

Dartmouth, N. S.

May 7/85.

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

Present - Mayor Brownlow

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

The Mayor brought to the attention of Council, a letter received from Joanne Lamey and circulated, in connection with the Commons item. He also requested that Council add a Special Constable resolution to the agenda; Council agreed to add the item.

MINUTES

On motion of Ald. Bregante and Greenwood, Council approved the minutes of meetings held on April 2, 9 (2), 10, 16 and 23, as circulated.

PUBLIC HEARING:
STREET CLOSURE
ALBRO LAKE RD.

Council set this date for the public hearing required in connection with the proposed closure of a portion of the travelled way for Albro Lake Road, no longer needed for street purposes. Once the closure has been carried out, the City would give up whatever interests it may have in the privately-owned lots affected, by quit claim deeds to the property owners concerned. Documentation pertaining to the proposed street closure and surrender of any claim to the lots, has been circulated, and Resolutions 85-33 and 85-34 have been prepared to accomplish these procedures.

The Mayor called for representations from the public either for or against the closure of the street, and there being no response and no one wishing to be heard, he declared the public hearing to be over.

RESOLUTIONS 85-33
AND 85-34

Council then proceeded to approve the two resolutions circulated. Resolution 85-33 (pertaining to the street closure) was adopted, on motion of Ald. Withers and Greenwood. Resolution 85-34 (conveying title to the privately-owned lots) was adopted, on motion of

Ald. Hetherington and Withers.

MOTIONS: Moved by Ald. Withers & Greenwood that Council adopt Resolution 85-33, closing a portion of the travelled way, Albro Lake Road.

Moved by Ald. Hetherington & Withers that Council adopt Resolution 85-34, conveying title to the privately-owned lands.

PETITION:
PEDWAY OVER
CIRCUMFERENTIAL
HIGHWAY

Ald. Sarto tabled with Mr. Smith, a petition bearing about one thousand signatures of residents who are requesting a pedway over the Circumferential Highway, for the protection of pedestrians. It was noted that the Province has already agreed to proceed with the pedway, and the Mayor advised that in conversation with the Minister of Development, it has been indicated that work on the project will start within a month's time. Ald. Sarto asked that the urgency of an early start be emphasized to the Minister in any further discussions.

JOSEPH HOWE
TRADE DOLLARS

The Joseph Howe Festival Society has requested endorsement of the 1985 Trade Dollar Program, in a letter from the Festival Co-ordinator, dated March 29/85. Council indicated no objection to the Program, on motion of Ald. Crawford and Greenwood.

MOTION: Moved by Ald. Crawford & Greenwood that Council indicate no objection to the Joseph Howe 1985 Trade Dollar Program, as per the request received from the Festival Co-ordinator, dated March 29/85.

MTC REQUEST:
TRAFFIC LIGHTS

On motion of Ald. Hawley and Sarto, Council referred to the Traffic Management Group, a request from the Metropolitan Transit Commission, for the installation of traffic lights at Hartlen St. & Main Street, traffic control at the intersection of Ilsley Ave. & Ronald Smith Drive, and traffic control at the intersection of Ronald Smith Drive & Burnside Drive.

MOTION: Moved by Ald. Hawley and Sarto that a request from the M.T.C., for traffic lights and control at three intersections (as noted above), be referred to the Traffic Management Groups for consideration.

REQUEST: DART.
HIGHLANDS NTL.
CAR RALLY

Several items of correspondence were before Council in connection with a request from the Atlantic

Sports Car Club, to have City streets closed to pedestrian and rally traffic only on June 27/85, between the hours of 8:30 a.m. and 11:00 a.m. The streets involved are Prince Street (from Alderney Drive to Portland St.), and Portland Street (from King Street to Alderney Drive). A letter of support for the request has been received from the Downtown Dartmouth Corp. Ltd. and the Chief of Police has not objected to the request.

It was therefore approved by Council, on motion of Ald. Levandier and Greenwood.

MOTION: Moved by Ald. Levandier & Greenwood that Council approve the street closures requested by the Atlantic Sports Car Club in connection with the proposed Dartmouth Highlands National Car Rally, to be held on July 27/85.

UNSM REGIONAL
MEETING

A letter has been received from the Town of Bedford, advising that the UNSM Regional Meeting will be held in Bedford on May 16th at 7:30 p.m., at which time resolutions will be received. It is requested that voting delegates be selected and identified prior to that meeting.

Ald. Crawford asked about the submission of resolutions prior to the May 16th meeting, and the Mayor said these could be presented at next week's Council/Committee meeting. Ald. Greenwood asked that the voting delegates also be named at that time.

The letter from the Town of Bedford (Mayor Roberts) was received and filed, on motion of Ald. Greenough and Sarto.

MOTION: Moved by Ald. Greenough and Sarto that the letter from Mayor Roberts, Town of Bedford, re the UNSM Regional Meeting, for May 16th, be received and filed.

CRAFT SALE:
DOWNTOWN DART.
DAYS

The Executive Director for the Downtown Dartmouth Corp. Ltd., has forwarded a letter to Council, proposing that by-laws be waived to permit carft tables to be set up for selling purposes (and for making craft articles) during this year's Downtown Dartmouth Days program. The two by-laws involved are C-502 (Transient Traders By-law) and C-488 (Street Vending By-law).

The Solicitor advised Council that it is not possible to waive these by-laws or to circumvent them; provision could only be made for an exception through an amendment to one of the by-laws. Council members did not want to prevent the Handcrafters Guild from participating in the Downtown Dartmouth Days Program, but recognized the regulations that are in place under City by-laws. Ald. Levandier suggested that the Solicitor meet with the Mr. Horner, the Executive Director, to discuss some possible way of permitting the craft tables to be operated, without amending the two relevant by-laws. A motion to this effect, moved by Ald. Levandier and Greenough, was adopted.

MOTION: Moved by Ald. Levandier & Greenough that the Solicitor meet with Mr. Horner, Executive Director for the Downtown Dart. Corp. Ltd., to discuss some possible way of permitting the craft tables to be operated during Downtown Dartmouth Days, without amending the two relevant by-laws.

REPRESENTATION:
METROPOLITAN AUTHORITY

Council has received copies of a letter from the Minister of Municipal Affairs, on the subject of representation on the Metropolitan Authority, and in an accompanying memo, Mayor Brownlow has recommended approval of the MacDonald Report recommendation that would permit the Town of Bedford to have two representatives on the Metropolitan Authority.

Ald. Crawford was in favour of having only one member and one alternate member from Bedford, as previously favoured by Council, and he made a motion to have this representation maintained; the motion did not receive a seconder. The Mayor explained the difficulties that have occurred at Metropolitan Authority meetings as a result of this arrangement, and why the Minister would like to have agreement on the representation question. Ald. Hetherington and Hawley then moved the adoption of the MacDonald Report recommendation.

Ald. Beeler said that she would be willing to accept the recommendation, but if there is some reluctance on the part of Council to go along with the motion, it

would be advisable to have the MacDonald Report circulated so that members can review it before coming to any decision.

On motion of Ald. Crawford and Greenough, Council agreed to defer a decision until the MacDonald Report can be circulated for review of the recommendations contained in it.

MOTION: Moved by Ald. Crawford & Greenough that a decision be deferred on the representation question, until the MacDonald Report can be circulated for review of the recommendations contained in it.

LETTER: DARTMOUTH
DISTRICT SCHOOL BD.

Council considered a letter from the Dartmouth District School Board, indicating their continuing concern about the shift in education costs back to municipalities, and their willingness to participate in a joint presentation to the Provincial Government in this connection. Ald. Levandier and Withers first moved that the letter be received and filed, but Ald. Crawford felt that even though budget discussions are over for 1985, the action proposed is still timely and should proceed. He said the Board and Council should meet to work out a joint approach that can be taken to communicate concerns about funding cuts to the Province now, instead of waiting until we are into another crisis situation with budgets.

(Ald. Peters was present from this point onward in the meeting.)

Ald. Beeler said she agreed there has to be an on-going dialogue with the Province, and the City's concern is not just for education funding, but for funding cuts by the Province that have affected library services as well and possibly, will affect other services in the future. Ald. Greenough had a similar opinion, and suggested as a first step, that a meeting be arranged with our local MLA's to review the funding problems with them. Ald. Greenough pointed out that the City will be faced with rising tax rates if financial responsibility for education continues to be shifted back onto the municipal tax base, which is not based on income.

In conclusion, it was moved by Ald. Levandier and Greenough that City Council and the District School Board meet to establish a position they wish to take, following which a meeting will be arranged with local MLA's for discussion with them. The motion carried.

MOTION: Moved by Ald. Levandier & Greenough that City Council and the District School Board meet to establish a position they wish to take on the funding issue, following which a meeting will be arranged with local MLA's, for discussion with them.

PARTICIPATION
POLICY

Mayor Brownlow has received a Public Participation Policy brochure and has recommended its referral to the Planning Strategy Review Committee for their assessment and recommendation to Council. He has noted that this body would be appropriate, since citizens from all parts of the City are involved in the planning review process.

Council approved the Mayor's recommendation, on motion of Ald. Hetherington and Greenwood.

MOTION: Moved by Ald. Hetherington & Greenwood that the Public Participation Policy brochure, received by Mayor Brownlow, be referred to the Planning Strategy Review Committee for their assessment and recommendation to Council.

GRANTS COMMITTEE
RECOMMENDATIONS

Recommendations from the Grants Committee for 1985, totalling \$638,579., have been made to Council in a report from the Chairman, Ald. Stubbs. Members of Council also received copies of the Committee meetings held this year. Included in the recommendations, is a continuation of the \$350,000. grant to the Dartmouth General Hospital, plus the \$25,000. grant to the YM/YWCA.

Council approved the recommendations, which are within the budget allocation (\$654,900.), on motion of Ald. Levandier and Bregante.

MOTION: Moved by Ald. Levandier and Bregante that the recommendations of the Grants Committee for 1985, be approved as presented.

WARD TENDER:
STREET LINE PAINTING

Tenders have been received as follows for street line painting for the year 1985:

- 1) Sea Side Line Marking Ltd. \$78,140.
- 2) City Pavement Markings (Canada) Ltd. 89,900.

It has been recommended that the tender be awarded to the low bidder, Sea Side Line Marking Ltd., and Council awarded the tender, as recommended, on motion of Ald. Bregante and Sarto.

MOTION: Moved by Ald. Bregante and Sarto that the tender for street line painting for 1985, be awarded to the low bidder, Sea Side Line Marking Ltd., as recommended by Mr. Connors, with Mr. Moir's concurrence.

