

DARTMOUTH CITY COUNCIL
AGENDA

TUES., SEPT 1 /92
7:30 PM
COUNCIL CHAMBER
IN CAMERA SESSION
10:00 PM

INVOCATION

1. **APPROVE THE MINUTES FROM THE MEETINGS:** August 21, 25, 1992.
2. **BUSINESS ARISING FROM THE MINUTES**
3. **SECOND APPROVAL - OVER-EXPENDITURE - CROSSWALK GUARDS - \$45,400**
4. **PRESENTATION BY THE CITIZENS' TASK FORCE ON WASTE MANAGEMENT**
5. **SOLID WASTE MEDIATION**
6. **CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)**
7. **DELEGATIONS & HEARINGS OF PROTEST**
8. **ORIGINAL COMMUNICATIONS**
9. **PRESENTATIONS**
10. **PETITION**
11. **REPORTS**

11.1 CITY ADMINISTRATOR

- 11.1.1 Proposed Peace Monument (previously circulated)
- 11.1.2 Application, Retail Video Outlet, X-Citement Video (previously circulated)
- 11.1.3 School Closures
- 11.1.4 Strategic Planning (previously circulated)
- 11.1.5 1992 Tender, Alderney Drive Landscaping Contract No. PR92-07

11.2 SOLICITOR

- 11.2.1 Ward Boundaries Review Committee (previously
circulated)
- 11.2.2 Marshall Lands (previously circulated)
- 11.2.3 By-law T-402

12. **MOTION** (previously circulated)

12.1 **ALD. MAY/LEVANDIER**

- 12.1.1 Possible reward for staff performance

13. **NOTICES OF MOTION**

IN CAMERA SESSION - 10:00 P.M.

- 1. N.S.P.C. - Land Acquisition (previously circulated)

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: DEPUTY MAYOR WOODS
 ALDERMEN RODGERS, GREENOUGH
 CUNNINGHAM, PYE
 MACFARLANE, SARTO
 THOMPSON, LEVANDIER
 MAY, HETHERINGTON, WALTON

MEMBER ABSENT: ALD. HAWLEY (ILLNESS)

CITY ADMINISTRATOR: J. BURKE
 CITY SOLICITOR: M. MOREASH
 ASST. CITY CLERK: V. CARMICHAEL
 DEPARTMENT HEADS & ASSISTANTS

INVOCATION

The meeting opened with the Invocation, led by Deputy Mayor Woods.

Deputy Mayor Woods advised Council that he has extended congratulations to Warden Lazlo Lichter, who has become the Mayor of Halifax County through title change.

Deputy Mayor Woods also informed Council that September will be Environment Month at Council, and the following presentations will take place:

Sept. 8	Harbour Clean-up presentation.
15	N.S. Power Corp., Tuft's Cove Generating Plant
22	Chairman of the Bridge Commission - position on rate increase. Further to Council's decision on a presentation at the PUB hearing, members were advised that legal costs would amount to about \$5,000., plus the cost of staff time involved. After the presentation, Council may wish to consider these cost factors further.

At Ald. May's request, Council agreed to deal with items from the August 25th agenda, still outstanding, before items from this present agenda. Council also agreed to have a letter from the Metro Authority, under the heading Regionalization of the Dartmouth Ferry system, placed on the September 8th agenda.

1.0 APPROVAL OF MINUTES

MOTION: To approve the minutes of meetings held on August 21st and 25th, as circulated.

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

2.0 BUSINESS ARISING FROM THE MINUTES3.0 SECOND APPROVAL - OVER-EXPENDITURE - CROSSWALK GUARDS (\$45,400.SECOND APPROVAL:
CROSSWALK GUARDS

An over-expenditure in the amount of \$45,400. was before Council for second approval, being the cost required to provide 51 crosswalk guards for the upcoming school year, based on the tender awarded to Eagle Security Ltd. for providing these services.

MOTION: To give second approval for the \$45,400. over-expenditure to cover the cost of 51 crosswalk guards, as per the Eagle Security Ltd. tender.

Moved: Ald. Greenough

Second: Ald. Sarto

Again, this item was debated at considerable length by Council, due to a number of concerns about procedures being followed by Eagle Security Ltd. and the adequacy of the company's attention to provisions of the tender. A summary of concerns raised and discussed, follows:

- 1) concern that the 2½ hrs. worked per day (as opposed to 3) will not give crosswalk guards enough hours worked in total to collect UI.
- 2) concern about inadequate arrangements for replacements when regular guards are not available for work.
- 3) concern about training procedures, which appear to be lacking altogether.
- 4) concern about a lack of screening of workers and no check on references by the company.
- 5) wage considerations generally, including the reduced hourly rate that guards will be receiving this year, and no account being taken of Pay Equity requirements. Ald. Rodgers asked to receive a copy of letters that went out to these employees formerly, in the way of termination notification. (It was noted that such letters are required for UI purposes.)
- 6) concern about responsibility for time sheets and getting them to the company's Halifax location. Responsibility being placed on one guard for a number of others, but without any extra payment for added duties.
- 7) general reservations about the integrity of Eagle Security and the quality of service that will be provided, for the safety of children, through the company.

Ald. Sarto requested that Council later look at the

possibility of increasing the daily hours worked by crosswalk guards, from 2½ to three hours, and Ald. May asked for a costing of a wage increase from the \$5.50 rate to \$8.00 per hour, so Council can discuss salary considerations as well. He also asked that photos of crosswalk locations, previously brought to Council by Chief Cole, be returned for a re-assessment.

Mr. Burke was provided with a copy of a general policy sheet that crosswalk guards have received from Eagle Security, for a follow-up on points of concern brought up by Ald. Hetherington in debate.

The vote was taken on the motion.

In Favour: All
Against: None
Motion Carried

11.0 REPORTS

11.1 CITY ADMINISTRATOR

11.1.1 PROPOSED PEACE MONUMENT

PROPOSED PEACE
MONUMENT

Council considered a report from Mr. Burke (V. Spencer) on the Peace Monument proposed for the Ferry Terminal Park, recommending that Council approve in principle of the construction of a peace monument at this location, and, at this time, permit the proponents access to undertake site investigations. The Waterfront Development Task Force has also recommended approval in principle, subject to investigation of the site's physical suitability and to a final negotiated agreement between the City and the proponent.

MOTION: To adopt the recommendations.

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

11.1.2 APPLICATION, RETAIL VIDEO OUTLET, X-CITEMENT VIDEO

APPLICATION:
VIDEO OUTLET

Council was asked to indicate any objection to an application for a retail video outlet for X-Citement Video, 141 Main Street, located in a C-3 Zone.

Ald. Sarto stated his concerns about this kind of outlet in a community that has taken on a 'healthy' concept and program, and objected to this location

as being unsuitable for the distribution of videos that do not reflect the best aims of a healthy community.

MOTION: To indicate objection to the application and to request that it be rejected.

Moved: Ald. Sarto

Second: Ald. Thompson

Ald. Thompson and other members supported the motion, citing specific reasons for objecting to the proposed video outlet; these included:

- 1) the nature of the product being retailed.
- 2) the close proximity of the location to schools in the area, from elementary up to highschool.
- 3) the highly visible location in a section of the City that is frequented by young people and to which they are attracted by businesses such as Dairy Queen, a bike shop, a sporting goods shop, the music conservatory and McDonald's.

Having confirmed the above-noted reasons as the basis for opposing the application, Council proceeded to adopt the motion on the floor.

In Favour: All

Against: None

Motion Carried

Ald. May requested that in future, when these applications are received, they be placed on the Council agenda immediately following so that there is no time lapse in dealing with them.

11.1.3

SCHOOL CLOSURES

SCHOOL CLOSURES

Council has received a report from former Deputy Mayor McCluskey, based on a meeting in which she took part, with Dartmouth MLA's, School Board and P.A.C.E. representatives, to discuss funding implications of the Provincial legislation requiring the School Board to keep three schools open this year in Dartmouth, originally scheduled for closure. It has been indicated, from the meeting, that the Province is willing to contribute \$180,000. in funding, to keep the schools open, if the City will grant an additional amount of \$100,000. A decision on this matter has been requested from Council.

Ald. Thompson was prepared to have Council approve the additional expenditure, in view of Provincial assistance that can be expected.

MOTION: That the City provide an additional \$100,000. in funding (to the School Board).

Moved: Ald. Thompson
Second: Ald. Sarto

Ald. MacFarlane and Rodgers felt the motion should be conditional, so it is clearly understood that the City will share financially, subject to Provincial funding. They presented an amendment to clarify this understanding.

AMENDMENT: That the City's \$100,000. be conditional on Provincial funding in the amount of \$180,000.

Moved: Ald. MacFarlane
Second: Ald. Rodgers

Ald. MacFarlane and Cunningham felt it would be more appropriate to wait for the outcome of both this year's School Board and City budgets, before agreeing to commit further funds to the Board. Ald. Cunningham noted that the three schools in question are ready to open, and funds have already had to be found for that purpose. Additional funds the Board would receive now would be used for other programs. Members speaking in support of the extra funding, included Ald. Greenough, Rodgers and May, who felt it is warranted in conjunction with the Provincial funding that has been offered. Ald. Hetherington did not support the motion, noting that the funds the School Board would receive, cannot get them out of the financial difficulties they are facing.

At the conclusion of the debate, Mr. Burke made Council aware of the present \$600,000. financial shortfall position of the City, at this point in the budget year, added to further by the need for a civic election and the tender for crosswalk guards. He said it is not a good practice for Council to add individual items of over-expenditure, out of context with the overall financial state of the City, once a budget has been approved for the year.

The vote was taken on the amendment.

In Favour: All members except
Against: Ald. Pye, Levandier, Hetherington & Walton
Amendment Carried

A second amendment was then presented by Ald. Greenough

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The vote was taken on the amendment.

