

Dartmouth, N. S.

October 8/81.

Special meeting of City Council held this date at 12:00 noon.

Present - Mayor Brownlow

Ald. Ibsen	Crawford
Hart	Greenwood
Valardo	Withers
Williams	Cunningham
Hawley	Fredericks

School Board Commissioners:

Comm. Dickey	Supt. R. Harrison
Morash	Mr. G. Hubley
Worth	Ms. M. Harris
Savage	Mr. R. MacDonald
Rissesco	J. MacIntosh
Mr. L. Ledaire, Architect	Harriott
B. Smith, City Clerk-Treasurer	

INSPECTION & TAKE-
OVER: NOTTING PARK
SCHOOL ADDITION

Members of Council and the School Board met at Notting Park School to inspect and officially take over the new addition to the school, completed by the contractor, BIC Enterprises, Lucien Ledaire, Architect.

Following a tour of the new gymnasium facility, Council convened and proceeded with the adoption of Resolution #81-34, as follows, on motion of Ald. Crawford and Hart:

RESOLUTION #81-34

BE IT HEREBY RESOLVED that the addition to Notting Park School, Dartmouth, N. S., as constructed by B.I.C. Enterprises Ltd., be accepted by the City of Dartmouth as of October 8, 1981, as being completed, subject to the following:

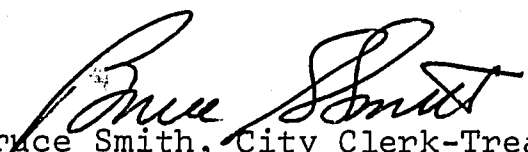
- (a) Fifteen percent (15%) holdback until expiration of the Mechanics Lien period;
- (b) Any outstanding deficiencies as provided by the Architect, Ledaire, Morris & Associates, at the estimated cost of \$4,000.00 and \$1,000.00 for the floor.

The only point of discussion pertained to the lines to be painted on the gym floor, and Mr. Ledaire responded to the concerns expressed by members of Council, advising that the work to be done by Argo Flooring will be guaranteed for a five-year period.

MOTION: Moved by Ald. Crawford and Hart that Resolution #81-34, as stated above, be adopted by Council.

Prior to adjournment, the Mayor informed members of Council of an invitation to attend a rehearsal by the Seaweed Theatre group at D.H.S. a/v room, prior to the October 13th Council meeting.

Meeting adjourned.


Bruce Smith, City Clerk-Treasurer.

Dartmouth, N. S.

October 13/81.

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

Present - Mayor Brownlow

Ald. Sarto	Ibsen
Hart	Cunningham
Brennan	Crawford
Valardo	Withers
Hawley	Greenough
Ritchie	Fredericks
City Solicitor, M. Moreash	
Acting City Administrator, B. Smith	

Council added to the agenda, the awarding of a tender for contract 81563, Burnside Industrial Park street paving.

On motion of Ald. Brennan and Ibsen, Council approved the minutes of meetings held on Sept. 8th, 15th and 22nd.

A petition was before Council from residents concerned about construction being permitted on Lot "W" on Lakeview Ave., an undersized lot approved in 1958 by the Town Planning Board of that time. Mr. Gordon MacDonald appeared before Council on behalf of the other citizens, explaining why this irregularly-shaped and awkwardly-situated lot is considered to be inappropriate for residential development by the abutting property owners in the area. Besides the irregular lot configuration and the fact that the lot does not now meet the current minimum lot size requirement, concerns were expressed by Mr. MacDonald about a possible lowering of property standards if development takes place on the lot in question, plus traffic and drainage problems that could result from development being permitted.

Mr. Moreash was asked to comment on the legality of the lot approval and advised that this is, in fact, a duly approved lot on which the owner can build, provided he complies with the necessary City by-laws and zoning regulations. Council is therefore obliged to permit the building application to be proceeded with in the regular way if there is compliance on the part of the owner. That would not preclude particular attention being paid to the property by the Building Inspection Dept. as development goes ahead, to make sure there are no resulting drainage problems experienced by abutting property

NOTES

PETITION RE
UNDERSIZED LOT:
LAKEVIEW AVE.

owners. Ald. Hart asked if a building permit application has come in for the property; Mr. Bayer indicated an interest in building on the property, but no official request has yet been received.

Since there was no specific building application with which Council could deal at this time, the members could only state their views on the need to insure that adequate protective measures are taken to protect the interests of adjoining property owners if and when such an application comes in to the Planning Dept. Under the circumstances, it was considered advisable to have the application come to Council rather than being processed by Planning Dept. in the regular way for applications that are under the \$100,000. value limit. Ald. Hart and Crawford therefore moved that the petition be tabled at this time and that staff be cautioned to pay particular attention to any building permit request that may come in for this lot, in order that Council can at least take a look at it if an application is received at some future time. This motion represented Council's general consensus as to how the interests of the petitioning residents should be protected and it carried unanimously.

MOTION: Moved by Ald. Hart and Crawford that the petition from Lakeview Ave. residents be tabled and that staff be cautioned to pay particular attention to any building permit request that may come in for this lot, in order that Council can at least take a look at it if an application is received at some future time.

PETITION:
NUMBERING
LOUISE AVE.

A second petition before Council was from Mrs. Elizabeth Wrathall of 17 Louise Ave. (and signed by other residents of the street), protesting the changing of house numbers on her street to accommodate the numbering of new houses being constructed on the street extension. This renumbering was not carried out by the City and the Solicitor quoted from the relevant section of the Charter (section 144), indicating to Council that it is properly a City jurisdiction and a function of the City to deal with street names and the assigning of civic numbers.

Ald. Hawley and other members of Council agreed with the suggestion made in the petition that the street extension should be given another name or called simply 'Louise Ave. Extension' and have new numbers assigned, without inconveniencing residents at the other end who have lived at their present addresses for years. Ald. Valardo and Crawford moved that the original street numbers on Louise Ave. remain the same, and that a new name and numbering of houses take place in the section that is the new street extension. The motion was put and carried unanimously.

MOTION: Moved by Ald. Valardo and Crawford that the original street numbers on Louise Ave. remain the same, and that a new name and numbering of houses take place in the section that is the new street extension.

ARING: NOISE
PLAINT

This date was set by Council for the hearing of a noise complaint made by Mr. & Mrs. J.M. Armstrong of 20 Ryland Ave. against their neighbours, the Carpenters, at 18 Ryland Ave., under the provisions of By-law C-211. Members of Council have received copies of the by-law and of the communication from Mr. & Mrs. Armstrong, documenting their complaint about the noise from a water pump motor installed on the Carpenter property in connection with an above-ground swimming pool in operation during the summer months. The problem is one of both noise and vibration from the motor, located at a point close to the patio and master bedroom of the Armstrong home, which runs lengthwise from the street on their property.

The Solicitor outlined the requirements of the nuisance by-law, as they relate to Council's responsibilities and jurisdiction, and in response to a question from Ald. Brennan about a deferral of the hearing, said there is nothing to prevent Council from deferring the matter if the members wish to do so. On motion of Ald. Hart and Ibsen, a decision was taken by Council to proceed with the hearing at this time.

Mrs. Armstrong made a presentation to Council, describing some of the adverse affects of noise on the quality of life that homeowners should expect to enjoy within the confines of their own properties. She said that

noise is a form of pollution and that when it comes from a neighbour's property, it becomes a community problem. She gave further documentation of recent instances when she and her husband have again been disturbed by the noise from the motor being operated on the adjoining property, and Mr. Armstrong played a tape of the noise level from various spots in his house, to give Council some idea of the sound. He pointed out that it is only possible to get an idea of the vibration from the motor by experiencing the sound from his home, since the tape could not convey this impression. Mr. & Mrs. Armstrong were then available to respond to questions from Council members and to give a further description of the noise problem and the disturbance it has caused them since the pool and motor were installed on the Carpenter property.

