

Dartmouth, N.S.

May 5, 1987

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

Present - Mayor Savage

Ald. Sarto	McCluskey
Thompson	Woods
MacFarlane	Pye
Billard	Hawley
Levandier	Greenough
Connors	Hetherington
Withers	Bregante
City Solicitor, M. Moreash	
Acting City Administrator, R. Fougere	
Deputy City Clerk, G.D. Brady	

SPORTSPLEX  
FINANCES

At the commencement of the meeting, Ald. Withers rose on a point of privilege and read a nine page report, previously circulated to the members, re the financial arrangements of the Sportsplex. To clarify the situation further, Ald. Withers would like the following questions answered:

- 1) Report on all individual transactions on the Dartmouth Recreation Limited account since it was opened in February 1983. Similar details on any account or accounts which were used to administer the expenditure of funds obtained through the fund raising campaign to pay original construction costs.
- 2) That necessary action be taken to rectify the present situation, that is, account be transferred to Dartmouth Sportsplex Commission with proper authorities.
- 3) That evidence of justification or authority for expenditures of funds obtained to pay the original construction costs for other purposes be provided.
- 4) More detailed explanation of expenditures and disposition of funds as outlined in the history of the Bank of Nova Scotia savings account.
- 5) Justification for balance of so-called Sportsplex savings account to be reduced under the amount of \$17,650 previously referred to. And further, that proper tracing of funds withdrawn from the savings account on March 17, 1987 be conducted.
- 6) That Council give consideration to an individual review of the financial transactions of the Dartmouth Sportsplex since the founding of Dartmouth Recreation Ltd.

It was moved by Ald. Withers and seconded by Ald. Thompson that staff be instructed to provide answers to <sup>the</sup> questions.

Ald. Hetherington subsequently proposed an amendment to the motion, which was seconded by Ald. Bregante that City Council have an independent auditor give a report back to Council, as these are public funds.

Ald. Levandier spoke against both the motion and its amendment, as he felt out of respect to the Sportsplex's Board of Directors, this matter should be directed to their next Board meeting. Ald. MacFarlane and Ald. Pye expressed similar sentiments. Ald. Pye also wondered if Council was overstepping its authority in requesting such an audit.

Ald. Hetherington contended that requesting an independent audit was justified, since the matter had not been clarified to Ald. Withers' satisfaction through previous queries.

Expressing some confusion about what is actually being asked, Ald. Greenough wondered if it was within Council's jurisdiction to request an audit. Mr. Moreash noted that the Sportsplex is basically an independent operation and nothing in the statute gives the City direct power to send in external auditors.

Mayor Savage expressed his opinion that the matter should go to the Sportsplex Board of Directors for a decision and if the answers don't satisfy Ald. Withers and Council, the next logical step would be to request a report from an independent auditor.

In conclusion, it was moved by Ald. Greenough and seconded by Ald. Pye that Ald. Wither's report be referred to the Sportsplex Commission to deal with the questions raised in the report, with a report back to this Council and Council deal with the report from the Sportsplex and this report, as well. The motion of referral carried.

MOTION: Moved by Ald. Greenough and Ald. Pye that Ald. Wither's report be referred to the Sportsplex Commission to deal with the questions raised in the report, with a report back to this Council and Council deal with the report from the Sportsplex and this report, as well.

Ald. Hetherington rose on a point of privilege to discuss the Rowinski settlement or lack of a settlement. He expressed frustration that he has been receiving enquiries from the press and the public about what is happening and can't give them an answer. He noted that the Legal Department

ROWINSKI  
SETTLEMENT

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ROWINSKI  
SETTLEMENT

can't provide any answers either, as things have not progressed as predicted. He noted it is now one week past the date when Council was to provide the citizens of Dartmouth with an answer and he therefore recommended that as of noontime this coming Thursday, May 7th, if no agreement has been reached between the City and Mr. Rowinski, be called an emergency Council meeting/to debate the issue and the City go to court for settlement.

Mayor Savage agreed with Ald. Hetherington's suggestion, noting that Council's intent has been signalled.

At the commencement of the regular portion of the meeting, two items were added to the agenda with the agreement of Council. They are as follows:

Letter from the Minister of the Environment re Atlantic Superstore - item 6 (ii).

Trunk Sewer Old Ferry Road - item 8 (vi)

On motion of Ald. Greenough and Ald. Thompson, Council approved the minutes of the meetings held on April 1, 7, 13, 14, 15, 21 and 28th.

A petition was before Council supporting the construction of a sidewalk in front of 106 - 112 Crichton Avenue. However, the Mayor was informed that Mr. Collins is out of town and a request was made to postpone debate of the matter. The item was therefore deferred.

Council was in receipt of a letter from the Town of Middleton, dated April 10, 1987 and an accompanying resolution re Social Assistance Costs. They are asking that each municipal unit in the Province present the same resolution to the Province. On motion of Ald. Levandier, seconded by Ald. Greenough, Council proceeded to approve the wording of Resolution A116.

MOTION: Moved by Ald. Levandier and Greenough that Resolution A116, Social Assistance Costs be approved, as requested by the Town of Middleton.

Council was in receipt of a letter from the Minister of Environment to Mr. Stevenson, Atlantic Wholesalers Ltd. re the Atlantic Superstore proposal. Mr. Sterling

CHANGES TO  
AGENDA

MINUTES

SIDEWALK FOR  
106 - 112  
CRICHTON AVENUE

RESOLUTION -  
SOCIAL ASSISTANCE  
COSTS - TOWN OF  
MIDDLETON

ATLANTIC SUPERSTORE  
PROPOSAL OF MAY 1ST

indicates that he will give approval to continue construction if the four points listed in his letter are followed. They are as follows:-

- (i) Your contractors maintain a close relationship with my staff during construction and take all measures necessary to prevent siltation of the Ellenvale Brook and Russell Lake.
- (ii) That tree cutting not take place on the lands to be passed to the City without prior discussion with both them and my department. That tree cutting in the 20 foot strip behind the building is limited to what is essential to permit construction.
- (iii) That the 20 foot strip retained by Atlantic Wholesalers will be revegetated as soon as possible and maintained in a clean and presentable manner to be compatible with the adjacent future City parkland.
- (iv) That Atlantic Wholesalers discuss with the City the best use of their money granted for trees. If the City and local residents agree the money should be spent on City parkland adjacent the brook rather than on private lands, Atlantic Wholesalers consider waiving the private property condition.

Ald. Hetherington noted that the definition of parkland referred to in point (iv) requires clarification. The parkland referred to is land which is a natural park versus a fully set up park, for instance.

Mayor Savage suggested that the two aldermen from the area should also meet with the residents and developer to discuss the placement of the trees for the best protection of the environment and screening of the development from adjacent residential properties. In conclusion, it was moved by Ald. Hetherington and Ald. Bregante that City Council accept the recommendations of the Minister of the Environment. The motion carried.

MOTION: Moved by Ald. Hetherington and Bregante that City Council accept the recommendations of the Minister of Environment contained in his letter of May 4th to Mr. Stevenson, Atlantic Wholesalers Ltd.

Ald. Hetherington referred to a meeting of HOPES, Home Owners of Portland Estates Society, to be held May 28th at 7:00 p.m. in Council Chambers. This will be an opportune time to discuss the proposal. On behalf of the residents of Portland Estates, Ald. Hetherington thanked Ald. Withers,

Mr. Abbott, Mr. Stirling and Mr. Bernard for the contributions they made in reaching this agreement.

The Mayor also commended the work of Mr. Bernard.

The following members of Canada Post were present to give a presentation on Super Mailboxes and answer questions Council might have. (see page 7)

Shelly Rowen, Communications, Halifax  
Romeo Phillipot, Senior Manager, Super Mailbox, Ottawa  
Clare Ball, Super Mailbox Program, Ottawa  
Daryl Clark, Zone Manager, Postal Stations, Halifax Metro.  
Jack Corkum, Super Mailbox Program, Halifax

A short video explaining the operations of the super mailboxes was shown to Council and/prototype super mailbox was on display.

Following the presentation, Council posed questions to Mr. Phillipot. Concerns were expressed about how the additional parcels at Christmas time will be handled and if it was the intention of Canada Post to eventually phase out door to door delivery. Mr. Phillipot indicated that it was not Canada Post's intention to phase out door to door delivery in areas now served.

Ald. Greenough felt a double standard of mail service resulted from the use of super mailboxes. He wondered if this was just a stopgap measure, until Canada Post can provide door to door delivery to new sub-divisions. Mr. Phillipot assured Ald. Greenough that this was not a temporary measure and at present only 54% of Canada Post customers have door to door delivery. Ald. Greenough referred to the number of complaints made by residents against this service and he encouraged Canada Post to scrap the proposal, as the public want door to door delivery.

Ald. Connors expressed support of Ald. Greenough's statements, as he felt this was another step in the erosion of quality mail service and discriminated against residents of new sub-division, who are required to pay the same taxes. He felt the problems faced by the Post Office financially were really related to controlling costs. He referred to the number of Post Office representatives in attendance this evening and the quality of the brochure and photos provided on

SUPER MAILBOX

CONFLICT OF INTEREST

the super mailbox proposal.

If the Post Office was looking to cut costs, Ald. Hawley thought every second day, door to door mail service would be a more satisfactory solution. Mr. Phillipot explained why this was not a viable option. Referring to the maintenance of the super mailboxes, Ald. Hawley thought the costs will be tremendous.

Ald. Woods posed several questions to Mr. Phillipot regarding the removal of snow from the vicinity of the super mailboxes. Contracts will be issued to carry out this work. Concerns about litter were also addressed by Mr. Phillipot.

Ald. Thompson noted that the same level of service isn't available to residents where public transit is involved, so why should citizens expect the same level of service from Canada Post.

(Ald. McCluskey arrives - 9:00 p.m.)

In response to a question from Ald. MacFarlane re costs, Mr. Phillipot indicated that it costs Canada Post \$113.00 for door to door service, as compared to \$35.00 for a private contractor to deliver to Super Mailboxes. This service should result in an annual saving of \$4 million in operating costs annually.