In Favour: All members except

Against: Ald. Pye, Levandier, Hetherington & Walton
Amendment Carried

A second amendment was then presented by Ald. Greenough

AMENDMENT: That the City's additional funding be provided from reserve accounts (ie. Water Utility accumulated surplus).

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

The vote was taken on the motion, as amended.

In Favour: Ald. Thompson, Greenough, Sarto
Rodgers, May

Against: All other members
Motion, as amended, Defeated

Ald. Hetherington and Rodgers left the meeting.

4.0

PRESENTATION BY THE CITIZENS' TASK FORCE ON WASTE MANAGEMENT

PRESENTATION:
WASTE MANAGEMENT

A presentation was made to Council at this time by the Citizens' Task Force on Waste Management, represented by: Peter Kidd, Ditmar Tholen, Duncan MacAdams & Dr. Owen Hertzman.

Cost comparison figures were first presented for solid waste management, based on Strategy #5, as compared with the Generic Alternative (non-incineration system) favoured by the Task Force. Mr. MacAdams then took Council through a Waste Management Systems Options Summary sheet, with further figures for Selected Financial Data; Selected Environmental Data; and Selected Economic Impact Data, based on 1995 dollars, and with options for the entire metro area and separately, for the City of Halifax. The remainder of the presentation, carried out by Mr. MacAdams and Mr. Tholen, centered on the proposal for a Resource Management Park (suggested in Halifax for a site in the Ragged Lake Industrial Park), and a leachate treatment plant that would be developed in conjunction with the main facility. Mr. Tholen showed a series of slides, taken at an operation of this kind, in Germany; he provided further details in conjunction with the slides.

A general level of dissatisfaction was indicated by the presenters with the lack of attention to their ideas and proposal, on the part of the Metro Authority. Ald. Levandier took exception to remarks made about Authority staff during the presentation.

Upon conclusion, Deputy Mayor Woods expressed appreciation to the Task Force representatives for making their information available to Dartmouth Council. Copies of a submission, based on the presentation, were distributed to members of Council.

5.0 SOLID WASTE MEDIATIONSOLID WASTE
MEDIATION

Mr. Burke gave an assessment for Council, of the present stalemate in the solid waste management situation, proposing that the three remaining metro partners (Dartmouth, Bedford & Halifax County) should explore the feasibility of proceeding on their own from this point, and further, that the Minister of Municipal Affairs and the Chair of the Municipal Finance Corp. should be requested to lift the existing loan guarantee requirements, so that all four municipalities can be apportioned their cost and financing put in place for the solid waste management system.

Members of Council were in agreement with the course of action proposed by Mr. Burke and a motion was adopted to proceed accordingly.

MOTION: To follow the course of action outlined by Mr. Burke, as detailed above.

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

11.1.5 1992 TENDER, ALDERNEY DRIVE LANDSCAPING - CONTRACT PR92-07AWARD TENDER:
CONTRACT PR92-07

Report from Mr. Burke (W. Stevens, C. Macomber, H. George) on tenders received for landscaping Alderney Drive between Ochterloney Street and Prince Street, recommending that the tender be awarded to the low bidder, Terra Nova Landscaping, for a tendered price of \$62,967.50, plus \$4,407.69 GST, for a total tendered price of \$67,375.19.

MOTION: To award the tender for Contract PR92-07 to the low bidder, Terra Nova Landscaping, for the tendered total price of \$67,375.19, as recommended.

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

Ald. Levandier left the meeting.

A motion was adopted to continue meeting beyond 11:00 p.m., moved by Ald. Pye and seconded by Ald. Thompson.

At 11:00 p.m., Council went in camera, on motion of Ald. Sarto and Thompson. After reconvening in open meeting, the action taken in camera was ratified.

MOTION: To ratify the action taken while meeting in camera on this date.
(Land acquisition)

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

The meeting adjourned at 11:05 p.m.

V. Carmichael
V. Carmichael,
Asst. City Clerk.

ITEMS:

- Invocation, page 1.
 - 1.0 Approval of minutes, page 1
 - 2.0 Business arising from the minutes, page 2.
 - 3.0 Second approval, over-expenditure, crosswalk guards, page 2
 - 11.0 Reports, page 3.
 - 11.1 City Administrator, page 3.
 - 11.1.1 Proposed peace monument, page.
 - 11.1.2 Application, retail video outlet, X-Citement video, page 3.
 - 11.1.3 School Closures, page 4 & 5.
 - 4.0 Presentation by Citizen's Task Force, page 6.
 - 5.0 Solid waste mediation, page 7.
 - 11.1.5 1992 tender, Alderney Dr. landscaping, Contract PR92-07, pg. 7
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**DARTMOUTH CITY COUNCIL
AGENDA**

TUES., SEPT 8 /92

7:30 PM

COUNCIL CHAMBER

**CONTINUATION OF COUNCIL AGENDA OF SEPT 1/92
(REPORTS PREVIOUSLY CIRCULATED)**

- 1. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)**
- 2. DELEGATIONS & HEARINGS OF PROTEST**
- 3. ORIGINAL COMMUNICATIONS**
- 4. PRESENTATIONS**
- 5. PETITION**
- 6. REPORTS**
 - 6.1 CITY ADMINISTRATOR (previously circulated)**
 - 6.1.1 Strategic Planning
 - 6.2 SOLICITOR (previously circulated)**
 - 6.2.1 Ward Boundaries Review Committee
 - 6.2.2 Marshall Lands
 - 6.2.3 By-law T-402
- 7. MOTION (previously circulated)**
 - 7.1 ALD. MAY/LEVANDIER**
 - 7.1.1 Possible reward for staff performance
- 8. NOTICES OF MOTION**

COUNCIL AGENDA OF SEPT. 8/92

9. **PRESENTATION** - Halifax Harbour Clean-up

10. **REGIONALIZATION OF THE DARTMOUTH FERRY SYSTEM**

11. **REPORTS**

11.1 **CITY ADMINISTRATOR**

11.1.1 Tender, Contract 92-25, Sidewalk MacLean Ave.,
Brownlow Ave., Eileen Stubbs Ave

11.1.2 Tender, Contract 92-23, Woodland Ave., Curb &
Sidewalk Reconstruction

11.1.3 Special Resolution 92-33

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

MEMBERS PRESENT: DEPUTY MAYOR WOODS
ALDERMEN SARTO, THOMPSON, PYE
CUNNINGHAM, MACFARLANE
MAY, LEVANDIER, RODGERS
HAWLEY, GREENOUGH, WALTON

MEMBER ABSENT: ALD. HETHERINGTON (OUT OF CITY)

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
ASST. CITY CLERK: V. CARMICHAEL
DEPARTMENT HEADS & ASSISTANTS

VISITING DELEGATION - KOSICE

Deputy Mayor Woods introduced and welcomed to the meeting, the Mayor of Kosice, Slovakia, present with a visiting delegation, including Mr. John Dick, Chief Police Commissioner for the City of Kosice, who acted as translator for the group. The Mayor addressed Council, through translation provided by Mr. Dick. He commended the pleasant reception and welcome received by his group in Nova Scotia, and in Dartmouth/Halifax in particular. He made favourable comments as well about the Burnside Industrial Park, singling it out as one of the best they have seen anywhere in the world, and a model for the consolidation of industrial park development in their own country. It was noted by Mr. Dick, in his introductory remarks, that the Nova Scotia Police Act has been adopted and put into effect in Kosice.

Council was informed, during the presentation, that there are 750 elected councillors in the City of Kosice. The Mayor said that members of his delegation have been surprised at the small number of council members in this country, representing municipal units. There was an exchange of gifts between the Mayor and Deputy Mayor Woods, after which the delegation remained for part of the Council meeting.

1.0

CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. PYE

Ald. Pye asked to have a crosswalk sign painted on the street at Farrell Road and Catherine Street. He also requested that a crosswalk guard be considered for the Lovett Street/Windmill Road intersection, where a number of children have to cross, on their way to and from school.

Ald. Pye asked the Chief of Police to check on 126 Pinecrest Drive; rocks are being thrown from the building at this location.

ALD. MACFARLANE Ald. MacFarlane objected to the lack of attention by the Building Inspection Dept., to a property at 32 Murray Hill Drive. He said the complaint about this property is outstanding from April 12th, and no action has been taken to have the identified deficiencies corrected. He said this kind of negligence, on the part of the department, is unacceptable, and improvements are required.

ALD. LEVANDIER Ald. Levandier asked Chief Cole if he is satisfied with the crosswalk program. Both Chief Cole and Mr. Burke indicated general satisfaction with the program to date. Ald. Levandier asked if crosswalk guards are eligible for Workmen's Compensation; Mr. Burke to check on this inquiry and get back to Council.

Ald. Levandier asked about the car rental for use by the office of the Mayor. Mr. Burke advised that this present car is a short-term lease arrangement, pointing out that any decision on a car for the Mayor, rests with City Council. Ald. May said this is an item for discussion at budget time, and Ald. Greenough reviewed past arrangements for transportation for the Mayor's office, suggesting that Council be provided with information on some other options that could be looked at, if the present leasing alternative is not acceptable to Council. Mr. Burke agreed to bring a report to Council on this subject.

ALD. SARTO Ald. Sarto indicated concerns, on the part of citizens, that the Carver Street situation has not been resolved yet. He also requested that staff look at the possibility of restricting left-hand turns at Spikenard Street & Shawinigan, from the morning hours of 7:00 to 9:00 a.m.

ALD. RODGERS Ald. Rodgers inquired about the solid waste mediation process, and was advised by Deputy Mayor Woods that there is a report for Council, in camera, at the end of the meeting.

