

Dartmouth, N. S.

April 5/83.

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

Present - Deputy Mayor Crawford.

Ald. Romkey	Sarto
Beeler	Peters
DeMont	Withers
Stubbs	Greenwood
Hawley	Greenough
Bregante	Hetherington
Levandier	
City Solicitor, M. Moreash	
City Administrator, C. A. Moir	
Deputy City Clerk, G. D. Brady	

MINUTES

On motion of Ald. Hawley and Greenwood, Council approved the minutes of meetings held on Feb. 22nd, March 1, 8, 15, 22 and 25. Two corrections were noted: (1) Ald. Hetherington should have been recorded as attending the March 15th meeting; and (2) the incorrect spelling of Ald. Bregante's name on page 5 of the same minutes. With these two corrections, the motion was adopted.

The Deputy Mayor acknowledged the attendance of the Grade Eight history class from Ellenvale Jr. High School, with two teachers, Mrs. McQueen and Mrs. Redden.

REQUEST:  
RE/MAX PROMOTION

Under the heading of Original Communications, Council added a letter to the agenda from the company RE/MAX, seeking permission to land a balloon on the ball field behind Becentennial Jr. High School on April 10th. The balloon will be anchored at this location for promotional purposes on the date being proposed.

Ald. Sarto and Hetherington first moved that the letter be received and filed, but Ald. Greenwood and Levandier felt that some suitable location for the promotion could be worked out with the City Clerk and the Recreation Director, if the location behind the school is not considered to be satisfactory. The motion to receive and file was therefore defeated in favour of a motion introduced by Ald. Greenwood and Withers, approving the request from RE/MAX on the condition that a paved site can be selected so that damage will not be caused to the Commons playing field, the site originally proposed.

MOTION: Moved by Ald. Greenwood & Withers that a request from RE/MAX for their balloon promotion be approved, on the condition that a paved site can be selected through discussion with the City Clerk and the Recreation Director.

PLAQUES:  
PARK FENCE

A report from Mr. Moir was considered on the installation of commemorative plaques on the various gates leading to the Dartmouth Park, estimated to cost approx. \$2,000. It has been recommended that Council authorize the withdrawal of funds to cover this expenditure from the trust fund known as the Leighton Dillman Dartmouth Park Greenhouse Fund, which now stands at a total of \$31,777. Mr. Moir's report indicates that this account was originally established from the \$4,000. honorarium returned by Mr. Dillman to the City, to which has been added, unexpended funds allocated for the Dartmouth Park each year when these were surplus.

FIRST APPROVAL:  
OVER-EXPENDITURE

Ald. Greenough and Greenwood moved the adoption of Mr. Moir's recommendation, but Ald. Levandier did not feel that funds should be taken out of the greenhouse account for the plaques. He moved in amendment, seconded by Ald. Stubbs, that the funds be provided instead through an over-expenditure or be taken out of the Parks and Recreation Dept. budget. If an over-expenditure is required, this motion would represent first approval and the item would have to come back to Council at a subsequent meeting for second approval.

There was considerable debate on the amendment and whether or not an over-expenditure should be incurred for the plaques when funds are already available in the existing trust fund which is partially comprised of unexpended City allocations for the Park. Ald. Peters considered it illegal for Council to make use of funds from the account, while other members felt that the fund should be left intact in acknowledgement of the contribution Mr. Dillman has made to the beautification and upkeep of the Dartmouth Park over the years. Ald. Greenough and Sarto were opposed to an over-expenditure and voted against the amendment, which carried. The amended motion carried unanimously.

During the debate, Ald. Withers suggested that a letter of appreciation and thanks should be forwarded to Mr. Dillman in recognition of his efforts to maintain the Park over the years. Deputy Mayor Crawford asked the City Administrator to have a letter forwarded to Mr. Dillman as suggested.

MOTION: Moved by Ald. Greenough & Greenwood that Council adopt Mr. Moir's recommendation on the installation of plaques on the gates to the Dartmouth Park, estimated to cost approx. \$2,000.; this amount to be taken from the trust fund known as the Leighton Dillman Dartmouth Park Greenhouse Fund.

AMENDMENT: Moved in amendment by Ald. Levandier and Stubbs that the funds be provided instead through an over-expenditure or taken out of the Parks & Recreation Dept. budget.

SIGN APPLICATION:  
SOBEYS STORES LTD.

An application has been received from Sobeys Stores Ltd. to have two signs installed by Mediacom Inc. at the rear of the property at 100 Main Street. Mr. Moir has recommended approval of the application, and his recommendation was adopted by Council, on motion of Ald. Bregante and Hetherington.

MOTION: Moved by Ald. Bregante and Hetherington that Council approve a sign application from Sobeys Stores Ltd., to have two signs erected at the rear of the property at 100 Main Street, as recommended by Mr. Moir in his report to Council.

DOG CONTROL  
CONTRACT

Mr. Moir has submitted a report on the expiration of the current dog control contract with Harbour Cities Veterinary Hospital, and has recommended that tenders be called for a new contract, for a two-year period, commencing on or about June 1/83. In the meantime, dog control services will continue to be provided by Harbour Cities Veterinary Hospital, on a month-to-month basis until the contract has been awarded. Council approved Mr. Moir's recommendation, on motion of Ald. Sarto and Greenwood.

MOTION: Moved by Ald. Sarto and Greenwood that Mr. Moir's recommendation be adopted with regard to the calling of tenders for a new two-year dog control contract, commencing on or about June 1/83.

OVER-EXPENDITURE:  
PARTICIPATION

In September of 1982, Council agreed to take part in a nation-wide event known as the Great Canadian Participaction Challenge, and a program has now been put together for the period May 15th to May 20th for the City of Dartmouth. No provision for funding was made in the 1983 budget for such a program and it has now been recommended by Mr. Moir that Council authorize an over-expenditure in the amount of \$2,000. to cover associated expenses. Copies of the proposed budget and program details have been submitted with Mr. Moir's report.

FIRST APPROVAL

Ald. Greenwood and Sarto moved the adoption of the recommendation, but Ald. Romkey and Stubbs questioned the cost of a salary for someone outside the Recreation Dept. to organize and co-ordinate the Participaction program. They felt that all of this work could have been done by staff within the Recreation Dept., although it was indicated by Mr. Atkinson that he does not have any available staff members to take on responsibility for the work that is involved. Ald. Greenwood spoke in support of the motion and when the vote was taken, it carried with 8 members voting in favour and 6 against.

MOTION: Moved by Ald. Greenwood and Sarto that first approval be given to an over-expenditure in the amount of \$2,000. to cover expenses associated with the program being prepared for the Great Canadian Participaction Challenge, in which the City of Dartmouth is taking part.

PROPOSAL: MOUNT  
ROYAL DEVELOPMENTS LTD.

A report from Mr. Moir was before Council on a proposal received from Mount Royal Developments Ltd. for a seven-storey office complex on the block of land located between Ochterloney Street, Alderney Drive, North Street, and the CNR right-of-way. Since the lands involved cannot be conveyed to the City until the finalization of the transaction underway between the City and the CNR, it has been recommended that City staff be authorized to continue negotiations with Mount Royal Developments Ltd. for a period of five months, to Aug. 31/83, when it is anticipated that the land sale to the developer can be concluded. Ald. Withers

and Greenwood moved the adoption of the recommendation.

Ald. Levandier spoke in support of the development proposal and of encouraging local developers to initiate new projects in the downtown area of the City. Ald. Hawley said he agreed with the development concept being proposed, but he wondered if Council could proceed in this way without first calling for proposals for the land. He discussed this point with Mr. Moir and Mr. Bayer. Council generally appeared to feel that the five-month negotiation period would be in order with an interested developer, since the matter will have to come back to Council for final approval once all of the necessary details have been worked out, prior to the August 31st deadline. The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Withers and Greenwood that City staff be authorized to continue negotiations with Mount Royal Developments Ltd. for a period of five months, to Aug. 31/83, for the block of land now in the process of being conveyed to the City in the land exchange with CNR, details of which are set out in Mr. Moir's report to Council of March 28/83.

TAXI BY-LAW  
C-451

The City Solicitor has reported to Council on approval given to the Dartmouth Taxi By-law, C-451, by the Minister of Municipal Affairs, indicating changes that have been made in some provisions of the by-law as a result of the validity of the by-law being challenged by Bluebell Taxi and Bob's Taxi. Ald. DeMont and Bregante both declared a conflict of interest on this item and vacated their seats on Council to sit in the Chamber during the debate.

The report from Mr. Moreash has noted that the new by-law calls for the establishment of a Taxi Commission, and the Deputy Mayor suggested that appointments to the Commission could be made at a later meeting after members of Council have had an opportunity to think about who they may wish to see appointed. A question was raised as to whether Ald. DeMont or Bregante would be permitted to serve on the Commission as taxi driver and/or owner representatives; the Solicitor was asked to give an

opinion on this point. He was also asked for a written interpretation of section 6., sub-section (4) (f) on page 5 of the by-law. Reference was made in this connection to sub-section (8) by the Solicitor, in attempting to clarify sub-section (4).

The other paragraph receiving particular attention with section 6., sub-section (4) (d) pertaining to the medical certificate requirement, covered by the Motor Vehicle Act. Ald. Withers and Hetherington moved that the Solicitor be requested to draft an amendment to By-law C-451 that would delete this sub-section, and have the amendment brought back to Council for approval. The motion carried.

MOTION: Moved by Ald. Withers and Hetherington that the Solicitor be requested to draft an amendment to By-law C-451 that would delete section 6., sub-section (4) (d) pertaining to the medical certificate requirement; this amendment to be brought back to Council for approval.

A second motion was also adopted, moved by Ald. Greenough and Hawley, to make the appointments to the Taxi Commission at a subsequent meeting of Council after the members have time to consider names they wish to put forward for appointment.

MOTION: Moved by Ald. Greenough and Hawley that appointments to the Taxi Commission be made at a subsequent meeting of Council after the members have time to consider names they wish to put forward for appointment. (The Solicitor to provide an opinion on the eligibility of Ald. DeMont and Bregante to serve as taxi driver and/or owner representatives on the Commission.)

TOURIST COMMISSION:  
BY LAW C-482

Proposed By-law C-482 was before Council for consideration; this by-law provides for membership of the General Manager of the Sportsplex on the City Tourist Commission, and amends By-law C-296 accordingly.

It was moved by Ald. Sarto and Greenwood and carried that leave be given to introduce the said By-law C-482 and that it now be read a first time.

It was moved by Ald. Withers and Greenough and carried that By-law C-482 be read a second time.

