

# Dombrowski loses

by Richard Whitby

The case of Bruno Dombrowski versus Henry Hicks et al., came to an end last month, at least a temporary one, in a decision handed down by Mr. Justice Hart of the Supreme Court of Nova Scotia. The decision which was made December 19th was made in favor of the defendants, Henry D. Hicks, The Board of Governors of Dalhousie and W. Andrew MacKay. In a portion of the 38 page text printed below, Judge Hart summarizes his reasons for rejecting Dr. Dombrowski's case:

"After considering all of the evidence I find that there is no contractual obligation on the Board of Governors to consider the further employment of the plaintiff and no contractual obligation on the President of the university to place his name before the Board of Governors for such consideration. By accepting the terms of the final contract offered to him in 1972 for a two-year appointment, Professor Dombrowski had agreed that there will be no further obligations imposed upon the university after June 30, 1974. He entered into this agreement with the obvious advice of counsel and must have known its meaning and effect. The only special conditions which were agreed upon were those

which dealt with the fact that the contract was the last to be entered into between the parties. He chose to accept the two-year appointment with its year's leave of absence and remuneration in exchange for his agreement that it would be the last arrangement between himself and the university."

Dr. Dombrowski was contacted last week for

comment on the ruling as was President Hicks. He expressed great dissatisfaction with the findings of the judge and intimated that an appeal was planned. His greatest objection was that he felt that the facts as he saw them were not considered and called the decision "a travesty of justice." President Hicks on the other hand felt the decision was indeed fair and that

Dombrowski would be making a mistake to try to appeal it. He was of the feeling that the University's position was strong and that Dombrowski should have spent the time and expense looking for another position rather than pursuing this litigation. What becomes of this case in the final analysis, is something that will not be known until an appeal is

heard which could take years, however there has been an effect on the university's policy towards tenure.

President Hicks revealed in an interview that the university has substantially changed its policy on tenure and a new process has been set up to consider applications. The changes are being printed now and will be published shortly.

## Waterfront plans disgust

by Chris Nielsen

On Thursday January 16, 1975 Halifax City Council met to deal with a fairly heavy agenda of business.

One of the main items on the agenda was a presentation by Halifax Waterfront Development Group on the proposed plans for the development. Y&R Properties of Toronto and Clayton Developments of Halifax are partners in the project, with Arcop Associates doing the actual designing.

Kenneth Rotenberg president of Y&R Properties, referred to the project as a pioneering adventure in work with several different levels of government and a co-operative effort of both the public and private sectors.

Ray Afflick of Arcop Associates project design-

ers described the project as interesting, ambitious and worthwhile. He then outlined the criteria used in producing the preliminary design, which were preservation of historic buildings and views of the harbour from Citadel Hill, preservation and improvement of existing wharves, continuation of ferry travel as means of bringing people to the area and the necessity of public rather than private transit as the main mode of transportation to the area. Peripheral parking space would be provided at either end of the designated project space but would be limited within it. Mr. Afflick said it was their aim to bring "a brief level of animation" to the area, which would continue around the clock, by achieving "as highly a mixture of

urban uses" as possible. Office space retail units, a hotel with a marina, housing units a boardwalk esplanade and a "public space" at the foot of George St. were included in the proposed plan.

After the presentation questions concerning the project were directed at Mr. Rotenberg and Mr. Afflick. Questioning by Alderman Connelly brought out the information that the final project design would be completed by April and that it was hoped the main part of the project would be completed by 1978. However, it was considered to be a long term project of 8-10 years. The cost of development at today's prices was estimated at \$140 million plus. There is no answer yet as to how the plan is to be financed and

no idea as to Halifax City's vote in the financing.

Alderman Shannon questioned Mr. Afflick about how much and what type of housing would be included in the plan and was informed that the housing proposed would be suitable only for small families in the middle and upper income group. Seven hundred and fifty of these units are proposed.

There was also some discussion initiated by Alderman Shannon, as to how the ideas could be brought to the public for discussion. It was decided that the public could air their proposals and criticisms by contacting City Hall or their Alderman. The Community Planning Association was put forward as a medium

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## Dal buys Studley Apts.

by R. Metcalf

The Studley Apartments on LeMarchant Street behind Howe Hall were recently bought by Dalhousie. The purchase is thought to be a response to recent student pressure for the university to step up its construction and acquisition of housing units.

That pressure came primarily from the Howe Hall Residence Council, strongly supported by the Students' Council. According to informed sources the university decided last spring not to purchase the building because the price was too high. Either the price has come down or the pressure is paying off.

This is probably the first of several such purchases, in an attempt to alleviate the housing crush of September '75. There are two small apartment buildings on Seymour Street, one on Robie and one on Edward Street, all of which are potential Dalhousie acquisitions.

Is it possible that Dalhousie might expand the range of its purchasing to take in one of the Trizec apartment buildings that are said to be up for sale. These are the Embassy Towers, Spring Garden Terrace and Park Victoria.

One problem with the small nearby apartments and the Trizec buildings is that

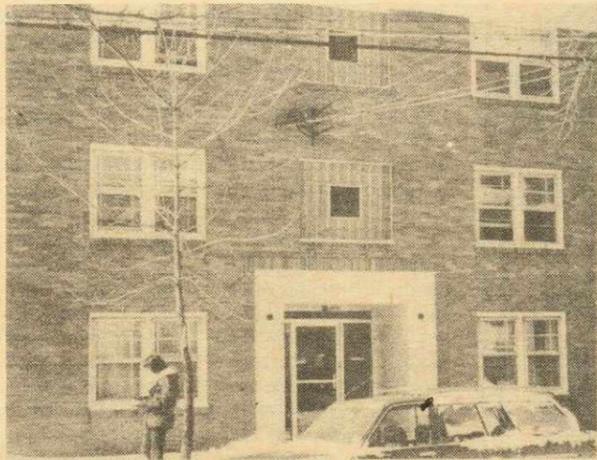


Photo by Tom Mooney

Studley Apartments. LeMarchant St.

Dalhousie purchases neither increase the supply of housing in this part of the city nor do they provide housing designed for students.

The pressure from students has concentrated on construction, especially construction of traditional residence accommodation. The demand for Ardmore, Howe and Shirreff has been greater by far than that for Fenwick Towers.

Although there is very high demand for the Dalhousie houses, there is no sign that the university intends to purchase houses exclusively for accommodation. They are all on the site of planned new buildings. In addition, there is strong pressure from academic departments for transfer of these houses from the accommodation pool to office use.

Although purchase of the Studley Apartments, and those which may follow, is a sign that the supply of accommodation for Dal students is not going to decrease, they are not a real breakthrough. That would require construction of new accommodation, relief of the pressure for academic offices and commitment to the use of houses as a permanent part of the university's accommodation pool.