

Dartmouth, N. S.

January 8/85.

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

Present - Deputy Mayor Sarto

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

MINUTES

The minutes of the meetings held on Dec. 4th, 11th and 17th, were approved on motion of Ald. Hetherington and Bregante.

REQUEST: TOWN  
OF BEDFORD

On motion of Ald. Crawford and Hetherington, Council referred to the Transit Advisory Board, a request from the Town of Bedford for consideration of a trial bus route between Bedford and Dartmouth, as submitted in a letter from the Mayor of Bedford, dated Dec. 13/84.

MOTION: Moved by Ald. Crawford & Hetherington that Council refer to the Transit Advisory Board, a request from the Town of Bedford for consideration of a trial bus route between Bedford and Dartmouth.

RESOLUTION #85-01:  
SOCIAL CONSTABLE

On motion of Ald. Crawford and Hetherington, Council adopted Resolution #85-01, appointing John Wolfe a Special Constable while employed by Harbour Cities Veterinary Hospital for purposes of enforcing the City Dog By-law.

MOTION: Moved by Ald. Crawford & Hetherington that Council adopt Resolution #85-01, appointing John Wolfe a Special Constable.

1985 AMENDMENTS  
TO CITY CHARTER

On motion of Ald. Hetherington and Levandier, Council deferred for one week, consideration of the proposed 1985 amendments to the City Charter, as set out in Resolution #84-66, previously circulated.

MOTION: Moved by Ald. Hetherington & Levandier that consideration of the proposed 1985 amendments to the City Charter, be deferred for one week.

DOWNTOWN  
MARKET STUDY

Proposals have been submitted as follows for  
the Downtown Dartmouth Market Study:

1) The DPA Group Inc.	\$32,845.
2) The hardman Group Ltd.	39,840.
3) Doane Raymond	33,000.
4) Peers Management Associates Ltd.	45,475.
5) Criterion Research Associates	31,266.
6) Urban Consultants Ltd.	35,000.
7) Corporate Research Associates Ltd.	26,000.
8) Peat Marwick & Partners	33,252.
9) Underwood McLellan Ltd.	35,000.

Based on six reasons given for the choice of a proposal from this list, Mr. Lukan has recommended that Council award the contract for the Market Study to the firm of Peat Marwick & Partners, in the amount of \$33,250. Ald. Levandier & Withers moved the adoption of the recommendation.

Ald. Crawford questioned the involvement of CBCL as sub-contractors for the Peat Marwick firm, suggesting that CBCL are continually being retained by the City to the exclusion of other engineering companies. He also sought information on the experience of the Peat Marwick firm in the field of market studies. Mr. Davidson, a representative of the company, explained that the role of CBCL would be a minor one, basically relating to traffic patterns and their relation to aspects of marketability. He went on to list market study projects with which his firm has been associated in other locations, such as Moncton, N. B., Ottawa, Ont., Whitby, Ont., Toronto, Fredericton, N. B., etc.

Ald. Crawford and Hetherington felt that the firm which submitted the lowest quotation with their proposal should have been recommended, following City tender procedures, although it was pointed out by Mr. Lukan that two of the firms did not meet the terms of reference for the study, and of the remaining companies, it is felt by him that the Peat Marwick proposal is the most satisfactory, within the funding allocation provided, for the reasons he has noted in his report. Responding to questions from Ald. Stubbs, Mr. Lukan gave the figures for the quotations submitted and advised that the completion date for the study would

be sometime before March 31st. He also advised that the cost-sharing arrangement for the study is 60% Provincial (under the Main Street program) and 40% is the City's share.

Ald. Crawford again objected to the use of CBCL in a consulting capacity for the City, and both he and Ald. Hetherington were opposed to the motion on the basis that the lowest quotation received should have been accepted.

Ald. Greenough felt that the reasons set out in Mr. Lukan's report substantiate his recommendation and therefore he was willing to support the motion. When the vote was taken on the motion, it carried with Ald. Hetherington, DeMont, Stubbs and Crawford voting against.

The remainder of the meeting, from this point onward, was chaired by Mayor Brownlow.

MOTION: Moved by Ald. Levandier and Withers that the contract for the Downtown Dartmouth Market Study be awarded to Peat Marwick & Partners, in the amount of \$33,250.

APPOINTMENTS:  
TOURIST COMMISSION

On motion of Ald. Withers and Hetherington, Council approved the appointment of Mr. Glen Squires and Mr. Peter Tapper to the Tourist Commission for two-year terms, representing the Innkeepers Guild of Nova Scotia and the Campers Association, respectively.

MOTION: Moved by Ald. Withers & Hetherington that Council approve the appointment of Mr. Glen Squires and Mr. Peter Tapper to the Tourist Commission for two-year terms.

NOTICES OF MOTION:  
ALD. LEVANDIER

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

1) Ald. Levandier

WHEREAS there has been a great deal of publicity surrounding the Earl Hollett case;  
THEREFORE BE IT RESOLVED that the Mayor arrange an in camera meeting as soon as possible with the following people requested to be present: the City Administrator, all members of Council, the City legal staff, the Chief of Police or his delegate, and representatives from the Royal Insurance Company;

BE IT FURTHER RESOLVED that this meeting be for the sole purpose of properly informing City Council with factual information on our moral and legal responsibilities surrounding this event.

ALD. HAWLEY

2) Ald. Hawley

WHEREAS recent medical research has shown that cigarette smoking is detrimental to the health of the individual smoker;

AND WHEREAS recent medical research has shown that non-smokers who inhale second-hand cigarette smoke can and do suffer detrimental effects to their health;

AND WHEREAS the number of persons smoking is now recognized as being in the minority;

BE IT THEREFORE RESOLVED that this Council form a special committee to be charged with the task of preparing a by-law to govern the control of smoking in such places as retail stores, service counters, elevators, public transportation vehicles, restaurants, etc.

AND BE IT RESOLVED that this Council support and encourage educational programs which have as their goals, the exposing of the dangers of smoking, as well as the reduction in the number of persons who have the smoking habit.

ALD. PETERS

3) Ald. Peters

WHEREAS during 1984, the following traffic accidents occurred at the intersection of Manor Drive and Portland Street:

20 vehicles in collisions  
2 pedestrians struck by vehicles, one  
on Nov. 8/84 and the second on Dec. 29/84;

AND WHEREAS the Police Dept., the Planning Dept., and the Traffic Management Group have jointly and consistently recommended for several years that traffic lights be installed at this intersection;

THEREFORE, BE IT RESOLVED that the City of Dartmouth immediately install the required traffic lights without further delay, and that the required funds be included in the 1985 estimates.

ALD. SARTO

4) Ald. Sarto

That the City Solicitor be instructed to draft a by-law, pursuant to s.221 of the Dartmouth City Charter, to exempt from payment of property taxes the following persons, if their incomes or combined incomes are less than \$8,000. per year:

- (a) widows or widowers or
- (b) those age 65 or over or
- (c) a single parent supporting a dependent.

INQUIRIES:

ALD. CRAWFORD

Ald. Crawford asked the Mayor to make an inquiry of the Supt. of Schools as to whether a person employed by the School Board, who will be attending sittings of the Legislature, can continue to receive a salary as an employee of the school system. He said that in effect, this employee has another job and a teacher will have to be paid to fill in while the person is at the Legislature.



CORPORATE SERVICES - ADMINISTRATIVE SUPPORT  
CORPORATE SUPPORT- INFORMATION RESOURCE MANAGEMENT

## CERTIFICATE OF AUTHENTICITY

This is to *Certify* that the Micrographic images appearing on this *Film Roll* and comprising of the following *Documents/Record Groups TOWN/CITY*  
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1982-1983, 1983-1983, 1984-1984, 1984-1985  
CONT'D ON NEXT REEL.