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

It was moved by Ald. Greenwood and Withers and carried that By-law C-482 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-482

PENSION COMMITTEE:  
BY-LAW C -481

Proposed By-law C-481 was before Council for consideration; this by-law would amend the Pension Committee By-law (C-424) to provide for a designate to attend meetings of the Committee where the employee representative could not attend, so long as the designate was an employee as well.

It was moved by Ald. Sarto and Hetherington and carried that leave be given to introduce the said By-law C-481 and that it now be read a first time.

It was moved by Ald. Greenough and Withers and carried that By-law C-481 be read a second time.

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

It was moved by Ald. Romkey and Greenwood and carried that By-law C-481 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-481.

IND. COMMISSION:  
BY-LAW C-480

The third proposed by-law before Council was C-480, which would amend the Industrial Commission By-law (C-140) to provide for one-year terms only for Commission members, and to specify that one of the citizens-at-large is to be a member of the Dartmouth Chamber of Commerce.

It was moved by Ald. Hetherington and Greenwood and carried that leave be given to introduce the said By-law C-480 and that it now be read a first time.

It was moved by Ald. Bregante and Levandier that By-law C-480 be read a second time.

A question was raised about the status of appointments that were made prior to 1982 for three-year terms, and members appointed for three-year terms in November of 1982. On motion of Ald. Greenough and Hawley, the by-law

was referred back to the Solicitor in second reading for clarification on these points about the three-year terms and the effect of the proposed by-law on them.

MOTION: Moved by Ald. Greenough and Hawley that By-law C-480 be referred back to the Solicitor in second reading for clarification of the questions raised about the status of three-year term appointments and the effect of the proposed by-law on them.

APPOINTMENTS:  
DOWNTOWN REVIT.  
COMMITTEE

On motion of Ald. Hawley and Withers, Council approved a recommendation of the Downtown Resident's Association that Marion Allaart and Fred Evans be appointed to serve out the terms of the former representatives Mrs. Francoise Howard and Mr. Ken Wright on the Downtown Revitalization Committee. Their terms would expire in November of 1983.

MOTION: Moved by Ald. Hawley and Withers that Council approve the appointment of Marion Allaart and Fred Evans to the Downtown Revitalization Committee, replacing Mrs. Francoise Howard and Mr. Ken Wright as the Association's representatives.

R.R.A.P. AGREEMENT:  
RESOLUTION #83-15

Council has been asked to approve Resolution #83-15, which will insure the continuation of the R.R.A.P. Program for the City of Dartmouth. An accompanying report from Mr. Bayer has recommended that the resolution be adopted. Ald. Greenwood and Hetherington moved that Resolution #83-15 be approved; a copy is attached. Questions from Ald. Hawley about possible application of the program to an area of his ward, were discussed with Mr. Bayer. The vote was then taken and the motion carried.

MOTION: Moved by Ald. Greenwood & Hetherington that Resolution #83-15 be approved, as recommended by the Planning Director.

PROPERTIES FOR  
HERITAGE  
REGISTRATION

A number of properties have been recommended by the Heritage Advisory Committee for registration, and on motion of Ald. Stubbs and Hetherington, Council set May 24th for hearing on the following properties:

- |                     |                    |
|---------------------|--------------------|
| 32 King Street      | 70 Queen Street    |
| 38 King Street      | 24 Edward Street   |
| 48/50 King Street   | 29 Ochterloney St. |
| 52 King Street      | 44 Ochterloney St. |
| 55 King Street      | 18/20 North Street |
| 63 King Street      | 22 North Street    |
| 77 King Street      | 47 North Street    |
| 95 King Street      | 51 North Street    |
| 36 Victoria Road    | 53 North Street    |
| 47 Wentworth Street |                    |



MOTION: Moved by Ald. Stubbs & Hetherington that May 24th be set for hearing on properties recommended for heritage registration, as listed at the bottom of page 8 of these minutes.

H.B.VINCENT  
REPORT

The H. B. Vincent & Associates report on position classification and recommended salary ranges, has been dealt with in Committee, and a series of eight recommendations from the Mayor on the report have been recommended to Council from the Committee meeting for approval. Since there were seven members of Council not able to be present for the Committee meeting, Mr. Vincent was again present to respond to questions from the members and he was asked by the Deputy Mayor to give an overview of the report as he did previously in Committee.

Mr. Vincent again reviewed the processes that were followed in carrying out the study which formed the basis for his report, and following his presentation, Ald. Stubbs had circulated, a series of questions from the Finance & Program Review Committee, which has met to discuss the Vincent Report. Ald. Peters and Bregante then moved referral of this matter to the Finance & Program Review Committee for a further examination of the questions that have been raised. Ald. Levandier supported referral and expressed his concerns over what he considered to be excessive salary increases being proposed for some staff classifications, which exceed in every respect the 6% wage guideline for 1983 salary increases. Ald. Greenough said there is no intent to circumvent the 6% guideline that has been established, which is still applicable to salaries in all departments for 1983. At the same time, however, the recommendations being proposed to Council from Committee-of-the-Whole are intended to bring up to the minimum salary scale, those positions which are now considerably below it and in certain cases, do not constitute a decent living wage for the people in the positions. Permission would have to be sought from the Province to bring these salary ranges up to a minimum standard, over and above the 6% guideline for all staff salaries.

Ald. Stubbs made reference to a paper considered by the Finance Committee on increases in the number of City staff positions created during the last ten-year period, and suggested that if it is felt that there is an excessive number of staff at present, some of them should be let go, as in other sectors of the economy. She said the Committee wishes to deal with the report again and make recommendations on it to Council in conjunction with the Vincent Report.

Ald. Beeler commented on the list of questions circulated from the Finance Committee and suggested that they do not warrant referral back to the Committee, since the answers to most of the questions about the Vincent firm are readily available now. She said that questions 7 and 8 are irrelevant and only meant to sidetrack discussion from the main thrust of the Vincent Report, which is concentrated on job classifications and salary ranges. Ald. Hetherington and Sarto were opposed to referral as well, but Ald. Peters considered that the Finance Committee should have the opportunity to question the consultants further. He felt that a job performance and evaluation should have been done in conjunction with the report and suggested inadequacies in it in its present form.

Debate continued for some time on the referral motion and when the vote was taken, the motion was defeated with Ald. Stubbs, Levandier, Peters and Bregante voting in favour. Ald. Peters and Stubbs then gave notice of reconsideration, but the Solicitor advised that reconsideration cannot be given on a motion decided in the negative.

Ald. Withers and Greenwood moved the adoption of the recommendation from Committee-of-the-Whole in favour of adopting the recommendations set out in the Mayor's report of March 25/83. This motion carried with Ald. Bregante, Stubbs, Levandier, and Peters voting against. Ald. Peters and Stubbs gave notice of reconsideration.

RECONSIDERATION

Ald. Stubbs made reference to a paper considered by the Finance Committee on increases in the number of City staff positions created during the last ten-year period, and suggested that if it is felt that there is an excessive number of staff at present, some of them should be let go, as in other sectors of the economy. She said the Committee wishes to deal with the report again and make recommendations on it to Council in conjunction with the Vincent Report.

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Ald. Withers and Greenwood moved the adoption of the recommendation from Committee-of-the-Whole in favour of adopting the recommendations set out in the Mayor's report of March 25/83. This motion carried with Ald. Bregante, Stubbs, Levandier, and Peters voting against. Ald. Peters and Stubbs gave notice of reconsideration.

RECONSIDERATION

A question was raised as to whether or not the Finance Committee can now proceed with further examination of the Vincent Report, as proposed when referral was introduced. The Solicitor pointed out that the motion to refer was defeated and therefore Council has not taken action to refer the item to the Committee. However, any members of Council would be free to discuss the report among themselves in an unofficial capacity.

MOTION: Moved by Ald. Withers and Greenwood that the recommendation from Committee-of-the-Whole on the adoption of recommendations from the Mayor, as per his report of March 25/83, be approved by Council.

RECONSIDERATION: Moved by Ald. Peters, seconded by Ald. Stubbs.

OPENING OF  
GASTON ROAD

Council agreed to permit Ald. Beeler to bring up an item pertaining to the proposed opening of Gaston Road to the Circumferential Highway, as proposed in a motion debated at the January 4th meeting of Council. At that time, the matter was referred to the T.M.G. and other staff for a report to Council and no final decision has subsequently been made by Council as to whether or not the opening of Gaston Road should be requested of the Province. She expressed concern that the Province appears to be going ahead with plans for the street connection without an official request from the City. Mr. Bayer advised that a letter went forward to the Dept. of Transportation on Jan. 21st from the T.M.G., in compliance with the direction from Council, but to date there has been no response to the letter. Ald. Hetherington said he would also like to have this item back on the floor of Council for a decision; he did not feel that there will be any action on the part of the Province until they hear further from the City.

In conclusion, it was moved by Ald. Beeler and Hetherington that a letter be forwarded by the Mayor or Mr. Moir to the Minister of Development and the Minister of Transportation, indicating that Council has not yet made a decision on whether or not the City wishes to see Gaston Road opened to the Circumfer-

ential Highway, and requesting that any work on the project be delayed until Council has made a decision on this matter. The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Beeler & Hetherington that a letter be forwarded by the Mayor or Mr. Moir to the Minister of Development and the Minister of Transportation, indicating that Council has not yet made a decision on whether or not the City wishes to see Gaston Road opened to the Circumferential Highway, and requesting that any work on the project be delayed until Council has made a decision on this matter.

MOTIONS:

ALD. LEVANDIER

Notice of motion having been previously given, the following motions were introduced for Council's consideration:

1) It was moved by Ald. Levandier, seconded by Ald. Romkey:

WHEREAS in the past it has not been mandatory or part of the recruitment criteria, for new police recruits to attend a recognized police training institute;

AND WHEREAS Prof. Grant recommended this in his study of the Dartmouth Police force and suggested this be implemented;

THEREFORE, BE IT RESOLVED that in the future, all new police recruits attend or have attended a recognized police training institute, or have at least two years police experience before they begin work with the Dartmouth Police force.

(The understanding of the motion is that this training would not be at the expense of the City but would be the responsibility of the recruit.)

Speaking in support of his motion, Ald. Levandier said it is presently costing approx. \$15,000. per officer for training new recruits, and he outlined advantages both financial and in terms of training techniques, that are to be gained from having recruits attend a police training school such as Holland College before coming on the Dartmouth force. The Director and Assistant Director of Holland College (Mr. Campbell and Mr. Swim) were present for this item and available to answer questions from the members about their training program. Chief Trider was also present and in response to inquiries about present training procedures in the department, advised that we do not have the facilities or staff to provide the kind of program that is required

for new recruits. He said he felt that Dartmouth would benefit from such a program as the one that is being proposed.