Concern was also expressed about the number of jobs which might be lost. Ms. Rowen indicated no jobs would be lost, as this is expanded delivery to new areas.

Noting the fair degree of dissatisfaction expressed this evening, it was moved by Ald. Greenough and seconded by Ald. Pye that Dartmouth City Council go on record as being opposed to the establishment of Super Mailboxes by Canada Post, and that Canada Post be encouraged to re-think its policy of serving new growth areas with Super Mailboxes, cancel this program, eliminate the discrimination in service to the public which this policy creates and re-establish the policy of providing door to door mail delivery throughout urban areas such as the City of Dartmouth.

CONFLICT OF INTEREST As he is employed by the Treasury Board, Ald. Woods declared a conflict of interest and withdrew from his place on



Council to sit in the gallery.

Please note, that Ald. Hetherington had expressed a similar conflict of interest and withdrew to the gallery when this subject was introduced.

Referring to the motion on the floor, Ald. Levandier expressed his opinion that it is unrealistic to expect door to door delivery. If the motion did carry, however, he felt it should be directed to the F.C.M.

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

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Mayor Savage posed several questions regarding whether it will be Canada Post's policy to give door to door delivery to industrial and business parks. Mayor Savage understood that the City of Lakes Business Park would be getting door to door mail delivery. As Mr. Phillipot indicated that he was not prepared to answer a number of the Mayor's questions, Mayor Savage indicated that he would be writing Mr. Phillipot about this important issue. In closing, Mayor Savage thanked Mr. Phillipot and the other representatives of Canada Post for their presentation.

Mr. Moir's report dated April 30th, recommends that Council accept Recommendation No. 3 - patching of the damaged and wet areas with built-up roofing at an estimated cost of \$29,000 and that the project be funded as stated in his report; and that the 1986 capital authorization for an expenditure of \$130,000 be cancelled. Ald. Levandier and Ald. Sarto moved adoption of Mr. Moir's recommendation. The motion carried.

REPAIRS TO  
ROOF - MAITLAND  
STREET BUS GARAGE



MOTION: Moved by Ald. Levandier and Ald. Sarto that Council adopt Mr. Moir's recommendation to accept Recommendation No. 3 - patching of the damaged and wet areas with built-up roofing at an estimated cost of \$29,000 and that the project be funded as stated in his report; and that the 1986 capital authorization for an expenditure of \$130,000 be cancelled.

TENDER FOR  
CANTEEN CONCESSIONS  
- BOWLES & GRAY  
ARENAS

A report from Mr. Crowell to Mr. Moir dated April 28th noted that only one tender was received for canteen concessions at the Bowles and Gray Arenas. It was recommended that the Tender Price of \$2,600.00 for the Gray Arena and \$3,000 for the Bowles Arena for one year be accepted as submitted by Mr. C.J. Conrod. Mr. Moir concurred with this recommendation and it was moved by Ald. McCluskey and Ald. Hetherington that the tender for Canteen Concessions be accepted. The motion carried.

MOTION: Moved by Ald. McCluskey and Ald. Hetherington that the tender submitted by C.J. Conrod in the amount of \$2,600 for canteen concession for a one-year period at the Gray Arena and \$3,000 for a one-year period at the Bowles Arena be accepted.

TENDERS -  
DOG CONTROL  
SERVICES

The following tenders have been received for Dog Control Services:-

Harbour Cities Veterinary Associates	\$160,000
Imperial Investments Limited	160,000

Acceptance of the tender submitted by Harbour Cities Veterinary Associates was recommended by Mr. Moir, in his report dated April 27th.

It was moved by Ald. McCluskey and seconded by Ald. Bregante that the tender be awarded to Harbour Cities Veterinary Associates as recommended by Mr. Moir. The motion carried.

MOTION: Moved by Ald. McCluskey and Ald. Bregante that the tender for Dog Control Services for a two year contract running from June 1st, 1987 to May 31, 1989, at \$80,000 per annum, be awarded to Harbour Cities Veterinary Associates, as recommended.

TENDERS -  
CONTRACT  
6526B -  
OF  
LAKES BUSINESS  
PARK

The following tenders have been received for grading of streets, City of Lakes Business Park.

Antigonish Construction Ltd.	\$133,425.00	completion	-	mons
Harbour Construction Co. Ltd.	188,400.00	"	3	mons
Municipal Contracting Ltd.	190,355.00	"	3	mons
W. Eric Whebby Ltd.	216,705.00	"	4	mons
Lakeport Contracting Ltd.	218,283.00	"	4	mons

MOTION: Moved by Ald. Levandier and Ald. Sarto that Council adopt Mr. Moir's recommendation to accept Recommendation No. 3 - patching of the damaged and wet areas with built-up roofing at an estimated cost of \$29,000 and that the project be funded as stated in his report; and that the 1986 capital authorization for an expenditure of \$130,000 be cancelled.

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Antigonish Construction Ltd.	\$133,425.00	completion	- mons
Harbour Construction Co. Ltd.	188,400.00	"	3 mons
Municipal Contracting Ltd.	190,355.00	"	3 mons
W. Eric Whebby Ltd.	216,705.00	"	4 mons
Lakeport Contracting Ltd.	218,283.00	"	4 mons

Seaport Contractors Ltd.	\$238,350.00	completion	4 mons.
Woodlawn Construction Ltd.	239,592.00	"	2 mons.
Tidewater Construction Ltd.	240,150.00	"	4 mons.
Cambrian Construction Ltd.	279,400.00	"	3 mons.
Vernon Kynock Trucking Ltd.	292,448.00	"	3½ mons.
Ian Sinclair Contracting Ltd.	338,278.00	"	3 mons.

It is recommended by Mr. Purdy in his report of April 29th to Mr. Moir that the tender for Contract 86526B be awarded to the lowest bidder, Antigonish Construction Ltd., with a price of \$133,425.00 and a completion time of three and one half months, subject to the approval of the Department of Municipal Affairs of Resolutions 87-08 and 8709. Mr. Moir concurred with this recommendation in his memorandum of April 30th to Council.

Ald. Levandier posed several questions to Mr. Rath regarding the need for more serviced land in the City of Lakes Business Park. Mr. Rath confirmed that there are sales in the Business Park. He also acknowledge that there are parcels of land in the Industrial Park not yet sold, however they are large in size and the demand seems to be for smaller lots at present. The Industrial Commission is reluctant to sub-divide these large lots, in the event there is a change in demand.

Ald. Levandier also indicated he found it difficult to support this expenditure when the established Downtown Business Sector might be affected. He felt that the City is getting away from its original intention that Burnside be an industrial park.

Both Ald. Hetherington and Ald. Greenough spoke in support of accepting the tender, indicating that they did not feel the Downtown has been neglected in terms of infrastructure and these future developments would not be to the detriment of the Downtown, in any event.

The tender was awarded, as recommended, on motion of Ald. Greenough and Ald. Sarto. Ald. Levandier voted against the motion.

MOTION: Moved by Ald. Greenough and Ald. Sarto that the tender for Contract 86526B be awarded to the low bidder, Antigonish Construction Limited (as detailed above).

TENDER -  
SUPPLY OF  
JANITORIAL  
SERVICES  
WOODSIDE  
TERMINAL BLDG.

Mr. Moir concurred with Mr. Fougere's recommendation contained in his report of April 30th, 1987 that the tender submitted by Allied Maintenance Services Limited in the amount of \$19,982 be accepted. Ald. MacFarlane & Ald. Hetherington moved acceptance of the tender.

Ald. Withers expressed concern that only two tenders were received, one of which was rejected. He referred to the quality of work being done by such firms and wondered if it was feasible to convert back to the old practice of City employees looking after such janitorial services. He requested that Mr. Fougere provide him with figures on the cost of the present system versus the former system. Although it was suggested that a savings of 20 to 25% had resulted, the quality of work done has diminished. Mr. Fougere will provide the figures, so Council can refer to them when the tenders come up for review in future.

Ald. McCluskey also expressed concern about the quality of work being performed by these companies and wondered if the contract can be broken, if an adequate job isn't being done. Mr. Moreash noted that the contract is very specific and detailed about what is required. He felt any shortcomings should be brought to the attention of the contractor and pressure thus applied for better performance. When the vote was taken on the motion, it carried with Ald. Withers voting against.

MOTION: Moved by Ald. MacFarlane and Ald. Hetherington that the tender submitted by Allied Maintenance Services Limited for the Supply of Janitorial Services for the Woodside Ferry Terminal and Ferry in the amount of \$19,982.00 be accepted, as recommended.

TRUNK SEWER,  
OLD FERRY ROAD  
(PORTLAND STREET  
TO PLEASANT ST.)

A report from Mr. Moir, dated May 4 re the Trunk Sewer, Old Ferry Road (Portland Street to Pleasant St.) was before Council. April 21st of this year, a portion of this trunk sewer collapsed at the intersection of Old Ferry Road and Pleasant Street. Mr. Purdy's memorandum of April 30th to Mr. Moir describes the temporary measures taken to correct this problem. Rather than just patching the trunk sewer, it is recommended that City Council authorize the design of

Phase III of the trunk sewer replacement, from Pleasant to Portland Street. Details of the work done in Phases I & II and the expenditures involved, were also outlined in the report. During Mr. Purdy's description of the situation, he suggested that the balance of the trunk sewer from Pleasant to the Dartmouth Cove outfall, would probably be included in the 1988 Capital Budget. Although \$200,000 was unexpended for Phase II and could be applied against this phase, an overexpenditure for 1987 will result.

Ald. Hawley expressed concerns about Council authorizing an overexpenditure for 1987 and suggested the \$200,000 be used for temporary repairs of the trunk sewer at the intersection. Mr. Purdy and Mr. Fougere tried to explain the technical difficulties of making repairs to only a section of the trunk sewer.

