transit Advisory Board and the proposal is that the buses would be leased on a year-to-year basis or until regional

transit comes into being; they would be leased at a rate of \$3900. per vehicle annually. On motion of Ald. Cote and Irvine, Council approved the entering into of a lease with MTC for the ten new buses, subject to the City Solicitor's approval, as recommended in Mr. Moir's report and by the Transit Advisory Board. Questions from the members concerning the buses and leasing provisions were answered by Mr. Moir and the Mayor before the vote was taken on the motion.

DISPOSAL OF CITY-  
OWNED LANDS

As requested by Council, staff has reviewed and made recommendations on surplus City-owned lands for disposal as outlined in a report submitted by Mr. Moir, with accompanying documentation prepared by the Planning Dept. Ald. Williams and Thompson moved the adoption of the report with its recommendations for disposal of the properties listed. Ald. Brennan suggested that the Recreation Advisory Board might be interested in some of the properties for possible recreational development, although it was pointed out by Mr. Moir that all City departments had an opportunity to go over the list of properties and indicate any interest they might have in any particular one. Ald. Brennan and Valardo moved referral of the report to Committee for an in-depth study, but the motion was defeated. Commenting on land in the Dorothea Drive area, Ald. Fredericks said he would like to see the first Planning Committee agenda include an item on the Dorothea Drive extension.

Ald. Valardo asked if it would be possible to obtain an inventory of City-owned properties, particularly those located in Ward 4. Mr. Moir referred to a map that would be available to provide this kind of information, copies having been circulated some time ago by the Planning Dept. A book of plans is also available in the Planning Dept. for members to look at any time they wish to.

The motion on the floor carried with Ald. Brennan voting against and Ald. Greenough abstaining from the vote.

WARD TENDER:  
RIGHT-TURN LANES  
VICTORIA RD/ALBRO  
LAKE RD.

Tenders have been received as follows for improvements to the right-turning lanes at Victoria Road and Albrow Lake Road:

Ocean Contractors Ltd.	\$12,118.
L.J. Casavechia Contracting Ltd.	12,835.
Steed & Evans Ltd.	16,095.
Woodlawn Construction Ltd.	17,995.

Acceptance of the low bid, submitted by Ocean Contractors Ltd., is recommended by Mr. Moir and Council adopted the recommendation on motion of Ald. Ritchie and Thompson.

WARD TENDER:  
RIGHT-TURN LANE  
AKERLEY BLVD &  
WINDMILL RD.

The following tenders were received for the construction of a right-turn lane at Akerley Blvd. and Windmill Road, as previously authorized by Council:

L.J. Casavechia Contracting Ltd.	\$21,846.00
Ocean Contractors Ltd.	22,146.90
Steed & Evans Ltd.	27,265.00
Woodlawn Construction Ltd.	31,845.40

On motion of Ald. Williams and Greenough, Council awarded the tender to the low bidder, L. J. Casavechia Contracting Ltd., as recommended by the City Administrator.

WARD TENDER:  
TENNIS COURT  
MOUNT EDWARD RD.

Tenders for the construction of a tennis court on Mount Edward Road (near Topsail Blvd.) have been received as follows:

Peninsula Paving Ltd.	\$19,700.
Municipal Spraying & Contracting	33,300.
Steed & Evans Ltd.	34,157.
Ocean Contracting Ltd.	34,850.

Ald. Thompson and Greenough moved the adoption of Mr. Moir's recommendation that the tender be awarded to Peninsula Paving Ltd., with the stipulation that the project is to be completed and operational by the 1st of June, 1979. Ald. Ibsen questioned the need for a tennis court in this area and also, the encroachment on watershed lands for this purpose. Mr. Moir said there is no problem with the site in relation to the water system and pointed out that the tennis courts have been authorized by Council. The motion was put and carried.

REGULATIONS:  
ADDRESSING  
ESTABLISHMENTS

On motion of Ald. Greenough and Thompson, Council received and filed a report from the Secretary of the Board of Health, advising that a fee of \$10. has been

set in conjunction with the adoption of Hairdressing Establishment Regulations approved by the Board at the November 10th meeting.

RENOVATIONS:  
'EVERGREEN'

On motion of Ald. Ibsen and Williams, Council referred to the City Administrator a recommendation from the Museum Board that \$10,000. be spent to renovate the upstairs portion of 'Evergreen' so that it can be made livable for the Museum Director, to ensure the security and preservation of the building. Mr. Moir said his first report to Council on this subject will be of an informational nature.

APPOINTMENTS:  
BOARD &  
COMMISSIONS

On motion of Ald. Irvine and Thompson, Council approved appointments to a number of Boards and Commissions, as proposed by the Mayor and outlined in a report from the City Clerk. One correction was noted with reference to the Housing Authority, which should have read Housing Advisory Board; Ald. Fredericks was appointed along with Ald. Hart as Council's other representative on this Board.

PETITION: RINK  
PARKING LOT

The T.M.G. has reviewed a petition from residents of Monique Ave. who are requesting that a barrier be placed across the entrance to the parking lot on Monique Ave., and recommends against doing this for safety reasons in case of emergencies. Signing will be improved, however, to encourage proper use of the driveway systems. Ald. Irvine and Hart moved the adoption of the T.M.G. recommendation. Ald. Backewich asked if it would be possible to have a police patrol in the area occasionally, especially during peak periods at the rink; he also requested a large Exit sign that can be readily seen. The motion carried.

POSTPONEMENT:  
NOISE HEARING

Council was advised by the City Clerk of a request to have the noise complaint hearing for the Matador postponed to a later date than Nov. 23rd, for which it was originally set, along with two other hearings. Ald. Valardo and Ibsen moved postponement of the Matador hearing to Monday, Dec. 4th at 7:30 p.m. Ald. Irvine

suggested moving all three hearings to Dec. 4th and moved this in amendment; the amendment was not seconded. Ald. Hart felt that all three hearings should proceed on Nov. 23rd as planned, but Ald. Greenough and Valardo spoke in support of the motion. When the vote was taken, it resulted in a tie vote (Ald. Cote having left the meeting by this point) and the Mayor cast the deciding vote in favour and declared the motion to be carried. Members of Council were provided with copies of the letter from the Solicitor for the Matador owners, requesting postponement of the hearing to another date.

PERMIT TO BUILD:  
40 ATLANTIC ST.

Council agreed to deal with an application for permit to build and on motion of Ald. Fredericks and Thompson, the permit was approved for Hermes Electronics Ltd. to construct an addition to their existing building at 40 Atlantic Street. Approval is subject to compliance with City requirements as outlined in the staff report.

BY-LAW C-368

By-law C-368 has been prepared in accordance with the Committee recommendation that three boat club properties be granted a tax exemption, based on the reduced rate of \$2.615 per \$100. of assessed value for the taxation year 1978. The three clubs are Banook, Senobe, and MicMac (aquatic portion only). A similar request has subsequently been received from the Abenaki Aquatic Club and was before Council at this time as well.

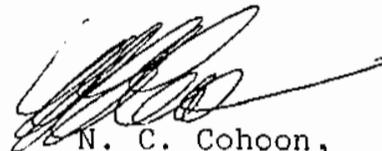
It was moved by Ald. Fredericks and Valardo and carried that leave be given to introduce the said By-law C-368 and that it now be read a first time.

It was moved by Ald. Valardo and Greenough that By-law C-368 be read a second time. Ald. Irvine and Ritchie moved in amendment that the Abenaki Aquatic Club be included in the by-law for the tax exemption being applied to the other three clubs. The amendment carried with Ald. Valardo voting against. The amended motion for second reading carried.

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

It was moved by Ald. Williams and Thompson and carried that By-law C-368 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.

On motion of Ald. Greenough and Thompson, Council adjourned to meet in camera and later reconvened for the purpose of adjournment.

  
N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

November 23/78.