Ald. Rodgers asked that Mr. Rath prepare for Council, a comparative analysis of water and tax rates for Dartmouth and St. John, N. B., with the idea of looking at alternatives for keeping Moosehead Breweries in Dartmouth, if at all possible.

Ald. Rodgers again requested copies of the letter of employment termination sent to crosswalk guards in June. Mr. Burke said he thought the copies had been provided already, but he would check on it further.

ALD. MAY Ald. May asked when Council will be meeting with the Industrial Commission; Mr. Burke said it will be some time during September.

Ald. May inquired about discussions with Imperial Oil, and Mr. Burke gave a report to Council on all of the communications and discussions with their representatives to date. They have raised the possibility of making a submission to the City, as to whether or not a tax break would be considered, but no proposal from them has been received up to now. Any such proposals on their part will be brought to Council.

ALD. THOMPSON

Ald. Thompson noted that drivers are still making left-hand turns at Carver Street, in spite of the posted restriction. He asked to have a police car placed on duty at this location, to give out tickets for driving infractions.

Referring to a FAX received from Mr. Mandaville, with respect to the condition of City lakes, Ald. Thompson asked to have this communication referred to the Lakes Advisory Board and staff for a report back to Council.

- 2.0 DELEGATIONS & HEARINGS OF PROTEST
- 3.0 ORIGINAL COMMUNICATIONS
- 4.0 PRESENTATIONS
- 5.0 PETITIONS
- 6.0 REPORTS
- 6.1 CITY ADMINISTRATOR
- 6.1.1 STRATEGIC PLANNING

STRATEGIC PLANNING A presentation was made to Council by Mr. Burke, on the subject of the Strategic Planning process for the City. Members received copies of a report, with two main recommendations: (1) that Council confirm its commitment to a corporate-directed planning process; and (2) that an enhanced level of stakeholder involvement be ensured by providing adequate funding to enable City staff to carry out the needed research. Additional funding would be limited, however, to the amount already approved in the 1992/93 budget for advisory assistance.

In his presentation, Mr. Burke indicated a series of dates for completion of the various steps in the process, ending up with a final completion by the end of 1993, in time for the 1994/95 budget estimates. He explained to Council why the corporate-driven process is favoured by staff and by him, over the plan proposed by Proactive Consultants; also, the cost is considerably less.

At the conclusion of Mr. Burke's presentation, a motion was introduced for the adoption of the two recommendations to Council.

MOTION: To adopt the two recommendations from Mr. Burke's report and presentation.

Moved: Ald. Greenough

Second: Ald. Hawley

Ald. Rodgers had several points that he wanted to have noted, as follows:

- 1) Page 5: suggested that a block be added for Implementation .
- 2) Page 14: under the heading of Membership, he felt there should be stronger Council representation than presently proposed. Ald. Hawley agreed with this point also.
- 3) Page 9: some concern about the expense of methods such as focus groups and questionnaires. Should be careful about the questionnaire design.

Ald. May felt the whole process should be speeded up to about a six-to-nine-month time period, rather than being spread over the length of time outlined in the presentation. Several other members considered it unrealistic to try to accomplish so much in a shortened time frame, taking into account other deliberations such as the M.P.S. and Council's experience with them. The question of union involvement in the process was raised, and Mr. Burke noted that they have been offered the opportunity to participate. At least one union has indicated that they are not willing to take part, since requirements they expected were not being met.

The vote was taken on the motion.

In Favour: All

Against: None

Motion Carried

9.0

PRESENTATION - HALIFAX HARBOUR CLEAN-UP

PRESENTATION:
HARBOUR CLEAN-UP

Following a brief recess, there was a second presentation to Council, on the Harbour Clean-up project. The presentation was given by Mr. Cy Allen, assisted by Mr. Brian Lane.

The magnitude of the pollution problem was outlined to Council by Mr. Allen. He said that about 100 million liters of untreated sewage is being discharged into the harbour daily from the existing sixty outfalls; 90% of this sewage is being discharged into the inner harbour.

He went on to review the work of the Fournier Task Force, the formation of the Halifax Harbour Cleanup Corp., and the selection process followed in choosing the Ives Cove island site as the location for the sewage treatment plant. The proposed collection system, with ultimate disposition at the treatment plant, was shown to Council, along with other slides, based on conceptual drawings, throughout the presentation. Information was provided on the development of Ives Cove Island itself (9.3 hectares in size), to be separated from McNabs Island by a channel, on the treatment plant facility, and on the oil-from-sludge process and technology. Members were given an outline of activities currently underway, in the harbour clean-up project, and there was opportunity, during the course of the presentation, for members of Council to ask questions about any particular aspect of the process, as it was explained. Circulated, just prior to the presentation, were copies of the HHCI's annual report for 1991/92 and an informational hand out, with additional information, in a 'Clean Currents' Special Edition format.

Ald. Levandier and MacFarlane left the meeting during the course of the Harbour Cleanup presentation.

At the conclusion, Deputy Mayor Woods thanked Mr. Lane and Mr. Allen for their attendance and for all of the harbour cleanup detail Council has received.

6.2 SOLICITOR

6.2.2 MARSHALL LANDS

MARSHALL LANDS

A report from the Solicitor was before Council on the purchase of lands of the Estate of John C. Marshall at Lake Charles, for recreational purposes, funding for this land to be taken from the Special Reserve Fund for subdivision parkland. Resolution 92-31 has been prepared, requesting ministerial approval for the withdrawal of \$126,000. from Special Reserve, as required, and Council proceeded with the approval of the resolution.

RESOLUTION 92-31

MOTION: To approve Resolution 92-31,
for the withdrawal of \$126,000.
from Special Reserve.

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

6.2.3 BY-LAW T-402

BY-LAW T-402

Proposed By-law T-402, to grant a partial tax exemption to the Army, Navy & Air Force Veterans in Canada, Unit 349, has been prepared by the Solicitor for Council's approval. With this exemption, the organization will be taxed at the residential rate of taxation effective as of Oct. 1/92, to be reviewed annually thereafter. Approval of the by-law has been recommended.

MOTION: That leave be given to introduce the said By-law T-402 and that it now be read a first time.

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

MOTION: That By-law T-402 be read a second time.

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

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

MOTION: That By-law T-402 be read a third time and that the Deputy Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

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

10.0

REGIONALIZATION OF THE DARTMOUTH FERRY SYSTEMREGIONALIZATION:
FERRY SYSTEM

Correspondence from the Metropolitan Authority on the proposed regionalization of the Dartmouth ferry system, was before Council, suggesting that Council authorize City staff to negotiate with Authority staff on the various items involved to accomplish a take-over of service by Metro Authority. Mr. Burke concurred with this proposal and further suggested that the examination of service details, also referred to in the communication from Metro Authority, be referred to the Public Transportation Advisory

Committee, for their consideration.

Council members were willing to proceed, in accordance with both these procedures, and a motion to do so was adopted.

MOTION: To authorize City staff to negotiate, as proposed, and to refer service details, referred to in the Metro Authority memo, to the Public Transportation Advisory Committee, for consideration.

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

On motion of Ald. May and Thompson, Council agreed to continue meeting after 11:00 p.m. (Ald. Hawley voting against).

11.0 REPORTS

11.1 CITY ADMINISTRATOR

11.1.1 TENDER, CONTRACT 92-25, SIDEWALK MACLEAN AVE, BROWNLOW AVE.
 EILEEN STUBBS AVE.

AWARD TENDER:
 CONTRACT 92-25

Report from Mr. Burke (R. Fougere, G.M. Boyd) on tenders received for Contract 92-25 (sidewalk construction), recommending that the tender be awarded to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$46,775.05; completion time: 15 working days.

MOTION: To award the tender for Contract 92-25 to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$46,775.05, as recommended.

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

11.1.2 TENDER, CONTRACT 92-23, WOODLAND AVE, CURB & SIDEWALK
 RECONSTRUCTION

AWARD TENDER:
 CONTRACT 92-23

Report from Mr. Burke (R. Fougere, G.M. Boyd) on tenders received for Contract 92-23 (curb & sidewalk reconstruction, Woodland Ave.), recommending that the tender be awarded to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$126,199.81; completion time: 35 workdays. The

shortfall of \$15,119.81 to be taken from unexpended funds from the 1992/93 Capital Works Budget allotment for Ward 4.

MOTION: To award the tender for Contract 92-23 to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$126,199.81. The \$15,119.81 shortfall to be taken from unexpended funds from the 1992/93 Capital Works Budget allotment for Ward 4.

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

11.1.3 SPECIAL RESOLUTION 92-33

SPECIAL
RESOLUTION
92-33

Special Resolution 92-33, to authorize the withdrawal of funds in the amount of \$42,000. from Special Reserve, for the relocation of the house at 1 Crichton Ave., to a City-owned lot at 10 Eaton Ave., has been recommended for approval by Mr. Duke, with Mr. Burke's concurrence.

MOTION: To approve Special Resolution 92-33, authorizing the withdrawal of funds from Special Reserve, as recommended.

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

At 11:05 p.m., Council went in camera, on motion of Ald. Greenough and Thompson. Adjournment was from the in camera meeting, at 11:15 p.m.

