

Dartmouth, N. S.

April 3/84

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

Present - Mayor Brownlow

Ald. Sarto	Beeler
Crawford	Levandier
Stubbs	Greenwood
Hawley	Greenough
Bregante	Hetherington
City Solicitor, S. Hood	
Acting City Administrator, R. J. Fougere	
Deputy City Clerk, G. D. Brady	

At the beginning of the meeting, the Mayor advised Council that the item dealing with a joint date for Dartmouth and Halifax Natal Days, would be deleted from the agenda. He said he has met with Ald. Wentzell, Chairman of the Halifax Natal Day Committee, and Mayor Wallace, and since arrangements for the 1984 Natal Days have already been made, it was felt that no useful purpose would be served in pursuing the matter further for 1984. Discussions with regard to 1985 can be held later.

FREEDOM OF
THE CITY

An item added to the agenda was a report from the Mayor on the proposed granting of 'Freedom of the City' to the CFB Shearwater Base. There is a ceremony associated with this tradition, as outlined in the report, and it is proposed to have this ceremony take place during Downtown Dartmouth Days, on Mon., Aug. 13th at 9:00 a.m. The recommendation is that Council approve this request to proceed with the 'Freedom of the City' ceremony. The recommendation was adopted, on motion of Ald. Crawford and Hawley.

MOTION: Moved by Ald. Crawford and Hawley that Council approve the 'Freedom of the City' ceremony, as recommended in Mayor Brownlow's report of April 2/84.

The Mayor acknowledged the attendance of the Seventh Girl Guide troop, with their leaders, and welcomed them to the meeting.

MINUTES

On motion of Ald. Bregante and Greenwood, Council approved the minutes of meetings held on Feb. 28, 29, March 6, 7, 13, 20, 22, and 27.

RESOLUTION:
DARTMOUTH
DISTRICT
SCHOOL BOARD

The Dartmouth District School Board has forwarded a resolution to Council that will be going to the annual meeting of the Nova Scotia School Boards Assn., with the suggestion that the resolution also be placed on the agenda of a future meeting of the Union of Nova Scotia Municipalities. Council approved the submission of the resolution to the Union of Nova Scotia Municipalities, on motion of Ald. Sarto and Bregante.

MOTION: Moved by Ald. Sarto and Bregante that Council approve the submission of a resolution from the Dartmouth District School Board to the Union of Nova Scotia Municipalities, to be placed on the agenda of a future meeting of the Union; the resolution deals with the funding formula for education.

APPLICATION:
DISTRICT OF
WAVERLEY

Members of Council have received copies of the application being made on behalf of the District of Waverley for incorporation as a Town. The application and accompanying letter were received and filed for information, on motion of Ald. Hetherington and Sarto.

It was noted that lands included in the application abut the City boundary and cut across Dartmouth watershed lands. Mr. Bayer said that staff will continue to monitor the application as it proceeds and to keep Council informed accordingly.

MOTION: Moved by Ald. Hetherington and Sarto that Council receive and file for information, the application and letter received in connection with the request to have the District of Waverley incorporated as a Town.

LEGISLATION:
AMUSEMENT
ARCADES

The Downtown Dartmouth Corp. Ltd. has forwarded a letter to Council, requesting that legislation be introduced for controlling the location of amusement arcades in the City.

The Solicitor reviewed for Council the action that has already been taken by the committee set up to look into problems associated with these operations, resulting in a change in the method of licensing the machines located in amusement arcades and elsewhere throughout the City. It was noted that the City does not presently have legislation to control the location of such arcades and/or machines.

Members of Council speaking on the subject wished to have legislation drafted as quickly as possible to be able to control the operation and location of amusement arcades, recognizing that some of these operations are located now in satisfactory locations and are being operated with^{out} causing any problems; others, however, are not. Ald. Greenough said . . . it is important that Council be in a position to restrict the opening of amusement arcades where they are not considered to be suitable or compatible with the land uses in a given section of the City. Questions of control were also raised with respect to over-crowding in the arcades and possible violation of Fire Code regulations; also, the adequacy of parking that is provided for patrons.

Particular attention was given to the concerns of the Downtown Corp. about an arcade being opened in the downtown area, although other members of Council who represent wards outside the downtown, did not want to have arcades situated in their wards either. It was felt that there should be some identification of those sections of the City where arcades will not be permitted, with an indication as to where they could operate, if properly controlled. Ald. Hetherington suggested that part of the problem with these machines may be the result of inadequate inspections by the City Licensing Inspector, to make sure they are all licensed as required. Ald. Sarto felt that hours of operation and age restriction considerations should be looked at as well.

On motion of Ald. Hetherington and Stubbs, the matter was referred to staff for a report on the rules and regulations that are required for Council to be guided by in dealing with the amusement arcade issue.

An amendment, moved by Ald. Greenough and Levandier, requesting that staff identify the way in which legislation can be enacted to restrict the opening of arcades, was adopted. The amended motion carried.

MOTION: Moved by Ald. Hetherington and Stubbs that the matter be referred to staff for a report on the rules and regulations that are required for Council to be guided by in dealing with the amusement arcade issue.

AMENDMENT: Moved in amendment by Ald. Greenough and Levandier that staff be requested to identify the way in which legislation can be enacted to restrict the opening of arcades.

MACDONALD
COMMISSION
REPORT

Members of Council have received copies of the MacDonal^d Commission ^{report} on membership on the Metropolitan Authority. With respect to the Town of Bedford appointments, Council previously took the position that there should be one member from Bedford and one alternate appointed to the Metropolitan Authority. Ald. Crawford restated that position, and moved that Council inform the Minister that Dartmouth favours the appointment of one appointed delegate and one alternate from the Town of Bedford, in keeping with our previous position. The motion was seconded by Ald. Sarto and it carried.

MOTION: Moved by Ald. Crawford and Sarto that Council inform the Minister that Dartmouth favours the appointment of one delegate and one alternate from the Town of Bedford, in keeping with our previous position.

MPS REVIEW
COMMITTEE

A report from Mr. Moir was before Council on the subject of the Municipal Planning Strategy Review Committee and its appointment. The report was accompanied by information previously circulated, from the office of the City Solicitor, on the conflict-of-interest aspect of these appointments. Ald. Sarto and Hetherington moved that the report be received and filed.

Ald. Levandier said this committee should be appointed as soon as possible, and there was general agreement to have Council deal with the committee appointments on April 10th, just prior to the Committee-of-the-Whole meeting that will be held on that date. Members were asked to come prepared with recommendations for appointments to be made to the committee. The motion to receive and file carried.

MOTION: Moved by Ald. Sarto & Hetherington that the report from Mr. Moir on the appointment of the Municipal Planning Strategy Review Committee, be received and filed.

This item will be dealt with again on April 10th, when members are asked to come prepared with recommendations for appointments to the committee.

DISPLAYS:
FERRY TERMINAL
BUILDINGS

Mr. Moir has reported to Council on a request from the Atlantic Conference of Learning Disabilities for permission to set up a display in the Dartmouth and Halifax Ferry Terminal buildings in July. He has expressed concern that if permission is granted to this one organization, other similar applications could be subsequently received. Therefore, he has recommended that Council adopt a policy whereby the Terminal buildings will not be used for this type of fund-raising project. The recommendation was adopted, on motion of Ald. Crawford and Bregante.

MOTION: Moved by Ald. Crawford and Bregante that the Council adopt a policy whereby the Ferry Terminal buildings will not be used for fund-raising projects that are being carried out by organizations, as per Mr. Moir's recommendation of March 22/84.

AWARD TENDER:
VEHICLES
WATER DEPT.

Tenders have been received for vehicles for the Water Dept. for the year 1984, as detailed in the Purchasing Dept. report of March 20/84. Ald. Sarto and Greenough moved that the tenders be awarded as they have been recommended by Purchasing Dept., with Mr. Moir's concurrence. The motion carried.

MOTION: Moved by Ald. Sarto and Greenough that tenders for vehicles for the Water Dept. for 1984, be awarded as recommended by the Purchasing Dept. and Mr. Moir.