Council then heard from Mr. Carpenter, who refuted a number of the points brought out in the Armstrong letter, especially with regard to the communication breakdown between the two parties and Mr. Carpenter's alleged lack of interest in trying to do anything to minimize the noise disturbance. He did not consider the complaint against him to be justified or to bear any substance, and commented on the efforts he has made to explain the situation to the Armstrongs on several occasions, only to find a lack of understanding or response on their part to his efforts. He said he has not had any previous disagreements with neighbours or ever willfully caused trouble for a neighbour. He went on to suggest that the tape played for Council does not give an accurate indication of the sound of the motor and should not be used as the basis for any judgement by Council since the level at which it was recorded is not necessarily the same level at which it was played back for hearing at this time. Mr. Carpenter also answered questions from members of Council about his pool installation and the operation of the motor that has been the source of the noise complaint. He said it is not possible to enclose the pump as has been suggested since an enclosure would impair the operation of the motor after a period of time.

Ald. Hawley, Fredericks and Hart felt that it is difficult for Council to come to any decision on this complaint without first having heard the motor and experienced at first-hand the vibration that is alleged to be disturbing the Armstrongs in their home. The pump has now been dismantled and put away for the year so it is not possible to make such an assessment of the noise and vibration levels until next spring when it is back in operation. Ald. Valardo and Crawford had an opportunity to hear the motor while it was still in use, however, and they reported to Council on their impressions of it. Ald. Valardo described the motor and the pool as being of a good quality and therefore the pump could not be faulted as being an inferior model with any defects. Ald. Crawford considered it to be a silent-running motor and said this was borne out in the tape when the motor sound was drowned out by a dog barking in the distance. He also agreed that it is necessary to wait until the pool is started up again before any fair judgement could be made as to the noise level and the vibration being caused by the motor.

Ald. Brennan felt that an unfortunate lack of communication has developed in this situation between two neighbours. He asked if the two parties involved could meet with a third person such as the Mayor or the Solicitor to try to work out a mutually-agreeable solution. Mr. Carpenter indicated that he did not feel anything would be accomplished with such a meeting. Ald. Greenough and Valardo pointed out that each person has a different conception of what constitutes a noise nuisance and this causes a difficulty for Council in attempting to render a decision in each individual situation.

At the conclusion of the hearing, Ald. Valardo and Crawford moved that the matter be deferred until next spring (May), thereby giving Mr. Carpenter time to come up with some kind of solution to the problem; if the problem is not resolved, Council will deal with the item again at that time. The motion carried.

MOTION: Moved by Ald. Valardo and Crawford that the matter of the noise complaint be deferred until next spring (May), to give Mr. Carpenter time to come up with some kind of solution to

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RENTALS

As directed by Council, the Recreation Dept. has submitted a report on the impact of recent ice rental increases on minor sports organizations, with recommendations on the subsidization required to overcome this impact. Basically, the recommendation is that these groups be subsidized a percentage of the new rate for the ice time they receive from the beginning of the season, and that any additional time they desire, be charged at the full rate. Broken down into percentage figures for subsidization, the recommended formula is:

- (a) that the groups be subsidized 40% of the new prime time rates for the months of November and December.
- (b) effective as of January 1/82, the subsidy would be reduced to 25% of the prime time rate. The 25% subsidy would be the standard for minor organizations and any changes in the prime time rates in the future would result in the minor organizations being subsidized 25% of the new rate rounded off to the dollar.

Mr. Stevens of the Recreation Dept. was present to explain the position of his department in making this recommendation, and he indicated to Council that the various minor sports organizations involved and represented at the joint meeting to discuss subsidization, were in agreement with the proposal outlined. Ald. Hawley and Ritchie moved the adoption of the report and recommendation from the Recreation Dept.

Representatives of the Woodlawn and Westphal minor hockey organizations were then heard and expressed a concern that the recent increase in prime time rates for ice rental came at a time of the year when their cost projections had already been made and entrance fees set. They maintained they should have had more time to prepare for the increases and asked that this point be taken into consideration in future years if increases are being planned by the City.

Ald. Ibsen and Greenough wanted to see the subsidization percentages phased more gradually so the impact on the clubs is lessened. Ald. Greenough and Cunningham there-

fore moved in amendment that the 40% subsidy remain in effect until January 1/82, as recommended, but that the reduction be only to 33 1/3% as of January 1st (ie. instead of to 25% as recommended). The amendment carried, along with a second amendment introduced by Ald. Hart and Hawley to the effect that effective as of Sept. 1/82, the subsidy would be reduced to 25% of the prime time rate, where it would remain. This amendment also carried and the amended motion carried.

MOTION: Moved by Ald. Hawley and Ritchie that the recommended formula for subsidization of minor hockey organizations be adopted in the percentages set out in the report from the Recreation Dept.

AMENDMENT: Moved by Ald. Greenough & Cunningham that the 40% subsidy remain in effect until Jan. 1/82, as recommended, but that the reduction be only to 33 1/3% as of January 1st.

AMENDMENT: Moved by Ald. Hart & Hawley that effective as of Sept. 1/82, the subsidy be reduced to 25% of the prime time rate, where it would remain.

WARD TENDER:
HIGHWAY SALT

A tender has been received from the Canadian Salt Company Ltd. for highway salt for the 1981/82 winter season, the quotation being \$24.63 per ton for salt delivered up to and including October 31/81, and \$25.54 per ton for salt delivered from November 1/81 until April 31/82. The Purchasing Agent and Mr. Moir have recommended acceptance of the Canadian Salt Co. bid and it was approved by Council, as recommended, on motion of Ald. Crawford and Greenough.

WARD TENDER:
BRUSH CHIPPER

The following tenders were received for the supply of one brush chipper for the Recreation Dept.:

LaHave Equipment Ltd.	\$12,500.
Vermeer of Canada Ltd.	13,755.
Halifax Seed Ltd.	13,775.
MacLeods Equipment Ltd.	15,500.
N. S. Tractor & Equipment	15,734.
Atmus Equipment	21,923.

Acceptance of the low bid, received from LaHave Equipment Ltd., has been recommended to Council and the tender was awarded accordingly, on motion of Ald. Ibsen and Greenough.

MOTION: Moved by Ald. Ibsen and Greenough that the tender for the purchase of a brush chipper for the Recreation Dept. be awarded to the low bidder, LaHave Equipment Ltd., in the amount of \$12,500.

WARD TENDERS:
FIRE HOSE

Tenders have been received for the supply of 50 only 50' lengths 2½" double-jacket, rubber-lined fire hose, complete with Pyrolite couplings attached, and five only 100' lengths 4" light-weight synthetic hose, complete with Snap-Tite Storz quick connect type couplings. The recommendation is that the tender for five only lengths of 4" hose, complete with couplings, be awarded to the low bidder, Safety Supply Co. of Canada Ltd., for their tendered price of \$481. per length, and the fifty only 50' 2½" length hose, complete with couplings, be awarded to the low bidder, MicMac Agencies Ltd., for their tendered price of \$117. per length. Council awarded these tenders, as recommended, on motion of Ald. Greenough and Ritchie.

MOTION: Moved by Ald. Greenough and Ritchie that tenders be awarded for fire hose and couplings as recommended and detailed above.

TEMPORARY BORROWING
RESOLUTIONS

On motion of Ald. Ritchie and Crawford, the following Temporary Borrowing Resolutions were approved, copies of which are attached:

- 1) 1981 Sanitray Sewer - \$606,500.
- 2) 1981 Storm Sewer - \$807,200.
- 3) 1981 Waterworks - \$369,100.
- 4) Schools - \$120,000.
- 5) Building: Renovations & Addition - \$547,000.
- 6) Streets - \$2,184,700.
- 7) Paving - \$325,000.
- 8) Waterfront Development: Shore Road - \$53,000.
- 9) North-End Improvement Program - \$320,000.
- 10) Industrial Commission - \$225,000.