V. Carmichael
V. Carmichael,
Asst. City Clerk.

ITEMS:

- Visiting delegation, Kosice, page 1.
 - 1.0 Concerns of Council members or questions, page 1 to 3.
 - 2.0 Delegations & Hearings of Protest, page 3.
 - 3.0 Original Communications, page 3.
 - 4.0 Presentations, page 3.
 - 5.0 Petitions, page 3.
 - 6.0 Reports, page 3.
 - 6.1 City Administrator, page 3.
 - 6.1.1 Strategic Planning, page 3 & 4.
 - 9.0 Presentation, Halifax Harbour Clean-up, page 4 & 5.
 - 6.2 Sokicitor, page 5.
 - 6.2.2 Marshall lands, page 5.
 - Resolution 92-31, page 5.
 - 6.2.3 By-law T-402, page 6.
 - 10.1 Regionalization of the Dartmouth Ferry System, page 6.
 - 11.0 Reports, page 7.
 - 11.1 City Administrator, page 7.
 - 11.1.1 Tender, Contract 92-25, Sidewalk: MacLean Ave., Brownlow, pg. 7
 - 11.1.2 Tender, Contract 92-23, Woodland Ave. curb & sidewalk, pg. 7.
 - 11.1.3 Special Resolution 92-33, page 8.
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**DARTMOUTH CITY COUNCIL
AGENDA**

**TUES., SEPT 15 /92
7:30 PM
COUNCIL CHAMBER
IN CAMERA SESSION
10:00 PM**

**CONTINUATION OF COUNCIL AGENDA OF SEPT 8/92
(REPORTS PREVIOUSLY CIRCULATED)**

1. **REPORTS** (previously circulated)

1.1 **SOLICITOR**

1.1.1 Ward Boundaries Review Committee

2. **MOTION** (previously circulated)

2.1 **ALD. MAY/LEVANDIER**

2.1.1 Possible reward for staff performance

3. **NOTICES OF MOTION**

COUNCIL AGENDA OF SEPT. 15/92

4. **PRESENTATION**

i) Nova Scotia Power Corporation - Tuff's Cove Generating
Plant - (15 MINUTE MAXIMUM)

5. **CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)**

6. **REPORTS**

6.1 **CITY ADMINISTRATOR**

6.1.1 Contract 92-21, Maple Street - Sewer, Water Main
and Street Construction

6. REPORTS (CONT'D)

6.1 CITY ADMINISTRATOR

- 6.1.2 Contract 92-22, Kingston Crescent to Woodland Avenue Storm Drainage
- 6.1.3 Contract 92-24, Waverley Road, Curb and Overlay Pavement

6.2 PUBLIC TRANSPORTATION ADVISORY COMMITTEE

- 6.2.1 Taxi By-law Amendments

IN CAMERA SESSION - 10:00 P.M.

- 1. Purchase of Property

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: DEPUTY MAYOR WOODS
ALDERMEN THOMPSON, PYE, MAY
LEVANDIER, MACFARLANE
CUNNINGHAM, GREENOUGH
HAWLEY, WALTON, HETHERINGTON

MEMBERS ABSENT: ALD. RODGERS, SARTO

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
ASST. CITY CLERK: V. CARMICHAEL
DEPARTMENT HEADS & ASSISTANTS

1.0 REPORTS

1.1 SOLICITOR

1.1.1 WARD BOUNDARIES REVIEW COMMITTEE

WARD REVIEW
COMMITTEE

As requested by Council, the Solicitor has prepared terms of reference for the Ward Boundaries Review Committee, and she went through these briefly with Council, noting several specific points that members might want to look at in particular. A motion was presented to approve the terms of reference, as recommended.

MOTION: To approve the terms of reference for the Ward Boundaries Review Committee, as presented by the Solicitor and recommended.

Moved: Ald. Levandier
Second: Ald. Thompson

A series of amendments were proposed during the course of debate on the motion. At the conclusion of the debate, Deputy Mayor Woods took the vote separately on each of the amendments, which are recorded as follows:

- 1) AMENDMENT: In section 1. of the terms of reference, sub-section (a) is amended by adding the words '. . . (and) the number of Aldermen per ward.'
Sub-section (b) is amended by adding the words '. . . and ward representation' (ie. the number of Aldermen per ward).

Moved: Ald. Greenough
Second: Ald. MacFarlane
In Favour: All
Against: None
Amendment Carried

- 2) AMENDMENT: The Committee shall consist of eight members who are residents of the City of Dartmouth. (section 2.)

Moved: Ald. Greenough
Second: Ald. MacFarlane
In Favour: All members except
Against: Ald. Levandier
Amendment Carried

- 3) AMENDMENT: Membership on the Committee is to be advertised, and members selected from the applications received.

Moved: Ald. Walton
Second: Ald. Hetherington
In Favour: All members except
Against: Ald. Pye
Amendment Carried

- 4) AMENDMENT: Presentation of the final report to Council will be no later than May 31st, instead of Sept. 30/93, as section 5. presently reads.

Moved: Ald. May
Second: Ald. Greenough
In Favour: All members except
Against: Ald. Hetherington
Amendment Carried

- 5) AMENDMENT: The Committee is to be comprised of one member per ward, for a total of seven, with the remaining member, who is the Chair, to be selected by City Council.

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

Ald. Thompson suggested that once the Committee is formed, they might also want to look at the municipal amalgamation recommendations the Province will be considering, as part of their overall study.

The vote was taken on the motion, as amended.

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

SUBMISSION & REPORT - CROSSWALK GUARDS

CROSSWALK GUARDS Members of Council have received copies of a submission from the crosswalk guards, and a report has already been sent out by Mr. Burke, addressing a number of concerns raised at Council, in connection with crosswalk guard services for this year.

Ald. Hetherington proposed, at this time, that two representatives from the crosswalk guards, plus a representative from the Police Dept. and from Eagle Security, meet with Mr. Burke to discuss and come to some resolution of the problems that have arisen. Members of Council favoured this approach, rather than having the item added to the agenda for this meeting, which was suggested as the other alternative. Mr. Burke agreed to have the meeting arranged, as requested.

2.0 MOTION2.1 ALD. MAY/LEVANDIER2.1.1 POSSIBLE REWARD FOR STAFF PERFORMANCE

In the interest of time for other items still remaining on the agenda, Ald. May proposed that his motion be deferred until the next meeting of Council; members of Council concurred with the deferral.

3.0 NOTICES OF MOTIONNOTICES OF
MOTION

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

(1) Ald. Cunningham

That staff be directed to liaise with the Executive of Dartmouth Cable Television, to determine the possibilities of live coverage of City Council meetings, and to report on the ramifications, including associated costs, with respect to such undertakings, within two months.

(2) Ald. May/MacFarlane

- a) WHEREAS the City continues to seek ways to provide services at a reasonable cost;
BE IT RESOLVED that the City Administrator identify those services presently provided by City employees which could be considered for contracting out, and how such contracts would be prepared.

b) Ald. May

WHEREAS the City is seeking to sell \$6,000,000. of land identified in a recent report;

AND WHEREAS the City drastically reduced its projected capital spending for three years;

BE IT RESOLVED that the City Administrator prepare a report and recommendation as to how an expanded capital Works Program could be reinstated, using some or all of the proceeds from the land sales, and also, how the annual operating budget could use a portion of the proceeds.

c) Ald. May

WHEREAS the City must continue to offer competitive earnings and benefits for employees;

AND WHEREAS it appears Dartmouth benefits and costs of benefits, are greater than in other Nova Scotia public organizations;

BE IT RESOLVED that the City Administrator report to Council upon the feasibility of offering one pension plan for those employees employed as of March 1, 1993, and a separate pension plan for all new employees employed after March 31, 1993.

(3) Ald. Levandier

WHEREAS Nova Scotia has a two-tiered system of delivering Social Services;

AND WHEREAS the delivery of Social Services is clearly not a municipal responsibility;

AND WHEREAS the current system creates hardship on the clients of these systems;

AND WHEREAS Dartmouth has always been a leader in seeking progressive change;

THEREFORE BE IT RESOLVED that Dartmouth City Council serve notice on the Province of Nova Scotia, that after Jan. 1, 1994, it will no longer be in the 'community services business', and that we do this in an effort to effect progressive change.

4.0 PRESENTATION1) NOVA SCOTIA POWER CORP. - TUFT'S COVE GENERATING PLANT

POWER CORP.
PRESENTATION

Attending the meeting for the Power Corp. presentation to Council, were Mr. Terry MacDonald and Mr. Morris MacDonald. Mr. Terry MacDonald proceeded with the

presentation, assisted by a series of slides, and first provided information on the place of the Tuft's Cove generating plant in the Nova Scotia system; its output and generating capacity; the growth in energy needs in the province and more particularly, in the metro area. The types of fuel used at the Tuft's Cove plant, and resulting emissions, were explained, also, the effects of fluctuations in the system load and of thermal inversions, soot-blowing procedures to deal with soot accumulations - in general, all of the impacting factors that relate to the environment in the City and especially the north-end part of Dartmouth where fallout from the plant has been an ongoing concern to area residents. He continued with detailed information on the efforts that have been made by the Power Corp. to minimize pollution and fallout from the plant, short of the installation of scrubbers on the stacks, which would represent a major cost to the Corporation.

At the conclusion of the presentation, he informed Council of a series of additional measures the Corporation plans to take, to address further the complaints from residents; these include:

- 1) the setting up of a particulate and SO₂ monitoring system, hopefully by Oct. 1/92, for a two-month period. Information gathered will be released at the end of this time.
- 2) establishment of a 'hot line' for residents, and willingness to investigate complaints as they are received.
- 3) additional monitoring of the conditions of the boiler.

Ald. Pye spoke on behalf of north-end residents, who have been experiencing particular fallout from the Tuft's Cove plant for several years. He asked about a neighbourhood meeting with residents, and Ald. MacFarlane suggested such a meeting at the time when findings are released from the monitoring program. Mr. MacDonald said it is intended that information will be made available, and with the results, the company will be in a better position to address the concerns of the residents.

Council was willing to hear from three speakers, representing area residents in the gallery. Mr. John Keating of 7 Springhill Road, who circulated copies of a letter to Council from him, went through the main

points of his letter, and said he felt the steps outlined by the Power Corp. at this meeting, are at least a beginning and a recognition that there are problems. He hoped there would now be an accessibility to the corporation, to entertain individual grievances from residents.