AWARD TENDER:
VEHICLES
RECREATION DEPT.

Tenders have been received for vehicles for the Recreation Dept. for the year 1984, as detailed in the Purchasing Dept. report of March 19/84. Ald. Sarto and Greenwood moved that the tenders be awarded as they have been recommended by Purchasing Dept., with Mr. Moir's concurrence.

Ald. Hetherington felt that Council should have considerable more information on the tenders and on the vehicles than has been provided. He wanted to have

information on the specs that were used in calling the tenders, and to know from the department representatives whether or not less expensive vehicles could be purchased (ie. four cylinder instead of 6 cylinder, 6 cylinder instead of 8, vehicles with standard transmissions rather than automatic, vehicles without radios, etc.). The question of adequate trade-in for the existing vehicles being replaced was also raised again, and it was felt that better prices could be obtained if they were sold outright rather than having the vehicles taken in trade.

On motion of Ald. Hetherington and Hawley, Council therefore deferred the awarding of tenders for the Recreation, Fire and Police Dept. vehicles until April 10th, at which time department representatives were asked to be present with information (including specs) on the tenders and on the vehicles being purchased.

Ald. Greenwood felt that all City vehicles should have automatic transmissions because they stand up better under the driving conditions required of the vehicles. He was concerned, though, about the allowance being given for trade-ins and considered that the allowances are inadequate in most cases.

MOTION: Moved by Ald. Hetherington & Hawley that Council defer the awarding of tenders for the Recreation, Fire and Police Dept. vehicles until April 10th, at which time department representatives were asked to be present with information (including specs) on the tenders and on the vehicles being purchased.

AWARD TENDER:
POLICE MOTORCYCLE

One tender has been received by the Purchasing Dept. for a Police motorcycle; the tender is from Calvin L. Snyder Ltd. for a 1984 Harley-Davidson, in the amount of \$10,765.00. Acceptance of the tender has been recommended by the Purchasing Dept., with Mr. Moir's concurrence. The recommendation was adopted, on motion of Ald. Sarto and Greenwood.

MOTION: Moved by Ald. Sarto and Greenwood that the tender for a Police motorcycle be awarded to Calvin L. Snyder Ltd., in the amount of \$10,765., for a Harley-Davidson, as recommended by the Purchasing Dept. and Mr. Moir.

AWARD TENDER:
CONTRACT 84513

Tenders have been received as follows for
Contract 84513 (sewer & water services, Thornhill Dr.
and Oland Court in the Burnside Park):

Stewiacke Construction Ltd.	\$652,948.10
Municipal Contracting Ltd.	663,518.00
Harbour Construction Co. Ltd.	669,365.00
Seaport Contractors Ltd.	760,188.25
W. Eric Whebby Ltd.	686,244.50
Antigonish Construction Ltd.	785,469.00
Woodlawn Construction Ltd.	798,724.60

Acceptance of the low tender, received from
Stewiacke Construction Ltd., has been recommended by
the Asst. City Engineer, with Mr. Moir's concurrence,
and the tender was awarded as recommended, on motion
of Ald. Hetherington and Bregante.

MOTION: Moved by Ald. Hetherington & Bregante
that the tender for Contract 84513 be
awarded to the low bidder, Stewiacke
Construction Ltd., as recommended by
Mr. Purdy and Mr. Moir.

AWARD TENDER:
SCHOOL BUSES

The Purchasing Dept. has received tenders for
the purchase of three 42-passenger school buses, as
per their report of March 28/84. Ald. Hetherington
and Sarto moved that the tenders be awarded as they
have been recommended in the report, with Mr. Moir's
concurrence. Total amount of the tender is \$79,189.77.
The motion carried.

MOTION: Moved by Ald. Hetherington & Sarto
that tender for the purchase of three
school buses be awarded as they have
been recommended by the Purchasing Dept.
and Mr. Moir in the report dated March 28/84.

EQUIPMENT:
RECREATION DEPT.

A report from the Purchasing Dept. has been
submitted on tenders received for lawn maintenance
equipment for the Recreation Dept.: one three-wheel
turf runabout, one ride-on mower, and one flail mower.
Total amount of the tender is \$18,119. and acceptance
has been recommended by the Chief Buyer, with Mr.
Moir's concurrence. Council awarded tenders for the
three items of equipment, as recommended, on motion of
Ald. Hetherington and Greenough.

MOTION: Moved by Ald. Hetherington & Greenough
that tenders be awarded as recommended
for three equipment items required for
lawn maintenance, for the Recreation Dept.,
as detailed above.

LAND: CRICHTON
AVE.
RESOLUTION #84-20

The City Solicitor has prepared a report for Council on City land in the area of Crichton Ave., which the City had title to by virtue of a 1925 tax sale, subject to certain possessory titles of people living on those lands for a number of years. In consultation with the property owners involved, a final plan of the area has been prepared and was available for members of Council to review with the Solicitor at this meeting.

Resolution #84-20, authorizing expropriation by the City of the entire land holding and providing for individual portions of land to be reconveyed to those property owners with possessory titles; secondly, for no one to make a claim for compensation for the expropriation, was before Council with the Solicitor's report. After members of Council reviewed the plan with the Solicitor, Resolution #84-20 was approved, on motion of Ald. Sarto and Bregante.

MOTION: Moved by Ald. Sarto and Bregante that Resolution #84-20 be adopted, authorizing expropriation by the City of a land holding in the area of Crichton Ave., and the reconveying of portions of land to property owners with possessory titles.

APPLICATION
TO REZONE:
LUND PROPERTY
BRAEMAR DR.

The Planning Dept. has reported to Council on an application from Tenwolde Brothers Co. Ltd. for rezoning of the Lund property on Braemar Drive, from R-1 Zone to TH Zone. The developer proposes to develop approx. 51 townhouses along a cul-de-sac entering the property from Braemar Drive. It is the recommendation of the Planning Dept. that Council proceed with the application. A public information meeting is set for Wed., April 18/84 in the Admiral Westphal School.

Ald. Hetherington and Bregante moved the adoption of the recommendation. Ald. Stubbs questioned the density of the development in relation to the traffic problems that already exist on Braemar Drive and in view of the close proximity of the site to the MicMac Rotary. She said she could not support such a development at this location until some of these traffic problems are resolved and until the 107 by-pass highway

is available to take some of the pressure off the Rotary and arteries leading into it.

At this point, Ald. Greenough asked what position members of Council will be placed in at the public hearing if they express viewpoints either for or against the development proposal and rezoning application at this time. The Solicitor admitted that this is a difficult situation for members of Council to be in because opinions expressed at this point in the process could be seen to be prejudicial at a later time. They could then form the basis for an appeal, which is really what presents the problem. Mr. Bayer noted that Council has the right to stop the application right at this point, but he agreed with the Solicitor that the prejudicial element leaves Council in a difficult position, if individual members are wishing to express their opposition and to give reasons at this point in the process. He also referred to the possibility of an appeal that is opened if it is considered that prejudicial statements have been made which reflect an opinion formed on the part of a Council member prior to the public hearing itself.

No further debate took place on the motion and it carried with Ald. Stubbs voting against.

MOTION: Moved by Ald. Hetherington & Bregante that staff proceed with the application for rezoning of the Lund property on Braemar Drive, as submitted by Tenwolde Brothers Co. Ltd.

RESIGNATIONS:
TAXI COMMISSION

The Dartmouth Taxi Commission has recommended to Council, acceptance of the resignation of Mr. Bob Frank, Mr. Ron Kaizer, and Mr. Bruce MacDonald, from the Commission, due to their association with the taxi industry and the conflict-of-interest position in which they have been placed as a result. These members will continue to attend meetings of the Commission in an advisory capacity.

Ald Bregante and Greenwood declared a conflict of interest on this item and on the next item on the agenda (Taxi Commission recommendation also), and withdrew from their places to sit in the gallery.

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No further debate took place on the motion and it carried with Ald. Stubbs voting against.

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Ald. Bregante is a taxi operator and Ald. Greenwood operates a service station which serves people in the taxi industry.