LAND: LYNGBY AVE.

Mr. Moir has reported further to Council on the sale of City-owned lots developed on Lyngby Ave., the sale of four lots having been finalized already.

As directed by Council previously, information has been obtained from the Nova Scotia Dept. of Housing on the procedure followed for Lot Draw Sales, in order to determine how this procedure would work if it were to be used in selling the rest of the Lyngby Ave. properties. Details of the procedure are set out in Mr. Moir's report, and in the final paragraph, he has recommended that Council establish a price of \$36,930. for each of the remaining eight lots, and that the Lot Draw Sales procedure be followed in selling them.

Ald. Hetherington and Withers moved the adoption of this recommendation.

Ald. Greenwood declared a conflict of interest, since he may wish to purchase one of the lots, and withdrew from his place on Council to sit in gallery for the remainder of this item.

Ald. Crawford felt that a higher asking price should be established for the lots, based on other land costs in the same area, and proceeded to move ^{in amendment} that a price of not less than \$43,000. be established for each of the lots. (and that the Lot Draw Sales procedure be followed as per the recommendation). Ald. Romkey seconded the amendment.

Ald. Withers questioned whether the City would be likely to receive that price for the lots, and discussion followed as to whether it is intended that builders would be allowed to qualify for the purchase of the lots if they are to be sold for \$43,000.

Reference was made to Council's original intent, which was to offer the lots for sale to individual owners and not to builders and contractors. Some members tended to feel this original intent should now be maintained, but others were willing to open the sale of the lots up to builders, especially if the higher price is to be put on the lots. When the vote was taken on the amendment, it resulted in a tie and was declared to be defeated, with the Mayor voting against.

The main motion carried, with Ald. Crawford voting against.

MOTION: Moved by Ald. Hetherington & Withers that Mr. Moir's recommendation on the sale of the remaining eight Lyngby Ave. lots be adopted - that is, that Council establish a price of \$36,930. for each of them, and that the Lot Draw Sales procedure (as outlined in his report of May 1/85) be followed.

DARTMOUTH
COMMONS LANDS

A report from Mr. Moir has been submitted to Council on the subject of the Dartmouth Commons, and letters in connection with this item, were also before Council from:

- 1) Mrs. Mim Fraser, Dartmouth Commons Committee
- 2) Mr. Dougland Kennedy, Downtown Residents Assn.
- 3) Mr. Vaughn Munroe, Harbourview Community Assn.
- 4) Ms. Joanne Lamey, Austenville Residents Assn.

The staff presentation was made by Mr. Bayer and Mr. MacInnis, the Chief Surveyor. With the use of maps, they traced the history of the Commons lands in Dartmouth, and their division and commitment over the years for various uses. Mr. Bayer showed the two actual land holdings that now remain as Common Land, designated on the map as parcel A (the triangular parcel of land located between Victoria Road, School Street & Nantucket Ave.), and parcel B (the property which includes the Dartmouth Scenic Gardens and ball diamonds adjacent to Bicentennial Jr. High). These represent the only two land holdings that have not previously been committed or dedicated by some former action taken in the past. Mr. Bayer went on to show, on a third map, the lands that are still in some form of public

ownership, but which have a dedicated use on them. The land holding not so designated is the one located between the Sportsplex and Dartmouth High School.

Staff recommendations for both short and long-term policy decisions, with respect to the Commons Lands and those other lands shown that are located in proximity and remain in public ownership, are as follows:

- 1) The triangular parcel of land (A on Plan II) remain uncommitted until such time as Council has had an opportunity to review the transportation study. If Nantucket Ave. is to become a T intersection at Victoria Road, there will be a need to use this parcel of land. With the closing of a portion of School Street and Nantucket Ave. between Victoria Road and School Street, the remaining parcels could become:
 - (a) part of Mount Hermon Cemetery.
 - (b) part of the Dartmouth High parking area.
- 2) The land between the Sportsplex and the Dartmouth High School be developed for recreational purposes; a portion of the land being made available for additional parking at the Sportsplex, the remainder, developed for school and City-wide recreational purposes.
- 3) The ball diamonds located on the Commons land be relocated at a convenient time, and a study be undertaken by the Recreation Dept. to determine suitable sites for this relocation.
- 4) The Park School site be reserved for public use. The City has requirements for expansion or relocation of public facilities and until it is determined what priority will be given to providing these facilities, the land shall be held in public ownership. The recreational facilities presently provided on Park School lands are used extensively by the residents in the area and should be maintained or expanded.

If this overall plan was developed, eventually the Dartmouth Scenic Gardens could be expanded with the removal of the two ball diamonds and the eventual removal of the existing Library-Museum building. If a new Library-Museum building were to be built, adequate facilities could be provided in either of these buildings to house the Tourist Bureau; the existing Tourist Bureau could then be removed from its present site.

Ald. Bregante and Greenwood moved the adoption of the staff recommendations. Ald. Crawford was not satisfied with recommendation #2, and felt the lands between the Sportsplex and Dartmouth High should be developed for passive recreation uses rather than in

accordance with the recommendation. Mr. Moir explained the thinking behind the recommendation, and Ald. Greenough spoke in support of the need for additional parking at the Sportsplex, especially when major events are taking place there. Ald. Greenwood agreed that the Sportsplex is in need of additional parking facilities; both he and Ald. Greenough were in favour of the staff recommendations, considering them to be a good policy approach to the lands under consideration.

Ald. Levandier said he would not want to see the ball diamonds relocated until some other playing fields have been established to replace them. He wanted to see some specific action taken to make sure that these recommendations are incorporated in the new Municipal Strategy, thereby insuring that they become established policies of the City. He moved in amendment that the recommendations not only be adopted, but recommended to the M.P.S. Review Committee for incorporation in the Municipal Planning Strategy. The amendment was seconded by Ald. Hawley.

There was some reluctance on the part of members such as Ald. Crawford, to have this kind of binding requirement introduced into the planning review process at this stage, while public input has still to be received with respect to the the use of park and recreational lands. Ald. Beeler pointed out that if Council plans to adopt the policies being recommended, it would be difficult not to have them reflected in the MPS, to insure that they are implemented. Ald. Crawford preferred to see the recommendations simply referred to the MPS Review Committee for study rather than for incorporation in the Municipal Planning Strategy.

When the vote was taken on the amendment, it carried with Ald. Crawford voting against. The amended motion carried by the same vote.

MOTION: Moved by Ald. Bregante and Greenwood that Council adopt the staff recommendations, as contained in Mr. Moir's report entitled 'Dartmouth Commons Lands', dated April 30/85; detailed on page 9.

There being no further discussion, the vote was taken on the motion and it carried.

MOTION: Moved by Ald. Sarto and Romkey that Council accept the various conditions negotiated in connection with the development of the remaining lands in Bel Ayr Park (land transfer, Dorothea Drive construction, oversizing of the 8" waterline, construction of sanitary sewer outfall) and including option #1 with respect to the protection of Settle Lake.

Acceptance of the conditions outlined in Mr. Moir's report, has been indicated in a letter from Mr. Tom Swanson, dated Apr. 19/85, on behalf of the owners.

APPLICATION:
VIDEO RETAIL OUTLET
100 ILSLEY AVE.

On motion of Ald. Greenough and Sarto, Council indicated no objection to an application for a video retail license for an outlet at 100 Ilsley Ave. (The Short Stop).

MOTION: Moved by Ald. Greenough and Sarto that Council indicate no objection to an application for a video retail license for an outlet at 100 Ilsley Ave.

APPLICATION:
VIDEO RETAIL OUTLET
176 WYSE ROAD

On motion of Ald. Levandier and Sarto, Council indicated no objection to an application for a video retail license for an outlet at 176 Wyse Road (Venus Video).

MOTION: Moved by Ald. Levandier and Sarto that Council indicate no objection to an application for a video retail license for an outlet at 176 Wyse Road.

SPECIAL CONSTABLES:
RESOLUTION 85-37

On motion of Ald. Bregante and Sarto, Council approved Resolution 85-37, appointing the following Special Constables for the period May 19th to Sept. 15th,

1985: Mark Ring (To enforce provisions
Barry Ring of the Lake Safety By-law.)
Thomas Patrick Forbes

MOTION: Moved by Ald. Bregante and Sarto that Council approve Resolution 85-37, to appoint Special Constables as noted above.

1985 AMENDMENTS
TO CITY CHARTER

Reports from both the City Solicitor and Mr. Moir were before Council on the subject of the 1985 amendments to the City Charter, noting in particular that Section 5 has been omitted from Bill No. 69, which contains the amendments in their format for presentation to the Provincial Legislature. Section 5 deals with claims of nuisance and the removal of liability for such claims on the part of the City.

AMENDMENT: Moved in amendment by Ald. Levandier and Hawley that the recommendations not only be adopted, but recommended to the M.P.S. Review Committee for incorporation in the Municipal Planning Strategy.

PROPOSED DEVELOPMENT:
REMAINING BEL AYR
SUBDIVISION

Council considered a report prepared by Mr. Moir on a new proposal that has been received for development of the remaining lands in Bel Ayr Park, located adjacent to the Cole Harbour Marsh. Previous attempts to come to an agreement with the former owners of these lands (Apple Investments Ltd.), were not successful, and the development proposal before Council in late 1982 and early 1983, was therefore abandoned.

The new proposal being made by new owners, through Alderney Consultants Ltd., includes certain cost-sharing arrangements that have been worked out with respect to the design and development of Dorothea Drive, and the transfer of certain lands, as described in Mr. Moir's report. These various transactions were reviewed in further detail by Mr. Bayer for Council's information, and a new plan, agreed to by the Planning Dept., was available for viewing by Council.

Further to the matter of the proposed protection or park area around the shores of Settle Lake, the developer has proposed two options, one being that the developers will ensure restrictive covenants in the deeds over all lands within 100' of Settle Lake, for the purposes of providing adequate lake protection; or, secondly, the developer would be prepared to sell to the City, a strip of land averaging 100' in depth along the west side of Settle Lake for a price of \$230,000. Members favoured the first option of these two alternatives.

After the details of the plan and the revised proposal (as outlined on pages 2 and 3 of Mr. Moir's report) had been fully explained to Council, Ald. Sarto and Romkey proceeded to move acceptance of the various conditions negotiated and including option #1 with respect to the protection of Settle Lake.

Direction is being sought from Council as to whether the Bill is to be left as it now exists, or an attempt made to have Section 5 reinstated in the Bill. Ald. Romkey and Levandier moved that the Bill be left as it presently stands and that Section 5 be brought back on a Council agenda for further debate in the near future.

