

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
ALDERMEN SARTO, THOMPSON
BILLARD, MACFARLANE
CONNORS, LEVANDIER
RODGERS, MCCLUSKEY
PYE, WOODS, HAWLEY
GREENOUGH, WALTON
HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

INVOCATION

The meeting opened with the Invocation, led by Mayor Savage. The Mayor then wished members of Council a Happy New Year, this being the first Council meeting of the year 1990.

1.0 APPROVAL OF MINUTES

MOTION: To approve the minutes of meetings held on December 5, 12, and 19th, 1989.

Moved: Ald. Greenough
Second: Ald. Hetherington
In Favour: All
Against: None
Motion Carried

2.0 BUSINESS ARISING FROM THE MINUTES

3.0 DELEGATIONS & HEARINGS OF PROTEST

4.0 ORIGINAL COMMUNICATIONS

5.0 PUBLIC HEARINGS

6.0 PETITIONS

7.0 CONTINUATION OF 1990 CAPITAL BUDGET DELIBERATIONS

CAPITAL BUDGET DELIBERATIONS

At this point, Council was informed about three items, namely:

- 1) it is hoped that a full report on costs associated with the police strike will be available for the next Council meeting.

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CAPITAL BUDGET DELIBERATIONS

At this point, Council was informed about three items, namely:

- 1) it is hoped that a full report on costs associated with the police strike will be available for the next Council meeting.

- 2) the Water Utility Committee will be making recommendations back to Council after dealing with the Water Treatment Plant item, referred from the Dec. 19/89 meeting.
- 3) the net additional amount that has been added to the capital budget, beyond the recommended funding level, stands at \$197,550. at this point in the budget discussions.

Further consideration of the capital budget resumed at Section 12.

Section 12 - Burnside Industrial Park

Mr. Rath explained to Council that the capital projections presented for the Burnside Park are intended to insure that an adequate land inventory is maintained for industrial sale and development; also, to insure that the infrastructure of the Park continues to be upgraded, and that landscaping features of the Park are maintained. The budget for the Park covers about 31 specific projects for the 5.1 million dollars being proposed.

One item questioned in particular was the source of funding for the extension of Akerley Blvd., now estimated to cost 1.2 million dollars, due to a change in the highway configuration, in the City's favour. The Mayor and Mr. Burke advised that funding for this project is yet to be determined. A projection for it has not been included in this year's capital budget; it will be a 1991 projection instead.

Ald. Connors requested that the matter of land sale expectations, into 1991, be addressed by the Industrial Commission, either based on in-house projections or on information provided by outside consultants.

Ald. Connors also asked when the recommendations from Mr. Rath's accompanying report are to be dealt with by Council. The Mayor felt these should be looked at by Council later and that members should concentrate on the capital estimates at this time.

Questions from Ald. McCluskey about tendering (proposal calls) for engineering and surveying services (page 12-29), were responded to by Mr. Fougere. He explained the procedures being followed in calling for proposals.

Section 12 was approved by Council.

Section 13 - School Bus Garage

There were no questions or requests in connection with Section 13 and it was approved as presented.

Members received copies of the proposed capital budget adjustments, totalling a net amount of \$197,550., as compiled from the budget debate.

PROJECT CHANGE:
CRICHTON PARK RD.

Ald. Rodgers requested permission to make a change in the project itemized on page 8-47 of the budget (curb & sidewalk replacement, Crichton Park Rd.), and not involving an additional expenditure. The change requested is one of location, by substituting the section of street at the top end (Clearview Cres.), in place of the section described. Members concurred with the requested change, provided there is no increase in the cost projection.

FURTHER REFINE-
MENT: WARD 5
ALLOCATION

Ald. Woods also requested permission to make a further refinement in the Ward 5 allocation by (a) reducing the scope of the Princess Margaret Blvd. project, by deleting work along Baffin Rd., for a saving of \$19,000.; (b) reducing the drainage work on Wournell Drive from \$20,000. to \$9,000., for an \$11,000. saving, for a total combined contribution of \$30,000. to a \$70,000. Harbour View School project, which will facilitate a relocation of the Dalhousie Dental Clinic from its present location in the trailer outside the School, into the school building itself. It is hoped that the \$40,000. difference will be made up by Dalhousie and/or the School Board. Members concurred with Ald. Woods' request on the basis outlined by him, with the figures provided.

Ald. Levandier and Thompson proposed that the Opticom System (page 2-3) be moved up above the line for funding in 1990, but this change was not made. Mr. Burke suggested that it would be advisable to wait until the computerization system is in place.

Ald. Sarto requested an additional \$10,000. amount for playground equipment for Oakwood Court (page 2-14), but it was suggested to him instead that the allocation for Ellenvale be divided two ways between Ellenvale and Oakwood Court, rather than adding further to the capital adjustment list.

Further to the listing of sidewalk projects (pages 8-45A & B) included in the budget, Ald. Billard asked for a priorization of these items by at least September of this year so that decisions can be made about them in time for the 1991 capital budget. He also requested that priority be given to the Prince Albert Road project for 1991, in view of the major drainage problems that presently exist on this main traffic artery.

Ald. McCluskey and Rodgers inquired about the capital items for the Sportsplex, and were advised by Mr. Burke that a revised list, submitted by Mr. Bagnell, will be funded from capital out of revenue.

Ald. Pye requested, in conjunction with the operating budget discussions, that Council be provided with information on the present status of the reserve fund containing money in lieu of parkland (in the case of subdivisions), with some objectives for the use of these funds.

Another item that received particular attention was the activity on page 7-9, North Dartmouth Storm Drainage System. Some members suggested that funding for this project should come from the Burnside Sale of Land account, although it was pointed out that runoff rates in the system have also been increased by the Highfield Park development and not just by development in Burnside Park. Ald. Connors noted the request made previously by him that a further report on this project come to Council before tenders for the work are called.

Ald. Greenough made a request that if tenders for Ward 6 projects come in below estimates, any funds saved in this way be applied to a phased improvement project for Waverley Road. A motion relating to the reallocation of ward funds for capital projects was later introduced and debated.

Council proceeded to approve the list of proposed capital budget adjustments circulated, in the total amount of \$197,550. This approval was presented in the form of an amendment to the original motion which appears on page 5 of the Dec. 12/89 minutes.

AMENDMENT: To approve the following list of Capital Budget adjustments, as compiled during the budget debate:

<u>Page</u>	<u>Additions</u>	<u>Reductions</u>
3-44	Quaker House Renovations	\$72,000.
3-22	Metal Overhead Doors	6,500.
	Main Tourist Bureau (Museum)	70,000.
	Tourism Signage	\$10,000.
	City Hall Stairwells	15,000.
	Alderney Gate Kiosk	15,000.
	Main Street Settlements	100,000.
	Hill Terrace)	40,000.
	Renfrew St.) Ward 7	86,800.
	Gaston Rd (Ward 7)	87,350.
	Ward 2 adjustments	5,000.
	Ward 5 adjustments	1,600.
10-42	Bedford St. Playground	30,000.
10-34	Upgrade Maybank	52,500.
8-4	Cleary Drive	63,700.
		<u>\$426,500.</u>
		<u>\$228,950.</u>

Net adjustment: \$197,550.

Moved: Ald. Hetherington
Second: Ald. Thompson
In Favour: All
Against: None
Amendment Carried

The vote was taken on the motion (page 5, Dec. 12/89 minutes) to approve the 1990 Capital Budget, as amended.

In Favour: All
Against: None
Motion Carried, as amended

A motion was then presented by Ald. McCluskey on the subject of reallocating capital funds for ward projects, accumulated from any savings in the tenders for projects.

MOTION: That if in each ward, capital funds allocated are not spent for projects, the ward Aldermen be permitted to spend these funds on other projects in their wards.

Moved: Ald. McCluskey
Second: Ald. Connors

The motion was opposed by Ald. Levandier and Pye. They were willing to have it referred to the Finance & Program Review Committee for consideration and for a recommendation back to Council.

MOTION: To refer the motion presented, to the Finance & Program Review Committee for consideration and recommendation back to Council.

Moved: Ald. Levandier
Second: Ald. Pye

Most members of Council were in favour of deciding this issue at this present meeting and did not support referral. Ald. Hawley noted, however, that there will have to be some determination of guidelines for the policy proposed in the main motion, including the procedures for dealing with the reallocation requests and the point in time at which it will be appropriate to reallocate funds, provided the rest of the capital budget for a given year is still on track. (He later introduced an amendment referring the matter of establishing guidelines, to the Finance & Program Review Committee.)

After considerable debate, the vote was taken on the motion to refer the main motion, as presented by Ald. McCluskey and Connors (page 5 of these minutes).

In Favour: Ald. Pye & Levandier
Against: All other members
Motion Defeated

The amendment proposed by Ald. Hawley was then presented.