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

Present - Mayor Brownlow

Ald. Ibsen	Thompson
Hart	Backewich
Valardo	Fredericks
Irvine	Greenough
Williams	Cunningham
Ritchie	
City Solicitor, S. Drury	
City Clerk-Treasurer, N. C. Cohoon	

PUBLIC HEARING:  
UNDER BY-LAW C-211

This meeting of Council constituted a public hearing under the Nuisance By-law, C-211, for complaints laid by Mr. Patrick Chapman of 47 Chappell Street against two other residents living on Chappell Street, and by Mr. F. B. Harris et al against the Green Gables store at 181 Pleasant Street.

Council first heard Mr. Chapman's complaint concerning the residents of 49 Chappell Street, Gordon and Alice Naugler. The main concern expressed by Mr. Chapman had to do with the noise levels at which the radio and stereo have been permitted to operate at the Naugler residence on several occasions noted during the past five-month period. Mr. Chapman indicated to Council that he was last bothered by noise from the Naugler residence on Sept. 27th. He referred to stereo speakers placed in an upstairs window of the Naugler home and to the loud music coming from these speakers when the window was open, disturbing Mr. Chapman and his family. He said there was an arrogance toward him on the part of the Naugler family and he did not feel that the Police Dept. or the City had attempted to enforce the by-law relating to noise control as they should have done.

Mr. Naugler then had an opportunity to respond to the complaint charge and gave his version of the incidents related by Mr. Chapman. He said he had not deliberately harassed Mr. Chapman or his family at any time, either with loud music or through any other acts alluded to, involving members of the Naugler family. He stated that he has always

gotten along well with his neighbors in the past and has attempted to co-operate and be friendly with people living in the neighbourhood.

Following Mr. Naugler's appearance before Council, it was moved by Ald. Irvine, seconded by Ald. Fredericks that the alleged complaint by Mr. Chapman against Mr. Naugler be dismissed on the basis of the evidence presented and the Police Dept. report submitted. Members of Council speaking on the motion were in favour of it. Ald. Valardo suggested that there is a lack of communication and co-operation evident in this particular situation, and both he and Ald. Greenough felt there is a need to review the Nuisance By-law to determine some other means of handling complaints other than in a public forum which results in embarrassment for all citizens who are involved. The motion carried.

The complaint against Mr. Arthur Knowles of 45 Chappell Street was made by Rosemary Chapman in conjunction with her father, Mr. Chapman. It was stated that there has been intimidation and arrogance on the part of Mr. Knowles with respect to the Chapman family, and a number of instances of this were detailed, including such things as verbal abuse, derogatory remarks, loud music being played outside and from inside the Knowles residence. Another alleged incident involved interference with a survey being carried out on the Chapman property and Mr. Chapman also alleged that a shovel was thrown at him by Mr. Knowles on Nov. 14th. Both Mr. Chapman and his daughter again expressed their opinion that the City and the Police Dept. in particular have not acted to enforce existing by-laws. Mr. Chapman said the police are not doing their job and indicated that he is considering the filing of a complaint with the Police Commission about the manner in which his case has been handled by the Police Dept.

Mr. Knowles was heard by Council next and denied that he or anyone else has been harassing Mr. Chapman. He said the shovel thrown by him was only over onto Mr. Chapman's

property and not at Mr. Chapman himself. He stated that he has lived at his present address since 1953 and has never experienced any trouble with other neighbors in all that time. Other comments he made had to do with problems created by Mr. Chapman through his action in taking down the fence between their properties, cutting down lilac bushes on the property line and piling rocks in an area where Mr. Knowles is now unable to park his station wagon.

Ald. Ritchie and Ald. Williams questioned the hearing of complaint charges before a non-judicial body such as City Council, and Ald. Irvine suggested that these are really civil matters which should be heard in court instead of before Council. On his motion, seconded by Ald. Ibsen, the complaint made by Mr. Chapman against Mr. Knowles was dismissed on the basis of a lack of evidence at this hearing and as borne out in the Police Dept. report submitted. Ald. Valardo again referred to the apparent lack of communication among the residents involved in the dispute and did not feel there will be any improvement in the situation until these differences are resolved. The motion carried.

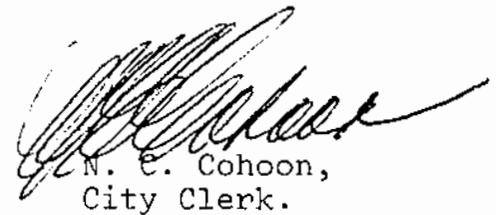
GREEN GABLES STORE:  
181 PLEASANT ST.

The second complaint was presented by Mr. F. B. Harris on behalf of a number of residents living in the area of the Green Gables store at 181 Pleasant Street, and it involved excessive noise and disturbance created by people using the store, and the generally unsatisfactory condition of the property itself. The Mayor advised that the Green Gables representatives have indicated their willingness to close this particular outlet at 1:00 a.m.; the open hours would therefore be from 7:00 a.m. to 1:00 a.m. Mr. Harris and his group favoured a midnight closing instead of at 1:00 a.m., but Mr. Macaulay, who represented Green Gables at the hearing, stated that a significant volume of business is done at this store between the hours of midnight and 1:00 a.m. He also outlined several other measures that are to be taken to improve the condition of the property, including a chain link fence to replace the existing one and the provision of speed bumps to try to cut down on some of the noise caused

by cars in the parking area.

Ald. Fredericks suggested a monitoring of the situation for the next couple of months to see if the steps being taken by Green Gables to improve their property and control the noise are satisfactory. Other members of Council tended to agree that they should have an opportunity to prove their willingness to co-operate, and on motion of Ald. Greenough and Backewich, it was decided that no action would be taken on the complaint against Green Gables at this time; the improvements indicated will continue to be observed, along with the adjustments in store opening hours, to make sure they are acceptable to all concerned. Ald. Williams suggested that it would be a good idea for the Store Hours Committee to get together again with the Green Gables people to discuss the maintenance of their properties in the City on the basis of a continuing program so that there will not be further problems with unsightly premises owned by the company.

After the vote was taken on the motion and it carried, the meeting adjourned.

  
N. E. Cohoon,  
City Clerk.

Dartmouth, N. S.

November 28/78.

Having waived notice of meeting, Council met to approve action taken in camera as Committee-of-the-Whole in dealing with the Police contract negotiations.

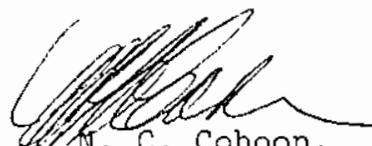
Present - Mayor Brownlow

Ald. Ibsen	Thompson
Williams	Cunningham
Cote	Valardo
Hart	Backewich
Irvine	Greenough
Ritchie	Fredericks
City Solicitor, S. Hood	
City Administrator, C. A. Moir	

POLICE CONTRACT  
NEGOTIATIONS

The Mayor called the meeting to order and advised that the only item to be dealt with would be ratification of the action taken in camera in approving a contract settlement between the City and the Police Association Local 101; contract details were debated and decided in Committee at the in camera meeting. Council approved the action taken in camera with respect to the Police contract, on motion of Ald. Williams and Thompson.

Meeting adjourned.

  
N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

December 4/78.

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

Present - Mayor Brownlow

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

PUBLIC HEARING:  
MATADOR LOUNGE  
COMPLAINT

This meeting of Council constituted a public hearing under By-law C-211, in connection with the complaint filed by Mr. H. Bruce Whidden of 21 Pelzant Street against the Matador Lounge owned by Mr. Offman of Dutch Village Road in Halifax.

Mr. Whidden was the first speaker heard by Council from the delegation of residents present. His main complaint dealt with the noise coming from the Matador in the form of loud music which continues to disturb him and his family between the hours of 9:00 p.m. to 3:00 a.m., seven days a week. He stated that he has made three formal complaints to the Police Dept. on separate occasions, but there did not appear to be much the Police could do about the situation; this left no alternative, he said, but to bring the complaint to City Council. He also contacted Mr. Offman a number of times to complain about the noise and the fact that he could not get any sleep because of it, but nothing was resolved by these conversations with Mr. Offman. Mr. Whidden said his house is located approx. 300' away from the Matador and he purchased it about a year ago, not realizing the disturbance he would have to put up with. He asked permission to have a member of the Police Dept., Cst. Hook, verify his statements as to the level of noise from the Matador in the vicinity of his property.

