

Dartmouth, N. S.

November 3/81.

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

Present - Mayor Brownlow

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

MINUTES

The minutes of meetings held on October 8th, 13th and 20th were adopted, on motion of Ald. Greenough and Ibsen.

Ald. Crawford asked that the Inquiries & Answers item be moved up on the agenda so it would not be delayed until another meeting. Council indicated that this could be considered at a later point in the agenda.

REZONING NORTH
END IMPROVEMENT
AREA

The rezoning application for properties in the North End Improvement area was before Council in second reading, an amendment having been adopted just before adjournment at the October 20th meeting which constituted the public hearing. The amendment included the Stewart property at 19 Faulkner Street in the list of those being recommended for contracts.

Dr. Ummat indicated his wish to present a petition at this time, but the Solicitor explained why this procedure would not be in order now that the public hearing has been completed. The hearing of further information at this meeting, which has not been publicly advertised as such, could invalidate the actual public hearing that took place at the Council meeting of October 20th. The petition was therefore not presented on the basis of the Solicitor's opinion.

Ald. Ritchie proposed an amendment to have the Stewart property at 19 Faulkner Street remain in C-2 zoning, instead of being zoned R-2, but the Mayor advised that a two-thirds majority vote of Council would first be required to place the item on the floor before Council, after which a motion to rescind would be required, in view

of action already taken by Council previously to have the Stewart property added to the contract list.

The necessary two-thirds majority vote was not received to place the item on the floor and the vote proceeded on second reading as amended, which carried (Ald. Valardo & Fredericks were ineligible to vote or participate in the debate).

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

It was moved by Ald. Crawford and Brennan and carried that By-law C-441 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.

MOTIONS: Second reading, as amended, and third reading given to By-law C-441, rezoning properties in the North End Improvement area. First reading given to the by-law at the Council meeting of Oct. 20/81.

PETITION:
LAKE CHARLES DR.

A petition was presented by Mr. Art Delmotte, on behalf of Lake Charles Drive residents who are seeking water and sewer services for their street. Mr. Delmotte explained why the residents feel they should have water and sewer extensions to serve their properties, which are highly assessed and have been without these essential services for many years. He referred to the danger of contamination in Lake Charles from the septic tanks in use at present, and the generally unsatisfactory situation the residents are in without a potable water supply and an adequate sewer system, two basic needs that are provided in most other areas of the City.

Ald. Hart and Crawford moved referral to staff for cost estimates and for consideration in conjunction with the 1982 budget. Ald. Brennan asked that the Engineering Dept. also look at the feasibility of extending services to Lake Charles Drive and comment on this in the costing report. Ald. Valardo said it is also important to know what it will cost the residents to connect to the system and whether they wish to assume these costs. Mr. Delmotte said he could give assurance at this time on the residents'

behalf, that they will want to connect and will be willing to assume the costs involved.

Members of Council supported the motion and Ald. Hawley and Greenough in particular agreed that services are long overdue for these residents. Ald. Hawley commented on the urgency of relieving the danger of lake contamination from septic tank drainage, in view of the fact that residents further down the lake use this water for drinking purposes, also the lake is used for swimming by many residents. The motion to refer carried.

MOTION: Moved by Ald. Hart and Crawford that a petition for water & sewer on Lake Charles Drive, be referred to staff for costing and for consideration in conjunction with the 1982 budget. (Report to include information on the feasibility of extending services.)

PROPERTY COMPLAINT:
23 EDMOND DR.

Council next heard Mr. Samuel Johnston of 23 Edmond Drive, with a complaint about damage to his property that he considers to be a responsibility of the City, and for which he is seeking reinstatement of his lawn. In making his presentation, Mr. Johnston gave a chronological review of run-off problems he has been experiencing from the City street since 1976 and continuing through until 1980. The street now has curb and paving so there will be no further run-off problem, but he maintains that damage to his lawn has occurred as a direct result of water (containing road salt) running onto his property because of the street contour and the fact that there were previously no culverts or ditches to take the water away from his property. He referred to severe flooding conditions that caused considerable damage to his property in 1976, washing out his back steps and destroying his back lawn.

Questions from members of Council pertained to the degree of responsibility, if any, that the City has in this situation. It is the Solicitor's opinion that based on investigations carried out by Engineering Dept. staff, it cannot be established that the City is responsible for the situation. The Mayor quoted from several staff reports on the investigations carried out, their recommend-

ation being that the City should not assume responsibility for reinstatement of the property.

Having heard Mr. Johnston's request for remuneration or for a reinstatement of his lawn, to repair the damage which he alleges was caused by the City, Council referred the matter to Mr. Moir for a report, on motion of Ald. Crawford and Ritchie. Mr. Moir said he would try to have the report back in time for the December meeting.

MOTION: Moved by Ald. Crawford and Ritchie that the request from Mr. Johnston for a reinstatement of his lawn, be referred to Mr. Moir for a report back to Council.

LETTER: CHAMBER
OF COMMERCE

Members of Council have received copies of a letter from the Dartmouth Chamber of Commerce, requesting reconsideration of the Chamber's position on a by-pass highway being in place to take care of traffic while work is being carried out at the MicMac Rotary and Main Street.

Ald. Cunningham spoke in support of the letter, expressing his concerns about what he termed to be a lack of communication with the Province about the by-pass issue and suggesting the importance of another meeting with the Minister of Transportation in an attempt to reopen the by-pass discussions. He agreed with the position of the Chamber that citizens and the City in general will suffer from the traffic congestion that will result from the MicMac and Main Street improvements, without some alternate traffic route to alleviate the situation at the Rotary.

Ald. Fredericks said he would be in favour of the Mayor and Mr. Mettam (President of the Chamber) arranging a meeting with the Minister, but he did not feel that Council should make further representations on this issue.

On motion of Ald. Crawford and Greenough, Council agreed to hear Mr. Mettam in his presentation of the Chamber's position. He said that members of the Chamber want to help achieve something in the interests of the City by joining with Council in an attempt to provide some alternate highway route that can be used to take the pressure off the Rotary and Main Street while

construction is in progress on what is the main traffic artery serving the east end of the City. He said the traffic problems caused without a by-pass route will create a nightmare for people who have to use the Rotary every day to get to and from their work. He felt that a joint request to the Province for reconsideration of their decision on a by-pass highway, should be undertaken by Council and the Chamber, and that both bodies should stand together to protect the best interests of the City.

Ald. Fredericks and Ritchie moved that the President of the Chamber and the Mayor arrange for an appointment with the Minister of Transportation to discuss a possible by-pass for the Rotary, and report back to Council and to the Chamber respectively. Ald. Sarto commented on the seriousness of the present traffic situation on Main Street and at the Rotary, where several serious accidents have already occurred involving loss of life. Ald. Valardo said he could not agree with the motion in its present form; he felt that a delegation of Council members should also accompany the Mayor and Mr. Mettam when they meet with the Minister. He moved in amendment, seconded by Ald. Crawford, that the Mayor and Mr. Mettam be accompanied by those members of Council who met with the Minister previously, to reinforce the Mayor's position.

Most members of Council favoured the amendment and recognized the need to make some kind of approach to the Province to seek an alternate solution for traffic while construction at the Rotary and on Main Street is proceeding. Ald. Ibsen suggested that the meeting should include the Dartmouth Provincial members, in addition to the Minister of Transportation. Ald. Hart said she would want to be assured that the action of Council will not result in staff being delayed with their plans for the Main Street improvements. She and Ald. Hawley, Greenough and Fredericks all expressed their opposition to any by-pass highway that would be routed through the Waverley/Shubenacadie area, and indicated they would continue to maintain that position.

When the vote was taken on the amendment, it carried with Ald. Fredericks voting against (Ald. Brennan abstaining from the vote). The amended motion carried by a unanimous vote with Ald. Brennan abstaining.

MOTION: Moved by Ald. Fredericks and Ritchie that the President of the Chamber of Commerce and the Mayor arrange for a meeting with the Minister of Transportation to discuss a possible by-pass for the Rotary, and report back to Council and to the Chamber respectively.

AMENDMENT: Moved by Ald. Valardo & Crawford that a delegation of Council members accompany the Mayor and Mr. Mettam, comprised of those members of Council who met with the Minister previously, to reinforce the Mayor's position.

APPOINT MANAGER:
RECREATION COMPLEX

The Board of Directors of Dartmouth Recreation Ltd. has recommended the appointment of Mr. Glen Bagnell as General Manager for the new recreation complex, at a salary of \$37,000. per annum and a car allowance of \$100. per month. Mr. Bagnell is prepared to start work on December 1/81, with his salary commencing on Jan. 1/82. He would also like to receive a letter of intention regarding his ongoing terms of employment for three to five years and to discuss with the Board of Directors, back service credit or a commitment to buy back some of his pension time as an MLA. Mr. Bagnell is prepared to make his contribution in a lump sum and this would have to be studied by the City's actuarial consultants.

Ald. Ritchie and Greenwood moved the adoption of the recommendation on the appointment of Mr. Bagnell as General Manager. Mr. Peter Hope, Secretary of the Board of DRL, made the presentation to Council, outlining the procedures followed in advertising the position and in conducting interviews with the candidates selected for inclusion in the short list approved by the Board of DRL. At each point where a decision was made by the Selection Committee, it was subsequently ratified by the Board, up to and including the recommendation on Mr. Bagnell's appointment, approved at the Board meeting of October 28th.

Mr. Hope responded to questions from Ald. Brennan about the salary figure recommended for Mr. Bagnell and

provided details of the job description set out by DRL for this position. Ald. Fredericks asked if there would be a one-year evaluation of the job being done by the new General Manager, and was advised by Mr. Moir that his performance would be evaluated on an on-going basis. It was noted that the General Manager will be an employee of the City and will also be responsible to the Board of Directors that will operate the complex under the City's jurisdiction.

Ald. Ritchie raised a point about the terms of office of DRL Board members. The Mayor advised that Dartmouth Recreation Ltd. is an incorporated company and all of the present members continue to hold shares in the company in trust under the terms of incorporation. Mr. Guildford, the Board Chairman, confirmed that the members are shareholders of a duly constituted corporation that remains in effect until completion of the project for which the Board was established.

Ald. Withers did not support the selection of the applicant being recommended as General Manager and felt that if necessary, the position should be readvertised and efforts made to find a person with experience in managing and promoting a complex, even if an interim manager has to be designated while time is taken to find a more suitable candidate. He said that Council will be hiring a man with no experience in operating such a facility at a salary that is considerably higher than many of our City department heads. He remained opposed to the motion and to the appointment being recommended.

Other members of Council did not have reservations about the candidate recommended, but about the salary and car allowance for this position. It was noted that the figure of \$30,000. originally projected for the Manager's salary, was in 1980 dollars, whereas the salary recommended will commence two years later, in 1982. This was considered to be a reasonable allowance for the increase and members did not tend to object to it once the explanation was offered.

Mr. Moir outlined some of the uses that the General Manager would be expected to make of his car, by way of explaining to Ald. Greenough the reason for recommending a \$100. car allowance for the position, recognizing that the General Manager will also be acting in a promotional and publicity capacity for the complex.