AMENDMENT: To refer the matter of procedures for dealing with reallocation requests, to the Finance & Program Review Committee to recommend guidelines for Council to follow.

Moved: Ald. Hawley
Second: Ald. Greenough
In Favour: All members except
Against: Ald. Billard, Hetherington
Levandier & Pye
Amendment Carried

The vote was taken on the motion (page 5) as amended (page 6).

In Favour: All members except
Against: Ald. Billard, Hetherington
Levandier & Pye
Motion Carried, as amended

NOTICE OF
RECONSIDERATION

Notice of reconsideration was given by Ald. Levandier, seconded by Ald. Hetherington.

8.0 REPORTS8.1 MAYOR8.1.1 PROCEEDS OF CONFISCATIONS RE DRUG INFRACTIONSPROCEEDS: DRUG
INFRACTIONS

The Police Commission has recommended to Council that representation be made to senior levels of government, to have fines and proceeds of confiscations in connection with drug infractions, made available to the municipality for funding in the battle against drugs; further, that Council seek the assistance of the FCM in resolving this.

MOTION: To adopt the recommendation of the Police Commission on representation to senior levels of government, in connection with fines and proceeds from drug infraction confiscations, and to seek FCM assistance in making these representations.

Moved: Ald. Hawley
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

8.1.2 SITE FOR NEW POLICE HEADQUARTERSSITE: POLICE
HEADQUARTERS

The Mayor reported to Council on the outcome of negotiations with the Nova Scotia Capital Corp., for the Onex site on Mount Hope Ave., based on Council's decision to authorize negotiations at the meeting of Nov. 28/89. An offer of 1.25 million dollars has been made for consideration, but Ald. Rodgers asked that no decision be made at this time on the offer, pending the receipt by Council of additional information he has requested. Ald. Thompson also asked for clarification of a point he raised about a fifty-foot buffer zone around the back of the Onex building, and whether or not the offer includes that portion of land as well. A motion to defer was therefore presented.

MOTION: To defer a decision on the Onex property offer, pending Council's receipt of information requested on the other high priority sites, and clarification of the point raised by Ald. Thompson about inclusion of a fifty-foot buffer zone in the asking price for the site. Deferral is for one week.

Moved: Ald. Rodgers
Second: Ald. Connors
In Favour: All
Against: None
Motion Carried

8.2 CITY ADMINISTRATOR8.2.1 ALDERNEY GATE/FERRY TERMINAL FIT-UP

ALDERNEY GATE/
FERRY TERMINAL
FIT-UP

Additional information required on the Alderney Gate/Ferry Terminal fit-up item, has still not been received, and the item was therefore deferred for one week until it is available.

MOTION: To defer the Alderney Gate/Ferry Terminal fit-up item, pending additional information required to complete the report. Deferral is for one week.

Moved: Ald. MacFarlane
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

8.2.2 LEASE OF LAND - 639 WINDMILL RD. - HRDA ENTERPRISES LTD.

LEASE OF LAND:
639 WINDMILL RD.
RESOLUTION
89-46

Report from Mr. Burke (Tom Rath) on a new lease agreement proposed with HRDA Enterprises Ltd. for City land located at 639 Windmill Road. It has been recommended that Council approve Resolution 89-46, authorizing the execution of the new lease agreement for a 10,000 sq. ft. portion of City lands at 639 Windmill Road, subject to terms and conditions set out in the report of Dec. 21/89.

MOTION: To adopt Resolution 89-46, as recommended by Mr. Burke.

Moved: Ald. Levandier
Second: Ald. Walton

Ald. McCluskey questioned the accuracy of property tax figures in the resolution, and it was agreed that these should be altered before approving Resolution 89-46. Ald. Hawley also requested information of the cost of the appraisal carried out by Turner Drake. Ald. McCluskey

noted that she previously asked for appraisal fee schedule information, on which business dealings can be based with appraisal companies. She again requested that fee schedules be obtained.

MOTION: To defer a decision on the leasing of land at 639 Windmill Road, for one week, pending the correction of property tax information contained in Resolution 89-46, and information on the cost of the appraisal carried out by Turner Drake.

Moved: Ald. McCluskey
Second: Ald. Walton
In Favour: All
Against: None
Motion Carried

8.3 DARRMOUTH COMMONS COMMITTEE

8.3.1 DARTMOUTH COMMON ENHANCEMENT PLAN

DARTMOUTH
COMMON PLAN

Ald. Billard requested deferral of the Dartmouth Common Enhancement Plan item until the Jan. 23rd meeting of Council, provided it can be included in that agenda with the public hearings scheduled for the same date.

MOTION: To defer the Dartmouth Common Enhancement Plan item until the Jan. 23rd Council meeting, provided it can be included in that agenda.

Moved: Ald. Billard
Second: Ald. Levandier
In Favour: All
Against: None
Motion Carried

9.0 MOTIONS

9.1 ALD. HETHERINGTON

9.1.1 DRAINAGE PROBLEM - 29 BLINK BONNIE TERRACE

MOTION: WHEREAS the corner of Blink Bonnie Terrace and Old Ferry Road has a problem every time it rains, with the property of 29 Blink Bonnie Terrace washing away;

BE IT SO RESOLVED that the Engineering Dept. look at a solution to the problem and try to correct it.

Moved: Ald. Hetherington
Second: Ald. Billard
In Favour: All
Against: None
Motion Carried

9.2 ALD. RODGERS

9.2.1 REVIEW OF STIPENDS TO ELECTED OFFICIALS

MOTION: WHEREAS elected officials (Aldermen and Mayor), appointed to the Metropolitan Authority and the Bridge Commission, receive a stipend over and above their regular City stipend;
AND WHEREAS a large number of Aldermen do not support a similar stipend suggested by Ald. Billard for Aldermen serving on the Dartmouth District School Board;
THEREFORE BE IT RESOLVED that Dartmouth City Council review the various stipends and other benefits that accrue to some elected members, to insure that the City is consistent in its policy, and that no member of Council receives a benefit that any other member is not entitled to, with the exception of the stipend variance between the Mayor, the Deputy Mayor and Aldermen;
AND FURTHER, BE IT RESOLVED that the City Charter be amended as necessary to comply with Council's decision on this notice of motion.

Moved: Ald. Rodgers
Second: Ald. Billard

Ald. Thompson felt the motion should be referred to the Finance & Program Review Committee first, for their report to Council.

MOTION: To refer the motion presented, to the Finance & Program Review Committee for report to Council in conjunction with the upcoming report on the review of Boards and Committees.

Moved: Ald. Thompson
Second: Ald. Levandier
In Favour: All members except
Against: Ald. Rodgers
Motion Carried

9.3 ALD. MACFARLANE9.3.1 COMPOSTING OF LEAVES - RECYCLING PROGRAM

Ald. MacFarlane advised that through the Mayor's initiative and with the support of the Parks & Recreation Dept., the subject of his notice of motion has been addressed, and a report will be coming to Council, probably for the next meeting. Therefore, he did not present the motion for which notice was previously given on the composting of leaves.

Ald. Woods asked if consideration has been given to the mulching of trees collected after the Christmas season. Mr. Stevens said the feasibility of doing this has not yet been looked into. Ald. Pye asked that it be considered for next year.

10.0 ENQUIRIES & ANSWERS

ALD. HETHERINGTON Ald. Hetherington requested that attention be given by the Planning Dept., Building Inspection Dept. (Minimum Standards), and the Fire Dept., to the condition of the building at 12 Fenwick Street. He asked for a written report following inspections.

Ald. Hetherington also asked that the hole on Carleton Street, where a water break occurred, be patched as soon as possible with asphalt.

ALD. LEVANDIER In response to Ald. Levandier's first enquiry, concerning complaints about train whistles, the Solicitor advised that the City is pursuing the course of an appeal to the Minister under a provision of the Highway Safety Act.

Ald. Levandier requested that the boulevard on Alderney Drive at Portland Street, be extended so that traffic cannot turn up there. The opening was left originally to accommodate bus turns. Mr. Burke will look at this request further.

ALD. CONNORS

Ald. Connors indicated concerns he has about the lowering of the water level in Sullivan's Pond, to accommodate skating on the Pond during the Winter Carnival program. He felt that people will expect to be able to skate there after Winter Carnival is over, as well, and he questioned the safety factors involved. He discussed these concerns with Mr. Stevens of the Parks & Recreation Dept., and asked that the Winter Carnival Committee be encouraged to take a second look at the idea of skating on the Pond, in view of possible safety considerations.

ALD. WALTON

Ald. Walton asked if ducks are being fed at Sullivan's Pond, in view of the large number of them that have remained there over the winter months. Mr. Stevens said they are not being fed, but it is expected to take two or three years before their natural migration patterns will be resumed.

Ald. Walton advised that Portland Estate residents have never received keys that would enable them to use the postal kiosk erected in their subdivision. The Solicitor said she would provide Ald. Walton with the name of the contact person through whom the kiosk negotiations were made.