Ald. Hetherington and Stubbs moved that the resignations from the Taxi Commission be accepted by Council with regret. The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Hetherington & Stubbs that Council accept with regret, the resignations of Mr. Bob Frank, Mr. Ron Kaizer, and Mr. Bruce MacDonald, from the Taxi Commission, as recommended to Council by the Commission.

QUORUM: TAXI
COMMISSION

In view of the resignation of three members of the Taxi Commission and problems created in securing a quorum for meetings of the Commission under these circumstances, the Commission has recommended to Council that the quorum be reduced to three members and the Taxi By-law amended accordingly.

The recommendation was adopted, on motion of Ald. Crawford and Hetherington. Ald. Hetherington advised that if meetings of the Commission could be held at 4:30 p.m., he would be able to attend without any problem; otherwise, if meetings continue to be held at 12:00 noon, he will have to consider resigning. Ald. Crawford, the Chairman, explained the problem in trying to schedule another 4:30 meeting during week-days when most afternoons are already scheduled at this hour.

MOTION: Moved by Ald. Crawford & Hetherington that the recommendation of the Taxi Commission be adopted with respect to the proposed reduction of a quorum for the Commission to three members; the Taxi By-law to be amended accordingly.

NOTICES OF MOTION:
ALD. SARTO

The following notice of motion was given by Ald. Sarto for the next regular Council meeting:

Ald. Sarto: That staff be requested to look at the trench on property adjacent to the reservoir, causing flooding problems for abutting property owners, and provide a report and recommendation for resolving the problem.

INQUIRIES:

ALD. BREGANTE

Ald. Bregante made the following inquiries:

- 1) asked for a staff report on the various car lots that are now being operated at a number of locations, such as the corner of Gaston Road and Portland St., Main & Major St.

He said these lots represent driving safety hazards when drivers slow down in traffic to look at the cars, and he asked staff to indicate in the report how they can be prohibited from operating.

- 2) asked that the attention of the Chief of Police be given to the safety of pedestrians on City sidewalks, with respect to bicycles being driven on sidewalks without due regard for pedestrians using them.
- 3) referred to the potential danger to children being caused by a large mound of earth on Pleasant Street, near the Moirs' factory. Asked that staff look at this situation and have the owners either remove or level the earth.
- 4) asked what action has been taken at 217 Windmill Road. The Solicitor explained the difficulty that has been experienced in trying to locate the owner of the building. The septic tank has been covered over with rocks and other material so it is not open as it was before. At the end of the thirty-day period required, the item will come back to Council if nothing has been done by the owner in the meantime.

ALD. STUBBS

Ald. Stubbs made the following inquiries:

- 1) asked about any acquisition of City land by the Dept. of Transportation in connection with the 107 By-pass alignment. Mr. Fougere explained that some negotiations have taken place with regard to a possible land trade between the City and the Province. Ald. Stubbs asked that Council be kept informed.
- 2) asked again about the island that is causing traffic problems on the section of Prince Albert Road at the Circumferential Highway. Mr. Bayer said it is hoped to have this matter resolved soon with the Provincial department; they have indicated that the City will have to pay for the work if the island is removed.
- 3) asked about the status of figures being prepared by Mr. Smith on the cost to the City in trying to arrive at an agreement on the site for a football stadium.
- 4) asked about the report that is to come to Council on the administrative policy change re the development of private roads. The Solicitor advised that this report and the resolution with it will be on an early Council agenda.
- 5) asked when the next budget meeting will be held. The Mayor advised that it will probably be on Monday, April 9th.

Ald. Stubbs later made another inquiry concerning the news reports that have been given about the action of the Metropolitan Authority in dealing with problems at the Regional Correction Centre, by planning for a new centre that would relieve over-crowding at the existing facility. The Mayor commented on the discussions that

have taken place at the Authority in this connection, pointing out that before any finalization of discussions, all four participating Councils would have to be consulted. Ald. Crawford also provided additional information for Council, in response to the inquiry made by Ald. Stubbs.

ALD. CRAWFORD

Ald. Crawford made the following inquiries:

- 1) asked for information on the status of City lots that are to be sold for development in the Lyngby Drive area. Mr. Fougere explained that there has been a hold-up until completion of the survey work taking place in Crichton Park. A plan of subdivision is being prepared and it will be about a month before the lots can be advertised.
- 2) asked about the status of the land expropriation involving the Shipyard Club lands. The Solicitor advised that this settlement was finalized two weeks ago; the Club will be staying where they are up until the time when the lands are actually required.
- 3) Ald. Crawford made reference to the potential problems that he has brought to the attention of the Police Commission, with respect to the Portland Landing beverage room on Portland St., and suggested that the local Police Departments should be continuing to watch this situation (ie. potential for disturbance that could be caused by visiting motorcycle clubs).
- 4) asked if there is a further update on the Papal Visit. The Mayor said he has nothing further to report at present, but will give Council a written report later.
- 5) Ald. Crawford referred to the upcoming MTC meeting when tenders for the purchase of new buses will be discussed. One of the tendering companies has asked to be paid in American funds, which will add to the cost of that bid considerably, also, it may be necessary to pay customs duty over and above that. He asked the Solicitor to look into the implications of accepting such a bid, involving these additional costs and provide information for Council's MTC members.

ALD. HETHERINGTON

Ald. Hetherington made the following inquiries:

- 1) Asked what has been done about the letter that went to Mr. Moir, requesting that one of the Woodside ballfields be named after Carl Moreash. The Mayor advised that Mr. Moir will be bringing a report to Council.
- 2) asked to have attention given to the area behind 50 Renfrew Street, where garbage is being dumped.
- 3) asked if the Fire Dept. would check to see if a fire that occurred March 28th in the grassed area next to I.M.P., originated from the I.M.P. stack.
- 4) asked that a letter be forwarded to the Minister of Transportation, seeking advice on what can be done about the use of walkmen head sets by people when they are driving bikes, walking, and even when driving cars.

5) asked if anything is being done about the sound system in the Council chamber. Mr. Fougere said a preliminary report will be ready for an early meeting of Council.

6) Ald. Hetherington also requested an update on the by-law he asked for to control the use of electric fences.

ALD. LEVANDIER

Ald. Levandier asked Mr. Bayer to look at the parking lot problem at Lucifer's on Wyse Road and report back on it.

Ald. Levandier noted that the TMG has recommended in favour of an overhead crosswalk sign at the corner of Thistle Street and Wyse Road. At a later point in the meeting, he was permitted to introduce a motion authorizing an overhead crosswalk sign for that location, as recommended by the TMG. The motion was seconded by Ald. Crawford and it carried.

MOTION:
CROSSWALK SIGN
THISTLE ST.
AND WYSE RD.

MOTION: Moved by Ald. Levandier & Crawford that authorization be given for an overhead crosswalk sign to be located at the corner of Thistle Street and Wyse Road, as it has been recommended by the TMG.

ALD. GREENWOOD

Ald. Greenwood made the following inquiries:

- 1) asked that staff look at the location at the corner of Albro Lake Road and Wyse Road to see if a bus shelter could be provided at that point, on Wyse Road.
- 2) asked if a date has been set for Council's tour of the Power Corp. plant; the Mayor advised that it has not been.
- 3) asked to have the Building Inspector look at 393 Windmill Road.
- 4) asked if the Recreation Dept. would give consideration to replacing the trees that were broken and destroyed about a year ago on Windmill Road.
- 5) asked about the need for the building in the Ferry Terminal parking lot and whether it is being used. Discussed with Mr. Fougere.

ALD. HAWLEY

Ald. Hawley asked if there has been any response from the Minister of Transportation to the City's request for additional funding for improvements to Braemar Drive. Mr. Fougere said that nothing further has been received from the department to date.

ALD. GREENOUGH

Along the lines of this inquiry, Ald. Greenough asked if it would be possible for Council to have a presentation on the minor improvements planned for

the Rotary and what the extent of these improvements will be; also, to have Council briefed on the alignment decided for the 107 By-pass highway.

ALD. SARTO

Ald. Sarto's inquiry pertained to the section of Portland Street where a median had been requested along with other safety improvements. Mr. Bayer advised that a report will be coming from the TMG on this item.