Cst. Hook said he had responded to a complaint about the noise received from Mrs. Whidden on Sept. 6th. He quoted from a statement which she made at that time

and verified the fact that the noise was extremely loud at the point where his car was parked in front of the Whidden property. He went on to state that the music from the Matador could still be heard by him (with the car engine turned off) approx. one-eighth to a quarter of a mile away.

The next resident heard was Mr. Warren Wright of 29 Pelzant Street whose complaint had to do with the noise from traffic leaving the Matador when it closes at 3:00 a.m. and other incidents involving beer bottles being thrown in his yard and the theft of a \$500. boat from his yard. He felt that the Matador should be required to close at 1:00 a.m. instead of 3:00 and expressed concern that his property and others in the neighbourhood have been devalued because of their location near the Matador. His mother, Mrs. Bessie Wright, the owner of both 27 and 29 Pelzant Street, was also concerned about the devaluation of properties in the area and said they are not saleable any more because of their location.

Mrs. Dora Silver, another Pelzant Street resident, complained about cars being parked in front of her driveway and an act of vandalism involving paint being poured over her car at night. She said the cars of local residents are ticketed by the Police if they are on the street at night, but cars belonging to people at the Matador do not get tickets, even when they are there until 3:00 a.m.

Mrs. Myers of 15 George Street said the noise from the Matador has been disturbing the neighbourhood for a long time, but it is much worse now that there are two bands playing in the building instead of just one. Another George Street resident complained of the noise and also about a garbage container behind the Matador which has an offensive odor, particularly during the warm weather in summer.

Mr. Dietrich, the lawyer representing Mr. Offman,

explained the efforts that have been made to have sound levels monitored in the area of Mr. Whidden's residence in order to establish the source of the problem so that it can be rectified if possible. In order to have noise level readings carried out by the Provincial Dept. of the Environment, it would be necessary to have a request made by the City since the Department would not take such readings at the request of a private individual. Mr. Dietrich stated that his client would be prepared to co-operate in whatever way Council sees fit to alleviate the problems that are causing concern to the residents, and he referred to steps taken in the past by Mr. Offman to cut down on the noise levels with insulation and by carpeting the walls of the lounge areas where the bands are located. During the course of his presentation, he noted that a person calling himself Mr. Whidden called Mr. Offman and in the course of the phone conversation, said he would put Mr. Offman out of business. Mr. Whidden was later asked about this statement and in recounting his telephone calls to Mr. Offman, said that on one occasion he had suggested that maybe his liquor license would be taken away if the problems caused by the Matador were not resolved. Mr. Offman stated to Council that he had never before received any complaints prior to those made by Mr. Whidden. He said every effort is made to keep the music in the Matador as low as possible and windows at the back of the building do not have to be kept open because the lounge is air conditioned.

Ald. Ritchie and Backewich pointed out that the understanding of Council was that sound reading information would be provided for this hearing, as indicated in Mr. Dietrich's letter when the date was postponed for the hearing to permit monitoring procedures. There was considerable emphasis placed by other members on the importance of this factor and of establishing decibel standards for the purpose of the by-law, but Mr. Drury explained to Council

why decibel metering is of very little use in determining what constitutes a nuisance; essentially, he said, this is a matter of reasonableness. The criteria to be considered is not the decibel level involved but the location and the time factors that must be taken into account. He referred to Section 4 of the Nuisance By-law and the procedure to be followed by Council in directing what steps are to be taken to rectify the situation, once it has been confirmed by Council that a nuisance does in fact exist. He suggested that the order specifying the measures to be taken should be carefully drafted by his office because it is in the violation of these requirements that a prosecution will take place.

Several members of Council heard during the course of the meeting felt that the residents living in the area of the Matador have a legitimate complaint, and Ald. Williams suggested that the lounge should only be open from Monday to Saturday, that there should be no music permitted after 11:00 p.m., and that the closing hour should be 1:00 a.m. instead of 3:00 a.m. as it is at present. Ald. Fredericks also wanted to see a 1:00 a.m. closing time, while Ald. Brennan made several additional suggestions, including one that the T.M.G. look at the parking situation in the area and make recommendations to Council, and secondly, that after the owner of the Matador has been asked to make improvements, there be a follow-up with monitoring of noise levels for subsequent report to Council. Ald. Cote and Williams moved that Council decide, based on the complaints heard at this time, that a nuisance does exist, emanating from the Matador Lounge, and request the Solicitor to draft the proper resolution (covering the items of complaint) and present the same to Council at the next meeting. Mr. Dietrich suggested that Mr. Offman be given a period of fourteen days to work with the residents to take the necessary steps in response

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to their requests, and Mr. Whidden indicated his willingness to meet with Mr. Offman in an effort to resolve some of the problems while preparation of the resolution is in progress. Ald. Crawford said he felt that Mr. Offman has taken steps in the past to reduce the noise levels in his building and he will be co-operative in trying to improve the situation further. When the vote was taken on the motion, it carried with Ald. Crawford and Valardo. Ald. Brennan asked that the T.M.G. be requested to look into the matter of the parking problems as well.

On motion of Ald. Williams and Thompson, Council adjourned to meet in camera as Committee-of-the-Whole; Council later reconvened in open meeting for the purpose of adjournment.

  
N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

December 4/78.

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

NEGOTIATIONS:  
FIRE FIGHTERS

Council met in camera as Committee-of-the-Whole to consider a report from Mr. Moir on the status of negotiations with the Fire Fighters who are threatening an illegal strike at this time.

Mr. Moir's report contains details of the City's proposal to the union for a new contract, the union's proposal, and other relevant information on salary comparisons. The Negotiating Committee for the union has requested a meeting on Dec. 5th with a committee of Council, or failing this step, a meeting with Mr. Moir on the 5th at which time the next step will be discussed in attempting to negotiate a contract. It has been suggested to the Negotiating Committee by Mr. Moir that a three-man Arbitration Board be appointed to arbitrate the two positions.

With the exception of Ald. Ibsen, members of the Committee did not feel that any useful purpose would be served by having a committee of Council meet with the Negotiating Committee for the union. They were in favour of Mr. Moir meeting with the Committee on Dec. 5th and of going to arbitration after that point if a contract settlement cannot be reached. The concensus was that the City's offer to the union is generous and it should not be expected by the union that the Fire Fighters would recover in one year the salary loss resulting from the A.I.B. roll-back and their appeal to the Administrator. As a final direction the members agreed to authorize Mr. Moir to go to the figure of \$17,500. for 1st Class Firemen, provided the union is willing to make certain concessions in other clauses in the contract, and they wanted to see the contract signed before any salaries are paid under the new negotiated scale.

Having received this direction from the Committee,

Mr. Moir agreed to meet with the union representatives on Dec. 5th and will then report back to Council at the meeting of that date.

On motion of Ald. Fredericks and Backewich, the Committee adjourned to reconvene in open Council for the purpose of adjournment.



N. C. Cohoon,  
City Clerk.

Mr. Moir agreed to meet with the union representatives on Dec. 5th and will then report back to Council at the meeting of that date.

On motion of Ald. Fredericks and Backewich, the Committee adjourned to reconvene in open Council for the purpose of adjournment.



N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

December 5/78.

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

Present - Mayor Brownlow

Ald. Ibsen	Thompson
Williams	Cunningham
Brennan	Crawford
Hart	Backewich
Irvine	Greenough
Ritchie	Fredericks
Valardo	
City Solicitor, S. Hood	
City Clerk-Treasurer, N. C. Cohoon	

At the opening of the meeting, the Mayor welcomed members of the Fourth Westphal Scout troop and their leader.