ALD. MCCLUSKEY

The following enquiries were made by Ald. McCluskey:

- 1) she noted the successful settlement the City of Halifax was able to achieve with the Town of New Waterford, after the City proceeded with a lawsuit for an account outstanding. Ald. Hetherington advised that a report on this entire subject will be coming to Council within the next couple of weeks, following Mr. Paul Greene's discussions with Halifax and Provincial people.
- 2) she asked about a T.M.G. recommendation on the four-way Stop sign she has proposed for the intersection of Chappell and Chapman Streets. Mr. Fougere said the T.M.G. has not met since that request was made.
- 3) she asked about the legal fees in the case with Markborough Properties.
- 4) she requested an investigation of the Planning Dept. in relation to what she called three City by-law infractions that have been allowed to occur in Ward 4. These are at: 216 Victoria Road (insufficient parking provision for the number of units permitted); the apartment

building on Richmond Street, where a portion of public street has been used to make up the required number of parking spaces for the building; and at 79 Boland Road. She questioned why these things are being allowed to happen and why infractions are being permitted by the Planning Dept.

At the hour of 11:00 p.m., a motion to adjourn was presented, but it was defeated. Council agreed to continue meeting beyond the hour of 11:00 p.m., on motion of Ald. Sarto and Billard.

ALD. SARTO

The following enquiries were made by Ald. Sarto:

- 1) he asked about the problem at 19 Lucien Drive and received information from Mr. Fougere on the status of this property.
- 2) he requested a report from the T.M.G. on the three-way Stop sign for Mount Edward Road and Spring Ave., referred to them some time ago.
- 3) he asked about the payment of interest on the betterment refunds made to residents recently. The Mayor advised that Council decided not to re-pay any interest on the charges.

(Ald. Hetherington left the meeting.)

ALD. MACFARLANE

The following enquiries were made by Ald. MacFarlane:

- 1) he asked if there is any progress with the appointment of a Traffic Engineer for the City. Mr. Burke said the search for a person to fill this position is still continuing.
- 2) what is the status of the dog control tender? Mr. Burke said the tender was extended from last summer, and when Mr. Moreash gets back to the City, he will ask him for additional information on this enquiry.
- 3) he asked that attention be given to the pedestrian lights at the MicMac Club on Prince Albert Road; they are not operating at present.
- 4) when is the GST presentation to Council? The Mayor said it will be later this month or early in February.

- ALD. THOMPSON Ald. Thompson asked that the T.M.G give consideration to a Stop sign at the corner of Gregory and Roslyn Drive, and report back on this item.
- ALD. CONNORS Ald. Connors raised a point about the City levee, to be held on January 7th, and the fact that a political organization is again planning to hold a similar event on the same date, at the same location, the Holiday Inn in Dartmouth. He objected to the way in which this organization has 'piggy-backed' on a City function, and presented a motion to the effect that it be postponed for one week, or alternatively, re-scheduled to coincide with the opening of the new library. This motion was later changed, in view of promotion that has already gone out, setting January 7th and the place of the levee.

MOTION: To hold the City levee on the date planned, but to move it either to the Sportsplex or to Dartmouth High.

Moved: Ald. Connors
Second: Ald. Billard
In Favour: All members except
Against: Ald. McCluskey, Walton, Pye
Motion Carried

11.0 NOTICES OF MOTION

The following notice of motion was given for the first regular meeting in February:

Ald. Levandier

WHEREAS the parking lot adjacent to the former Park School property serves a much-needed community parking need;

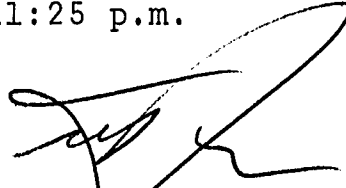
AND WHEREAS this need was recognized during the N.I.P. program in the Harbourview area;

AND WHEREAS the residents of this area have indicated to me that they wish the City to honor this commitment;

THEREFORE BE IT RESOLVED that this lot be officially recognized as a community lot;

AND BE IT FURTHER RESOLVED that permits be issued to local residents to avoid future confusion.

The meeting adjourned at 11:25 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- Invocation, page 1.
 - 1.0 Approval of minutes, page 1.
 - 2.0 Business Arising from Minutes, page 1.
 - 3.0 Delegations & Hearings of Protest, page 1.
 - 4.0 Original Communications, page 1.
 - 5.0 Public Hearings, page 1.
 - 6.0 Petitions, page 1.
 - 7.0 Continuation of 1990 Capital Budget deliberations, page 1 to 6.
 - 8.0 Reports, page 7.
 - 8.1 Mayor, page 7.
 - 8.1.1 Proceeds of confiscations re drug infractions, page 7.
 - 8.1.2 Site for new police headquarters, page 7.
 - 8.2 City Administrator, page 8.
 - 8.2.1 Alderney Gate/Ferry Terminal fit-up, page 8.
 - 8.2.2 Lease of land - 639 Windmill Road (Res. 89-46), page 8.
 - 8.3 Dartmouth Commons Committee, page 9.
 - 8.3.1 Dartmouth Common Enhancement Plan, page 9.
 - 9.0 Motions, page 9.
 - 9.1 Ald. Hetherington, page 9.
 - 9.1.1 Drainage problem, 29 Blink Bonnie Tce., page 9.
 - 9.2 Ald. Rodgers, page 10.
 - 9.2.1 Review of stipends to elected officials, page 10.
 - 9.3 Ald. MacFarlane, page 11.
 - 9.3.1 Composting of leaves, page 11.
 - 10.0 Enquiries & Answers, page 11 to 14.
 - 11.0 Notices of motion, page 14.
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TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
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BILLARD, MACFARLANE
CONNORS, LEVANDIER
PYE, WOODS, HAWLEY
GREENOUGH, WALTON
HETHERINGTON, MCCLUSKEY

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: M. MOREASH
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

1.0 PRESENTATION OF PLAQUES FOR BEST DECORATED PROPERTIES

PRESENTATION OF
PLAQUES

At the beginning of the meeting, plaques were presented to residents whose properties have been judged as the best decorated for the 1989/90 Christmas season.

Ald. Pye, the Chairman of the committee responsible for judging properties and deciding the winners, thanked the other members of the committee (Ald. Thompson and McCluskey), the other members of Council for their assistance with properties in their own wards, and Mr. Brady, who arranged for the plaques for this presentation. This year, there were also runners-up to whom honorable mention is being given and also, they will receive copies of a book containing photographs of Dartmouth.

Plaques were presented by Mayor Savage, as follows:

Ward 1	Mr. Morgan Martin	12 Day Ave.
Ward 2	Mr. Lorne Morash	14 Summit Heights Rd.
Ward 3	Mr. Brenton Hubley	55 Fairbanks St.
Ward 4	Mr. David Millar	55 Symonds St.
Ward 5	Mr. Charles Purdy	44 Courtney Rd.
Ward 6	Mr. Roy Henneberry	226 Waverley Rd.
Ward 7	Mr. Leonard Sachko	210 Pleasant St.

The runners-up, receiving honorable mention, are:

Ward 1	Mr. Stuart Ritcey	48 Anderson Dr.
Ward 2	Mr. Allistar Byrne	61 Peddars Way
Ward 3	Mr. Kenneth Redmond	45 Fairbanks St.
Ward 4	Mr. Donald Gay	28 Elmwood Ave.
Ward 5	Mrs. Betty Baltzer	10 India Rd.
Ward 6	Mr. Alex Marks	187 Caledonia Rd.
Ward 7	Mr. Michael MacPhee	56 Everette St.

The Mayor commended Ald. Pye for his efforts in organizing the best-decorated competition and awards.

Before proceeding to the next item on the agenda, Ald. Billard thanked Mr. Burke and the Alderney Gate developers for rectifying problems identified by Ald. Billard in the construction zone at the entrance to the ferry terminal.

At this time, Ald. Hetherington expressed thanks to the employees of the Water Dept., on behalf of Mr. & Mrs. Brian Ridgeway, whose property at 6 Carleton Street was flooded, due to a water break, on Dec. 30/89. Ald. McCluskey and Pye stated that the Water Dept. did not respond as they should have when the water main break recently occurred on Albro Lake Road, and they indicated their dissatisfaction with the service of the Water Dept. in this instance.

Ald. Pye commended the quality of a promotional sheet put out by the City tourism office (promoting conventions), but felt that references to the City of Halifax should be dropped from Dartmouth promotions such as this.

PRESENTATION - DR. DON GORDON

PRESENTATION:
DR. DON GORDON

Council agreed to add a presentation by Dr. Don Gordon, who represents the City on the Halifax Harbour Clean-up Task Force; his last information update to Council was given in October of 1989.