Meeting adjourned.

G. D. Brady
per G. D. Brady,
Deputy City Clerk.

City Council, Apr. 3/84

ITEMS:

- 1) Freedom of the City, page 1.
- 2) Resolution: Dartmouth District School Board, page 2.
- 3) Application: District of Waverley, page 2.
- 4) Legislation: Amusement Arcades, page 2 to 4 incl.
- 5) MacDonal Commission report, page 4.
- 6) MPS Review Committee, page 4.
- 7) Displays: Ferry Terminal buildings, page 5.
- 8) Award tender: Vehicles, Water Dept., page 5.
- 9) " " " Recreation Dept., page 5.
- 10) " " : Police Motorcycle, page 6.
- 11) " " : Contract 84513, page 7.
- 12) " " : School Buses, page 7.
- 13) Equipment: Recreation Dept., page 7.
- 14) Land: Crichton Ave. - Resolution #84-20, page 8.
- 15) Application to rezone: Lund property, Braemar Dr., pg.8.
- 16) Resignations: Taxi Commission, page 9.
- 17) Quorum: Taxi Commission, page 10.
- 18) Notice of Motion: Ald. Sarto, page 10.
- 19) Inquiries, page 10 to 14 incl.

Dartmouth, N. S.

April 9/84.

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

Present - Mayor Brownlow

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

City Administrator, C. A. Moir
City Clerk-Treasurer, B. Smith
Budget Officer, J. Rowinski

1984 OPERATING
ESTIMATES

Members of Council have received copies of information requested at the previous budget meeting, and at this time, a report from Mr. Moir was circulated, suggesting alternate tax rates for the year 1984 and providing a tabulation of revenue and expenditure adjustments that could be considered in order to establish a tax rate with an increase of 4.5% over last year, which is being recommended. The resulting shortfall of \$600,400. would be made up by bringing \$300,000. forward from the 1983 projected surplus account and by reducing the non-mandatory contribution to the Dartmouth District School Board by \$300,200.

In addition to the above recommendation, Mr. Moir has also recommended that Council advise the School Board that commencing in 1985, they will demand a reduction in the non-mandatory contribution from the Board by a minimum of 10%; this reduction to continue in dollar value until the non-mandatory contribution is eliminated. He has further suggested that the School Board be encouraged to hire management consultants to assist them in arriving at this goal.

The Mayor suggested that Council might wish to give consideration to the report Mr. Moir has prepared, which is essentially in keeping with motions that Ald. Greenough and Levandier have had in mind. Ald. Crawford said the report also parallels his thinking, and he proceeded to move that Council now adopt Resolution #84-16

RESOLUTION #84-16

which provides for the 4% tax increase recommended by setting a tax rate of \$3.2186 per one hundred dollars of assessment on commercial property and \$1.6041 on residential property. The motion was seconded by Ald. Romkey.

Ald. Stubbs objected to the procedure being followed in allowing this resolution to be introduced at the beginning of the meeting, but when a vote was taken, a two-thirds majority of Council indicated their willingness to discuss Mr. Moir's report and to debate the motion presented on Resolution #84-16.

Ald. Stubbs felt that the resolution is irregular in the form that has been drafted, in that it does not even state the total budget figure represented by the tax rates being set. She said she wished to go on record as being opposed to the procedure being followed and to the format of the resolution itself. Mr. Moir advised Council that the total amount of the budget, with the adjustments that have been suggested, stands at \$65,305,500.

Ald. Crawford noted that the resolution has been placed before Council by the motion on the floor and members now have the opportunity to debate it and to make any amendments they see fit. Ald. Romkey considered the modest increase in taxes to be in order, especially considering that the tax rate has been held for two previous years. Ald. Levandier suggested that perhaps Council should be looking at bringing the entire \$500,000. surplus from 1983 forward in order to bring in a 4% tax increase instead of 4.5%. He also asked about the impact of the additional \$300,000. reduction in the School Board budget, and Supt. Harrison advised that the reductions required will be spread around in various accounts to try and minimize the impact on the school system.

Ald. Peters was opposed to the motion on the basis that it does not go far enough in making use of

surplus funds to offset an increase in taxes. He felt that all of the two million dollars in reserve should be brought forward and used to reduce the tax rate. His other concern was the cost of the City's present legal services and he indicated his intention to present a motion, calling for a committee to be established that will review the present arrangements as compared with the cost of setting up our own legal department.

Ald. Greenough commented on the revenue the City is able to receive in interest from the two-million-dollar investment, pointing out that we would not have this revenue source any longer if we were to apply all of the reserve to reducing the tax rate in one year. Ald. Bregante and Stubbs had similar viewpoints to that of Ald. Peters with respect to the retaining of surplus funds, either in any given year or from previous years. Ald. Stubbs moved in amendment that the total \$500,000. surplus from 1983 be brought forward and applied to the tax rate for a 4% increase, resulting in rates of \$3.203 for commercial and \$1.596 for residential. The amendment was seconded by Ald. Hetherington.

Ald. Stubbs proposed a salary freeze for teachers next year and indicated her concerns to Council about unwarranted threats and intimidation on the part of teachers, school administration staff and School Board members when the School Board budget is threatened with major reductions. She said it is time we got back to basics with the school system and suggested several areas of saving she intends to pursue, including the closing of Greenvale School. She also questioned the necessity for Grade 3 French and for employing teachers in school libraries. She said it is to the advantage of the Supt. to keep the level of teachers in the system over eight hundred in order to remain in a higher salary classification.

Ald. Crawford first did not agree with the amendment and while there was some reservation on the part of other members about using all of the 1983 surplus, the general attitude was that either the original motion or the amended form would be acceptable to City taxpayers, considering that a 4% or 4.5% increase would not impact heavily on property owners in the average assessment range. Most members were unwilling to use any of the two-million-dollar reserve fund, however, and did not wish to go any further than allocating the 1983 surplus. Ald. Crawford later said he would support the amendment and when the vote was taken on the amendment, it carried unanimously. The amended motion also carried.

Council then proceeded to approve all of the recommendations from Committee meetings that have been held to deal with the budget, and to approve the adjustments in revenue and expenditures, set out in Schedule A of Mr. Moir's report of April 9/84. A motion to this effect, moved by Ald. Greenough and Bregante, carried.

MOTION: Moved by Ald. Crawford and Romkey that Council adopt Resolution #84-16, setting the 1984 tax rate at \$3.2186 for commercial and \$1.6041 for residential.

AMENDMENT: Moved in amendment by Ald. Stubbs and Hetherington that all of the 1983 surplus be applied to further reducing the 1984 tax rate, to produce a rate of \$3.203 for commercial and \$1.596 for residential.

MOTION: Moved by Ald. Greenough and Bregante that Council approve all of the recommendations from Committee meetings held to deal with the budget, and approve the adjustments in revenue and expenditures, set out in Schedule A of Mr. Moir's report of April 9/84.

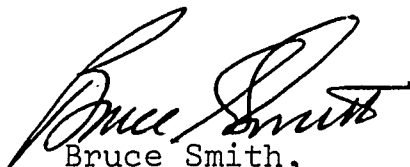
As indicated by Ald. Peters earlier in the meeting, he proceeded to introduce a motion to the effect that a committee be established, consisting of the Mayor and four Aldermen, to review the policy relating to the contracting of legal services vs. the

establishment of our own Legal Department with staff lawyers. The motion was seconded by Ald. Hetherington and it carried.

MOTION: Moved by Ald. Peters & Hetherington that a committee be established, consisting of the Mayor and four Aldermen, to review the policy relating to the contracting of legal services vs. the establishment of our own Legal Department with staff lawyers.

Ald. Crawford questioned the adequacy of the budget allowance that has been made for attendance at conferences, particularly for Council members to attend this year's FCM conference (page 92 of the General Government budget). The Mayor explained the provision that has been made in the budget item for attendance by four Council members, and Ald. Crawford felt that a financial restriction should not be placed on the number of members who are able to attend, in view of the value that such conferences can have for those who attend. No motion was introduced to amend the budget item at this point since the tax rate had already been set and the estimates approved.