When the vote was taken on the motion, it carried with Ald. Withers voting against.

MOTION: Moved by Ald. Ritchie and Greenwood that the recommendation of the DRL Board of Directors on the appointment of Mr. Glen Bagnell as General Manager of the new recreation complex, be approved by Council. Details of his salary arrangements as set out in the report from the Selection Committee, dated Oct. 26/81.

MONTHLY REPORTS

Monthly reports recommended from Committee were approved by Council as follows:

- 1) Development Officer (Sept.): adopted on motion of Ald. Greenough and Ibsen.

Ald. Brennan asked that under all three reports, Development Officer, Building Inspector & Minimum Standards, staff look at the Pine Street property owned by a plumbing firm, that has recently changed uses to fabrication and facilities for retailing. He requested a staff report on this property.

- 2) Building Inspector (Sept.): adopted on motion of Ald. Sarto & Ritchie.

Ald. Ibsen asked for information on the ten-million-dollar difference in the cumulative total for July under estimated value of construction, and whether or not this represents residential or industrial/commercial construction.

- 3) Minimum Standards (Sept.): adopted on motion of Ald. Greenough and Hart.

- 4) Fire Chief (Sept.): adopted on motion of Ald. Hart and Valardo.

- 5) Animal Control (Aug. & Sept.): adopted on motion of Ald. Valardo and Sarto.

- 6) Social Services (Sept.): adopted on motion of Ald. Valardo and Ritchie.

Ald. Ibsen asked for information on the increased average cost per unit for June, while at the same time, the caseload figures are down for that month.

- 7) Ferry Supt. (Sept.): adopted on motion of Ald. Valardo and Hawley.

MOTIONS: To adopt monthly reports recommended from Committee, as detailed above.

EMO PLAN AND
DRAFT BY-LAW

On motion of Ald. Hart and Crawford, Council adopted a recommendation from Committee, approving an Emergency Measures Plan for the City and giving preliminary approval to proposed By-law C-381, which would establish a Civil Emergency Planning Organization for the City of Dartmouth.

MOTION: Moved by Ald. Hart and Crawford that Council adopt a recommendation from Committee, approving an EMO Plan for the City and giving preliminary approval to proposed By-law C-381.

ALIGNMENT:
PLEASANT ST.
SOUTH

On motion of Ald. Sarto and Valardo, Council approved a recommendation from Committee on the alignment of Pleasant Street south, based on the original plan adopted in December of 1980, with refinements to be discussed in negotiations with Imperial Oil representatives and Dept. of Highways staff.

MOTION: Moved by Ald. Sarto and Valardo that Council approve a recommendation from Committee on the alignment of Pleasant Street south, based on the original plan adopted in December of 1980, with refinements to be discussed in negotiations with Imperial Oil representatives and Dept. of Highways staff.

SET DATE FOR
HEARING: TWO
APPLICATIONS

On motion of Ald. Ibsen and Greenough, Council set December 8th as the date for public hearing of two rezoning applications, as recommended from Committee, namely, the property situated at the corner of Waverley Road & MicMac Drive (Bowport Enterprises Ltd.), and 14 Jamieson St. (N. S. Housing Commission).

MOTION: Moved by Ald. Ibsen and Greenough that Council set December 8th as the date for public hearing of two rezoning applications (16 Jamieson St. and land at the corner of Waverley Rd. & MicMac Drive) as recommended by Committee.

PERMIT TO BUILD:
40 OCHTERLONEY ST.

On motion of Ald. Cunningham and Ritchie, Council granted a permit to build for a beverage room at 40 Ochterloney Street, as recommended from Committee, subject to compliance with all the City requirements set out in the staff report. The Downtown Revitalization Committee has also recommended in favour, with notation of two concerns, namely, the aspects of noise control & adequate parking provisions.

MOTION: Moved by Ald. Cunningham and Ritchie that Council approve an application for permit to build a beverage room at 40 Ochterloney Street, as recommended by Committee, subject to compliance with all the necessary City requirement.

PERMIT TO BUILD:
155 WYSE ROAD

On motion of Ald. Sarto and Ibsen, Council approved an application for permit to build a three-storey office building at 155 Wyse Road, as recommended by Committee, subject to compliance with City requirements.

Ald. Crawford said he could not support the application since plans for the project were not available and he did not see them when they were presented in Committee. He questioned the parking provisions and was advised by Dr. Ummat that there will be two levels of underground parking for the building. Ald. Crawford commented on the TMG remarks in the staff report, which read 'No comments', and the Mayor suggested that perhaps these could be changed in future reports to read 'No objection', if the development is acceptable.

Ald. Crawford asked about the length of time the developer will have to proceed with the project under the zoning available for the office building. He was advised that the developer will have six months from the date the permit is issued, after which it will become null & void if the development has not reached a certain stage of progress. Ald. Ibsen asked about the landscaping requirements and was advised by Mr. Moir that there is a specified time for them to be completed; if not, the City can take the money posted for a bond (in this case, \$10,000.) and proceed with the landscaping work.

When the vote was taken on the motion, it carried with Ald. Crawford and Brennan voting against.

MOTION: Moved by Ald. Sarto and Ibsen that the permit to build be approved for 155 Wyse Road, as recommended by Committee, subject to compliance with all the City requirements detailed in the staff report to Council.

PERMIT TO BUILD:
54 DAWSON ST.

On motion of Ald. Ritchie and Ibsen, Council approved an application for permit to build (commercial offices) at 54 Dawson Street, as recommended by Committee,

MOTION: Moved by Ald. Cunningham and Ritchie that Council approve an application for permit to build a beverage room at 40 Ochterloney Street, as recommended by Committee, subject to compliance with all the necessary City requirement.

PERMIT TO BUILD:
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On motion of Ald. Sarto and Ibsen, Council approved an application for permit to build a three-storey office building at 155 Wyse Road, as recommended by Committee, subject to compliance with City requirements.

Ald. Crawford said he could not support the application since plans for the project were not available and he did not see them when they were presented in Committee. He questioned the parking provisions and was advised by Dr. Ummat that there will be two levels of underground parking for the building. Ald. Crawford commented on the TMG remarks in the staff report, which read 'No comments', and the Mayor suggested that perhaps these could be changed in future reports to read 'No objection', if the development is acceptable.

Ald. Crawford asked about the length of time the developer will have to proceed with the project under the zoning available for the office building. He was advised that the developer will have six months from the date the permit is issued, after which it will become null & void if the development has not reached a certain stage of progress. Ald. Ibsen asked about the landscaping requirements and was advised by Mr. Moir that there is a specified time for them to be completed; if not, the City can take the money posted for a bond (in this case, \$10,000.) and proceed with the landscaping work.

When the vote was taken on the motion, it carried with Ald. Crawford and Brennan voting against.

MOTION: Moved by Ald. Sarto and Ibsen that the permit to build be approved for 155 Wyse Road, as recommended by Committee, subject to compliance with all the City requirements detailed in the staff report to Council.

PERMIT TO BUILD:
4 DAWSON ST.

On motion of Ald. Ritchie and Ibsen, Council approved an application for permit to build (commercial offices) at 54 Dawson Street, as recommended by Committee,

subject to compliance with all of the City requirements set out in the staff report.

Ald. Crawford said he would not support the motion without seeing the plans for the development, and both he and Ald. Brennan voted against the motion, which carried.

MOTION: Moved by Ald. Ritchie and Ibsen that the building application for 54 Dawson Street be approved, as recommended by Committee, subject to compliance with City requirements, as detailed in the staff report to Council.

INFORMATION REPORT:
DOWNTOWN PARKING
STUDY

On motion of Ald. Brennan and Valardo, Council received and filed an information report from the Planning Dept. on the Downtown Parking Study, as recommended by Committee.

MOTION: Moved by Ald. Brennan and Valardo that Council receive and file an information report from the Planning Dept. on the Downtown Parking Study, as recommended by Committee.

MAIN ST. UPDATE

On motion of Ald. Hart and Greenough, Council adopted the report from Committee on the concensus reached about having the Planning Dept. staff proceed with a public meeting with Main Street business owners and area residents, to present the most recent plan for the Main Street improvements. Ald. Greenough noted that this meeting is to be chaired by the Mayor and that members of Council are to be requested to attend as well. The meeting will be held in the Admiral Westphal School.

MOTION: Moved by Ald. Hart and Greenough that a report be adopted from Committee on the holding of a public meeting to present the most recent plan for Main Street improvements at the Admiral Westphal School, for consideration by Main Street business owners and area residents.

CITY HALL
RENOVATIONS

Mr. Moir has reported to Council on change orders which have had to be issued for a number of additional unforeseen repairs required to the City Hall building, over and above the work included in the Dineen contract. Change orders to the date of the report (Oct. 26th) total \$15,603., and Mr. Moir has provided a list of items involved in order to make Council aware of the fact that the cost of the renovations will exceed the capital budget projection

subject to compliance with all of the City requirements set out in the staff report.

Ald. Crawford said he would not support the motion without seeing the plans for the development, and both he and Ald. Brennan voted against the motion, which carried.

MOTION: Moved by Ald. Ritchie and Ibsen that the building application for 54 Dawson Street be approved, as recommended by Committee, subject to compliance with City requirements, as detailed in the staff report to Council.

INFORMATION REPORT:
DOWNTOWN PARKING
STUDY

On motion of Ald. Brennan and Valardo, Council received and filed an information report from the Planning Dept. on the Downtown Parking Study, as recommended by Committee.

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MAIN ST. UPDATE

On motion of Ald. Hart and Greenough, Council adopted the report from Committee on the concensus reached about having the Planning Dept. staff proceed with a public meeting with Main Street business owners and area residents, to present the most recent plan for the Main Street improvements. Ald. Greenough noted that this meeting is to be chaired by the Mayor and that members of Council are to be requested to attend as well. The meeting will be held in the Admiral Westphal School.

MOTION: Moved by Ald. Hart and Greenough that a report be adopted from Committee on the holding of a public meeting to present the most recent plan for Main Street improvements at the Admiral Westphal School, for consideration by Main Street business owners and area residents.

CITY HALL
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for 1982 of \$174,800.

Ald. Ritchie and Cunningham moved the adoption of Mr. Moir's report and approval of the change orders detailed for the additional work on the City Hall building.

Ald. Valardo said he was concerned about the additional costs involved in this project, when consultants were hired to make an accurate determination of the extent of the renovations necessary. It was explained that these unforeseen items could not be assessed until the various sections of the building were stripped down to expose the wiring and other mechanical work that could not be seen otherwise. Ald. Crawford referred to a motion he has proposed on the core-testing of the building to determine whether there is any scaling of the concrete as a result of salt corrosion from the close proximity of the building to the water. He felt that such inspections for this possible problem should be carried out while the building is stripped down, and Mr. Fougere agreed to contact the consultants and have a look at the concrete work on the second floor while it is in its present condition.

After further discussion with Mr. Moir and Mr. Fougere, the vote was taken on the motion and it carried.

At the hour of 11:00 p.m., Ald. Ibsen and Sarto moved adjournment. The motion carried with Ald. Crawford voting against.