Mr. Joseph Awad and a third person, with relatives living in the affected area, stated their strong objection to the fallout damage from the plant, and what they considered to be a lack of response to complaints, on the part of the Power Corp. The question of compensation for damage to cars and homes, was also raised.

Besides seeking a meeting with residents and a release of information to them on the outcome of the monitoring system being set up, the idea of a citizen watch-dog committee was also suggested by Ald. Levandier. Several members of Council agreed that this kind of liaison committee would be worthwhile, and Deputy Mayor Woods asked Mr. MacDonald for a reply in writing, to Mayor-Elect McCluskey, indicating a response from the Power Corp. officials, to the formation of a citizens' committee, as favoured by Council.

During the course of answers from Mr. MacDonald to questions from Council, he circulated a letter from the Dept. of Agriculture & Marketing, dealing with the diagnostic test carried out on samples of fruit and leaves from the north-end area where pollution from the plant is occurring. Mr. MacDonald noted that Dept. of the Environment requirements are being met by the Corporation, but Ald. Hetherington suggested that perhaps it is the standards that are not adequate.

The Power Corp. representatives were thanked by Deputy Mayor Woods for their attendance and for making their presentation to Council.

5.0

CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. HETHERINGTON Ald. Hetherington asked for an update from Council's Metropolitan Authority representatives, on the status of the solid waste management issue. Deputy Mayor Woods gave a report on the meeting with County and Bedford reps, to discuss the prospect of going ahead with Strategy #5, with Ogden Martin as one of the participants. He and the other two members (Ald. Levandier and May) also gave their impressions of the Authority meeting at which the Bedford members left before a vote could be taken; as a result, there is still no resolution of the impasse over this issue. Ald. May proposed that the 13-page summary of the contract with Ogden Martin be circulated to members

of Council, so they have a better understanding of what the contract means. Ald. Hetherington requested that the summary be circulated prior to next week's Council meeting, and that the solid waste management item be dealt with as the first item of business, immediately following the public hearing scheduled for September 22nd. Other members of Council were in agreement with Ald. Hetherington's request.

ALD. CUNNINGHAM Ald. Cunningham asked that a letter of congratulation be forwarded to the Dartmouth General Hospital Administrator and the Chairman of the Board, on the selection of Dartmouth General, by Chatelaine magazine, as one of the top twelve hospitals in all of Canada.

ALD. MAY Ald. May's inquiry concerned future Council agendas and where the Water Utility budget will fit into the agenda schedule; he suggested the idea of a Continuing Agenda, as a means of organizing items in a better way. He also suggested that one particular day a month, other than regular Tuesday Council sessions, be designated for presentations to Council.

Ald. May's other question, about the painting of the Operations Centre building, was discussed with Mr. Burke and Mr. Fougere.

ALD. PYE Ald. Pye again requested that crosswalk markings be painted on the street at Farrell Road and Catherine Street. Also, that pedestrian crossing lines be painted on the street at Highfield Park Drive (from the transfer station), where people are having difficulty at present in getting across the street.

ALD. WALTON Ald. Walton advised that not all of the crosswalks in South Woodside have been painted as yet. Also, the pedestrian Walk light at Highway 111 and Pleasant Street, is not working properly; attention requested.

ALD. MACFARLANE Ald. MacFarlane noted that a set of traffic lights at the MicMac Parclo is not working either.

In connection with the house recently moved to Eaton Ave., from Crichton Ave., Ald. MacFarlane described the disruption that occurred in the Eaton Ave. neighbourhood, continuing through to 5:00 a.m. He said the area residents should have been notified in advance of this disruption, and that the entire move should have been handled differently.

ALD. THOMPSON Ald. Thompson asked about the speed signs and the overhead crosswalk signs for Woodlawn Road. Mr. Fougere said the latter signs have not arrived yet, but he had thought the other signs were already installed.

Ald. Thompson requested that when Mr. Greene receives information on the changes in Family Benefits & Family Allowances, he provide copies of this information for members of Council.

6.0 REPORTS

6.1 CITY ADMINISTRATOR

6.1.1 CONTRACT 92-21, MAPLE STREET - SEWER, WATER MAIN & STREET CONSTRUCTION

AWARD TENDER:
CONTRACT 92-21

Report from Mr. Burke (R. Fougere, G.M. Boyd) on tenders received for Contract 92-21 (Maple Street sewer, water main & street reconstruction), recommending that the tender be awarded to the lowest bidder, Woodlawn Construction Ltd., with a bid price of \$319,183.14. Completion time: 40 working days.

MOTION: To award the tender for Contract 92-21 to the lowest bidder, Woodlawn Construction Ltd., as recommended. Their bid price is \$319,183.14.

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

6.1.2 CONTRACT 92-22, KINGSTON CRESCENT TO WOODLAND AVE. STORM DRAINAGE

AWARD TENDER:
CONTRACT 92-22

Report from Mr. Burke (R. Fougere, G.M. Boyd) on tenders received for Contract 92-22 (Kingston Crescent to Woodland Ave. Storm Drainage), recommending that the tender be awarded to the lowest bidder, Doug Richard Backhoe & Trucking Ltd., with a bid price of \$105,533.20; completion time: 35 working days. The shortfall of \$10,533.20 to be taken from unexpended funds from the 1992/93 Capital Works Budget allotment for Ward 4.

MOTION: To award the tender for Contract 92-22 to the lowest bidder, Doug Richard Backhoe & Trucking Ltd., as recommended. Their bid price is \$105,533.20.

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

6.1.3 CONTRACT 92-24, WAVERLEY ROAD, CURB & OVERLAY PAVEMENTAWARD TENDER:
CONTRACT 92-24

Report from Mr. Burke (R. Fougere, G.M. Boyd) on tenders received for Contract 92-24, Waverley Road, curb & overlay pavement, recommending that the tender be awarded to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$233,094.15; completion time: 30 working days.

MOTION: To award the tender for Contract 92-24 to the lowest bidder, Ocean Contractors Ltd., as recommended. Their bid price is \$233,094.15.

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

6.2 PUBLIC TRANSPORTATION ADVISORY COMMITTEE6.2.1 TAXI BY-LAW AMENDMENTSTAXI BY-LAW
AMENDMENTS

In response to a request from the taxi industry, the Public Transportation Advisory Committee has recommended an amendment to By-law T-500, which would further reduce the limit on the number of taxi owner licenses for the City of Dartmouth. Proposed By-law T-505 has been drafted by the Solicitor in this connection, and was before Council with an accompanying report, recommending that before enacting the by-law, Council first conduct a public meeting at which the views of the public may be heard.

A motion was first presented, to set a date for a public meeting of Council.

MOTION: That Council set Sept. 29th as a date for the public meeting recommended by the Solicitor.

Moved: Ald. Pye
Second: Ald. Hetherington

Ald. Levandier was in favour of having the Public Transportation Advisory Committee proceed with the first public meeting, from which it can be determined whether or not a public meeting at Council is required.

MOTION: To refer the by-law to the Public Transportation Advisory Committee, to hold a public meeting, and to elicit opinion on questions of

'producing sufficient profits' and 'ensuring that vehicles, personnel and services will be of good quality'; also, to determine and indicate to Council whether or not another public meeting is required.

Moved: Ald. Levandier
Second: Ald. Hetherington

There was some difference of opinion among members of Council as to ^{the} best way of proceeding to hear from the public and from representatives of the taxi industry. After considerable debate, both for and against referral, the vote was taken.

In Favour: Six members
Against: Four members
Motion Carried

At 10:50 p.m., Council went in camera, on motion of Ald. Hetherington and Thompson.

Having later reconvened in open meeting, the action taken by Council, in camera, was ratified.

MOTION: To ratify the action taken while meeting in camera on this date.
(Land transaction proposal).

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

Meeting adjourned at 11:15 p.m.

V. Carmichael
V. Carmichael,
Asst. City Clerk.

ITEMS:

- 1.0 Reports, page 1.
 - 1.1 Solicitor, page 1.
 - 1.1.1 Ward Boundaries Review Committee, page 1 & 2.
Submission & report, Crosswalk guards, page 3.
 - 2.0 Motion, page 3.
 - 2.1 Ald. May/Levandier, page 3.
 - 2.1.1 Possible reward for staff performance, page 3.
 - 3.0 Notices of Motion, page 3 & 4.
 - 4.0 Presentation, page 4.
 - i) Nova Scotia Power Corp., Tuft's Cove Plant, page 4 to 6.
 - 5.0 Concerns of Council members or questions, page 6 to 8.
 - 6.0 Reports, page 8.
 - 6.1 City Administrator, page 8.
 - 6.1.1 Contract 92-21, Maple St., sewer, water, etc., page 8.
 - 6.1.2 Contract 92-22, Kingston Cres. to Woodland Ave., page 8.
 - 6.1.3 Contract 92-24, Waverley Rd., curb & overlay, page 9.
 - 6.2 Public Transportation Advisory Committee, page 9.
 - 6.2.1 Taxi By-law amendments, page 9 & 10.
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Lib. Ref. Dept.

**DARTMOUTH CITY COUNCIL
AGENDA**

TUES., SEPT 22 /92

7:30 PM

COUNCIL CHAMBER

1. PUBLIC HEARING

i) Application for Amendment to Land Use By-law- Woodlawn
Court

2. SOLID WASTE

**CONTINUATION OF COUNCIL AGENDA OF SEPT 15/92
(PREVIOUSLY CIRCULATED)**

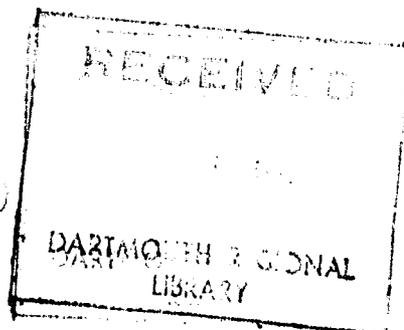
3. MOTION (previously circulated)

3.1 ALD. MAY/LEVANDIER

3.1.1 Possible reward for staff performance

COUNCIL AGENDA FOR SEPT 22/92

4. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)



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

MEMBERS PRESENT: DEPUTY MAYOR WOODS
ALDERMEN SARTO, THOMPSON, PYE
LEVANDIER, MAY, RODGERS
CUNNINGHAM, MACFARLANE
HAWLEY, GREENOUGH
WALTON, HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: M. MOREASH
ASST. CITY CLERK: V. CARMICHAEL
DEPARTMENT HEADS & ASSISTANTS

Deputy Mayor Woods welcomed to the meeting, students from Ellenvale Junior Highschool, who were present for a portion of this Council meeting.