Mr. Campbell indicated to Council that his college is quite prepared to co-operate with Dartmouth or any other municipality that wishes to have its officers trained at Holland College.

The motion received the support of Council and it carried.

MOTION: Moved by Ald. Levandier and Romkey: text on page 12 of these minutes.

ALD. SARTO

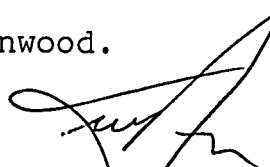
2) Ald. Sarto moved, seconded by Ald. Stubbs:

BE IT RESOLVED that the Solicitor be instructed to prepare and to bring before Council, a draft amendment to the City Charter which would empower the City to prohibit persons under the age of fourteen from attending video arcades or amusement arcades.

Ald. Sarto commented on the kind of problems that arise when children are allowed to spend their time and money in video amusement centres, and stressed the need for regulations to prohibit access to arcades in the case of children under fourteen years of age. The Deputy Mayor noted that the Solicitor feels that such regulations would be ultra vires to existing Provincial laws, and it was therefore suggested the motion should be referred to the Solicitor for a report and recommendation back to Council. The motion was duly referred to the Solicitor for a report, on motion of Ald. Sarto and Greenough.

MOTION: Moved by Ald. Sarto and Greenough that the motion introduced by Ald. Sarto with respect to video arcades, be referred to the Solicitor for report back to Council.

At the hour of 11:00 p.m., Council adjourned on motion of Ald. Romkey and Greenwood.

  
G. D. Brady,  
Deputy City Clerk.

City Council, April 5/83

ITEMS:

- 1) Request: RE/MAX promotion, page 1.
- 2) Plaques: Park fence, page 2.
- 3) Sign application: Sobeys Stores Ltd., page 3.
- 4) Dog control contract, page 3.
- 5) Over-expenditure: Participaction, page 4.
- 6) Proposal: Mount Royal Developments Ltd., page 4.
- 7) Taxi By-law: C-451, page 5.
- 8) Tourist Commission: By-law C-482, page 6.
- 9) Pension Committee: By-law C-481, page 7.
- 10) Industrial Commission: By-law C-480, page 7.
- 11) Appointments: Downtown Revit. Committee, page 8.
- 12) R.R.A.P. Agreement: Res. #83-15, page 8.
- 13) Properties for Heritage Registration, page 8.
- 14) H.B. Vincent Report, pages 9 and 10. (Reconsideration)
- 15) Opening of Gaston Road, page 11.
- 16) Motions: Ald. Levandier, page 12.  
Sarto, page 13.

Dartmouth, N. S.

April 12/83.

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

Present - Mayor Brownlow

Ald. Romkey	Sarto
Peters	Beeler
Crawford	Levandier
Stubbs	Greenwood
Hawley	Greenough
Bregante	Hetherington
DeMont	
City Solicitor,	S. Hood
City Administrator,	C. A. Moir
City Clerk-Treasurer,	B. Smith

PUBLIC HEARING:  
CONTRACT ZONING  
PORTLAND ST. &  
DUNDAS STREET

This meeting of Council constituted the public hearing for an application for contract zoning for the property located at the corner of Portland and Dundas Streets; the development proposed is a high-rise mixed commercial/residential building on the site formerly occupied by the Mayfair Theatre.

Mr. Ken Dacey made the presentation on behalf of the developers, providing information on the size and type of building that is proposed, the two bottom floors of which would be for commercial uses and the ten-floor tower consisting of apartment units, with a penthouse floor on the top of the building.

The Planning Dept. has recommended in favour of the development, subject to the provision of 28 additional parking spaces to meet the provisions of the Zoning By-law. The Planning Dept. report and other related documentation has been circulated with the agenda in connection with this item. Included, is Resolution #83-19, which would authorize the agreement between the developers, Pacific Investments Ltd. and the City. Ald. Crawford and Hetherington moved the adoption of the resolution, a copy of which is attached. The Mayor called for any presentations either for or against the application before Council, but there was no one in the chamber wishing to be heard on the item.

RESOLUTION #83-19

Ald. Greenough questioned the additional parking requirements that have been noted in the Planning Dept. report, and these were discussed with Mr. L'Esperance. It was noted that the three levels of parking included



in the project itself meet the residential parking requirements for the building; the shortfall in parking space accrues to the commercial part of the development. Ald. Greenough and Hawley suggested that perhaps a precedent will be set in this case if Council approves the zoning application without the number of parking spaces that are needed, but it was pointed out by the Solicitor that in the case of contract zoning, each project is considered individually and restrictions set for each development may vary according to the location and circumstances.

Ald. Crawford noted that other commercial enterprises approved recently for the downtown area have not been required to provide their own parking and he did not feel that this particular application should be held up on that account when the necessary residential parking requirements have been met. Other members of Council who spoke on the motion supported the project as an asset to the downtown core area and a further impetus to revitalization of this section of the City.

Following debate on the motion, the Mayor again asked for any representations on the issue. Hearing none, the vote was taken on the motion and it carried.

MOTION: Moved by Ald. Crawford & Hetherington that Council approve Resolution #83-19, authorizing the agreement between Pacific Investments Ltd. and the City, pursuant to the contract zoning application for the property located at the corner of Portland and Dundas Streets.

MOTIONS:

ALD. BREGANTE

Council next proceeded to the two motions still outstanding from the April 5th meeting.

Ald. Bregante proceeded to introduce a new wording for his motion, changed somewhat from the notice that was originally given. The motion was seconded by Ald. Stubbs and reads as follows:

WHEREAS the City is decreasing in population, but City Hall staff is on the increase;

THEREFORE BE IT RESOLVED that we now look to the future as to keep things in line;

AND THEREFORE BE IT RESOLVED that we impose a freeze on hiring any permanent City staff for the next three years, with the exception of the Police and Fire Departments, as well as not replacing any employees who leave, retire or die during this period;

AND FURTHER BE IT RESOLVED, except in the case of any key position, this position would be brought to the attention of City Council for Council to make a decision as to replace that person or not;

AND FURTHER BE IT RESOLVED that this resolution shall not affect the hiring of summer staff for Parks & Recreation, etc., or areas where we can take advantage of various grants, etc. that pay the bulk of the wages of these people.

Since members of Council did not have the new wording before them in discussing the motion, Ald. Crawford asked that it be deferred to the next Council meeting when the revised wording will have been circulated. Ald. Bregante and other members of Council concurred with this request and the item will therefore be included in next week's Council agenda instead of being dealt with at this meeting.

ALD. STUBBS

Ald. Crawford rose on a point of privilege in connection with the notice of motion previously given by Ald. Stubbs, and sought clarification from the Solicitor as to whether or not he might be in a conflict-of-interest position as a result of his membership on the Metropolitan Authority and the M.T.C., to which the motion would pertain. The Solicitor made reference to Section 5 (1) (i) of the Municipal Conflict of Interest Act, and quoting from this section, advised that an exemption is provided under this section which permits members of Council to participate in items of this kind that do involve a pecuniary interest on the part of certain of the members. This provision had to be made of necessity, recognizing the problems that would arise in municipal units if elected representatives could not discuss any items involving their own stipends or fees received for serving on specific boards and commissions. Based on the information provided by the Solicitor, the Mayor ruled Ald. Crawford and other members in similar positions, to be eligible to participate in the item.

In her introduction to the motion, Ald. Stubbs said that in keeping with the debate associated with her previous motion on the subject of remuneration for Council members serving on the District School Board, and the

concerns expressed at that time when Council did not agree to an amendment to the relevant section of the Charter, she would now move that Section 14, subsection 5A of the City Charter be rescinded; the motion was seconded by Ald. Peters.

Ald. Crawford spoke against the motion, referring to the amount of time and effort that is required on the part of members who serve on the Metropolitan Authority and the M.T.C., for which he considered that some remuneration is warranted. When the vote was taken on the motion, it was defeated with Ald. Stubbs and Peters voting in favour.

NOTICES OF MOTION:  
D. CRAWFORD

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

1) Ald. Crawford:

WHEREAS the City of Dartmouth has placed approx. \$4,500,000. with a chartered bank at a fixed interest;

AND WHEREAS other financial institutions are offering higher rates;

THEREFORE, BE IT RESOLVED that funds over and above the daily cash requirement be put out to tender in order to obtain the best interest rate possible.

ALD. HETHERINGTON

2) Ald. Hetherington:

WHEREAS a large number of our citizens are restricted from joining the Dartmouth Volunteer Fire Dept. because of the wording of having to work in the City of Dartmouth;

BE IT SO RESOLVED that By-law C-15 with respect to the Dartmouth Fire Department and amended by By-law C-134 with the words ' . . . or the duties of whose ordinary occupation are not usually performed in the City', be deleted.

MOTION:  
ALD. GREENWOOD

Ald. Greenwood asked permission of Council to change a proposed notice of motion to a motion for introduction at this time. Council agreed to this change, and Ald. Greenwood moved, seconded by Ald. Greenough, that the Engineering Dept. be requested to prepare an estimate of the cost of alleviating a serious flooding problem on Lovett's Road and Pinehill Drive, for report to Council. The motion carried.

MOTION: Moved by Ald. Greenwood and Greenough that the Engineering Dept. be requested to prepare an estimate of the cost of alleviating a serious flooding problem on Lovett's Road and Pinehill Drive, for report to Council.

The Mayor advised that additional notices of motion will be permitted at the next Council meeting, due to the fact that this item did not appear on the list of agenda items originally circulated for this meeting.

INQUIRIES:

ALD. BREGANTE

Ald. Bregante asked that mail from the desks of the Aldermen in the Council Chamber, be delivered to them when it accumulates during a period of time when they are not attending meetings. The Mayor advised that Mr. Moir has given directions for the disposition of mail in these situations in future.

Ald. Bregante asked when a sidewalk will be completed on Gaston Road, where it now exists in two or three sections only. He also requested a crosswalk warning sign at the top portion of Gaston Road, near Marilyn Drive, and that the T.M.G. look at the possibility of an overhead crosswalk sign and of eliminating parking on the turn in the street at this point.

Ald. Bregante asked that the Police Dept. set up a radar unit on Gaston Road and on Pleasant Street in the area of the hospital.

Ald. Bregante asked about the status of the storm drainage report requested from the Engineering Dept. Mr. Fougere reported on the progress with the report, advising that it will be approx. another month before it is completed.

ALD. HAWLEY

Ald. Hawley requested that the Police Dept. set up a radar unit on Waverley Road where there has been excessive speeding and dangerous driving over the past weekend.

He also asked that the T.M.G. look at the traffic lane patterns at the Victoria and Boland Road traffic lights, where one of the lanes poses a danger to motorists facing the oncoming lane of traffic.