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Department/Division CORPORATE SERVICES/MUNICIPAL CLERK

Date FEB. 26/99

Location CITY HALIFAX PROVINCE NOVA SCOTIA

Camera Technician Joan Harkin



CORPORATE SERVICES - ADMINISTRATIVE SERVICES  
CORPORATE SUPPORT - INFORMATION RESOURCE MANAGEMENT

## CERTIFICATION OF MICROFILMING AUTHORIZATION

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COUNCIL MEETING MINUTES

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Date FEB. 26 / 99

Authorization 

CONTINUED ON NEXT REEL

HALIFAX REGIONAL MUNICIPALITY

**END OF  
ROLL**

**ROLL NO.**

1999-18C



ALD. HAWLEY

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Ald. Crawford requested a report from representatives of the City's insurers on the Hollett case and its present status. He expressed concern about recent publicity which placed the members of Council in a bad light, and felt that members should be fully informed at this point about the insurance procedures. The Mayor said he has asked the Solicitor for a full report which is to be made available to Council as soon as possible.

Ald. Crawford referred to a letter dated Dec. 28/84, from APEX Developments, seeking a facilitation of their project, and Mr. Moir said he is planning to have a report for Council on this item for next Tuesday's meeting. Ald. Greenough indicated that his inquiry was on the same subject, copies of the APEX letter having been sent to all members of Council.

ALD. STUBBS

Ald. Stubbs' inquiry pertained to the Hollett case as well. Over and above the insurance aspect raised by Ald. Crawford, she requested information for herself and members of Council on the following:

- 1) a review of the summary of the court case and decision.
- 2) information on the disciplinary action taken by the Police Commission and by Council at the time.
- 3) medical reports on the victim from the beginning of the incident to his death - ie. treatment, diagnosis, ambulance, hospital staff, etc.
- 4) action taken by the widow and her solicitor to date.
- 5) present status of our insurance company's role and responsibility re the family of the deceased.

She noted that some of the present Council members were not serving on Council when this incident occurred, and therefore, this additional information is required.

ALD. WITHERS

Ald. Withers referred to the location at 7 Jamieson Street, where snow is being piled high in the large parking lot. He said there will be a flooding problem created for civic numbers 9 and 11 if this is allowed to continue. Mr. Lukan made a note of the

address so that the owner can be contacted.

Ald. Withers requested that the T.M.G. give consideration to allowing two-hour parking on the north side of Jamieson Street, opposite Craythorne Manor. He said the one-hour parking provision there is not sufficient for people visiting residents.

Ald. Withers asked if the survey work has been completed on Banook Ave. Mr. Fougere said it has not.

Ald. Withers asked Mr. Smith about the status of information he requested previously with respect to an increase in the limits for tax relief qualification. Mr. Smith said the information is being compiled and prepared as requested.

Ald. Withers asked for an update on 217 Windmill Road. The Solicitor agreed to check with the Building Inspector on the inquiry.

ALD. BREGANTE

Ald. Bregante again requested the replacement of the crosswalk light at Crawford and Shirley Streets. He said he hoped it would be replaced as quickly as possible because of the dangerous situation there.

He also asked again about the replacement of the bus shelter on Pleasant Street in the area of the No Frills store. Ald. Hetherington noted that when the street was widened, the City property was lost on which the shelter was located. An attempt is now being made to have sufficient property donated for the shelter to be reinstated.

ALD. ROMKEY

Ald. Romkey asked what is happening with the section of Portland Street outbound from Woodlawn Ave. Mr. Fougere said he would have to bring this inquiry to the attention of Mr. Bayer and Mr. Connors who have been involved with the item.

Ald. Romkey asked that the T.M.G. look at the possibility of eliminating left turns coming out of and going into Settle Street (from Portland St.).

Ald. Romkey noted that a beverage room was recently opened in Ward 1 and Council did not receive notification of the hearing before the Liquor Licensing Board in this instance. The Mayor said he did not know why the City was not advised since we normally receive prior notice so that representations can be made. He agreed the application should have come to the City in the regular way.

ALD. LEVANDIER

Ald. Levandier asked why the crosswalk lights at Thistle Street and Wyse Road are not yet in operation. Mr. Lukan said he thought there must still be a delay in the controllers arriving, to have the lights put into operation.

Ald. Levandier asked about the progress of the traffic study; Mr. Moir to check on this information.

Ald. Levandier asked if Council would hear the motion at this time, for which he gave notice at an earlier point in the meeting. Members did not agree to have the motion presented, especially since additional information has been requested during the inquiry period. It was felt that debate should not take place until the information has been provided.

ALD. HAWLEY

Ald. Hawley asked when the report is to be presented on the drainage problems throughout the City. Mr. Fougere said a preliminary draft report is ready, but further work is required in order to prepare a final report for Council. He agreed to try and have the information ready by February.

ALD. HETHERINGTON

Ald. Hetherington asked to have the attention of the the Police Dept. directed to a dangerous problem at the corner of Irving and Pleasant Streets, where cars are coming out quickly from the exit at this point. He suggested that perhaps a barricade may have to be erected to deal with the problem.

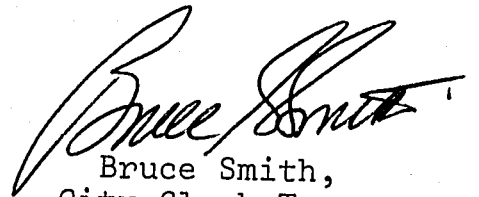
Ald. Hetherington asked who is to be contacted on weekends to deal with social assistance matters. The Mayor advised that the Police Dept. are provided with the name of the person on duty for the Social

Services Dept.

Ald. Hetherington asked where social assistance recipients are to be accommodated when they are removed from motels and hotels in the area, as has been indicated by the Social Services Dept. He requested information on this inquiry.

Mayor Brownlow provided Council with an update from the Metropolitan Authority meeting on a Federal response now being awaited on the subject of the Young Offenders Act and the implications of this act for municipalities.

Meeting adjourned.

  
Bruce Smith,  
City Clerk-Treasurer.

City Council, Jan. 8/85

ITEMS:

- 1) Request: Town of Bedford, page 1.
  - 2) Resolution #85-01: Special Constable, page 1.
  - 3) 1985 Amendments to City Charter, page 1.
  - 4) Downtown Market Study, page 2 & 3.
  - 5) Appointments: Tourist Commission, page 3.
  - 6) Notices of motion: Ald. Levandier, page 3.  
Hawley, page 4  
Peters, page 4  
Sarto, page 4.
  - 7) Inquiries, page 4 to 8 incl.
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Dartmouth, N. S.

January 15/85.

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

Present - Deputy Mayor Sarto

Ald. Beeler	Levandier
DeMont	Withers
Stubbs	Greenwood
Bregante	Hetherington
Hawley	

City Solicitor, S. Hood  
Acting City Administrator, D. Bayer  
Deputy City Clerk, G. Brady.

1985 AMENDMENTS  
TO CITY CHARTER

RESOLUTION 84-66

Council proceeded with consideration of the  
1985 Amendments to the City Charter, prepared for  
submission to the next sitting of the Legislature.  
This item was deferred from the January 8th meeting.  
Ald. Levandier and Withers moved the adoption of  
Resolution 84-66, which contains the amendments and  
authorizes their introduction to the Provincial  
Legislature.

The City Solicitor reviewed each of the  
individual sections with Council for the information  
of the members; further details have also been provided  
in her report which accompanied Resolution 84-66.  
The vote was then taken on the motion and it carried.