Dr. Gordon provided a review of the work of the Task Force during the months since he last addressed Council. Members of the Task Force are meeting once a week for about three hours, plus additional sessions, as they continue to assimilate information and hear presentations in this connection. Members toured the Deer Island sewage facility in Boston harbour, in mid-November and went from there, to a facility in Rhode Island.

The Task Force has compiled a review of existing harbour uses (in Halifax harbour), and has been looking at developing harbour-use objectives for the future. The Newsletter, put out at the end of November, contained information on harbour uses; copies of the Newsletter were sent out to members of Council.

Dr. Gordon reported also on the public workshop held in Dartmouth on Dec. 5/89, from which a summary report has been compiled; copies will be forwarded to members of Council. The Task Force is now moving into the final three months of their study, and an outline of

their final report is in preparation.

A further series of public meetings will be held in February, one of which will be in Dartmouth. It is hoped that the final report of the Task Force will be ready for submission to the Provincial Dept. of the Environment by the end of March.

A question period followed, when members of Council had the opportunity to receive answers from Dr. Gordon to their specific enquiries. The Mayor thanked Dr. Gordon for his presentation and invited him to return in March with a further update for Council. Mayor Savage noted that a public meeting, in connection with the toxic waste issue is planned for sometime in February, in or near Burnside Park. He also provided information on the Corporation that will be administering the harbour clean-up project, noting that Mr. Burke serves as a member of that body.

2.0

NOTICE OF RECONSIDERATION - ALLOCATION OF CAPITAL FUNDSNOTICE OF
RECONSIDERATION:
ALLOCATION OF
CAPITAL FUNDS

At the January 2nd Council meeting, notice of reconsideration was given by Ald. Levandier, seconded by Ald. Hetherington, in connection with the action of Council with regard to the ward allocation of capital funds. A motion to reconsider was presented at this time, moved by Ald. Levandier and seconded by Ald. Hetherington.

MOTION: That Council reconsider the action taken at the January 2nd Council meeting with respect to the ward allocation of capital funds and permission to spend funds available on other projects.

Moved: Ald. Levandier
Second: Ald. Hetherington

Ald. Levandier was permitted to address Council, to state his reasons for moving reconsideration. He questioned the legitimacy of Council's action in authorizing the expenditure of funds considered to be surplus when they are not, and without any comment or recommendation from staff on such a major policy change. He noted that the City's capital debt is already in the area of fifty million dollars, and he did not feel that Council should be adding to that debt, over and above what is absolutely necessary.

The vote was taken on the motion to reconsider.

In Favour: Ald. Levandier, Pye
Billard, Hetherington
Against: All other members of Council
Motion Defeated

3.0 REPORTS

3.1 MAYOR

3.1.1 RESIDENTS AGAINST MAILBOXES

RESIDENTS
AGAINST
MAILBOXES

A letter has been received from the organization, Residents Against Mailboxes, seeking the support of Dartmouth Council, with a resolution protesting the use of super mailboxes by Canada Post and reinstatement instead of door-to-door mail delivery. Ald. Greenough presented a motion in response to the request of this organization.

MOTION: That Council reaffirm the previously-adopted motion regarding the installation of super mailboxes, as initiated by Canada Post, and reaffirm our position that Canada Post return to providing door-to-door mail service for urban and suburban residents of the country.

Moved: Ald. Greenough
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

Council directed that this resolution be forwarded to the Federal Minister responsible for Canada Post, the Hon. Harvie Andre, and further, that copies be forwarded as follows:

- 1) to the Union of Nova Scotia Municipalities
- 2) to the FCM
- 3) to Mr. Gerry Cluney, Chairman of the Postal Services Customer Council, Atlantic Region.
- 4) to Dr. Alan Marchment, Chairman of the Postal Service Review Committee. (Ald. Pye provided mailing addresses for the two latter names.)

(Ald. Connors was present from a point in the meeting during Council's consideration of the above item.)

3.2 CITY ADMINISTRATOR

3.2.1 REPORT ON POLICE HEADQUARTERS

REPORT ON
POLICE HEAD-
QUARTERS

A report from Mr. Burke was considered on the subject of the new police headquarters, accompanied by the analysis requested of the various sites that have been identified, for comparison with the Woodside/Onyx location now being recommended. Mr. Burke has advised in his report that the Onyx site can be purchased for 1.25 million dollars, which includes the fifty-foot buffer strip of land adjacent to the current property, a point of clarification requested at the Jan. 2nd Council meeting. Mr. Burke makes two recommendations to Council.

MOTION: To approve the two recommendations from Mr. Burke's report of Jan. 4/90; these are:

- 1) that the City of Dartmouth make a formal offer to the Nova Scotia Business Capital Corp. for \$1,250,000., subject to all normal adjustments and statutory requirements.
- 2) that Forsyth & Dobbs be retained to do a complete final review of the building program (done in the spring of 1987) to ensure the program is suitable for current needs.

Moved: Ald. Hetherington
Second: Ald. Levandier

Mr. Dobbs, whose firm prepared the cost analysis information requested, was present for this item, and was asked to respond to several areas of concern raised at this time by Ald. Rodgers. One primary area pertained to the condition of the roof on the Onyx building and the roof load capability. Ald. Rodgers also had questions about an oily substance dripping onto the floor of the building, and the possibility that this residue may be evidence of corrosion in the steel deck of the roof.

Ald. Rodgers also questioned many of the figures provided by Hanscomb Consultants Inc., on sheet #3 and sheet #4 of the Forsyth & Dobbs submission. He compared the figures shown on these two pages with estimates he has been provided with from another company. Mr. Dobbs later stated that his firm has reviewed the consultant's figures

regularly as they were being prepared and substantiated them for purposes of his company's report. Ald. Rodgers listed several items on which he would want to have clarification and further information, before agreeing to proceed with a decision on the Onyx building; these are:

- 1) an analysis of the residue dripping onto the floor of the building.
- 2) an inspection and evaluation of the roof of the building.
- 3) a calculation of the increase in operating costs, due to possible heat loss in the building, through the roof.
- 4) the roof load capability.
- 5) an artistic rendering of the building as it would appear.
- 6) a further refinement of costs, with explanation of the cost variations that have been noted for sheets #3 and #4, in the Forsyth & Dobbs submission.
- 7) would a building of 49 to 50,000 sq. ft. accommodate a staff of 190 to 200 police officers?

An additional question raised by Ald. Hawley, for response to Council, concerned the cost of land alone at this site, if consideration were to be given to a new building altogether at the same location.

- 8) what would be the cost of land alone at this site for a new building?

During the course of discussions with Mr. Dobbs, the question of asbestos in the Onyx building, also came up, and Mr. Dobbs said that while preliminary observations indicate no asbestos in large amounts, it would be advisable to have an environmental report done. Members agreed that such a report should be required, and an amendment to include this proviso, as part of recommendation #2 to Council, was presented.

AMENDMENT: To include an environmental assessment study as an additional provision and addition to the present wording of recommendation #2 (ie. . . subject to all normal adjustments & statutory requirements, and to an environmental assessment study and report).

Moved: Ald. Hetherington

Second: Ald. Pye

Members of Council opposed to any further delay in selecting the police headquarters site, took the position that the additional information requested, including a chemical analysis, a structural analysis, the environmental report, could proceed at the same time as negotiations for the Onyx building are being finalized, but Ald. Rodgers and several other members were in favour of clarifying all the points raised at this meeting before proceeding further. It was suggested by Ald. McCluskey that the asking price for the building could be excessive if it is found that there are structural problems, and she felt the price consideration should be taken up with the Business Capital Corporation anyway, as one of the Council concerns noted in debate.

At the conclusion of a lengthy debate on the motion and the amendment, Ald. Rodgers proceeded to move deferral for two weeks of a decision on the recommendations before Council.

MOTION: To defer a decision on the recommendations to Council, for two weeks, pending a response to the questions that have been raised, as detailed on page 6 of these minutes.

Moved: Ald. Rodgers
Second: Ald. McCluskey
In Favour: Eight members
Against: Six members
Motion Carried

(Ald. Hetherington left the meeting at this point.)

3.2.2

STOCKING OF DARTMOUTH LAKES

STOCKING OF DARTMOUTH LAKES

Report from Mr. Burke (L. Atkinson) on the fish stocking of City lakes, accompanied by a petition from the Halifax Wildlife Assn., seeking to have the stocking program maintained in Dartmouth. Two recommendations are contained in the report to Council. Copies of a report from the Lakes Advisory Board were also circulated in connection with this item.

MOTION: To adopt the recommendations from the report to Council; these are:

- 1) that the Parks & Recreation Dept. place an adequate supply of garbage receptacles around each lake that is stocked, and that staff, through periodic meetings with both groups (residents and fishermen), and the placing of suitable signage, institute an education program aimed at reducing litter and improving relations between the various groups.
- 2) that the program be monitored as to its effectiveness, and that failing a successful conclusion in 1990, that the Dept. of Fisheries be asked to refrain from further stocking.