MOTION: Moved by Ald. Ritchie and Crawford that Temporary Borrowing Resolutions be approved as listed above. Copies attached.

MOTION:
2 WINDMILL RD.

In a report from the Deputy City Clerk on the condition of the property at 382 Windmill Road, it has been recommended to Council that the building be demolished and tenders called for demolition. Ald. Sarto and Greenough moved the adoption of the recommendation, but on a subsequent motion introduced by Ald. Hart and Greenough, the item was deferred until the property can be sold, at which time, the new owner can proceed with the demolition of the building, thereby saving the City this expense.

MOTION: Moved by Ald. Ibsen and Greenough that the tender for the purchase of a brush chipper for the Recreation Dept. be awarded to the low bidder, LaHave Equipment Ltd., in the amount of \$12,500.

WARD TENDERS:
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MOTION: Moved by Ald. Greenough and Ritchie that tenders be awarded for fire hose and couplings as recommended and detailed above.

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- 9) North-End Improvement Program - \$320,000.
- 10) Industrial Commission - \$225,000.

MOTION: Moved by Ald. Ritchie and Crawford that Temporary Borrowing Resolutions be approved as listed above. Copies attached.

MOTION:
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In a report from the Deputy City Clerk on the condition of the property at 382 Windmill Road, it has been recommended to Council that the building be demolished and tenders called for demolition. Ald. Sarto and Greenough moved the adoption of the recommendation, but on a subsequent motion introduced by Ald. Hart and Greenough, the item was deferred until the property can be sold, at which time, the new owner can proceed with the demolition of the building, thereby saving the City this expense.

MOTION: Moved by Ald. Hart and Greenough that the item pertaining to the City-owned property at 382 Windmill Road be deferred, until the property can be sold, at which time, the new owner can proceed with the demolition of the property, thereby saving the City this expense.

PANSION: PARKING
ETER SYSTEM

A report from the City Clerk-Treasurer was considered on the subject of new parking meters for the lot adjacent to City Hall and the Ferry Terminal, and associated with this, the hiring of a full-time person to better enforce parking in the downtown area. The recommendation to Council covers:

- a) the acquisition of approx. 110 new Duncan meters with the sealed collection system, with related parts and accessories, including installation. The estimated cost of \$40,000. to be included in the 1982 Capital Budget.
- b) authorization for the hiring of an individual on a full-time basis to be responsible for the enforcement of parking in the downtown area, as well as collection of the proposed parking meter expansion.

Ald. Fredericks and Hawley moved referral to Committee for further consideration of this item, but most members of Council felt the item should be proceeded with at this time since the meters in question have already been authorized when a decision was taken on the allocation of parking in the lot next to City Hall. The motion to refer was therefore defeated in favour of a motion put forward by Ald. Hart and Valardo to adopt the report from Mr. Smith as it has been presented. When the vote was taken, the motion carried, with Ald. Fredericks and Crawford voting against.

MOTION: Moved by Ald. Hart and Valardo that the report from the City Clerk-Treasurer, with recommendations for the purchase of parking meters for the lot adjacent to City Hall, and the hiring of a full-time person for the enforcement of parking.

OLUTION #81-37

On motion of Ald. Valardo and Hawley, Council approved the attached Resolution #81-37, setting the interest rate on past due taxes at 22.50% per annum, as recommended by the City Clerk-Treasurer.

MOTION: Moved by Ald. Valardo and Hawley that Council adopt the attached Resolution #81-37, as recommended by Mr. Smith.

SNOW PLOWING EQUIPMENT:
1981/82 WINTER SEASON

A report from Mr. Fougere was considered on the subject of snow plowing equipment for the 1981/82 winter season. Tenders have been called for rental equipment, but in reviewing them, staff have instead recommended that the City acquire three new plows and two new wings for equipping three additional trucks for snow and ice control, at a cost of approx. \$30,000. It is further recommended that this cost be charged against the 1982 Capital Equipment Account. The recommendation was adopted by Council, on motion of Ald. Ibsen and Ritchie.

MOTION: Moved by Ald. Ibsen and Ritchie that snow plowing equipment be purchased, as detailed above, and that the cost be charged against the 1982 Capital Equipment Account.

WARD TENDERS:
SNOW PLOWING
EQUIPMENT

Tenders have been received, as per the attached list, for rental equipment required for snow plowing (front-end loaders equipped with one-way plows. It is recommended that all machines shown on the list be accepted, making a total of eight loaders complete with one-way plows. The tenders were awarded by Council, as recommended, on motion of Ald. Crawford and Ritchie. Ald. Brennan asked if there has been any follow-up on the possibility of collecting for damages to curbs during snow-plowing operations. He discussed this point further with Mr. Fougere. The motion carried.

MOTION: Moved by Ald. Crawford and Ritchie that tenders be awarded for the rental of snow-plowing equipment (loaders with one-way plows), as per the attached list recommended.

WARD TENDERS:
SNOW REMOVAL
EQUIPMENT

Tenders have been received, as per the attached list, for equipment and trucks required for snow removal during the 1981/82 winter season. It is recommended that the equipment and/or trucks listed be used by the City during the winter season when required for snow removal, with the stipulation that whenever possible, we use equipment or trucks owned by City companies or individuals.; hourly rates will also be taken into account as well. Council awarded the tenders as recommended, on motion of Ald. Crawford and Valardo.

MOTION: Moved by Ald. Crawford and Valardo that tenders be awarded for the rental of

snow-removal equipment and/or trucks,
as per the attached list recommended.

TENDER:
ACT #81-19

The following tenders have been received for
Contract #81-19 (asphalt walkways), as listed in Mr.
Purdy's report to Council:

Ocean Contractors Ltd.	\$42,640.00
Steed & Evans Ltd.	46,189.50
Municipal Spraying & Contracting	58,493.00

Acceptance of the low bid, from Ocean Contractors
Ltd., has been recommended and the contract was awarded
by Council, as recommended, on motion of Ald. Greenough
and Ritchie. Ald. Brennan said he had understood that
walkways from Slayter Street to Rockwood and from Park Ave.
to Alderney Drive, were to be included in this contract.
He discussed his question further with Mr. Fougere.

RD TENDER:
TRACT 81563

Tenders were received as follows for Contract 81563
(Burnside Park street paving):

Steed & Evans	\$384,730.
Woodlawn Construction Ltd	538,037.

Mr. Purdy has recommended to Council that the
tender be awarded to the low bidder, Steed & Evans Ltd.,
and further, that the cost of constructing service laterals
to Lot 33-D, in the amount of \$18,000., be charged to the
1981 budget for Burnside Park development until it can be
recovered in the sale of the lot. The tender was awarded
as recommended, on motion of Ald. Greenough and Ibsen.

MOTION: Moved by Ald. Greenough and Ibsen that
the tender for Contract 81563 be awarded
to the low bidder, Steed & Evans Ltd., and
that the cost of constructing service laterals
to Lot 33-D (\$18,000.) be charged to the 1981
budget for Burnside Park development until it
can be recovered in the sale of the lot.

IC HOUSING
NITS

In response to a request from Ald. Brennan, the
Director of Social Services has submitted a report on the
need for more public housing units in the City, proposing
that the Province be approached for more units as soon as
possible. Ald. Greenough and Ritchie moved that the City
act to seek additional public housing units from the Province,
as proposed in Mr. McNeil's report. Ald. Brennan commented
on the importance of a criteria for decentralizing these

units so they do not develop into a ghetto, and to this end, there should be an identification of sites that would be available. The motion carried.