MOTION: Moved by Ald. Levandier and Withers  
that Council adopt Resolution 84-66,  
containing the 1985 amendments to the  
City Charter and authorizing their  
introduction to the Provincial Legislature.

TOURIST BUREAU  
EXTENSION

Mr. Moir has submitted a report to Council on  
the proposed extension of the present Tourist Bureau,  
located on Thistle Street. The low bid received for  
this project, in response to the tender call, was  
from Accord Construction Serv., in the amount of  
\$77,400. for the Scheme 1 plan.

Mr. Moir's report outlines the various items  
of correspondence which also relate to the proposed  
improvements to the Tourist Bureau, and states in  
conclusion, that in view of all the additional document-  
ation received and the fact that tenders for the project  
came in substantially over budget, it may be advisable  
to establish a committee of Council and staff to look

at the various alternatives and implications involved. This suggestion represents Mr. Moir's recommendation to Council at this point.

Ald. Withers and Bregante moved the adoption of the recommendation, but Ald. Levandier felt this is a matter that cannot be decided by a committee and he was opposed to the motion. He did not feel that an addition to the Tourist Bureau is required at all, and maintained that serious consideration should be given to a complete relocation of the Bureau to a main highway location, as suggested at a previous meeting by he and Ald. Romkey. He said there should be no further infringement of any kind on commons lands.

Ald. Greenwood did not agree with the motion, on the basis that Council already approved a capital budget expenditure for the renovations to the Tourist Bureau in 1984 and therefore should follow through on what was intended and on a decision already made at that time. He felt that an improved Tourist Bureau will add to the the park and not detract from it. He said people who visit the Bureau often get out of their cars to walk in the park and enjoy the view, and he considered the present location to be very satisfactory in showing off the City at a point of best advantage. As a member of the Tourist Commission, he suggested that the importance of tourism to the City cannot be overlooked in terms of revenue we stand to gain from this source.

Ald. Withers supported the motion and considered a committee would be a good place to reach some agreement with the Friends of the Commons, with respect to the use of commons land. Ald. Levandier also commented on the position taken by the Friends of the Commons; he said that until the ownership of the commons has been decided, no projects involving commons land should proceed.

Ald. Hawley spoke in favour of the present

Tourist Bureau location, and asked to see the plans for the building. The plans were made available for viewing by Council and a description of the renovations and the addition was given.

Ald. Beeler's opinion was that another committee is not required to report on something that Council has already decided in 1984. She felt that projects in general are being delayed with this kind of approach, and that tourism is worth promoting and encouraging because of the benefits the City receives from it. She felt that the present Tourist Bureau location is compatible with the park. Ald. Stubbs questioned the expenditure required for such a small project and said she could not support such an excessive cost. Mr. Morris, the Architect, explained some of the reasons why the project has come in at a higher price than originally anticipated, pointing out that work on the existing building is included in the tender, and noting that smaller projects such as this one do tend to be higher in cost; also, the original projection was in 1984 dollars.

Ald. Levandier asked about additional staff that will be required. Mr. Till advised that one other position will be required in the form of a secretary/receptionist.

Ald. Hetherington did not favour the motion and wanted to see the project go ahead as Council intended. He considered the present location of the Tourist Bureau to be quite suitable and central, and did not agree that the small expansion proposed will detract in any way from the value of the commons.

Mr. Douglas Trider, representing the Friends of the Commons, was heard by Council on the subject of the commons ownership. He said Council is actually breaking the law by attaching any portion of the commons until the ownership question has been determined. He referred to the petition signed by 2600 citizens and



noted that a proper public hearing has not yet taken place with respect to this petition. His position was that any action on the part of Council to infringe on any part of the commons, is prejudicial to the rights and freedoms of citizens under the Charter. Ald. Levandier later indicated that if Council acts to approve the Tourist Bureau addition, this action will be contested in the courts by the Friends of the Commons and this could result in a costly court battle for the City, thereby adding more expense as a result of this issue.

When the vote was taken on the motion, it was defeated, with Ald. Stubbs and Withers voting in favour.

Ald. Greenwood and Hawley then moved that Council accept the low bid submitted by Accord Construction Serv., in the amount of \$77,400. (Scheme 1), and that an amount of \$25,100. be included in the 1985 capital budget to cover the additional amount required for the renovation and expansion of the Tourist Bureau.

Ald. Levandier considered the motion to be out of order, based on the fact that it has not yet been determined who owns the commons land. Council therefore does not have the authority to direct the use of any such lands. He moved referral to the City Solicitor to determine the ownership question under section 140 of the City Charter; the motion to refer was seconded by Ald. Stubbs. The Solicitor noted that section 353 of the Charter indicates the ownership of the lands by the City, although there are still points of law to be reviewed by she and Mr. Moreash on this matter, since the conclusions reached about ownership were arrived at five years ago. The vote was taken on the referral motion and it was defeated with Ald. Stubbs, Greenwood, Levandier and Withers voting in favour.

Ald. Stubbs said she would like to know why there is such a variance in the tender price, and would like to have information on the basis for the

figure quoted. She therefore moved deferral in order to receive detailed information on the tender and a breakdown in the costs. The motion was seconded by Ald. Levandier. Ald. Stubbs requested information about the principals in the company (Accord Construction). Mr. Morris advised that Mr. Paul Vincent is the President and Mrs. Marjorie Davis is the Secretary/Treas. He also provided information on three other projects the firm has completed.

Ald. Levandier again questioned Council's legal right to approve any infringement on commons land until the ownership question has been resolved. Ald. Hawley pointed out that we are already making use of these lands for playing fields, for two City schools, the Sportsplex, the library, and other worthwhile City facilities that we would not want to do without. He said these facilities have been provided for the benefit of all the citizens, even though they are located on commons land.

The vote was taken on the motion to defer and it was defeated. The main motion carried with Ald. Stubbs and Levandier voting against.

RECONSIDERATION

Ald. Levandier and Stubbs gave notice of reconsideration.

MOTION: Moved by Ald. Greenwood and Hawley that Council accept the low bid submitted by Accord Construction Serv., in the amount of \$77,400., and that an amount of \$25,100. be included in the 1985 capital budget to cover the additional amount required for the renovation and expansion of the Tourist Bureau.

TENDERS: POLICE  
VEHICLES

A report was before Council on tenders received for Police vehicles, as provided for in the 1984 budget. Acceptance of the tenders received from Harbour View Plymouth Chrysler has been recommended by Mr. George, with Mr. Moir's concurrence, for a total price of \$118,242.25 for all the units.

Ald. Greenwood and Bregante moved the adoption of the recommendation, but Ald. Hetherington was opposed

to the inclusion of air conditioning in the marked police cars, considering this to be an unnecessary 'frill' that the taxpayers should not have to pay for. Ald. Stubbs said she objected to staff bringing in what amounts to a policy change that should have been decided by the Police Commission or by Council. It was pointed out that the air conditioning feature was included as an option in the tender, based on a decision of the committee appointed to look at tenders for City vehicles; this committee includes members of Council.

Ald. Greenwood supported the inclusion of air conditioning in the marked cars, noting that it will pay for itself when the units are traded, with the higher prices we will be able to get for the vehicles. Ins. Fraser, who has worked with the Fleet Manager, and serves on the tendering committee for vehicles, was heard by Council on the matter of the air conditioning option. He explained how much time is spent by police officers in these marked cars, pointing out that the productivity and efficiency of police departments have increased in other jurisdictions where air conditioning has been tried. Officers are able to remain more alert and attentive under summer conditions of heat and humidity when they are on duty for long periods of time in air conditioned units.