Moved: Ald. Walton
Second: Ald. Thompson

Ald. MacFarlane noted that the problems associated with fishing in lakes near to residential development have been numerous, not occasional. He felt that if lakes are to be stocked and fishing permitted, there needs to be a better monitoring and management policy than has been recommended, and there should be consultation jointly among the Parks & Recreation Dept., the Wildlife Association, and the Dept. of Fisheries, to accomplish the required policy details. The Aldermen concerned should be consulted on behalf of residents as well. He proposed a one-month deferral for this purpose.

MOTION: To defer a decision on the fish stocking recommendations pending further discussion leading to a better monitoring & management policy; discussion to take place on the part of the Parks & Recreation Dept., the Wildlife Assn., and the Dept. of Fisheries, with input as well from the Aldermen concerned, on behalf of their residents. Deferral is for one month.

Moved: Ald. MacFarlane
Second: Ald. Billard

Ald. Billard asked that when a report comes back to Council, it include an indication as to which lakes are more appropriate for stocking, also, a biological assessment, and some kind of socio-political assessment as well.

Members of Council were willing to hear from a representative of the Wildlife Association, a group of whom were present in the Council Chamber for this item. The representative who addressed Council indicated a willingness on the part of his Association to assist in any way possible with a policy that will permit the stocking of City lakes to be continued. He commented on the importance of recreational fishing in the community as an activity for people to enjoy, and he referred to the Dept. of Fisheries management plan that has been drafted but is not yet in effect.

The vote was taken on the motion to defer.

In Favour: All
Against: None
Motion Carried

3.2.3 LEASE OF LAND - 639 WINDMILL RD. - HDRA ENTERPRISES LTD.

LEASE OF LAND:
639 WINDMILL RD.


A report from Mr. Burke (T. Rath) on the lease of City land at 639 Windmill Road, was again before Council, with corrected figures in Resolution 90-01 for property taxes; these corrections were requested at the Jan. 2nd Council meeting. The adoption of Resolution 90-01 has been recommended, in accordance with terms and conditions set out in the report, dated Jan. 3/90.

RES. 90-01

MOTION: To approve Resolution 90-01, as recommended, authorizing a new lease agreement with HRDA Enterprises Ltd. for City land at 639 Windmill Road, according to terms and conditions set out in Mr. Burke's report to Council, dated Jan. 3/90.

Moved: Ald. Thompson
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

On motion of Ald. Hawley and Pye, Council adjourned to meet in camera at 10:45 p.m.


G. D. Brady,
Deputy City Clerk.

ITEMS:

- 1.0 Presentation of plaques, page 1.
Presentation, Dr. Don Gordon, page 2 .
 - 2.0 Notice of reconsideration, allocation of capital funds, pg. 3.
 - 3.0 Reports, page 4.
 - 3.1 Mayor, page 4.
 - 3.1.1 Residents Against Mailboxes, page 4.
 - 3.2 City Administrator, page 5.
 - 3.2.1 Report on police headquarters, page 5 to 7.
 - 3.2.2 Stocking of Dartmouth lakes, page 7 & 8.
 - 3.2.3 Lease of land - 639 Windmill Rd., page 9.
Resolution 90-01, page 9.
-

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: DEPUTY MAYOR THOMPSON
ALDERMEN SARTO, MACFARLANE
CONNORS, MCCLUSKEY
RODGERS, PYE, WOODS
HAWLEY, GREENOUGH
WALTON

MEMBERS ABSENT: ALD. BILLARD, LEVANDIER
HETHERINGTON

ACTING CITY ADMINISTRATOR: T. RATH
CITY SOLICITOR: S. HOOD
DEPUTY CITY CLERK: G.D. BRADY

INFORMATION: LITTERING CONCERNS

Ald. Walton brought to the attention of Council, letters to the editor from a local paper, written by a Dartmouth resident, on the subject to littering concerns he has had over the years of living in the metropolitan area and Dartmouth in particular. He has commented on the dirty condition of Dartmouth and Halifax generally, and has noted the need for additional garbage containers in public areas, and for the need to enforce anti-littering legislation. Programs to educate the public are also required, beginning with the education of children in the school system. Deputy Mayor Thompson suggested that the information presented by Ald. Walton, be forwarded to Ald. MacFarlane, who has been active in the Cleaner, Greener program for the City.

REQUEST: ALD. RODGERS

Further to the staff report being prepared for the January 23rd meeting of Council, in connection with the selection of a site for the new police headquarters, Ald. Rodgers requested additionally, that it include a copy of the appraisal for the Hammerling property.

1.0 PRESENTATIONS

i) PRESENTATION OF HERITAGE PLAQUE - STERN'S BUILDING

PRESENTATION:
HERITAGE PLAQUE

Mr. Carmen Moir, Chairman of the Heritage Advisory Committee, and other Committee members, were in attendance for the presentation of a heritage plaque to be displayed on the Stern's building at 81 Alderney Drive. In his introductory remarks, Mr. Moir provided information on the history and background of this

building, which has occupied such a prominent location for many years in the downtown part of Dartmouth.

Presentation of the plaque was made to Dr. Tom Larder of the firm Dartmouth Dental Specialties; this firm has restored the building and their dental services are provided from this location. In presenting the plaque, Deputy Mayor Thompson commended the restoration of the building and the work of the Heritage Advisory Committee on the City's behalf. Dr. Larder accepted the plaque and indicated how pleased his firm is to have moved into the building and chosen this particular location for their business.

ii)

PRESENTATION - 1990 REASSESSMENTS

PRESENTATION:
ASSESSMENT
REPRESENTATIVES

Mr. Rick Colbourne and Mr. Peter MacLellan of the Assessment Division, Dept. of Municipal Affairs, made a presentation to Council on the subject of assessment procedures generally in the province, with specific reference to Dartmouth and in particular, the 1990 reassessment.

Background information was provided on the functions of the Assessment Division since becoming part of the Municipal Affairs Department in 1976, up to the recent efforts being concentrated on the correction of deficiencies in assessment procedures, in order to address concerns which arose subsequent to the last reassessment. These efforts included additional training and upgrading for staff in the Dartmouth office, and the assistance of A.E.C. Consultants, whose areas of expertise were outlined to Council by Mr. MacLellan, in response to a question about consulting services, from Ald. Woods. Additionally, Ald. Woods asked how much these consultants were paid for their services; Mr. MacLellan did not have this figure available, but agreed to provide it.

A specific area of concern raised by Ald. Connors pertained to the inaccurate designation of commercial assessments in Dartmouth, by ward number, giving what he considered to be a misrepresentative overview, reflected by these discrepancies. He requested a staff report for Council, indicating why these mistakes were not detected some time ago and what will be done to correct them. Mr. Colbourne advised that his office does not number accounts or determine the ward information. Ald. Connors further requested a staff response to this point. Mr. Rath made note of the request from Ald. Connors for a staff report.

Points that came out of the general question and discussion period, following the presentation, were as follows:

- 1) concerns about the accuracy of information on which assessments are based, and whether citizens are being fairly taxed as a result. The frequency and accuracy of property inspections were questioned in this regard. Mr. Colbourne explained what is being done to tighten up on inspection procedures, so that they occur on a more regular basis. He considered that this most recent reassessment has a quality data base, reflecting improved procedures that have been explained.
- 2) points previously raised by Ald. McCluskey, with respect to a Business Occupancy permit requirement, and provision for recording the name of a business owner, in addition to the company name, were discussed with Mr. Colbourne. He felt that both ideas are worth looking at further.
- 3) concerns about the impact of assessment errors and assessment appeals on the City's financial position and on our budgetary process. Reference was made by several members to ^{the} detrimental affect of assessment appeals still outstanding from the last reassessment, at a time when the new reassessment has just been completed.
- 4) the selection of 1988 for the base date for the new reassessment, rather than 1989.
- 5) the adequacy of training and upgrading being received by Dartmouth assessment staff, and the adequacy of present inspection procedures.
- 6) the impact on assessed property values of facilities such as half-way houses, public housing units, etc. It was explained that any impact in those situations would be the result of an impact on property sales in a particular area, affecting market values.

Ald. Hawley said it was commendable that deficiencies in the assessment process have been acknowledged in such a frank and open way in this presentation, and that steps are being taken to deal with those deficiencies.

When there were no further questions for the representatives from members of Council, they were thanked by the Deputy Mayor for their presentation and response to the concerns indicated in the general discussion period.

- 2.0 REPORTS
- 2.1 CITY ADMINISTRATOR
- 2.1.1 CHLORINATION EQUIPMENT REPLACEMENT FOR LAKE LAMONT
PUMPING STATION

CHLORINATION
EQUIPMENT
REPLACEMENT

Report from Mr. Burke (R. Fougere, C. K. Sarty) on tenders received for Quotation Q-89-558, chlorination system for Lake Lamont. It has been recommended that the tender submitted by Wallace & Tiernan Canada Inc., in the amount of \$48,623.00., be accepted, for the reasons presented in the report.