MOTION: Moved by Ald. Greenough and Ritchie that the City act to seek additional public housing units from the Province, as proposed in a report submitted by Mr. McNeil on this subject.

UPERVISED APARTMENT:
YSICALLY DISABLED

On motion of Ald. Sarto and Valardo, Council gave endorsement and approval to the implementation of a program for the operation of a supervised apartment for physically disabled young adults (three in number), as explained and outlined in a report to Council from the Supervisor of Community Care and from Mr. Greene, the Asst. Director of Social Services.

MOTION: Moved by Ald. Sarto and Valardo that Council give endorsement and approval to the implementation of a program for the operation of a supervised apartment for physically-disabled young adults, as outlined in the Social Services Dept. report to Council.

CREASE: SCHOOL
RD MEMBERSHIP

The Joint Committee of Council and School Board members, established in connection with implementation of the Walker Commission recommendations, has recommended that Council appoint two additional Aldermen to serve on the Dartmouth District School Board for the period from October 1981 to October 1982, and that the Minister of Education's approval be sought for the proposed make-up of this Interim District Board. Ald. Crawford and Ritchie moved that Council appoint two additional Aldermen to the Interim District Board, as recommended. Ald. Greenough and Ibsen moved in amendment that the number of Aldermen appointed be three instead of two. The amendment carried and the names of Ald. Brennan, Williams, Valardo and Crawford were placed in nomination. Following a vote by ballot, Ald. Williams, Valardo and Brennan were duly named by the Mayor as the additional Council members to serve on the Board. On motion of Ald. Hart and Ritchie, the recommendation of the Joint Committee was adopted in its entirety, including the portion of the recommendation which refers to approval being sought from the Minister of Education.

MOTION: Moved by Ald. Hart and Ritchie that the recommendation of the Joint Committee, with reference to the appointment of additional Aldermen to an Interim District School Board, be adopted.

AMENDMENT: Moved by Ald. Greenough and Ibsen that the number of Aldermen appointed to the Board be three instead of two.

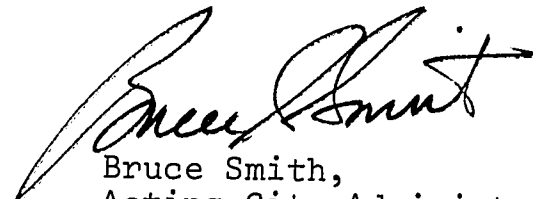
(On motion of Ald. Valardo and Greenough, Council agreed to meet beyond the hour of 11:00 p.m. to deal with one other item on the agenda.)

AINAGE: MOUNT
PE DRIVE

Mr. Moir has submitted a report on a drainage problem existing on the Dartmouth Senior Care Society property on Mount Hope Drive, and the request from the Society for financial participation on the part of the City toward the cost of resolving the problem with the installation of a 42" concrete pipe, as explained in the report. The City is being asked to contribute one-third of the cost (\$13,333.) of the project, and Mr. Moir has recommended Council's approval of the request, the amount required to be derived from the 1981 Capital Budget Small Drainage Projects; this money to be advanced only after the plans for the project have been presented to and approved by the City Engineering Dept. before construction commences. The recommendation was approved by Council, on motion of Ald. Ibsen, seconded by Ald. Greenough.

MOTION: Moved by Ald. Ibsen and Greenough that Council approve the recommendation for cost-sharing by the City in the cost of a drainage pipe installation to correct a problem on the Dartmouth Senior Care Society property on Mount Hope Dr., as outlined in Mr. Moir's report and detailed above.

Meeting adjourned .


Bruce Smith,
Acting City Administrator.

City Council, October 13/81

ITEMS:

- 1) Petition, Lakeview Ave., pages 1 & 2.
- 2) " Louise Ave., page 2.
- 3) Noise complaint, Ryland Ave. pages 3 to 5.
- 4) Ice rentals, page 6.
- 5) Award tender, highway salt, page 7.
- 6) " " brush chipper, page 7.
- 7) " " fire hose, page 8.
- 8) Temporary Borrowing Resolutions, page 8.
- 9) Demolition, 382 Windmill Rd., page 8.

- 10) Expansion, parking meter system, page 9.
 - 11) Resolution #81-37, page 9.
 - 12) Snow plowing equipment, page 10.
 - 13) Award tender, snow plowing equipment, page 10.
 - 14) " " snow removal equipment, page 10.
 - 15) " " Contract #81-19, page 11.
 - 16) " " Contract 81563, page 11.
 - 17) Public housing units, page 11.
 - 18) Supervised apt., physically disabled, page 12.
 - 19) Increase, School Board membership, page 12.
 - 20) Drainage, Mount Hope Dr., page 13.
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Dartmouth, N. S.

October 20/81.

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

Present - Mayor Brownlow

Ald. Ibsen	Sarto	Crawford
Withers	Cunningham	Brennan
Hawley	Greenough	
Hart	Greenwood	
Ritchie	Fredericks	
City Solicitor, S. Hood		
City Administrator, C. A. Moir		
Deputy City Clerk, G. Brady		

ONING: NORTH
IMPROVEMENT
EA

This meeting of Council constituted the public hearing for the proposed rezoning of properties in the North End Improvement Area, in accordance with the Plan presented for Council's approval by the North End Committee earlier in the year. Properties included would be rezoned as detailed in "Schedule A" which accompanies proposed By-law C-441, enacting the zoning changes. These changes are from:

- (a) C2/R4 to C2, R2, R3 and R1.
- (b) R4 to R3 and R2.
- (c) R2 to R1, R3 and S
- (d) from P to S.
- (e) from R4 to R1, P, and R2.
- (f) from R2 to C2.
- (g) from C2/R4 to C2, R2 and R3.

The Planning Dept. has recommended approval of the rezoning request, but with the understanding that subsequently, contracts will be submitted to Council for future approvals, involving three properties that are within the zoning area, namely, (1) the Hutt property (Faulkner St.); (2) the Morris property (46 Dawson St.); and (3) Edwards Fine Foods Ltd. (Jamieson St.). On the basis of this recommendation, Council proceed with first reading of By-law C-441.

It was moved by Ald. Crawford and Brennan and carried that leave be given to introduce the said By-law C-441 and that it now be read a first time.

It was moved by Ald. Brennan and Ritchie that By-law C-441 be read a second time.

The presentation on behalf of the North End Improvement Committee was made by Mr. Hirschfield. He reviewed the aims of the North End Plan, one of the main goals being to arrest the intrusion of commercial uses from being

extended further into the residential community. Associated with this objective is the stated intent of reestablishing the single-family characteristics of the neighborhood and doing away with the existing double-zoning where it is now in effect. He said it is absolutely necessary to protect the remaining residential areas and to see them upgraded if the existing housing stock available is to be stabilized and retained. He noted that the present sections of R-2 zoning tend to encourage a deterioration in the properties concerned and problems with absentee landlords. The mixture of land uses represented now throughout the North End Improvement area has led to a deterioration in the quality of the living environment and improvements can only be undertaken through zoning changes that will protect the residential neighborhoods by restricting an encroachment of commercial and multiple-unit development further into the area.

Ald. Ritchie and Ibsen made reference to the property at 19 Faulkner Street, which the owners object to having included in the rezoning proposal. They felt it should be included with the three properties being recommended by the Planning Dept. for contracts at a later time. Ald. Brennan also spoke at this time, supporting the goals and objectives of the North End Plan and the accomplishing of the plan concept through the means of down-zoning, which he considered to have been effective already in other situations where it has been introduced for similar purposes.

At this point in the hearing, Council indicated a wish to hear from the public before continuing with debate and a motion to this effect was adopted, moved by Ald. Hart and seconded by Ald. Sarto (Ald. Crawford voting against).