Meeting adjourned.


Bruce Smith,
City Clerk-Treasurer.

City Council, Apr. 9/84

ITEMS:

- 1) 1984 Operating Estimates, page 1 to 5 incl.
- 2) Resolution #84-16, page 1.

Dartmouth, N. S.

April 10/84.

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

Present - Mayor Brownlow

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

APPOINTMENTS:
M.P.S. REVIEW
COMMITTEE

Members of the Fifth Dartmouth Girl Guide troop,
with their leaders, were welcomed to the meeting.

Council then proceeded to the first item on
the agenda and the following names were presented
in nomination for appointment to the Municipal Planning
Strategy Review Committee:

- 1) Mr. Ken Wright - nominated by Ald. Crawford
- 2) Ms. Jill Grant - " " " "
- 3) Mr. Allison Mills - nominated by Ald. Hawley
- 4) Mr. Ken Robinson - nominated by Ald. Levandier
- 5) Ms. Joanne Lamey - nominated by Ald. Stubbs
- 6) Mr. John Woods - nominated by Ald. Greenwood
- 7) Mrs. Dorothy Birks - nominated by Ald. Bregante

A member of C.P.A.C., Sandra McKenzie, addressed
Council on the subject of appointments to the committee,
suggesting there should be an opportunity for citizens-
at-large to serve on it rather than having members
appointed on the basis of nominations from Council
members. The Mayor informed Council of the procedure
followed in Halifax, where an advertisement was placed
in the newspaper, inviting volunteers to become involved
in the planning review process through membership on
the various sub-committees that have been listed in
the advertisement. In the Halifax situation, a Planning
Advisory Board was in place before inviting public
participation. Copies of the advertisement which
appeared in the Halifax paper were circulated for
information.

Ald. Hawley was in favour of this kind of
approach in selecting a committee, and moved that

a similar procedure be followed in Dartmouth by advertising for interested members of the public who may wish to serve on the Planning Review Committee and/or sub-committees that are likely to be formed for purposes of the review; the motion was seconded by Ald. Hetherington.

Ald. Levandier and Crawford were in favour of having the main committee appointed and guidelines recommended by the committee back to Council, before advertising for volunteers to participate. Other members did not want to see any appointments made until all the names of interested citizens are in, making it possible to draw on all the available expertise in the community for both the main committee and sub-committees that will also be appointed. It was suggested that the advertisement, to be placed for two consecutive weeks beginning the week of April 16th to April 30th, should indicate that members will be chosen for both the main committee and for sub-committees; volunteers can then offer for either category or for both, depending on the time they have available to give and on a particular interest they may have.

Debate continued for some time on the pros and cons of forming the main advisory committee first or soliciting volunteers before any appointments are made, and when the vote was taken on the motion, it carried. Ald. Hawley felt that some attempt should be made to have representation from each of the City wards on the main committee when it comes to be appointed.

MOTION: Moved by Ald. Hawley & Hetherington that the procedure be followed of advertising for interested members of the public who may wish to serve on the Planning Review Committee and/or sub-committees that are likely to be formed for purposes of the review process.

AWARD TENDER:
VEHICLES
RECREATION DEPT.

Additional information has been provided on the tenders for Recreation Dept. vehicles for 1984, as requested from the April 3rd Council meeting.

Ald. Crawford and Romkey moved that tenders for these vehicles be awarded as per the Purchasing Dept. report of March 19/84, in which Mr. Moir has concurred. The vehicles involved are a four-wheel drive pickup and two half-ton vans; the total tender comes to \$36,168. There were no further questions raised about the specs of the tenders received and the motion carried.

MOTION: Moved by Ald. Crawford and Romkey that the tenders for Recreation Dept. vehicles be awarded as recommended by the Purchasing Dept. and Mr. Moir; details contained in the report dated March 19/84.

AWARD TENDER:
FIRE DEPT.
VEHICLES

Council has also received additional information on the tenders for Fire Dept. vehicles for 1984, which include a half-ton van, an intermediate-size station wagon and a four-door sedan. Ald. Levandier and Hetherington moved that the tenders be awarded as recommended in the Purchasing Dept. report of March 19/84, with Mr. Moir's concurrence.

Ald. Hetherington questioned the need for an AM/FM radio in the specs, and Mr. Moir said he would see that this requirement is not included in future tenders. Ald. Stubbs felt that the question of trade-ins vs. the outright sale of the used vehicles being replaced, should have further consideration. A point raised by Ald. Greenwood pertained to the rust-proofing of vehicles and whether this is worth doing if we do not make claims later under the warranty. Questions about carpeting and other options were also brought up during the debate, and Ald. Greenwood pointed out that these are the kind of concerns that can be discussed with a Fleet Manager once this person has been hired for the City.

When the vote was taken on the motion, it carried.

MOTION: Moved by Ald. Levandier & Hetherington that tenders be awarded for the Fire Dept. vehicles, as recommended in the Purchasing Dept. report, dated March 19/84, with Mr. Moir's concurrence.

AWARD TENDER:
POLICE DEPT.
VEHICLE

The specs for^a Police Dept. vehicle were also before Council, as requested. The tender is for one four-door sedan, and the recommendation is that it be awarded to the low bidder, Fairley & Stevens Ltd., for

a net bid price of \$8,143., after trade.

Ald. Levandier and Greenwood moved that the tender be awarded, as recommended by the Purchasing Dept. in concurrence with Mr. Moir. Several option items were again discussed and the question of trade-in vs. outright sale, and again it was suggested that these points can be taken up with the new Fleet Manager for further consideration. The motion on the floor carried.

MOTION: Moved by Ald. Levandier & Greenwood that the tender for a four-door sedan for the Police Dept., be awarded to the low bidder, Fairley & Stevens Ltd., as recommended by the Purchasing Dept., in concurrence with Mr. Moir

Ald. Greenwood and Stubbs then moved that a committee of three Aldermen (to be appointed by the Mayor), a member of the Purchasing Dept., and the Fleet Manager, be set up to give consideration to the points that have been raised about tender requirements for vehicles, the options that are included, the trade-in question and other related matters pertaining to vehicle tenders. The motion carried.

Ald. Stubbs suggested that Ald. DeMont should be a member of the committee, and that Ald. Greenwood should be considered, since both have considerable knowledge in this area.

MOTION: Moved by Ald. Greenwood and Stubbs that a committee be set up to give consideration to vehicle tenders, as noted in more detail above.

AWARD TENDER:
CONTRACT 8406
PLEASANT ST.
TRANSMISSION MAIN

The following tenders have been received for Contract 8406, Pleasant Street water transmission main:

Seaport Contractors Ltd.	\$434,600.79
W. Eric Whebby Ltd.	444,111.00
Harbour Construction	486,642.00
L.J. Casavechia Cont. Ltd.	489,510.70
Normway Construction Ltd.	492,210.20
Lakeport Contracting Ltd.	526,164.05
Woodlawn Construction Ltd.	537,458.19
Antigonish Construction Ltd.	591,692.25

Mr. Purdy has recommended that the tender be awarded to the low bidder, Seaport Contractors Ltd., with a bid price of \$434,600.79, and that an application

be made to the Board of Commissioners of Public Utilities for approval of the expenditure by the Water Utility of \$493,000., which includes engineering and interest during construction.

The tender was awarded, as recommended, on motion of Ald. Bregante and Hawley.

MOTION: Moved by Ald. Bregante and Hawley that the tender for Contract 8406 be awarded to the low bidder, Seaport Contractors Ltd., as per the recommendation from Mr. Purdy, detailed above.

LAND PURCHASE:
14 CATHY CROSS DR.

Mr. Moir has submitted a report to Council on a request to purchase a twenty-foot strip of land that runs behind the properties at 14 and 15 Cathy Cross Drive. The owners of the two properties involved are Mr. Eric Romkey and Mr. Rene Petrie. City staff see no problem in disposing of this strip of land, with the stipulation that a fence be erected by the purchasers to define their property. The land has been appraised and a value of \$1,000. has been recommended as fair and reasonable for the two sections. Mr. Moir therefore recommends that the City agree to sell the land to the two property owners involved for \$1,000., plus the survey cost and legal fees, on the understanding that a suitable fence will be erected to define the properties.