Ald. Hawley referred to the interest charge of \$40,000 noted in Mr. Moir's report of May 4th. He wondered if there was anyway to accelerate funding of major projects to prevent interest losses. Mr. Fougere assured Ald. Hawley that although Council gives authorization to borrow the complete amount requested, they don't borrow the money until required. Ald. Hawley requested that someone from the administrative staff, in future, explain the interest charges. Mr. Rath made a note of this request.

It was suggested by Ald. Connors that for this project to proceed, perhaps consideration should be given to deferring some of the projects scheduled for this year, so as to remain within budget. He also requested a list of Capital projects which have been set out to be done in past years but have not yet been funded.

It was moved by Ald. Hetherington and seconded by Ald. Pye that City Council authorize engaging the services of Inter-provincial Engineering Limited to design Phase III of this project and prepare detailed plans and specifications and cost estimates; further that City staff be authorized to call tenders.

Reference is made in Mr. Moir's report that when these tenders are considered by City Council, the unexpended portion

of funds from Phase II can be applied to this tender and Council would then be asked to approve the additional funds required to be budgeted for in the 1988 Capital Budget. There was considerable debate as to whether or not these funds would have an impact on the 1988 Capital Budget or effect finances for 1987, as Mr. Purdy anticipates the work commencing the middle of June, if the motion carried.

It was Ald. Hetherington's understanding when he made the motion that the work would also include the section from Pleasant to the Harbour. Mr. Fougere indicated this is not the case; the section was from Pleasant to Portland only. Ald. Hetherington felt strongly that the whole stretch should be done, however Ald. Pye was not in favour of changing the original motion. An amendment of the original motion was proposed, however Mr. Purdy did not have a cost estimate, therefore Ald. Hetherington and Ald. Withers withdrew the amendment. It was suggested that Interprovincial Engineering Limited be asked to also include in its cost estimates, the section from Pleasant Street to the Harbour. Based on the understanding that the engineering and design would be for the balance of the trunk sewer, Mayor Savage called for the vote. The motion carried.

MOTION: Moved by Ald. Hetherington and Ald. Pye that City Council authorize engaging the services of Interprovincial Engineering Limited to design Phase III of the Trunk Sewer, Old Ferry Road and prepare detailed plans and specifications and cost estimates; further that City staff be authorized to call tenders.

It was moved by Ald. Levandier and seconded by Ald. Connors that the report from Ms. Hood, dated March 5, 1987 be received and filed. Ald. Levandier referred to the costs involved to enforce a Pollution & Emissions By-law. By receiving and filing, the matter can be brought up at a later date, however. The motion on the floor carried.

MOTION: Moved by Ald. Levandier and Ald. Connors that the report from Ms. Hood, dated March 5, 1987 re Pollution & Emissions By-law be received and filed.

POLLUTION &  
EMISSIONS BY-LAW

MOSQUITO  
PROBLEM  
KUHN ROAD

A report was before Council from Mr. Fougere re the Mosquito Problem, Kuhn Road. Attached to his report was a report on the Kuhn Marsh, prepared by the Dartmouth Lakes Advisory Board. Ald. Billard moved, seconded by Ald. McCluskey that the Lakes Advisory Board's recommendation, contained in the Conclusions and Recommendations section of the report, page 5, be adopted by City Council. It is recommended in the report that a combination marsh area, retention area and active recreational areas be developed in this area, which should result in reducing the number of mosquitoes present.

It was suggested by Ald. Hawley that the two representatives of the ward, also meet with the Recreation and Engineering Department to determine exact recreational areas and retention requirements. Referring to the privately owned piece of land projecting into the Marsh, Mayor Savage had nothing new to report on negotiations.

Although endorsing the concepts proposed, Ald. Hawley suggested the expansion of area B, the retention Area, to provide a larger recreational skating area. He thanked the Lakes Advisory Board and Mr. Bernard for the excellent report. Recognizing the fact that construction can't begin this year, Ald. Hawley wondered how the mosquito problem will be addressed in the interim. Mr. Bernard referred to the acquisition of a safe spray for this purpose and will provide a report for next week's meeting.

Ald. Greenough also expressed support of the report but suggested the following be added to the motion: and to determine a phased approach to implementing the work required. Mayor Savage accepted this amendment/within the main motion. <sup>seconded by Ald. Hawley</sup>

Ald. Sarto noted that fill will be required for this project and suggested that fill which becomes available from other projects should be stored for this purpose.

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



MOTION: Moved by Ald. Billard and Ald. McCluskey that City Council, before any work is done in the marsh relative to mosquito control or recreational development, instruct representatives of the Recreation and Engineering Departments\*meet to determine exact recreational areas and retention requirements, keeping in mind the proposals and determine a phased approach to implementing the work required.  
\*(see paragraph 2, page 13.)

IMPROVEMENTS  
TO AREA BETWEEN  
CURBS AND  
SIDEWALKS

A report from Mr. Fougere, dated April 30th was before Council re Improvements to Area Between Curbs and Sidewalks. Mr. Fougere reviewed the findings of the report and its recommendation that City Council instruct the City Solicitor to prepare a By-law with regard to same under the "Local Improvements" section of the City Charter and further that the onus to pay for the improvements be placed on the abutting property owner. Ald. Hetherington and Levandier moved that the report be received and filed.

Ald. Withers indicated that he could not support the motion, as there was a problem to be faced in this regard. However, he felt some sort of flexibility should be included when the by-law was drafted, rather than placing the onus on the property owner. Ald. McCluskey also expressed some concern about the recommendation, referring to situations where the property owner has no control over the individuals who wreck the area between the sidewalk and the curbs.

Mr. Fougere contended that this is a rare problem and the more common situation involves rental properties with absentee landlords. In this case, the City could repair the area if the by-law was in force and bill the owner. If they did not pay, a lien could be placed against the property. The Solicitor confirmed that there is provision for such a practice with respect to some local improvements, to recover costs, but he would have to investigate whether these improvements would be covered.

Ald. Hetherington noted that a lot of the damage is actually done by snowploughs and he wondered if the owner was to be penalized for this. He felt there were too many and and ifs, therefore he moved the motion to receive and file.

Ald. Pye referred to the situation where there is no sidewalk and the City owns a 15 foot section. Mr. Fougere confirmed that the City has no money in its budget to maintain this area. Ald. Pye contended that individuals in his ward were prepared to maintain their property, if the City cleared up their portion. When the vote was taken on the motion it carried with Ald. MacFarlane voting against.

MOTION: Moved by Ald. Hetherington and Ald. Levandier to receive and file the Improvements to Area between Curbs and Sidewalks, dated April 30, 1987.

A report from Mr. Rath re the lease of a one acre portion of Site L35AC was before Council. Details of this lease are contained in the report dated April 9th. Council is required to approve Resolution 87-18. The resolution received the approval of Council, on motion of Ald. Sarto and Ald. Woods.

MOTION: Moved by Ald. Sarto and Ald. Woods that Council approve Resolution 87-18, re the lease to Maritime Telegraph and Telephone Co. Ltd. of Site L-35AC.

On motion of Ald. Hetherington and Ald. Pye, Council approved a number of additions and resignations from various M.P.S. Sub-Committees, as listed in the Planning Dept. memo of April 30/87, from Roger Wells.

MOTION: Moved by Ald. Hetherington and Ald. Pye that Council approve additions to and resignations from M.P.S. Sub-Committees, as listed in the memo to Council, dated April 30, 1987.

Notice of motion having been duly given, the following motion was presented for consideration at this time. A number of other motions preceded this motion on this evening's agenda, however Council expressed agreement to move the item up, as residents from the area were in attendance.

Moved by Ald. Billard and seconded by Ald. MacFarlane:

WHEREAS the large unattended area, known as the Hammerling property, continues to be used by groups of rowdy people using four-wheel-drive vehicles;

AND WHEREAS this disquieting activity could be curtailed, thereby easing the burden to surrounding neighbors;

SITE L35AC -  
LEASE OF LAND  
TO MARITIME  
TELEGRAPH AND  
TELEPHONE CO.  
LTD.

RESOLUTION NO.  
87-18

MEMBERSHIP:  
M.P.S. SUB-COMMITTEES

MOTION:  
ALD. BILLARD

BE IT RESOLVED that City staff install and maintain the necessary barricades at each of the three vehicle entrance points, restricting entrance to those on foot only. The three locations would be: the west end of Summit Heights Road, the north end of MacRae Avenue and a point on Portland Street across from Penhorn Mall.

Ald. Billard noted that the owner of the land is an absentee landowner. He referred to the amount of time the police are required to answer calls of adjacent residents due to disturbances in the area. He felt that by placing two barricades of rocks and boulders and clean debris and one permanent one at the end of MacRae Avenue, a reduction in disquieting activity to neighbours might result. The Police Department concur with this recommendation.

The motion referred to above would also include that Council ask the Engineering Department for a small amount of manpower, small amount of money and equipment for placement of boulders in two locations and the erection of a guardrail at the third location. The anticipated cost is \$700 to \$800.00.

As it was now 11:00 p.m., it was moved by Ald. Hetherington and Ald. Greenough that Council continue debate of this one item. The motion carried.

Some questions arose on whether or not these barricades can be erected on adjacent city owned land as they can't be placed on the privately owned Hammerling property. Mr. Fougere assured Council they would be placed on city owned land, totally. They should not interfere with MacRae Avenue.

A number of aldermen questioned the effectiveness of barricades when A.T.V.s can gain access to the property at any location. Mayor Savage indicated that legislation may be introduced in the House to deal with A.T.V.s in the near future.

Although it is recognized that these measures will not entirely eliminate the problem, combined with other strategies being considered by the police, there should be an overall improvement.

In the course of the debate, the Solicitor addressed a number of concerns re liability and the fact that the City may be blocking off access to private property.

It was suggested that perhaps the Trespassing Act might be effective in controlling the noise problem. Reference was made to the fact that the owner had given a letter to the Police Department sometime ago, that anyone on the property could be charged with trespassing.