The Mayor noted that it is possible for homeowners to obtain insurance coverage against the kind of damages recently sustained in the Mount Edward Road area, when a water main broke and flooding occurred as a result, causing damage inside a number of dwellings. Ald. Romkey referred to other instances where sewer back-up problems have occurred in Ward 1 areas and residents were unable to be compensated through their insurance. There was further discussion between Ald. Romkey and Mayor Brownlow on the matter of insurance coverage provisions and their adequacy under specific circumstances. Ald. Romkey said he would like to see this subject receive further attention, as called for in the motion. The motion carried.

MOTION: Moved by Ald. Romkey and Levandier that the Bill No. 69 be left as it presently stands, and that Section 5 be brought back on a future Council agenda for further debate in the near future.

NOTICES OF MOTION:

ALD. LEVANDIER
& GREENWOOD

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

1) Ald. Levandier & Greenwood:

WHEREAS the City of Dartmouth provides funding for the Natal Day activities and whereas this year will be the 90th Anniversary of Dartmouth's Natal Day.

AND WHEREAS the Natal Day Committee would like to provide all Dartmouthians with the best Natal Day possible, especially as we proceed towards the 100th Anniversary of Dartmouth's Natal Day;

BE IT RESOLVED that in order to provide a properly planned Natal day and especially during the 100th Anniversary, City staff be instructed to meet with the Natal Day Committee. The purpose of these meetings would be to increase the Committee's funding so as to maintain our present festivity in a High profile manner, and also, to ensure a proper program is in place as we progress to the 100th Anniversary of Dartmouth's Natal Day.

ALD. LEVANDIER

2) Ald. Levandier:

That the pound-keeper keep accurate records of the names of dog owners convicted on violations of the Dog By-law, and that this information be made available to the Prosecutor if a dog owner appears in court on a subsequent charge.

ALD. GREENWOOD

3) Ald. Greenwood:

That the Engineering Dept. be asked to bring back a plan and cost of repairing a water storm drain on Ferguson Road as soon as possible.

ALD. CRAWFORD

4) Ald. Crawford:

(a) WHEREAS development in the City of Dartmouth has been accelerating yearly, requiring continued inspections on site by Dartmouth Building Inspectors;

AND WHEREAS there is a dire need for inspections of properties which do not meet the required standards, with said properties not getting the ongoing inspections that are required, due in part to so much new development and a requirement for additional inspection personnel;

THEREFORE, BE IT RESOLVED that an additional staff person be hired for the Building Inspection Dept., for the furtherance of the required inspections.

(b) WHEREAS the mandatory and non-mandatory contributions to operate the Dartmouth District School system, has reached an amount of \$13.5 million dollars in 1985, or approx. 20% of overall budget;

AND WHEREAS the operating body, the Dartmouth District School Board, is made up of Provincially-appointed representatives, City Council members, and School Board elected members-at-large;

AND WHEREAS the Dartmouth educational system has attained a high level of excellence which can only be affected by cuts and adversary-style confrontations between the aforesaid Board and City Council;

THEREFORE, BE IT RESOLVED that the City of Dartmouth request the Minister of Municipal Affairs and the Minister of Education to compile legislation to allow for a fully-elected School Board, with authority to rate for their own financial requirements.

SALARIES:
MAYOR &
ALDERMEN

Resolution 85-36 has been circulated, setting salaries for the Mayor and Aldermen for 1985. Ald. Greenough and Sarto moved the adoption of Resolution 85-36.

Resolution 85-36

Ald. Crawford objected to the differential between the salary proposed for the Mayor (\$42,773.), as compared with that of the Aldermen (\$13,316.). He felt that the salary level for the Mayor should be frozen at the 1984 figure for a period of time

until the gap between the two salaries is reduced. He moved in amendment that the salary figure for the Mayor be frozen at the 1984 level and not increased at this time; the motion did not receive a seconder.

Ald. Bregante opposed the motion and felt that members of Council should set an example for City staff by not taking any raise in salary at all. He proposed an amendment to this effect, seconded by Ald. Crawford, but since the amendment would be contrary to the motion, it did not stand.

Ald. Hawley considered the salary increase of 5% to be justified, since members of Council do not get paid for their attendance at committee meetings and do not receive any car allowance, such as elected representatives do in some of the other municipalities in the province. Ald. Romkey did not consider the Mayor's salary to be excessive, in view of the heavy workload involved in the position and the many demands that are made upon the time of the Mayor.

Ald. Beeler found this a difficult item to deal with and would have preferred to deal with recommendations from an outside independent body on the matter of salaries for members of Council. The Mayor noted that this approach was taken on a previous occasion, but at that time, Council did not accept the recommendations of the committee appointed and members of the committee were dissatisfied with the end result.

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

MOTION: Moved by Ald. Greenough and Sarto that Resolution 85-36 be adopted; this resolution sets the salaries for the Mayor, Deputy Mayor and the Aldermen, for 1985.

On motion of Ald. Hawley and Sarto, Council adjourned to meet in camera, to deal with two additional items of business.

After reconvening in open Council, the action taken in camera was ratified, on motion of Ald. Crawford and Sarto.

Meeting adjourned.

Bruce Smith,
City Clerk-Treasurer.

City Council, May 7/85

ITEMS:

- 1) Public Hearing: Street closure, Albro Lake Rd., pg. 1. Resolutions 85-33 & 85-34, page 1.
- 2) Petition: Pedway over Circumferential H'way., pg. 2.
- 3) Joseph Howe Trade Dollars, page 2.
- 4) MTC request: Traffic lights, page 2.
- 5) Request: Dart. Highlands Ntl. Car Rally, page 2.
- 6) UNSM Regional Meeting, page 3.
- 7) Craft Sale: Downtown Dartmouth Days, page 3.
- 8) Representation: Metropolitan Authority, page 4.
- 9) Letter: Dartmouth District School Board, page 5.
- 10) Participation Policy, page 6.
- 11) Grants Committee recommendations, page 6.
- 12) Award tender: Street line painting, page 6.
- 13) Land: Lyngby Ave., page 7.
- 14) Dartmouth Commons lands, page 8 to 10.
- 15) Proposed development: Remaining Bel Ayr Park, page 11.
- 16) Application: Video retail outlet, 100 Ilsley Ave.,
Page 12.
- 17) Application: Video retail outlet, 176 Wyse Rd., pg. 12.
- 18) Special Constables: Res. 85-37, page 12.
- 19) 1985 amendments to City Charter, page 12.
- 20) Notices of Motion: Ald. Levandier & Greenwood, pg. 13.
Levandier)
Greenwood) page 14.
Crawford)
- 21) Salaries: Mayor & Aldermen, page 14 & 15.
Resolution 85-36, page 14.

Dartmouth, N. S.

May 14/85.

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

Present - Deputy Mayor Sarto

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

Deputy Mayor Sarto opened the meeting by
extending a welcome to sixty-eight Grade 7 students
in attendance with their teachers, as part of the
City's Municipal Awareness Week program.

Council has been asked to name voting delegates
to attend the UNSM Regional Meeting, to be held in
Bedford on Thurs., May 16th. Nominations were presented
and the following members were duly named to represent

Dartmouth: Mayor Brownlow
Ald. Levandier
Greenwood
Crawford
Bregante

At a later point in the meeting, Ald. Crawford
invited any members wishing to submit resolutions, to
do so through their delegates.

As requested at the May 7th meeting, members of
Council have received copies of the MacDonald Commission
Report, pertaining to membership on the Metropolitan
Authority. The point at issue has to do with represent-
ation from the Town of Bedford, the recommendation of
the Mayor to Council being that the Town of Bedford be
represented on the Authority by two members (ie. as
opposed to one member and one alternate, as formerly
favoured by Council).

Ald. Crawford's opinion was that Council's
original position on this matter should be upheld; he
was not in favour of increasing the Bedford represent-
ation to two members. Ald. Beeler did not agree with
this opinion, and was willing to support the Mayor's
recommendation as a good compromise solution to the

UNSM REGIONAL
MEETING

MACDONALD REPORT
RECOMMENDATIONS

representation question. She proceeded to move that Council accept the MacDonald Commission report, and that the Town of Bedford have two members on the Authority.

Ald. Greenough seconded the motion, but was concerned about recommendation (c) on page 20 of the MacDonald Report, which states '. . . that the basis of future representation must be related directly to population of the municipal units represented'. He did not consider this to be a desirable basis for representation, particularly in its implications for a municipal unit like Dartmouth. He therefore moved in amendment that recommendation (c) be deleted from inclusion in the motion; the amendment was seconded by Ald. Hawley.

Ald. Crawford again cautioned Council about the course of action being taken, if increased representation is given to Bedford. When the vote was taken on the amendment, it carried; the amended motion carried by a vote of 7 to 5.

MOTION: Moved by Ald. Beeler and Greenough that Council accept the MacDonald Commission Report, and that the Town of Bedford have two members on the Metropolitan Authority.

AMENDMENT: Moved in amendment by Ald. Greenough and Hawley that recommendation (c) be deleted from inclusion in the motion. Recommendation (c) calls for future representation to be based on population.

PENSION PLAN
AMENDMENTS

BY-LAW C-550

Reports were before Council in connection with proposed changes in the City Pension Plan; By-law C-550 has been drafted to accomplish these changes, which will provide:

- 1) pension without actuarial reduction upon retirement at age 60.
- 2) implementation of the 'Rule of 85' and a 'Grandfather Clause' to provide that employees may continue to make contributions to the Pension Plan at the current 4% rate and not be entitled to the increased benefits which result from paying at 5% of salary.

Council proceeded with the approval of proposed By-law C-550.

It was moved by Ald. Crawford and Hawley and carried that leave be given to introduce the said

By-law C-550 and that it now be read a first time.

It was moved by Ald. Withers and Greenwood and carried that By-law C-550 be read a second time.

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

It was moved by Ald. Greenwood and Hawley and carried that By-law C-550 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-550.

A report has been made to Council by Mr. Bayer on a proposal received from Montebello Estates Ltd. for the development of a portion of the lands owned by the Estate of Charles MacCulloch, adjacent to Lake MicMac, near to the present YM/YWCA. The site concerned is thirty acres in size, and the proposal is for the development of ten acres for high-rise, luxury condos; five acres for an hotel, and the remaining fifteen acres would be given to the City as a public park. Mr. Bayer points out that the proposal, with the exception of the parklands, cannot be considered for approval by the City, because it does not comply with the Land Use By-law and is in conflict with the policies of both the Dartmouth Municipal Planning Strategy and the Halifax/Dartmouth Regional Development Plan. The lands are designated as Regional Park in both plans.