Ald. Romkey declared a conflict of interest, being one of the property owners involved, and withdrew from the Council Chamber while the item was under consideration by Council.

RESOLUTIONS #84-24
AND #84-25

Ald. Hetherington and Crawford moved the adoption of Resolutions #84-24 and 84-25, authorizing the sale of these two pieces of City property for \$578. and \$422. respectively. Ald. Peters considered the value placed on the land to be inadequate, an opinion also shared by Ald. Stubbs. Ald. Stubbs felt the owners should each be paying at least \$1,000. for each of the additional pieces of land. Ald. Greenough noted that the land is not accessible to any roadway and would be of no value

to anyone else but the two owners who abut it.

Ald. Beeler suggested further negotiation with the two owners to determine what they would be willing to pay, and a motion to refer for further negotiation was subsequently moved by Ald. Greenough, seconded by Ald. Hawley. Ald. Crawford was opposed to referral and wanted to see the land sold as recommended, taking into account its swampy conditions and the fact that it is of no use for building purposes. Ald. Greenwood and Hetherington both indicated they were prepared to support the original motion. When the vote was taken on the motion to refer, it carried with Ald. Crawford, Greenwood, Hetherington, Greenough and DeMont voting against.

MOTION: Moved by Ald. Greenough and Hawley that the land purchase at 14 and 15 Cathy Cross Drive be referred for further negotiation with the two interested property owners.

LEASE OF LAND:
BURNSIDE PARK

Council considered a report from Mr. Moir on the proposed lease of land in the Burnside Park to Public Works Canada for the purpose of erecting a microwave tower, this lease to be for a ten-year period at an annual rental of \$2,100. The lease provides for the least possible amount of vegetation to be disturbed on the site, for Public Works Canada to be responsible for maintenance of the site in an acceptable condition, the site to be fenced by Public Works Canada, and the survey and legal costs associated with the transaction to be at the expense of Public Works Canada.

RESOLUTION #84-23

On motion of Ald. Greenwood and Hawley, Council approved Resolution #84-23, authorizing the leasing of the land, as it has been recommended.

MOTION: Moved by Ald. Greenwood and Hawley that Council approve Resolution #84-23, authorizing the leasing of land in the Burnside Park to Public Works Canada, as recommended by Mr. Moir and detailed above in the statement of his recommendation.

DOWNTOWN PLAN:
PHASE II

Representatives of the Waterfront Development Corp. were in attendance to make a presentation of the plans for Phase II of the Downtown Dartmouth Revitalization program, which includes improvements to that section of Portland Street between Wentworth Street and Prince Albert Road. Tenders for this project are to be called by May 1/84.

The presentation was made by Mr. Harold Bonner, President & Chief Executive Officer for WDC, assisted by other representatives and consultants. Particular attention was given to the scheduling program for construction, planned in such a way as to minimize disruption in the Portland Street area as work progresses. Mr. Bonner explained in detail how the brick work is to be carried out in Phase II so as to overcome the problems that have been experienced in this regard in the first phase of redevelopment.

Both Ald. Crawford and Ald. Stubbs had concerns about the adequacy of parking on those sections of Portland Street where it is only to be permitted on one side. Mr. Bonner responded by explaining the emphasis that is being given to a people-oriented concept in the plan, in order to encourage pedestrian use of Portland Street rather than having the street mainly used as a parking place for cars and vehicular traffic. Ald. Levandier spoke in support of the plan presented and moved that Council approve the plan and forward it to the Downtown Revitalization Committee for review. The motion was seconded by Ald. Greenwood and it carried.

MOTION: Moved by Ald. Levandier & Greenwood that Council approve the Phase II plan for Portland Street, as presented, and forward it to the Downtown Revitalization Committee for review.

NOTICE OF MOTION:
ALD. LEVANDIER

Ald. Levandier was permitted to give the following notice of motion for the first regular Council meeting in May:

Ald. Levandier

WHEREAS City of Dartmouth residents are concerned about possible damage to their properties as a result of blasting for excavation purposes on construction sites;

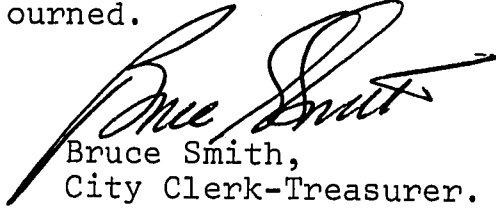
AND WHEREAS, the City of Dartmouth has no existing legislation pertaining to the control of blasting;

THEREFORE BE IT RESOLVED that City staff be requested to prepare a by-law which would regulate blasting, affording maximum protection to Dartmouth residents.

The Mayor provided Council with information about Bill 67, pertaining to the Act of Incorporation for the Halifax-Dartmouth Port Development Commission. Dartmouth will have one member on this Commission and in the first year of the Commission being in effect, we will be asked to contribute \$65,000., which is more than the amount budgeted for this item. The Mayor explained the cost-sharing formula on which financial participation has been established for the metropolitan municipalities.

On motion of Ald. Bregante and Stubbs, Council adjourned to meet in Committee, and having later reconvened, adopted a motion presented by Ald. Greenough and Hetherington for the adoption of two Committee recommendations in favour of (1) proceeding with the Montebello Estates Land-Use Amendment application, and (2) granting a permit to build an addition to the Famous Players theatre in Penhorn Mall, subject to the staff report and recommendations.

The meeting then adjourned.


Bruce Smith,
City Clerk-Treasurer.

City Council, April 10/84

ITEMS:

- 1) Appointments: M.P.S. Review Committee, page 1 & 2.
- 2) Award tender: Vehicles, Recreation Dept., pg. 2
- 3) " " : " Fire Dept., page 3.
- 4) " " : " Police Dept., page 3.
- 5) " " : Contract 8406, page 4.
- 6) Land purchase: 14 & 15 Cathy Cross Dr., page 5.
- 7) Resolutions #84-24 & 84-25, pg. 5.
- 8) Lease of land: Burnside Park, pg. 6.
- 9) Resolution #84-23, page 6.
- 10) Downtown Plan: Phase II, page 7.
- 11) Notice of Motion: Ald. Levandier, page 7.

Dartmouth, N. S.

April 17/84.

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

Present - Mayor Brownlow

Ald. Sarto	Romkey
Peters	Beeler
DeMont	Levandier
Stubbs	Greenwood
Hawley	Greenough
Bregante	Hetherington
City Solicitor, S. Hood	
Acting City Administrator, B. Smith.	

PUBLIC HEARING:
MPS AMENDMENT
CLAYTON DEVELOP-
MENT LTD.

This meeting of Council constituted the public hearing for an application from Clayton Development Ltd. for an amendment to the Municipal Planning Strategy, with respect to a parcel of land located at the southeast corner of the Portland Street/Caldwell Road intersection. The amendment, if approved, would change the designation for this parcel of land from residential to commercial use and this change would be reflected on the Generalized Land Use Map of the MPS (Map 9 and its amendments).

Council first heard from Mr. Robert Shaw, the General Manager of Clayton Development Ltd., who outlined the development proposal being made by his company for a 16.7 acre site in the County of Halifax, of which this parcel within the City boundary forms a 9300 sq. ft. portion, presently in a Holding Zone. He advised Council that the original plan for a service station at the intersection location has been withdrawn, eliminating the need for ramps and driveways, discussed previously at the public meeting with area residents. He said there is little chance of anything being built on the particular piece of land under consideration, although development is likely to take place further down Portland Street and Caldwell Road on either side of it.

The Planning Dept. presentation was made by Ms. Kim Stewart. She explained the designation change that is being requested and outlined the reasons why the Planning Dept. has recommended in favour of the request.

Ald. Stubbs asked if land will be required at the intersection for any future widening purposes. Mr. Shaw advised that his company has made a commitment to deed to the City, a portion of land that is likely to be required for improvements at this traffic point. The Dept. of Transportation is already looking at these requirements.