G. D. Brady,
Deputy City Clerk.

City Council, Nov. 3/81.

ITEMS:

- 1) Rezoning, North End Improvement, page 1.
- 2) Petition, Lake Charles Drive residents, page 2.
- 3) Property complaint, 23 Edmond Dr., page 3.
- 4) Chamber of Commerce, by-pass highway, page 4 to 6.
- 5) Appointment: General Manager for complex, Page 6 to 8.
- 6) Monthly reports, page 8.
- 7) EMO Plan & draft by-law, page 9.
- 8) Alignment, Pleasant St. south, page 9.
- 9) Set date for public hearings, page 9.
- 10) Permit to build: 40 Ochterloney St., page 9.
- 11) " " : 155 Wyse Road, page 10.
- 12) " " : 54 Dawson Street, page 10.
- 13) Information, Downtown Parking Study, page 11.
- 14) Main Street update, page 11.
- 15) City Hall renovations, page 11 & 12.

Dartmouth, N. S.

November 10/81.

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

Present - Mayor Brownlow

Ald. Ibsen	Sarto
Williams	Cunningham
Brennan	Crawford
Valardo	Greenough
Hart	Greenwood
Ritchie	Fredericks
City Solicitor,	M. Moreash
City Administrator,	C. A. Moir
City Clerk-Treasurer,	B. Smith

Council met to complete the November 3rd agenda
before meeting as Committee-of-the-Whole.

As requested by Council, Mr. Moir has reported
further on the proposed terms of reference for a
Commission of Enquiry to examine and make recommendations
on the membership of the Metropolitan Authority and other
regional municipal agencies. He has recommended that
Council approve the terms of reference as proposed, but
in doing so, stipulate that Dartmouth does not have to
be bound by the recommendations of the Commission. If
Council does not agree with some of the recommendations,
there should be an opportunity to discuss them further
before they are implemented. Mr. Moir's report also
suggests that Council prepare its submission to the
Enquiry Commission at an early date & authorize its
presentation to the Commission. Ald. Ibsen and Ritchie
moved approval in principle of the proposed terms of
reference.

There was some debate on the motion, with the
Mayor explaining again the reasons why a Commission of
Enquiry is being appointed. Ald. Crawford asked if the
terms of reference could not be broadened to include
consideration of a possible increase in the stipend
that members of the Metropolitan Authority and other
such bodies receive. Mr. Moir agreed to make note of
the Alderman's suggestion. When the vote was taken on
the motion, it carried.

COMMISSION OF
ENQUIRY

MOTION: Moved by Ald. Ibsen and Ritchie that the proposed terms of reference for a Commission of Enquiry (to examine & make recommendations on the membership of the Metropolitan Authority and other such regional agencies), be approved in principle, as recommended by Mr. Moir, with the stipulation that Dartmouth does not have to be bound by the recommendations of the Commission.

LAND EXCHANGES:
W.D.C. & CITY

A report from Mr. Moir was considered on pieces of property that must be exchanged between the City and the W.D.C. to consolidate the lands of each party, as detailed in the report and shown on an attached plan of the blocks of land concerned. It is recommended:

- 1) that Council approve the land exchanges, as requested by the W.D.C.
- 2) that Council authorize staff to hold discussions with the W.D.C. regarding the ultimate use of the Green Street parking lot.
- 3) set December 15, 1981, as the date for the two public hearings required for the closure of Green Street and the Wentworth Street Ext., and the disposal of the Wentworth Street Ext. park.
- 4) authorize the transfer of titles of Block A, C and D to the Waterfront Development Corp., and authorize the Mayor and City Clerk to execute the appropriate deeds.

Ald. Williams and Ritchie moved the adoption of Mr. Moir's report and the recommendations contained in it. Mr. Lukan presented plans showing each of the blocks of land separately, and he was available to answer questions from the members. Ald. Brennan asked about the protection of the view-plane from Wentworth Street through to the harbour-front, and Mr. Lukan agreed to check on this point further.. The motion carried.

MOTION: Moved by Ald. Williams and Ritchie that Mr. Moir's report and recommendations be adopted (as detailed above) on the proposed exchange of lands between the City and W.D.C. to consolidate the land holdings of each.

BY-LAW C-443:
AMENDMENT TO
PENALTIES BY-LAW

Proposed By-law C-443, which would amend the Penalties By-law by increasing to \$500. the maximum penalty for violation of City by-laws, was presented for Council's approval.

It was moved by Ald. Ibsen and Ritchie and carried that leave be given to introduce the said By-law C-443 and that it now be read a first time.

It was moved by Ald. Crawford and Greenough that By-law C-443 be read a second time.

Ald. Brennan said that the by-law, in its revised form, does still not accomplish the deletion of a minimum fine, the change requested by him when this item was previously before Council in September. He therefore moved in amendment, seconded by Ald. Valardo, that the reference to a minimum penalty be deleted altogether from By-law C-443. Some discussion followed as to the result the amendment would have on the effectiveness of the by-law; the Solicitor indicated that it would not be significant. The vote was taken on the amendment and it carried; the amended motion also carried.

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

It was moved by Ald. Crawford and Ritchie and carried that By-law C-443 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. Brennan requested a report from the Solicitor on the subject of recovering costs, in relation to prosecutions, as per his previous request for this information.

MOTIONS: Three readings given to By-law C-443, which amends the Penalties By-law (C-339) by increasing the maximum penalty to \$500. An amendment to second reading deletes the minimum penalty altogether from the by-law.

STREET NUMBERS:
LOUISE AVE. AND
LOUISE COURT

On motion of Ald. Valardo and Ibsen, Council approved a proposal submitted by the Development Officer for the numbering of Louise Ave. and Louise Court., whereby the present numbers of houses on Louise Ave. can remain the same and those angled around the cul-de-sac will have a Louise Court address. This proposal has been agreed to by the developer and the Assessment Dept.

MOTION: Moved by Ald. Valardo and Ibsen that Council approve a proposal from the Development Officer for the numbering of houses on Louise Ave. and Louise Court, details of which are contained in the report to Council, dated Oct. 28/81.

MOTIONS:

ALD. CRAWFORD

In keeping with his notice of motion given at an October meeting, Ald. Crawford proposed to introduce a motion concerning the confirmation of Acting Chief Trider as the new Chief of Police for the City. Mr. Moir has submitted a report in this connection, bringing to Council's attention the fact that under Section 215 of the City Charter, Council does not have the right to appoint anyone to the unclassified service of the City (aside from the Chief Administrative Officer), except on the recommendation of the Chief Administrative Officer. The Solicitor verified this provision of the Charter as being applicable to the appointment of a Chief of Police for the City, and having received this legal opinion and report from Mr. Moir, the motion introduced by Ald. Crawford did not receive a seconder from among the other members of Council. Ald. Crawford indicated his disagreement with the ruling on his motion.

The second motion proposed by Ald. Crawford, with respect to a core-testing of the concrete strength of the walls in the City Hall building, while renovations are currently in progress, was withdrawn in the light of a report circulated, from Professional Project Engineering Ltd., on concrete core samples taken at the request of the City Engineer and Mr. Moir. The report from the consultants has determined that the strength of the concrete is at an acceptable level and that the quantity of salt present will not cause erosion of the wall panels tested.

Motions were then presented as follows by other members of Council, based on notice of motion previously given:

ALD. BRENNAN

- 1) Ald. Brennan moved, seconded by Ald. Fredericks that:

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 and operated by the City of Dartmouth solely.
- (b) system owned and 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.

Ald. Brennan stressed the importance to the City of a decision on gas distribution rights, both from the point of view of a responsibility to citizens and taxpayers, and from the perspective of the edge that may be given the City in attracting greater industrial development to Dartmouth. He pointed out that the City already owns corridors and rights-of-way over which a distribution system can be installed, and it may be possible for the City to supply gas services more cheaply through public ownership and operation of the system on a non-profit basis. Ald. Brennan said the City of Moncton has already approved such a course of action and many municipalities in the west presently own and operate gas distribution systems.

Ald. Williams questioned whether in fact, Council has officially given support for one of the two presentations given by the companies competing for gas distribution rights, and said it was his feeling that this is a matter better left to private enterprise. Ald. Cunningham asked whether the Province has come out in favour of one company or another, and felt their decision would have to be taken into consideration if the City is to think about becoming involved in securing distribution rights for our own municipality. Ald. Fredericks supported the motion, as did Ald. Valardo and Ald. Greenough, who favoured a study of the cost and benefits as a means of determining whether the City should undertake to operate the service or do it jointly with some other agency. When the vote was taken on the motion, it carried.

MOTION: Moved by Ald. Brennan and Fredericks re gas distribution rights, as stated above and on the bottom of page 4.

ALD. CUNNINGHAM

2) Ald. Cunningham moved, seconded by Ald. Valardo, that Council request the 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.

Ald. Cunningham said that the section of the City involved in the route change he is requesting, is not being adequately served by the transit system at present, and he felt the citizens living there have a right to expect service that is at least equal to other areas. While other members did not oppose the motion, it was suggested that the proper route for the request to take would be through the Transit Advisory Board to the M.T.C. Ald. Greenough and Ibsen therefore moved referral to the Board as suggested. Ald. Hart pointed out that M.T.C. has no extra rolling stock at the present time, since all buses are now working at maximum capacity. When the vote was taken on the motion to refer, it carried.

MOTION: Moved by Ald. Greenough and Ibsen that the motion put forward by Ald. Cunningham (as stated above) be referred to the Transit Advisory Board and thence to M.T.C., rather than directly to M.T.C.

3) Ald. Cunningham and Williams moved that Council request the Transit Advisory Board to study ways to service the Manor Park, Penhorn area, for report back to Council. The motion carried.

MOTION: Moved by Ald. Cunningham and Williams that Council request the Transit Advisory Board to study ways to service the Manor Park, Penhorn area, for report back to Council

4) Ald. Cunningham moved, seconded by Ald. Crawford, 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. On motion of Ald. Hart and Valardo, the motion was referred to the T.M.G. for study before going to the Capital Budget.

MOTION: Moved by Ald. Hart and Valardo that the motion introduced by Ald. Cunningham (as stated above) be referred to the T.M.G. for study before going to the Capital Budget.

ALD. WITHERS
(DEFERRED)

In the absence of Ald. Withers, his motion was deferred until the next meeting of Council.

NOTICES OF MOTION:
ALD. CRAWFORD

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

1) Ald. Crawford:

WHEREAS the oil-related development companies are proceeding at an advanced pace, in particular, the Federal Government Corporation of Petrocan;

AND WHEREAS the City of Dartmouth, due to its geographical location will literally be at the centre of the hub of activity;

AND WHEREAS there has been recent meetings held in Halifax between the Provincial & Federal Governments, concerning off-shore oil and related topics and meetings in Alberta between Halifax and Albertan businessmen concerning east coast oil ventures;

AND WHEREAS the knowledge of the oil industry is somewhat limited in the City of Dartmouth;

BE IT THEREFORE RESOLVED and I so move that the City of Dartmouth, through City Council, appoint an Oil Commission, comprised of a minimum of five Aldermen, five businessmen-at-large, a staff resource person from the Provincial Dept. of Development in an advisory capacity, and a staff resource person from the City of Dartmouth; the Commission to investigate all avenues of the oil business, with contact of oil companies with a view to sharing in aspects of the offshore-oil and service-related enterprises, and the impact of same on the City of Dartmouth, terms of reference of said Commission to be ratified by City Council.