Mr. Don Marchand, 8 Summits Height Road expressed to Council the frustration felt by residents of the area. He felt the City shared in their problem, as they had the right to dwell in peaceful existence. He felt the measures suggested would at least be a start in the right direction.

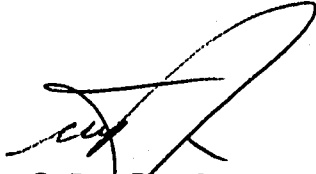
Mayor Savage stressed that the blocking off of the street at MacRae Avenue is only meant to be a temporary blocking, although the motion doesn't read as such.

In conclusion, it was decided that the letter from the property owner re trespassing should be checked into, as a second stage in controlling the disquieting activity on the Hammerling property.

The vote on the motion carried.

MOTION: Moved by Ald. Billard and Ald. MacFarlane that Council ask the Engineering Department for a small amount of manpower, small amount of money and equipment for placement of boulders in two locations and the erection of a guardrail at the third location.

Meeting adjourned.

  
G.D. Brady,  
Deputy City Clerk

City Council, May 5, 1987

ITEMS:

- 1) Sportsplex Finances, pages 1 & 2.
- 2) Rowinski Settlement, pages 2 & 3.
- 3) Changes to Agenda, page 3.
- 4) Minutes, page 3.
- 5) Sidewalk for 106 - 112 Crichton Avenue, page 3.
- 6) Resolution - Social Assistance Costs - Town of Middleton, page 3.
- 7) Atlantic Superstore Proposal of May 1st, pages 3 - 5.
- 8) Super Mailbox, pages 5 to 7.
- 9) Repairs to Roof - Maitland Street Bus Garage, pages 7 to 8
- 10) Tender for Canteen Concessions - Bowles and Gray Arenas, page 8.
- 11) Tenders - Dog Control Service, page 8.
- 12) Tenders - Contract 86526B - City of Lakes Business Park, pages 8 to 9

ITEMS (cont'd.)

- 13) Tender - Supply of Janitorial Services Woodside Terminal Bldg., page 10.
- 14) Trunk Sewer, Old Ferry Road (Portland Street to Pleasant St.), pages 10 to 12.
- 15) Pollution & Emissions By-law, page 12.
- 16) Mosquito Problem Kuhn Road, pages 13 and 14.
- 17) Improvements to Area between Curbs and Sidewalks, pages 14 and 15.
- 18) Site L35AC - Lease of Land to Maritime Telegraph and Telephone Co. Ltd., Resolution No. 87-18, page 15.
- 19) Membership: M.P.S. Sub-Committees, page 15.
- 20) Motion: Ald. Billard re Hammerling Property, pages 15 to 17.

Dartmouth, N.S.

May 8, 1987

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

Present - Mayor Savage

Ald. Sarto	Woods
Thompson	Pye
MacFarlane	Hawley
Levandier	Greenough
Connors	Hetherington
Withers	Bregante
McCluskey	

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

Regrets were received from Ald. Billard, who was in Ottawa.

Mayor Savage noted that this special meeting of Council was called to deal with proposed settlement of the Rowinski matter. A letter was received from Richard A. Murtha, Mr. Rowinski's solicitor, late this afternoon, advising Mr. Rowinski's position. It is the City Solicitor's advice that the matter be dealt with in camera.

Ald. Sarto and Bregante moved that the matter be dealt with in camera.

Ald. Hetherington could not support this motion, noting that everything which has been said in the past has come out publicly in any event. He felt the City Solicitor should state the facts of the case in front of the press.

Following debate of the motion, when the vote was taken on the motion it carried with Ald. Levandier and Ald. Hetherington voting against.

It was moved by Ald. McCluskey and seconded by Ald. MacFarlane that Council go into Committee of the Whole to review the matter.

After reconvening later in open Council, the action taken in camera was ratified, on motion of Ald. Pye and Ald. McCluskey (Ald. Hetherington and Withers voting against).

Meeting adjourned.

  
G.D. Brady,  
Deputy City Clerk

City Council, May 8, 1987

ITEMS:

- 1) Special Meeting to deal with Rowinski settlement, page 1.

SPECIAL MEETING  
TO DEAL WITH  
ROWINSKI SETTLE-  
MENT

Dartmouth, N. S.

May 12/87.

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

Present - Deputy Mayor Hawley

Ald. Sarto	Thompson
Billard	Pye
Connors	Levandier
Withers	McCluskey
Bregante	Hetherington
City Solicitor,	S. Hood
City Administrator,	C. A. Moir
Deputy City Clerk,	G. D. Brady

Council met to continue the May 5th agenda.

Deputy Mayor Hawley asked that two items be added to the agenda, one dealing with the housing demonstration program, and the second, with the Kuhn Marsh mosquito control program.

Council agreed to move up on the agenda, the request for additional funding from the Natal Day Committee; this request became the first item of business.

REQUEST: NATAL  
DAY COMMITTEE

Council has been asked to increase the grant to the Natal Day Committee by an additional \$25,000. to cover items of cost that have been outlined in a report from the Chairman of the Committee. The items referred to specifically, as funding requirements, include roping at the Seawall and in front of the Police Station, barricades required at various locations, signs required at various locations, and to cover the cost of Works and Recreation Dept. personnel.

In addition to the letter of request and accompanying back-up material received by members, a letter from the Austenville Owl's Club has also been circulated, supporting the request of the Natal Day Committee.

Ald. Levandier was concerned about the impact of budget cuts approved by Council that have affected the Natal Day program; he said that in fact, Council has completely annihilated Natal Day with the major reduction in that particular budget item. He considered Natal Day to be a major tourist attraction for the City, and noted that some time ago, Council approved \$15,000.



in funding for hydroplane races in 1987, a new event that has not even been held before. He asked permission for the Chairman of the Natal Day Committee, Mr. Harry Poole, to address Council.

Council agreed to hear Mr. Poole, and he outlined in further detail, the expenditures of particular concern to the Committee, involving crowd safety and control, and basic facilities that are needed if a program is to take place. He pointed out at this time, and at several other times in the debate, that if all of the additional \$25,000. being requested, is not required, whatever amount is left will be returned to the City. Even with the additional allocation of \$25,000., a number of events will have to be reduced or eliminated altogether from the Natal Day program.

Ald. Withers had questions about the funding requested originally, in excess of the 1986 budget for Natal Day (\$18,500.), and while Mr. Poole and Mr. Brady provided information in response to the questions, it was not felt by Ald. Withers that the \$18,500. figure has been accounted for satisfactorily.

Ald. McCluskey was in favour of granting the Committee's request for additional funding, and Ald. Sarto was as well. Ald. Pye preferred to have the Committee seek further assistance from the corporate sector of the community, although he recognized that it is now late in the year to expect sufficient funding from this source for the 1987 Natal Day. He proceeded to move that first approval be given for a \$15,000. over-expenditure, to be allocated to the Natal Day Committee, and that it be regularly reviewed by City staff. The motion was seconded by Ald. Billard.

Ald. Billard asked if a further breakdown of information could be provided in connection with the Works and Recreation Dept. staff requirements (item #11 in Mr. Poole's submission). General concern was expressed by other members about this same item and about the

increasing yearly cost attributable to expenditures that involve overtime for personnel on the weekend before and on Natal Day itself. One expenditure singled out was the cost of the reviewing stand, which went to \$12,000. in 1986. The cost of delivering and picking up the dories was another item questioned.

Ald. Connors said he would have difficulty in going over \$10,000. in additional funding. He felt the Works and Recreation Departments should be expected to provide the Natal Day Committee with the same level of service as in previous years by giving the expenditures for Natal Day a priority over some of the other items in their departmental budgets. Mr. Moir pointed out that in the past, City departments have only been responding to requests from the Natal Day Committee, and when staff are asked to provide services on weekends and holidays, it is costing double and triple time. The possibility of tendering out services at lower cost was suggested, and Mr. Poole said this alternative would be a possibility worth considering if the Committee had known about the budget reduction earlier in the year. It is too late to start contracting out services for 1987. The Deputy Mayor suggested that perhaps Council would want to refer the questions raised about the various expenditure items, back to staff for review and further information. Ald. McCluskey was in favour of a decision on the Committee's request at this meeting of Council, so the Committee can get on with the plans for Natal Day.

When the vote was taken on the motion on the floor, it was defeated.

Ald. Connors then moved, seconded by Ald. Hetherington, that Council give first approval and grant an additional \$10,000. to the Natal Day Committee, and direct the Departments of Recreation and Engineering to provide the Committee with the same level of services as last year, through a reallocation of staff (ie. to be achieved, if necessary by cutting back in other areas

of their budgets).

Mr. Moir pointed out to Council that the whole purpose of zero base budgeting is defeated if this approach is taken, and in effect, City departments are being asked to bear the cost of Natal Day through their own budgets. Ald. Thompson did not agree with the motion and felt that costs associated with Natal Day should be kept separate and budgeted for accordingly. He favoured a referral to staff, as suggested, for a decision by Council at the next meeting. He moved referral, but the motion was not seconded.

Mr. Moir proposed that Council authorize him to meet with Mr. Poole and the department heads involved to review the cost items discussed and to see if some reductions can be made. A report would then be made to Council as soon as possible. Ald. Levandier preferred to approve the request of the Natal Day Committee for \$25,000. and at the same time, refer the matter of funding for Natal Day to the Finance & Program Review Committee for their consideration and to bring back a report to Council, for implementation in time for next year's budget.

Ald. Pye and Sarto were opposed to the motion on the floor. Ald. Sarto moved referral to Mr. Moir for a meeting with Mr. Poole and report back to Council within two weeks time. The motion was seconded by Ald. Thompson and it was defeated. The main motion was also defeated.

Ald. Levandier and McCluskey moved that first approval be given and the request for \$25,000. be granted, and that the entire question of Natal Day funding be referred to the Finance & Program Review Committee for consideration and report back to Council prior to the 1988 budget. The motion was based on the understanding that Mr. Moir will meet with Mr. Poole for discussion of the items noted in the minutes. The vote was taken on the motion and it carried. Mr. Poole thanked Council

on behalf of the Natal Day Committee for the attention given to their request.