While the developer is aware of the restrictions noted, he still wishes to have the proposal brought before Council for reaction to the idea that in exchange for development rights on a portion of the property, the City would receive the remaining portion of property at no cost for public park purposes. Council has been requested to indicate whether current policies are to be maintained or whether the alternatives proposed by the developer, are to be pursued further.

Mr. Bayer made a presentation to Council, showing

REGIONALLY
DESIGNATED
PARKLANDS:
LAKE MICMAC

the exact location of the land holding, in relation to the regional parkland designation. The area so designated is 512 acres in size, of which about 300 are already in public ownership. The asking price for the MacCulloch lands, presently zoned H Zone, is around one million dollars. Mr. Bayer provided details of the proposal received from Montebello and explained the complicating factors involved as a result of the regional parkland designation which encompasses the MacCulloch lands.

Ald. Levandier asked about the expropriation proceedings that would be required in order for the City to acquire all of the land holding. The Solicitor outlined the procedures for expropriation, as they are set out in the Expropriation Act, noting that such procedures can take years once they are commenced. Ald. Levandier then moved that the Solicitor bring back a report, outlining the procedures that would be required to expropriate these lands, and the cost involved. The motion was seconded by Ald. Romkey.

Ald. Crawford and several other members questioned what the motion would accomplish, and preferred instead, to see some further negotiations go ahead, based on the proposal that fifteen acres would be developed as indicated, with the other fifteen acres being given over to the City for parkland purposes. These members felt that the City is not in a financial position to acquire the complete thirty acres, and with the proposal received, we would at least secure fifteen acres at no cost at all. It was noted that Council does not have to accept the outcome of negotiations, but they should be pursued further to see just exactly what the benefits to the City could be.

Responding to questions from Ald. Withers, Mr. Bayer stressed that access to the site would have to be retained at the diamond interchange located on the Circumferential Highway at this point, and this represents one of the important points for negotiation. Also, any

development undertaken would have to be done so with great care, given the proximity of the site to the lake and to what would become adjoining parklands. Ald. Greenwood said he would like to have some information about the cost of parkland development if the land were to be given to the City. Ald. Romkey considered that the motion presented keeps all possible options open to the City at this point in time, and he favoured retention by the City of the total acreage, provided it can be acquired through expropriation. Ald. Levandier agreed that we have an obligation to create additional park and recreation areas wherever possible, taking into account that existing beaches in the City are already being used to capacity in the summer. Ald. Hetherington also felt that the motion on the floor would provide Council with additional information that would be useful. The majority of Council wished to have staff proceed with further negotiation, however, recognizing that amendments to the M.P.S. and Land Use By-law would have to proceed in conjunction with any development proposal.

When the vote was taken on the motion, it was defeated. Ald. Greenough and Crawford then moved that staff be authorized to proceed with negotiations with the developer, further to the proposed development of fifteen acres, and the other fifteen acres being made available to the City for park purposes. This motion carried.

MOTION: Moved by Ald. Greenough and Crawford that staff be authorized to proceed with negotiations with the developer, further to the proposed development of fifteen acres, and the other fifteen acres being made available to the City for park purposes.

RETAIL MARKETING
STRATEGY:
DOWNTOWN DARTMOUTH

Mr. Davidson and Mr. MacAdam, representing the firm of Peat, Marwick & Partners, next gave an overview of their Downtown Dartmouth Retail Marketing Strategy report, copies of which have been previously circulated.

(Ald. Peters left the meeting at this point in the agenda.)

Their presentation identified the problems created for the downtown retail area by roadway systems and shopping malls that are located outside the City core area. The strengths inherent in the downtown area were also identified, and Mr. MacAdam went on to indicate to Council the kind of retail mix that is required to maximize the potential there is for serving the downtown working population, as well as commuters and the resident population. He said there is great long-term potential in downtown Dartmouth, and it can be realized if advantage is taken of the opportunities that are available there. The report identifies the need for additional restaurant businesses, and proposes that a seasonal mall be created on Portland Street. Other recommendations from the report were outlined in the presentation, and Mr. MacAdam listed the areas of responsibility assigned to the City and those assigned to the Downtown Dartmouth Corp., in attempting to achieve the aims of the strategy being recommended by the consultants.

Ald. Levandier suggested that perhaps Mr. Rath's role as Industrial Promotion Officer should be expanded to encompass the kind of leasing coordinator/promotion position being recommended in the Strategy Report. Mr. Moir said it might be a good idea to have the report referred to staff for review in conjunction with all of the other downtown studies that have been carried out in recent years. Also, for discussion with Mr. Mettam in connection with his concept plan for a section of Alderney Drive.

Ald. Crawford asked if people are not more favourably disposed in our climate to enclosed malls for shopping, and Mr. MacAdam agreed that the comfort of enclosed malls is appealing to shoppers. This idea is included as part of the concept Mr. Mettam presented to Council in April. Mr. MacAdam noted, however, that people do like to shop in the open air during summer months and a seasonal mall on Portland Street would provide this kind of alternative for them.

The other item discussed in connection with the report, was the matter of parking and problems associated with it in the downtown.

On motion of Ald. Levandier and Crawford, Council referred the report to the Downtown Development Corp., to the Downtown Revitalization Committee for review and report back to Council, and to staff for an entire overview, based on the recommendations of this report and others that have been done on the downtown.

MOTION: Moved by Ald. Levandier & Crawford that the Retail Marketing Strategy report be referred to the Downtown Development Corp., to the Downtown Revitalization Committee for review and report back to Council, and to staff for an entire overview, based on the recommendations of this report and others that have been done on the downtown.

STREET NAMES:
BURNSIDE
BUSINESS PARK
RESOLUTION 85-35

The Industrial Commission has recommended three street names for designation in the Burnside Business Park; these are: Commodore Drive
Brownlow Ave.
Eileen Stubbs Ave.

Resolution 85-35 has been prepared to accomplish these street name designations, and Council approved the resolution, on motion of Ald. Hetherington and Withers.

MOTION: Moved by Ald. Hetherington & Withers that Council approve Resolution 85-35, designating three street names in the Burnside Business Park, as noted above.

MOTIONS:
ALD. LEVANDIER

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

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

WHEREAS there has been a surge of residential break-ins, particularly against the elderly;
AND WHEREAS City residents are being more cautious about who they let into their homes;
AND WHEREAS the City of Dartmouth has to license door-to-door sales people, as well as transient traders;

THEREFORE BE IT RESOLVED that the current by-law be amended to include a provision whereby these traders must wear a numbered picture identification on their clothing (similar to taxi license), and that these cards be the sole property of the City and must be returned on demand.

Ald. Levandier explained why he considered this type of identification to be required for the protection of residents, especially the elderly. The motion was supported by Council and it carried.

MOTION: Moved by Ald. Levandier and Crawford:
text on page 7 of these minutes.

Ald. Peters' motion was deferred, in his absence, until the next regular Council meeting in June.

ALD. HAWLEY

2) It was moved by Ald. Hawley, seconded by Ald. Hetherington, that:

WHEREAS the Museum Board has a small art gallery located within the Dartmouth Museum;

AND WHEREAS this location is unsatisfactory because the floor space is desperately needed for Museum displays;

AND WHEREAS the floor space presently available for art display is totally inadequate to meet present demands;

AND WHEREAS City Council has recently turned down a property on Slayter Street, deemed to be satisfactory by the Museum Board for an art gallery;

THEREFORE BE IT RESOLVED that this Council establish a committee charged with responsibility for finding potential locations for an art gallery in Dartmouth, and that the committee be required to report back to this Council within a 100-day period from this date.

Ald Hawley suggested a small committee, made up of one Council member, Mr. Gosley and a member of the Museum Board. He commented on the lack of space presently available for gallery purposes, and noted that Dartmouth artists now have to wait for long periods of time to have a showing of their paintings, due to the space problem.

Ald. Greenough was not opposed to the motion, but felt that it would be more beneficial to look at the overall space requirements the City presently has and the need for art gallery space in conjunction with these. He suggested that some overall coordinating body is needed to undertake this kind of assessment, rather than forming small separate committees, each working on their own. Then, it would be possible to give some priority to space needs if they were identified in a total context. Ald. Hawley felt that the committee

he proposes can still make a contribution within that framework, by providing background information and setting out the gallery requirements.

The motion on the floor carried.

MOTION: Moved by Ald. Hawley & Hetherington:
text on page 8 of these minutes.

INQUIRIES:

ALD. CRAWFORD

Ald. Crawford made the following inquiries:

- 1) he requested a report on the plastic material used in the bus shelter that has just been destroyed by fire (bus terminal on Alderney Drive). He was concerned that it may have been a volatile material and if so, it should not be used for bus shelter purposes in future.
- 2) asked about the progress of the Burnside Business Park. Mr. Fougere advised that the first tender (clearing & grubbing) will be completed within two weeks time, and the grading contract is well underway. Mr. Moir noted that land has already been sold in the Business Park.
- 3) asked when the new sound system will be in operation in the Council Chamber. Mr. Fougere explained why this tender has been delayed, and indicated that it will be back to Council before long.
- 4) Ald. Crawford advised that delegates to the UNSM Regional Meeting will present any resolutions that members of Council may wish to have presented.

ALD. BREGANTE

Ald. Bregante's first inquiry also pertained to the fire at the bus shelter, and the fact that plastic garbage cans were in use in the shelter; the basket attachment may also have been a potential hazard. He asked to have these same items checked out at the Ferry Terminal building, where they are in use as well, and consideration given to their replacement.

Ald. Bregante asked when the patching program will begin to repair potholes on City streets. Mr. Fougere said there has been some delay, caused by recent weather conditions, but the patching crews are ready to begin work now. If any members of Council have locations that are particularly bad, they are asked to give a list to Mr. Fougere for his information.

D. GREENWOOD

Ald. Greenwood made the following inquiries:

- 1) asked if it is possible to have the street sweeper made available to clean up the John MacNeil School grounds; it was suggested that this request could be made through the School Board and School Maintenance Dept.

- 2) asked if the City-owned property on Courtney Road was advertised; Mr. Moir said it was advertised in the Mail-Star and in Dartmouth This Week.
- 3) asked why the Police Dept. does not cordon off any area from public access in situations such as the one recently experienced in the north end of the City, where dynamite was present in a building. He discussed this inquiry further with Mr. Moir.
- 4) asked if some consideration could be given to opening up a parking area for Aldermen at the back of the City Hall building. Mr. Moir noted that a decision change on the part of Council would be required to make such a modification. He agreed to look at the possibility of having additional parking spaces reserved for members of Council on Tuesday evenings. (ie. in the regular parking area).