ALD. STUBBS

Ald. Stubbs suggested that the mail boxes for members of Council should be more accessible than they presently are, and asked that consideration be given to having them located in the Aldermen's Room, with each

member being issued with a key to his or her own mailbox.

Ald. Stubbs made inquiries about the rezoning applications that are presently being advertised for hearing; she discussed each of the applications with Mr. L'Esperance. She suggested that the land holding known as Block A in the eastern part of the City should have been brought forward by the Planning Dept. for initiation of the hearing process required to bring it within the MDP development boundary.

She asked about the rezoning of lands required for the football stadium and whether or not a credit check has been done on the principals proposing the football franchise. The Mayor said that Mr. Moir is checking on these credit details.

Ald. Stubbs suggested that the by-law pertaining to sewer frontage charges should be on the agenda of the Finance & Program Review Committee for their consideration, as discussed at Council.

ALD. LEVANDIER

Ald. Levandier asked when Mr. Smith will be reviewing the City's investment procedures with Council. Mr. Smith said he will be ready to do this in the near future.

D. PETERS

Ald. Peters questioned the holding of a public meeting on rezoning application at the hour of 4:00 p.m. The Mayor explained that this was a voluntary public meeting and not the official public hearing which will be held at the regular hour of 7:30 p.m.

Ald. Peters requested an update on the status of the football franchise agreement. The Solicitor advised that Mr. Moreash is working on a draft of the agreement now.

ALD. SARTO

Ald. Sarto noted that the amber street lights in the area of the traffic lights on Portland Street near the Highway 111 overpass, are causing confusion for motorists by their close proximity to the traffic signals; he asked to have the problem looked into further.

Ald. Sarto also submitted the following inquiries

in writing:

- 1) Requested information on the following for the year 1982:
  - (a) fatalities
  - (b) injuries incurred
  - (c) \$500. property damage
  - (d) date
  - (e) time of day -
    - on Portland Street, at intersections beginning at Settle Street and Caldwell Road inclusive.
- 2) Time/flow profile of traffic along Portland Street at nearest counting station, if available.
- 3) Copy of constructed section of Portland Street for 800' each side of the Bel Ayr intersection - in particular, the vertical profiles.
- 4) Speed profiles from the surveys being conducted on Portland Street between Settle and Caldwell Road area, which indicates the percentage of drivers considered to be speeding in a weekly period.
  - (a) How survey is taken and confidence limits of the survey.
  - (b) Percentage of drivers
    - exceeding the posted speed limit
    - considered speeding (assuming this is 15 kmh over the posted limit)
  - (c) How percentages have changed over time of recent years.

ALD. HETHERINGTON

Ald. Hetherington asked for information on the capital budget projection for Alpine Drive and the status of this project in the capital program.

Ald. Hetherington asked that the crosswalk in front of the N. S. Hospital be repainted, following the work that was done on the street which removed the lines.

ALD. CRAWFORD

Ald. Crawford advised that M.T.C. is finalizing an agreement with Mediacom for bus shelters, and he asked that if members of Council have high-profile locations they would like to suggest, they will now be considered.

Referring to a proposed continuation of bus service on Express Route 71, Ald. Crawford noted that this would be conditional of the approval of cost-sharing on the part of the County and this confirmation has not been received from Councillors for the area to date. He discussed this point further with the Mayor and Mr. Moir.

Ald. Crawford requested that members of Council receive copies of the conflict of interest information noted on the back of a recent report from the Union of Nova Scotia Municipalities.

Ald. Crawford inquired about the report requested on lands in the immediate vicinity of the upcoming Burnside Park rezoning. Mr. L'Esperance advised that the study requested is underway and the first phase of the report should be before Council within the next two or three weeks.

ALD. ROMKEY

Ald. Romkey asked that the Parks & Recreation Dept. look into the cost of creating a playing field on the City property located between Bellevista Drive and Pauline Crescent, that is available for recreational use.

Ald. Romkey requested that the T.M.G. look at the possibility of having a police officer on duty at the Rotary from 3:30 onward, from the time when traffic is beginning to back up in this area.

Ald. Romkey suggested that it would be appropriate at this point in time to forward a letter to the Premier, restating the position of City Council on the by-pass route, relative to his recent statements on an impending decision on the MicMac Rotary improvements. The Mayor said he would forward a letter indicating the priorities of Council on the by-pass and Rotary issue.

-LAW C408:  
STREETS BY-LAW

Proposed By-law C-408, incorporating a number of changes in the previous By-law C-8, with respect to City streets, was before Council for consideration with an accompanying report from the Solicitor. Since one of the new provisions will permit street vendors in City streets, the report recommends that By-law C-408 be approved to permit these operations, but in addition, that the Legal Dept. be asked to work with the City Licensing Inspector in the drafting of regulations covering the operation of ice cream and other street vendors.

It was moved by Ald. Hetherington and Greenwood and carried that leave be given to introduce the said By-law C-408 and that it now be read a first time.

It was moved by Ald. Greenough and Bregante

that By-law C-408 be read a second time.

Ald. Hawley raised concerns he has about the operation of chip wagons and other vending services that will be permitted under this by-law. The Solicitor pointed out that it is for this reason that she has recommended the drafting of regulations to control such vendors once they are permitted on the streets. Ald. Hawley discussed sections 4, 5, 6, and 15 of the by-law with the Solicitor before the vote was taken on second reading. The motion for second reading carried.

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

It was moved by Ald. Greenough and Bregante and carried that By-law C-408 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-408

On motion of Ald. Greenough and Hawley, Council then adopted the recommendation of the Solicitor with respect to the drafting of regulations to control the operations of street vendors on City streets.

MOTION: Moved by Ald. Greenough and Hawley that the recommendation of the Solicitor be adopted with respect to the drafting of regulations to control the operations of street vendors on City streets.

REPORT: PARK  
SCHOOL STUDY  
COMMITTEE

The consulting report authorized for Park School has been completed and copies have been circulated, along with a report from Mr. Moir on the decision of the Park School Study Committee, which has recommended to Council that tenders be called as soon as possible, for the demolition of Park School. This decision has been based on the findings of the consultant to the effect that the building ' . . . requires a substantial expenditure to restore it to a standard where commercial tenants could be attracted.' In other words, it would not be economical to operate. Ald. Crawford and Bregante moved the adoption of the recommendation on the demolition of Park School.

Ald. Levandier said it is unfortunate that the

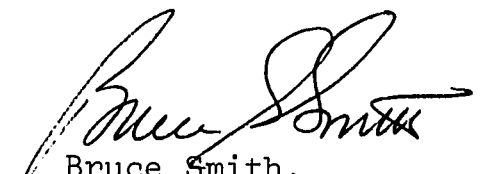


school has to be demolished, but since it does, he asked that active development for the site be pursued as quickly as possible after its demolition. He requested that the tennis courts on the site be retained since they were provided as part of the NIP program for the area.

The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Crawford and Bregante that the recommendation of the Park School Study Committee on the demolition of the school, be adopted by Council.

On motion of Ald. Crawford and Hetherington, Council adjourned to meet in Committee.

  
Bruce Smith,  
City Clerk-Treasurer.

City Council, April 12/83

ITEMS:

- 1) Public hearing: Contract zoning, Portland & Dundas, pg.1.
  - 2) Motions: Bregante (new notice of motion), page 2.  
Stubbs, page 3.
  - 3) Notices of motion: Ald. Crawford page 4.  
Hetherington page 4.
  - 4) Motion: Ald. Greenwood, flooding problem, page 4.
  - 5) Inquiries, pages 5 to 8 incl.
  - 6) By-law C-408: Streets By-law, page 8.
  - 7) Report: Park School Study Committee, page 9.
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Dartmouth, N. S.

April 19/83.

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

Present - Mayor Brownlow

Ald. Sarto	Romkey
Beeler	Peters
Crawford	Levandier
Stubbs	Greenwood
Hawley	Greenough
Bregante	Hetherington
DeMont	

City Solicitor, M. Moreash  
City Administrator, C. A. Moir  
Deputy City Clerk, G. D. Brady.

Roll-call was taken by the Mayor at the opening  
of the meeting, at which time all members were present  
except for Ald. Peters and Withers.

PUBLIC HEARING:  
MDP AMENDMENT  
NORTH DARTMOUTH

This meeting of Council constituted the public  
hearing for a proposed amendment to the Municipal Develop-  
ment Plan that would extend the development boundary in  
north Dartmouth 3,000 feet to the east to open up additional  
City lands for development. The request for this change  
originated with the Industrial Commission and they have  
recommended in favour of it. All of the related document-  
ation has been circulated with the agenda for this meeting.

The Planning Dept. presentation was given by Kim  
Stewart, after which the Mayor called for representations  
either for or against the boundary change being proposed.  
There were no representations in favour, but Mr. Peter  
McDonah was heard in opposition to the change, acting on  
behalf of Country View Ltd., the owners of a large land  
holding adjacent to the City lands being included within  
the development boundary. The objection from Country View  
has been communicated previously in a letter dated Apr. 6/83  
and at the time of the voluntary public meeting held on  
that same date. Mr. McDonah stated that the Country View  
lands have been deliberately excluded from the boundary  
extension, and felt that the arguement presented by  
staff about drainage from the Country View lands to the  
freshwater lake system is not valid, since part of the  
City lands also drain in the same direction and yet they  
have not been excluded. He pointed out that any develop-

ment undertaken on the Country View lands would have to have the approval of the Dept. of the Environment and care would be exercised with the type of development selected, recognizing that drainage is to the City lake system.

Mr. McDonah indicated to Council that if the MDP change proceeds as it has been recommended and without inclusion of the Country View lands, the company would be prepared to appeal the change and/or the rezoning which accompanies the change, to the Provincial board. Ald. Crawford noted that Planning Dept. staff are already working on a major report on the Country View lands in question, based on a motion introduced at a former Council meeting by Ald. Crawford. Mr. McDonah responded by saying that he would like to see the matter deferred completely until that staff report is completed and comes to Council for consideration.

Ald. Greenough and Hawley expressed concern at what they considered to be a threat on the part of the company to proceed with an appeal process when the City lands being opened for development include the site planned for the football stadium and any delay for the appeal process would jeopardize that development. They sympathized with the position of Country View and recognized the fact that the company has paid taxes on land for some time that they have been unable to develop. Ald. Greenough asked if in fact, application has been made by the company for a change in the MDP boundary and/or rezoning to take in their land holding. Mr. McDonah said application has not been made, but his client has a long history of not being able to proceed with development of these lands, even though taxes had to continue to be paid on them over the years.

During this portion of the hearing, Mr. Bayer indicated a triangular portion of Country View lands that fall within the development boundary extension proposed, and indicated that the company could begin by making application on that particular acreage (approx. 100 acres), while the department continues with its study of the remaining 2,000 acres owned by Country View.