MINUTES

On motion of Ald. Crawford and Williams, Council approved the minutes of the meetings held on Oct. 10th, November 2nd, 7th, 21st 23rd and 28th.

Ald. Ibsen asked for information on the over-expenditure approved at the October 10th meeting; Mr. Cohoon explained that it was for renovations to the old police station building which is required for office space, etc.

BY-LAW C-370

Council agreed to deal next with proposed By-law C-370 (Use of Snowmobiles), prepared in accordance with recommendations from the Committee appointed to review the by-law originally drafted, restricting the operation of snowmobiles in the City. The Mayor advised Council that members of the snowmobile organizations were inadvertently not represented when the Committee met, and suggested that they have an opportunity to be heard by the Committee, after which the item would come back to Committee-of-the-Whole. Ald. Greenough, who chaired the Committee, was in favour of the Mayor's suggestion and moved referral to a meeting of the Snowmobile By-law Committee to be held this week so that the item can go to Committee-of-the-Whole on December 12th. The motion to refer was seconded by Ald. Fredericks and it carried.

REQUEST: COMM.  
CONTACT ASSN.

A letter from the Dartmouth Community Contact Assn. was before Council, seeking a grant in the amount of

\$6,200. (cost-sharable with the Province) to cover an existing deficit, plus a grant of \$5,000. per month for January, February and March of 1979, as outlined by Mr. McNamara, the Chairman of Community Contact. Mr. Cohoon noted that Provincial policies have not yet been established with respect to funding for the Homemaker Service (under which Community Contact proposes to receive 75% of their funding for 1979), and he suggested that Council approve the \$6,200. request at this time and defer any commitment for 1979 until cost-sharing arrangements for the Homemaker Service have been finalized. Ald. Crawford and Williams moved approval of the request for a grant of \$6,200. to cover the deficit outstanding, but Ald. Fredericks felt Council should go so far as to insure funding for Community Contact in the month of January at least. He therefore moved in amendment that they be granted \$5,000. to cover their operation in the month of January. The amendment was seconded by Ald. Irvine and it carried; the amended motion carried.

REQUEST: COMMON  
NATAL DAY

Council considered a letter from Imperial Oil Ltd., requesting that consideration be given to holding a common Halifax/Dartmouth Natal Day. Ald. Williams and Thompson moved referral of the request to the Natal Day Committee for recommendation. Ald. Fredericks and Cunningham were not in favour of referral, but Ald. Hart and Valardo felt the request from Imperial Oil deserves further study and should go to the Natal Day Committee for this purpose. When the vote was taken on the motion to refer, it carried.

MOTIONS:  
ALD. FREDERICKS

The following motions were introduced at this time, notice of motion having been previously given by the members of Council:

1) Ald. Fredericks moved, seconded by Ald. Irvine, that City Council ask the Community Services Advisory Board to investigate and report to Council:

- 1) the need for more senior citizen housing units in Dartmouth;
- 2) the need for other services such as a woodworking/furniture repair facility in or near the senior citizen housing area (facilities for people to work and participate in the community);
- 3) should another senior citizen unit be built in the downtown area, if deemed necessary, and would a downtown location be complimentary to the downtown renewal program.

Ald. Fredericks spoke about the need for additional housing units for senior citizens and the need for other services as well to give them more scope for a better life in general. Ald. Valardo asked if there is some time frame intended for the report to come back from the Advisory Board; Ald. Fredericks said that hopefully it would be within a three-month period. Mrs. Carole Wright, a member of the Board who was present for the Council meeting, said it is an opportune time for this item to come before the Board. The motion received the support of Council and it carried.

2) Ald. Fredericks then introduced his second motion, which was seconded by Ald. Crawford; the motion reads:

Because of the need for increased revenues for the City and to avoid adding to the property tax as much as possible;

BE IT RESOLVED, that City Council direct staff to study all sources of revenue including fines, fees, charges for various programmes, rentals, Provincial/Federal Government grants in lieu of taxes, and report back to Council before the budget is presented, with any suggestions for improved revenue sources.

The motion was put and carried.

3) The third motion of Ald. Fredericks, seconded by Ald. Irvine, was: that the City support the 'Atlantic Provinces Plus' campaign through its Purchasing Dept., and also, that the Chamber of Commerce be advised that they may put banners at the back of our rinks asking citizens to support the programme. Ald. Valardo and Fredericks moved in amendment that the word 'may' be replaced with the words 'be encouraged to'; the amendment carried and the amended motion carried.

D. THOMPSON

4) Ald. Thompson moved, seconded by Ald. Crawford, that City Council approach the Dept. of Highways to install traffic signals at the intersection of Portland Street and Caldwell Road, with appropriate pedestrian walkways. Ald. Greenough questioned whether this item should not be referred to the T.M.G. first, but Mr. Bayer explained that all of the necessary underground work has already been done and it is now just a matter of purchasing the lights and having them installed. The idea of the motion is that the Dept. of Highways would be asked to bear the remaining cost involved. The motion was put and carried.

ALD. BACKEWICH

5) Ald. Backewich moved, seconded by Ald. Ibsen, that a special rate be established for students who must use DTS to attend school, this rate to be in effect during school hours; the rate should also apply to senior citizens at all times. Ald. Backewich proposed a fee of 25¢, together with tickets that could be purchased at the rate of five for \$1.00. At the suggestion of the City Clerk and on motion of Ald. Irvine and Crawford, the motion was referred to the Transit Advisory Board for consideration and recommendation. Ald. Backewich said he would go along with the referral but would like to have a report back in time for the next Council meeting. The motion to refer carried.

ALD. VALARDO

6) Ald. Valardo introduced the following motion, seconded by Ald. Crawford:

WHEREAS Little Albro Lake has developed a condition referred to by residents as being stagnated;  
AND WHEREAS this lake is not fit for swimming and the odor from the lake is very offensive at times;  
BE IT RESOLVED that Council request the Lakes Advisory Board to do an immediate study of the condition of the lake and report back to Council with regard to those findings and any recommendations as soon as possible.

The motion was put and carried.

ALD. RITCHIE

7) Ald. Ritchie moved, seconded by Ald. Crawford, that City Council ask the Traffic Management Group to look into another exit off Gaston Road. Ald. Ritchie said that an exit from the Woodside end of Gaston Road would take some of the pressure off the Portland St. intersection

and he went on to emphasize the need for an alternate exit route that Gaston Road residents can take, the only one they have now being onto Portland Street. The motion was supported by Council and it carried.

8) Ald. Ritchie moved, seconded by Ald. Williams, that City Council ask the Metropolitan Authority and the Metropolitan Transit Commission to study the possibility of a bus route on Gaston Road for the people who live in this area. It was noted that consideration of a bus route for the Gaston Road area would be expedited at this time if the motion were to be referred to the Dartmouth Transit Advisory Board, and a motion to this effect was moved by Ald. Hart and seconded by Ald. Greenough. The motion to refer carried. Ald. Irvine asked to have the item placed on the Transit Board agenda.

9) Ald. Ritchie's third motion, seconded by Ald. Fredericks, was: that Council ask the T.M.G. to have a good look at the streets where there is parking, such as Tupper Street, Harbour Drive, Renfrew St., Rodney Road, Esson Road, Johnston Ave. (Royal Bank), Acadia Street, and Mount Hope. Ald. Fredericks asked to have added to the list the section of Pleasant Street from Cameron to Marvin, for safety purposes (including lighting and street markings). With this addition, the motion was put and carried.

ALD. BRENNAN

10) Ald. Brennan moved, seconded by Ald. Crawford, that staff negotiate with DND and make recommendations to Council for the draining, infilling and clean-up of the Old Mill Pond (Jamieson Street), towards accommodating NAD parking and local recreational use. Ald. Brennan said that from three-quarters to an acre of land could be reclaimed for future use if this project went ahead as he has proposed. Ald. Greenough requested that information on the cost of the project be included in the report back to Council. The motion carried.

