

Record

**CITY COUNCIL
MINUTES**

Council Chamber
City Hall
Halifax, Nova Scotia
13 July 1989
8:00 P. M.

A regular meeting of Halifax City Council was held at this time.

PRESENT: His Worship Mayor Ron Wallace, Chairman; and Aldermen Fitzgerald, Downey, Meagher, Pottie, Hanson, Jeffrey, Leiper, Flynn and Stone.

ALSO PRESENT: Mr. B. G. Smith, Acting City Manager; City Solicitor; City Clerk; and other members of City staff.

MINUTES

Minutes of the last regular meeting of Halifax City Council, held on Thursday, 29 June 1989, were approved on a motion by Alderman Fitzgerald, seconded by Alderman Downey.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

At the request of the City Clerk, Council agreed to add:

20.1 Recommendations - Tax Concessions and Grants Committee

At the request of Alderman Leiper, Council agreed to add:

20.2 Rosebushes - Dunbrack Street

At the request of Alderman Fitzgerald, Council agreed to add:

20.3 Fire Underwriters Survey

At the request of Alderman Meagher, it was agreed that Item 16.1, "Motion Alderman Meagher Re: Amendments to Ordinance #180, The Streets Ordinance - FIRST READING," be

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deferred to the next regular meeting of City Council
scheduled for Thursday, 27 July 1989.

At the request of Alderman Hanson, it was agreed that Item 10.2, "Tax Deed - 47 Purcell's Cove Road," be deferred to a future meeting of Halifax City Council, in order to allow staff an opportunity for further negotiations.

MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that the agenda, as amended, be approved.

The motion was put and passed.

MOTIONS OF RESCISSION

Motion Alderman Flynn Re: Rescission of City Council Resolution of 15 June 1989 Re: Guidelines for Selection of Name for Mainland North Library

Notice of Motion with regard to the proposed rescission was given by Alderman Flynn during a regular meeting of Halifax City Council held on Thursday, 29 June 1989.

A private and confidential (information) report, dated 27 June 1989, was submitted from the Halifax City Regional Library Board.

In his remarks, Alderman Flynn noted that the initial recommendation made by the Selection Committee with regard to the naming of the new Mainland North Branch Library (i.e., "Lacewood Dunbrack Library") had been deemed to be rather "unimaginative" and therefore generally inappropriate. He noted, however, that because Council's motion of 15 June 1989 had restricted the Committee's choices to the names of "prominent historical deceased Haligonians," it had proven very difficult for the Selection Committee to develop a more suitable recommendation.

It was therefore moved by Alderman Flynn, seconded by Alderman Stone that Council's motion of 16 June 1989 with regard to the guidelines for the naming of the Mainland North Library be rescinded.

The motion to rescind was put and passed.

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MOVED by Alderman Flynn, seconded by Alderman Leiper that, as recommended by the Halifax City Regional Library Board, the guidelines for the naming of the Mainland North Branch Library be revised to read as follows:

- 1) that the name be appropriate to the educational and cultural objectives of the Halifax City Regional Library and of the City of Halifax; and
- 2) that the name be that of a prominent Nova Scotian who has served the City of Halifax with distinction or who has brought distinction to the City of Halifax.

The motion was put and passed.

MOVED by Alderman Flynn, seconded by Alderman Stone that, as recommended by the Halifax City Regional Library Board and its Selection Committee, the Mainland North Branch Library be officially named the **Thomas Raddall Public Library.**

The motion was put and passed.

PETITIONS AND DELEGATIONS

Petition Alderman Graham Downey Re: Employment of Coordinator (Gordon B. Isnor and Sunrise Manors)

Alderman Downey submitted petitions signed by over 200 residents of Gordon B. Isnor and Sunrise Manors asking that the Tenants Association of both manors reconsider the employment of Ms. Jo-Anne King as Coordinator for the two buildings in question.

The Alderman asked that copies of these petitions be forwarded to the Halifax Housing Authority.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on Wednesday, 5 July 1989, as follows:

Removal of Grain Subsidies

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that, as recommended by the Finance and Executive

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Committee, Halifax City Council approve a motion condemning the sudden removal without notice by the Federal Government of the "At and East" grain subsidy and requesting that this action be reconsidered, given the undue hardship and adversity placed on residents of the City of Halifax and of Atlantic Canada owing to the loss of jobs; and further, that a representative of Halifax City Council be delegated to attend meetings of the Atlantic Provinces Transportation Committee to assist in the formulation of comprehensive briefs on this matter.