Taking into account the sympathy indicated by members of Council for the position of Country View, and the action that has been initiated to have their lands studied for report to Council, plus the comments of Mr. Bayer on application that can be made for the triangular piece of land owned by Country View that falls within the boundary extension, Ald. Greenough asked Mr. McDonah if his client might see fit to withdraw his letter of objection, based on the understanding that everything possible will be done to accommodate the concerns of the company. Mr. McDonah said he would discuss the matter of appeal with his client and communicate the comments made by members of Council; he was not willing, however, to withdraw the objection of the company as presented by him and set forth in the letter to Council.

BY-LAW C-475

Proposed By-law C-475 has been prepared to accomplish the MDP change in the development boundary and has been circulated.

It was moved by Ald. Greenough and Greenwood and carried that leave be given to introduce the said By-law C-475 and that it now be read a first time.

It was moved by Ald. Sarto and Hetherington that By-law C-475 be read a second time.

Ald. Crawford spoke on second reading, indicating his understanding of the position taken by Country View, but at the same time, recognizing the importance of proceeding with the MDP change at this time if the football stadium is to be allowed to go ahead. He said that he, like other members of Council, would be receptive to a future application from Country View. Mr. Bayer was again asked about application on the triangular land holding of Country View, and he stated that he has already encouraged the representative of Country View to make application for this land since it drains to Bedford Basin and could be approved on that basis. The motion for second reading carried.

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

It was moved by Ald. Crawford and Greenough and carried that By-law C-475 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-475.

PUBLIC HEARING:  
ZONING AMENDMENTS  
NORTH DARTMOUTH

This meeting of Council also constituted the public hearing for proposed zoning changes in the north Dartmouth area located between Burnside Drive and the extension to the MDP development boundary. The change is from H Zone to I-2 (General Industrial). The Industrial Commission has recommended in favour of this amendment to the Zoning By-law, and the related documentation associated with it has been circulated.

The Planning Dept. presentation was given by Kim Stewart and the Mayor then opened the hearing to representations for or against the rezoning. Mr. McDonah indicated the opposition of Country View to the rezoning, and Mr. Alan Ruffman addressed Council briefly, suggesting that some special attention should be given to the lakes that fall within the area to be rezoned so that they are protected. He asked if the rezoning is applicable to the lakes as well; Mr. Bayer said that technically, it does not cover the waters in any freshwater lake. Mr. Ruffman commented on the care that has been taken in Dartmouth in the past to protect City lakes from the pressures of development around them and commended the City for this.

BY-LAW C-478

Proposed By-law C-478 has been prepared to accomplish the amendment to the Zoning By-law and it was before Council for approval.

It was moved by Ald. Greenough and Hawley and carried that leave be given to introduce the said By-law C-478 and that it now be read a first time.

It was moved by Ald. Sarto and Bregante and carried that By-law C-478 be read a second time.

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

It was moved by Ald. Hawley and Sarto and carried

that By-law C-478 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-478.

PUBLIC HEARING:  
MDP AMENDMENT  
HARBOUR WATER  
DEVELOPMENT

This date has been set by Council for public hearing of a proposed amendment to the Municipal Development Plan, that would establish the creation of zones on harbour water lots on the waterfront for lands under the water that can be infilled out to the headline set by the National Harbours Board. This amendment would give protection to the water lots and a degree of control over them by Council, that does not presently exist. This control is considered to be necessary in view of anticipated development pressures that will accompany increased activity in the oil and gas-related development in the City. Approval has been recommended by the Industrial Commission, and related documentation associated with the proposed amendment, has been circulated with the agenda for this meeting.

The Planning Dept. presentation was given by Kim Stewart, following which the Mayor asked for any representations from the public either for or against the proposed amendment. Mr. Alan Ruffman said he wished to congratulate Council and staff on the action that has been initiated in addressing this problem of control over water lots and their development. He suggested that some important precedents will be set by the establishment of zoning for water lots, but suggested that legal advice be sought on some of the ramifications that may arise because of the jurisdictional questions that are involved where harbour waters are concerned. He also suggested that a by-law be enacted by the City to control in-filling practices as well, and further, that consideration be given to the retention of a major ocean-side park on the Dartmouth side of the harbour, similar to Point Pleasant Park in Halifax, so that access is retained for Dartmouth citizens to the harbour through some major land holding, possibly in back of the Wallis Heights area.

Mr. Don Chard, a Dartmouth resident, also supported the principle of zoning for water lots, but questioned the exclusion of the waterfront area south of the Coastguard base, for which a development proposal was received just prior to Council having set the date for public hearing of this MDP amendment. He also suggested that this deletion may have resulted in a discrepancy between the designation of this land area and its land use designation in the Regional Development Plan. Mr. Bruce Widden, another resident, also spoke in support of the control that is being undertaken over water lots through the proposed amendment.

Mr. Peter Mettam, representing Apex Developments, was opposed to the H Zone classification proposed for the water lot in front of the Apex land holding, when lands on either side have been proposed for I-3 zoning. He questioned why a passive zoning would be recommended for one area of the waterfront between two industrial uses. Present zoning on the Apex lands is multiple residential and commercial. The other objection presented was made by Don Clark on behalf of the Dartmouth Yacht Club. He commented on the importance of the Club to the City and the benefits that are available to boat owners as the only major launching area on this side of the harbour. He noted that the Club has a ninety-nine-year lease with the City on the south end of Navy Island and maintained that the zoning proposed for the water lots in this entire area would be inconsistent with the lease. His objection was to the entire I-3 zoning designated for the Wright's Cove area. It was noted during Mr. Clark's presentation that the present zoning of the Yacht Club lands is I-2, under which the land use of the Club is permitted. The zoning proposed for the water lot is therefore consistent with the zoning on the land on which the Club operates.

Although assurance was given to Mr. Clark that there is no intention to jeopardize the location of the Yacht Club or its operation, he continued to express his concerns about infilling of waters around Navy Island for

industrial purposes and the untenable position the Club will be placed in if the I-3 zoning is established for all of the water areas around the Club.

BY-LAW C-476

Proposed By-law C-476 has been prepared to accomplish the objectives of this MDP amendment and it was before Council for approval.

It was moved by Ald. Greenough and Hetherington and carried that leave be given to introduce the said By-law C-476 and that it now be read a first time.

It was moved by Ald. Sarto and Hetherington and carried that By-law C-476 be read a second time.

Ald. Levandier questioned the zoning of water lots in the Shore Road area, and said there are still too many unanswered questions for him to support the amendment in its present form. He discussed his questions further with Mr. Lukan and Mr. Bayer; it was noted that the present zoning on the lands between Shore Drive and the harbour is I-1 and the zoning proposed for the water lots is therefore not inconsistent. When the vote was taken on second reading, it carried.

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

It was moved by Ald. Hawley and Greenough and carried that By-law C-476 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-476.

PUBLIC HEARING:  
ZONING AMENDMENTS  
WATER LOTS

This date was set by Council for public hearing of amendments to the Zoning By-law which will designate Holding and I-3 Zones for water lots on the City waterfront, the establishment of such zones having been approved through the MDP amendment represented in the passing of By-law C-476. Approval of the Zoning amendments has been recommended by the Industrial Commission, and related documentation associated with the proposed amendments has been circulated.

The Planning Dept. presentation was given by Kim Stewart, and the Mayor then asked for presentations



for or against, from the public. Mr. Alan Ruffman was heard, followed by Mrs. Mim Fraser. She asked if view plane regulations for the downtown and corridor views would apply to any lands created on the water lots. Mr. Lukan gave the opinion that the view planes presently designated in the Municipal Development Plan would extend to the lands on the water lots. Mr. Don Chard felt that a much more detailed examination of the implications of the zoning being proposed for water lots, is needed before it is introduced.

Mr. Peter Mettam again spoke on behalf of Apex Developments, requesting that the company be treated in the same manner as the two adjoining properties, that is, with I-3 zoning instead of H Zone as presently proposed. Questions were raised by members of Council about the possibility of making changes in some of the water lot zonings at this time, by means of amendments to the by-law that is before Council in connection with this hearing, By-law C-477. The Solicitor explained that changes cannot be made through the process of amending the by-law, without a duly advertised public hearing such as this one; the only means of accomplishing changes would be to delete specific areas from the zoning proposal. The other option suggested by Ald. Greenough was an adjournment of the public hearing in progress to another date, to give a time interval for further consideration of the zoning designations about which concerns have been expressed during the course of this evening's proceedings. On motion of Ald. Crawford and Levandier, Council adjourned the public hearing on the Zoning amendments for water lots to Tues., May 17th at the hour of 7:30 p.m.

MOTION: Moved by Ald. Crawford & Levandier that Council adjourn the public hearing on the Zoning amendments for water lots to Tues., May 17th at 7:30 p.m.

CONSIDERATION:  
ALD. PETERS

At the Council meeting of April 5th, Ald. Peters gave notice of reconsideration of action taken by Council in approving a recommendation from Committee on the adoption of recommendations from the Mayor, dated

for or against, from the public. Mr. Alan Ruffman was heard, followed by Mrs. Mim Fraser. She asked if view plane regulations for the downtown and corridor views would apply to any lands created on the water lots. Mr. Lukan gave the opinion that the view planes presently designated in the Municipal Development Plan would extend to the lands on the water lots. Mr. Don Chard felt that a much more detailed examination of the implications of the zoning being proposed for water lots, is needed before it is introduced.

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MOTION: Moved by Ald. Crawford & Levandier that Council adjourn the public hearing on the Zoning amendments for water lots to Tues., May 17th at 7:30 p.m.

CONSIDERATION:  
ALD. PETERS

At the Council meeting of April 5th, Ald. Peters gave notice of reconsideration of action taken by Council in approving a recommendation from Committee on the adoption of recommendations from the Mayor, dated

March 25/83, on the Vincent Report. Ald. Peters now made his presentation in support of reconsideration, reporting to Council on discussions which took place as of today's date with reference to the Vincent Report and the need for a more comprehensive study to be carried out to cover job evaluation and performance as a further step in the process begun with the Vincent Report. These discussions at the Finance & Program Review Committee, resulted in a request for a report from staff to the Committee on the type of additional report that would be required to cover job evaluations and performance. Ald. Peters also made reference to those employees who have contacted him with their concerns about the appeal process and whether their appeals would be jeopardized once Council has approved the Vincent Report. For the reasons noted, he moved that Council reconsider the decision taken at the April 5th meeting on the Vincent Report and the recommendations submitted by the Mayor, as recommended from Committee. The motion to reconsider was seconded by Ald. Stubbs and it was defeated with Ald. Bregante, Levandier, Stubbs and Peters voting in favour.