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

MOTION: Moved by Ald. Greenwood and Bregante that tenders for Police vehicles, as recommended by Mr. Moir and Mr. George of the Purchasing Dept., be accepted. The tenders recommended are those of Harbour View Plymouth Chrysler, in the total amount of \$118,242.25.

The Director of Social Services has requested the approval of Council to pay to the Halifax Neighborhood Society, the sum of \$1,500. per month, effective October, 1984, to cover costs incurred by the Society

HELPER FOR  
HOMELESS MEN

to look after the needy homeless men who must make use of this facility because we have nothing comparable to offer in Dartmouth.

Council approved this request, on motion of Ald. Stubbs and Hetherington.

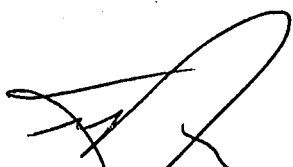
MOTION: Moved by Ald. Stubbs & Hetherington that Council approve Mr. McNeil's request that \$1,500. per month, effective October, 1984, be paid to the Halifax Neighborhood Society, for the care of homeless men.

APPOINTMENT:  
HERITAGE ADVISORY  
COMMITTEE

Ald. Stubbs requested the appointment of Mr. Aaron Solomon to the Heritage Advisory Committee, where a vacancy exists due to the resignation of Dr. Max Brennan. Council approved Mr. Solomon's appointment, on motion of Ald. Stubbs and Levandier.

MOTION: Moved by Ald. Stubbs & Levandier that Mr. Aaron Solomon be appointed to the Heritage Advisory Committee where a vacancy presently exists due to the resignation of Dr. Max Brennan.

Council adjourned to meet in Committee, on motion of Ald. Bregante and Withers.

  
G. D. Brady,  
Deputy City Clerk.

City Council, Jan. 15/85

ITEMS:

- 1) 1985 Amendments to City Charter, page 1.  
Resolution 84-66, page 1.
- 2) Tourist Bureau extension, page 1 to 5 incl.  
Reconsideration, page 5.
- 3) Tenders: Police vehicles, page 5 & 6.
- 4) Shelter for homeless men, page 6.
- 5) Appointment: Heritage Advisory Committee, page 7.

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Council agreed to add three items to the agenda, two being applications under the Amusements Act, and the third, a letter of request from the Aviation Council of Nova Scotia.

Rising on a point of privilege, Ald. Hetherington made the following statement to Council:

This deals with an article that appeared in the Daily News - the paper that I have here in front of me. This is very disturbing to me as I hope it is to, if not all, most of the other Aldermen that are present.

We were entrusted with a confidential report that was delivered to our homes the night before this report was published. This report that we were given states the facts, as our Solicitors and our insurance company and our senior City officials, have informed us of what has happened, what can happen, and what is happening, concerning the Hollett case. The next day, in one of our local newspapers, this report showed up on the front page.

A lot of disturbing facts have happened over the last several months and over the last year probably, and I believe now is the time, I think that some kind of statement should be made, and I believe that I should say something concerning this - just being an Alderman on the City Council.

One of the facts that disturbs me is the number of people that are now getting involved in this controversial issue.

We have a former Mayor and local MLA from Dartmouth South, the Hon. Roland Thornhill, who has stated in the press that we should get involved and settle this case and tell our insurance company what to do. Where he was a former Mayor, he knows the proper steps that have to be followed and what happens and what should be done, and to my knowledge, he has never come in and asked for a complete review of this case.

Although the Attorney-General for the Province of Nova Scotia, of which he is a member, has stated in the Legislature that the police come under the Crown, the Crown being the Province of Nova Scotia. They are responsible for their actions, but yet, this Minister takes the opinion

that the City should now fix it up, which results in conflicting reports amongst ministers.

The second one is a Federal M.P. from Halifax West. This Minister has stated that is is embarrassing to him to hear about the City of Dartmouth and the surrounding area, but again, I don't believe that we have anything on record that I know of where this Member of Parliament from Halifax West, Mr. Crosby, has ever come in and asked the facts from our staff, although he makes a comment in Ottawa that we should get on with settling this dispute.

The third member to speak on this is a former Dartmouth Alderman, George Ibsen. This same Alderman being a member of Council when the circumstances took place, it is very ironic after the fact that he was on Council at the time, he never suggested - and I believe he was on Council when the fact was known - that compensation might have to come from the City, but yet he didn't state that fact then and he now states it, which is very ironic in an election year.

The other things that are very disturbing to me, Your Worship, members of Council, is the fact concerning this report that we received. We received this in confidence, which we do other reports, which we as elected representatives of the City do obtain from time to time because we are the trustees of the City, the City Fathers.

I believe the Alderman that allowed this report to leave his hands to go to the press, does not seem to care too much about the responsibility of the office that he holds, as this person has taken a very confidential report and distributed it to the press.

This incident not only does damage to this person's credibility - it might also do disservice to the person that he or she is supposedly trying to protect, or their interest, because in this report, it shows that the City has made an overture and that overture had been turned down in dealing with that fact - means that Mrs. Hollett or her representatives had the opportunity to make a counter-proposal which was never taken into effect or implemented.

Therefore, I do not believe in the credibility of the person who issued this report to the press. I would dearly love for that person, if he or she is here tonight, would admit that they had done it because what they have done, in fact, is betrayed the trust of Council and representative of the citizens.

Now, the last comment that I have to make is with the press that printed it - the Daily News, under the byline of Jim Jamieson. Mr. Jamieson supposedly had the full confidential report in front of him, so why did he not print the full report. Instead, he took the whole report and broke the parts out of it, thus giving less than half of the report as it was given to Council, and printed only what he thought was headline news or sensationalism. I believe this paper should be chastized by all press - this is not what I call good journalism.

After hearing the statement by Ald. Hetherington, Council moved to the first item on the agenda, a notice of reconsideration of the action taken in awarding the tender for alterations and addition to the Tourist Bureau.

RECONSIDERATION:  
TOURIST BUREAU

At the Jan. 15th meeting of Council, Ald. Levandier and Stubbs gave notice of reconsideration in connection with the action taken by Council to award a tender for improvements to the Tourist Bureau and to provide an amount of \$25,100. in the 1985 capital budget to cover the shortfall in the funding for this project.

In the introduction to his motion, Ald. Levandier stated that Council has perhaps acted hastily and even illegally in this matter, since it was previously stated that no further development would take place on the Commons until staff had an opportunity to prepare a report based on the public hearing in June'. Further, 'that any addition to the Tourist Bureau is a direct encroachment on the existing Commons lands and we should not even think of such a move'. He referred to the recommendation made to Council by Mr. Moir, indicating his support for it, and noting that the City Solicitor was unable to say for certain that the City can legally proceed with further encroachment on the Commons land. He said City staff should have the opportunity to properly address the question pertaining to this issue before Council makes any decision on it.

Ald. Levandier moved reconsideration of Council's action taken at the January 15th meeting in awarding the tender for the Tourist Bureau alterations and addition, and in providing for the shortfall to be covered in the amount of \$25,100. in the 1985 capital budget. The motion to reconsider was seconded by Ald. Stubbs and it was defeated with Ald. Stubbs, Crawford, Withers and Levandier voting in favour.

REQUEST: AVIATION  
COUNCIL OF N.S.

Members of Council received copies of a submission from the Aviation Council of Nova Scotia, seeking endorsement of this newly-formed organization, which aims to promote interest and involvement in aviation in Nova Scotia. Ald. Crawford and Bregante moved that Council endorse the Aviation Council of Nova Scotia, as requested.