In putting forward this motion, Alderman Fitzgerald also suggested that a copy of Council's resolution on this matter be forwarded to the Atlantic Provinces Transportation Committee for their reference and to the Premier of Nova Scotia and the appropriate Minister.

The motion was put and passed.

Tax Deed - 47 Purcell's Cove Road

This matter had been deleted during the setting of the agenda and instead deferred to a future meeting of Halifax City Council.

Senior Citizen Taxi Fare Reduction Program

MOVED by Alderman Jeffrey, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, Council:

- a) decline to fund the proposed senior citizen taxi subsidy program, in light of the 25 May resolution by Council instructing staff to avoid any commitments for new programs or new projects which require an increase in the 1990 budget and additionally requiring staff to keep any budget increases under four percent;
- b) request the establishment of a Task Force on long-term planning for Special Needs Transportation by the Metropolitan Authority for the purpose of identifying:
 - i. special transportation needs within the metro area;
 - ii. new, alternative approaches to addressing such needs;

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The motion was put and passed.

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- b) request the establishment of a Task Force on long-term planning for Special Needs Transportation by the Metropolitan Authority for the purpose of identifying:
 - i. special transportation needs within the metro area;
 - ii. new, alternative approaches to addressing such needs;

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- iii. possible funding arrangements which can be achieved; and
- c) further, propose the involvement of seniors, disabled individuals, social planning professionals and those others of diverse needs and interests on such a Task Force.

In putting forward this motion, Alderman Jeffrey strongly recommended that a representative of the Halifax Taxi Commission be appointed to the proposed Task Force on Special Needs Transportation.

The motion was put and passed.

Store Closing Hours

This matter had been forwarded to Council without recommendation.

Correspondence, dated 10 July 1989, was submitted from Mr. Ken MacKay, Coordinator, Spring Garden Road BIDC, together with a letter, dated 11 July 1989, from Mr. David B. Hyndman, Chairman, Halifax Board of Trade.

Alderman Fitzgerald indicated that the Spring Garden Road BIDC have asked for further information on the matter before formally agreeing to support the concept of extended store hours in various areas of the City. In addition, it was noted by His Worship Mayor Wallace that the Halifax Board of Trade has received merely a preliminary report from its Task Force on Retail Store Hours and has not yet formulated a recommendation on this matter.

It was subsequently moved by Alderman Fitzgerald, seconded by Alderman Downey that the matter be deferred to the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 19 July 1989) to allow the Spring Garden Road and Downtown BIDC's to meet on the subject.

Alderman Fitzgerald suggested that such a meeting should be able to take place by the next Committee of the Whole and noted the proposal only deals with hours which the City controls which, as it now stands, would be Monday and Tuesday and would only involve Barrington Street and Historic Properties. Alderman Fitzgerald suggested that if the two groups can't meet in that time period, he would like to think

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that Council could deal with the request from the downtown merchants.

Alderman Flynn suggested that if the request from the Board of Trade is ready, that it be circulated at that time.

The motion to defer was put and passed.

Tender Call - Elevator: Bloomfield
Seniors Resource Centre

Following is the recommendation from the Finance and Executive Committee:

That staff be requested to reexamine as quickly as possible the Bloomfield Seniors Resource Centre in terms of a larger elevator and with particular regard to the concerns raised by Alderman O'Malley; and further, that a recommendation be submitted regarding funding sources.

In the absence of a supplementary staff report on this item, it was moved by Alderman Meagher, seconded by Alderman Downey that the matter be deferred to the next regular meeting of the Committee of the Whole Council (scheduled for Wednesday, 19 July 1989).

The motion to defer was put and passed.