PERMIT TO BUILD:  
ANSON DEVELOPMENT  
CORP. LTD.

An application for permit to build an apartment building containing 114 units, at the corner of Alderney Drive and Prince Street, submitted by Anson Development Corp. Ltd., was before Council. Estimated value of construction is \$9,418,000. Council approved the application, subject to compliance with the City requirements detailed in the report of April 13/83, on motion of Ald. Crawford and Hetherington.

MOTION: Moved by Ald. Crawford and Hetherington that Council approve the application for permit to build an apartment building, as submitted by Anson Development Corp. Ltd., subject to compliance with all the necessary City requirements, as per the staff report of April 13/83.

MOTION:  
ALD. BREGANTE

Ald. Bregante proceeded to introduce his motion, deferred from a previous meeting for a change in the wording; the motion was seconded by Ald. Stubbs and reads as follows:

WHEREAS the City is decreasing in population, but City Hall staff is on the increase;

THEREFORE BE IT RESOLVED that we impose a freeze on hiring any permanent City staff for the next three years, with the exception of the Police and Fire Departments, as well as not replacing any employees who leave, retire or die during this period.

AND FURTHER BE IT RESOLVED, except in the case of any key position, this position would be brought to the attention of City Council for Council to make a decision as to replace that person or not;

AND FURTHER BE IT RESOLVED that this resolution shall not affect the hiring of summer staff for Parks & Recreation, etc., or areas where we can take advantage of various grants, etc. that pay the bulk of the wages of these people.

Ald. Bregante presented statistics to substantiate the intent of his motion, noting the staff increases that have taken place in various City departments over the years, in spite of declining population figures for the City. He said a staff freeze is necessary in order to be able to maintain a constant tax rate. The vote was taken on the motion and it was defeated with Ald. Bregante, Stubbs and Peters voting in favour.

NOTICES OF MOTION:

ALD. GREENWOOD

The following notices of motion were given for the next regular Council meeting, in addition to the two which were given at the meeting of April 12th:

Ald. Greenwood:

WHEREAS pedestrians attempting to cross the road at the junction of Albro Lake Road and Victoria Road, are in continuous jeopardy due to the heavy traffic flow in the immediate vicinity;

AND WHEREAS a possible solution would be the installation of a Walk signal;

THEREFORE, BE IT RESOLVED that a Walk signal be placed at the location aforesaid, at a cost of \$3,600.

ALD. HAWLEY

Ald. Hawley:

WHEREAS past City Councils in their wisdom, set down regulations to control the orderly and controlled development of Dartmouth, established the Municipal Development Plan;

AND WHEREAS the latest edition of said plan was passed by City Council in April of 1978;

AND WHEREAS within said Plan, beginning on page 57 under the title of "Implementation", is a Policy referred to as Policy 1P-1;

AND WHEREAS this said Policy clearly outlines the framework by which the future growth of the City shall be encouraged, controlled and coordinated;

BE IT RESOLVED that the present City Council

make a commitment to follow the framework of implementation as outlined in the 1978 edition of the Municipal Development Plan of the City of Dartmouth.

ALD. SARTO

Ald. Sarto:

WHEREAS the Nova Scotia Housing Commission has initiated extensive housing development in Phases 5 and 6 in Forest Hills, City of Dartmouth;


AND WHEREAS approx. 14 acres of land in the said area have been designated as park land; THEREFORE BE IT RESOLVED that Council request staff to negotiate with the above-mentioned Commission for funding to develop portions of park land as such into recreational land for the young people living in the area.

ALD. STUBBS

Ald. Stubbs:

Ald. Peters and I will make a motion that two members of the Dept. of Planning will be asked to resign "for a serious breach of public trust", and failing such resignation, that they be dismissed. Supportive documentation for such charges will be made available to Council at that time.

At the hour of 11:00 p.m., Council adjourned.



G. D. Brady,  
Deputy City Clerk.

City Council, April 19/83

ITEMS:

- 1) Public hearing: MDP Amendment: North Dart., page 1 to 3.  
By-law C-475, page 3.
- 2) Public hearing: Zoning amendments, North Dart., page 4.  
By-law C-478, page 4.
- 3) Public hearing: MDP Amendment: Water lots, page 5 to 7.  
By-law C-476, page 7.
- 4) Public hearing: Zoning amendments, Water lots, pg. 7 & 8.
- 5) Reconsideration: Ald. Peters, page 8 & 9.
- 6) Permit to build: Anson Development Corp. Ltd., page 9.
- 7) Motion: Ald. Bregante, page 9 and 10.
- 8) Notices of Motion:

Ald. Greenwood  
Hawley  
Sarto - pages 10 and 11.  
Stubbs

Dartmouth, N. S.

April 26/83.

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

Present - Mayor Brownlow

Ald. Romkey	Sarto
Beeler	Peters
Crawford	Levandier
Stubbs	Greenwood
Hawley	Greenough
Bregante	Hetherington
DeMont	
City Solicitor, S. Hood	
City Administrator, C. A. Moir	
Deputy City Clerk, G. D. Brady	

At the opening of the meeting, all members of  
Council were present, with the exception of Ald. Withers.

PUBLIC HEARING:  
MONTABELLO  
SUBDIVISION

This meeting of Council constituted the public  
hearing for a rezoning application that would rezone lands  
in the Montebello Subdivision from the existing R-1, R-3  
and I-1 Zones, to R-3, I-2 and P Zones. An R-3 develop-  
ment proposal for these lands has been submitted by Mount  
Royal Developments Ltd. on behalf of Steed & Evans Ltd.,  
the owners of the property.

In their report to Council, the Planning Dept.  
has recommended against the rezoning, on the basis that  
insufficient detail has been received about the development  
proposed, in order to be able to assess its compatibility  
with surrounding neighbourhoods. Therefore, it has been  
recommended that until such information is received, the  
rezoning request be denied. The report on the neighbourhood  
public meeting held in conjunction with the application,  
notes that strong opposition was voiced to the rezoning  
request by those present.

Ald. Hawley presented a petition from both area  
residents and residents who live elsewhere in the City,  
'rejecting as unacceptable, the rezoning of the property  
known as the Steed & Evans Ltd. Montebello Subdivision -  
from the existing zoning to what has been proposed, as  
presented to the area residents on April 7/83'. A copy  
of this petition was made available to the Deputy City  
Clerk.

Mr. Bill Young made the presentation on behalf of the developer. He felt that the development proposal is in compliance with residential use designated for the lands in question in the Municipal Development Plan. Development is planned at present for about 80 acres or half of the total land holding. The development is divided into four separate sections, each of which would contain approx. two hundred apartment units for a total of 880 in all. A park buffer zone would be retained around the development and around each of the development components, and a public park area would be created as shown on the plan presented. A scale model of the development has also been prepared, in addition to the drawings used by Mr. Young in his presentation. He concluded his presentation by outlining the criteria that would be expected of builders when development commences, and he indicated the following benefits from the development for the City:

- 1) a tax revenue of approx. \$500,000. per year from the four components of development.
- 2) improvement in the present vacancy rate for apartment units.
- 3) jobs would be provided in the local construction industry.
- 4) the development would be at no cost to the City for roads or services.
- 5) a portion of the land holding will be retained for park purposes, thereby maintaining the existing environment.

Mr. Young noted that Steed & Evans have created fifty-million-dollars worth of investment in Dartmouth since they came here in 1968. He referred to the success of other company developments such as the Nantucket Sub-division.

The Mayor then called for presentations from the public and since there were no representations in favour, he opened the hearing to anyone wishing to speak against the rezoning. The following speakers were heard on behalf of area residents opposed to the development:

- 1) Mr. Paul Mazier, MicMac Drive: noted that the MDP shows this area in R-1 development, not R-3. The land could be used for a good mix of residential development rather than solely in R-3 development. Questioned the adequacy of

Braemar Drive to carry the additional traffic generated by the development.

Favoured a residential mix that would incorporate R-1 and TH development with the R-3; also, I-2 development should be relegated to the Burnside Park and there is no place for it in this area.

- 2) Mr. Russ MacLean, Gourok Ave.: commented on the considerable investment made by Gourok Ave. residents in houses on this street that had been abandoned when the developer went into receiver-ship. These residents now wish to protect their investment and to have the R-1 zoning expectation maintained for adjacent lands, plus a protection of the view planes from Gourok Ave. Maintained that building plans approved by Council in 1983 should be for the next decade and not just for the immediate present. He considered that there is insufficient protection for people living in R-1 Zones, who have made major financial investments in their homes. Also questioned whether in fact Steed & Evans will be the developers or whether the lands involved will be sold to other builders who may not exercise the same degree of control over development.
- 3) Mrs. Ann White, President of the Ian Forsythe Home & School Assn.: questioned the accommodation of anticipated 250 children from the new development, and safety problems for children if a link is made through to Caledonia Road and traffic access permitted via this route. There is no assurance that the developer will provide any of the amenities that have been shown on the plans, and this raises a concern about the thought given to recreational areas for additional children.
- 4) Mr. James Leppard, Gourok Ave.: the plans presented are only concepts and there is no guarantee that they will be fulfilled. Once the rezoning is approved, nothing further is required but building permits and safeguards for the protection of existing homeowners are gone. The topography of the land holding is suited to R-1 development and that is what the overall plan for the site should be. Questioned the adequacy of existing services to handle the proposed number of R-3 units.
- 5) Mr. Len Lewis, Gourok Ave.: concerned about the additional development that can still take place on the land remaining in Phase 2 of the



total proposal. This is not a proper place for apartment buildings and does not represent good planning to put the land into this use. Felt that the additional pressure placed on the MicMac Rotary will only add to that problem. Suggested that Council cannot fail to ignore the large representation by area residents and the petition that has been presented, bearing over 1600 signatures.

At the conclusion of the citizen presentations, the Mayor permitted questions from members of Council. Ald. Greenough asked for comments on the degree of control provided through the zoning process, also, why the Planning Dept. has recommended against the rezoning request at this time. The Mayor noted that only through the conditions of contract zoning can firm controls be placed on development that takes place on a property; this degree of control does not come with a general rezoning and reliance would have to be placed on the reliability and reputation of the developer. Mr. L'Esperance responded to Ald. Greenough's second question by re-stating the concluding paragraph and recommendation from the Planning Dept. report to Council.

Ald. Greenough referred to the position that has been taken by residents of the community who do not feel that apartment development is a suitable use for these lands. He noted that a contract development agreement would give protection that is now lacking as to just how development will proceed, by specifying exact details through an agreement that can be enforced by the City. This way, there is not sufficient protection given, even though Steed & Evans themselves are well-known and recognized as reputable businessmen and developers.