MOTION: To approve the awarding of the tender for Quotation Q-89-558 (chlorination system, Lake Lamont) to Wallace & Tiernan Canada Inc., in the amount of \$48,623., as recommended. Delivery time: 22 weeks.

Moved: Ald. Sarto
Second: Ald. Walton
In Favour: All
Against: None
Motion Carried

- 2.1.2 LEASE OF LAND ADJACENT TO SITE C86T, 100 ILSLEY AVE.

LEASE OF LAND:
100 ILSLEY AVE.

Report from Mr. Burke (T. Rath) on the lease of City land (19,800 sq. ft.) adjacent to Site C86T (100 Ilsley Ave.) to K-Line Maintenance & Construction Ltd., for the parking of company trucks and other vehicles.

RESOLUTION
90-02

It has been recommended that Council approve Resolution 90-02, authorizing a lease agreement with K-Line Maintenance & Construction Ltd., according to the terms and conditions set out in the report to Council, dated January 5/90.

MOTION: To approve Resolution 90-02, as recommended, authorizing the lease agreement between the City and K-Line Maintenance & Construction Ltd., for the lease of City land adjacent to Site C86T (100 Ilsley Ave.) in the Burnside Park. Terms & conditions of the agreement are as set out in the report to Council, dated Jan. 5/90.

2.2 PENSION COMMITTEE2.2.1 AMENDMENTS TO PENSION BY-LAW REQUIRED UNDER PROVINCIAL ACTAMENDMENTS:
PENSION BY-LAW

BY-LAW P-401

Amendments to the City Pension By-law, to comply with the Nova Scotia Pension Benefits Act, as amended in 1987, have been incorporated in a proposed by-law, P-401, and submitted, with an accompanying report from the Chairman of the Pension Committee (prepared by Gordon Roussel), for Council's approval.

MOTION: That leave be given to introduce the said By-law P-401 and that it now be read a first time.

Moved: Ald. Greenough
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

MOTION: That By-law P-401 be read a second time.

Moved: Ald. Sarto
Second: Ald. Woods

In second reading, Ald. Connors requested additional information, as to whether or not the term 'salary', for purposes of this by-law, includes over-time. He also requested clarification of section 1.12, by adding a reference to both Library Board and School Board employees, additionally to the designation of City employees. Noted by the Solicitor for inclusion.

Further to section 1.12.1 of the by-law, and the definition of 'spouse', Ald. Pye requested that the Pension Committee give further consideration to the matter of sexual preference for purposes of legal interpretation and for purposes of application in this specific by-law. The vote was taken on second reading.

In Favour: All
Against: None
Motion Carried

Mr. Roussel, the Pension & Benefits Officer, was present to answer questions from members of Council in second reading.

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

MOTION: That By-law P-401 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.

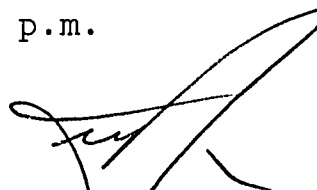
Moved: Ald. Walton
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

At 9:30 p.m., Council went in camera for one item of business, on motion of Ald. Sarto and MacFarlane. After reconvening in open Council, the action taken in camera was ratified.

MOTION: To ratify the action taken in camera by Council on this date.

Moved: Ald. Pye
Second: Ald. Woods
In Favour: All
Against: None
Motion Carried

Meeting adjourned at 9:35 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- Information, littering concerns, page 1.
 - Request, Ald. Rodgers, page 1.
 - 1.0 Presentations, page 1.
 - i) Presentation of heritage plaque, Stern's bldg., page 1.
 - ii) Presentation, 1990 reassessment, page 2 & 3.
 - 2.0 Reports, page 4.
 - 2.1 City Administrator, page 4.
 - 2.1.1 Chlorination equipment replacement for Lake Lamont, pg. 4
 - 2.1.2 Lease of land adjacent to Site C86T, page 4.
 - Resolution 90-02, page 4.
 - 2.2 Pension Committee, page 5.
 - 2.2.1 Amendments to Pension By-law required under Provincial Act,
By-law P-401, page 5 page 5.
-

LOCATION: CITY COUNCIL CHAMBERS
TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
ALDERMEN SARTO, THOMPSON
BILLARD, MACFARLANE
CONNORS, LEVANDIER
MCCLUSKEY, RODGERS
PYE, WOODS, HAWLEY
GREENOUGH, WALTON
HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

1.0 PUBLIC HEARING

i) APPLICATION TO AMEND LAND USE BY-LAW - 43 DAWSON ST.

APPLICATION:
43 DAWSON ST.

This meeting of Council constituted the public hearing for an application to amend the Land Use By-law, with respect to the property at 43 Dawson Street. The request, submitted by Mr. Peter McDonough on behalf of Tim Donut (Nova Scotia) Ltd., is to rezone this property from R-2 Zone to C-2 Zone, to permit a consolidation of land on which to construct a new Tim Horton outlet.

All members of Council were present for the public hearing, with the exception of Ald. Connors, who did not arrive until a later point in the evening.

The Planning Dept. presentation was made by Mr. L'Esperance. Since the proposal submitted is in compliance with the policies and intents of the M.P.S., and is considered to be acceptable for the expanded site, staff have recommended in favour of the application. Documentation relevant to the application, including a report on the neighborhood information meeting, was circulated with the agenda for the Council meeting of this date.

The Mayor called for speakers in favour of the request, and Council heard Mr. Peter McDonough, the solicitor representing Tim Donut in this application. Mr. McDonough advised that his clients have attempted to address the concerns of area residents, as noted in his letter of September 12/89, in order to resolve issues raised when a similar application was made previously by the applicants.

He felt the issues have been addressed in a positive way with the residents, and that an improved building on an improved site will upgrade the appearance of the area generally, to everyone's advantage.

Ald. McCluskey had some questions about the adequacy of parking provisions, and about the control of littering problems associated with this kind of outlet. These were discussed with Mr. L'Esperance and Mr. McDonough.

The Mayor called twice more for speakers in favour of the application, and when there were no further speakers wanting to be heard, he called for any representations opposed to the rezoning request.

Council heard Mr. Doug Trider, who opposed the application on the basis that this and other adjacent properties are located on Dartmouth Common lands and as such, development should not be allowed to take place on them. The Mayor called two more times for other speakers opposed, but there was no one else in the Chamber who wanted to be heard. The public hearing was therefore declared to be closed, on motion of Ald. Levandier and Sarto.

BY-LAW C-683

Council then proceeded with consideration of By-law C-683, which amends the Land Use By-law, in accordance with the application received.

MOTION: That leave be given to introduce the said By-law C-683 and that it now be read a first time.

Moved: Ald. Levandier
Second: Ald. Greenough
In Favour: All
Against: None
Motion Carried

MOTION: That By-law C-683 be read a second time.

Moved: Ald. Greenough
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

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

MOTION: That By-law C-683 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.

Moved: Ald. Greenough
Second: Ald. Hawley
In Favour: All
Against: None
Motion Carried

ALD. GREENOUGH - WATER BILLS

Ald. Greenough indicated to Council, the objections he has been receiving from citizens to the latest water billings, which include the new pollution control charge. He questioned the application of this new charge to water useage prior to January of the new year, and to what appears in some cases, to be major gallonage increases over amounts reflected in previous water bills. He asked to have this matter referred to staff for investigation of the complaints being received.

Other members were of the opinion that the increased water rates were not to be applied until January 1st of 1990, and Ald. Billard suggested that people who have been billed prior to that date should be credited for the amounts they may have already paid. Ald. Rodgers felt that efforts should be made to assist people before the Feb. 15th deadline for payment of the current bills.

A motion of referral to staff for investigation of the points raised by members, was presented.

MOTION: That the points raised by members in connection with the most recent water billings and inclusion of the pollution control charge in them, be referred to staff for investigation and report.

Moved: Ald. Greenough
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

TRANSIT SERVICE - SUPERSTORE MALL

Ald. Hetherington requested that the Transit Advisory Board request Metro Transit to consider a change in the #60 bus schedule, to provide for service to the Superstore Mall. Ald. Sarto said he would contact Metro Transit about this request.

ALD. WALTON - RECREATION SURVEY

Ald. Walton asked that members of Council fill out and return the municipal recreation survey forms they recently received. He commented on the importance of a response to this survey from municipal councillors.

ALD. WALTON - LITERACY PETITION

Ald. Walton presented a petition on behalf of the Dartmouth Literacy Network, requesting that members of Council sign the petition. It requests support for the Dartmouth Literacy Program, to keep it operating at the present level. The Mayor advised that initiatives are being pursued in an attempt to assist the program through several funding sources. He was willing to have the petition circulated to members of Council, as requested.