ALD. HAWLEY

Ald. Hawley made the following inquiries:

- 1) asked why the foot patrols in the downtown are being assigned to duties on a 24-hour basis, seven days a week. He said this was not what Council agreed to when provision for foot patrols was included in the budget. Mr. Moir agreed to look into the inquiry further.
- 2) requested that the washrooms on the lower level at City Hall be cleaned up, and that something be done about the apparent leak from a water pipe, resulting in water running down the wall.
- 3) asked when the Braemar Drive project will be starting; Mr. Fougere advised that the tender call is ready to go for this work.
- 4) asked that something be done about parking problems caused when people attending bingo at the location across from Notting Park School, leave their cars in the school parking lot and block off the cars of people at the school to attend Home & School meetings. Mr. Moir to speak to the Chief of Police about this matter.

ALD. HETHERINGTON

Ald. Hetherington asked for police patrols after 12:00 midnight in the Belmont/Carleton Street area, where gangs are roaming around and causing problems.

Ald. Hetherington asked to have street cleaning carried out in the South Woodside area of the City.

He also asked for a reminder to the Mayor, to have him contact the Attorney-General about the meeting requested to discuss security arrangements at the Nova Scotia Hospital.

ALD. LEVANDIER

Ald. Levandier noted that there has been no report back to Council on the sidewalk program for the downtown (\$200,000. allocated last year in the budget). He asked to have this report from Mr. Purdy as soon as possible.

He asked to have a property owned by Mr. Arab, at the end of Rose Street, looked at, due to problems with garbage, etc.

Ald. Levandier asked that the document circulated, outlining amendments to the Municipal Elections Act, be placed on a future Council agenda for review with members of Council.

ALD. ROMKEY

Ald. Romkey's first inquiry concerned the walkway and fence at the back of the Woodlawn Mall, which was to have been a joint project with sharing by the City, the School Board and the Mall manager. Mr. Bayer agreed to contact the manager to determine the status of the cost-sharing discussions to date.

Ald. Romkey suggested that when plans for replacement of the bus shelter on Alderney Drive, are being considered, it would be a good idea to look at the present entrance point for buses, which is located right at a crosswalk. Mr. Moir said it will be necessary to come back to Council on this item, anyway, since there are a number of implications involved in selecting a location for the bus shelter.

ALD. GREENOUGH

Ald. Greenough asked what the schedule is for the extension of water services to the City limits from Lake Charles Drive. Mr. Fougere advised that a consultant is already working on this project.

He asked if there is any indication of Provincial funding for repaving the section of Waverley Drive, from Red Bridge Pond to Crest Drive. Mr. Fougere said we have only heard back on the water extension project to date.

Ald. Greenough inquired about the Caledonia Road improvements, and Mr. Fougere said that within the next two or three weeks, several tenders will be going out for street construction.

Ald. Greenough requested an update on the progress of the 107 by-pass highway. Mr. Bayer to ask for an update from the Province.

AWARD TENDER:
ICE RESURFACER

Reports were considered from Mr. Moir and Mr. George, the Chief Buyer, on the awarding of the tender for ice resurfacing equipment. It has been recommended that the tender submitted by J. L. Chevalier Ltd., for one Zamboni Model 520 Ice Resurfacer, at the price of \$44,300., be accepted. The tender was awarded, as recommended, on motion of Ald. Greenwood and Bregante.

MOTION: Moved by Ald. Greenwood and Bregante that Council award the tender for ice resurfacing equipment, to J. L. Chevalier Ltd., as recommended, in the amount of \$44,300.

PURCHASE:
VIBRATORY ROLLER

Quotations have been received, as per a report from Mr. George, dated May 8/85, for a vibratory roller for use by the City Works Dept. This purchase could not wait for the Works Dept. tender call, since the existing unit is breaking down and a replacement is required as soon as possible for street repair work.

The recommendation to Council is that the order be given to Coastal Rentals for one Dynapac Model 00B Briggs & Stratton Gas Engine, at a total price of \$8,051., after trade. Council approved the recommendation, on motion of Ald. Bregante and Greenough.

MOTION: Moved by Ald. Bregante & Greenough that the order for a vibratory roller, as per the above description, be given to Coastal Rentals, as recommended.

CLIPPER II
SIGNAGE

Mr. Moir has submitted a report on a request from owners of the Clipper II restaurant, for permission to erect signs promoting their establishment. The proposed locations and types of sign have been indicated in Mr. Moir's report, and it has been recommended that Council grant permission for the erection of the signs, subject to proper application being made to the Building Inspection Dept., and subject to the signs being erected under the supervision of the City Engineering Dept.

Council adopted the recommendation, on motion of Ald. Crawford and Withers.

MOTION: Moved by Ald. Crawford and Withers that Council adopt Mr. Moir's recommendation with respect to the request for permission to erect signs, made by the Clipper II owners, as outlined above.

SUPPLEMENTARY REPORT:
200 MAIN STREET

A supplementary report has been forwarded to Council from the Planning Dept. on the application to amend the Land Use By-law, involving the property at 200 Main Street. A report has been provided on the Neighborhood Information Meeting held in connection with the application.

It has been recommended that Council set June 18th as the date for public hearing of the application, and this date was set by Council, on motion of Ald. Crawford and Hetherington.

MOTION: Moved by Ald. Crawford & Hetherington that Council set June 18th for public hearing of the application to amend the Land Use By-law, 200 Main Street.

LOCATION:
OVERHEAD WALKWAY

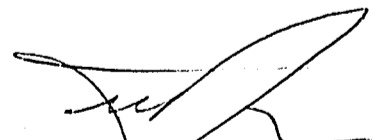
Further to the Provincial announcement that an overhead pedestrian walkway is to be provided across the Circumferential Highway, a location has now been recommended by the T.M.G. in the area of the Penhorn Lake Beach and near the end of Oakwood Ave. Council has been asked to give formal acceptance of the location, so that the Dept. of Transportation can be informed of the approval.

The location recommended was approved by Council, on motion of Ald. Beeler and Romkey.

MOTION: Moved by Ald. Beeler and Romkey that the recommended location for an overhead pedestrian walkway across the Circumferential Highway, be approved by Council; the location is described above.

On motion of Ald. Hetherington and Levandier, Council went into Committee to deal with the Committee agenda for this date.

Meeting adjourned.


G. D. Brady,
Deputy City Clerk.

City Council, May 14/85

ITEMS:

- 1) UNSM Regional Meeting, page 1.
- 2) MacDonald Report recommendations, page 1.
- 3) Pension Plan amendments: By-law C-550, page 2.
- 4) Regionally designated parklands: Lake MicMac, page 3 to 5 incl.
- 5) Retail Marketing Strategy: Downtown Dart., page 5 to 7 incl.
- 6) Street names: Burnside Business park, page 7.
Resolution 85-35, page 7.
- 7) Motions: Ald. Levandier, page 7.
Hawley, page 8.
- 8) Inquiries: page 9 to 11 incl.
- 9) Award tender: Ice resurfacers, page 12.
- 10) Purchase: Vibratory roller, page 12.
- 11) Clipper II signage, page 12.
- 12) Supplementary report: 200 Main St., page 13.
- 13) Location: Overhead Walkway, page 13.

Dartmouth, N. S.

May 21/85.

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

Present - Mayor Brownlow

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

Council agreed to add three items to the agenda:

(1) an item on the Dartmouth transfer station; (2) a report on the MPS Review Committee logo competition; and (3) a recommendation on Scrap Yard Zoning.

PUBLIC HEARING:
CLOSURE OF
PARCELS U2 & V2

This meeting of Council constituted a public hearing for the closure of a portion of the old Eastern Passage Road and the former Green Street in South Woodside (Parcels U2 and V2). If this street closure is approved, the City will then exchange Parcels U2 and V2 with Superior Propane, for a deed to Parcel T1 and Quit Claim Deeds for Parcels U1 and V1.

The Mayor called for any representations from the public, either for or against the proposed street closure, and hearing none, declared the public hearing to be over.

RESOLUTION 85-40

Resolution 85-40, which accomplishes the closure of Parcels U2 and V2, as described in the accompanying Schedule "A", was before Council and was adopted, on motion of Ald. Hetherington and Greenwood.

MOTION: Moved by Ald. Hetherington & Greenwood that Council adopt Resolution 85-40, closing Parcels U2 and V2 (portions of the old Eastern Passage Road and the former Green St. in South Woodside).

MONTHLY REPORTS

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

- 1) Social Services (April): approved on motion of Ald. Crawford and Greenwood.
- 2) Development Officer (April): approved on motion of Ald. Hawley and Bregante.

As requested at Committee, Mr. Turner has submitted information on the property at 65/67 Fairbanks Street, where approval has been requested for a subdivision of an existing R-2 lot into two lots.

Ald. Levandier again objected to the granting of subdivision approval in this situation, stating to Council that four units have been created at this address in what was approved as an R-2 building. Mr. L'Esperance was asked to comment on the application originally received from Mr. Grab, and advised that the application was for a two-unit building. The application complied with City requirements and was therefore approved.

Ald. Levandier noted that he has brought this situation to Council's attention on previous occasions, and he was concerned that the property owner appears to be getting away with four units when he should only have two in the building.

The Solicitor said it should be kept in mind that if a subdivision application is in compliance with City requirements, the Development Officer and/or Council does not have discretion to withhold approval. He suggested the matter be investigated further and a report brought back to Council.

It was therefore moved by Ald. Levandier and Greenwood that the Planning and Building Inspection Departments carry out a full investigation and report back to Council; further, if there is any violation existing, that appropriate action be taken. The motion carried.

MOTION: Moved by Ald. Levandier & Greenwood that the Planning & Building Inspection Departments carry out a full investigation at 65/67 Fairbanks Street, and report back to Council; further, if there is any violation existing, that appropriate action be taken.

- 3) Building Inspection (April): approved on motion of Ald. Hetherington and Hawley.
- 4) Minimum Standards (April): approved on motion of Ald. Bregante and Greenough.
- 5) Fire Chief (April): approved on motion of Ald. Greenough and Bregante.
- 6) Dog Control (April): approved on motion of Ald. Greenough and Hawley.
- 7) Summary of Revenue & Expenditures, May 4/85: received and filed, on motion of Ald. Hawley and Bregante.

MOTIONS: To approve the monthly reports, as detailed above and on page 1 of minutes.