Mr. Baudoux, President of the Council, addressed the members, explaining the objectives that have been set for the Aviation Council. Basically, they are in the commemoration of our aviation heritage and in the promotion of the potential that aviation has in Nova Scotia for the future. The organization is intended to encompass all aviation interests, whether they are recreational or associated with industry and technology. Particular attention will be directed toward young people and in attracting them to aviation technology and the related possibilities that exist in this field for employment. The Memorandum of Association for the Aviation Council sets out all of these aims and objectives in detail, copies of this document having been circulated with the submission.

The Mayor commended Mr. Baudoux on the formation of the Aviation Council and on his attendance at this Council meeting to promote an interest in it. He referred to the distinguished career that Mr. Baudoux has had during World War II and thanked him for his attendance.

The vote was then taken on the motion and it carried unanimously.

MOTION: Moved by Ald. Crawford and Bregante that Council give endorsement to the newly-formed Aviation Council of Nova Scotia, as requested.

MONTHLY REPORTS

Monthly reports recommended from Committee were approved as follows:

- 1) Social Services (Dec/84): approved on motion of Ald. Greenough and Bregante.
- 2) Development Officer (Dec/84): approved on motion of Ald. Greenwood & Hawley.
- 3) Building Inspection (Dec/84): approved on motion of Ald. Hetherington & Withers.



- 4) Minimum Standards (Dec/84): approved on motion of Ald. Romkey and Bregante.
- 5) Fire Chief (Dec/84): approved on motion of Ald. Bregante and Withers.
- 6) Ferry Supt. (Sept., Oct., & Nov/84): approved on motion of Ald. Sarto and Stubbs.
- 7) Dog Control (Dec/84): approved on motion of Ald. Sarto and Greenwood.

MOTIONS: To approve the monthly reports as noted above and on page 4 of the minutes.

Ald. Levandier referred to a letter received from the Dartmouth Chamber of Commerce, seeking representation on MAPC. The Mayor noted that MAPC was established under an act of the Legislature, and an amendment to the act would be required in order to be able to do this. Ald. Levandier asked if the Chamber could have representation on the Planning Strategy Review Committee instead, and the Mayor agreed to mention this possibility in responding to the letter from the Chamber

COMMUNITY  
CARE REPORT

Council has received a detailed report from Mr. McNeil, Director of Social Services, on the subject of Homes for Special Care expenditures and a Home Care Program as an alternate to placement in Nursing Homes and Homes for the Aged. This report was accompanied by copies of the minutes of a meeting of the Community Care Committee, held on Dec. 19/84, when a series of recommendations were made with respect to carrying out the Home Care Program in the City of Dartmouth.

Ald. Stubbs and Levandier moved the adoption of the report and the recommendations from the Community Care Committee. Mr. McNeil and Mr. Tom Cleary were present to give a presentation on the subject of this item, and to respond to questions from the members.

Mr. McNeil made his introductory remarks, after which questions were raised by Ald. Stubbs about the new Provincial provisions for the payment of relatives

who undertake to provide care for elderly and/or disabled people in the home, under the In-Home Support Services Program. Mr. McNeil provided further information on the eligibility requirements applicable to this program, and Ald. Stubbs spoke in favour of it, explaining how worthwhile it is in terms of allowing people to stay in their own homes instead of having to be cared for in nursing homes. Ald. Crawford also commended the program and the City of Dartmouth for becoming involved in this innovative approach to home care services.

The vote was then taken on the motion to accept the report and recommendations, and the motion carried.

MOTION: Moved by Ald. Stubbs & Levandier that Council adopt the report submitted by Mr. McNeil on Homes for Special Care and Home Care Services, and the recommendations from the Community Care Committee meeting of Dec. 19/85.

DEVELOPMENT:  
CITY-OWNED  
LAND

A report from Mr. Moir was considered on the development of City-owned land between North Street, Ochterloney Street and Alderney Drive. Two developers, Mount Royal Developments Ltd. and Apex Developments Ltd., are interested in these lands and the report reviews the discussions that have taken place over a period of time, both with the principals of these companies, and with the CNR representatives in attempting to negotiate land exchanges that will consolidate a complete City land holding on which a development can proceed.

The report recommends in conclusion that no further action be taken on the expression of interest submitted by Apex Developments (as per the letter of Dec. 28/84), and that two City staff people (John Lukan and John MacInnis) be assigned the responsibility of devoting their prime efforts in finalizing the land transaction between the City and the CNR. Once this transaction has been finalized, City staff will report to Council on the prospects for development of this site.

Ald. Levandier and Hawley moved the adoption of Mr. Moir's recommendation. Ald. Bregante was concerned that potentially valuable land is not being utilized for development, and hoped that a settlement with CNR could be concluded as fast as possible. Ald. Withers asked what the time frame is for completion of the negotiations with CNR, and Mr. Moir indicated it is probably six months to a year. Other members were also in favour of having this item expedited, and Ald. Crawford suggested that in the meantime, Mr. Moir could forward a letter to the two interested developers, advising that the City would welcome any submissions they may wish to make once the negotiations with CNR have been finalized. Mr. Moir was agreeable to do this. Ald. Greenough said an update from time to time on the progress of the negotiations would be helpful to Council.

Ald. Hawley asked why the City is not attempting to purchase the Jacobson property, which recently was sold. Mr. Moir pointed out that his report to Council on this property and the one adjacent to it was not accepted at the time, and for this reason, efforts were not made to acquire either property. The Mayor said Council's action of that date can be reviewed for Ald. Hawley through the minutes.

The vote was taken on the motion on the floor and it carried.

MOTION: Moved by Ald. Levandier and Hawley that Council approve Mr. Moir's recommendation on the subject of the City-owned land between North Street, Ochterloney St., and Alderney Drive. The text of the recommendation is included at the bottom of page 6 of these minutes.

Mr. Moir has reported to Council on the interest expressed by Pat King Group Ltd., in purchasing a parcel of City-owned land on Windmill Road, containing approx. 3½ acres of land and zoned I-2 (General Ind.).

This property is somewhat isolated from other

LAND: 681  
WINDMILL RD.

City land holdings in the area, and therefore its sale would not, in the opinion of City staff, preclude provisions of wharfage in the Burnside area at some future date. Mr. Moir also explained during the debate that the land holding is not involved in the proposed Seabase development that was before Council some time ago.

The recommendation is that City staff be authorized to continue negotiations with Mr. King, with the idea that the land be disposed of, provided the developer prepares a detailed site plan for review, and providing Council is satisfied that the City is obtaining a suitable price for the land.

Ald. Crawford and Withers moved the adoption of the recommendation, but Ald. Romkey was not in favour of it on the basis that we would be negotiating with only one company rather than accepting proposals from any interested party. Ald. Hawley had reservations about the motion, in case the intent is to acquire the land for speculative purposes. He wanted to see a firm development plan for the land come before Council and certain details tied down with the company as to a start on the development (ie. conditions similar to those applicable in the Burnside Park), before the City would agree to dispose of the land. The Mayor pointed out that such conditions can be negotiated and settled, together with the negotiated price, before Council approves the sale of the land, since it is indicated by the Pat King Group that they have a plan in mind for their land holding and this property if they are able to assemble all the land required.

Ald. Beeler was in favour of the recommendation, pointing out that the Pat King Group are the logical people to make use of the land since it <sup>is</sup> immediately adjacent to their own property. She said concern has already been expressed at this meeting about land lying idle when it could be developed and this is

land the City already owns and is able to sell for development purposes.