Council heard from Dr. Ummat, who owns properties at 20/22 Dawson Street, 54/56 Dawson Street and 155 Wyse Rd. He questioned the reliance of the questionnaire circulated in formulating the North End Plan, suggesting that the results were not representative of more than 5% of the units (residential) in the total area, and he expressed his opposition to the rezoning proposed for his properties,

outlining the development proposals he has submitted for them prior to the undertaking of this rezoning application. Two requests for permits to build, at 54 Dawson St. and at 155 Wyse Road, are included in the Committee agenda circulated for this date, and Mr. L'Esperance advised, when asked, that the permit requests were in fact received before the 120-day freeze which is placed on properties from the first day of a rezoning request being advertised.

Mr. Lawrence Howe, a member of the North End Committee, gave assurance that adequate numbers of the questionnaire were provided for the tenants of Dr. Ummat's apartment building, and Mr. Howe returned on four occasions to collect them, in order to insure that the tenants had the same opportunity for input as other residents of the area. It was noted during the hearing that notices of meetings held to discuss the North End Plan, were circulated regularly to all the citizens and registered letters were even sent to assessed property owners in connection with the public hearing before Council. Other area residents heard in support of the rezoning application were: Bill Horton, Warren Wright, Patrick Gargan, and Bruce Whidden. Dr. Morris, whose property at 46 Dawson St. is one of those recommended for a contract, did not oppose the rezoning, but felt that she and the other two property owners in the same category, should have some assurance that they will in fact, be granted contracts once the rezoning has taken place. Mr. Robert Purdy of 22 Faulkner Street, speaking for himself and for the residents at 24 Faulkner St., indicated that they did not wish to have their properties down-zoned from the existing C2/R4 zoning on them. Mr. Humphrey, another resident, expressed a similar concern, but it was pointed out by Mr. L'Esperance that the Humphrey property will be zoned R-2, which will permit the kind of use they have in mind for their home (apartment in the upstairs section of the house). Mr. Howe asked why these residents did not come forward with their concerns about a change in zoning while the meetings were going on, rather than waiting until the public hearing to make their

objections known. A presentation of support was made at this point by Mr. Gully, copies of which were circulated.

Besides the objections voiced by Dr. Ummat, the other main presentation in contention came from the owners of the property at 19 Faulkner Street, which is presently zoned commercial and is used for six offices and a workshop area. The owners, Mr. Stewart and Ms. Ruth Hart, maintained that their property should not be included in the rezoning and should be permitted to retain the commercial zoning on it. They felt that William Street, which borders their property, represents an adequate buffer zone between the residential and commercial uses where they are located, and referred to their close proximity to the other commercial businesses - Halliday's and the N. S. Liquor outlet - where commercial zoning is not going to be affected. They considered the rezoning of their property to R-2, an unfair disadvantage placed on their means of livelihood in an area where they have been in business for many years, and pointed out that if the existing building were to be destroyed by fire, they would only be able to proceed with an R-2 development or sell the property for an R2 use. In response to a series of questions posed by Mr. Stewart as to the immediacy of the zoning change and its effect on his property, Mr. L'Esperance advised that the same freeze is on 19 Faulkner Street as on the other properties included in the rezoning and 19 Faulkner Street will be rezoned in conjunction with all the other properties set out in Schedule A of the by-law before Council. An area resident, Mr. Edwards, expressed a degree of support for the position of the Stewart family, although he supported the rezoning proposal in all other aspects. Several residents spoke a number of times during the hearing, with the basic arguments both for and against being generally upheld in all cases. When there appeared to be no new points of view or information to be presented, the Mayor opened the floor to debate by Council on second reading.

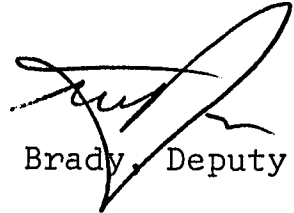
Ald. Crawford commended the work that has been done by the North End Committee, culminating in the rezoning

proposal now before Council, and felt that the proposal should not be compromised at this stage in any way by attempting to lessen the effectiveness of the zoning changes being planned. He said he would be willing to consider a contract for the Stewart property, however, if Council decided it should be included with the other three already designated.

Ald. Greenough and Hawley felt there is room for some compromise where the Stewart property is concerned, and moved, as an amendment to Schedule A,, that the C-2 zoning (with the deletion of R-4) be permitted to extend north of Halliday's to William Street Extension and thence across through to Lyle Street and up to Wyse Road. Mr. L'Esperance and Mr. Hirschfield were asked for their comments on the proposed amendment to Schedule A, and both expressed similar opinions that the intent of the rezoning proposal would be jeopardized by this concession to an extension of C-2 zoning up to a point where it would be immediately adjacent to the residential neighborhood. Ald. Cunningham said that based on these opinions, he would not be prepared to support the amendment. With the exception of those members who introduced the amendment, plus Ald. Sarto and Ritchie, the other members of Council did not favour the change in the C-2 restriction, although there was sympathy for the position in which the Stewart family are placed by the rezoning and an indication from most members that they would be quite willing to have the Stewart property included for a contract, with the Morris, Hutt and Edwards Fine Foods properties. When the vote was taken on the amendment, it was defeated with Ald. Hawley, Greenough, Sarto and Ritchie voting in favour. (Ald. Fredericks was unable to vote or to participate in the debate, having arrived at approx. 8:00 p.m., after the hearing was in progress.)

(At the hour of 11:00 p.m., a motion was adopted to continue meeting until completion of the public hearing, as moved by Ald. Ibsen, seconded by Ald. Greenough.)

As the hearing came to a conclusion, Ald. Hart and Brennan moved in amendment that the Stewart property at 19 Faulkner Street be added to the list of those recommended for contracts. The amendment was put and carried and at this point, the meeting adjourned.



G. D. Brady, Deputy City Clerk.

City Council, Oct. 20/81

ITEMS :

- (1) Rezoning, North End Improvement properties, pages 1 to 6 incl.

Dartmouth, N. S.

October 26/81.

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

Present - Mayor Brownlow

Ald. Sarto	Cunningham
Brennan	Crawford
Withers	Valardo
Hart	Greenwood
Hawley	Greenough
Ritchie	Fredericks
City Solicitor, M. Moreash	
City Administrator, C. A. Moir	
Deputy City Clerk. G. Brady.	

Council met to complete the agenda of the October
13th meeting.

LETTER: CITY OF
WINDSOR

The City of Windsor, Ontario, has forwarded a copy
of a resolution adopted by their Council, seeking the
comments of other municipalities to whom the communication
has been forwarded. Ald. Crawford and Withers moved that
the letter and resolution be received and filed, but this
motion was defeated in favour of referral to our own Federal
and Provincial representatives, with a covering letter that
would pertain specifically to the City of Dartmouth, with
reference being deleted to the Ontario Legislative Assembly
in the last line of the resolution; the Union of Nova Scotia
Municipalities would also be asked to support the resolution
in its application to the local situation. A motion to
this effect, moved by Ald. Hart and Fredericks, was adopted.

The resolution, as circulated (and before deletion
of the reference to the Ontario Legislative Assembly) reads
as follows:

WHEREAS high interest rates have caused a curtail-
ment in capital projects for both the private and
public sectors;

AND WHEREAS the reduction in capital projects has
put an undue burden on the construction industry
where numerous companies are facing financial
difficulties;

AND WHEREAS high unemployment in the construction
industry has resulted;

AND WHEREAS further curtailment in capital programs
can be anticipated in the coming year;

THEREFORE be it resolved that the Provincial & Federal
Governments be petitioned to immediately introduce an
incentive program to stimulate high labour intensive
capital works immediately, in areas of high unemploy-
ment, and that this resolution be submitted to our
Members of Parliament and our Members of the Ontario
Legislative Assembly and circulated to all Canadian
municipalities.