The Mayor extended sympathy to Ald. Sarto, on behalf of Council, on the recent death of Mrs. Sarto's mother.

2.0 REPORTS

2.1 CITY ADMINISTRATOR

2.1.1 SCHOOL BUS TENDER

SCHOOL BUS TENDER Report from Mr. Burke (Harry George) on tenders received for three 66-passenger school buses. Acceptance of the lowest bid received, from Kiley Distributor, for a total tendered price of \$128,682., has been recommended.

MOTION: To award the tender for three 66-passenger buses to the lowest evaluated bidder, Kiley Distributor, for a total tendered price of \$128,682.00

Moved: Ald. Thompson
Second: Ald. McCluskey
In Favour: All
Against: None
Motion Carried

2.1.2 REPORT ON POLICE HEADQUARTERSREPORT: POLICE
HEADQUARTERS

Mr. Burke's report on the new Dartmouth police headquarters was again before Council, together with a supplementary report containing information provided by Forsyth & Dobbs in response to Council requests from the January 9th meeting.

MOTION: To approve the two recommendations from Mr. Burke's report of Jan. 4/90; these are:

- 1) that the City of Dartmouth make a formal offer to the Nova Scotia Business Capital Corp. for \$1,250,000., subject to all normal adjustments and statutory requirements.
- 2) that Forsyth & Dobbs be retained to do a complete final review of the building program (done in the spring of 1987), to ensure the program is suitable for current needs.

Moved: Ald. Hetherington
Second: Ald. Levandier

Ald. Rodgers went through the various items in the Forsyth & Dobbs report, suggesting that where additional costs have been identified, these should be the responsibility of the Province, including a replacement of the oil storage tank and not just the removal of the existing tank. He felt a thorough analysis of the roof-load capability in the Phase II section of the building, is required, and that Council should also have information on the cost of an additional 28,000 sq. ft. of space in a new building, for more accurate comparison purposes. He favoured a one-week deferral to have this information provided.

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

MOTION: To defer the police headquarters item for one week, to have information provided on the cost of an additional 28,000 sq. ft. of space in a new building.

Moved: Ald. Rodgers
Second: Ald. Connors
In Favour: Ald. Sarto, McCluskey Rodgers
Greenough, Connors
Against: All other members
Motion Defeated

2.1.2 REPORT ON POLICE HEADQUARTERSREPORT: POLICE
HEADQUARTERS

Mr. Burke's report on the new Dartmouth police headquarters was again before Council, together with a supplementary report containing information provided by Forsyth & Dobbs in response to Council requests from the January 9th meeting.

MOTION: To approve the two recommendations from Mr. Burke's report of Jan. 4/90; these are:

- 1) that the City of Dartmouth make a formal offer to the Nova Scotia Business Capital Corp. for \$1,250,000., subject to all normal adjustments and statutory requirements.
- 2) that Forsyth & Dobbs be retained to do a complete final review of the building program (done in the spring of 1987), to ensure the program is suitable for current needs.

Moved: Ald. Hetherington
Second: Ald. Levandier

Ald. Rodgers went through the various items in the Forsyth & Dobbs report, suggesting that where additional costs have been identified, these should be the responsibility of the Province, including a replacement of the oil storage tank and not just the removal of the existing tank. He felt a thorough analysis of the roof-load capability in the Phase II section of the building, is required, and that Council should also have information on the cost of an additional 28,000 sq. ft. of space in a new building, for more accurate comparison purposes. He favoured a one-week deferral to have this information provided.

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

MOTION: To defer the police headquarters item for one week, to have information provided on the cost of an additional 28,000 sq. ft. of space in a new building.

Moved: Ald. Rodgers
Second: Ald. Connors
In Favour: Ald. Sarto, McCluskey Rodgers
Greenough, Connors
Against: All other members
Motion Defeated

Council proceeded to debate the original motion on the floor. Members speaking in support favoured the Onyx building partly because of the additional space available in it for future expansion when it is needed by the Police Dept. They also felt the building can be successfully converted into an attractive and effective police headquarters, and that a completion ^{date} can be achieved at least seven months sooner than starting to build a new facility altogether. Members opposed were concerned about the wisdom of spending over eight million dollars on a building that is already 28 years old, and felt it would be preferable to have a new building with potential for future expansion if and when required. The south Dartmouth area of the City under consideration, generally appeared to be acceptable, however, either in the case of the Onyx building location or in the case of the Atlantic Street site looked at by Forsyth & Dubbs, and given a matrix score of 125.

Ald. Billard stressed the importance of a decision being made by Council, one way or the other, so that the project is not delayed further. Other members were also concerned about the impact of further delay in proceeding with the police headquarters.

The vote was taken on the motion.

In Favour: Ald. Levandier, Hetherington
Billard, Walton, MacFarlane
Pye, Woods, Hawley

Against: All other members
Motion Carried

NOTICE OF
RECONSIDERATION

Notice of reconsideration was then given by Ald. Rodgers, seconded by Ald. Connors.

2.1.3

ALDERNEY GATE/FERRY TERMINAL FIT-UP

ALDERNEY GATE
FIT-UP

Mr. Burke has submitted a supplementary report which addresses points raised at the Council meeting of Dec. 19/89 in connection with the proposed fit-up of the third floor of the Ferry Terminal building, to accommodate a relocation of the Social Services Dept. from their present Queen Square location. Mr. Burke's report, prepared by Tom Rath, makes two recommendations to Council, in keeping with those from the original report on this subject.

MOTION: To approve the following recommendations from Mr. Burke's report of Jan. 18/90:

- 1) that the City authorize City Centre Ltd. to proceed with fitting-up the Ferry Terminal office area to suit the tenancy of the Social Services Dept., for an upset price of \$70,000.
- 2) that the funds to support the cost, be provided through a re-allocation of the \$1,000,000. budget for library furniture, fixturing and equipment, leaving a next year's budget of \$930,000. and \$70,000. for Ferry Terminal offices.

Moved: Ald. MacFarlane
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

2.2 SOLICITORS

2.2.1 POLICE COMMISSION BY-LAW

POLICE
COMMISSION
BY-LAW

Proposed By-law P-900 has been prepared by the Solicitor, as the new Police Commission By-law which incorporates amendments to the Police Act, proclaimed in 1988. The various changes necessitated have been outlined in a report to Council, from the Solicitor, which accompanied the by-law. The Solicitor has recommended Council's approval of proposed By-law P-900, as drafted.

BY-LAW P-900

MOTION: That leave be given to introduce the said By-law P-900 and that it now be read a first time.

Moved: Ald. Hetherington
Second: Ald. Levandier
In Favour: All
Against: None
Motion Carried

MOTION: That By-law P-900 be read a second time.

Moved: Ald. Pye
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

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

MOTION: That By-law P-900 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.

Moved: Ald. Hetherington
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

2.2.2 1990 CHARTER AMENDMENTS

1990 CHARTER
AMENDMENTS

The Solicitor has prepared Resolution 90-03, authorizing the introduction to the Provincial Legislature of amendments to the City Charter, as outlined in Schedule "A" attached to the resolution. Details of the various sections have been explained in an accompanying report to Council from the Solicitor, and approval of Resolution 90-03 has been recommended.

RESOLUTION 90-03

MOTION: To approve Resolution 90-03, with one change in section 4, where the sum of \$25,000. is changed to read ' . . . \$5,000.'.

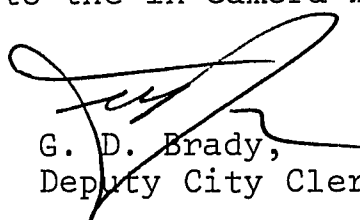
Moved: Ald. MacFarlane
Second: Ald. McCluskey
In Favour: All
Against: None
Motion Carried

The two remaining items on the agenda for this meeting, the Review of Boards & Committees, and the School Board Quarterly Report, were carried over to the next Council meeting.

Ald. Billard requested that the presentation of the Commons Committee be included in the agenda for the Feb. 13th Council meeting. Duly noted.

On motion of Ald. Sarto and Thompson, Council adjourned to meet in camera. Council then adjourned from that meeting at 10:50 p.m.

(Ald. Greenough left prior to the in camera meeting.)


G. D. Brady,
Deputy City Clerk.

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
ALDERMEN SARTO, THOMPSON
BILLARD, MACFARLANE
CONNORS, LEVANDIER
MCCLUSKEY, RODGERS
PYE, WOODS, HAWLEY
GREENOUGH, WALTON
HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: M. MOREASH
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

1.0 NOTICE OF RECONSIDERATION - ALD. RODGERS: POLICE HEADQUARTERS

NOTICE OF
RECONSIDERATION:
POLICE SITE

Having given notice of reconsideration in connection with Council's decision on the Onex site for a new police headquarters, Ald. Rodgers addressed Council at this time, stating his reasons in favour of reconsideration. He explained why he felt that a new building would be a more financially sound decision for the City, instead of renovating a twenty-eight-year-old building, at an additional cost of approx. \$300,000. He said that substantial arguments have not been presented to justify the choice of the Onex building, and given the financial constraints of the City and the number of major capital projects still waiting to be undertaken, a new police building would be the right way to go. He moved reconsideration of the original motion approved by Council, from the January 23rd meeting, seconded by Ald. Connors.