Ald. Sarto was concerned about the impact of additional traffic on Portland Street and its effect on traffic patterns through Bel Ayr Park to Lucien Dr. and Dorothea Drive. He felt the posted speed limits on the entire section of Portland Street concerned, should be reduced, and asked to have the T.M.G. give further attention to his request. Mr. L'Esperance agreed to take Ald. Sarto's concern up with the T.M.G. again.

The Mayor called for representation from anyone wishing to be heard in favour of the application, but there was no response and no one wishing to address Council.

He then asked if anyone wished to speak against the application, and Council heard from Mr. Rodger Albright of Swanton Drive, who said he was neither for or against the proposal, but would like to raise two points with regard to traffic through Bel Ayr Park and on Portland Street itself. He requested information on the status of negotiations with developers as to whether or not the Dorothea Drive extension will be constructed, thereby relieving some of the traffic through Bel Ayr, and he agreed with Ald. Sarto that the speed limits on Portland Street should be reduced, particularly on the section now posted at 70 km. He also asked about access and egress from the property at the intersection of Caldwell Road and Portland St. Mr. Shaw again indicated that no access is planned at the corner, but further down Portland Street at a point between the corner and the existing service station.

There being no further representations from the public, the Mayor declared the public hearing to be at an end.

BY-LAW C-511

By-law C-511, which will amend the MPS to accomplish the request from Residential to Commercial designation, was before Council with the other documentation that has been compiled and circulated.

It was moved by Ald. Greenough and Bregante and carried that leave be given to introduce the said By-law C-511 and that it now be read a first time.

It was moved by Ald. Levandier and Greenwood that By-law C-511 be read a second time.

Ald. Greenough said he would like to be sure that in approving this application, the City is not likely to be faced with any resulting problems in the future; he suggested that our Planning Dept. staff should keep in touch with County staff to make sure that no problems are created with traffic at the intersection concerned. Mr. L'Esperance stated that staff are in continuing contact with County staff and will monitor the development as it proceeds. Ald. Greenough said he agreed that a uniform speed limit should be sought for Portland Street, in place of several speed limits that now exist.

The motion for second reading carried and unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Hetherington and Bregante and carried that By-law C-511 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-511.

This date was also set by Council for public hearing of a request from Clayton Development Ltd. to rezone the portion of land within the City boundary at the corner of Caldwell Road and Portland Street, from Holding Zone to C-2 (General Business) Zone.

PUBLIC HEARING:
REZONING REQUEST
CLAYTON DEVELOP-
MENT LTD.

The piece of land involved in this request is the same parcel that was involved in the application for amendment to the MPS, just approved by Council.

Mr. Shaw said he felt his presentation already made to Council covers the main points of the rezoning request as well.

Speaking for the Planning Dept., Ms. Kim Stewart indicated to Council that the department is recommending in favour of the rezoning request for reasons similar to those given for the MPS amendment.

The Mayor called for representations in favour of the request, but none were made. He then called for any speakers opposed to the rezoning and Mr. Albright again addressed Council, seeking information on the Dorothea Drive negotiations and assurance that the speed limits on Portland Street will be reduced. The Mayor agreed to have information provided on the status of the Dorothea Drive negotiations, but pointed out that the City can only request a change in the speed limits and such a change will have to be made by the Provincial Dept. of Transportation.

There being no further speakers to be heard from, the Mayor declared the public hearing to be over.

BY-LAW C-512

By-law C-512, to amend the Zoning By-law with respect to the parcel of land at the corner of Caldwell Road and Portland Street, has been prepared and circulated with the other reports pertaining to the rezoning request.

It was moved by Ald. Greenough and Bregante and carried that leave be given to introduce the said By-law C-512 and that it now be read a first time.

It was moved by Ald. Bregante and Greenwood and carried that By-law C-512 be read a second time.

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

It was moved by Ald. Levandier and Bregante and carried that By-law C-512 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the by-law on behalf of the City.

PRESENTATION:
MR. J. MEREDITH

Council agreed to hear Mr. Jim Meredith, President of the Dartmouth General Hospital Board, on the status of the request made by the Board for funding assistance from the County of Halifax. The \$350,000. contribution requested from the City was to have been reduced by whatever amount the County was willing to contribute. Mr. Meredith advised that the contribution requested from the County by the Board was in the amount of \$70,000., and he explained the presentations that have been made before the Policy Committee and before County Council, in attempting to secure this source of funding. Official notification has now been received from the Warden to the effect that the request was turned down by County Council and it is not even certain that they are willing to even participate to the amount of \$10,000. given in the past.

Mr. Meredith provided figures on the 20% useage of hospital facilities by County residents, with a breakdown into the various service categories. He went on to give additional information on the number of staff working at the hospital (450, 40% of whom reside in the County), the number of patients seen in the various services at the hospital, and concluding with an indication to Council of the donations that have been received from segments of the community during the course of the fund-raising campaign for the hospital. Of the seventeen-million-dollar cost of the hospital itself, 11.4 million dollars has been funded by the Province. The Province also funds the operating budget for the hospital. To date, the Hospital Board has raised 2.8 million dollars of the capital requirement outstanding. Ald. Bregante later asked if the detailed information provided by Mr. Meredith at this time, could be made available in written form to members of Council.

The Mayor noted that Council has now approved the budget item covering our \$350,000. contribution to the hospital for 1984, and he pointed out that the

County does already contribute to three hospitals within their own jurisdiction. He suggested to Mr. Meredith that informal meetings with County representatives can still continue from time to time, in an effort to gain support from County members.

Ald. Hawley said it would be worthwhile to determine which districts of the County are making use of the hospital, and then perhaps the County would be willing to look at the possibility of area rates to provide for this service to County residents in those particular districts. The Mayor noted that this idea has been mentioned previously and could be discussed further.

Mr. Meredith responded to a number of questions from Ald. Stubbs about operating costs and equipment costs. In the latter case, equipment is purchased by the hospital and costs are then recovered through a depreciation allowance over the life-span of the equipment.

Generally, Council regarded the hospital as an essential and important service to citizens and paid recognition to the efforts that have been made by Mr. Meredith and other Board members to raise money for the hospital and to keep it operating. Concerns were expressed about the lack of financial participation on the part of the County, considering that their residents are also served by the hospital facilities, but members acknowledged that rural County Council members do not see the need to contribute to a hospital that is a considerable distance from their districts and is probably not being used by their constituents.

At the conclusion of the general discussion period, Mr. Meredith extended thanks to Council for the City's assistance, and was in turn, thanked by the Mayor for his efforts, and those of other Hospital Board members, on behalf of the hospital.

MONTHLY REPORTS

The monthly reports, recommended from Committee, were approved by Council as follows:

- 1) Social Services (March): approved on motion of Ald. Bregante and Greenwood.
- 2) Sub-standard Housing & Able-Bodied Unemployed (Social Services): approved on motion of Ald. Hetherington and Bregante.
- 3) Development Officer (March): approved on motion of Ald. Bregante and Greenough.
- 4) Building Inspection (March): approved on motion of Ald. Sarto and Bregante.
- 5) Minimum Standards (March): approved on motion of Ald. Bregante and Greenwood.
- 6) Fire Chief (March): approved on motion of Ald. Hawley and Bregante.
- 7) Animal Control (March): approved on motion of Ald. Hawley and Sarto.
- 8) Tourism Director (Railway Tours to Musquodoboit Harbour): approved on motion of Ald. Hetherington and Hawley.

MOTIONS: To approve the monthly reports as recommended from Committee.

NAMING OF
BALLFIELD:
WOODSIDE

Council considered a report from Mr. Moir on the naming of a ballfield in the Woodside area after Carl Morash, a resident who has given of his time and effort to minor baseball as a coach and organizer of the sport. Mr. Moir's report indicates that basically, there is no objection on the part of staff to the naming of the ballfield in honor of Mr. Morash. Ald. Bregante and Greenwood moved that the Woodside ballfield be named after Carl Morash, in compliance with the request that has been received.