ALD. HART

2) Ald. Hart: (a) That Council direct the Recreation Dept. to study and bring forward, recommendations regarding a user-pay concept to affect all recreational facilities within the City.

(b) To seek Council's approval of the following resolution:

WHEREAS off-shore oil may well become a reality within the foreseeable future;

WHEREAS the whole of the metropolitan area will benefit financially from such potential;

WHEREAS we as politicians must be cognizant of problems such as the education of our own people to gain employment within our regional boundaries, the possible social ramifications associated with an increased short-term specialist population, the probable increase in police protection necessary to keep the status quo, and many other areas of concern;

THEREFORE BE IT RESOLVED that Dartmouth City Council (a) indicate to the Metropolitan Authority its desire to have the Authority involve itself in study and planning regionally with regard to the involvement and protection of all the participating municipalities, in the event that off-shore oil becomes a reality; and (b) that correspondence be sent to the three other participating municipalities, seeking their support for this resolution.

ALD. BRENNAN

- 3) Ald. Brennan: That the City staff and relevant Boards and Commissions undertake a review of the current inventory of public access points to all lakes and watercourses in the City, and that a five-year capital plan be identified for acquisition and development of recreational use waterfrontage, with a view to substantial expansion of the same.

INQUIRIES:

ALD. CUNNINGHAM

Ald. Cunningham made the following inquiries:

- 1) asked on behalf of the Tourist Commission, if any improvements are to be made in the bus terminal building on Alderney Drive. Mr. Moir said the possibility is being considered of including some improvements within the recently-announced 1.4 million-dollar allocation for further improvements in the Portland St. area.
- 2) also, on behalf of the Tourist Commission, Ald. Cunningham raised a concern about a lack of adequate street signs in the downtown core area. Mr. Moir noted that there is a five-year street sign program and perhaps the City Engineer could give particular attention to downtown streets that are without adequate signage.
- 3) Ald. Cunningham commented on the fact that many people are climbing over the railroad tracks to get to the ferry terminal; he asked if an access point could be provided at the foot of Queen Street where this is happening. Mr. Moir pointed out that if this were done, the CNR would require signalization at such an access point.

ALD. VALARDO

Inquiries made by Ald. Valardo were as follows:

- 1) he thanked Mr. Turner for the action taken in having the truck removed from the property at 70 Albro Lake Road.
- 2) asked how close Council is to receiving a short list of applicants for the Police Chief's position. Mr. Moir gave a verbal report on his progress with the interviews for the Chief's position, and indicated that he would hope to have something before Council within a week to ten days.
- 3) asked why job descriptions and evaluations were not made available to the Salaries Committee during their consideration of the recent salary adjustments. Ald. Williams, a member of the Committee, advised that evaluations were provided for review, and Ald. Valardo was advised that he could see them in Mr. Moir's office. Job descriptions are in progress.
- 4) asked about the preparation of information requested for the Minister of Highways with reference to the 107 by-pass. The Mayor advised that the Solicitor, Mr. Bayer and Mr. Moir will be working on this and Council will receive copies.

ALD. GREENOUGH

Ald. Greenough asked that a street light be replaced at 38 Twilight Lane.

Ald. Greenough also asked about the status of the ward boundary and representation review requested some time ago through a motion of Council. Mr. Moir advised that data

is being compiled by Mr. Bayer and he has suggested that it is advisable to wait on the 1981 census figures for updated population information.

ALD. SARTO

Ald. Sarto referred to the number of accidents that have occurred on the section of Highway 111 between the Rotary and the Mackay Bridge, and asked if there may not be a signage requirement with respect to keeping to the right lane except to pass. Mr. Moir said he would have the inquiry referred to the T.M.G. for consideration.

Ald. Sarto requested that crosswalks be painted at two intersections, namely, at Dorothea & Lucien Drive and at Lucien & Windward Ave.

ALD. CRAWFORD

Ald. Crawford made the following inquiries:

- 1) he expressed his disappointment that programs indicated by Federal Minister Cosgrove in a speech to the FCM in June, are in fact, not in effect, and asked the Mayor to bring this discrepancy on the part of the Minister to the attention of the Executive Council of the FCM.
- 2) further to the recommendation for the appointment of a person on the FCM board to work with regional people (office of the Solicitor-General), asked to have this matter taken up further by the Mayor.
- 3) further to the judgement rendered on the Lyle Street salvage yard, Ald. Crawford asked if we should proceed further by way of the courts. The Solicitor said that in his opinion, it would be pointless to proceed further.

Ald. Crawford then asked what is to be done about the situation with the salvage operation in this part of the City. Mr. Moir noted that the principals of Dartmouth Salvage have again expressed an interest in a location in the Burnside Park, and the matter is under consideration by the Industrial Commission.

Ald. Crawford asked if the present owners cannot be bound by commitments placed on the original company with respect to fencing, landscaping, etc. The Solicitor explained why such requirements are unable to be enforced with a new company.

- 4) Ald. Crawford expressed his concerns about the property on Pine Street which is a non-conforming use and represents a continuing problem for people in the neighborhood as a result of various violations the most recent having been brought to Council's attention by Ald. Brennan. Mr. Moir said he has asked Mr. L'Esperance to investigate the present situation at this property and provide information on it. The Aldermen will then be so advised.
- 5) Ald. Crawford expressed concerns as well about the Portland Street property that was to be sold to Mr. Pothier, suggesting that the City has lost approx. \$37,000. in interest on money that should have been received for the sale of the property. He discussed this matter at some length with Mr. Moir, asking that action be taken to bring the

negotiations with Mr. Pothier to a conclusion, one way or another. Mr. Moir said he would discuss the inquiry of the Alderman with the Solicitor, to see if there is some way of terminating the negotiations and having the issue resolved.

- 6) Ald. Crawford commented on the presence of an oil rig in the harbour, asking if there is some way of making direct contact with Petrocan representatives, rather than having to deal with subsidiary companies, in attempting to attract oil-related development to the City. The Mayor advised that Mr. Rath is continually monitoring the oil & gas industry situation and maintaining a dialogue with the major companies on the City's behalf.

Ald. Crawford asked when a meeting will be held to let Council know what is happening in the way of oil-related development and the City's approach to it. Mr. Moir said that such a meeting will probably take place early in December.

- 7) Ald. Crawford commented on continuing problems with noise, etc. from Lucifer's on Wyse Road; he asked if the conditions of the original noise complaint would still apply at this time. The Solicitor said that since there was a compliance by the owner when the complaint was lodged, it would likely be necessary to reopen it again if the residents want further action taken. Ald. Crawford asked to have this opinion researched further by the Solicitor.

- 8) asked who would be in a position to make a recommendation on the appointment of the Police Chief if Mr. Moir were ill and unable to fulfill his duties for a period of time. Mr. Moir said that with the notes he has made, the matter could be finalized by someone else in the event of his being away from office for any length of time.

- 9) Ald. Crawford made reference to a questionnaire submitted some time ago re the 1981 operating budget, and to answers received from the City Clerk-Treasurer in response to those questions. He said he disagreed with some of the answers provided by staff and would like to discuss them in further detail.

- 10) Ald. Crawford felt that the question & answer period and the item 'Motions' should be moved further up on Council agendas so they are not delayed by other items of business.

ALD. GREENWOOD

Ald. Greenwood asked to have a new street sign for Parkstone Road.

He also made an inquiry about access to the transfer station in Halifax on weekends, pointing out that the side for large commercial disposal is only open on occasion and not regularly as it should be; asked to have this point raised with the appropriate authority.

Ald. Greenwood asked if the the Dept. of Environment could be contacted about acceptable standards of emission from stacks such as the Tufts Cove generating plant, which

continues to cause problems for people living in the north end of the City.

ALD. FREDERICKS

Inquiries made by Ald. Fredericks:

- 1) asked when appointments to the Boards and Commissions are to be made. The Mayor said this will be done at a meeting scheduled for Tues., Nov. 17th at 5:30 p.m.
- 2) asked about the status of a report requested on the feasibility of a heliport for the Burnside Park; Mr. Moir to check on this inquiry.
- 3) asked if staff and/or Council would be making representation at the Provincial hearings re volunteer firemen. Mr. Moir said it was the recommendation of the Fire Dept. that we not proceed with any representations from the City. Ald. Fredericks requested information on the terms of reference for the hearings.
- 4) asked about Judge Greene's report and what opportunity there will be to discuss it. Ald. Fredericks said he would like to see a letter forwarded to the Attorney-General's office, to determine how this report is to be handled.
- 5) asked about a report requested several meetings ago on the Mobile Home By-law as it relates to the Bonnie Brae Trailer Park and whether criteria are being met by this operator. Mr. Moir to check on this inquiry.
- 6) asked if it would not be advisable for the Mayors and Warden to meet with the Premier, the Minister of Municipal Affairs, and the Attorney-General, to discuss two items of particular concern, increased cost-sharing for metro transit and cost-sharing on the Correctional Centre. The Mayor suggested that this could be done through the Metropolitan Authority and he agreed to take the matter up with the other local Mayors and the Warden.
- 7) Ald. Fredericks said he wondered if Council should not establish a group of Aldermen and staff to take a complete look at what we should prepare for in conjunction with oil-related development. The Mayor noted that there is a staff committee in place and said that perhaps it is time to include Aldermanic input as well.
- 8) Ald. Fredericks said he understood that Mr. Fougere would be making a further presentation to Council or Committee in connection with the report on energy-saving that was circulated. He said there is not enough dialogue with staff on items such as this at Council and not enough meetings recently to deal with such matters.

ALD. WILLIAMS

Ald. Williams asked about the recent appointments to the Interim District School Board and their status. The Solicitor explained why there is at present no statutory basis for the establishment of an Interim Board and why it therefore has no statutory powers or authority.

AL HART

Ald. Hart asked if it would be possible to have a meeting with the Minister of Municipal Affairs regarding increased per capita grants for transit and demonstration routes, especially the Burnside shuttle service.

Ald. Hart expressed her concerns about the fallout from the Tufts Cove generating plant and the difficulties it is causing for area residents. She asked if a letter could be forwarded to the Power Corp. from the Mayor's office about the -situation, and Mr. Moir suggested that perhaps a letter to the Minister of Environment would be in order. Ald. Hart agreed with this approach.