MOTION : Moved by Ald. Hart and Fredericks that the resolution from the City of Windsor, Ontario, be referred to our own Federal and Provincial representatives, with a covering letter that would pertain specifically to the City of Dartmouth; reference to the Ontario Legislative Assembly in the last line of the resolution would be deleted. Further, the Union of N. S. Municipalities would be asked to support the resolution in its application to the local situation.

SIGN APPLICATION:
473 WINDMILL RD.

On motion of Ald. Greenough and Cunningham, Council approved a sign application for 473 Windmill Road, to be erected by Stanwell Investments Ltd. The application has been reviewed by the T.M.G. and the Planning Dept., neither of whom has any objections; approval has therefore been recommended by the Acting City Administrator, Mr. Smith.

MOTION: Moved by Ald. Greenough and Cunningham that the sign application for 473 Windmill Road be approved by Council, as recommended.

DESIGNATION: LAKE
MAJOR WATERSHED

On motion of Ald. Hart and Brennan, Council adopted the attached Resolution #81-31 for submission to the Minister of the Environment (Provincial), requesting the Province to formally designate the Lake Major watershed as a "protected water area" under the Water Act of the Province of N. S. for the purpose of identifying the boundaries of the watershed.

MOTION: Moved by Ald. Hart and Brennan that Council adopt the attached Resolution #81-31 for submission to the Provincial Minister of the Environment, with respect to a formal designation of the Lake Major watershed as a "protected water area" under the Water Act.

AWARD TENDER:
CONTRACT #81-14

Tenders were received as follows for Contract #81-14,

box culvert, Pleasant Street:

Seaport Contractors Ltd.	\$139,700.00
L. J. Casavechia Contracting Ltd.	145,485.00
Woodlawn Construction Ltd.	181,730.00
Stewiacke Construction Ltd.	191,287.00
Harbour Construction Ltd.	192,600.00
W. Eric Whebby Ltd.	214,000.00

Acceptance of the low bid, submitted by Seaport Contractors Ltd., has been recommended to Council, and the tender was awarded as recommended, on motion of Ald. Ritchie and Fredericks.

MOTION: Moved by Ald. Ritchie and Fredericks that the contract #81-14 be awarded to Seaport Contractors Ltd., the low bidders for this project.

DART. NATAL DAY:
RESOLUTION #81-36

Resolution #81-36, which would declare a civic holiday

in Dartmouth on the first Monday in August each year, and a civic half-holiday each year on Halifax Natal Day, was before Council for ratification. Ald. Ritchie and Fredericks moved the adoption of the resolution and there was discussion following as to the impact of a holiday Monday and whether people would take advantage of the long weekend to go away for the holiday, etc. - also, the implications of the holiday and half-day off in terms of collective agreements. The motion to adopt Resolution #81-36 carried.

MOTION: Moved by Ald. Ritchie and Fredericks that attached Resolution #81-36 be adopted, establishing the first Monday in August of each year as Dartmouth Natal Day, and a civic half-holiday each year on Halifax Natal Day.

NO LEFT TURNS:
JOFFRE ST. AT PORTLAND

The T.M.G. has made a recommendation to Council with respect to left-turning traffic on Joffre Street to Portland Street between the hours of 4:00 p.m. to 6:00 p.m. Most of this traffic has been using Joffre Street to bypass the traffic line-ups on Portland Street at Gaston Road. The T.M.G. recommends that left turns be prohibited from Joffre Street onto Portland Street between the hours of 4:00 p.m. and 6:00 p.m. Ald. Cunningham and Hart moved the adoption of the recommendation. Ald. Ritchie said that Joffre Street is not designed to take the amount of traffic using it and he expressed concern about the traffic on Johnston Ave. because of the number of children in this area. Ald. Crawford considered this to be a bandaid solution to the problem until the Main Street/MicMac Rotary problem is resolved. The motion carried.

MOTION: Moved by Ald. Cunningham and Hart that the recommendation of the T.M.G. on the prohibiting of left-turning traffic from Joffre onto Portland Street between the hours of 4:00 and 6:00 p.m., be adopted.

NO RIGHT TURN ON
RED: FIVE CORNERS

The restriction on right-turning traffic from Portland onto Pleasant Street, at the Five Corners, has been reviewed by the T.M.G., and it has been recommended to Council that the 'No Right Turn' restriction be posted for the hours of 8:00 a.m. to 4:00 p.m., to provide for the safe crossing of school children and other day-time

pedestrian traffic. Ald. Fredericks and Crawford moved the adoption of the recommendation.

Debate followed on the effectiveness of the protection afforded for pedestrian traffic with the 8:00 to 4:00 restriction to be posted. Ald. Brennan felt that a frozen red pedestrian light would be the safest approach for the protection of pedestrians. The other suggestion made was to have the No Right Turn applicable to Monday to Friday, and to make this addition to the sign. A motion of referral back to the T.M.G. for report within a month's time on the comments and points raised in debate, was defeated. Ald. Cunningham and Greenough then moved in amendment that the T.M.G. look at the possibility of adding 'Monday to Friday' to the sign, and at the feasibility of a frozen red light as suggested for pedestrian protection. The amendment carried and the amended motion carried.

MOTION: Moved by Ald. Fredericks and Crawford that Council adopt the T.M.G. recommendation on the No Right Turn restriction being posted for the hours of 8:00 to 4:00 at the Portland/Pleasant St. intersection.

AMENDMENT: Moved by Ald. Cunningham and Greenough that the T.M.G. look at the possibility of adding 'Monday to Friday' to the sign and at the feasibility of a frozen red light as suggested for pedestrian protection.

TRAFFIC PROBLEM:
WINDMILL ROAD

The T.M.G. has looked at problems with the safety of traffic movements along Windmill Road from Jamieson St. to Albro Lake Road, and has recommended to Council that the parking be removed from the east side of Windmill Road from Jamieson Street to Albro Lake Road. The recommendation was adopted, on motion of Ald. Ritchie and Withers.

MOTION: Moved by Ald. Ritchie and Withers that the recommendation of the T.M.G. be adopted with respect to the removal of parking from the east side of Windmill Road, from Jamieson Street to Albro Lake Rd.

OVERHEAD CROSSWALK
LIGHT: PORTLAND &
MAYNARD

On motion of Ald. Cunningham and Greenough, Council adopted a recommendation from the T.M.G. that an overhead crosswalk light be installed at Portland and Maynard Streets and that this expenditure be included in the 1982 capital

budget.

MOTION: Moved by Ald. Cunningham & Greenough that Council adopt a recommendation from the T.M.G., that an overhead crosswalk light be installed at Portland & Maynard Streets and that this expenditure be included in the 1982 capital budget.

PROCEDURE FOR
TRANSIT MATTERS

The Transit Advisory Board has discussed the need for an established procedure to deal with requests from members of Council on transit matters, and has recommended that a procedure be established whereby Aldermen will introduce all requests at the Council level. Should Council decide to refer the matter to the Transit Advisory Board, the Board will then arrange for any investigation/study required and report back to Council. Ald. Greenough and Hawley moved the adoption of this recommendation.

Ald. Brennan asked about receiving reports from M.T.C. and Ald. Hart noted that at one time, Council was receiving minutes of the M.T.C. meetings and this practice should be reinstated. Mr. Moir to check on the circulation of M.T.C. minutes for Council's information.

Ald. Hart expressed concern that requests for various items involving the M.T.C. are presently coming to Council from individual members in an informal way, and said she would prefer to see these requests placed in the form of motions which would go through the proper channels and directive given accordingly. The motion carried.

MOTION: Moved by Ald. Greenough and Hawley that a procedure be established for dealing with requests from the members of Council on transit matters, whereby Aldermen will introduce all such requests at the Council level.