MOTION: Moved by Ald. Levandier & McCluskey that first approval be given and the request for \$25,000. be granted, and that the entire question of Natal Day funding be referred to the Finance & Program Review Committee for consideration and report back to Council, prior to the 1988 budget.

Council agreed to go in camera at 10:30 p.m., for one in camera item on the agenda.

MOTIONS:

ALD. CONNORS

Notice of motion having been previously given, the following motions were presented at this time for the consideration of Council:

(At the request of Ald. Connors and on his motion, seconded by Ald. Levandier, Council referred to the M.P.S. Transportation Sub-Committee, the following motion proposed by Ald. Connors:

That the recommendations contained in the Austenville Traffic Study be adopted as policy of the City, and that the various measures contained therein be implemented within one year of the date of acceptance of this motion. )

1) Ald. Connors moved, seconded by Ald. Hetherington, that:

In light of the fact that it has been over a year since Council was presented with the Vaughn Transportation Study;

And considering that Section 9.1.4, entitled "Pleasant Street, Maple Street, Victoria Rd., Portland Street", and Section 9.1.5.1, entitled "Victoria Road in the vicinity of Nantucket Ave. and Thistle Street", calls for dramatic changes in traffic volumes and patterns in that area of the City;

And as those proposals have been soundly rejected by residents attending the public meetings last spring;

IT IS THEREFORE RESOLVED that the recommendations of the Vaughn Study, as contained in Sections 9.1.4 and 9.1.5.1 are rejected and shall not be considered part of the policy of the City of Dartmouth with respect to transportation.

Ald. Connors proceeded to detail the sections of the Transportation Study referred to in his motion and to explain to Council why the traffic patterns proposed are unacceptable to residents, diverting traffic as they do to Maple Street and into residential areas of the City. He said there are enough problems already with traffic in residential areas, and he noted

that opposition to the sections of the Study he has noted, was evident at public meetings other than just the one held in the part of the City directly affected. He also referred to the two-million-dollar price tag for the projects involved, suggesting that the City cannot realistically afford them.

Ald. Pye and Levandier agreed with the spirit of the motion, but wondered if certain sections of the Transportation Study should be dealt with in this way, out of context with the total study and decisions that will be made on it. It was also noted that the M.P.S. Transportation Sub-committee has not yet dealt with the Study or made any comments on it.

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

MOTION: Moved by Ald. Connors & Hetherington:  
text on page 5 of these minutes.

ALD. PYE

2) Ald. Pye moved, seconded by Ald. Hetherington,

that:

WHEREAS the City of Dartmouth has no provisions with the Charter to recognize Honorary Citizenship and Keys to the City presentation;

AND WHEREAS on a number of occasions over the years, the City of Dartmouth has had the opportunity to bestow Honorary Citizenship or present the Keys to the City, to outstanding persons, both nationally and internationally, but was unable to do so because of no municipal legislation in place for the City of Dartmouth;

THEREFORE BE IT RESOLVED that City Council request the City Solicitor to draft the appropriate municipal legislation which will enable the City to make special presentations to outstanding persons;

AND FURTHER, BE IT RESOLVED that such municipal legislation be drafted as quickly as possible, thereby allowing the legislation to be in place before the arrival of Dartmouth's solo sailor, John Hughes, and he be the first person to receive the Keys to the City of Dartmouth.

Ald. Pye explained why he felt that an honor such as the one proposed is needed by the City, and why he would like to see John Hughes be the first recipient, in view of the his accomplishment in sailing and the publicity he has given Dartmouth through that accomplishment. A question was raised about the upcoming visit of Prince Edward and whether Council might want to make him the first recipient. Ald. Pye said it may be necessary to decide that choice at a later time.

The motion presented by Ald. Pye and seconded by Ald. Hetherington, carried.

MOTION: Moved by Ald. Pye & Hetherington:  
text on page 6 of these minutes.

ALD. LEVANDIER

(The first motion proposed by Ald. Levandier, dealing with the School Board budget, was deferred, at his request. He proceeded to his second notice of motion.)

3) Ald. Levandier moved, seconded by Ald. Connors, that:

WHEREAS there is a purchase and sale agreement in the works for the Lyle Street scrap yard property (Dominion Metals property);

AND WHEREAS this parcel of land has been of serious concern to the residents of the Harbour-view community;

BE IT THEREFORE RESOLVED that no transaction take place with any group until the City has held a complete public hearing to let the developers bring their proposals to the hearing.

Ald. Levandier outlined to Council the reasons why it is important for any use of the Lyle Street property to be compatible with the surrounding neighbourhood, especially in view of the many problems that have existed over the years with the scrap yard operation at that location. He said it is an appropriate time for the City Planning Dept. to look at the zoning on this property, and to provide a report on possible options and alternatives for it. The land is presently zoned for marine-oriented industrial use, and Mr. Bayer noted that if a developer approaches the City with a proposal that falls within that zoning, there would be no rezoning application involved.

The motion, as noted above, was presented in a revised form from the original notice given, and Ald. Connors said he would be in agreement with the revised wording. Other members were also willing to support the revised motion and it carried.

MOTION: Moved by Ald. Levandier and Connors:  
text of motion as above.

ALD. MACFARLANE:  
(DEFERRED)

(In the absence of Ald. MacFarlane, motions proposed by him were deferred for the June Council meeting.)

ALD. BILLARD

4) The motion originally proposed by Ald.

Billard was changed from the notice previously given, to read:

That permission be given by Council for the Engineering Dept. to proceed with the necessary survey and title-searching, so that Silver's Road will receive the necessary attention when it comes up on the priority list of streets included for take-over by the City. This street is already on the Category 1 list for take-over and has been for some time.

The motion in its revised form was seconded by Ald. Thompson. Ald. Billard explained why he has changed the wording of his motion, recognizing that Silver's Road has already been designated for City take-over in the #1 category. Ald. Sarto requested a copy of the report previously circulated by Engineering Dept., on the subject of private streets and their take-over by the City. He asked for an explanation of the difference between categories 2 and 3; Mr. Bayer provided this information.

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

MOTION: Moved by Ald. Billard & Thompson:  
text of motion as above.

ALD. THOMPSON

5) Ald. Thompson moved, seconded by Ald. Sarto,

that:

WHEREAS there is great interest in old time fiddling in the Dartmouth area and throughout Nova Scotia;

AND WHEREAS there is no museum or library to recognize these entertainers;

THEREFORE BE IT RESOLVED that Mayor Savage appoint a committee to explore with different levels of government, the feasibility of establishing a museum, library, or Canadian Hall of Fame, to preserve our heritage and acknowledge the contribution these fiddlers have made to our culture and society.

Ald. Sarto spoke in support of the motion, but Ald. McCluskey felt there are citizens who have excelled in other areas that deserve recognition, rather than excluding a museum or Hall of Fame to one particular talent or achievement. She opposed the motion on this basis. The motion carried with Ald. McCluskey and Bregante voting against.



MOTION: Moved by Ald. Thompson and Sarto:  
text on page 8 of these minutes.

AWARD TENDERS:  
CANTEEN CONCESSIONS  
BIRCH COVE &  
GRAHAM'S GROVE

A report was before Council on the awarding of tenders for canteen concessions at Birch Cove and at Graham's Grove. The recommendation is to award the tender for Birch Cove to R.C. Concessions, in the amount of \$1,550., and for Graham's Grove, to Tom's Take-Out, in the amount of \$1,350. Mr. Moir has concurred in both recommendations from Mr. Stevens of the Recreation Dept., and Council proceeded to award the tenders, as recommended, on motion of Ald. Sarto and Withers.

MOTION: Moved by Ald. Sarto and Withers that Council award tenders for the canteen concessions at Birch Cove and Graham's Grove, as noted above.

HOUSING  
DEMONSTRATION  
PROGRAM

As required, the Provincial Dept. of Housing has provided financial data relative to the 20 units of enriched housing for seniors, approved by Council. This data has to be approved by Council before any contract can be awarded for construction of the housing units. Mr. Moir has recommended acceptance of the data provided and the monthly rental fee of \$408. indicated.

Council adopted the recommendation, on motion of Ald. Sarto and Bregante. Mr. Schofield was present to respond to any questions from members, and gave assurance that the health and need of applicants will be the first concern in allocating units once they have been completed; there will not be an income restriction. It was noted that special care required will be a user-pay cost, over and above the \$408. figure for accommodation.

Ald. McCluskey asked if taxes will be paid to the City on these units, to be located on Mount Hope Ave. Mr. Schofield was not sure about this point, and Mr. Moir agreed to provide information for Ald. McCluskey on her inquiry. The motion carried.

MOTION: Moved by Ald. Sarto and Bregante that Council accept the financial data provided relative to the 20 units of enriched housing for seniors, and the \$408. monthly rental fee proposed.

MONTHLY REPORTS

The regular monthly reports were approved by

Council as follows:

- 1) Social Services (April): adopted on motion of Ald. Hetherington and Sarto.
- 2) Development Officer (April): adopted on motion of Ald. Withers and McCluskey.
- 3) Building Inspector (April): adopted on motion of Ald. McCluskey and Pye.
- 4) Minimum Standards (April): adopted on motion of Ald. Pye and Bregante.

Ald. Levandier asked about the property at 13 Pelzant Street where a leaking oil tank has created a problem for the neighboring property, destroying grass in the back yard. Mr. Shea of the Building Inspection Dept. advised that steps have been taken to stop the oil leak, but any restitution being sought by the neighbor would have to be through a civil action, since neither property is owned by the City.

Mr. Shea responded to a second inquiry from Ald. Levandier, about the building at Mott Street and Windmill Road, where a fire occurred. He advised that a litigation may be involved as far as this building is concerned.