COMPRESSOR REPAIRS:
BOWLES ARENA

A report from Mr. Moir was considered on the subject of repairs to the compressors at the Bowles Arena, funds having been included in the 1985 budget for the complete overhaul of one compressor only.

It has now been found that repairs to the second compressor are also required and, if these are delayed until 1986, the cost due to additional damage caused in the meantime, could amount to \$10,000. The cost of repairs to the second compressor at this time, is estimated at \$4,750. The recommendation is that Council authorize an over-expenditure in the amount of \$4,750. to carry out the necessary overhaul of the second compressor as well.

Council adopted the recommendation and gave first approval to the over-expenditure required, on motion of Ald. Hawley and Greenwood. Second approval will be given at the next Council meeting.

MOTION: Moved by Ald. Hawley and Greenwood that Council adopt Mr. Moir's recommendation on repairs to the second compressor at the Bowles Arena, and give first approval to the necessary over-expenditure, in the amount of \$4,750.

DEMOLITION:
510 PLEASANT ST.

Mr. Moir has recommended to Council that the building located on the property at 510 Pleasant Street be demolished; this property was acquired by the City for street-widening purposes. The building has been vandalized and the property is in an unsightly condition at the present time.

Council adopted the recommendation, on motion of Ald. Greenough and Greenwood.

MOTION: Moved by Ald. Greenough & Greenwood that Mr. Moir's recommendation be adopted on the demolition of the building located on property owned by the City at 510 Pleasant Street.

SET DATE FOR
COMPLAINT HEARING:
37 LAKEVIEW AVE.

Council has been asked to set the date for hearing of a complaint under the Nuisance By-law in connection with a heat pump noise problem at 37 Lakeview Ave.; the complaint has been made by Mr. James Charles of 35 Lakeview Ave.

On motion of Ald. Crawford and Hetherington, Council set June 18th as the date for the hearing. Ald. Hawley asked if it is not possible to deal with these hearings in private, due to some of the rather embarrassing situations that have resulted during past

hearings. The Solicitor agreed to look into Ald. Hawley's inquiry further, to determine whether or not the hearings could be held in camera.

MOTION: Moved by Ald. Crawford & Hetherington that Council set June 18th as the date for hearing of a complaint under the Nuisance By-law. The complaint is being made by Mr. James Charles of 35 Lakeview Ave.

EXPENDITURE:
TRANSFER STATION

The Mayor gave a verbal report to Council on tenders opened at the Metropolitan Authority meeting of this date, for the Dartmouth Transfer Station project, the original projection indicated to Council being in the amount of approx. \$100,000. Along with the construction of the access road to the transfer site, two ramps are required, modifications to the traffic signals at the location of the site, and the creation of a de-escalating traffic lane for slower-moving traffic approaching the access road. The new total cost, therefore, and the tender price for the project, is now in the amount of \$220,410. The Authority will not proceed with the project until it has been given Council's approval.

Mr. Purdy indicated to Council that the unit prices of the contract appear to be reasonable, and he considered the tender to be in order. The cost was therefore approved by Council, in the amount of \$220,410., on motion of Ald. Crawford and Greenwood.

MOTION: Moved by Ald. Crawford and Greenwood that Council approve the expenditure of \$220,410., the amount of the tender received for the Dartmouth Transfer Station project.

PERMIT TO BUILD:
C & J INVESTMENTS
1985 LTD.
MONTEBELLO

On motion of Ald. Greenough and Hetherington, Council approved a building permit application, from C and J Investments 1985 Ltd., for a three-storey apartment building, Lot 437, Caledonia Road (Montebello Subdivision); value of construction, 1.5 million dollars. Approval is subject to compliance with City requirements, as noted in the staff report of May 7/85.

MOTION: Moved by Ald. Greenough & Hetherington that Council approve the building permit application from C and J Investments Ltd., for a three-storey apartment building on Lot 437, Caledonia Road (Montebello Sub-division). Approval is subject to compliance with City requirements, as outlined in the staff report dated May 7/85.

PERMIT TO BUILD:
K-MART CANADA

On motion of Ald. Greenwood and Bregante, Council also approved a building permit application from K-Mart Canada, 50 Tacoma Drive, for interior renovations to the existing mall; value of construction, \$800,000. Approval is subject to compliance with City requirements, as detailed in the staff report of May 13/85.

MOTION: Moved by Ald. Greenwood and Bregante that Council approve a building permit application from K-Mart Canada, 50 Tacoma Drive, for interior renovations to the existing mall. Approval is subject to compliance with City requirements, as outlined in the staff report dated May 13/85.

R.R.A.P. EXPANSION

On motion of Ald. Greenough and Hetherington, Council received and filed a report from Mr. Bayer, advising that the R.R.A.P. program for Dartmouth has been approved by CMHC for expansion into the Primrose Street area of the City. The area affected includes those properties bounded by Victoria Road, Albro Lake Road, Pinecrest Drive and Brule Street.

MOTION: Moved by Ald. Greenough & Hetherington that Council receive and file a report from Mr. Bayer, advising that the R.R.A.P. program for Dartmouth has been approved by CMHC for expansion into the Primrose Street area of the City.

MPS REVIEW:
LOGO COMPETITION

The MPS Review Committee has requested the approval of Council to conduct a competition for the design of a logo for the review process. The request was approved by Council, on motion of Ald. Hawley and Bregante.

MOTION: Moved by Ald. Hawley and Bregante that Council approve a request from the MPS Review Committee, to conduct a competition for the design of a logo for the review process.

1984 ANNUAL REPORT:
INDUSTRIAL COMMISSION

Some time ago, members of Council received copies of the 1984 annual report of the Industrial Commission, and as requested by Council, the item has been included in this agenda for discussion.

Mr. Roy Steed, Chairman of the Commission, gave an overview of the report and acknowledged the work being done on the Commission by its members. He also recognized the work being done by Mr. Rath in his capacity as Industrial Promotion Officer.

Ald. Crawford commented on the success of the Burnside Park and the financial benefits that have come to the City as a result. He was concerned about a resolution presented at the recent UNSM meeting, proposing a sharing in revenues among municipal units, and felt that Dartmouth stands to lose considerably if such a revenue-sharing policy were to be approved by the Union of Nova Scotia Municipalities and recommended to the Minister of Municipal Affairs. He suggested that once a copy of the resolution is available in its proper wording, it should be discussed by Council with the Industrial Commission, to review exactly what its impact would be on Dartmouth. Members attending the Union conference in the fall would then be ready with arguments against the resolution when it is presented for debate. He pointed out that while other municipalities may wish to share in our revenues, there has not been any sharing in the development costs, and since DREE funds have been cut off, the City has gone ahead alone with the Burnside Park development.

Ald. Levandier felt that Mr. Rath's role should be expanded to deal with the downtown core area of the City and not just Burnside Park. Also, the Industrial Commission should be concerned about development throughout the City and not just the development that centers around Burnside Park. Mr. Steed noted that the Commission does have representation in the person of the Chamber of Commerce President, and has a mandate to promote development anywhere in the City that it can be accomplished.

Ald. Greenough pointed out that the decision to proceed with the Burnside Business Park has since been justified, based on the fact that for the 1.5 million dollars invested, we have already received a return of

1.6 million dollars, this being accomplished in the same year.

His concern was the extension of Akerley Blvd. to connect with the 107 By-pass highway and what progress is being made with the Province to have them participate in the project. The Mayor reported on the correspondence that has been exchanged with the Minister of Transportation, and on meetings that have been held with other cabinet ministers to discuss the subject. Ald. Greenough said it is important for the Mayor and a committee of Council to get together with the Minister and local MLA's to hold further talks, and he indicated that he would like to be part of any such group that meets with the Provincial people.

The 1984 annual report from the Industrial Commission was received and filed for information, on motion of Ald. Crawford and Ald. Hetherington.

MOTION: Moved by Ald. Crawford & Hetherington that the 1984 annual report from the Industrial Commission, be received and filed for information.

SCRAP METAL
YARDS: ZONING

The Industrial Commission has discussed problems associated with regulating the location and operation of scrap metal yards, particularly as they apply to the City's industrial parks, and has recommended that a scrap yard zone be created, involving amendments to the Municipal Planning Strategy and Land Use By-law, and that the Planning Dept. bring back a report for consideration by the Commission. The recommendation was adopted, on motion of Ald. Greenough and Greenwood.

Ald. Hetherington asked if this recommendation would go to the MPS Review Committee, and Mr. L'Esperance noted that eventually, the new redrafted Land Use By-law, which will incorporate the scrap yard zoning, will be before that Committee for review. Ald. Hetherington concurred with the process outlined by Mr. L'Esperance.

MOTION: Moved by Ald. Greenough & Greenwood that the recommendation of the Industrial Commission, with respect to the creation of a scrap yard zone, be adopted.

APPOINTMENT:
CANAL COMMISSION

On motion of Ald. Hetherington and Bregante, Council approved the re-appointment of Mrs. Hilary Grant as a representative of Heritage Trust on the Shubenacadie Canal Commission; her term expires in November of 1986.

MOTION: Moved by Ald. Hetherington and Bregante that Council approve the re-appointment of Mrs. Hilary Grant to the Canal Commission, representing the Heritage Trust of Nova Scotia.

REPLACEMENT MEMBER:
LAKES ADVISORY BD.

On motion of Ald. Hetherington and Greenwood, Council approved the appointment of Mr. Wm. J. Robertson to the Lakes Advisory Board, replacing Mr. Allan Crandlemire as the representative from the Nova Scotia Research Foundation. The term of this appointment expires in November of 1985.

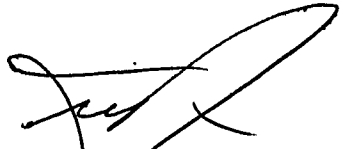
MOTION: Moved by Ald. Hetherington & Greenwood that Council approve the appointment of Mr. Wm. Robertson to the Lakes Advisory Board, replacing Mr. Allan Crandlemire as the Nova Scotia Research Foundation representative.

CHANGE IN DATE:
JUNE MEETING

Since the FCM conference is taking place during the first week in June and a number of Council members will be attending, Council agreed to change the date of the first June meeting from June 4th to 11th. A motion to this effect, moved by Ald. Greenwood and seconded by Ald. Levandier, carried.

Ald. Peters noted that he will not be present for next week's Council meeting, when a decision will probably be made on the Dartmouth delegates to the FCM conference. He noted that he plans to attend the conference and would be prepared to let his name stand as a delegate if Council saw fit to make the appointment.