Ald. Hetherington said he would like to see Moosehead Breweries contacted and given an equal opportunity to make a bid for the land, if they are interested, since they are the major land holder on the other side of the City property. Mr. Moir agreed to contact the Moosehead people and let them know about the availability of the land, in case they may be interested.

The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Crawford and Withers that Council adopt Mr. Moir's recommendation on the City-owned land at 681 Windmill Road. The text of the recommendation appears at the top of page 8 of these minutes.

SHIPBREAKING  
PROJECT: HFX.  
HARBOUR

As an item of information, Mr. Moir has submitted a report on the shipbreaking operation proposed for a location at Eastern Passage. The report is accompanied with related material which indicates that to date, objection has not been raised to the operation by the various agencies and authorities from which approval is required in order to be able to occupy a portion of Halifax Harbour. Mr. Moir notes in the report that 'this type of operation does not seem too consistent with the idea of McNab's Island being developed as a recreational site'. However, Parks Canada have not objected to the use. The suggestion has also been made by Mr. Moir that the item could be discussed at a Metropolitan Authority meeting, where all of the local municipalities are represented.

Ald. Crawford was concerned about the location that has been chosen for this operation, and the impact it could have on the City in terms of environmental damage and from the use of City streets for hauling away scrap from the site of the operation. He said the City should make an intervention, even though the various agencies involved have not objected up to this point. Ald. Stubbs was also concerned and objected

strongly to the situation of this kind of industry near the Eastern Passage fishery and in what has become a popular recreational area for the owners of pleasure boats. She agreed with Ald. Crawford that there is likely to be a risk of oil pollution from the ships that are broken up, and that a boom around the operation is not likely to contain this kind of pollution in the harbour waters. She felt that concerned environmentalists should be involved in trying to have the operation rejected for this location, and she moved referral to MAPC and to the Metropolitan Authority for consideration of the proposed operation, seconded by Ald. Crawford.

Ald. Hawley said there are economic considerations involved here, and perhaps the approach should be to request some alternate location instead of the one that has been selected. He moved in amendment that a letter be forwarded to the Minister of Transportation, on behalf of Council, objecting to the Eastern Passage location, and requesting of him that an alternate location be found for the shipbreaking operation. The amendment was seconded by Ald. Greenwood.

Ald. Greenough questioned the basis on which government agencies involved have allowed the application from Canadian Maritime Industries to get this far without objection. He felt that the National Harbours Board, the Port of Halifax Authority, Parks Can., and the Dept. of the Environment, should be asked to give account of the assessments on which their decisions were based, and the adequacy of precautions being required of Canadian Maritime Industries in order to insure environmental protection, protection of the Eastern Passage fishery, and so on. He asked to have letters directed to these authorities, seeking information from them, and this request was incorporated in the amendment. He also asked that the company be asked to send a representative to make a presentation

and deal with the questions of environmental and community impact as part of that presentation.

Council agreed to hear Mr. Alan Billard, who spoke on behalf of the Eastern Shore Fisheries Protection Assn., and indicated the great concerns this group and other fishing organizations have about the proposed location of the shipbreaking operation. He referred particularly to the points made by Ald. Stubbs about the vulnerability of the Eastern Passage fishery, and suggested to Council that any jobs gained as a result of attracting this industry will be more than outweighed by the loss that fishermen will experience as a result of pollution and damage to the fishery. He said this company involved has attempted to locate elsewhere all along the eastern seaboard and has been rejected everywhere else because of the risks involved and the potential damage to the fisheries and the environment. It was noted by Ald. Crawford and by Mr. Billard that it is not just local ships that will be disposed of in the operation; they will be brought here for demolition from all over the world.

Members of Council were in favour of both the amendment and the motion. The amendment carried and the amended motion carried.

MOTION: Moved by Ald. Stubbs and Crawford that the application for a shipbreaking operation, from Canadian Mtm. Industries, be referred to MAPC and the Metropolitan Authority, for consideration.

AMENDMENT: Moved in amendment by Ald. Hawley and Greenwood that a letter be forwarded to the Minister of Transportation, on behalf of Council, objecting to the Eastern Passage location, and requesting that an alternate location be found. Further, that the National Harbours Board, the Port of Halifax Authority, and the Dept. of the Environment & Parks Canada be asked to give account of the assessments on which their decisions were based (ie. not to object), and on the adequacy of precautions being required of Canadian Mtm. Industries.

SPECIAL CONSTABLES:  
RESOLUTION 85-03

On motion of Ald. Bregante and Greenwood,  
Council adopted Resolution 85-03, appointing the  
following Special Constables in and for the City of  
Dartmouth for a twelve-month period:

Ralph MacCarthy  
Clarence Barkhouse  
Jack Barnes  
Daniel Ralph MacKaracher

MOTION: Moved by Ald. Bregante & Greenwood  
that Special Constables be appointed  
as noted above, and that Resolution  
85-03 be adopted, appointing them.

APPLICATION:  
BINGO OPERATION  
267 WYSE ROAD

Ald. DeMont and Hawley declared a conflict  
of interest on the next item and left their seats  
on Council while it was being dealt with.

On motion of Ald. Greenough and Sarto, Council  
indicated no objection to an application for a bingo  
operation at 267 Wyse Road, as submitted by the operator.

MOTION: Moved by Ald. Greenough and Sarto  
that Council indicate no objection  
to an application for a bingo operation  
at 267 Wyse Road.

APPLICATION:  
RETAIL VIDEO  
OUTLET  
95 CALEDONIA RD.

On motion of Ald. Sarto and Bregante, Council  
indicated no objection to an application for a retail  
video outlet at 95 Caledonia Road, submitted by Dale  
Patricia MacDonald.

MOTION: Moved by Ald. Sarto and Bregante  
that Council indicate no objection to  
an application for a retail video outlet  
at 95 Caledonia Road.

TAXATION RATE:  
DAY CARE CENTRES

Council agreed to permit Ald. Stubbs to  
introduce a motion pertaining to a resolution adopted  
in February of 1984, which requested a change from a  
commercial to residential tax rate for day care centres.  
This resolution requires approval in the Legislature,  
but the Legislature was prorogued last year before  
the resolution could receive the necessary number of  
readings in the form of a bill. She therefore moved  
that a new resolution be prepared and once again  
brought to Council for endorsation and submission  
to the Legislature. The motion was seconded by Ald.  
Hawley and it carried.



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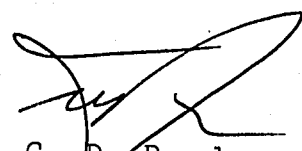
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readings in the form of a bill. She therefore moved  
that a new resolution be prepared and once again  
brought to Council for endorsation and submission  
to the Legislature. The motion was seconded by Ald.  
Hawley and it carried.

MOTION: Moved by Ald. Stubbs and Hawley that a new resolution be prepared to have the taxation rate for day care centres changed from commercial to residential, and brought to Council for endorsement and submission to the Legislature.

On motion of Ald. Greenough and Sarto, Council adjourned to meet in camera. After reconvening in open Council, the action taken in camera was ratified, on motion of Ald. Hetherington and Sarto.

Meeting adjourned.



G. D. Brady,  
Deputy City Clerk.

City Council, Jan. 22/85

ITEMS:

- 1) Reconsideration: Tourist Bureau, page 3.
- 2) Request: Aviation Council of N. S., page 4.
- 3) Monthly reports, page 4 & 5.
- 4) Community Care report, page 5 & 6.
- 5) Development: City-owned land, page 6 & 7.
- 6) Land: 681 Windmill Road, page 7 & 8.
- 7) Shipbreaking Project: Halifax Harbour, page 9 to 11  
incl.
- 8) Special Constables: Resolution 85-03, page 12.
- 9) Application: Bingo operation, 267 Wyse Rd., page 12.
- 10) " : Retail video outlet, 95 Caledonia  
Road, page 12.
- 11) Taxation rate: Day care centres, page 12.