Ald. McCluskey's inquiry was about 217 Windmill Road. She was advised that this property has been turned over for prosecution. She had a further inquiry about a property on Belmont Street, which she discussed with Mr. Shea.

- 5) Fire Chief (April): adopted on motion of Ald. Pye and Withers.

Ald. Hetherington asked about the status of the report he requested on fire alarms. Chief Greene advised that it will be ready by the first of June.

Ald. Hetherington made a second inquiry, pertaining to the recent fire at Imperial Oil and areas of confusion that arose with information to the Police Dept. He asked for a copy of the tape on police calls when the situation was in progress, and for additional information from the Deputy Police Chief (who is also the interim EMO Coordinator) and Fire Chief Greene.

- 6) Dog Control (April): adopted on motion of Ald. Sarto and McCluskey.
- 7) Tourism Director (Sea Sell '87) : adopted on motion of Ald. Pye and McCluskey.
- 8) Summary of Revenue & Expenditures, May 2/87: received and filed, on motion of Ald. Sarto and Thompson.

MOTIONS: To approve the monthly reports, as detailed above.

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MOTIONS: To approve the monthly reports, as detailed above.

NOTICES OF MOTION:  
ALD. THOMPSON

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

(1) Ald. Thompson

WHEREAS the City of Dartmouth has no provision for registration of building contractors;

AND WHEREAS the number of occasions the resident desiring completion of the job by the contractor, has difficulty in contacting same;

AND WHEREAS the resident wishes the contractor to return to the city to repair any warranted work;

THEREFORE, BE IT RESOLVED that we request that staff look into the feasibility of licensed Building Contractors to protect the interests of the residents of Dartmouth.

ALD. BILLARD

(2) Ald. Billard

WHEREAS there has been a long-standing problem at 84 Hawthorne Street, and the City-owned lot adjacent, including rubbish, litter and derelict automobiles, trailers and motorbikes;

AND WHEREAS there has been little the City Building Inspection Dept. has been able to do to prevent the tenants of 84 Hawthorne Street from allowing their trash to flow over to the City-owned lot adjacent;

BE IT RESOLVED that the City Water Dept. erect a 3 to 4 foot fence along the property line between their lot and that of 84 Hawthorne Street, this fence to be about 80 feet in total length and costing approx. \$800.

ALD. SARTO

(3) Ald. Sarto

BE IT RESOLVED that Council request staff to study the sections and dangerous intersection that now exists both for pedestrians crossing Portland Street at Regal Road, and for vehicular traffic movement making left-hand turns from Portland Street onto Regal Road and vice versa. Also, that staff be requested to:

- (1) approach the Dept. of Transportation concerning the feasibility of installing traffic signal lights, and
- (2) in the report to Council, to make recommendations indicating options or ways to improve the intersection, in the interest of safety for the above-stated reasons.

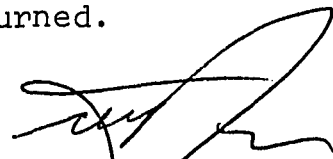
Ald. Hetherington noted that he requested some time ago, a breakdown of information on City legal fees, and he asked to have this information by next week.

On motion of Ald. Hetherington and Thompson, Council agreed to go into Committee and to go in camera, on motion of Ald. Withers and Hetherington.

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

Hetherington and McCluskey.

The meeting then adjourned.



G. D. Brady,  
Deputy City Clerk.

City Council, May 12/87

ITEMS:

- 1) Request: Natal Day Committee, page 1 to 5 incl.
  - 2) Motions: Ald. Connors, page 5.  
Pye, page 6.  
Levandier, page 7.  
Billard, page 8.  
Thompson, page 8.
  - 3) Award tenders: Canteen concessions, Birch Cove &  
Graham's Grove, page 9.
  - 4) Housing Demonstration Program, page 9.
  - 5) Monthly reports, page 10.
  - 6) Notices of Motion: Ald. Thompson )  
Billard ) page 11.  
Sarto )
-

Dartmouth, N. S.

May 26/87.

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

Present - Mayor Savage

Ald. Sarto	Thompson
Billard	MacFarlane
Connors	Levandier
Withers	McCluskey
Pye	Woods
Hawley	Greenough
Bregante	Hetherington
City Solicitor, M. Moreash	
City Administrator, C. A. Moir	
Deputy City Clerk, G. D. Brady	

The Mayor reminded members of Council of the Participaction Challenge (May 27th) and the Dartmouth is Cleaner & Greener day (June 6th). He asked members to participate in both these events.

Ald. Sarto requested that the Mayor contact the owners of the Woodlawn Mall and ask them to abide by the terms of an agreement which requires the Mall gates to be closed at the Penhorn School end of the shopping centre. The Home & School Association for this area has expressed concern about the safety of children crossing the Woodlawn Mall parking lot by this route when the gates are left open.

Ald. Hetherington rose on a point of privilege to request that the Mayor contact Power Corp. officials, to inquire about the number of recent power outages and what is being done to prevent the recurrence of these. The Mayor said he has been in contact with the Chairman of the Power Corp. about the situation, with a request to have the matter looked into as quickly as possible. Traffic light systems and alarm systems are all affected every time power outages occur. When a response has been received from Mr. Comeau, copies will be circulated to members of Council.

On motion of Ald. Hetherington and Thompson, Council changed the date of the first June meeting from June 2nd to 9th, due to the fact that a number of Council members will be attending the FCM conference in Ottawa during the first week in June.

FIRST JUNE  
MEETING

Dartmouth, N. S.

May 26/87.

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held this date at 7:30 p.m.

Present - Mayor Savage

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Billard	MacFarlane
Connors	Levandier
Withers	McCluskey
Pye	Woods
Hawley	Greenough
Bregante	Hetherington
City Solicitor, M. Moreash	
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FIRST JUNE  
MEETING



Council agreed to add to the agenda a request from the Nova Scotia Cycling Club for permission to hold a cycling tour in Dartmouth.

SECOND APPROVAL:  
OVER-EXPENDITURE  
NATAL DAY

On motion of Ald. Hetherington and Sarto, Council gave second approval for an over-expenditure in the amount of \$25,000. for costs associated with the 1987 Natal Day program; first approval was given at the May 12th meeting.

MOTION: Moved by Ald. Hetherington & Sarto that second approval be given for an over-expenditure in the amount of \$25,000. for the Natal Day program.

OFFICE SPACE  
NEEDS

Included in the 1987 capital budget was an item in the amount of \$20,000. to carry out a space utilization study of all City office space and requirements. The firm of Sperry/MacLennan were requested to submit a proposal for such a study, which they have done, and Mr. Moir has recommended acceptance of the proposal and authorization for this firm to proceed with the study. The projected cost estimate indicated by Sperry/MacLennan for the study is \$13,900.

Ald. Thompson and Sarto moved the adoption of the recommendation, but Ald. Levandier did not approve of a proposal being accepted from one firm without calling for proposals from other firms equally qualified to conduct the study. He was opposed to the motion on this basis.

There were no other speakers opposed and when the vote was taken on the motion, it carried (Ald. Levandier voting against).

MOTION: Moved by Ald. Thompson and Sarto that Mr. Moir's recommendation to accept the Sperry/MacLennan proposal for a space utilization study of City office space and requirements, be adopted.

SALARIES FOR  
MAYOR & ALDERMEN:  
RESOLUTION 87-21

Mr. Moir has recommended the adoption of Resolution 87-21, which would increase the salaries of the Mayor, the Deputy Mayor and Aldermen, according to the figures set out in the resolution. The increase amounts to 4.5% over last year's salaries.

Ald. Sarto and Levandier moved the adoption

of Resolution 87-21, as recommended.

Ald. Billard, McCluskey and Bregante were opposed to the salary increase on general principle, and Ald. Thompson did not support it because he felt that Council should set an example for contract settlements with nothing higher than a 3% increase. He moved in amendment, seconded by Ald. Greenough, that Council accept a 3% increase instead of the 4.5% projected in the resolution.

Ald. Pye and Hawley did not consider the percentage increase of 4.5% to be overly high or out of line with the requirements of elected office in municipal government. The amendment was defeated and the main motion carried by a vote of 8 to 6.

Ald. Billard asked to have his salary increase donated to Watercan.

MOTION: Moved by Ald. Sarto & Levandier that Council adopt Resolution 87-21, to increase the salaries of the Mayor and Aldermen, as provided for in the 1987 budget.

1987 CAPITAL  
OUT OF REVENUE

Mr. Moir has submitted a report on reductions in the 1987 capital out of revenue budget, as directed by Council, in the amount of \$200,000. The report is accompanied by a four-page summary of the revised capital out of revenue estimates, and it deals more specifically with the marked and unmarked police vehicles, and arrangements for funding them.

It is proposed that Council authorize the inclusion of \$148,000. in the 1988 capital budget to provide for the purchase of six unmarked cars at \$78,000. and an additional five unmarked cars at \$70,000. in 1988. Henceforth, all unmarked vehicles (ie. those not traded on an annual basis) will be budgeted for in the capital budget, rather than capital out of revenue; marked patrol cars will continue to be budgeted for in the transportation section of the Police Dept. operating budget.

Further, for this year only, authorization is

requested to pay for the six unmarked cars to be budgeted in the 1988 capital budget, from the \$139,500. authorized in the 1987 operating budget of the transportation Division. In 1988, \$78,000. in the capital budget will be applied to the ten cars authorized in the 1987 operating budget. This authorization is required because of the fact that the unmarked vehicles will be delivered this fall, while the ten marked vehicles authorized in the 1987 operating budget, will not be delivered until 1988.

Ald. Thompson and Greenough moved the approval of the revised capital out of revenue budget, and authorization for the funding arrangement proposed by Mr. Moir, as outlined above and on page 3 of these minutes.

Mr. Moir responded to questions from Ald. Connors, one question concerning the demand for Police Dept. vehicles next year. Mr. Moir said it is his understanding there will not be any.

The motion carried.