AL BRENNAN

Inquiries made by Ald. Brennan:

- 1) Ald. Brennan suggested that Dartmouth is currently in a crisis situation with regard to the adequacy of housing for people in low and fixed-income categories. He felt that a lobby group, comprised of staff people, the Mayor and Aldermen, should be formed to approach the Minister of Housing and the Minister of Social Services, in a major effort to secure more public and senior citizen housing units for the City.
- 2) asked that the terms of reference for the Regional Plan Review be placed on the next Planning Committee agenda for consideration.
- 3) requested an analysis and report from staff on those situations where taxpayers have credits on their tax accounts.
- 4) referred to a recent issue of the Canadian Geographic magazine which features an article by Dr. Don Gordon on the Dartmouth lakes. He asked if some recognition could be given this major contribution by Dr. Gordon.
- 5) Ald. Brennan referred to the matter of day care facilities and whether the Planning Dept. is working within their mandate area in the control of these facilities; requested that the Solicitor and the Planning Director review this matter further.
- 6) asked if Council will have an opportunity to review the audited M.T.C. financial statement.
- 7) asked that the consolidated statements of revenue & expenditures for the City be placed on Committee agendas for consideration along with other reports regularly received.
- 8) asked about the status of his request for a review of water lots in the City (staff presentation) at a Planning Committee meeting.

VICTORIA DAY
CARE CENTRE

Council agreed to move up from the Committee agenda, the item on the relocation of the Victoria Day Care Centre to Notting Park School, on a permanent basis.

Mr. Moir has reported on the tenders received for

work that is required to be carried out at Notting Park School before the Day Care Centre can relocate there, the lowest bid being from Blunden Construction, in the amount of \$113,870. The original estimate for these renovations, including Architect's fees, was in the area of \$75,000., but the new total cost projection (including the tender price from Blunden and the other three items detailed on the second page of the report) is \$138,195.

Taking into account an additional grant from the Province of Nova Scotia, a NIP grant, and money being contributed from the Centre's own funding, plus \$9,000. anticipated from the Kiwanis Club of Dartmouth for kitchen equipment, a shortfall of \$24,195. remains. It is recommended that the additional funding required, in the amount of \$24,195., be made available by Council and that it be provided in the 1982 Capital Budget. Ald. Brennan and Valardo moved the adoption of the recommendation.

Some members of Council were reluctant to see the City take on this financial responsibility, but considered that there is some obligation to do so in view of the position taken when the Day Care Centre had to be relocated in order to make the St. Paul's School property available for sale to the Housing Commission. Ald. Brennan considered it to be a good investment from the point of view that it permits the mothers of these children to find jobs for their own support so they do not require social assistance. Ald. Crawford noted that the NIP contribution is in fact 100% funded by the City as well, in addition to the amount being recommended to make up -the present shortfall. The motion on the floor carried.

MOTION: Moved by Ald. Brennan and Valardo that Mr. Moir's report and recommendation on the Victoria Road Day Care Centre shortfall for work required at Notting Park School, in the amount of \$24,195., be approved for funding by the City and provided for in the 1982 Capital Budget.

On motion of Ald. Greenough and Cunningham,
Council adjourned to meet in Committee.


Bruce Smith, City Clerk-Treasurer.

City Council, Nov. 10/81

ITEMS:

- 1) Commission of Enquiry, page 1.
- 2) Land exchanges, W.D.C. & City, page 2.
- 3) By-law C-443, pages 2 & 3.
- 4) Street numbers, Louise Ave. & Louise Court, page 3.
- 5) Motions: Ald. Crawford, page 4.
 Brennan, pages 4 & 5.
 Cunningham, page 6.
- 6) Notices of Motion, pages 7 & 8.
- 7) Inquiries, pages 8 to 12 incl.
- 8) Victoria Rd. Day Care Centre, page 13.



Province of Nova Scotia
Department of Municipal Affairs

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

29 September 1982

Gerry

Mr. Bruce Smith
City Clerk
City of Dartmouth
P.O. Box 817
DARTMOUTH, Nova Scotia
B2Y 3Z3

Dear Mr. Smith:

Re: Exchange of lands - Waterfront Development Corporation and the City of Dartmouth

This resolution concerning the exchange of lands in the downtown area of Dartmouth between the City and the Waterfront Development Corporation was passed by City Council at a meeting held 10 November 1981. The Minister of Municipal Affairs has approved this resolution and I send you a copy bearing his approval for your records.

Yours very truly,

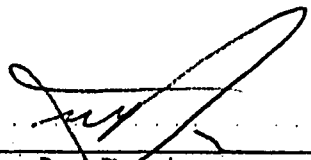
F. Robertson

F. Robertson (Mrs.)
Departmental Solicitor

FR/bc
cc Suzanne Hood, Sol.


I, G. D. Brady, Deputy City Clerk for the City of Dartmouth do hereby certify that at the meeting of Dartmouth City Council held on November 10th, 1981 City Council approved land exchanges between the City of Dartmouth and the Waterfront Development Corporation Limited based upon the City of Dartmouth acquiring 89,025 square feet from Waterfront Development Corporation Limited being two small parcels of land shown on a plan of Block A as CD10 and CD11, also being properties known as the Bogg Street properties, shown as WDC4, also being former lands of Halifax Industries Limited shown as Parcel CCI and BBI and lands formerly owned by Cyril J. O'Hearn, shown as Parcels CJ01, CJ02 and CJ03. The decision of Council was also based upon the City of Dartmouth conveying to Waterfront Development Corporation Limited lands totalling 33,103 square feet, being parcels shown on a plan of Block A as Parcels CD1 and CD2, also being parcels shown as CD3, CD4 and CD12 on a plan of Block C and parcels shown as CD5, CD6, CD7, CD8, CD9, SMC1 Wentworth Extension and GS1 on a plan of Block D.

I also certify that Dartmouth City Council was shown large scale plans of the blocks of lands referred to above and was made aware of their location.



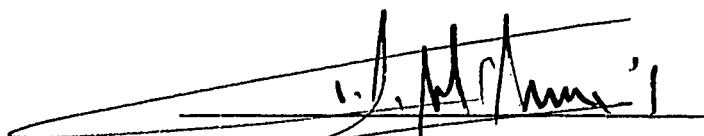
G. D. Brady
Deputy City Clerk

Recommended for Approval.



F. Robertson
Departmental Solicitor

The exchange of the lands described above between the City of Dartmouth and the Waterfront Development Corporation Limited is approved this 28th day of September, 1982.



Thomas J. McInnis
Minister of Municipal Affairs

BOARDS AND COMMITTEES - 1981-82

BOARD OF SCHOOL COMMISSIONERS

Members Appointed by Council
Terms one (1) year
Terms Expire: Nov. 1982

Alderman Fredericks

Alderman Valardo

Alderman Greenough

Alderman Cunningham

Four Elected Members
Terms Expire Oct 30/82
Normally three year terms but have been extended to four years to tie in with the Municipal Election

Dr. John Savage

Mrs. Marilyn Worth

Mrs. Betty Ross

Mr. Pat Brownlow

Four Provincial Appointees
Terms Expire Nov/82.
Normally three year terms but have been extended to four years to tie in with the Municipal Election

Mrs. Shirley Morash

Mr. T.P. Rissesso

Mr. Bert Dickey

Mr. Lewis Smith

REGIONAL LIBRARY BOARD

Five Aldermen
Terms one (1) year
Terms Expire: Nov./82

Alderman Greenough

Alderman Sarto

Alderman Fredericks

Alderman Hawley

Alderman Withers

Two Citizens-at-Large
Appointed by City Council
Presently serving one year term
Term Expires: Nov/82

Mrs. Judy Pelletier

Mrs. Carol Gallant

Regional Library Board recommends the re-appointment of these two citizens-at-large for another one (1) year term

Two Provincial Appointees
Term two (2) years

Mrs. Laura Shea

Mrs. Jean Howell

Term expires: Sept/82

Term expires: Dec 21/82

MUSEUM BOARD

Four Members of Council:
Term one (1) year
Terms Expire: Nov/82

Alderman Fredericks

Alderman Greenwood

Alderman Withers

Alderman Cunningham

Three Citizens-at-Large
appointed by Council for a two year term
Terms expire - Nov/83
Recommended by Museum Society

Mr. L. J. Payzant

Mrs. Patrick Gargan

Mr. Aaron Soloman

MAXIM INVEST
SPRING AND
466 3591

HOSPITAL BOARD

Two Members of Council
Appointed by Council
Term one (1) year
Terms expire - Nov/82

Alderman RitchieAlderman IbsenAlderman ValardoAlderman SartoINDUSTRIAL COMMISSION

Mayor D. P. Brownlow

Five Aldermen
Term three (3) years
Terms expire - Nov/82

Alderman BrennanAlderman ValardoAlderman WilliamsAlderman GreenwoodAlderman Ritchie

Five Citizens-at-Large
Appointed by Council

Mr. James Meredith

Term expires: Dec 1/82

Mr. L.D. Lou McGinn

Term expires: Dec 1/82

Mr. H.D. (Kip) Roberts

Term expires: Dec 1/82

Mr. Roy Steed

Term expires: Dec 1/82

Mr. Charles Douglas
(Burnside Park Committee)

Term expires: May 1/83

One Appointment to be made
Chamber of Commerce President

Mr. Peter Mettam

Term expires: Dec 1/82

METROPOLITAN AUTHORITY

Three Members of Council
Term one (1) year
Terms expire: Nov/82
One member of Council is
to be the Mayor

Mayor BrownlowAlderman CrawfordAlderman ValardoMETROPOLITAN TRANSIT COMMISSION

Two Members appointed by
Council, one of which is a
member of Metropolitan
Authority
Term one (1) year
Terms expire: Nov/82

Mr. MoirAlderman CrawfordDARTMOUTH TRANSIT ADVISORY BOARD

Four Members of Council, one of
which is a member of the Metropolitan
Transit Commission
Term One (1) year
Term Expire: Nov/82
Transit Operations Manager - Art Russell
City Clerk-Treasurer - Mr. Bruce Smith
Traffic Management Group

Alderman GreenoughAlderman SartoAlderman HartAlderman Crawford

Officio Member: Mr. C. A. Moir
Mayor D. P. Brownlow

NATAL DAY COMMITTEE

Three Aldermen
Term one (1) year
Terms expire: Nov/82

Alderman Greenwood Alderman Ritchie

Alderman Withers

COURT HOUSE COMMISSION

Two Members of Council
Term one (1) year
Terms expire: Nov/82

Alderman Cunningham

Alderman Withers

ARBITRATION COMMITTEE

Two Aldermen
Term one (1) year
Terms expire: Nov/82

Alderman Greenwood

Alderman Williams

BOARD OF HEALTH

Five Members of Council
Term one (1) year
Terms expire: Nov/82

Alderman Valardo

Alderman Greenwood

Alderman Ritchie

Alderman Williams

Alderman Withers

One Citizen-at-Large Appointed
by Council for a one year term
Term Expires Nov.82

(Presently Serving)

Maryon Grant

LAKES ADVISORY BOARD

One Alderman
Term one (1) year
Terms Expire: Nov/82

Alderman Hawley

The following persons' terms of office on the Lakes Advisory Board will expire in Nov/82

Mic Mac AAC - Donald Parker
Nova Scotia Barristers Soc. - Tom Burchell
Nova Scotia Research Foundation - Allan L. Crandlemire
Senobe Aquatic Club - Gerald Irwin
YM-YWCA - Audrey Manzer
Urban Development Institute of N.S. - Tom Swanson

It is recommended that the following representatives of the organizations listed be appointed for a term of three (3) years.
Terms Expire: Nov/84

Abenaki Aquatic Club - Bernard Hart
Banook Canoe Club - Mrs. Jean Wagener
Bedford Institute - Dr. Donald Gordon
Board of School Commissioners - Frank Dalziel
Community Planning - Anne Muecke
Defence Research Establishments - Gary McMahon

One Staff - Term One (1) Year

It is recommended that Mark Bernard of the Cities Engineering Department be appointed for a one (1) year term as secretary of the Board

ATHLETIC COMMISSION

Recent amendments to the Provincial Boxing Act abolished local Boxing Commissions (By-Law C-239) in favour of a single government body for the sport in Nova Scotia. As a result, this Commission no longer has any authority.