11) Ald. Brennan's next motion was that staff recommend possible sites for a pedestrian walkway between Hazelhurst and Newcastle Streets; Ald. Crawford seconded the motion and it carried.

12) Ald. Brennan moved, seconded by Ald. Ibsen, that staff be asked to examine the possibility of relocating the Dartmouth Shopping Centre bus terminal to the old Memorial Rink site, as a means of alleviating pedestrian and vehicular traffic problems in that area. Speaking in support of his motion, Ald. Brennan explained how the congestion at the bridge-head and in the Dartmouth Shopping Centre could be alleviated considerably if traffic patterns there could be changed and the bus terminal moved to the former rink site where it could provide an ancillary service complimentary to the recreational complex planned for that site. Ald. Valardo wanted to see the proposal go to Dartmouth Recreation Ltd. also for their consideration and he moved this in amendment, seconded by Ald. Brennan. Other bodies suggested for involvement in the staff study included the T.M.G. and the Transit Advisory Board; Ald. Greenough asked for an indication of the cost involved as well. The amendment carried and the amended motion carried.

ALD. WILLIAMS

Ald. Williams received the permission of Council to introduce two additional motions at this time as follows:

1) Ald. Williams and Backewich moved that the City Administrator be instructed to immediately prepare specifications for tender call for traffic lights at the Gaston Road/Portland St. intersection. The motion carried.

2) Secondly, it was moved by Ald. Williams, seconded by Ald. Backewich, that provision be made to approve the cost of traffic lights at the Gaston Road/Portland St. intersection for inclusion in the 1979 capital budget. This motion carried unanimously.

TEMPORARY BORROWING  
RESOLUTIONS

On motion of Ald. Thompson and Backewich, Council approved the following Temporary Borrowing Resolutions, copies of which are attached:

- Land - Navy Island - 74-35 - \$700,000.
- Industrial Lands - Lynch - 75-15 - \$1,500,000.
- Storm Sewer - Lake Banook - 73-16 - \$110,000.
- South Woodside School Addition - 77-9 - \$800,000.
- Paving - Main Street - 77-11 - \$660,000.
- Bus Shelters - 77-14 - \$10,000.

BY-LAW C-364

By-law C-364, which amends By-law C-317 with respect to billboards and signs, has been recommended from Committee and was before Council for approval.

It was moved by Ald. Thompson and Crawford and carried that leave be given to introduce the said By-law C-364 and that it now be read a first time.

It was moved by Ald. Backewich and Thompson and carried that By-law C-364 be read a second time.

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

It was moved by Ald. Ritchie and Williams and carried that By-law C-364 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.

BUILDING PERMIT:  
115 PORTLAND ST.

Committee-of-the-Whole has recommended the adoption of a report from the Downtown Planning Advisory Board on a building permit application for 115 Portland St., including notification of the developer that the position of the Board is supported by the Committee. (This permit has already been issued, being in compliance with all of the necessary City regulations.) The recommendation of the Committee was approved by Council, on motion of Ald. Ritchie and Ibsen.

BY-LAW C-367

Approval of proposed By-law C-367 is recommended by Committee, this being a by-law to amend C-316 with respect to Sunday Business; the by-law was before Council with the recommendation from Committee.

It was moved by Ald. Greenough and Ritchie and

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It was moved by Ald. Ritchie and Greenough that By-law C-367 be read a second time.

Questions from Ald. Valardo during second reading concerned the discussions which took place when the Special Committee on the Lord's Day Act By-law dealt with the various issues involved. The Mayor and Ald. Greenough responded to the questions and provided information requested by Ald. Valardo. The vote was then taken on second reading and it carried.

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

REPORTS

Reports recommended from Committee were adopted by Council as follows:

- 1) Building Inspector (October): approved on motion of Ald. Irvine and Thompson.
- 2) Minimum Standards (October): approved on motion of Ald. Thompson and Greenough.
- 3) Fire Chief (October): approved on motion of Ald. Ritchie and Greenough.
- 4) V.O.N. (Aug. & Sept.): approved on motion of Ald. Backewich and Thompson.
- 5) Social Services (Sept.): approved on motion of Ald. Ritchie and Greenough.
- 6) Development Officer (October): approved on motion of Ald. Thompson and Valardo.

BUILDING PERMIT:  
CORNER OF PINE  
& QUEEN STREETS

On motion of Ald. Valardo and Greenough, Council adopted a recommendation from Committee that a report from the Downtown Planning Advisory Board on the building permit application for the property at the corner of Pine and Queen Streets, be received and filed. (Mr. Bayer advised that this permit is in the process of being granted since it is in compliance with the necessary City requirements.) Ald. Brennan said it would be advisable to inform the owner that eventually his building may have a non-conforming use if the area is rezoned in accordance with plans for the downtown area.

CEMETERY GRANTS

The Committee has dealt with a report from Mr. Moir recommending a policy of providing a yearly grant to the parishes of St. Peter's and Christ Church for care and maintenance of cemeteries owned by them, equal to 50% of their net expenses, up to a maximum of \$2,500. The recommendation of Committee is in favour of adopting such a policy and Council approved the recommendation, on motion of Ald. Thompson and Williams.

REZONING REQUEST:  
FORBES CHEV-OLDS

On motion of Ald. Irvine and Ritchie, Council approved a recommendation from Committee that Jan. 16/79 be set as the date for public hearing of a rezoning request involving lands owned by Forbes Chev-Olds on Portland St.

DISPOSAL OF PROPERTY:  
LUCIEN DRIVE

Mr. Moir has reported to Council on a 66' parcel of land located between Civic Nos. 55 and 57 Lucien Drive that could be disposed of if the abutters to the land wished to acquire it from the City for the full cost involved (ie. surveys, deeds, relocation of existing fences, etc.) The portions of land concerned are shown on a plan attached to Mr. Moir's report and prepared by the Planning Dept. On motion of Ald. Hart and Thompson, Council approved the recommendation that the land be released to the appropriate owners, provided they are willing to assume the costs as noted above. Ald. Fredericks asked if the piece of City-owned land at the corner of Caldwell Road and Portland Street was overlooked when the list of City properties for disposal came to Council. Mr. Cohoon agreed to check on the status of this property which may have had some condition attached to it when the purchase was transacted by the City.

HEATING SYSTEM:  
TRANSIT GARAGE

Council dealt with a report from Mr. Moir on the need for a new furnace in the Transit Garage at 17 Maitland Street. The proposal is to make use of the heating system from a City-owned building at 187 Main Street, and two quotations have been received for disconnecting the system at Main Street and installing it in the Transit Garage:

V. Rankin Mechanical Contracting Ltd.	\$9,720.
Western Plumbing & Heating Ltd.	6,458.

An additional amount of \$100. would bring the second quotation to a total cost of \$6,558., the cost of installing a thermostat having been overlooked in their figure of \$6,458. Mr. Moir recommends that Council authorize an expenditure of \$6,558. for installation of the furnace in the Transit Garage, and Council adopted this recommendation on motion of Ald. Backewich and Thompson.

MM. SERVICES  
ADVISORY BOARD

Revised terms of reference for the Community Services Advisory Board were before Council, together with the names submitted by the Chairman for appointment to the Board for a two-year term on it, and the recommendation that the Dartmouth Regional Library be formally represented by having the Chief Librarian, Miss Aileen Barker, serve as a Board member. Council approved the revised terms of reference, the appointment of new members, and the inclusion of Miss Barker as a Board member, on motion of Ald. Backewich and Williams.

PROVINCIAL LAND:  
CLEMENT ST/LYNN  
DRIVE AREA

On motion of Ald. Backewich and Ritchie, Council approved the attached Resolution #78-35, authorizing an agreement between the City and the Province with respect to the use of Provincially-owned lands in the Clement St/ Lynn Drive area for storm-water retention; approval of the resolution has been recommended in an accompanying report from the City Administrator.