MOTION: To reconsider the decision of Council in favour of the Onex building and site for a new police headquarters, as per Mr. Burke's recommendations to Council.

Moved: Ald. Rodgers
Second: Ald. Connors
In Favour: Ald. Rodgers, Greenough
McCluskey, Sarto, Connors
Against: All other members
Motion Defeated

Ald. Connors asked that Mr. Burke carry out further negotiations with the Province, to see if a better acquisition price can be arrived at for the Onex building.

LOCATION: CITY COUNCIL CHAMBERS
TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
ALDERMEN SARTO, THOMPSON
BILLARD, MACFARLANE
CONNORS, LEVANDIER
MCCLUSKEY, RODGERS
PYE, WOODS, HAWLEY
GREENOUGH, WALTON
HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: M. MOREASH
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

1.0 NOTICE OF RECONSIDERATION - ALD. RODGERS: POLICE HEADQUARTERS

NOTICE OF
RECONSIDERATION:
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MOTION: To reconsider the decision of Council in favour of the Onex building and site for a new police headquarters, as per Mr. Burke's recommendations to Council.

Moved: Ald. Rodgers
Second: Ald. Connors
In Favour: Ald. Rodgers, Greenough
McCluskey, Sarto, Connors
Against: All other members
Motion Defeated

Ald. Connors asked that Mr. Burke carry out further negotiations with the Province, to see if a better acquisition price can be arrived at for the Onex building.

MOTION: That Mr. Burke negotiate further with the Province for a better acquisition price for the Onex building.

Moved: Ald. Connors
Second: Ald. MacFarlane
In Favour: All
Against: None
Motion Carried

POINTS OF PRIVILEGE

Ald. McCluskey raised a point about the inspection of rental properties that do not meet minimum standards, such as a building she visited on Pinecrest Drive. She requested a stronger enforcement of the Minimum Standards By-law, and that inspection officers visit apartment units in buildings where inside inspections are warranted; also, that the buildings be checked by the Fire Dept. as well. Further in this connection, Ald. Pye noted the importance of retaining in the budget, the projection for a By-law Enforcement Officer.

Ald. Thompson requested the participation of members of Council in the Bowl for Millions Challenge on Feb. 10th, an event held to assist the Big Brothers/Big Sisters organization.

2.0 REPORTS

2.1 DARTMOUTH DISTRICT SCHOOL BOARD

2.1.1 QUARTERLY REPORT

SCHOOL BOARD
REPORT

Members have received copies of the quarterly report to Council from the Dartmouth District School Board. Ms. Sheila Brooks was present from School Administration to highlight the report and answer questions from members of Council. Questions pertained mainly to the Health Promotion Study and to the Francophone School, for which design plans are now proceeding.

Ald. Woods requested information in the next report on the equality of education across the Dartmouth system, and the allocation of resources on an equitable basis throughout the system. In response to a concern noted by Ald. Hetherington, with regard to a lack of communication between some school principals and the Drug Enforcement Officer, Ald. Connors advised that this matter will be taken up with the School Board for further consideration.

Ald. Thompson extended congratulations to Ald. Greenough on his appointment as Principal of the I.W. Akerley College Campus, acknowledged by other members of Council and the Mayor as well.

MOTION: To receive and file for information the Quarterly School Board report submitted to Council, dated Jan. 15/90.

Moved: Ald. Sarto
Second: Ald. Levandier
In Favour: All
Against: None
Motion Carried

2.2 FINANCE & PROGRAM REVIEW COMMITTEE

2.2.1 REVIEW OF BOARDS & COMMITTEES

REVIEW OF
BOARDS &
COMMITTEES

Members have received copies of a report from the Finance & Program Review Committee on a proposed committee restructuring for the City, with a recommendation that the report be approved in the form submitted to Council. Ald. Connors reviewed the main recommended changes in committee structure with Council, and then moved the adoption of the report.

MOTION: To adopt the report of the Finance & Program Review Committee on committee restructuring, as recommended.

Moved: Ald. Connors
Second: Ald. Hetherington

It was noted that implementation of some of the structure changes being recommended, will require legislative and by-law amendments. Therefore, it was considered advisable to defer the actual appointment of Boards and Committees until May, to provide time for the necessary legal changes to be enacted. A motion to defer appointments until May 8th was later adopted.

A number of amendments were presented during debate on the main motion. Ald. Billard felt it is important to have an Aldermanic representative on the Courthouse Commission, in addition to a staff member.

AMENDMENT: That the recommendation on page 7 of the report be changed to read:
' . . . one Alderman and one staff person', to be appointed to the Courthouse Commission.

Moved: Ald. Billard
Second: Ald. Thompson
In Favour: Three members
Against: All other members
Amendment Defeated

Ald. Pye presented the next amendment, which proposed that Council's four appointments to the School Board be aldermanic, in keeping with present practice.

AMENDMENT: That the present practice of appointing four Aldermen to the School Board be retained, and that section (b) of the recommendation on page 7 of the report be changed accordingly.

Moved: Ald. Pye
Second: Ald. Walton
In Favour: Three members
Against: All other members
Amendment Defeated

Ald. Levandier felt that such wide-ranging changes in the committee structure should not be approved without some further revisions to the recommendations in the Committee report. He favoured a referral back to the Finance & Program Review Committee, for their consideration of points that have come out of the Council debate. Most other members wanted to deal with the report in its entirety at this meeting.

Ald. Rodgers proposed an amendment to the Port Commission recommendation on page 8 of the report.

AMENDMENT: That Council reserves the right to appoint an Alderman to the Halifax/Dartmouth Port Development Commission, or to appoint a citizen otherwise.

Moved: Ald. Rodgers
Second: Ald. Billard
In Favour: All
Against: None
Amendment Carried

The vote was taken on the motion, as amended.

In Favour: All members except
Against: Ald. Thompson & Levandier
Motion Carried, as amended.

A motion was then introduced, to extend the present appointments on Boards, Commissions, and Committees until May 8th, 1990.

MOTION: To extend the present appointments on Boards, Commissions and Committees until May 8/90, at which time the newly-restructured committee system comes into effect.

Moved: Ald. Hetherington
Second: Ald. Woods
In Favour: All members except
Against: Ald. Hawley
Motion Carried

Citizens who have applied to serve on the various committees will be informed of the delay in making appointments and of the committee restructuring approved by Council; they will be invited to serve on the new committees, as reconstituted.

2.3 CITY ADMINISTRATOR

2.3.1 REQUEST FOR TAX EXEMPTION - DARTMOUTH DAY CARE CENTRE

REQUEST: DART.
DAY CARE CENTRE

Report from Mr. Burke (L. Corrigan, B. Smith) on a request from Dartmouth Day Care Centre for a tax exemption on their new facility at 28 Caledonia Road, recommending that the request be referred to the Finance & Program Review Committee for recommendation back to Council.

MOTION: To refer the tax exemption request from Dartmouth Day Care Centre to the Finance & Program Review Committee, as recommended.

Moved: Ald. Greenough
Second: Ald. Levandier
In Favour: All
Against: None
Motion Carried

2.4 PENSION COMMITTEE

2.4.1 SELECTION OF ACTUARY

SELECTION
OF ACTUARY

Proposals for actuarial services have been considered by the Pension Committee, and the selection of W. F. Morneau & Associates Ltd. has been recommended.

Ald. Greenough presented the Pension Committee recommendation, and felt that a full analysis of the proposals is required before Council proceeds further with this item.

MOTION: To refer the item to the City Administrator for a full analysis of the proposals received, and report back to Council.

Moved: Ald. Greenough
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

At the hour of 10:00 p.m., Council adjourned to go in camera, on motion of Ald. MacFarlane and Levandier.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- 1.0 Notice of reconsideration, Ald. Rodgers: Police headquarters,
page 1.
Points of privilege, page 2.
 - 2.0 Reports, page 2.
 - 2.1 Dartmouth District School Board, page 2.
 - 2.1.1 Quarterly report, page 2.
 - 2.2 Finance & Program Review Comm., page 3.
 - 2.2.1 Review of Boards & Committees, page 3 to 5.
 - 2.3 City Administrator, page 5.
 - 2.3.1 Request for tax exemption, Dartmouth Day Care, page 5.
 - 2.4 Pension Committee, page 5.
 - 2.4.1 Selection of actuary, page 5.
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