MOTION: Moved by Ald. Thompson & Greenough that Council approve the revised capital out of revenue budget, and authorize the funding arrangements proposed for police vehicles by Mr. Moir, as outlined above and on page 3 of these minutes.

USE OF FERRY:  
OCT. 18

A request has been received from the Regional Dean for the Anglican Church to have ferry service operated on the afternoon of Sunday, Oct. 18th, when 200th Anniversary celebrations will be taking place at the Metro Centre in Halifax.

Mr. Moir has recommended that Council authorize the operation of the ferry on that date from 1:00 to 8:00 p.m. It is felt that sufficient people will make use of the ferry on that date to recoup the cost of service, estimated at \$788.51.

The recommendation was adopted, on motion of Ald. Connors and Sarto.

MOTION: Moved by Ald. Connors and Sarto that Council adopt Mr. Moir's recommendation on the operation of ferry service on Oct. 18th, as it has been requested.

SCHOOL BUS  
SERVICE:  
PORTLAND ESTATES

Council has been requested to enter into a contract with Portland Estates Ltd. to provide school bus service for elementary school students living in the Portland Estates development. The cost involved, for the four-week period of June (to the end of the present school year) would be \$2,000., and Mr. Stockall, the Portland Estates developer, is willing to assume this cost. In order to provide the service on an on-going basis, the purchase of an additional bus would be required, plus other expenses amounting to \$26,850. in 1987 dollars.

Mr. Moir has stated in his report to Council on this item, that should Council desire to provide the service, he would recommend approval of the service, making use of the spare bus now available, for the four-week period remaining in this school year, and that negotiations continue with Portland Estates Ltd. for a full year's service.

Ald. Levandier and Bregante moved the adoption of Mr. Moir's recommendation.

CONFLICT OF  
INTEREST

Ald. McCluskey declared a conflict of interest on this item, based on the fact that she carries out appraisals for Portland Estates Ltd., and she withdrew from her place on Council while the item was under consideration.

Ald. Thompson said he would support the motion, but Ald. Hawley and Greenough were concerned about what will happen if the service is started now and then withdrawn in the fall when school begins again. Ald. Greenough asked to hear from the Chairman of the School Board on the reasons why this request was rejected when it was discussed there.

Ald. Connors noted that the distance involved in this instance does not fall within the 2¼ mile requirement for school bus service and it would therefore not qualify for Provincial funding in the regular way. Therefore, the cost would become the responsibility of the municipal taxpayer if service continued to be

provided in the fall. It was felt that the question of long-term funding to maintain the service should be looked at in conjunction with the school transportation study being undertaken with the Dept. of Education.

Ald. Sarto and Hetherington spoke in favour of the motion, and it was suggested that Mr. Stockall, who was present for this item, be asked to respond to the question of funding for school bus service to his development, beyond the four-week period in June, to which he has already agreed. Mr. Stockall stated that Portland Estates Ltd. would be prepared to pay the \$28,000. for service next year and to pay for every year thereafter until such time as a school is built in the area. Ald. Hawley suggested that if such an arrangement were to be approved, it should be between the developer and the City.

Ald. Levandier did not feel that it is fair to expect Portland Estates Ltd. to bear the cost of school bus transportation for next year and years following. Other members of Council were willing to go along with the arrangement, however, and to accept the developer's offer. Ald. MacFarlane and Withers commended the initiative of the developer in making such an offer, and considered it to be a good example for other developers to follow.

The motion adopted by Council, on this item, as moved by Ald. Greenough and Withers, was as follows:

That the Portland Estates school bus service be provided for the rest of this school year on the basis recommended, and that bus service continue to be provided for the school year 1987/88 and each year thereafter until such time as a school is built in the area, the cost involved to be assumed by the developer, Portland Estates Ltd.

The motion carried unanimously.

MOTION : Moved by Ald. Greenough & Withers:  
text of motion stated above.

A report from Mr. Moir was considered on the Masonic Lodge building at the corner of Ochterloney and Wentworth Streets, which may soon come on the

SONIC LODGE  
HALL: POSSIBLE  
POLICE DEPT. USE

market for acquisition.

In view of the present need for additional Police Dept. space, and the fact that the City owns the building immediately next to the Masonic Lodge building, it has been suggested that the City should look at the possibility of acquiring it to provide space on a short-term basis for the Police Dept. In order to first determine whether or not <sup>the</sup> Building would be suitable for Police Dept. functions, it has been recommended to Council that the services of Mettam, Wright Associates Ltd. be engaged to conduct a feasibility study, as outlined, at a cost of \$8,000., to include preliminary sketches.

The recommendation to Council is that the cost of this study be taken from the 1985 capital budget item projected for a new Police Station study.

Ald. Sarto and Hetherington moved the adoption of the recommendation, but it was opposed by Ald. Levandier. He said the City has to get on with building a new police headquarters building rather than looking at old buildings for extra space. The only way he would support the acquisition of the Masonic Lodge building would be as part of a land assembly for future development.

Other members, such as Ald. Sarto, referred to priorities they considered to be higher than a new police station. Ald. Sarto considered a new fire station for the east end of the City to be a higher priority, in his opinion. Ald. Connors agreed the Masonic Lodge building should be looked at by the City, but he preferred to have some indication of the price range for the purchase of it before authorizing any feasibility study. He moved in amendment, that as a first step, the City Administrator be instructed to explore with the owners, the price of the building and report back to Council with the information; Ald. McCluskey seconded the amendment.

A motion of referral for this purpose, moved by Ald. Hetherington and Thompson, was then adopted.

Ald. Hawley suggested that perhaps referral to the Solicitor might be in order and the Mayor said this suggestion will be taken under advisement.

MOTION: Moved by Ald. Hetherington & Thompson that the matter of the Masonic Lodge building be referred to Mr. Moir (City Solicitor) to determine the price range and report back to Council, prior to a decision being made on the feasibility study recommended.

CITY OF LAKES  
TOUR

The Nova Cycling Club has requested permission to be allowed to hold the second stage of a competitive cycle tour within the City on Sat., July 4/87.

The Director of Parks & Recreation has reviewed the request and recommends in favour of it, to be held in the Woodside Industrial Park on July 4th, between the hours of 3:00 p.m. and 8:00 p.m., on the understanding that there is no cost involved to the City.

Mr. Moir has concurred in this recommendation and has recommended that Council authorize the staging of this event, provided it is at no cost to the City.

The recommendation was adopted, on motion of Ald. Greenough and Hetherington.

MOTION: Moved by Ald. Greenough & Hetherington that Council adopt Mr. Moir's recommendation in favour of authorizing a competitive cycle tour in the Woodside Industrial Park on July 4th, as requested by the Nova Cycling Club. Approval is on the understanding that no cost to the City is involved.

MOSQUITO CONTROL  
PROGRAM: KUHN MARSH

A report from Mr. Mark Bernard of the Engineering Dept., has been submitted on the subject of the mosquito control program proposed for the Kuhn marsh area. The report recommends that if Council wishes to institute a control program, the product Teknar, in its granular form, be applied while the mosquito larvae are present in the waters of the marsh, and that a professional insect control firm be engaged to apply the Teknar. If Council wishes to extend this program to other areas in the future, it is also recommended that a separate section be created in the 1988 operating budget for 'insect control', to provide funding.



Ald. Greenough and Withers moved the adoption of the recommendations. Ald. Hawley said it would be in order to review the success of this year's program before any decision is made about a budget item for future years. There were a number of questions to Mr. Bernard about the number of applications that would be required during the summer months, at an approx. cost of \$800. per application, and members also asked if a staff member from the Engineering (Works) Dept. could not be trained to carry out these applications rather than having them carried out by professional personnel at a higher cost.

The Mayor expressed environmental concerns he has about the use of Teknar, and Mr. Bernard advised that he has received assurance that this product is environmentally safe for use. It is specifically intended for provincial and municipal control programs.

Because of the concerns about an over-expenditure for the program in 1987, Ald. Greenough and Hawley moved in amendment that a ceiling of \$4,000. be placed on the amount of money to be spent for applications of Teknar this year. Further, that an over-expenditure in this amount be given first approval.

Ald. McCluskey noted that Council did not want to get into any over-expenditures, especially this soon after budget discussions. She was not in favour of the amendment. Ald. Billard said he would like to see a more far-reaching analysis of the complete eco-system in relation to the position of mosquitoes in it, where this particular marsh is concerned. He said it is important for this aspect to be addressed before any control program is undertaken. He referred to source material and ecological groups who could be contacted in this connection.

Ald. Connors was willing to support the amendment and the expenditure of \$4,000., but at the expense of some other item of spending within the Engineering Dept. budget - in other words, this would be a re-ordering

of priorities in order to carry out the control program.

Ald. Hetherington felt that someone on staff could be trained to carry out the Teknar applications, and he moved referral of the item to staff for a two-week period, for report back to Council on the possibility of training a staff member, thereby reducing the cost of the program. The motion was seconded by Ald. Greenough and it carried.

MOTION: Moved by Ald. Hetherington & Greenough that the item be referred to staff for a two-week period, to report back to Council on the possibility of training a staff member to carry out the Teknar applications, thereby reducing the cost of the control program.

MEMBERSHIP CHANGE:  
TRANSIT ADVISORY  
BOARD

In accordance with the decision to increase the membership on the Transit Advisory Board to seven Aldermen, revised terms of reference to accomplish this have been recommended by the Solicitor for Council's adoption. These were approved on motion of Ald. Thompson and Levandier, to come into effect as of November of this year. Item #2 was corrected to read 'eight' members instead of 'seven' (seven Aldermen, plus one citizen), and item #3 was corrected to read 'Metropolitan Authority' instead of 'Metropolitan Transit Commission'.

MOTION: Moved by Ald. Thompson & Levandier that revised terms of reference for the Transit Advisory Board, relating to the membership, be approved.

SET DATE FOR  
HEARING:  
3 BRUCE ST.

On motion of Ald. Thompson and Greenough, Council set June 30th as the date for public hearing of a Development Agreement for 3 Bruce Street, as per the recommendation of the Planning Director that a date be set.