DARTMOUTH COMMUNITY SERVICES ADVISORY BOARD

One Alderman
 Term One (1) year Alderman Sarto
 Term Expires: Nov/82

It is recommended that the following representatives of the organizations listed be appointed for a term of two years
 Term Expires: Nov/83

Public Day Care - Mrs. Evelyn MacLeod
 Dartmouth Social Services - Ron Stratford
 Dartmouth Recreation - Janet Landry
 Tenants Association - Chris Boutilier
 Dartmouth Schools -
 Dartmouth Mental Health - Mrs. Chris O'Neil

It is recommended that Mr. Ralph Paulson be appointed as a Citizen-at-Large replacing Victor McBain for a term of two (2) years

Term Expires: Nov/83

The remaining ten (10) appointees term expire in October 1982

TOURIST COMMISSION

One Alderman
 Term One (1) year Alderman Cunningham
 Term Expires: Nov/82

The City Administrator recommends the reappointment of the staff representative: G. D. Brady
 Term one (1) year
 Term Expires: Nov/82

Seven Citizens-At-Large
 Term Two (2) years
 Term Expires: Nov/82

The following persons' term of office on the Dartmouth Tourist Commission will expire in Nov. 1982

Major Peter Holmes - Canadian Armed Forces
 Peter Tapper - Campers Association
 Mr. Glen Squires - Dartmouth Chamber of Commerce
 Mr. Peter Randall - N.S. Restaurant and Food Services Assoc.
 Mr. Victor Bradshaw - Innkeepers Guild of Nova Scotia
 Carol MacDonald - Museum Society
 Mr. W.M. Clarke - Assoc. of Tavern & Beverage Room Operators of N.S.

PENSION COMMITTEE

Three Aldermen
 Terms one (1) year
 Term expires: Nov. 82

Alderman BrennanAlderman CrawfordAlderman ValardoQUARRY COMMITTEE

One Alderman
 Term one (1) year
 Term expires: Nov. 82
 One Representative from the Lakes Advisory Board

Alderman CrawfordWINTER CARNIVAL COMMITTEE

Two Aldermen
 Term one (1) year
 Terms expire: Nov. 82

Alderman GreenwoodAlderman SartoGRANTS COMMITTEE

Three Aldermen
 Term one (1) year
 Terms expire: Nov. 82

Alderman WilliamsAlderman WithersAlderman Hart

Two Staff Members - Don McBain - City Comptroller
 - Bill McNeil - Director of Social Services

CANADA WEEK COMMITTEE

Three Aldermen
 Term one (1) year
 Terms expire: Nov. 82

Alderman IbsenAlderman HartAlderman GreenwoodDEPARTMENT HEADS SALARY COMMITTEE

Three Aldermen
 Term one (1) year
 Terms expire: Nov. 82

Alderman WithersSHUBENACADIE CANAL COMMISSION

Three Aldermen
 Term Three (3) years
 Terms expire: Nov/82

Alderman HawleyAlderman FredericksAlderman Brennan

The following were appointed for a term of three (3) years
 Terms Expire: Nov/83

G. S. Gosley - Director of Dartmouth Heritage Museum
 Hilary Grant - Heritage Trust
 Bernie Hart - Dartmouth Lakes Advisory Board
 Carmen Moir - Dartmouth Recreation Advisory Board
 Joseph H. Clarke - Province of Nova Scotia
 Pat Thomson - Government of Canada
 Jon Stone - Citizen-At-Large
 Steve Gilmore - Citizen-At-Large
 Alan Connors - Citizen-At-Large
 Mary Williams - Citizen-At-Large

HERITAGE ADVISORY COMMITTEE

Two Aldermen

Term One (1) Year

Terms Expire: Nov/82

Alderman CrawfordAlderman Withers

The following persons' terms of office expire Nov/82

William Lydon - Architect

Peter Payzant - Engineer

Judith Cooney - City Staff

Syd Gosley - Museum Director

Aaron Solomon - Museum Board

John MacLeod - Museum Board

Mrs. Joan Paezant - Citizen-At-Large

Eleanor Walker - Citizen-At-Large

Dr. Max Brennan - Citizen-At-Large

Carmen Moir - Citizen-At-Large

DOWNTOWN REVITALIZATION COMMITTEE

Three Aldermen, Two from Ward Three

One at Large

Term one (1) year

Terms Expire: Nov/82

Alderman BrennanAlderman CrawfordAlderman Hawley

The City Administrator recommends the reappointment of John Lukan from the City of Dartmouth Planning Department

Term one (1) year

Term expires: Nov/82

Non-Voting Ex-Officio members as follows:

- (I) The Mayor
- (II) The member of the Provincial Legislature for Dartmouth North
- (III) The member of the Provincial Legislature for Dartmouth South
- (IV) A Dartmouth representative of the Board of Directors of the Waterfront Development Corporation to be appointed by the said Board of Directors

The nine other appointments to this Committee were approved in Nov 1980 for a period of two years

Terms expire: Nov/82

BUSINESS IMPROVEMENT DISTRICT COMMITTEE

Two Aldermen

Term one (1) year

Terms Expire: Nov/82

Alderman BrennanAlderman Crawford

The other appointments to this Committee are:

- 1.) The executive of the Downtown Dartmouth Corporation Ltd.
- 2.) John Lukan from the City Planning Department

Dartmouth, N. S.

November 17/81.

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

Present - Mayor Brownlow

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

Council met to elect a Deputy Mayor and to make appointments to the the various Boards and Committees for the year 1981/82.

DEPUTY MAYOR

Nominations were called for the position of Deputy Mayor and the names of Ald. Hart, Ald. Crawford and Ald. Williams were put forward by Ald. Greenwood, Valardo and Cunningham respectively. Following a vote by secret ballot and destroying of the ballots, the Mayor declared Ald. Hart to be duly elected to serve as Deputy Mayor for the 1981/82 terms of office.

SCHOOL BOARD

Members of Council nominated to serve on the Board of School Commissioners were: Ald. Fredericks, Greenough, Valardo, Crawford and Cunningham. Following a vote by secret ballot and the destroying of the ballots, the Mayor declared Ald. Fredericks, Greenough, Valardo and Cunningham to be appointed as School Board Commissioners.

School Board appointments:

Ald. Fredericks	Ald. Greenough
Valardo	Cunningham

REGIONAL LIBRARY
BOARD

Members of Council appointed to the Regional Library Board are as follows:

Ald. Greenough	Ald. Fredericks
Sarto	Hawley
Withers.	

On motion of Ald. Greenough and Valardo, Council approved the reappointment of the two citizen-at-large members, Mrs. Judy Pelletier and Mrs. Carol Gallant, to the Regional Library Board.

MUSEUM BOARD

Members of Council appointed to the Museum Board are as follows:

Ald. Fredericks
Withers

Ald. Greenwood
Cunningham

Reappointment of the three citizen-at-large representatives on the Museum Board, was confirmed on motion of Ald. Crawford and Ibsen. The three citizen members are: Mr. L. J. Payzant, Mrs. P. Gargan, and Mr. A. Solomon.

HOSPITAL BOARD

Members of Council nominated to serve on the Hospital Board were: Ald. Valardo, Ibsen, Ritchie, Sarto, Hawley, Crawford and Withers. Following a vote by secret ballot and the destroying of ballots, the Mayor declared the following Aldermen to be appointed Hospital Board members:

Ald. Valardo
Ritchie

Ald. Ibsen
Sarto

INDUSTRIAL COMMISSION

On motion of Ald. Greenough and Crawford, Council approved the appointment of Mr. Peter Mettam, the current President of the Chamber of Commerce, to serve on the Industrial Commission.

METRO. AUTHORITY

Nominations put forward for appointment to the Metropolitan Authority were: Ald. Hart, Crawford and Valardo. Following a vote by secret ballot and destroying of ballots, the Mayor declared Ald. Crawford and Valardo to be duly appointed to the Metropolitan Authority to represent the City of Dartmouth.

M.T.C.

The City will be represented on the Metropolitan Transit Commission by Mr. C. A. Moir and Ald. Crawford, both duly appointed by Council to serve on the Commission.

TRANSIT ADVISORY BOARD

Members of Council appointed to serve on the Transit Advisory Board are as follows:

Ald. Hart
Greenough

Ald. Sarto
Crawford

NATAL DAY COMMITTEE

Members of Council appointed to serve on the Natal Day Committee are: Ald. Ritchie, Withers & Greenwood.

COURTHOUSE COMMISSION

The two Council members appointed to the Courthouse Commission are Ald. Cunningham & Withers.

ARBITRATION COMMITTEE

The two members of Council appointed to the Arbitration Committee are Ald. Greenwood & Williams.

BOARD OF HEALTH

Members of Council nominated to serve on the Board of Health were: Ald. Ibsen, Valardo, Ritchie, Withers, Williams, and Greenwood. Following a vote by secret ballot and the destroying of ballots, the Mayor declared the following members to be duly appointed to the Board of Health:

Ald. Williams	Ald. Valardo
Ritchie	Withers
Greenwood	

The reappointment of Mrs. Maryon Grant was confirmed to the Board of Health, on motion of Ald. Williams and Valardo.

LAKE ADVISORY BOARD

The member of Council appointed to the Lakes Advisory Board is Ald. Hawley. Representatives of the various organizations who serve on the Board were confirmed for appointment, on motion of Ald. Valardo and Greenough.

The staff representative on the Lakes Advisory Board, Mr. Mark Bernard, was reappointed for a one-year term, on motion of Ald. Ibsen and Williams.

COMM. SERVICES ADVISORY BOARD

The member of Council appointed to the Community Services Advisory Board is Ald. Sarto. Organizational representatives appointed for a two-year term of office, as listed, were confirmed by Council, on motion of Ald. Crawford and Valardo.

One citizen-at-large appointment, Mr. Ralph Paulson, for a term of two years, was confirmed on motion of Ald. Ibsen and Valardo.

TOURIST COMMISSION

The member of Council appointed to the Tourist Commission is Ald. Cunningham. Mr. Brady was confirmed for a one-year term as the staff representative on the Commission, on motion of Ald. Ibsen and Greenwood.

PENSION COMMITTEE

Members of Council appointed to the Pension Committee were: Ald. Crawford, Brennan and Valardo.

QUARRY COMMITTEE

The member of Council appointed to the Quarry Committee is Ald. Crawford.