1.0 PUBLIC HEARING

i) APPLICATION FOR AMENDMENT TO LAND USE BY-LAW - WOODLAWN COURT

PUBLIC HEARING:
WOODLAWN COURT

This date was set by Council for public hearing of an application from Woodlawn Construction Ltd., to rezone lands at 104 & 106 Woodlawn Road, from R-1 Zone to R-2 Zone, to permit the construction of six semi-detached dwellings, containing a total of 12 one-bedroom senior citizen (retirement) units. Documentation pertaining to this application was previously circulated with the agenda, to all members of Council.

All twelve members of Council were recorded as being present for the public hearing.

Mr. L'Esperance made the Planning Dept. presentation to Council, explaining the basis for recommending in favour of the application, that is, Policy G-4 of the M.P.S., which states: "Council shall investigate the possibilities and options for redevelopment and infilling of areas throughout the City to make better utilization of existing services." The other conditions that follow, in Appendix "A", referred to the Analysis Against Criteria Contained Within Municipal Planning Strategy, represent compliance requirements that are met, in the opinion of the Planning Dept. The proposed R-2 development is considered to be compatible for the location requested, and only R-2 residential uses would be permitted under the zoning change (ie. such as standard duplex units and no commercial uses). The Planning Dept. has therefore recommended approval of the rezoning application, and of proposed By-law C-696, to accomplish the zoning change.

Questions to Mr. L'Esperance from members of Council centered in particular on the possibility of a development

agreement that would bind the developer to the proposal he has made for the use of the land, and restrict him from changing the plan or selling the land to someone else who would develop it in the regular conventional R-2 duplex units. Mr. L'Esperance acknowledged that once the land is zoned R-2, conventional duplex development could take place on the site, but at present in Dartmouth, development agreements cannot be made applicable to R-2 developments. The Solicitor further substantiated the information given by Mr. L'Esperance, and further advised, in response to a question about restrictive covenants, that there is no such provision in the Planning Act, and any such covenants are not tools that could be applied in this instance. He said the decision for Council to make is whether the land should be rezoned from R-1 to R-2 Zone, and if it is rezoned, it can then be used for any R-2 purpose. Asked whether the present application could be held in abeyance until a development agreement requirement, applicable to zones including R-2, could be enacted by the City, Mr. Moreash advised that it could not. He said Council now has to deal with the application that is before the Council.

Ald. Sarto had a number of questions about trenching that has already taken place on the site proposed for development, and whether the developer would be required to install pipe in this trench. Other questions pertained to possible flooding of abutting properties, depending on the elevation of the lands being developed; the adequacy of sewer services to take this development; traffic control at the point on Woodlawn Road where cars from the development would enter and exit. Ald. Hetherington also had questions about potential traffic problems, with another exit/entrance point at an already-busy intersection, and Mr. L'Esperance explained to Council, with the aid of a drawing provided, how traffic lanes that exist now, would be able to accommodate the turning patterns required for Woodlawn Court traffic. He said that based on the laning available, traffic movement is not considered to be a safety hazard at this point. Questions from Ald. Thompson pertained to covenant restrictions and any other possible means of guaranteeing compliance by the developer with the proposal before Council. The information conveyed by the Solicitor and Mr. L'Esperance, to any and all suggested restrictions, was as recorded above (ie. not provided for in the Planning Act and development agreements cannot be applied for R-2 developments). With respect to questions about drainage and sewer requirements, members were advised that plans that will be submitted by the developer will have to be approved by the Engineering Dept. in the normal way. The services in place would accommodate whatever form of R-1 or R-2 development took place on the site; this applies to primary services the City provides.

The public hearing was opened by Deputy Mayor Woods; he called for any speakers in favour of the application.

Mr. Harry Poole, representing the applicant, Woodlawn Construction Ltd., addressed Council, and emphasized from the outset that he has ' . . . no intention of building anything else' other than the proposal before Council. He gave Council assurance that the design prepared by the Architect engaged by him, will be followed, and said he would be willing to put this assurance in written form, if it would be of any help in reinforcing his stated intent. He felt that his reputation in the community, as a developer, stands on its own merit. He explained that the drainage swale and in-filling, already carried out on site, was to protect a neighboring property from being flooded, and did not feel that the land elevations, for the type of housing units that are proposed, will cause flooding problems for abutting properties. Both he and other speakers who followed, tended to feel that the elevations for the one-storey dwellings in his plan will, in fact, be more compatible with existing residential properties than R-1 development would be on the site, since R-1 units would have basements and could be two storeys in height.

Ald. May asked whether a natural water course had ever run through the land involved, forming part of a natural drainage system. Mr. L'Esperance said he thought there was at one time, but he was not able to give a definite yes or no answer to Ald. May.

The second speaker in favour was Mr. Paul MacNeil, a real estate agent for Century 21, who approached Mr. Poole about the availability of the land for senior (retirement) housing, since there is a market for the type of housing units that are planned.

Ald. Rodgers asked when sewer and water services were installed for this site; Mr. Fougere advised that it was in 1986/87. Asked about the 3" forced main that will be required to service this development, Mr. Fougere said his department will require certification as to its adequacy, but he has no particular concerns about a forced main system at this location, since they are in use elsewhere in the City at a number of locations.

Mr. Norman Bezanson, the contractor who will do the building for this development, if approved, answered questions from Council about wheelchair accessibility and other provisions for features intended to accommodate senior tenants. Ald. May asked if the developer intends

to install sidewalks, that would facilitate wheelchair accessibility within the development. Mr. Poole advised that there is no requirement for him to install sidewalks at this point, but said he would ' . . . do anything required of any other developer' (in this regard).

The final speaker in favour was Mr. Bob Jeffries of Regal Road, the Architect for the project. He provided considerable detail on the housing concept that he has chosen for this retirement home proposal, along the lines of other similar projects he has designed for in other municipalities, such as Truro. He also explained construction techniques, especially in relation to the low profile given the roof-scape, and the design of the roofs with a slope, providing a loft area inside but making the possibility of adding a second storey virtually not feasible. (The possible addition of second storeys to Woodlawn Court units has been a concern raised, along with elevation levels that would be incompatible with existing R-1 properties in the area.) Mr. Jeffries stated that the buildings in this development have been so designed as to be specifically targeted for the retirement-home market. Since they are slab dwellings, without basements, it is felt that they would be even more compatible with the present dwellings in the area, being at a more similar elevation than houses with basements.

There will be provisions for cars to be parked between the units, and the front of the units will feature a level terrace and plantings. Mr. Jeffries continued with his presentation of information to Council, at the conclusion of which, a brief adjournment was taken, on motion of Ald. Greenough and Hetherington.

The public hearing then reconvened and Deputy Mayor Woods called three more times for any speakers in favour of the rezoning application. There being none, he called for those speakers opposed to the application.

Mr. Harvey Slade of 96 Woodlawn Road, spokes-person for a number of area residents, stated the concerns indicated about R-2 development on this site and its impact on R-1 homes already there, in terms of what he called 'a lessening of appreciation' on those properties. Also, he felt that area residents are unprotected by the lack of any guarantee about the kind of R-2 development on the site, once it is rezoned. Ald. May asked if Council is able to get into questions of devaluation, and was advised by the Solicitor that this consideration relates to the compatibility factor and is therefore a point of consideration. Ald. May also asked if the concerns of residents are directed not so much at the proposed development, but the fact of it not being guaranteed. It appeared that this was the case, although Mr. Slade did not say so categorically.

A petition, bearing 242 names, from area residents opposed to the rezoning, was circulated with other material, to members of Council. This petition was referred to numerous times during the public hearing, and by Mr. Pyra, the second speaker opposed to the application.

Council heard Mr. Stan Pyra of 81 Kelly Drive, who elaborated in some detail on the objections that have been stated at the neighborhood information meeting, and in resident submissions; these include: the traffic situation at the Settle/Woodlawn/Daye Ave. intersection and further aggravation of it by the proposed development; the protection of R-1 investment commitment made by long-time residents; concern about property devaluation, and the incompatibility of R-2 development with existing R-1 properties and homes.

Following Mr. Pyra's presentation, Deputy Mayor Woods called three more times for any speakers opposed to the application, and there being none, the public hearing was declared to be closed, on motion of Ald. Pye and Hetherington.

BY-LAW C-696

Proposed By-law C-696 was before Council, recommended for approval by the Planning Dept., and Council proceeded with the readings, as required.

MOTION: That leave be given to introduce the said By-law C-696 and that it now be read a first time.

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

MOTION: That By-law C-696 be read a second time.

Moved: Ald. Hetherington
Second: Ald. Pye

Ald. Thompson and Sarto were opposed to second reading, for the various reasons and concerns stated by area residents, and considering their wish to protect R-1 property values, as demonstrated by their petition and attendance in large numbers, for this Council meeting and public hearing. Ald. Hetherington was opposed to 'spot' rezoning, which Council has consistently objected to in the past, and Ald. Greenough took the position that the considerations of area residents have been Council's prime consideration in the case of previous rezoning applications.