By-law C-483 has been prepared to accomplish the rezoning and was before Council for consideration.

It was moved by Ald. Crawford and Sarto and carried that leave be given to introduce the said By-law C-483 and that it now be read a first time. (Ald. Romkey, Levandier, Hawley, Greenough and Beeler voting against.)

It was moved by Ald. Crawford and Greenwood that By-law C-483 be read a second time.

Speaking on second reading, Ald. Hawley recognized the contribution that has been made by Mr. Steed to the community in terms of investment and his participation in the Industrial Commission. However, he expressed concerns that he has about the lack of control provided through a general zoning change, as compared with contract zoning that would spell out all of the development requirements and assure the residents of protection on the investment that they have made in their R-1 properties. He suggested that there is room for a compromise in a development mix for the Steed & Evans land, instead of having it developed completely in apartment units.

The Mayor again opened the meeting to any further presentations from the public during second reading.

Mr. Roy Steed addressed Council and explained his position on the zoning application. He said his company is interested in a quality development and cited the Nantucket Subdivision as an example of previous development undertaken with success by his company. He noted that the proposed density of 880 units is fairly close to R-2 development standards, and considered that the apartment units proposed are the best utilization of the land in terms of viability for it. He suggested that his company has taken a responsible approach to development in the City over the years that he has been located here.

Another area resident, Mr. Gary Archambeau of Delmac Park, was heard by Council, and he reviewed a series of points relating to the Municipal Development Plan and their application to this particular development proposal. He maintained that people will not want to stay in Dartmouth if they come to realize that there is no protection for investments that they make in R-1 homes. He considered R-1 development to be an on-going investment in the community as well, unlike R-3 development, which tends to serve a transient segment of the population. Favoured contract zoning rather than giving what he described as a blank cheque to put whatever R-3 development

the developer chooses, on the land.

Ald. Levandier said he was initially in favour of the development proposal, but he now shared the concerns of residents who own homes in the area and do not want to see this kind of development on lands adjacent to them.

When the vote was taken on second reading, it was defeated with Ald. Crawford, Peters and DeMont voting in favour.

REQUEST:  
SKATE CANADA '83

Mrs. Jane MacLellan addressed Council on behalf of Skate Canada '83, with a request for assistance from the City with a grant or through other means, in the hosting of this major skating competition to be held in Halifax and Dartmouth this year from October 27th to 30th. She asked that consideration be given by Council to a grant in the amount of \$5,000. toward the offsetting of costs involved. One of these costs, in the amount of \$2,640., involves the use of an extra transit bus for the transporting of skaters to and from the Sportsplex in Dartmouth for events in the program. Ald. Crawford suggested that assistance could be given by assuming this cost, possibly through M.T.C. Ald. Greenwood & Hetherington moved referral to M.T.C. for their consideration of picking up the additional transit costs. The Mayor suggested that the Grants Committee could also take a look at the request from Skate Canada, if any funds are still available through that source. Ald. Crawford spoke in favour of the motion and said he would have the item placed on the M.T.C. agenda for the April 28th agenda. The motion carried.

MOTION: Moved by Ald. Greenwood & Hetherington that the request from Skate Canada be referred to the M.T.C. for their consideration of picking up the additional transit costs involved for transporting skaters to and from the Sportsplex for events. The suggestion was also made in conjunction with the motion, that the Grants Committee take a look at the request from Skate Canada also.

SECOND APPROVAL:  
PLAQUES PARK FENCE

On motion of Ald. Sarto and Bregante, Council gave second approval to an over-expenditure in the amount of approx. \$2,000. for the installation of plaques on the gates at the Dartmouth park, first approval having been given at the meeting of April 5th. (Ald. Greenough voting

against).

MOTION: Moved by Ald. Sarto and Bregante that second approval be given to an over-expenditure in the amount of approx. \$2,000. for the installation of plaques on the gates at the Dartmouth park.

SECOND APPROVAL:  
PARTICIPATION

On motion of Ald. Greenwood and Sarto, Council gave second approval to an over-expenditure in the amount of \$2,000. to cover expenses associated with the program being prepared for the Great Canadian Participation Challenge, in which the City of Dartmouth is taking part.

MOTION: Moved by Ald. Greenwood & Sarto that second approval be given to an over-expenditure in the amount of \$2,000. to cover expenses associated with the Participation program in which Dartmouth is taking part.

AWARD TENDER:  
POLICE DEPT.  
VEHICLES

Tenders have been received as follows for three 1983 four-door sedans for the City Police Dept.:

Forbes Chev Olds	1983 Malibu, four door	\$9,035
	Trade in	1,500.
	Net price	7,535./unit
	Total net	22,605.
Chebucto Ford	1983 down-sized LTD, four-door	9,566.
	Trade in	2,500.
	Net price	7,066./unit
	Total net	21,198.

Mr. Moir has recommended acceptance of the low bid received from Chebucto Ford, in the total net amount of \$21,198., and Council awarded the tender as recommended, on motion of Ald. Sarto and Hetherington.

MOTION: Moved by Ald. Sarto & Hetherington that the tender for three 1983 four-door sedans for the City Police Dept., be awarded to Chebucto Ford, in the total net amount of \$21,198., as recommended.

1983 SALARIES  
COMMITTEE

Council has been asked to appoint a Salaries Committee to deal with salary increases for Department Heads and Assistant Dept. Heads. Nominations were put forward and the three members chosen for the Committee were Ald. Peters, Bregante and Hawley.

AWARD TENDER:  
POLICE MOTORCYCLE

Tenders have been received as follows for a motorcycle for the Police Dept.:

MicMac Cycle Ltd.	1982 Kawasaki	\$8,069.00
MicMac Cycle Ltd.	1983 Kawasaki	8,772.00
Calvin L. Snyder Ltd.	1983 Harley-Davidson	9,173.00

Acceptance of the low tender, submitted by MicMac Cycle Ltd. for a 1982 Kawasaki KZ1000, has been recommended to Council, and the recommendation was approved, on motion of Ald. Crawford and Greenough.

MOTION: Moved by Ald. Crawford & Greenough that the low tender received from MicMac Cycle Ltd., for a 1982 Kawasaki motorcycle for the Police Dept., in the amount of \$8,069., be accepted, as recommended to Council.

TENDERS:  
COMPUTER  
EQUIPMENT

A report was before Council on tenders received for the supply and installation of computer equipment compatible for use with our PDP 11/70 computer. Ald. Greenough and Greenwood moved the adoption of the report and awarding of the tenders as recommended, but Ald. Levandier and other members wanted additional information first on the need for this equipment and on the staffing implications of acquiring it. Ald. Stubbs and Hawley moved referral of the item to the Finance & Program Review Committee for information on the need for this additional equipment and associated staffing implications in terms of possible staff reductions or additional staff requirements to program and carry out other computer work; what are the advantages of acquiring this equipment in terms of savings to the City. It was further suggested that an information session with Committee-of-the-Whole and a tour of the Data Processing section would be worthwhile. Mr. Moir and the Mayor agreed that this kind of information session can be arranged and the motion to refer for further information, carried.

MOTION: Moved by Ald. Stubbs and Hawley that the tender item for computer equipment be referred to the Finance & Program Review Committee for information on the need for this additional equipment and associated staffing implications, in terms of possible staff reductions or additional staff requirements; what are the advantages of acquiring this equipment in terms of savings to the City.

Also, that an information session be scheduled with Committee-of-the-Whole, as noted above.

SALE OF  
SCHOOL BUSES

Tenders have been advertised for the sale of four used school buses, on an 'as is - where is' basis without guarantee of any kind. Details of the tenders

received are contained in a report to Council from the Purchasing Agent, with the following recommendations:

- 1) that Unit 60 be awarded to the high bidder, Dartmouth Surplus, for \$837.50.
- 2) that Unit 67 be awarded to the high bidder, Earl Williams, for \$1,000.
- 3) that Unit 57 be awarded to the high bidder, Stanley Whitehead, for \$2,000.
- 4) that Unit 55 be awarded to the high bidder, Sprigs of Heather Pipe Band, for \$600.

Mr. Moir has concurred in the recommendations and Council approved the sale of the buses, as recommended, on motion of Ald. Sarto and Bregante.

MOTION: Moved by Ald. Sarto & Bregante that the sale of four used school buses be approved, as per the high bids received for each unit (detailed above) and recommended by Mr. Moir and the Purchasing Agent.

APPOINTMENT:  
DLAB

On motion of Ald. Crawford and Bregante, Council approved the appointment of Mr. Gerald Irwin for a three-year term on the Dartmouth Lakes Advisory Board, representing the Senobe Aquatic Club.

MOTION: Moved by Ald. Crawford and Bregante that Council approve the appointment of Mr. Gerald Irwin for a three-year term on the Dartmouth Lakes Advisory Board, to Nov., 1985, representing the Senobe Aquatic Club.

PED. CROSSING  
IMPROVEMENTS:  
CMAC ROTARY

Mr. Bayer has submitted a report on behalf of the Joint Transportation Committee formed to consider pedestrian crossing improvements for the MicMac Rotary. The Committee has met three times and has submitted a Phase 1 proposal that has the support of the Engineering, Planning & Traffic Authority Division of the Provincial Dept. of Transportation, also, the endorsement of the T.M.G. The recommendation is that Council approve the scheme, as proposed, and forward it to the Minister of Transportation for his approval, with the request that the work be implemented at the earliest possible date. Council approved this recommendation on motion of Ald. Greenough and Sarto.

MOTION: Moved by Ald. Greenough and Sarto that Mr. Bayer's recommendation on the Phase 1 proposal for pedestrian crossing improvements for the MicMac Rotary, be approved as per his report of April 4/83 to Council.

This item has been discussed at the April 14th meeting of the Dartmouth District School Board and the Board has indicated support for the proposed improvements; also, the Board has requested that Council give consideration to utilizing a crosswalk guard at this new proposed location. Ald. Greenough and Crawford moved that when the improvements are in place and the crosswalk created, the Traffic Authority investigate the possibility of a crosswalk guard at that location. The motion carried.

MOTION: Moved by Ald. Greenough and Crawford that when the improvements are in place and the crosswalk created at the Rotary, the Traffic Authority investigate the possibility of a crosswalk guard at this location.

SNOW REMOVAL:  
BUS STOPS

The Transit Advisory Board has referred to Council without recommendation, an item on snow removal from bus stops; approx. cost for one year would be \$35,000. and no provision would have been made for this expenditure in the 1983 budget. An accompanying report from Mr. Mielke, Service Co-ordinator for M.T.C., has been circulated on this subject, with the report from the Board.