WINTER CARNIVAL
COMMITTEE

Members of Council appointed to serve on the Winter Carnival Committee are Ald. Greenwood and Sarto.

GRANTS COMMITTEE

Members of Council appointed to the Grants Committee are: Ald. Williams, Hart and Withers.

The two staff appointments to the Committee, Mr. Don McBain and Mr. Bill McNeil, were confirmed by Council, on motion of Ald. Ibsen and Crawford.

CANADA WEEK
COMMITTEE

Council appointments to the Canada Week Committee are: Ald. Ibsen, Hart and Greenwood.

SALARY COMMITTEE

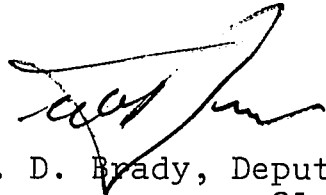
On motion of Ald. Greenough and Valardo, Council confirmed the appointment of Ald. Withers to the Salary Committee at this time, and deferred the other two Council appointments until May of next year.

DOWNTOWN
REVITALIZATION
COMMITTEE

Members of Council appointed to the Downtown Revitalization Committee are: Ald. Crawford, Brennan and Hawley. Mr. Lukan was confirmed as the staff representative on the Committee, on motion of Ald. Valardo and Crawford.

The appointment of a Council representative on MAPC was deferred until the next meeting

Meeting adjourned.


G. D. Brady, Deputy City
Clerk.

City Council, Nov. 17/81

ITEMS:

- 1) Appointment of Deputy Mayor, page 1.
- 2) " " Boards & Committees:
 - School Board - page 1
 - Regional Library Board - page 1
 - Hospital Board - page 2
 - Museum Board - page 2
 - Industrial Commission - page 2
 - Metro. Authority - page 2
 - Metro. Transit Commission - page 2
 - Transit Advisory Board - page 2
 - Natal Day Committee - page 2
 - Courthouse Commission - page 2
 - Arbitration Committee - page 3
 - Board of Health - page 3
 - Lakes Advisory Board - page 3
 - Comm. Services Advisory Board - page 3
 - Tourist Commission - page 3.
 - Pension Committee - page 3.
 - Quarry Committee - page 3.

Winter Carnival Committee - page 4.
Grants Committee - page 4
Canada Week Committee - page 4
Salary Committee - page 4
Downtown Revitalization Committee - page 4.

Dartmouth, N. S.

November 24/81.

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

Present - Mayor Brownlow.

Ald. Williams	Cunningham
Brennan	Crawford
Valardo	Withers
Hart	Greenwood
Hawley	Greenough
Ritchie	Fredericks
Sarto	

City Solicitor, M. Moreash
Acting City Administrator, D. Bayer
Deputy City Clerk, G. Brady

Monthly reports recommended and forwarded from
Committee, were approved as follows:

MONTHLY REPORTS

- 1) Development Officer (Oct.): adopted on motion
of Ald. Crawford and Ritchie.

Ald. Valardo inquired about the procedure
to be followed in connection with a contract
zoning application for the Stewart property,
included in recent North End Improvement rezoning
to R-2 Zone. Mr. Bayer explained that the owners
can submit an application for contract zoning after
December 7th, which is the final date for appeal.
The application will then come before Council in
the regular way.

- 2) Building Inspector (Oct.): adopted on motion
of Ald. Crawford and Greenough.

- 3) Minimum Standards (Oct.): adopted on motion
of Ald. Crawford and Greenwood.

Ald. Cunningham referred to the properties at
263-267 Portland Street and asked that action
be taken to deal with the excessive amounts of
garbage behind #265.

Ald. Valardo asked that attention be given to
garbage and old mattresses on the property just
above Albro Lake by the power sub-station.

- 4) Fire Chief (Oct.): adopted on motion of Ald.
Greenough and Greenwood.

The Fire Chief was available to answer questions
from Ald. Cunningham about several items in the
report.

- 5) Animal Control (Oct.): adopted on motion of Ald.
Crawford and Sarto.

- 6) Social Services (Oct.): adopted on motion of
Ald. Greenwood and Hart.

Ald. Williams asked about the City's contribution
to the operation of the Help Line service. He felt
that our contribution should be withheld in the
present situation, with the problems associated
with this organization. He asked Mr. Greene to
look into the matter further and submit a report
for Council's information.

Ald. Brennan made further inquiries about the
initiation of action by Council to take advantage
of funds available for public and senior citizen
housing units for Dartmouth. Mr. Bayer explained
what is being done in the way of identifying sites
and discussions with Housing Commission officials.

Ald. Crawford commented on accommodation problems being caused for people affected by the enforcement of the new Rooming House By-law, and asked if Mr. Greene and other staff members could get together to discuss problems that are being created by the loss of rooms that do not comply with the by-law requirements. Mr. Bayer said this matter has already been discussed at two staff meetings. He went on to suggest the need for a housing strategy for the City, pointing out that a program is required on an on-going basis, rather than just continuing to react to emergency situations as we are doing at present.

- 7) Ferry Supt. (Oct.): adopted on motion of Ald. Valardo and Hart.

Ald. Williams questioned the accuracy of the statistics presented in the report and felt that the Supt. should have been present to respond to questions about his report. Ald. Greenough noted that Capt. Keddy does attend Transit Advisory Board meetings when the report is reviewed and he did explain the statistic figures at that time. Ald. Williams requested clarification of the figures.

MOTIONS: To adopt the regular monthly reports, as detailed above and on page 1.

PURCHASE LAND:
NAIL COVE

On motion of Ald. Crawford and Brennan, Council authorized the acquisition of property in the area of Nail Cove for development of a park in connection with the North Dartmouth Neighborhood Improvement Program. The property will be acquired from Mr. J. Leighton Dillman for a price of \$25,000., funds to be provided for in the 1982 Capital Budget.

MOTION: Moved by Ald. Crawford and Brennan that Council authorize the purchase of property from Mr. J. Leighton Dillman in the area of Nail Cove, for the price of \$25,000. Funds to be provided for in the 1982 Capital Budget.

REPAIRS:
SHUBENACADIE
CANAL

Based on a request from the Canal Commission, approved by Council in July, that the Engineering Dept. prepare an estimate of the cost of repairs to one of the locks in the Shubenacadie Canal, a report has been submitted to Council suggesting that it will be necessary to hire a consultant to check the structural stability of the walls of both locks in the Port Wallace area before proceeding with any major repairs for rebuilding of the locks. The report goes on to recommend that the hole in the westerly sidewall of the lock be repaired at a cost of approx. \$10,000., with the Province contributing half the cost. Ald. Brennan and Williams moved the adoption of the recommendation.

Ald. Valardo said the City should not be spending money on a property where the ownership is in doubt. Ald. Crawford elaborated further on this point by referring to a draft report, based on the Shubenacadie River Basin Study, in which specific reference is made to the ownership issue, involving several portions of the Canal lands. The Solicitor was asked to comment and said he would have to advise against the expenditure of City funds on property that may be privately-owned, until he has had an opportunity to research the question further. It would also have to be determined whether the owner, if there was one other than the City, would give consent to allowing equipment on the lands to carry out the work. Mr. Bayer explained the procedures followed in other cases where easements have to be secured to pass over private properties to carry out work on drainage and other projects. Where there is objection from the owners, the problem would be brought to Council to be resolved.

Ald. Brennan, Hart and Fredericks spoke in support of the motion and wanted to see the work on the wall proceed as quickly as possible so there is no further deterioration caused by frost this winter. They noted the historic significance of the Canal and the fact that the City will receive cost-sharing from the Province in this expenditure. Ald. Cunningham and Crawford felt that the question of ownership should be looked at by the Solicitor so it could be determined whether the City can legally make repairs in this case. They moved referral back to the Solicitor to determine the legality of the expenditure, also to determine whether the private owner, if there is one, would be willing to have the work proceed. Ald. Greenough and Crawford felt that the extent of the repairs required to the locks should be determined as well; Ald. Crawford wanted to know what the status of the River Basin study is and why copies of a completed report cannot be secured for the members of Council to consider. Ald. Hawley and Fredericks spoke against referral and when the vote was taken, the motion was defeated by a vote of 7 to 6.

Debate then resumed on the main motion, with the positions of members for and against being maintained on the basis of their previous arguments. When the vote was taken, the motion carried. Ald. Crawford and Valardo then gave notice of reconsideration.

RECONSIDERATION

MOTION: Moved by Ald. Brennan and Williams that Mr. Moir's report be adopted, recommending repairs to a hole in the westerley sidewall of the Canal lock, at a cost of approx. \$10,000. half of which will be borne by the Province.

RECONSIDERATION: Moved by Ald. Crawford, seconded by Ald. Valardo.

EASE: OFFICE
WORLD

A report from Mr. Rath was before Council, setting out details of a proposed leasing arrangement with the owners of an office supply company known as Office World, for a building that was purchased by the City at 29 Bancroft Drive. A monthly rental rate of \$435. has been agreed to with the owners, this rate to take effect on May 1, 1981. The rate would be for a one-year term and the City would reserve the right to terminate the lease on three months notice. Resolution #81-39 has been prepared, authorizing the execution of the lease by the Mayor and City Clerk on behalf of the City, and it was adopted by Council, on motion of Ald. Greenwood and Crawford; a copy of the resolution is attached.

MOTION: Moved by Ald. Greenwood and Crawford that Council adopt Resolution #81-39, authorizing the execution of a lease with Office World for the rental of the City-owned building located at 29 Bancroft Drive, at the rate of \$435. per month.

PRICING POLICY:
BURNSIDE PARK
BY-LAW C-445

In a report to Council, Mr. Rath has recommended revisions to the pricing policy for land in the Burnside Park, this policy having been approved and recommended by the Industrial Commission. The prices recommended would be effective as of January 1/82 but would not affect Agreements of Purchase and Sale and Options to Purchase entered into prior to that date, or sites approved for sale by the Industrial Commission prior to that date. By-law C-445 has been drafted to make the necessary changes in By-law C-294 with respect to the price of land in the Park.

It was moved by Ald. Greenough and Williams and carried that leave be given to introduce the said By-law C-445 and that it now be read a first time.

It was moved by Ald. Greenough and Valardo that By-law C-445 be read a second time.

Mr. Rath was available to answer questions from Ald. Crawford about the new pricing policy recommendations. The motion for second reading carried.

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

It was moved by Ald. Hart and Williams and carried that By-law C-445 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.

MOTIONS: Three readings given to By-law C-445 which amends By-law C-294 with respect to the price of land in the Burnside Park.

HUBIE CAMPGROUND

In a report to Council, the Recreation Director has made a series of recommendations for upgrading the Shubie campground facility, based on surveys and correspondence from campers and on the Department's own observations and research. These include such items as the winterizing of washroom facilities, development of a large day picnic area to accommodate local church groups and organizations, etc. Ald. Brennan and Fredericks moved the adoption of the report and recommendations in it.