EXTENDED HOURS
OF OPERATION:
ROUTES 55 & 56

Transit routes 55 (Port Wallace) and 56 (Westphal) have been studied, with a view to eliminating the inequality in hours of service between these routes and others in the Dartmouth system, and the Transit Advisory Board has recommended to Council that service on routes 55 & 56 be extended to 10:00 p.m., and that provision for this extension be included in the 1982 operating budget. Ald. Greenough and Hawley moved the adoption of the recommendation.

Ald. Brennan and Greenough moved in amendment that

the extended hours of service be reviewed and assessed by Council at the end of a one-year trial period from inception of the extension. The amendment was adopted and the amended motion carried.

MOTION: Moved by Ald. Greenough and Hawley that Council adopt a recommendation from the Transit Advisory Board on the extension of transit service to 10:00 p.m. on Routes 55 & 56 in Dartmouth, and that provision for the extension be included in the 1982 operating budget.

AMENDMENT: Moved in amendment by Ald. Brennan and Greenough that the extended hours of service be reviewed & assessed by Council at the end of a one-year trial period from inception of the extension.

FUNDING SOURCE:
N.S. HOUSING COMMISSION

On motion of Ald. Brennan and Crawford, Council adopted the following motion approved by the Downtown Revitalization Committee:

WHEREAS this funding agency (N. S. Housing Commission) was identified and could be of overall benefit to achieve goals of the Redevelopment Plan for downtown Dartmouth, the Committee recommends that the City approach the Housing Commission and CMHC to participate in land assembly for mixed-income housing in the downtown area.

MOTION: As stated above, moved by Ald. Brennan and seconded by Ald. Crawford.

FUNDING AVAILABILITY

On motion of Ald. Hart and Crawford, Council adopted the following motion approved and forwarded by the Downtown Revitalization Committee:

WHEREAS we have unique heritage areas within our downtown revitalization boundaries, the Committee recommends to Council that a request be made to the Dept. of Development to improve the cost-sharing ratio on private property improvements under the Main Street program (ie. from the present 30/70% ratio).

The suggested increase would be to a 50/50% ratio, in the hope that more people would then participate in the program with better cost-sharing in their favour.

MOTION: As stated above, moved by Ald. Hart and seconded by Ald. Crawford.

B.I.D.C.

A report from John Lukan was before Council on the subject of a Business Improvement District Committee, as required under the conditions of the Main Street program. Following discussions with the various bodies involved in downtown revitalization, with respect to the form that the B.I.D.C. should take in Dartmouth, the Downtown

Revitalization Committee has recommended that the B.I.D.C. functions be assumed under the umbrella of the Downtown Corporation, rather than being established as a separate new committee, subject to the understanding that the Committee will be kept informed on items involving them at all times. The B.I.D.C. would consist of the Executive of the Downtown Corporation, plus the additional representative who would be appointed from City Hall. Mr. Lukan's report therefore recommends:

- a) that Council accept the recommendation of the Downtown Revitalization Committee; and
- b) appoint:

the Executive of the Downtown Corporation
Ald. Brennan, Crawford and John Lukan
as the Business Improvement District Committee.

Council approved the above recommendation on motion of Ald. Ritchie and Crawford.

MOTION: Moved by Ald. Ritchie and Crawford that Council approve the composition of the B.I.D.C. as recommended and set out in the above recommendation from the Downtown Revitalization Committee.

SHUBIE CAMPGROUND

On motion of Ald. Hawley and Hart, a report from Mr. Lynch on the Shubie Campground, was referred to Committee for further consideration.

MOTION: Moved by Ald. Hawley and Hart that a report on the Shubie Campground be referred to Committee.

HERITAGE PROPERTIES

The Heritage Advisory Committee has recommended a group of eight properties to be registered as Municipal Heritage Properties, under the provisions of the Heritage Protection Act. Ald. Crawford and Sarto moved that notices of recommendation be served on each of the registered owners of the properties included in the report from the Committee, and that December 15th be set as the date for hearing (as provided for under the Act).

Ald. Crawford spoke about the importance of initiating the process for protecting our heritage properties in Dartmouth, starting with the first group of buildings that are now being recommended. Considerable concern was expressed during the debate about the rights of owners whose properties are so designated, and Mr.

Moreash quoted from the relevant sections of the Protection Act which pertain to the right to a hearing and other due processes open to property owners once their properties are recommended for inclusion in the heritage register.

Ald. Cunningham felt that it is difficult for Council to make an assessment of the properties being recommended at this time, without further identification and information on their historic significance and the reasons why they were selected for inclusion in the register. He moved referral to Committee so that the properties can be discussed in more detail. The motion was seconded by Ald. Valardo, but it was defeated. Members tended to feel that sufficient information will be available when all of these properties are discussed through the hearing process, also that the owners will have the opportunity to present their positions and receive due consideration through that forum. The main motion was put and carried.

MOTION: Moved by Ald. Crawford and Sarto that notices of recommendation be served on each of the registered owners of the properties included in the report from the Heritage Advisory Committee, and that December 15th be set as the date for the hearing.

WARD TENDERS:
PHYS. ED. EQUIPMENT
NOTTING PARK SCHOOL

Tenders, as per the attached recommended list, have been received for physical education equipment for the Notting Park School gym. The School Board has approved and recommended these tenders to Council and they were awarded, on motion of Ald. Valardo and Greenough.

MOTION: Moved by Ald. Valardo and Greenough that tenders be awarded as recommended by the School Board for physical education equipment for the Notting Park School gym.

INTERIM BOARD:
RECREATION COMPLEX

Dartmouth Recreation Ltd. has recommended to Council that the present Board of Directors, for an interim period, take on the responsibility to oversee and direct the operations aspect of the new recreation complex, in addition to its present mandate covering construction of the complex. This period shall not exceed one year behind the date of the official take-over of the complex by the City of Dartmouth. Before this interim period is

up, the new operating Board or Commission could come into being, running parallel with the present Board for at least a period of three months. Ald. Crawford and Valardo moved the adoption of the recommendation.

Ald. Brennan said he could not support the concept of the interim Board as proposed in the motion. He felt that the new Board should be appointed immediately with an over-lapping with the existing Board until new members become familiar with all of the details involved in operating the new complex. It was noted that this procedure was followed with the Metro Centre in Halifax and some jurisdictional difficulties arose because of the dual functions that the two Boards were maintaining at the same time.

Other members of Council were willing to support the motion, on the understanding that the new Board will come into being at least three months before the interim Board is disbanded. Ald. Withers said he would like to see the new permanent Commission in place in the near future. When the vote was taken on the motion, it carried with Ald. Brennan voting against.

MOTIONS:
ALD. HART

Notice of motion having been previously given by Ald. Hart, she now introduced the following motion for Council's consideration:

WHEREAS there is a development proposal to construct some 700 homes on a tract of land in Upper Lawrencetown;

WHEREAS this property is outside the development boundary established by MAPC under the existing Regional Development Plan;

AND WHEREAS the Minister of Municipal Affairs has indicated he will consider expanding the development boundary if requested to do so by the Municipality of the County of Halifax;

AND WHEREAS the City of Dartmouth has already enhanced massive development in Forest Hills and Colby Village in the County by supplying water, highways & other amenities, at a cost to Dartmouth citizens in terms of location and personal investment;

AND WHEREAS residential development and the residential tax base has been at a virtual standstill in Dartmouth City for a number of years;

AND WHEREAS the N. S. Housing Commission has already indicated it wants additional expansion of the development boundary in the Sackville area;

AND WHEREAS these continuous expansions are contrary to the very essence of good planning, in that they proliferate ribbon development;

THEREFORE BE IT RESOLVED that Council communicate to the Minister of Municipal Affairs, the Council of the Municipality of the County of Halifax, and the Dartmouth members of the Government of N. S. (Hon. Roland Thornhill, Hon. Laird Stirling, and MLA Richard Weldon), our most strenuous objections to any further expansion in the County of Halifax of the development boundary as established by MAPC and approved by the Councils of the metropolitan municipalities and by the Government of Nova Scotia.