Meeting adjourned.


G. D. Brady,
Deputy City Clerk.

City Council, May 21/85

ITEMS:

- 1) Public hearing: Closure of Parcels U2 & V2, page 1. Resolution 85-40, page 1.
- 2) Monthly reports, page 1 & 2.
- 3) Compressor repairs: Bowles Arena, page 2.
- 4) Demolition: 510 Pleasant St.

City Council, May 21/85 (continued)

ITEMS:

- 5) Set date for complaint hearing: 37 Lakeview Ave., pg. 3.
 - 6) Expenditure: Transfer Station, page 4.
 - 7) Permit to build: C & J Investments 1985 Ltd., page 4.
 - 8) Permit to build: K-Mart Canada, page 5.
 - 9) R.R.A.P. Expansion, page 5.
 - 10) MPS Review: Logo competition, page 5.
 - 11) 1984 Annual Report: Industrial Commission, page 5 to 7.
 - 12) Scrap Metal Yards: Zoning, page 7.
 - 13) Appointment: Canal Commission, page 8.
 - 14) Replacement member: Lakes Advisory Board, page 8.
 - 15) Change in date: June meeting, page 8.
-

Dartmouth, N. S.

May 28/85.

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

Present - Mayor Brownlow

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

City Solicitor, S. Hood
Acting City Administrator, R. Fougere
Deputy City Clerk, G. Brady.

Council agreed to add three items to the
agenda: (1) concerns by local residents about Findlay
School grounds; (2) the lease of space by the City in
Queen Square; and (3) a request for No Parking signs
on Lakecrest Drive.

LAWN BOWLING AREA:
FINDLAY SCHOOL

Ald. Beeler brought to the attention of Council,
the concerns of area residents about the tree-cutting
and other work being carried out at Findlay School, to
create a lawn bowling area. A meeting of the residents
with Recreation Dept. staff is being requested, to explain
this project in more detail to the residents, and it is
further requested that the project not go any further
until that meeting has taken place and the ward Aldermen
are able to become involved. A motion to this effect,
moved by Ald. Beeler and seconded by Ald. Crawford, was
adopted. Mr. Atkinson was present for this item and
indicated his concurrence with the request.

MOTION: Moved by Ald. Beeler and Crawford that
the lawn bowling project at Findlay
School not proceed any further until
a meeting can take place between area
residents and Recreation Dept. staff,
so the project can be explained in detail
to the residents and the ward Aldermen are
able to become involved.

PARKING RESTRICTIONS:
LAKECREST DRIVE

Ald. Greenough advised Council that a petition
has been submitted by residents living in the Lakecrest
Drive, Walker Street, and Raymond Street area, requesting
that No Parking signs be erected on the north side of
Lakecrest between Walker and Raymond Streets. The request
has been reviewed by the T.M.G. and they recommend approval.

The recommendation was adopted, on motion of

Ald. Greenough and Hawley.

Ald. Romkey noted that large fuel trucks are being parked on Lakecrest Drive and leaving the area between 2:00 and 3:00 a.m., disturbing residents in the night-time hours. He asked to have this matter looked at by the T.M.G. as well.

MOTION: Moved by Ald. Greenough and Hawley that No Parking signs be erected on the north side of Lakecrest Drive, between Walker Street and Raymond St., as requested by area residents and recommended by the T.M.G.

Ald. Stubbs rose of a point of privilege to inform the Mayor and Council of the receipt of a cheque in the amount of \$5,000. from the Minister of Culture, Recreation & Fitness, representing 80% of the grant to the Heritage Advisory Committee for preparation of an inventory of historic buildings in Dartmouth.

APPOINT VOTING
DELEGATES: FCM

Council was asked to name the voting delegates who will represent the City at the upcoming FCM conference. On motion of Ald. Greenough and Greenwood, Council named Mayor Brownlow as one of the two delegates. The names of other Council members attending were then submitted and a draw was made to determine the name of the other delegate. From the names of those attending (Ald. Beeler, Bregante, Hawley, Romkey, Peters, Levandier and DeMont), the name of Ald. Hawley was drawn by Mr. Fougere and he will therefore be the second delegate.

SECOND APPROVAL:
COMPRESSOR REPAIRS

On motion of Ald. Sarto and Bregante, Council gave second approval to an over-expenditure in the amount of \$4,750. for compressor repairs at the Bowles Arena; first approval for this over-expenditure was given at the May 21st meeting.

MOTION: Moved by Ald. Sarto and Bregante that Council give second approval to an over-expenditure in the amount of \$4,750. for compressor repairs at the Bowles Arena.

WARD TENDER:
DOG CONTROL &
POUND SERVICES

A single tender has been received for dog pound and dog control service, for a two-year period, commencing June 1/85; the tender is from Harbour Cities Veterinary Hospital, in the amount of \$160,000. for the two-year

period. Mr. Moir has recommended acceptance of the tender, and has noted in his report that this tender provides, in addition to the previous contract, the cost of an extra full-time enforcement officer during the summer months, plus provision for the cost of public relations programs over the two-year period. These two items represent a total cost of \$26,700., and are part of the \$160,000. figure.

Ald. Withers and Romkey moved that the tender be awarded, as recommended. Ald. Levandier said he does not feel that we are getting our full value for the amount of money the contract represents. Ald. Hetherington questioned why any recommendations from the pound operator for improving dog control measures cannot come directly to Council, rather than first having to go through Mr. Moir's office. He wanted to see a closer dialogue with the dog control officer, and Ald. Beeler suggested that this could be accomplished by having him attend Committee-of-the Whole meetings, in the same way that other department heads attend to discuss their reports with Council. Ald. Greenwood and some of the other members did not agree with the awarding of the tender until a number of questions about the contract have first been answered to their satisfaction. It was pointed out, however, that the City will be without dog control services during an interim period, if the awarding of the tender is delayed until the next Council meeting, on June 11th.

Points of concern were as follows:

- 1) Ald. Crawford: Page 3, Section 5: what has happened to the two additional foot patrol staff requested by Council, with two-way radios and other equipment required to provide a higher level of control service during summer months?
Page 7, Section 20: Felt that the provisions of (a) and (b) are not to the advantage of the City. These points were clarified with the City Solicitor, who explained the intent of the present wording.

(Ald. DeMont was present from this point on in the meeting.)

- 2) Ald. Hawley: Page 7, Section 21: questioned the authority delegated to the City Administrator under this section, and asked to have the section reviewed further by the City Solicitor.

Page 3: ^{Section x)} is the extra officer for the summer months going to simply take the place of other staff during vacation periods, or will this person be in addition to the two full-time personnel, as intended by Council when the additional summer service was previously discussed? The opinion of the Solicitor was that this will be an additional person, over and above the two regular staff and not just taking the place of one of them at vacation time.

- 3) Ald. Stubbs: Page 7, Section 19: what is the additional cost represented to the City, over and above the regular contract price, by this section? Ald. Hetherington later asked to have this figure provided for last year, over and above the \$110,000. contract price.

Page 8, Sections 24 & 25: asked to have these negotiated out of the contract and a motion to this effect was later adopted.

There appeared to be some confusion as to whether the request made by Council some time ago for additional foot patrols by control people, during summer months, has been included in the contract as it presently stands, and whether there is any provision for the kind of equipment Council felt at that time would be required for them to carry out their duties effectively. It was suggested that minutes of the Council meetings, when this item was discussed, should be researched, to determine just exactly what the decision of Council was at the time.

A motion was introduced to table the entire item until the points requiring clarification has been reviewed, but at Ald. Greenough's suggestion, the members were willing to proceed with the awarding of the contract in order that the City will not be without dog control services for even a short period of time between now and the June 11th Council meeting. An amendment, which proposed to table only the report to Council and not the awarding of the tender, was subsequently defeated. The amendment was moved by Ald. Greenough and seconded by Ald. Crawford, but it was defeated when it was noted that in awarding the tender, the provisions of the tender call have to be included at this time; otherwise, the actual tender call is altered and would have to be called again if changes were made in individual sections.

Instead, it was decided to award the tender in its present form, and then direct staff to undertake negotiations with the control officer, to have certain changes made in individual sections, provided he is in agreement with these changes. The vote was therefore taken on the main motion, to award the tender, and it carried.

MOTION: Moved by Ald. Withers and Romkey that the single tender received from Harbour Cities Veterinary Hospital, in the amount of \$160,000., for dog pound and dog control services, be awarded, as recommended.

It was then moved by Ald. Stubbs and Crawford that Sections 24 and 25 be referred to staff, to be negotiated out of the contract (ie. the sentence in Section 24 would end with the word 'purposes' and all of the wording following would be deleted; Section 25 would also be deleted.). This motion carried.

MOTION: Moved by Ald. Stubbs and Crawford that Sections 24 and 25 of the contract be referred to staff, to be negotiated out of the contract, as noted above.

Ald. Hetherington and Greenwood then moved that Harbour Cities Veterinary Hospital be requested to make recommendations directly to Council for improvements to the dog control regulations and by-law, with a copy of such recommendations to Mr. Rath; further, that they send a representative to Committee meetings in future, to discuss problems of control, etc. The motion carried. At this point, Ald. Hetherington requested information on additional costs to the City, over and above the contract price last year, for emergency call-out fees and additional patrols (Section 19, page 7); reference is made to this request on page 4 of these minutes.

MOTION: Moved by Ald. Hetherington & Greenwood that Harbour Cities Veterinary Hospital be requested to make recommendations directly to Council for improvements to the dog control regulations and by-law, with a copy of such recommendations to Mr. Rath; further, that they send a representative to Committee meetings in future, to discuss problems of control, etc.

PARKLAND: MOUNT
EDWARD PARK SUBDIVISION

A report from Mr. Moir was considered on a portion of the parkland reserve allocated to the City in connection with the Mount Edward Park Subdivision, Parcel P-1A adjacent to Settle Lake. It has now been determined that a portion of land concerned was retained by the original owner, Stewart Harris, and a tentative agreement has now been arrived at with Central Trust, one of the executors for the estate of Stewart Harris, to purchase this land holding for an amount of \$15,000. Mr. Moir has recommended approval of the land purchase negotiated, funds for the purchase to be taken from the 1982 Purchase of Land Account, which has a balance of \$40,000.

Mr. Moir's recommendation was adopted, on motion of Ald. Sarto and Withers.

MOTION: Moved by Ald. Sarto and Withers that Council approve the purchase of the remaining portion of Parcel P-1A, for park purposes, adjacent to Settle Lake, for the price negotiated (\$15,000. plus survey and legal costs), as recommended by Mr. Moir.