MOTION: Moved by Ald. Thompson & Greenough that June 30th be set by Council as the date for public hearing of a Development Agreement for 3 Bruce St.

APPLICATION TO  
AMEND LAND USE  
BY-LAW: REGAL RD.

On motion of Ald. Hetherington and Withers, Council directed staff to proceed with a neighbourhood information meeting in connection with an application to amend the Land Use By-law, involving lands on Regal

Road.

MOTION: Moved by Ald. Hetherington & Withers that staff proceed with a neighbourhood information meeting in connection with an application to amend the Land Use By-law, involving lands on Regal Road.

PORTLAND ST.  
IMPROVEMENTS

As requested by Council, the T.M.G. has responded to questions raised at the meeting when Council considered a report on proposed improvements to the section of Portland Street between Woodlawn Road and Carver Street. Copies of the T.M.G. report were circulated with the agenda, and Mr. Bayer presented the report to Council for the T.M.G.

CONFLICT OF  
INTEREST

Ald. Greenough declared a conflict of interest on this item, in view of the fact that his brother is the owner of one of the properties affected. He withdrew from his place on Council to sit in the gallery.

Ald. Connors and Pye moved that Council approve the plan for the improvements to Portland Street, as submitted by the T.M.G., together with modifications to allow left-hand turns in the vicinity of the Greenough property and in the vicinity of the Bruce Street dental clinic.

The motion did not include provision for the closure of Settle Street, as recommended by the T.M.G. in the event of a decision being taken to permit left turns at 629 Portland Street (the Greenough property). It has been indicated in the latest T.M.G. report that ' . . . if the left turn is permitted and Settle Street remains open, there will be little, or no improvement in controlling the dangerous situation which now exists.'

Ald. Sarto asked about the control of traffic at Settle Street with traffic lights, and Mr. Bayer advised that the T.M.G. would not be opposed to lights but they were not recommended because of the fact that the cost of improvements would be doubled with the installation of traffic lights, even though it may be possible to obtain Provincial cost-sharing.

Ald. McCluskey expressed concern about a devaluation of the City-owned property at 611 Portland Street, if left turns are not permitted at this point. She did not agree with the opinion of the Assessment Dept. that the value of this property would not be significantly affected.

Ald. Levandier was in favour of permitting a left turn at the Greenough property, but not at Bruce Street, where an alternate approach to the dental clinic is possible by way of Woodlawn Road.

Council agreed to hear Dr. Downing, a dentist who has his practice at the Bruce Street clinic. He explained to Council why he and the other dentists at this location feel they should have direct access to their clinic, as any other business on this section of Portland Street would have. Mr. Greenough also addressed Council briefly in support of his request for a leftturning lane at his property.

Members of Council who spoke on the motion tended to feel it is only fair to permit access points at the two locations covered in the motion, when access is being provided to all of the commercial outlets on the opposite side of Portland Street.

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

MOTION: Moved by Ald. Connors and Pye that Council approve the plan for improvements to Portland Street, as submitted by the T.M.G., together with modifications to allow left-hand turns in the vicinity of the Greenough property and in the vicinity of the Bruce Street dental clinic.

CROSSWALK GUARD:  
CAMERON ST.

At this point in the meeting, Ald. Hetherington presented a report from Police Chief Trider, in response to a request from Ald. Hetherington for information on the need for a crosswalk guard at Cameron and Pleasant Street. He quoted from the report and then proceeded to request that one of the crosswalk guards from the location at Portland Estates be assigned to the Cameron/Pleasant Street location, since children from

Portland Estates will now be bussed to school.

He made a motion to this effect, seconded by Ald. Bregante. The motion carried.

MOTION: Moved by Ald. Hetherington & Bregante that one of the two crosswalk guards at the Portland Estates location, be assigned to provide crosswalk guard service at the location of Cameron and Pleasant Street.

PROPOSED WALKWAY:  
LORNE AVE. EXT. TO  
JOFFRE STREET

On motion of Ald. Thompson and Hetherington, Council agreed to defer the report on a proposed walkway from Lorne Ave. Extension to Joffre Street, to the June meeting, in view of the lateness of the hour.

MOTION: Moved by Ald. Thompson & Hetherington that the report on a proposed walkway from Lorne Ave. Ext. to Joffre Street, be deferred to the June meeting.

PROPOSAL: HEAT  
ENGINE ASSN.

A proposal, involving the use of City property, has been received from the Heat Engine Assn., and Mr. Atkinson has recommended in his accompanying report to Council that the proposal be accepted in principle and that it be referred to the Recreation Advisory Board for further study and selection of potential sites, in conjunction with the Heat Engine Association and the Parks & Recreation Dept.

Ald. Sarto and Hetherington moved the adoption of the recommendation. Ald. Hawley requested that when a site is being considered in the Shubie Park area, the land on Locks Road (discussed for a housing development) be looked at as a possible location. The motion carried.

Since there was not time for the visual presentation the Association had planned, the Mayor invited representatives to return at another time if they wish to make the presentation to Council.

MOTION: Moved by Ald. Sarto & Hetherington that Council adopt the recommendation from Mr. Atkinson with respect to the proposal received from the Heat Engine Association.

VIDEO OUTLET  
APPLICATION:  
125 PORTLAND ST.

On motion of Ald. Thompson and Greenough, Council indicated no objection to an application

for a video retail outlet at 125 Portland Street.

MOTION: Moved by Ald. Thompson & Greenough that Council indicate no objection to a video retail application for 125 Portland St.

BEVERAGE ROOM  
LICENSE:  
CRICKET'S  
BEVERAGE ROOM

The Liquor License Board has requested a response from Council to an application from Jasper Holdings Ltd. to extend their beverage room licensing privileges to cover an outdoor patio area at Cricket's Beverage Room, at the Woodlawn Mall. Council previously objected to such an extension when the application was made to the Liquor License Board.

Ald. Sarto and Thompson moved that Council reaffirm the position taken on this matter when the application was previously made for an outdoor patio area.

Ald. Levandier did not agree with this position, and felt the extension would be in order, considering the beverage room is located in a commercial area.

The vote was taken on the motion and it carried by a vote of 8 to 5 with one abstention.

MOTION: Moved by Ald. Sarto and Thompson that Council reaffirm the position taken on a previous application for extension of the beverage room license at Cricket's Beverage Room, to include an outdoor patio area. (ie. Council objects to the application as previously).

FERRY REPORTS:  
FEB. & MARCH

On motion of Ald. Withers and Thompson, Council approved the ferry operation reports for Feb. & March, 1987, as recommended by the Transit Advisory Board.

Ald. Connors asked if something is being done about problems in the ferry loading area, now that the Woodside ferry is also in operation. Ald. Sarto noted that this point was also raised at the Transit Advisory Board meeting, and the matter is being looked into further.

MOTION: Moved by Ald. Withers & Thompson that Council approve the ferry operation reports for Feb. and March 1987, as recommended by the Transit Advisory Board.

MEMBERSHIP:  
M.P.S. SUB-COMMITTEE

On motion of Ald. Pye and Woods, Council approved the appointment of Ms. Linda Forbes and Mr. David Slayter as members of the M.P.S. Implementation and Regulations Sub-Committee, as per the request of the M.P.S. Review Committee.

MOTION: Moved by Ald. Pye and Woods that the two above-noted appointments be approved to serve as members of the M.P.S. Implementation & Regulations Sub-Committee.

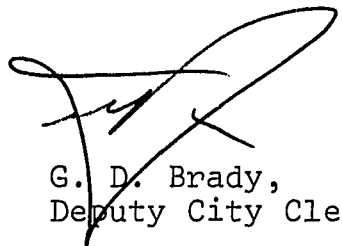
On motion of Ald. Hawley and Sarto and of Ald. Hetherington and Thompson, Council adjourned to meet in camera as Committee-of-the-Whole.

After reconvening in open meeting, the action taken in camera was ratified, on motion of Ald. Hetherington and MacFarlane.

Ald. Withers raised a point about two items that remain outstanding with respect to Development Agreements - one with respect to non-conforming use properties, and the second, commercial land uses abutting residential properties. On his motion, seconded by Ald. Woods, Council directed that these items come back to Council from staff as soon as possible. Two other categories, namely, daycare uses and undersized lots have already been dealt with previously.

MOTION: Moved by Ald. Withers and Woods that the two remaining categories for Development Agreements (non-conforming and commercial uses abutting residential properties) come back to Council from staff as soon as possible.

Meeting adjourned.



G. D. Brady,  
Deputy City Clerk.



City Council, May 26/87

ITEMS:

- 1) First June meeting, page 1.
- 2) Second approval: Over-expenditure, Natal Day, pg. 2.
- 3) Office space needs, page 2.
- 4) Salaries for Mayor & Aldermen: Res. 87-21, pg. 2.
- 5) 1987 Capital Out of Revenue, pg. 3.
- 6) Use of Ferry: Oct. 18, page 4.
- 7) School bus service: Portland Estates, page 5 & 6.
- 8) Masonic Lodge Hall: Possible Police Dept. use, pg<sup>6</sup><sub>to</sub> 8.
- 9) City of Lakes tour, page 8.
- 10) Mosquito control program: Kuhn marsh, pg. 8 to 10.
- 11) Membership change: Transit Advisory Bd., page 10.
- 12) Set date for hearing: 3 Bruce St., page 10.
- 13) Application to amend Land Use By-law: Regal Rd, pg 10.
- 14) Portland St. improvements, page 11 & 12.
- 15) Crosswalk guard: Cameron St., page 12.
- 16) Proposed walkway: Lorne Ave. Ext. to Joffre St., pg.13.
- 17) Proposal: Heat Engine Assn., page 13.
- 17) Video outlet application: 125 Portland St., page 13
- 18) Beverage room license: Cricket's Beverage Rd., pg. 14
- 19) Ferry reports: Feb. & March, page 14.
- 20) Membership: M.P.S. Sub-Committee, page 15.