TRANSIT REPORT

On motion of Ald. Backewich and Fredericks, Council adopted the report from the Transit Operations Manager for the period October 30th to November 12th. Ald. Brennan asked to have these reports go to Committee in future and requested that the report for Oct. 30th to Nov. 12th be forwarded to the Committee meeting of December 12th.

INQUIRIES:

A. THOMPSON

Ald. Thompson's inquiry was concerning the status of the Whebby quarry permit; Mr. Cohoon to check on this.

A. FREDERICKS

Inquiries made by Ald. Fredericks were as follows:

- 1) Re the emergency phone number proposal; the Mayor said that this item will be going to MAPC for consideration. Ald. Fredericks asked to have action on the proposal expedited.

- 2) When will Council meet to deal with the Auditors' Report; the Mayor said he will try to have a meeting arranged sometime this month.
- 3) Asked about funds allocated in the drainage program for an enlargement or diversion of the brook near Carlton St.; Mr. Fougere said the funds will be carried over until the project can be completed.
- 4) Asked if additional measures can be taken to deal with vandalism and suggested that the overall problem of vandalism be included as an item for consideration at a future Committee meeting.

ED. IBSEN

Ald. Ibsen requested information in writing on City regulations with respect to taxi operators who may have a record. This information to be circulated to all members of Council at the Mayor's request.

ED. CUNNINGHAM

Ald. Cunningham's inquiry concerned the status of a development project started in the swampy area between Gaston Road and Chestnut Lane. Mr. Bayer outlined the background to this situation and advised that negotiations with the present owner have been re-opened to see if a satisfactory plan could be developed for the area. Ald. Cunningham asked to be informed of any progress with the negotiations.

ED. BRENNAN

Inquiries were made by Ald. Brennan concerning:

- 1) Reimbursement of NIP areas in the form of cost-sharing received by the City for municipal services. This inquiry discussed with Mr. Cohoon and the Mayor; they advised that NIP areas would not receive reimbursement from municipal services grants.
- 2) The Yield sign at Wyse and Windmill Road; it should be replaced with a Stop sign.
- 3) Requested a staff presentation on the current status of the Federal Government program of Global Funding, with an indication of the implications relative to our 1979 budget.
- 4) Asked that the Board of Health look at the tenement building located at the corner of Myrtle St. and Devonshire St., and a health inspection report be provided on this building.
- 5) The budget review by the various Boards and Commissions - can it be started this year and suggested that the Statement of Consolidated Expenditures before Council with the agenda form the basis for the review.
- 6) Requested another staff presentation on the MicMac Rotary improvements and the phasing and scheduling involved.-

- 7) Asked the Industrial Commission to provide a report as requested on a strategy the City could follow within the fisheries industry.

ALD. VALARDO

Ald. Valardo requested answers from staff on the inquiries he made at the November 21st meeting and he outlined these again. He also asked for a more specific report on the Crichton Ave. sidewalk situation which he discussed with Mr. Fougere.

He requested additional attention from the Police Dept. be given to Chapman Street where there have been increasing acts of vandalism, including the destruction of new trees and pickets being torn off fences, etc.

Ald. Valardo's last inquiry dealt with the condition of Mount Hermon Cemetery and acts of vandalism taking place there as well. He asked that staff look into the matter and that he be provided with a report.

ALD. HART

Ald. Hart made the following inquiries:

- 1) Additional lighting required on Courtney Rd. in the area opposite St. Anthony's Church.
- 2) Additional lighting also needed in the area of the crosswalk near the overpass entering Wallis Heights.
- 3) Asked that consideration be given to the installation of a flashing light on Windmill Road in front of the Village Gate where there is a problem with traffic leaving this club.
- 4) The operation of mini-bikes on the pedestrian overpass across the Circumferential Highway; she asked to have this problem looked into by the T.M.G.
- 5) She also requested some infilling at the Harbourview School side of the pedestrian overpass where there is a two-foot drop.
- 6) Ald. Hart requested that the 'No Parking' signs be removed from the north side of Springhill Road, but retained on the south side of the street.
- 7) She asked for information on the status of the Housing Advisory Board report referred to staff some time ago by Council.
- 8) Also, what is the status of and when can a staff report be expected on the subject of the Windmill Road improvements survey and cost.
- 9) Could Council have an update on the aquarium requested for consideration in the waterfront development and what the W.D.C. is doing about that request.

ALD. GREENOUGH

Ald. Greenough asked that the T.M.G. take a look at the light-change sequence at the Main St/Caledonia Road intersection, with respect to the length of the flashing green for east-bound traffic turning left onto Caledonia; drivers feel this sequence should be longer to permit more cars through at one time.

He asked that staff also look at the matter of the generally poor lighting of crosswalks and report to Council on this problem.

Ald. Greenough's third question concerned the need for a patrolled crosswalk at the MicMac Rotary where young people are crossing in a very dangerous and heavily-travelled roadway. Mr. Bayer explained that we cannot locate a crosswalk in this area because it would not be approved by the Traffic Authority. Ald. Greenough suggested that the City should have more jurisdiction over this section of highway than we now have.

ALD. RITCHIE

Ald. Ritchie's first question was with regard to the bus shelter in the area of Moirs' plant in Woodside, damaged by vandals; Mr. Cohoon said that damaged bus shelters will be repaired one more time. Ald. Ritchie went on to request that Police patrols in the area of Moirs', circle the plant occasionally to give it some added protection.

ALD. IRVINE

Ald. Irvine asked for information on the status of the curb, gutter and drainage project on MicMac Drive; Mr. Fougere said there will be no further work done on this project until spring because of a boundary problem.

His second inquiry was discussed with the Mayor and concerned the possibility of a central garbage disposal system in the City; the Mayor advised that the matter is being discussed by the Metropolitan Authority.

ALD. WILLIAMS

Ald. Williams also expressed concern about the need for a garbage disposal facility in Dartmouth and asked if the Metropolitan Authority would not consider taking over our incinerator and operating it; he discussed the subject further with the Mayor.

Ald. Williams said there is still a problem with truck traffic on Pleasant St.; the Mayor advised that the Chief of Police has been asked to look at this problem.

Referring to the Stipend Committee and its formation, Ald. Williams suggested that former Ald. Ron Smith would be willing to serve on it.

Ald. Williams asked that staff look at the feasibility of combining some of the City departments as a possible means of reducing costs.

NOTICES OF MOTION:

Notices of motion were given as follows for the next regular Council meeting:

- 1) Ald. Irvine- That a minimum of one million dollars be included in the capital works budget for street construction in 1979.
- 2) Ald. Ritchie - That Council ask Industrial Estates Ltd. to have money put in their budget in 1979 to keep their properties in the City in a tidy condition.
- 3) Ald. Brennan - That the City apply to the Provincial Dept. of Tourism to assist the City in establishing a satellite tourist bureau in the downtown area during the summer of 1979.

BY-LAW C-369

Proposed By-law C-369 was presented for Council's approval, being a by-law with respect to the City Pension Plan and retirement from employment with the City.

It was moved by Ald. Hart and Thompson and carried that leave be given to introduce the said By-law C-369 and that it now be read a first time.

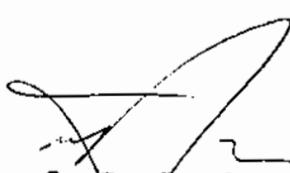
It was moved by Ald. Hart and Backewich and carried that By-law C-369 be read a second time.

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

PASS BILLS

Council passed bills on motion of Ald. Thompson and Backewich.

The meeting adjourned.