REPLACEMENT OF
BUS SHELTER:
ALDERNEY DRIVE

Council considered a report prepared by Mr. Moir on the replacement of the bus terminal on Alderney Drive. Cost of repairs to the shelter destroyed would be \$39,000. and the City will be receiving this amount from the insurance coverage that was on the terminal.

Preliminary plans have been prepared by Drew Sperry for a replacement terminal that could serve for several years until decisions have been made on the development of this section of Alderney Drive, and Mr. Moir has recommended that City staff be authorized to develop these plans further with Sperry & Associates, and that tenders be called as soon as possible for the replacement of the bus terminal.

Ald. Levandier did not support the recommendation, and moved that the \$39,000. be paid to the contractor noted in Mr. Moir's report (second paragraph) and the terminal repaired. The motion was seconded by Ald. Hawley.

Mr. Bayer was asked to comment and explained the thinking behind the staff recommendation, which was to

enhance the appearance of the terminal and have it tie in with the existing enclosed walkway so that a higher level of comfort and convenience would be provided for the travelling public.

Ald. Bregante felt that an attempt should be made to have MTC bear the cost of replacing the terminal, and he moved referral of the plans to MTC for discussion; the motion to refer was seconded by Ald. Stubbs. Ald. Crawford considered the referral to be in order, on the basis that MTC would like to look into the possibility of having another bus lane created at this location, if the terminal could be moved back far enough to accomplish this. Mr. Fougere noted that staff have met with Mr. McKim of MTC and the extra lane has been mentioned. A further meeting with MTC people would be held if the plans for a terminal are to go beyond this preliminary stage.

Ald. Greenough suggested that the project be expedited by adopting the staff recommendation and directing staff to consult with MTC at the same time. Ald. Crawford said he could see nothing wrong with that approach, and agreed that the improvements could be speeded up so there is no further delay with the project. Ald. Romkey's concern was about the safety of pedestrians crossing Alderney Drive at the point where the buses swing into the terminal. He said this problem is most important and should be addressed in conjunction with any improvements that are being planned at the present time.

(Ald. Sarto withdrew from the meeting at this point and was not present for the remainder of it.)

Those members of Council not in favour of the plans for a new structure, did not want to see money spent on a terminal that will be in place for only a period of years, although it was noted by Ald. Greenough that the components of the structure can be used for other purposes, once a final decision is made on the

total development concept for Alderney Drive.

In the interest of time, the motion to refer was subsequently withdrawn in favour of proceeding with plans for the terminal and consulting with MTC at the same time. Before any motion to this effect could be introduced, it was necessary to take the vote on the motion already on the floor. The vote was taken and the motion carried.

MOTION: Moved by Ald. Levandier and Hawley that the \$39,000. amount to be received from insurance coverage, be paid to the contractor noted in Mr. Moir's report, and the bus terminal repaired.

LEASE OF SPACE:
QUEEN SQUARE

One of the items added to the agenda was the report from Mr. Moir on the proposed new lease negotiated with Fairwyn Properties Ltd., for space in Queen Square occupied by the Social Services Dept. Details of the new leasing arrangements are contained in the report, and it has been recommended that Council authorize the entering into of a lease with Queen Square Developments. Ltd. for the space occupied, totalling 8,831 sq. ft., at a rate of \$12.50 per sq. ft. Further, that the lease be for a five-year period.

With reference to parking space, it is requested by Mr. Moir that this item be deferred until he has sufficient time to discuss the matter with the Director of Social Services and Fairwyn Properties Ltd. It is likely that parking space currently occupied in Queen Square will be given up and suitable alternate parking space for Social Service employees found in City-owned parking lots. Ald. Withers and Hetherington moved the adoption of the recommendation.

The inquiries made in connection with this item pertained to parking provisions and the question of the business occupancy tax and who will be responsible for this tax in the new lease. Some members felt there needs to be further clarification of both points before approving the new lease. Ald. Crawford said that for the amount of money involved in leasing, we should now be looking

at the possibility of going ahead with construction of new facilities of our own, a point also agreed to by Ald. Romkey. The Mayor suggested that this might be the time to look at an addition to the Ferry Terminal building, as a possible location for additional City offices that would house the Social Services Dept.

Ald. Hawley was not willing to go along with the motion until paragraphs two and three in Mr. Moir's report have been clarified with additional information. He therefore moved deferral for information on (a) the question of who will pay the business occupancy tax; and (b) what parking provisions are to be made and who will be responsible for costs involved. The motion to defer was seconded by Ald. Bregante and it carried.

MOTION: Moved by Ald. Hawley and Bregante that a decision on the Queen Square leasing arrangements be deferred pending clarification of the points raised from para. 2 & 3 of Mr. Moir's report, dated, May 27/85.

VIDEO APPLICATION:
516 PLEASANT ST.

On motion of Ald. Bregante and Withers, Council indicated no objection to an application for a retail video outlet, at 516 Pleasant Street (B.J. Grocery).

The MLA for Dartmouth East, Dr. Jim Smith was present for this Council meeting, and provided information on the new video legislation recently approved at the last sitting of the Legislature. The information on video classification requirements was provided in response to questions raised by Ald. Hetherington about the restriction of adult videos and films.

MOTION: Moved by Ald. Bregante and Withers that Council indicate no objection to an application for a retail video outlet at 516 Pleasant Street (B.J. Grocery).

LAKE CHARLES DRIVE:
RESOLUTION 85-38

The Solicitor has prepared Resolution 85-38, which will authorize the exchange of lands on Lake Charles Drive, between the City and Dr. Lloyd Hirtle, in order to provide for street widening at the point where Lake Charles Drive meets Waverley Road. The resolution provides for the exchange of 166.35 sq. metres of City land, for the same amount of land owned by Dr. Hirtle adjacent to Waverley Road.

Council adopted Resolution 85-38, as recommended by the Solicitor, on motion of Ald. Hawley and Greenough.

MOTION: Moved by Ald. Hawley & Greenough that Council adopt Resolution 85-38, exchanging lands between the City and Dr. Lloyd Hirtle for street-widening purposes on Lake Charles Drive, as recommended by the City Solicitor.

EMERGENCY
HOUSING

As requested by Council, Mr. McNeil has provided an information report on rent scales that are paid by the Social Services Dept., under certain conditions and in specific situations, in order to permit people to remain in rental accommodations. Ald. Stubbs commented on the Department's current policy in this respect, and since no action was required by Council on what is essentially an information report, the report was then received and filed, on motion of Ald. Stubbs & Greenwood.

MOTION: Moved by Ald. Stubbs and Greenwood that Mr. McNeil's report, entitled 'Emergency Housing in Dartmouth' (May 16/85), be received and filed for information.

SITE 34-B:
181 JOSEPH
ZATZMAN DR.

On motion of Ald. Crawford and Withers, Council also received and filed a report from Mr. Rath, on behalf of the Industrial Commission, with attached letter from Marcel Trust, regarding Site 34-B, 181 Joseph Zatzman Drive, in the Burnside Park. This item was before Council at a previous meeting.

MOTION: Moved by Ald. Crawford and Withers that Council receive and file a report from Mr. Rath, on behalf of the Industrial Commission, regarding Site 34-B, 181 Joseph Zatzman Drive.

HELLY-HANSEN
CANADA LTD.:
LOT 27

On motion of Ald. Crawford and Hetherington, Council received and filed a report from Mr. Rath and associated correspondence, on the subject of Lot 27, owned by Helly-Hansen Canada Ltd., in the Burnside Park. This item was before Council at a previous meeting.

MOTION: Moved by Ald. Crawford & Hetherington that Council receive and file a report from Mr. Rath, with associated correspondence, on the subject of Lot 27, owned by Helly-Hansen Canada Ltd., in the Burnside Park.

APPOINTMENT:
BOARD OF HEALTH

On motion of Ald. Hetherington and Bregante, Council approved the appointment of Dr. Grant Worthylake to the Board of Health, representing the Dartmouth Medical

Society. The term of office is until November of 1985.

MOTION: Moved by Ald. Hetherington & Bregante that Council approve the appointment of Dr. Grant Worthylake to the Board of Health, representing the Dartmouth Medical Society.

LOCATIONS: DUMPING
OF CHEMICALS

On motion of Ald. Hetherington and Bregante, Council adopted a recommendation from the Board of Health, to the effect that Council forward a letter to the Minister of the Environment, requesting that the Fire Chief be advised of locations where chemicals are being dumped by various companies.

MOTION: Moved by Ald. Hetherington & Bregante that Council adopt a recommendation from the Board of Health, on the locations where chemicals are being dumped, as noted above.

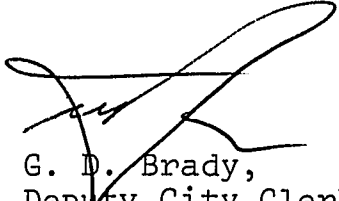
REPORT: POPULATION
PROJECTIONS & ANALYSIS

Members of Council have received copies of a Population Projection & Analysis Background Paper, originating with the M.P.S. Review Committee; this report is forwarded for the information of Council.

The report was received and filed, on motion of Ald. Crawford and Greenough. Ald. Stubbs requested that copies of the report be forwarded as well to the Housing Crisis Committee; her request was noted.

MOTION: Moved by Ald. Crawford and Greenough that the report, Population Projections & Analysis, originating with the M.P.S. Review Committee, be received and filed.

Meeting adjourned.


G. D. Brady,
Deputy City Clerk.

City Council, May 28/85

ITEMS:

- 1) Lawn bowling area: Findlay School, page 1.
- 2) Parking restrictions: Lakecrest Dr., page 1.
- 3) Appoint voting delegates: FCM, page 2.
- 4) Second approval: Compressor repairs, page 2.
- 5) Award tender: Dog Control & Pound Services, page 2
to 5 incl.
- 6) Parkland: Mount Edward Park Subdivision, page 6.
- 7) Replacement of Bus Shelter: Alderney Dr., page 6 to 8.
- 8) Lease of space: Queen Square, page 8 & 9.
- 9) Video application: 516 Pleasant St., page 9.
- 10) Lake Charles Dr.: Resolution 85-38, page 9.
- 11) Emergency Housing, page 10.
- 12) Site 34-B: 181 Joseph Zatzman Dr., page 10.
- 13) Helly-Hansen Canada Ltd: Lot 27, page 10.
- 14) Appointment: Board of Health, page 10.
- 15) Locations: Dumping of Chemicals, page 11.
- 16) Report: Population Projections & Analysis, page 11.