The motion was seconded by Ald. Crawford and debate proceeded. Ald. Hart outlined her concerns about development taking place again in another section of the County outside the City's boundaries and the adverse effect of this kind of development when it is allowed to proceed. Ald. Greenough did not agree that Council should be infringing on the affairs of a neighboring municipality, and suggested that the City has not been aggressive enough in pursuing development measures to promote new residential growth within our own boundaries. Ald. Fredericks shared this opinion as well and said that Council has not seen fit to accept good housing projects when they are proposed, but involve zoning changes, also, we should be pressing for assistance to permit major water and sewer extensions to open up more land for residential development. He moved in amendment, seconded by Ald. Hart, that in conjunction with the motion, we approach the Province for funds for extending water and sewer services in Dartmouth, in order to attract developers within the City boundaries.

Ald. Brennan said he could not support the amendment because he did not think it would accomplish anything. He felt there should be a concerted approach to an infilling of lands within the City that are already serviced and available for development. When the vote was taken on the amendment, it carried with Ald. Brennan, Ritchie and Withers voting against. Ald. Crawford said it is importance to support the motion and in fact, Council should even consider making an intervention of some sort to discourage further development in County areas to our detriment. The amended motion carried by the same vote as the amendment.

MOTION: As set out on pages 9 & 10 of the minutes, and moved by Ald. Hart and Crawford.

ALD. BRENNAN

Ald. Brennan asked for a ruling on a motion he proposed to present, along the lines of notice given at a previous meeting. The Solicitor indicated that the text of the motion was substantially different than the notice given and it was therefore not accepted in the form presented. Ald. Brennan later gave notice of motion again for the November 3rd meeting.

ALD. WILLIAMS

Ald. Cunningham was permitted to introduce the motion for which notice was given by Ald. Williams, to the effect that staff be requested to prepare a cost benefit study into Natal Day and Winter Carnival, and provide Council with recommendations and sufficient time to be included in the 1982 budget. The motion was seconded by Ald. Valardo.

Some members had reservations about what the motion is actually calling for in the way of information about Natal Day and the Winter Carnival. Ald. Fredericks and Crawford spoke against the motion, while Ald. Greenwood provided a detailed account of expenditures associated with both these events, in comparison with the business they bring to local firms and the visitors they attract to the City. When the vote was taken, the motion carried with Ald. Crawford, Fredericks, Greenwood and Ritchie voting against.

NOTICES OF MOTION

ALD. CRAWFORD

Notices of motion were given as follows for the November 3rd Council meeting:

1) Ald. Crawford:

(a) WHEREAS the position of Chief of Police in the City of Dartmouth, has been vacant since the 7th January, A.D. 1981;

AND WHEREAS there has been repeated requests & enquiries made for, and concerning, a finalization as to a short list of applicants for presentation to Council, all to no avail;

AND WHEREAS the Acting Chief has competently fulfilled the function of Chief since the date aforesaid;

BE IT THEREFORE RESOLVED, that the Acting Chief be confirmed in the position of Chief of Police forthwith, and a contract suitable to both parties drawn up, with all other applicants being notified accordingly.

(b) WHEREAS the renovations to Dartmouth City Hall are proceeding as per schedule, at a cost as per tender of \$918,300.00;

AND WHEREAS there may be possible indications of concrete erosion and scaling and possible disintegration of cement within the walls as a result of salt spray due to the proximity of the building to the ocean, and the period of time it has been there, and as the building in its present state could be scientifically core-tested to determine the strength of the concrete and cement therein;

BE IT THEREFORE RESOLVED and I so move, that a suitable scientific company be engaged to determine if the aforesaid has taken place and if so, repairs could be made at a much lesser cost to the tax-payer, due to many of the interior walls being exposed at present.

2) Ald. Brennan:

WHEREAS the City has gone on record as supporting a publicly-owned natural gas distribution system in the City of Dartmouth, as proposed by the N.S.P.C.;

I move that the City take the necessary steps to secure the rights for natural gas distribution immediately in the City of Dartmouth, and staff be instructed to examine the cost/benefits and the implications for:

- (a) system owned & operated by the City of Dartmouth solely.
- (b) system owned & operated jointly by the City of Dartmouth and N.S.P.C.

And that the staff carry out the necessary discussions with the Province of Nova Scotia and N.S.P.C. pursuant to the foregoing.

3) Ald. Cunningham:

(a) That Council request M.T.C. to change the route of the transit bus outbound along Prince Albert Road, to turn right along Hawthorne Street, left onto Sinclair Street, and through to Prince Albert Road, and reversed on the return run, with appropriate stops designated in both directions.

(b) That Council request the Transit Advisory Board to study ways to service the Manor Park, Penhorn area, and request M.T.C. to implement such recommendations.

(c) That Council approve installation of an overhead crosswalk light on Portland Street at Lakefront Road, such funding to be included in the 1982 Capital Budget.

4) Ald. Withers:

WHEREAS the demand for housing in both the private and public sector is becoming extremely acute;

AND WHEREAS such conditions tend to have an effect on the quality of housing, especially that which is available to lower-income consumers;

AND WHEREAS the City of Dartmouth, through its Dept. of Social Services, contributes to a great extent toward payment of rent for such premises;

AND WHEREAS some properties are known to be substandard when occupied by recipients;

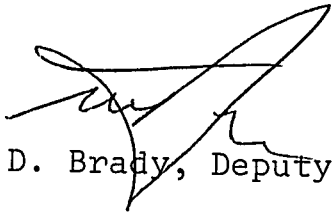
THEREFORE, BE IT RESOLVED that steps be taken to correct this situation by increased vigilance on the part of our Dept. of Social Services and:

- (1) staff be directed to inspect properties prior to occupancy by recipients; and
- (2) periodic reports be made to the department when such conditions are observed by its case workers.

Council adjourned to meet in camera to deal with other items of business, on motion of Ald. Valardo and Cunningham (Ald. Crawford and Fredericks voting against).

Council later reconvened in open meeting and ratified the action taken in camera, on motion of Ald. Valardo and Hawley (Ald. Crawford voting against). The items dealt with in camera concerned-: (1) watershed lands (Major Gardens); (2) Hermes request; and (3) lease of land, Sea State.

Meeting adjourned.


G. D. Brady, Deputy City Clerk.

City Council, Oct. 26/81

ITEMS:

- 1) Letter, City of Windsor, page 1.
- 2) Sign application, 473 Windmill Rd., page 2.
- 3) Designation, Lake Major watershed, page 2.
- 4) Award tender: Contract #81-14, page 2.
- 5) Dart. Natal Day, Res. #81-36, page 2.
- 6) No left turns, Joffre St. at Portland, page 3.
- 7) No right turn on red, Five Corners, page 3. & 4.
- 8) Traffic problem, Windmill Rd., page 4.
- 9) Overhead crosswalk light, Portland & Maynard, page 4.
- 10) Procedure for transit matters, page 5.
- 11) Extended hours, Routes 55 & 56, page 5.
- 12) Funding source, Housing Commission, page 6.
- 13) Funding availability, page 7.
- 14) Composition, B.I.D.C., page 6.
- 15) Shubie Campground, page 7.
- 16) Heritage properties, page 7.
- 17) Award tenders, phys. ed. equipment, page 8.
- 18) Interim Board, recreation complex, page 8 & 9.
- 19) Motions: Ald. Hart, page 9 & 10.
Ald. Williams, page 11.
- 20) Notices of motion, page 11 to 13 incl.