Members willing to support second reading, did so on the assumption that Mr. Poole will be proceeding with the project for this site, as it has been presented to Council at this meeting, and placed their trust in his assurance that R-2 development will take the form presented. Members in favour felt that this kind of housing is worthwhile and required for a particular segment of the City's population, and considered that overall housing considerations had to be taken into account for the total City. Also, they were unable to find technicalities that would have made it possible to refuse the rezoning, given that the developer has complied with City requirements, and MPS criteria. They felt that to do otherwise, would negate the decision of Council through the appeal process and subsequent decision of the Municipal Board. It was recognized that residents living around the site have legitimate concerns and are entitled to have these heard, but in the final analysis, questions of compatibility and compliance have been addressed, and Council therefore has to make decisions within the framework of Planning Act provisions. Based on these arguments, the majority of Council members were willing to proceed with second reading and to give their approval to the By-law.

Ald. Hawley questioned whether property devaluations actually occur after developments on abutting properties have been allowed to go ahead; he referred to several other contentious rezonings in Ward 1, and to one in his own ward, where there has been little problem caused by the new developments once they were in place.

A motion was adopted, moved by Ald. Thompson & Rodgers, to continue meeting beyond 11:00 p.m., and at the conclusion of a lengthy debate, the vote was taken on second reading.

In Favour: Eight members

Against: Ald. Sarto, Thompson

Greenough, Hetherington

Motion Carried

Unanimous consent was not given by Council for third reading of the by-law.

Ald. Levandier requested that a member of Council be appointed to take his place at the next two meetings of the Metropolitan Authority, scheduled for tomorrow (23rd) and for Sept. 29th. The names of Ald. Pye & Thompson were placed in nomination, and following a vote by secret ballot, Ald. Thompson was named by Council to represent Ald. Levandier for those two meetings.

The meeting adjourned at 11:30 p.m.

V. Carmichael

V. Carmichael,
Asst. City Clerk.

ITEM:

- 1.0 Public Hearing, page 1.
 - i) Application for Amendment to Land Use By-law, Woodlawn Court, page 1 to 6 incl.
By-law C-696, page 5.
-

Lib. Ref. Dept.

**DARTMOUTH CITY COUNCIL
AGENDA**

TUES., SEPT 29/92

6:30 PM

COUNCIL CHAMBER

1. SWEARING-IN CEREMONIES

Mayor-Elect Gloria McCluskey
Alderman-Elect David MacDonald

**** PLEASE NOTE THIS CEREMONY COMMENCES AT 6:30 P.M. ****

Lib. Ref. Dept.

**DARTMOUTH CITY COUNCIL
AGENDA**

**TUES., SEPT 29 /92
7:30 PM
COUNCIL CHAMBER
IN CAMERA
10:00 PM**

1. Third Reading By-law C-696, Land Use By-law - Woodlawn Court

**CONTINUATION OF COUNCIL AGENDA OF SEPT 22/92
(REPORTS PREVIOUSLY CIRCULATED)**

2. **SOLID WASTE**

3. **MOTION** (previously circulated)

- 3.1 **ALD. MAY/LEVANDIER**

- 3.1.1 Possible reward for staff performance

4. **CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)**

COUNCIL AGENDA OF SEPT 29/92

5. **REPORTS**

- 5.1 **CITY ADMINISTRATOR**

- 5.1.1 Advisory Committee on Human Rights
 - 5.1.2 Tender 92-27, Curb & Sidewalk Construction, Lucien Drive and Grimes Avenue
 - 5.1.3 Easements - Harbour Clean-up
 - 5.1.4 Alderney Gate - Amendment to Ground Lease

IN CAMERA SESSION - 10:00 P.M.

1. Lease of land

LOCATION: CITY COUNCIL CHAMBERS

TIME: 6:30 P.M.

PRESENT: MAYOR-ELECT MCCLUSKEY

ALDERMEN SARTO, THOMPSON, PYE
WOODS, MAY, MACFARLANE
CUNNINGHAM, GREENOUGH
HAWLEY, WALTON, HETHERINGTON
ALDERMAN-ELECT MACDONALD

MEMBERS ABSENT:

ALD. RODGERS
LEVANDIER

CITY CLERK-TREASURER: B. SMITH

JUDGE FRAN POTTS

1.0 SWEARING-IN CEREMONIES

MAYOR-ELECT GLORIA MCCLUSKEY
ALDERMAN-ELECT DAVID MACDONALD

SWEARING-IN
CEREMONIES

Judge Fran Potts was present for the swearing into office of Mayor-Elect McCluskey and Alderman-Elect MacDonald. She expressed appreciation at the opportunity to perform these swearing-in duties, and noted that she is a Ward 4 resident of Dartmouth. She then proceeded to swear in Alderman-Elect David MacDonald, representing Ward 4, and Mayor-Elect Gloria McCluskey, who previously served as one of the Ward 4 Aldermen.

Mayor McCluskey thanked Judge Potts for taking part in the swearing-in ceremony, and welcomed members of the public present in the gallery. She said she was pleased to be serving as Mayor and as part of this City Council; she also welcomed Ald. MacDonald to Council.

Ald. Greenough extended congratulations to Mayor McCluskey and wished her well, on Council's behalf.

The meeting then adjourned, and Council reconvened for the regular session at 7:30 p.m. on this date.



V. Carmichael,
Asst. City Clerk.

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

MEMBERS PRESENT: MAYOR MCCLUSKEY
ALDERMEN SARTO, THOMPSON
MACFARLANE, CUNNINGHAM
MAY, RODGERS, MACDONALD
WOODS, PYE, GREENOUGH
HAWLEY, WALTON, HETHERINGTON

MEMBER ABSENT: ALD. LEVANDIER

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
ASST. CITY CLERK: V. CARMICHAEL
DEPARTMENT HEADS & ASSISTANTS

At the opening of the meeting, Mayor McCluskey welcomed students from Ellenvale Jr. High, who were present. She later also welcomed the 9th Dartmouth Cub Pack, present with their leaders. She brought to Council's attention, the City advertisement for applicants to serve on Boards and Committees for the coming year.

Ald. Thompson commended the new Dartmouth paper, 'The Patriot', welcoming Reg Horner to the City Hall press gallery as their reporter.

POWER SMART PROCLAMATION

A Proclamation was then read by Mayor McCluskey, proclaiming the month of October as Power Smart Month for the City of Dartmouth.

1.0

THIRD READING - BY-LAW C-696, LAND USE BY-LAW, WOODLAWN COURT

THIRD READING:
BY-LAW C-696

By-law C-696, to rezone lands at 104/106 Woodlawn Road from R-1 Zone to R-2 Zone, was before Council for third reading at this time, having received first and second readings at the Sept. 22nd Council meeting.

MOTION: That By-law C-696 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. Walton
In Favour: All members except
Against: Ald. Sarto, Thompson
Motion Carried

2.0 SOLID WASTESOLID WASTE
MANAGEMENT

Members have received from Mr. Burke, information Council requested previously, relative to the solid waste strategy issue, plus a chronological review of solid waste management decisions and activities, for the years 1973 to 1992 inclusive. Ald. Woods added to this information with an update on the most recent Metro Authority meetings, and a proposed boycott of the next upcoming meeting, in order to force a resolution of the present impasse in awarding the Ogden Martin contract. He sought Council's agreement to have Dartmouth members boycott the meeting, if Bedford representatives fail to do so, as they have planned. With the exception of one or two members, Council was willing to have the Dartmouth members proceed as they think best, including a boycott of the meeting, if such action is considered to be necessary. It was agreed that a motion to this effect would not be required.

At this point, Council members were provided with copies of the formerly-approved conditions for location of the Waste-to-Energy plant in Dartmouth, dated Dec. 23/91, and additionally, in the communication from Mr. Burke to Mort Jackson, dated Jan. 15/92. It was proposed that Council might want to review these conditions, and consider extending them. Considerable discussion followed, as to Dartmouth's position as host community for the waste-to-energy facility, the reluctance of Halifax to become part of the Strategy 5 agreement with Ogden Martin, the possible alternative of a Bedford site for the incinerator, and legalities involved in forcing this decision through a boycott procedure, as explained by Ald. Woods.

After the discussion, Ald. Woods was prepared to make a motion, confirming the conditions formerly approved by Council and the Metro Authority, for locating the waste-to-energy plant in Burnside.

MOTION: That Council reaffirm its position of January, 1992 (on the terms & conditions for the Burnside site for the waste-to-energy plant), and extend the offer to the Authority, to the end of October, 1992.

Moved: Ald. Woods
Second: Ald. Greenough

The motion was intended to indicate that Council will not entertain any alternatives in the compensation package, if the Burnside site is confirmed for the plant. Ald. Hawley suggested that perhaps Council should be looking at each of the items and any possible areas of compromise. Most other members supported the motion as presented.

Ald. May and Rodgers felt that Dartmouth should seek protection, to insure compensation provisions in conjunction with the Ogden Martin agreement, and a side agreement, suggested by Ald. Rodgers, that would be binding on Ogden Martin, in the event of Halifax withdrawing from the agreement at any future point. The vote was taken on the motion.

In Favour: All members except

Against: Ald. Pye, Hawley

Motion Carried

Ald. Thompson requested a replacement for attendance at the next Metro Authority meeting, and on his motion, seconded by Ald. MacFarlane, Council named Ald. Woods to attend, representing the City in Ald. Thompson's place.

3.0 MOTION

3.1 ALD. MAY/LEVANDIER

3.1.1 POSSIBLE REWARD FOR STAFF PERFORMANCE

The motion of Ald. May/Levandier, for which notice was previously given, has been deferred until the next regular Council meeting.