On motion of Ald. Greenwood and Greenough, the matter was referred to the Engineering Dept. staff for a report on the priorities that would be involved for such a program and the costs involved.

MOTION: Moved by Ald. Greenwood & Greenough that the matter of snow removal from bus stops in the City, be referred to the Engineering Dept. staff for a report on the priorities that would be involved for such a program and the costs involved.

MTC ROUTE 71:  
AUTHORIZATION

A report has been submitted to Council by the City Clerk-Treasurer on areas of confusion that have arisen with respect to the various authorizations and approved levels of service for the Forest Hills Express Route #71, discussed on several occasions by the Transit Advisory Board. Mr. Silver of the M.T.C. advised that a letter has been forwarded to the County, seeking confirmation of their willingness to participate in the cost-sharing for this service, and Ald. Sarto commented on the discussions he has had with the two County Councillors

who represent the County areas involved in this matter. Since there does not appear to be a firm committment as yet from County Council on this question, the item was deferred pending such a confirmation, on motion of Ald. Crawford and Stubbs. Because there is some urgency on this item, it will come back to the first possible Council meeting, possibly the one on May 3rd if any word has been received from the County in time for that date.

MOTION: Moved by Ald. Crawford and Stubbs that a decision on M.T.C. Route #71 be deferred pending a firm committment from County Council on their willingness to participate in the cost-sharing for this service.

CRITERIA:  
{ ELTER  
ACEMENT

On motion of Ald. Hetherington & Levandier, Council received and filed for information, an M.T.C. staff report entitled 'Criteria for Shelter Placement within the M.T.C. system', this report having been forwarded to Council from the Transit Advisory Board. Ald. Crawford commented further on the Mediacom shelters that will be available for high-profile locations in Dartmouth (about one-third of the total 100 available for the entire area). Ald. Greenwood named three locations in his ward: Shannon Park at the Recreation Centre; Wallis Heights and Windmill Road at Parkstone.

MOTION: Moved by Ald. Hetherington & Levandier that Council receive and file for information, an M.T.C. staff report forwarded by the Transit Advisory Board, entitled 'Criteria for Shelter Placement within the M.T.C. system'.

OPENING OF  
GASTON ROAD

The Transit Advisory Board has indicated its concern to Council with regard to the proposed opening of Gaston Road onto the Circumferential Highway, and has requested that before any such decision is made, M.T.C. staff be allowed to examine the plans for any potential hazard to buses turning at the end of Gaston Road, where the cul-de-sac is presently located.

The request from the Board received approval, on motion of Ald. Hetherington and Sarto.

MOTION: Moved by Ald. Hetherington and Sarto that Council approve the request from the Transit Advisory Board with respect to any plans for opening Gaston Road to the Circumferential Highway, as detailed in the above paragraph.



CRANBERRY LAKE  
SILTATION PROBLEM

As requested by Council, the Lakes Advisory Board has considered the citizens' brief submitted in connection with siltation problems in Cranberry Lake. The Board has set up a sub-committee for the purpose of investigating further measures which might be undertaken to reduce the erosion and siltation resulting from the Phase V development of Forest Hills, and has passed the following motion with respect to the item in the brief that concerns the Cranberry Lake outfall:

Moved by Dr. Gordon and seconded by Mr. McMahon that the Board recommend to Council that steps be taken to acquire the property at the north end of Cranberry Lake as soon as possible, and that it be designated as parkland for lake protection purposes and for upgrading of the outfall; this is in keeping with a similar recommendation made by the Board in the past.

Council adopted the report from the Chairman of the Board , containing the above-noted items, on motion of Ald. Greenough and Hawley.

MOTION: Moved by Ald. Greenough and Hawley that Council adopt the report submitted by the Chairman of the Lakes Advisory Board, on the subject of the siltation problem at Cranberry Lake, and the citizen brief submitted in this connection, as noted above.

B.I.D.C.  
PROJECTS

The Business Improvement District Committee has requested approval of the following projects for the downtown area:

- |  |           |
|--|-----------|
| 1) Canal Street parking lot                                    | \$60,445. |
| 2) Public walkway from Queen Street to Portland Street         | 3,075.    |
| 3) Ochterloney Street improvements                             | 76,564.   |
| 4) Resurfacing Edward Street from Ochterloney St. to Queen St. | 12,330.   |

The City's share in these projects can be funded from the \$125,000. remaining in the 1980, 1981 and 1982 capital budgets for the downtown area. It has been recommended that Council approve the report from the Committee, authorize staff to complete the application to the Dept. of Development, under the Mainstreet Program, and approve the City's share of the cost and authorize the design and call tenders for the projects.

Council approved the recommendation and the

April 5th report in connection with this item, on motion of Ald. Greenough and Sarto.

MOTION: Moved by Ald. Greenough and Sarto that Council approve the report and recommendation on projects proposed by the B.I.D.C. for the downtown area, as detailed in Mr. Lukan's report of April 5th to Council.

MONTHLY REPORTS

Monthly report recommended from Committee were approved as follows:

- 1) Social Services (March): adopted on motion of Ald. Bregante and Sarto.
- 2) Development Officer (March): adopted on motion of Ald. Hawley and Sarto.
- 3) Building Inspection (March): adopted on motion of Ald. Sarto and Greenwood.
- 4) Minimum Standards (March): adopted on motion of Ald. Hetherington & Bregante.
- 5) Fire Chief (March): adopted on motion of Ald. Bregante & Greenwood.
- 6) Ferry Supt. (March): adopted on motion of Ald. Hetherington and Bregante.
- 7) Dog Control (March): adopted on motion of Ald. Greenough and Bregante.
- 8) Tourism Director (Tour Bus Stats.): adopted on motion of Ald. Hetherington & Greenwood.

MOTIONS: Approval of monthly reports as detailed above.

USER PAY  
STUDY

A User Pay Study report from the Parks & Recreation Dept. has been considered in Committee, with the following recommendation to Council:

- a) that recommendations one to twenty-three of the report be approved.
- b) that recommendations #13 to 23 (excluding 17) be deferred for three months to give sports organizations time to make presentations on this item.
- c) that deferral be for six weeks rather than the three months referred to in the above amendment.

Council proceeded to adopt the recommendation from Committee, in the form of the amended motion set out in parts (a) to (c) above, on motion of Ald. Greenwood and Hetherington.

MOTION: Moved by Ald. Greenwood & Hetherington that Council adopt the recommendation from Committee, in the form of the amended motion set out above, on the User Pay Study report submitted by the Parks & Recreation Dept.

SUMMARY OF REV.  
& EXPENDITURES

On motion of Ald. Sarto and Greenough, Council received and filed the Summary of Revenue & Expenditures to April 5/83, as recommended by Committee.

MOTION: Moved by Ald. Sarto & Greenough that Council receive and file the Summary of Revenue and Expenditures to April 5/83, as recommended by Committee.

AWARD TENDER:  
FIRE DEPT.  
VEHICLES

Tenders have been received for a one-ton cab and chassis and for one intermediate-size station wagon for the Fire Dept. Details of the tenders received are contained in a report submitted to Council by the Purchasing Dept. Mr. Moir has concurred in the recommendation, which is that the tender for the cab & chassis be awarded to the low bidder, Dartmouth Dodge, at a price of \$9,589., and that the tender for the station wagon be awarded to Forbes Chev Olds Ltd., the low bidder for a net price after trade-in, of \$7,100. Council awarded these tenders as recommended, on motion of Ald. Crawford and Greenwood.

MOTION: Moved by Ald. Crawford & Greenwood that tenders be awarded for a one-ton cab & chassis, and for one intermediate-size station wagon, for the Fire Dept., as recommended above.

MUSEUM SOCIETY:  
1929 FIRE TRUCK

The Museum Society has requested that a 1929 U.P.C. fire truck owned by the City, be turned over to the Society for restoration and to be put on display from time to time. This vehicle has not been used for many years and Mr. Moir has recommended that Council authorize the transfer of the vehicle to the Museum Society for their purposes. Council approved the recommendation, on motion of Ald. Bregante and Greenough.

MOTION: Moved by Ald. Bregante & Greenough that the request from the Museum Society to have a 1929 U.P.C. fire truck turned over to them for restoration and display, be approved, as recommended by the City Administrator.

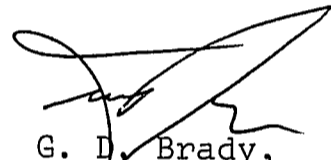
FARMERS MARKET

In connection with a recommendation from the Finance & Program Review Committee that consideration be given to the demolition of the Liquid Carbonic building, a recommendation has been made to Council by Mr. Moir that the Farmers Market, formerly operated out of this building, be transferred to the Kinsmen Rink. Ald. Sarto

and Bregante moved the adoption of this recommendation, but Ald. Levandier did not want to see the market moved out of the downtown area of the City. Ald. Stubbs suggested that perhaps it could be located in the Sportsplex. There was some further discussion as to the best place for the market to be located; Ald. Greenough felt that at least for one year, it should be tried at the Kinsmen Rink to see what the level of response would be. Ald. Greenwood and Crawford moved deferral of the item for one week for staff to see if there may be another alternate downtown location that would be satisfactory, before a final decision is made. The motion to defer carried.

MOTION: Moved by Ald. Greenwood & Crawford that a decision on the possible relocation of the Farmers Market be deferred for one week so that staff can look at other possible alternate locations in the downtown area.

Meeting adjourned.



G. D. Brady,  
Deputy City Clerk.

City Council, Apr. 26/83

ITEMS:

- 1) Public hearing: Montebello Subdivision, page 1 to 6 incl.
- 2) Request: Skate Canada '83, page 6.
- 3) Second approval: Plaques park fence, page 6.
- 4) " " Participaction, page 7.
- 5) Award tender: Police Dept. vehicles, page 7.
- 6) 1983 Salaries Committee, page 7.
- 7) Award tender: Police motorcycle, page 7.
- 8) Tenders: Computer equipment, page 8.
- 9) Sale of school buses, page 8.
- 10) Appointment: DLAB, page 9.
- 11) Ped. crossing Improvements: MicMac Rotary, page 9.
- 12) Snow removal: Bus stops, page 10.
- 13) MTC Route #71: Authorization, page 10.
- 14) Criteria: Shelter Placement, page 11.
- 15) Opening of Gaston Road, page 11.
- 16) Cranberry Lake siltation problem, page 12.
- 17) B.I.D.C. Projects, page 12.
- 18) Monthly reports, page 13.
- 19) User Pay Study, page 13.
- 20) Summary: Rev. & Expenditures, page 14.
- 21) Award tender: Fire Dept. vehicles, page 14.
- 22) Museum Society: 1929 fire truck, page 14.
- 23) Farmers Market, page 14 and 15.