Ald. Hart questioned the recommendation involving a canteen/grocery facility for the campground, and moved deferral of that particular recommendation until Council can be provided with additional information on it. This amendment to the motion was seconded by Ald. Williams. Ald. Brennan, Fredericks, Hawley, Withers and Greenwood spoke in favour of the report as a whole and also, were in favour of the type of facility indicated by Mr. Stevens, that is, a canteen of the type located at Birch Cove, but where campers would be able to purchase necessary items such as bread, milk, ice, pop, etc. They considered this to be a normal kind of service that campers would expect

to find at any trailer park or campground facility.

Ald. Greenough was concerned that the canteen would become a hang-out for young people, also that additional traffic to and from the canteen would be generated through the adjacent residential area. Ald. Valardo said he could only support a canteen if it were let out to private tender and that the City should not be competing with private enterprise in selling groceries. Mr. Stevens advised that the canteen would be tendered in the regular way, as other such outlets are elsewhere in the City. The amendment carried by a vote of 7 to 6 with Ald. Greenwood, Fredericks, Hawley, Brennan, Withers and Ritchie voting against.

Debate resumed on the main motion and Ald. Cunningham and Greenough felt that cost breakdowns and estimates should have been included in the report so that Council could be informed on the amount that will be required to carry out each of the recommendations. Ald. Greenough also felt that additional consideration should be given to the effect of the upgrading on the adjacent residential neighborhoods. There appeared to be some question as to whether or not Council wishes to change the basic direction of the campground facility in terms of its expansion and in terms of attracting additional people into the area. Some members felt that insufficient statistics have been provided as a justification for expanding the park, and questioned whether the City can afford this project in relation to other spending requirements.

Mr. Bayer suggested that Council might wish to have the report referred back to the Recreation Dept. for more specific information on the costs involved and identification of the alternatives to (a) retaining the campground at its present level or (b) upgrading it to better serve residents and visitors and attract more tourists to the City through this facility. On motion of Ald. Crawford and Valardo, the report was referred back to staff for a complete cost breakdown and indication of the ramifications involved in terms of tourism, effect on neighboring

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residential communities, etc.; referral to the Tourist Commission is also included.

Ald. Hart suggested that it would be in order for Council to go on record as being essentially in support of the thrust of the report, but other members were not willing to go along with this suggestion. The motion to refer to staff carried with Ald. Hart, Brennan, Hawley, and Fredericks voting against.

MOTION: Moved by Ald. Crawford and Valardo that the Recreation Dept. report on proposed upgrading of the Shubie campground be referred back to staff for cost projections and additional information on the ramifications involved in terms of tourism, the effect on neighboring communities, etc. The report will also be referred to the Tourist Commission for consideration.

COST OF DIGGING
GRAVES: MT. HERMON
CEMETERY

In a joint report from Mr. Lynch and Mr. Moir, a revised schedule of fees has been recommended for the opening and closing of graves at Mt. Hermon Cemetery. The basic recommendation is that a fee of \$125. per grave be charged, with a fee of \$50. extra for weekend and holiday openings; these prices to become effective immediately. Ald. Greenwood and Valardo moved the adoption of the recommendation, but Ald. Cunningham and Withers moved in amendment that a uniform fee of \$150., applicable to all grave openings, be charged instead. The amendment carried with Ald. Fredericks voting against. The amended motion carried.

MOTION: Moved by Ald. Greenwood and Valardo that a fee of \$125. be charged for grave openings in Mt. Hermon Cemetery, with a fee of \$50. extra for weekend & holiday openings, as recommended by Mr. Moir and Mr. Lynch in their report to Council.

AMENDMENT: Moved by Ald. Cunningham & Withers that a uniform fee of \$150., applicable to all grave openings, be charged instead.

Ald. Williams referred to a program report of October 23rd from the Recreation Dept., in which reference is made to a recreational area to serve Manor Park residents. He sought clarification of the item in the report, and the Mayor asked to have the report referred back to the Dept. for further clarification.

BY-LAW C-447:
AMENDMENT TO
TAXI BY-LAW

Proposed By-law C-447 was before Council, having been drafted to correct an omission in the Taxi By-law, C-440, which increased the taxi rates in August of 1981. The by-law, in its original form, referred to an initial charge of \$1.00 for the first mile or portion thereof (with one passenger), whereas it should have referred to the first 1/8th mile.

It was moved by Ald. Valardo and Greenough and carried that leave be given to introduce the said By-law C-447 and that it now be read a first time.

It was moved by Ald. Crawford and Hart that By-law C-447 be read a second time.

Ald. Greenwood noted that the reference in the by-law should not be to 1/8th mile but to 1/12th mile instead. There appeared to be considerable difficulty in resolving the mathematical calculation that would be required to accomplish this change, taking into account that kilometers are also involved instead of miles. The by-law was therefore referred back to the Solicitor for further clarification in terms of the 1/12th kilometer calculation for establishing the charge for taxi rates. The motion to refer was moved by Ald. Fredericks, seconded by Ald. Brennan, and it carried.

MOTION: Moved by Ald. Fredericks and Brennan that By-law C-447 be referred back to the Solicitor for clarification of the 1/12 kilometer calculation for establishing the charge for taxi rates.

REPORT ON MEETING
WITH MINISTER

The Mayor gave a verbal report on the recent meeting with the Minister of Transportation to discuss the possibility of a by-pass highway that could be constructed to relieve traffic pressure on the Rotary before improvements there are undertaken. The Mayor reiterated Council's position on the need for a by-pass highway and also, the decision taken against the routing of such a highway through the Port Wallis area. The Minister has indicated that if the City is not proceeding with the improvements to Main Street, the Province would have to re-think their position on the Rotary project. The meeting with the Minister was followed

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subsequently by a meeting with the Main Street business owners, who will be presenting a petition to Council at the meeting of December 2nd.

BY-LAW C-444:
DART. REC. COMMISSION

Proposed By-law C-444, in a revised form, was presented for Council's consideration. This by-law would establish the Dartmouth Recreation Center Commission, which will function initially on an interim basis until March 31/83 and consist of the present membership, as per the recommendation adopted by Council at the meeting of October 26th.

It was moved by Ald. Crawford and Valardo and carried that leave be given to introduce the said By-law C-444 and that it now be read a first time.

It was moved by Ald. Valardo and Crawford that By-law C-444 be read a second time.

The Solicitor responded to questions from the members about various sections of the by-law, particularly those with reference to the term of office that the interim commission will serve and the status of those members who will be standing for election in October of next year. The status of Ald. Withers' membership was also brought up, since he has submitted his resignation as a Director of Dartmouth Recreation Ltd. Ald. Withers indicated that while he does not wish to serve as a Director any longer, he would be willing to serve on the interim commission which will be appointed by Council through the by-law. The question of a new appointment that may be made by the Minister of Government Services, to replace Ald. Withers as a Provincial appointee on the Board of Directors for Dartmouth Recreation Ltd., was also raised in this connection.

The Solicitor suggested that the condition imposed for re-election of Aldermanic members could be overcome with the wording 'Notwithstanding any other provision of this by-law' inserted at the beginning of section 6. before the words, '. . . the Commission shall consist of the following persons for a term commencing, etc.' This amendment was introduced by Ald. Crawford, seconded by Ald. Greenwood.

(Council agreed to continue meeting beyond the hour of 11:00 p.m. to complete the remaining items, on motion of Ald. Crawford and Ritchie.)

In view of the questions still outstanding as to the status of Ald. Withers on the interim commission and the point about members remaining on the commission whether they are re-elected as members of Council or not, the by-law was referred to Committee for further discussion on motion of Ald. Brennan and Greenough (Ald. Valardo voting against.)

MOTION: Moved by Ald. Brennan and Greenough that By-law C-444 be referred to Committee for further discussion in second reading, with a proposed amendment still outstanding in section 6 with reference to elected members of the Dartmouth Recreation Center Commission.

RESOLUTION #81-40:
INTEREST ON PAST-
DUE TAXES

On motion of Ald. Greenough and Valardo, Council approved the attached Resolution #81-40, which establishes the interest rate on past due taxes owing the City at 18.50% per annum, as recommended by the City Clerk-Treasurer.

MOTION: Moved by Ald. Greenough and Valardo that adopt the attached Resolution #81-40, establishing the interest rate on past-due taxes owing the City at 18.50% per annum.

MAINTENANCE AGREEMENT # 4-W Council was requested to authorize a Maintenance Agreement #4-W, between the City and the Minister of Transportation, for the maintenance of cost-shared streets within the City, as detailed in the agreement. The City Engineer has recommended that the Mayor and the City Clerk be authorized to sign the agreement on behalf of the City. Ald. Greenough and Hart moved the adoption of the recommendation. Ald. Fredericks felt that there should be cost-sharing by the Province on snow removal and ice control costs during the winter season, and asked that staff set out in report form, the arguments that are used to substantiate such a request for winter maintenance cost-sharing, as well as participation in other seasons. He said he would like to have Council discuss this item further. Ald. Greenough commented on the condition of the section of Braemar Drive between the Rotary and Red Bridge Pond, suggesting that it is unsafe in its present condition.

He asked that some attention be given to this section of Highway which becomes particularly dangerous in the winter with water running over it and freezing. The motion on the floor carried.

MOTION: Moved by Ald. Greenough and Hart that the Mayor and City Clerk be authorized to sign Maintenance Agreement #4-W, on behalf of the City, with the Minister of Transportation.

PROBLEMS:
OAKWOOD HOUSE

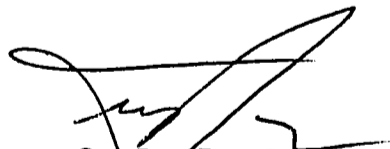
With the permission of Council, Ald. Valardo brought to the attention of the members, continuing problems with Oakwood House and the noise that is disturbing neighborhood residents at late hours as a result of activities going on there. He wanted to have the rental procedures looked into as far as this facility is concerned, and on his motion, seconded by Ald. Crawford, the matter was referred to staff to look into the rental arrangements and controls that can be placed upon them to prevent the kind of problems being caused at present.

MOTION: Moved by Ald. Valardo and Crawford that the rental arrangements for Oakwood House be looked into by staff, to see what controls can be placed upon them to prevent the kind of problems that are occurring at present.

On motion of Ald. Brennan and Hawley, Council adjourned to meet in camera for one additional item (salary: Tourist Director).

Council reconvened and confirmed the action taken in camera, on motion of Ald. Brennan and Hart.

Meeting adjourned.


G. D. Brady,
Deputy City Clerk.

City Council, Nov. 24/81

ITEMS:

- 1) Monthly reports, page 1.
- 2) Purchase land, Nail Cove, page 2.
- 3) Repairs, Canal wall, page 2 & 3.
- 4) Lease, Office World, page 4.
- 5) Pricing policy, By-law C-445, page 4 & 5.
- 6) Shubie campground recommendations, pages 5 to 7.
- 7) Cost of grave digging, page 7.
- 8) By-law C-447: amendment to Taxi By-law, page 8.
- 9) Report on meeting with Minister, page 8.
- 10) By-law C-444, Dart. Rec. Commission, page 9 & 10.
- 11) Resolution #81-40 (interest rate on taxes), page 10.
- 12) Maintenance Agreement #4-W, page 10.
- 13) Oakwood House problems, page 11.