5.0 REPORTS

5.1 CITY ADMINISTRATOR

5.1.1 ADVISORY COMMITTEE ON HUMAN RIGHTS

ADVISORY COMM.
HUMAN RIGHTS

Council has been requested by the Chair of the Human Rights Advisory Committee, to reduce the number of members required for a quorum, to five, which represents one-third of the membership. An amendment to the original Memorandum of Understanding for this Committee, would be required to accomplish this change.

MOTION: To approve the change requested by the Human Rights Advisory Committee Chair, so that a quorum of only five members would be required for meetings.

Moved: Ald. Sarto

Second: Ald. Walton

In Favour: All

Against: None

Motion Carried

5.1.2 TENDER 92-27, CURB & SIDEWALK CONSTRUCTION, LUCIEN DR.
AND GRIMES AVE.AWARD CONTRACT:
TENDER 92-27

Report from Mr. Burke on tenders received for Contract 92-27, curb & sidewalk construction on Grimes Ave. and on Lucien Drive, recommending that the tender be awarded to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$79,177.33; completion time: 25 working days.

MOTION: To award the tender for Contract 92-27 to the low bidder, Ocean Contractors Ltd., as recommended. Their bid price is \$79,177.33.

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

5.1.3 EASEMENTS - HARBOUR CLEAN-UPEASEMENTS:
HARBOUR CLEAN-UP

A report from Mr. Burke (R. Fougere) was before Council on easements requested from Halifax Harbour Cleanup Inc. over City-owned properties at (1) the end of North St. near the CN tracks, and (2) west of the CN tracks and south of the MacDonald Bridge, in the vicinity of Shore Road. The exact location of these easements has been designated on plans accompanying the report to Council.

MOTION: To approve the granting of the easements requested by HHCI, as recommended to Council by Mr. Burke.

Moved: Ald. Greenough
Second: Ald. MacFarlane

Ald. Cunningham was concerned that a presentation on this item has not yet been made to the Commons Committee, and Ald. May felt that area residents should have been provided with information as well. He asked that in the case of future easement requirements and outfall consolidations, there be meetings with residents living in the area, to explain what is taking place in their neighborhood. It was noted by Mr. Fougere that Metro Engineering are quite willing to meet with residents to outline the actual construction projects involved.

In Favour: All
Against: None
Motion Carried

5.1.4 ALDERNEY GATE - AMENDMENT TO GROUND LEASEALDERNEY GATE:
PEDWAY AGREEMENT

The final report from Mr. Burke to Council, dealt with the proposed Building Complex Ground Lease, amending the agreement associated with the pedway linking the ferry terminal to Alderney Gate; copies circulated with Mr. Burke's report. Mr. Burke has recommended approval of this lease agreement, between the City and Maplehurst Properties Ltd., and that the Mayor and City Clerk (or their designates) be authorized to execute the agreement, as prepared.

MOTION: To approve the Building Complex Ground Lease Amending Agreement, between the City and Maplehurst Properties Ltd., as recommended by Mr. Burke

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

4.0 CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

Several items of common concern were brought before Council and discussed; these included:

1) Increased incidence of acts of violence & other crimes

Ald. MacFarlane circulated photographs of a young person recently attacked by a group of teen-age youths. The boy attacked, along with a second boy, received major injuries, but in the attack, people passing by did not stop to assist the two boys in trouble. Ald. MacFarlane said this is not just an isolated incident, but such attacks are occurring in a recent pattern throughout the City.

Police Chief Cole acknowledged that there have been 44 situations of a similar nature since the beginning of this year. He said his department is doing everything possible to cope with the crimes that are being committed. He said that parents have to take responsibility for their children's whereabouts, and warning them of potentially dangerous areas where they could be attacked. Ald. May asked Chief Cole about problems his department faces with convictions in crimes where young offenders are involved. Chief Cole explained justice system difficulties that make it hard for the Police Dept. to keep

young offenders off the streets, one problem being the Young Offenders Act and the second, over-loaded courts and removal of the Family Court from Dartmouth.

Instances of violence and vandalism were reported by Ald. Rodgers, MacDonald and Mayor McCluskey. Ald. MacDonald advised that residents in the Boland Road area are initiating measures to deal with the continuing vandalism there, including a video watch, along the lines of the neighborhood watch program, but with the use of video equipment. He suggested a fence along the Northbrook property, as a means of controlling access in this area.

Ald. Hetherington requested that the Public Works & Safety Committee, meeting as the Police Commission, give consideration to a request being forwarded to the Solicitor General, seeking to have the names of young offenders published, and the restriction in this connection lifted.

2) School crossing guards

Ald. Pye requested discussions between Eagle Security and representatives of the Shannon Park community, on the possible joint reinstatement of the crosswalk guard formerly funded through a sharing arrangement with the City.

Ald. Rodgers asked for a report on the recent instance of a crosswalk guard not showing up for the Lyngby Ave. location, and any other similar incidents where this same thing may ** have happened. Mr. Burke was asked about the meeting with crosswalk guards and Eagle Security. He said the meeting will take place just as soon as the crosswalk guards choose their representatives. Otherwise, complaints about service have been addressed. ** (Ald. Rodgers requested information on performance monitoring in the report.)

3) Animal control services

Several questions were directed to Chief Cole about animal control services being provided through some other means, now that the company contracted is no longer in business.

Chief Cole advised that the City will be going to tender as soon as possible, and interim arrangements are having to be made in the meantime. Ald. Greenough felt that this area of responsibility should not rest with the Police Dept., and that

administration of the Animal Control Act should not be an additional duty the department has to perform, over and above all their other work.

Individual concerns and questions from members were as follows:

ALD. MACFARLANE

Ald. MacFarlane - asked about recently-imposed restrictions on bicycle use on Shubie Park footpaths. Ald. Greenough informed Council that the trails in question were never intended for bicycle use, and were not compatible with walking uses.

Ald. MacFarlane asked if Council could look at the possible licensing of bicycles, which are presently not required to be licensed.

ALD. HETHERINGTON

Ald. Hetherington - In connection with the Commodore Drive widening, he asked that TMG look at moving the stacking lane back, where the Burnside Drive lane turns into Ron Smith Ave.

Request for information from the Engineering Dept., for Ald. Hetherington & Walton on the CoastGuard expansion that should have taken place.

ALD. PYE

Ald. Pye - asked that attention be given to breaks in the fence along Victoria Road, allowing children to run across the street at these points: (1) about thirty feet up from the new signalization at Highfield Drive; and (2) at Lahey Road.

Ald. Pye objected to the fact that the National Gypsum dock facility, located in Dartmouth, has not been so designated in the most recent Port of Halifax publication.

ALD. WALTON

Ald. Walton - asked about appointments to the Committee on Ward Boundaries. The Solicitor said that Council will make the appointments, based on the applications received.

Asked about the lane markings in South Woodside and when they will be started; Mr. Fougere to contact Ald. Walton.

ALD. GREENOUGH

Ald. Greenough - asked for action on the zoning violation, involving the property on Fourth Street where a shed has been built in the front yard. Other efforts to date, on the part of the City, have not been successful, and he suggested that the time has now come for legal action.

- ALD. SARTO Ald. Sarto - brought to Chief Cole's attention the speeding on Dorothea Drive , in the vicinity of Graycourt Terrace.
- ALD. THOMPSON Ald. Thompson - asked about enforcement of the Stoop & Scoop provision in the Dog By-law, and whether or not anyone has been charged for violation. He requested that the wire fence around the Clifford/Anderson pumping station, be painted or removed - also, that trees be planted to make the property more presentable (such as the Mount Edward sub-station property).
- ALD. HAWLEY Ald. Hawley - asked that the pole in front of a property on Sullivan's Terrace, be taken down and that unsightly mounds of earth left when the other pole was installed, be removed as well.
- ALD. MAY Ald. May - questioned the cost of intervention by the City, in connection with the bridge fare increase for trucks. The Solicitor said it may be upwards of \$10,000. for the intervention. Ald. May asked about (a) the meeting with the Industrial Commission (early November), and (b) the Water Utility budget (Mr. Burke trying to get the meeting set up for that budget). Ald. May requested anything further than can be done to prevent vehicles coming down at the end of Park Ave., where a truck has gone through the barricade and demolished it.
- ALD. MACDONALD Ald. MacDonald - asked that the fence along the Albro Lake boardwalk be lowered, to prevent children from falling through. Ald. MacDonald suggested the idea of a 'hot line' for contacting Aldermen and City staff, when necessary; he would like to have this suggestion considered.
- ALD. WALTON Ald. Walton - asked that a sign be posted at the front of City Hall, indicating that access to the Council Chamber for the public attending meetings, is at the back entrance.

At 10:05 p.m., Council went in camera, on motion of Ald. Hetherington and Thompson. Council later reconvened to ratify the action taken in camera.

MOTION: To ratify the action taken while meeting in camera on this date.
(Lease of land)

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

Meeting adjourned at 10:10 p.m.

V. Carmichael
V. Carmichael,
Asst. City Clerk.

ITEMS:

- 1.0 Power Smart Proclamation, page 1.
Third reading, By-law C-696, Land Use By-law, Woodlawn Court, page .
 - 2.0 Solid Waste, page 2 & 3.
 - 3.0 Motion, page 3.
 - 3.1 Ald. May/Levandier, page 3.
 - 3.1.1 Possible reward for staff performance, page 3.
 - 5.0 Reports, page 3.
 - 5.1 City Administrator, page 3.
 - 5.1.1 Advisory Committee on Human Rights, page 3.
 - 5.1.2 Tender 92-27, Curb & sidewalk, Lucien & Grimes Ave., page 4.
 - 5.1.3 Easements, Harbour Clean-up, page 4.
 - 5.1.4 Alderney Gate, Amendment to Ground Lease, page 5.
 - 4.0 Concerns of Council members or questions page 5 to 8 incl.
-