Dartmouth, N. S.

January 29/85

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

Present - Mayor Brownlow

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

88 SLAYTER ST.:  
STAFF REPORT

As requested by Council, a staff report has been completed on the property at 88 Slayter Street and costs associated with its possible use as an art gallery for the City.

The staff committee involved has not recommended the purchase of 88 Slayter Street for the purpose of converting it into an art gallery, and Mr. Moir has concurred in this recommendation. He has further recommended that Council advise Mount Royal Developments Ltd. that the City does not wish to accept the offer to purchase, in order that Mount Royal Developments may proceed with its original plans for development. Ald. Sarto and Withers moved the adoption of the recommendations from staff and Mr. Moir.

Ald. Withers gave a report on the meeting held with area residents to inform them of the art gallery proposal. He said the concensus of the residents was that they could live with an art gallery in their neighborhood, but generally, they felt it would be irresponsible for the City to make such a major expenditure for the purchase and renovation of the building. The residents also questioned why a search committee has not been looking for an art gallery and museum site up to this point, and why, all of a sudden this property has been selected for recommendation.

Ald. Peters rose on a point of privilege at this time, regarding the subject of the tender recently

awarded for the Tourist Bureau renovations. Since this item did not pertain to the motion presently on the floor, it was suggested by the Mayor that Ald. Peters wait until completion of the art gallery item to make his point.

Speaking on the motion, Ald. Stubbs noted that a sub-committee of the Museum Board has been appointed to look into the phasing of the art gallery project, so that the financial impact of it would be spread over a five-year period and the City would not have to bear the total cost all at one time.

Ald. Crawford said that while he had spoken in favour of the project previously, he could not support it now, in view of the major expenditure involved to carry out the conversion of the building for art gallery purposes. Instead, it would be just as practical to be looking into the possibility of a new building altogether in a proper location and not in a residential setting, such as 88 Slayter Street is.

Ald. Hawley felt that the report has set out the highest possible standards for an art gallery, which resulted in inflated figures, whereas it would be possible to achieve a building with acceptable standards at considerably less cost and the entire impact could be minimized with a phased program such as the Museum Board sub-committee are planning to come up with. He said he would like to see the item deferred until the sub-committee has a chance to prepare these alternate suggestions.

(Ald. Peters withdrew from the meeting during this item and was not present for the remainder of the meeting.)

Council agreed to hear Mr. Jim Harrison, who spoke as the chairman of the Museum Board sub-committee appointed to review the staff report. He commented on the present severe over-crowding that exists at the

Museum, which results in between 400 and 450 paintings having to be kept in storage, plus a two-year waiting period for artists wanting to display their paintings.

He explained why 88 Slayter Street was looked upon as a suitable building for use as an art gallery, and referred to what he called 'inconsistencies' in the staff report that have tended to inflate cost projections over what they really need to be. One item referred to specifically was the air conditioning and humidity control costs, where it is felt by the sub-committee that considerable saving could be made. Also, the financial impact on the City could be lessened further by phasing the art gallery project over a five-year period, with only the property purchase itself being financed in 1985 and the renovations carried out over five years and scheduled for completion in 1989.

Mr. Harrison went on to question the statement made in the staff report about the comparable cost of a new building for use as an art gallery, indicating that such a cost would amount to between \$500,000. and \$576,000. in total, which represents an expenditure considerably in excess of the projection for an art gallery on the Slayter Street property. (\$187,000. for renovations, plus the purchase price of the property).

Ald. Greenough favoured a more accessible location for an art gallery in the City, and suggested that perhaps we should be looking at the incorporation of a gallery in the proposed Library/Cultural Centre complex. The Mayor gave a brief report on the status of discussions pertaining to the complex, noting that in the present financial climate, it will likely be necessary to have the Steering Committee look at a phased program for that building since it is unlikely that funding can be secured for the total complex now. He will be meeting with the Steering Committee soon to bring them up-to-date on what the prospects are for proceeding further with that particular project.

When the vote was taken on the motion, it carried with Ald. Hawley, Hetherington and Stubbs voting against.

MOTION: Moved by Ald. Sarto and Withers that Council adopt Mr. Moir's recommendations on the proposed use of the building at 88 Slayter Street for art gallery purposes. These recommendations are set out on page 1 of the minutes.

Ald. Hawley then proceeded to move that a committee be struck to study the feasibility of locating an art gallery in Dartmouth, and that present buildings, as well as new construction be considered; further, that this committee be required to report back to Council within a four-month period of this date. The motion was seconded by Ald. Hetherington, but Ald. Levandier considered the motion to be out of order and felt it should have first been presented as a notice of motion in the regular way. He said there are other facilities the City needs more than an art gallery, such as a new police station and a library, both of which are now under consideration and study.

The Mayor said it would be in order for the motion to be presented with the approval of two thirds of the members present. He therefore took a vote, but the necessary two-thirds majority was not obtained and the motion was therefore not permitted to stand. Ald. Crawford suggested that notice of motion be given by Ald. Hawley at the next regular opportunity, and the Mayor noted that Ald. Hawley could also approach the Library-Cultural Centre Steering Committee for discussions with them as well if he wished.

APPOINT LICENCE  
INSPECTOR

A report from Mr. Smith was before Council on the appointment of a Licence Inspector for the City, as provided for in Section 5 (i) of By-law C-502. It is recommended that Council designate the By-law Enforcement Officer for the City as the Licence Officer, as per By-law C-502. The recommendation was adopted, on motion of Ald. Crawford and Withers.

When the vote was taken on the motion, it carried with Ald. Hawley, Hetherington and Stubbs voting against.

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APPOINT LICENCE  
INSPECTOR

A report from Mr. Smith was before Council on the appointment of a Licence Inspector for the City, as provided for in Section 5 (i) of By-law C-502. It is recommended that Council designate the By-law Enforcement Officer for the City as the Licence Officer, as per By-law C-502. The recommendation was adopted, on motion of Ald. Crawford and Withers.

MOTION: Moved by Ald. Crawford and Withers that Council adopt the recommendation of the City Clerk-Treasurer on the designation of the By-law Enforcement Officer for the City as the Licence Officer, as per By-law C-502.

BY-LAW C-542:  
TAX DEFERRAL

A revised Tax Deferral By-law has been recommended to Council, in response to inquiries raised by Ald. Withers about an updating of the existing deferral by-law. Mr. Corrigan, the Deputy City Treasurer, has provided an information report on the by-law provisions and the changes being recommended to upgrade it; his report was accompanied by proposed By-law C-542, incorporating these changes.

It was moved by Ald. Sarto and Withers and carried that leave be given to introduce said By-law C-542 and that it now be read a first time.

It was moved by Ald. Withers and Hetherington that By-law C-542 be read a second time.

Mr. Smith and Mr. Corrigan were available to answer questions from Council about the new by-law. Mr. Smith explained how the Tax Deferral By-law was evolved in the first place, and how it has been amended over the years in a continuing effort to provide tax relief for older residents. Ald. Withers spoke in favour of the revised by-law and of the raise in the qualifying income level from the present \$9,000. to \$11,000. The vote was taken on second reading and it carried.

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

It was moved by Ald. Hetherington and Greenwood and carried that By-law C-542 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-542 (revised Tax Deferral By-law).