  
G. D. Brady,  
Deputy City Clerk.

City of Dartmouth  
Renewal of Borrowing

\$800,000

for South Woodside School - Addition  
- 77-9

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 Eight Hundred Thousand Dollars (\$800,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for public schools; namely an addition to the South Woodside School, specifically for the purpose of completing the 1977 capital works program;

AND WHEREAS pursuant to a resolution passed by the City Council on the 6th day of September, 1977, the City Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed from the Canadian Imperial Bank of Commerce at Dartmouth a sum not exceeding Eight Hundred Thousand Dollars (\$800,000) for the purpose set out above, for a period not exceeding twelve months;

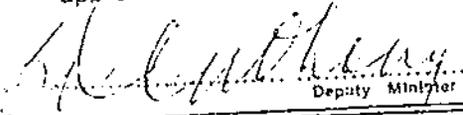
AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

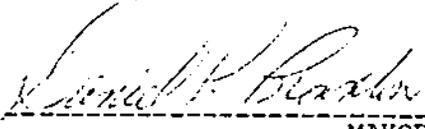
BE IT THEREFORE RESOLVED

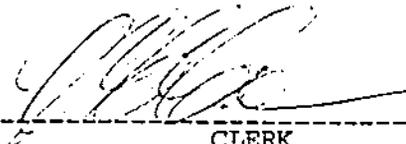
THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of Eight Hundred Thousand Dollars (\$800,000) be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs 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 City Council of the City of Dartmouth held on the 5th day of December, 1978 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December , 19 78 .

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
	Deputy Minister
APPROVED this <u>2nd</u> day	
of <u>December</u> 19 <u>78</u>	
	Minister of Municipal Affairs

  
MAYOR

  
CLERK

City of Dartmouth  
Renewal of Borrowing

\$660,000

for Paving - Main Street - 77-11

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Six Hundred Sixty Thousand Dollars (\$660,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City or any part thereof, namely for the purpose of paving the streets in the City, specifically for the purpose of completing the 1977 capital works program;

AND WHEREAS pursuant to a resolution passed by the City Council on the 6th day of September, 1977, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed from the Toronto-Dominion Bank at Dartmouth a sum not exceeding Six Hundred Sixty Thousand Dollars (\$660,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of Six Hundred Sixty Thousand Dollars (\$660,000) be extended for a 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 City Council of the City of Dartmouth held on the 5th day of December, 19 78 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 19 78 .

APPROVED  
AS TO AMOUNT  
*[Signature]*

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this <u>20th</u> day
<u>19 78</u>
<i>[Signature]</i> Minister of Municipal Affairs

*[Signature]*  
MAYOR  
*[Signature]*  
CLERK

City of Dartmouth  
Renewal of Borrowing

\$110,000

for Storm Sewer - Lake Banook - 73-16

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 Hundred Ten Thousand Dollars (\$110,000) for the purpose of constructing, altering, extending and improving public sewers or drains for the City and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the Council on the 14th day of August, 1973, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs dated the 19th day of September, 1973, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding One Hundred Ten Thousand Dollars (\$110,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT, subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of One Hundred Ten Thousand Dollars (\$110,000) 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 5th day of December, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 1978.

APPROVED  
AS TO AMOUNT

*[Signature]*

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister:
<i>[Signature]</i> City Manager
APPROVED this <u>20th</u> day of <u>December</u> 19 <u>78</u>
<i>[Signature]</i> Minister of Municipal Affairs

*[Signature]*  
MAYOR

*[Signature]*  
CLERK

City of Dartmouth  
Renewal of Borrowing

\$700,000

for Land - Navy Island - 74-35

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Seven Hundred Thousand Dollars (\$700,000) for the purpose of acquiring or improving land for a City purpose;

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 18th day of March, 1975, borrowed from the Royal Bank of Canada at Dartmouth a sum not exceeding Seven Hundred Thousand Dollars (\$700,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS pursuant to a resolution passed by the Council on the 29th day of June, 1976, and approved by the Minister of Municipal Affairs dated the 20th day of July, 1976, the Council was authorized to further postpone the issue of debentures in the amount of Seven Hundred Thousand Dollars (\$700,000) for an 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 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, the amount to be the sum of Seven Hundred Thousand Dollars (\$700,000);

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 5th day of December, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 1978.

*[Signature]*  
SOLICITOR

*[Signature]*  
CITY CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this 20th day of December, 1978
<i>[Signature]</i> Minister of Municipal Affairs

*[Signature]*  
MAYOR

*[Signature]*  
CLERK

City of Dartmouth  
Renewal of Borrowing

\$1,500,000

for Industrial Lands - Lynch  
75-15

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding One Million Five Hundred Thousand Dollars (\$1,500,000) for the purpose of generally, for any City purpose whatsoever;

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 Million Five Hundred Thousand Dollars (\$1,500,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

THAT, subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of One Million Five Hundred Thousand Dollars (\$1,500,000) be further extended for a 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 City of Dartmouth held on the 5th day of December, 19 78 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December, 19 78 .

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for  
Approval of the Minister

*[Signature]*  
Deputy Minister

20th  
December 1978

*[Signature]*  
Minister of Municipal Affairs

APPROVED  
AS TO AMOUNT.

*[Signature]*  
MAYOR

*[Signature]*  
CLERK

City of Dartmouth

Renewal of Borrowing

\$10,000

for Bus Shelters - 77-14

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings or other facilities for public transportation services, and acquiring or purchasing materials, machinery, motor vehicles and plant deemed requisite or advisable for public transportation services; namely for bus shelters;

AND WHEREAS pursuant to a resolution passed by the Council on the 6th day of September, 1977, the Council postponed the issue of debentures and, with the approval of the Minister of Municipal Affairs on the 22nd day of September, 1977, borrowed from the ~~Bank of Nova Scotia~~ <sup>ROYAL BANK OF CANADA</sup> at Dartmouth a sum not exceeding Ten Thousand Dollars (\$10,000) for the purpose set out above, for a period not exceeding twelve months;

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

BE IT THEREFORE RESOLVED

AT: THAT, subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of Ten Thousand Dollars (\$10,000) 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 City Council of the City of Dartmouth held on the 5th day of December, 19 78 .

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 8th day of December , 19 78 .

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*[Signature]*  
Deputy Minister

APPROVED this 20th day of December 19 78

*[Signature]*  
Minister of Municipal Affairs

AS TO AMOUNT

*[Signature]*  
MAYOR

*[Signature]*  
CLERK

Dartmouth, N. S.

December 12/78.

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

Present - Mayor Brownlow

Ald. <sup>Hart</sup> Ibse	Backewich
Williams	Thompson
Brennan	Cunningham
Cote	Crawford
Irvine	Valardo
Ritchie	Greenough
	Fredericks
City Solicitor, S. Drury	
City Clerk-Treasurer, N. C. Cohoon	

Prior to meeting in Committee, Council dealt with two items of business, one pertaining to the noise complaint against the Matador Lounge, and the second, a review with the Auditors of the City's 1977 Financial Statement.

NOISE COMPLAINT:  
MATADOR LOUNGE

In compliance with Council's decision of Dec. 4th on the noise complaint made against the Matador Lounge, the Solicitor has prepared two draft Orders for use in dealing with the situation, and these were circulated for Council's consideration. Ald. Backewich and Fredericks moved deferral of the matter to the January Committee-of-the-Whole meeting, when Mr. Offman's compliance with the requirements of Order No. 2 will be assessed. Ald. Backewich reported to Council that he and a number of other Aldermen have seen first-hand the modifications being undertaken by Mr. Offman, based on the recommendations of an acoustics consultant engaged by him. He suggested that Mr. Offman be given time to complete the improvements he is making, in order to assess whether or not they are satisfactory in resolving the noise problem. Ald. Fredericks and other members who spoke on the motion were prepared to support it. Ald. Fredericks wanted to have the T.M.G. look at the parking situation on the residential streets around the Matador; Mr. Bayer said they are working on this problem at present. Other points made by Ald. Fredericks had to do with the provisions of our zoning by-law in relation to uses permitted under Commercial Zones, and the need for a better dialogue with the Liquor Licensing Board where problems arise that are associated with establishments licensed to sell liquor. The motion to defer carried.