Ald. Hetherington spoke in favour of the motion, commenting on the considerable contribution that Mr. Morash has made to minor baseball over the years. Ald. Hawley also supported the motion, but Ald. Romkey did not agree with the naming of facilities such as ballfields, rinks, etc. after individuals; he preferred to see these facilities named for their location in the community, a position taken by him at a previous meeting when another similar request was considered for the Howe Street ballfield. When the vote was taken on the motion, it carried with Ald. Romkey voting against.

MOTION: Moved by Ald. Bregante & Greenwood that the Woodside ballfield be named after Carl Morash, as has been requested.

TENDER: LAKE
SAFETY PATROL

Tenders have been received for the lake safety patrol on Lakes MicMac, Banook and/or any other adjoining lakes when requested by the Chief of Police or his delegate. This service will be provided for a two-year period from May to September inclusive; the boat and motor will be supplied by the City of Dartmouth.

Mr. Moir has recommended acceptance of the low tender submitted by Mark Ring, in the amount of \$29,499., for the two-year period 1984/85. His report notes that the Chief of Police has recommended acceptance of the fourth highest tender, submitted by Dartmouth Ambulance Ltd.

Ald. Greenwood and Sarto moved the adoption of Mr. Moir's recommendation, but Ald. Levandier wanted to have the item deferred so that further consideration can be given to the safety aspect and in view of the difference in staff recommendations from Mr. Moir and the Chief of Police. He said Ald. Crawford, who was not present for this meeting, has additional information he would like to present on this item, and he suggested that because of the importance of the tender, a delay is warranted until all available information can be reviewed by Council. Ald. Levandier also felt that representatives from both the Police and Recreation Departments should be present when the item is under debate. He therefore moved deferral until the next meeting of Council; the motion to defer was seconded by Ald. Stubbs.

Ald. Hawley noted that awarding the tender to Dartmouth Ambulance would mean an over-expenditure for the City, since their tender exceeds the budget allocation for the lake safety service. Members of Council willing to support the low bid received and opposed to deferral, pointed out that the tender is in compliance with the specs called for and as such,

the Mark Ring tender should be accepted.

Members in favour of deferral were concerned about the adequacy of staffing for the operation of the boat and about the adequacy of the communication equipment that will be available for use in case of emergency situations. Reference was made to the importance of an immediate response time in the case of drowning accidents where there is any possibility of resuscitating the drowning victim or of saving someone in the water who has to be rescued. They questioned whether the low tender can be considered adequate in both these areas, even though it does meet the minimum requirements of the specifications for the service. The suggestion was made that perhaps the specs need to be upgraded and Mr. Smith pointed out that if this were done, it would be necessary to re-tender on the new specs that would have to be prepared. In that case, there would be a time constraint since the service goes into operation as of the long weekend in May.

As debate continued, the main point of concern centered around the question of the communication provisions that are included in the low tender, and whether modifications could be made to guarantee their adequacy for emergency situations. In order to have this particular point clarified, most members of Council were willing to go along with deferral in order to have a better definition of the communication system that will be provided if the low tender is accepted. The motion to defer carried with Ald. Greenough and Greenwood voting against.

MOTION: Moved by Ald. Levandier & Stubbs that Council defer a decision on the awarding of the tender for the lake safety patrol service until the next Council meeting. This will provide time for additional information to be obtained on the communication system provided in the low tender.

AWARD TENDER:
CONTRACT 84-01

The following tenders were received for
Contract 84-01 (street construction):

Ocean Contractors Ltd.	\$225,518.90
Municipal Contracting Ltd.	226,878.00
Steed & Evans Ltd.	237,997.50

Mr. Purdy has recommended acceptance of the low tender submitted by Ocean Contractors Ltd., with Mr. Moir's concurrence, and the tender was awarded as recommended, on motion of Ald. Hetherington and Bregante.

MOTION: Moved by Ald. Hetherington & Bregante that the low tender submitted by Ocean Contractors Ltd., be accepted for Contract 84-01 (street construction).

PLEASANT ST.
PROPERTY
ACQUISITIONS

The Solicitor has submitted a report on parcels of land that have to be expropriated on Pleasant Street in connection with street reconstruction. The report was accompanied by Resolutions 84-21, 84-26, 84-27, 84-22, 84-28, 84-29, 84-30, 84-31 and 84-32. Resolution #84-27 was corrected at this time by adding the name Frederick Cullen to those already indicated in the resolution.

All of the above resolutions were adopted, as recommended by the Solicitor, on motion of Ald. Hetherington and Greenwood.

MOTION: Moved by Ald. Hetherington & Greenwood that the resolutions noted above be adopted, as recommended by the Solicitor.

AMENDMENT:
LAND USE BY-LAW
20/22 DAWSON ST.

Council has been advised of an application for amendment to the Land Use By-law, involving the property at 20/22 Dawson Street; the application has been submitted by Dr. S. K. Ummat and is for a change from R-1 to R-2 Zone. Council gave permission for this application to proceed, on motion of Ald. Sarto and Bregante.

MOTION: Moved by Ald. Sarto and Bregante that Council give permission to proceed with an application for amendment to the Land Use By-law, involving property at 20/22 Dawson St.

PERMIT TO BUILD:
LAKEVIEW AVE.

On motion of Ald. Hetherington and Sarto, Council approved an application to build a single-family dwelling on Lot "W1" Lakeview Ave., as

recommended by the Planning Dept. in a report from Mr. L'Esperance, dated April 16/84. The proposal for this property complies with the City's by-laws and regulations, and the Engineering Dept. has requested that driveway construction be so designed as to ensure that storm water does not run to the adjacent Trask property.

MOTION: Moved by Ald. Hetherington and Sarto that Council approve an application to build a single-family dwelling on Lot "W1" Lakeview Ave., as recommended by the Planning Dept. in a report dated April 16/84.

PERMIT TO BUILD:
375-381 WINDMILL RD.

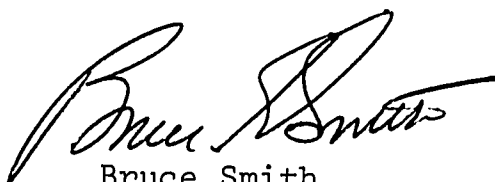
On motion of Ald. Hetherington and Bregante, Council approved an application for permit to build a 49-unit motel addition to the existing shopping plaza at 375-381 Windmill Road, as submitted by Karam Enterprises Ltd. Approval is subject to compliance with the requirements set out in the staff report to Council dated April 17/84. (This item was added to the agenda at the opening of the meeting.)

MOTION: Moved by Ald. Hetherington & Bregante that Council approve an application for permit to build a 49-unit motel addition to the existing shopping plaza at 375-381 Windmill Road, subject to compliance with the City requirements, as outlined in the staff report to Council dated April 17/84.

Ald. Stubbs made an inquiry about the controversy that has arisen over the awarding of a tender by M.T.C. for new buses, and the Mayor reported on information available to him on this subject. A representative of the company that has lodged a protest about the awarding of the tender, plans to appear before the M.T.C. to state his position.

It was agreed that Council will not meet next Tuesday, the 24th, but will have a break until the regular May meeting.

Meeting adjourned.


Bruce Smith,
Acting City Administrator.

City Council, April 17/84

ITEMS:

- 1) Public hearing: MPS Amendment, Clayton Development Ltd., page 1 to 3 incl.
By-law C-511, page 3.
- 2) Public hearing: Rezoning request, Clayton Development Ltd., page 3 & 4.
By-law C-512, page 4.
- 3) Presentation: Mr. J. Meredith, page 5 & 6.
- 4) Monthly reports, page 7.
- 5) Naming of Ballfield: Woodside, page 7.
- 6) Tender: Lake Safety Patrol, page 8 & 9.
- 7) Award tender: Contract #84-01, page 10/
- 8) Pleasant St. property Acquisitions, page 10.
- 9) Amendment: Land Use By-law, 20/22 Dawson St., pg. 10.
- 10) Permit to build: Lakeview Ave., page 10.
- 11) Permit to build: 375-381 Windmill Rd., page 11.