The Solicitor has reported to Council on negotiations carried on with the N. S. Power Corp. for the conveyance of a transmission line corridor

POWER CORP.  
RIGHT-OF-WAY:  
RESOLUTION 85-07



across the Burnside Park, to the City by Quit Claim Deed, in return for a conveyance back by the City to the Corporation, of an easement over the lands for power line purposes. Council has been asked to approve Resolution 85-02, authorizing the City to accept the conveyance of the corridor right-of-way from the Power Corporation, and authorizing conveyance back to the corporation of an easement over the lands for power transmission purposes.

Council adopted Resolution 85-02, on motion of Ald. Crawford and Greenough. Questions raised by Ald. Romkey about this land conveyance were answered by Mr. Moir and the Solicitor to his satisfaction.

MOTION: Moved by Ald. Crawford and Greenough that Council adopt Resolution 85-02, conveying lands of the Power Corp. to the City and giving the Corporation an easement over these lands for power transmission purposes.

PROPOSED NEW  
FUNDING FORMULA  
FOR LIBRARIES

A presentation was made to Council by Ms. Candace Stevenson, Chairman of the Provincial Library Council, and Mr. Dennis Pilkey of the Dept. of Education, on the proposed new funding formula for libraries in the province. Ms. Stevenson made the introductory remarks, explaining why a committee was formed to look at a new funding formula that would address inequities that presently exist from one region to another, under the funding provisions now in place. This committee was established in 1981 and has now come up with a working paper for consideration by the Regional Library Boards and municipalities throughout the Province. After comments and reaction have been received from these various bodies, the Library Council will review the responses received and a proposal will be presented to the Minister of Education in conclusion.

Ald. Hawley, who has served on the funding formula committee, explained the philosophy of trying to upgrade library services generally across the province as the criteria followed in trying to evolve a new formula. In striving for this equality, a system such

as Dartmouth has will be placed at a financial disadvantage, in view of the favourable cost-sharing position we have been in up to now, as compared with other rural municipalities with smaller populations.

Mr. Pilkey presented a series of graphs to show the funding position of Dartmouth in comparison with other regional library services, and he later showed figures to illustrate the financial implications of the proposed new funding formula from Dartmouth's point of view. Ald. Greenough said he would like to have seen some specific projections for the years beyond 1985, and what the City can expect to receive then in terms of funding. Members of Council were taken through the documentation circulated, and in detail, those pages which explain the provisions of the proposed funding formula, under the headings of Operating Grant, Branch Library Grant, and Capital. - also, the page on Implementation.

Ald. Crawford said the new formula is a no-win situation for Dartmouth, where the uniform assessment provision is concerned, since our assessment is inflated greatly by the industrial development represented in the Burnside Park. Concern was also expressed about the per capita grant figures and the fact that such grants would be based on the last census (62,000) rather than what the present population is believed to be (about 67,000 or 68,000 people). Ald. Beeler and Hawley both referred to the extensive use that is made of the Woodlawn Branch library by people from the adjacent County areas, a fact that will not be taken into account in the per capita grant figures. It was felt that this kind of heavy library use by another municipality should not be overlooked, although the point was made that all libraries in the province are available to any of the citizens and inter-library services are a part of library systems everywhere in the province.

Ald. Levandier was not in agreement with the

proposed new formula, and introduced the following motion, seconded by Ald. Stubbs:

WHEREAS the City of Dartmouth and the Regional Library Board serve a much greater population than our census indicates;

THEREFORE BE IT RESOLVED that City Council be opposed to the funding formula presentation;

AND BE IT FURTHER RESOLVED that we ask the Funding Formula Committee to attempt to reach a more generous formula, considering our regional location.

Ald. Stubbs said it is up to the Province to maintain an equitable level of library service across the province, rather than expecting one regional library to cut back on services to help upgrade another. She noted that one-third of the population of Nova Scotia lives in the metropolitan area and the level of taxation in this area is more than subsidizing services that are provided. She was not willing to support any funding change that will impact adversely on our own library service; she said we should be receiving more financial support and not less. Ald. Crawford felt that Council must know exactly what the financial impact is likely to be, in figures, before expressing any opinion for or against the new formula. He agreed with Ald. Stubbs that we must look out for our own interests, as desirable as it may be to upgrade other library services. He moved that the matter (and the motion on the floor) be referred to the Library Board and to the Financial Director for a report back to Council, with a financial interpretation of the implications of the proposed funding formula for the City. The motion to refer was seconded by Ald. Greenough.

Ald. Levandier did not agree with the motion to refer and wanted to see Council indicate objection to the new formula at this time. Other members were in favour of receiving more specific financial information and having the Library Board give particular attention to the point raised about the extensive use of our library service by County residents.

The motion to refer carried with Ald. Levandier voting against.

MOTION: Moved by Ald. Crawford & Greenough that this matter (and the motion on page 8 of these minutes) be referred to the Library Board and to the Financial Director, for a report back to Council, with a financial interpretation of the implications of the proposed funding formula for the City.

HERITAGE ADVISORY  
COMMITTEE MEMBERSHIP

The Heritage Advisory Committee has requested that By-law C-429 be amended to increase the Committee membership by two, the suggestion being that one of the additional members be a Registered Heritage Property owner, and the second, someone with public relations knowledge.

The request from the Committee was approved, on motion of Ald. Sarto and Stubbs.

MOTION: Moved by Ald. Sarto and Stubbs that the request of the Heritage Advisory Committee be adopted, with respect to the addition of two new members and the drafting of a by-law amendment to accomplish this.

DAY CARE  
CENTRES:  
RESOLUTION 85-04

On motion of Ald. Stubbs and Sarto, Council adopted Resolution 85-04, which endorses the concept of the assessment of licenced day care centres at the residential rate rather than the commercial rate, and the introduction of a Private Members Bill in the Legislature to this effect.

MOTION: Moved by Ald. Stubbs and Sarto that Council adopt Resolution 85-04, which endorses the concept of the assessment of licenced day care centres at the residential rate rather than the commercial rate.

FEDERAL HOUSING  
PROGRAM

Ald. Stubbs indicated to Council, concerns about apartment buildings in Ward 5 that are being taken over under a new Federal housing program, and the tenants in these buildings are receiving notices to vacate, with no other accommodation available to them. She referred to one such building on Pinecrest and another on Brule Street. She was particularly concerned that there appears to have been no consultation with the municipality in these situations, and she moved that staff be asked to provide information and a report on

the program involved and the fact that there does not appear to be any municipal involvement in the program and decisions relating to it. The motion was seconded by Ald. Greenwood and it carried.

MOTION: Moved by Ald. Stubbs and Greenwood that staff be asked to provide information and a report on the Federal housing program involved and the fact that there does not appear to be any municipal involvement in the program and decisions relating to it.

Council agreed not to deal with the Burnside Park item, due to the lateness of the hour, and to include it in the Feb. 5th agenda instead.

It was moved by Ald. Greenough and Crawford that Council meet in camera to deal with one additional item on the agenda. Ald. Levandier left the meeting at this point.

Council later reconvened and approved the action taken in camera, on motion of Ald. Crawford and Withers.

Meeting adjourned.

Bruce Smith,  
City Clerk-Treasurer.

City Council, Jan. 29/85

ITEMS:

- 1) Staff report: 88 Slayter St., page 1 to 4 incl.
- 2) Appoint Licence Inspector, page 4.
- 3) By-law C-542: Tax Deferral, page 5.
- 4) Power Corp. right-of-way: Res. 85-02, page 5.
- 5) Proposed new funding formula for libraries, pg. 6 to 9 incl.
- 6) Heritage Advisory Committee membership, page 9.
- 7) Day Care Centres: Resolution 85-04, page 9.
- 8) Federal Housing Program, page 9 & 10.