FINANCIAL STATEMENT

Mr. Thompson and Mr. Sears were present to review the 1977 Financial Statement with Council, copies of which were sent out to the Aldermen some time ago. Following Mr. Thompson's presentation, he and the City Clerk answered questions from the members concerning specific individual items; most of these related to the Water Utility operation, the Industrial Park and the disposition of the surplus anticipated (\$297,500. excluding the Water Utility and Ferry service) for the year 1978. One of the items Ald. Fredericks asked to have looked at was the possibility of having the costs associated with selling land and operating the Industrial Park, reflected as an expenditure item for the Park itself instead of being rated for as they are at present. After the questions from the floor, the Financial Statement was received and filed as presented, on motion of Ald. Greenough and Thompson.

Council then adjourned to meet in Committee, on motion of Ald. Valardo and Williams.



G. D. Brady,  
Deputy City Clerk.

Dartmouth, N. S.

December 19/78.

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

Present - Mayor Brownlow

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

PRESENTATION:  
DOWNTOWN PLAN

The first item on the agenda was a presentation of a Summary Report of Phase Two of the Downtown Development & Revitalization plan by representatives of the consulting firm, Development Planning Associates Ltd. Mr. Lydon made the presentation and noted that Phase Two of the planning study gets into specific development recommendations and funding proposals for a total revitalization of the downtown area, involving a long-term development concept and a five-year action plan. In his presentation, he indicated the various funding agencies from which financial assistance could come and noted that there has been a positive response from these agencies at this stage in the plan. If application were made by the City for funding under the various programs as soon as possible, the January budget deadlines set for government agencies such as the W.D.C., the Housing Commission, etc. could be met, and Mr. Lydon suggested that Council consider giving agreement in principle with the proposals presented and indicate concurrence with the general thrust and intent of the plan.

Council was advised in a report from Mr. Lukan that the Downtown Planning Advisory Board has approved in principle the draft of the Downtown Dartmouth Development Plan & Revitalization Strategy and recommends to Council:

- a) approval of the draft in principle.
- b) that the Downtown Planning Advisory Board be instructed to provide the report to those interested groups wishing to receive the draft or summaries thereof.
- c) to hold meetings as necessary to hear views on the draft and to receive and compile any written or oral communications.

- d) that staff be instructed to initiate preliminary negotiations for the suggested funding with various government agencies as outlined in the Five-Year Action Plan.
- e) that at the end of January, 1979, the Downtown Planning Advisory Board report back to Council with recommendations.

Mr. Lukan's report recommends that Council approve in principle the draft of the Downtown Plan and approve the citizen participation program as requested by the Advisory Board. Ald. Brennan, Chairman of the Downtown Advisory Board, reviewed the activities of the Board from the inception of the decision to plan for a revitalization of downtown Dartmouth, and encouraged Council to support the document presented by the consultants in principle so that planning can go forward and funding can be sought from the various government agencies concerned. He moved the adoption of the recommendation from the Board, made in conjunction with Mr. Lukan's recommendation, and the motion was seconded by Ald. Irvine. Ald. Cote said he was enthusiastic about the plan and most other members who spoke on the motion were also in favour of it. Ald. Fredericks said he would like to see a letter forwarded to the W.D.C. in recognition of the significant work that has been done on the waterfront and the major funding contribution made toward the cost of the downtown study. Ald. Ibsen wanted to have the report from the consultants studied in more detail by Council before any decision is taken on it. Ald. Valardo asked if it is the intention of the Downtown Advisory Board to establish a company for the purpose of carrying out the Five-Year Action Plan; Ald. Brennan said that an Implementation Task Force has been suggested to serve this function. Following the debate, the vote was taken on the motion and it carried with Ald. Ibsen voting against.

Council has received copies of a report from Engineering Service Co. Ltd., based on their study to determine the feasibility of placing a cover on the Mount Edward Road water reservoir. The report recommends,

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ER

in conclusion, that the existing reservoir at Mount Edward Road be replaced with a new storage tank located at the site of the existing reservoir. The new tank would be of steel or prestressed concrete construction and would cost approx. \$1,000,000. Mr. Mulrooney presented the report on behalf of Engineering Service Co. Ltd. and the City Engineer was also present to comment on the various considerations upon which the company's recommendation is based. Ald. Fredericks said he felt that a new tank is the best and most lasting solution to the problem of maintaining good water quality at the reservoir; he suggested offsetting some of the million-dollar cost involved by declaring a portion of the reservoir lands surplus and offering them for sale. He moved the adoption of the recommendation that a new storage tank be constructed to replace the existing one; the motion was seconded by Ald. Ritchie. Ald. Brennan asked if there are not other priorities that are just as significant in the improvement of the water system and his question was discussed further with Mr. Fougere. Ald. Hart expressed concern that such a major expenditure is being considered when the need for a filtration system has not been taken into account yet by Council; Mr. Moir commented on the major cost involved to provide a filtration system such as the Health Dept. engineers have recommended in their reports to the Board of Health. One of the other concerns discussed had to do with the temporary water storage and emergency pumping facilities required during the period while the new tank is under construction, and the cost involved to provide this protection. The motion was then put and it carried.

Ald. Fredericks asked if a motion would be needed to have staff look at the possibility of selling a portion of the reservoir lands to offset some of the cost of the new tank. The Mayor said that staff would look at this suggestion without a motion from Council.

H. WOODSIDE  
NIP PLAN

The next item on the agenda was the presentation of the North Woodside NIP Plan, made jointly by Mr. Tom Cleary, the Chairman, and by Mrs. Atwood and Mr. Hetherington. A slide presentation was included and copies of the plan were previously circulated to all members of Council. Ald. Fredericks, Ritchie and other members commented favourably on the plan and commended the citizens for their work and participation in preparing it.

AUSTENVILLE  
NIP PLAN

A similar presentation was then made in connection with the Austenville NIP Program, Mr. Rutherford, Mrs. Irene Smith and Mr. S. Moir taking part in presenting the various sections of the Plan. Ald. Crawford spoke in support of the residents and their efforts in the NIP project, after which he moved the adoption of attached Resolution #78-37, authorizing application to CMHC for grants to assist the Austenville and North Woodside NIP schemes. The motion was seconded by Ald. Fredericks and it carried unanimously.

ILLSLEY AVE.  
IMPROVEMENTS

A letter from the Mayor was before Council concerning proposed improvements and the extension of Illsley Ave. in the Burnside Park to Highway #111, intended to provide temporary relief to the severe traffic congestion within the industrial park; ultimately, these improvements would tie in with construction of the interchange for the Burnside Expressway, which the Minister of Highways has been asked for a commitment on. The Province has agreed to 50% cost-sharing in the improvements to Illsley Ave., involving an upgrading of the roadbed and asphalt paving, estimated to cost approx. \$250,000., and it is the recommendation of the Industrial Commission that Council approve an expenditure of \$125,000. from the capital funds of the Industrial Park to proceed with these improvements. The recommendation was adopted on motion of Ald. Fredericks and Thompson.

DEMOLITION: CITY  
BUILDINGS

Tenders have been received as follows for the demolition of two City-owned buildings, namely, the Dartmouth Boys' Club building on Main Street and the building at 74 Crichton Ave.:

Francis J. Brown Demolition Ltd.

Dartmouth Boys Club	\$ 765.00
74 Crichton Ave.	1,400.00

L. J. Casavechia Contracting Ltd.

Dartmouth Boys Club	\$1,000.00
74 Crichton Ave.	2,000.00

On motion of Ald. Thompson and Williams, Council awarded the tender to the low bidder, Francis J. Brown Demolition Ltd., as recommended by Mr. Moir.

AN. MEETING

On motion of Ald. Williams and Thompson, Council changed the date of the first January meeting from Tues., January 2nd to Wed., January 3rd.

Ald. Ibsen brought to Council's attention the fact that stores in the MicMac Mall will be open on Boxing Day; he suggested that the Mall principals should not be forcing employees to work on the Boxing Day holiday.

On motion of Ald. Williams and Thompson, Council adjourned to meet in camera, and having reconvened in open meeting after the in camera items, approved the action taken on motion of Ald. Brennan and Ritchie.

Meeting adjourned.

  
G. D. Brady,  
Deputy City Clerk.