Award of Tender #89-17: New Sidewalk, Curb
and Gutter Renewal

MOVED by Alderman Fitzgerald, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, approval be given to award Tender #89-17 for new sidewalks, and curb and gutter renewals as follows:

- (1) North side of Claymore Avenue (Tartan - Thornhill): to G & R Kelly Ent. Limited at a tender price of \$24,641.00 and a total project cost of \$30,000.00 (funds to be provided from Account No. CA121); and
- (2) West Side of Barrington Street (Cornwallis - Cogswell Street Interchange): to Armdale Construction Limited at a tender price of \$40,009.00 and a total project cost of \$48,000.00 (funds to be provided from Account Nos. CA120 and CB356).

The motion was put and passed.

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Acquisition - Parcel H-144: Civic No. 429 Herring Cove Road

MOVED by Alderman Hanson, seconded by Alderman Leiper that, as recommended by the Finance and Executive Committee, Parcel #H-144, as shown on Plan TT-41-29882 and located at 429 Herring Cove Road, be purchased from Dr. K. S. Hoque for the sum of \$6,259 as settlement in full (funds to be made available from Account No. 226111-20330-CJ012, the Herring Cove Road Widening Account).

The motion was put and passed.

Acquisition - Parcel H-162: Civic No. 479 Herring Cove Road

MOVED by Alderman Hanson, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, Parcel H-162, as shown on Plan TT-41-29899 and located at 479 Herring Cove Road, be purchased from Lorne Enterprises for the sum of \$3,439 as settlement in full (funds to be made available from Account No. 226111-20330-CJ012, the Herring Cove Road Widening Account).

The motion was put and passed.

Acquisition - Parcel H-163: Civic No. 5 Hilden Drive

MOVED by Alderman Hanson, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, Parcel H-163, as shown on Plan TT-41-29900 and located at 5 Hilden Drive, be purchased from Dr. K. S. Hoque for the sum of \$8,021 as settlement in full (funds to be made available from Account No. 226111-20330-CJ012, the Herring Cove Road Widening Account).

Reiterating remarks made during the 5 July meeting of the Finance and Executive Committee, Alderman Fitzgerald requested information from staff as to an estimated total cost of all land acquisitions by the City relevant to the Herring Cove Road Widening project.

The motion was put and passed.

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Waterfront Park - Proposed City Acceptance

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Council accept a deed to the Waterfront Park (as shown on Plan No. P200/17309 of Case No. 5761) as Parcel "B," subject to:

- i) approval of the plan of subdivision creating Parcel "B;"
- ii) completion or correction of all outstanding deficiencies by the WDC Limited;
- iii) resurfacing of the paved area around "The Wave" to create a textured finish of large rounded stones set in concrete, to prevent mis-use of the sculpture and to discourage children from climbing on it.

The motion was put and passed.

**REPORT - COMMITTEE OF THE WHOLE COUNCIL,
BOARDS AND COMMISSIONS**

Report - Audit Committee: 1988 Annual
Financial Statements

An Information Report, dated 7 July 1989, was submitted from His Worship Mayor Ron Wallace, Chairman of the Audit Committee, together with a report, dated 12 July 1989, entitled "Annual Financial Statements," from Mr. E. Kirby, C.A., City Auditor General.

MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that, as recommended by the Audit Committee, the 1988 Annual Financial Statements (as contained in the document dated 12 July 1989) be accepted by Halifax City Council, and that the Mayor and the City Clerk be authorized to sign them on behalf of the City.

The motion was put and passed.

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REPORT - CITY PLANNING COMMITTEE

Mary's Restaurant - 2828 Windsor Street

This matter was discussed at the last City Planning Committee meeting held on 13 July 1989.

A private and confidential staff report dated 11 July 1989 was submitted. A letter dated 13 July 1989 from William H. Hildreth was also submitted.

Alderman Pottie addressed the matter and advised that he had first expressed concern about Mary's Restaurant in May. He explained that he had received a petition containing 84 names of residents within a one block radius of Mary's Restaurant petitioning Council to take immediate action to eliminate the music and entertainment at the restaurant. He further noted that an advertisement stating that Mary's Restaurant was going to have live entertainment had been placed in the newspaper at the same time. Alderman Pottie went on to advise that the music had ceased when the matter was first raised at Council.

Alderman Pottie indicated that the neighbours still have great concern with the operation of music at Mary's Restaurant until 2:00 a.m. He referred to the petition which was submitted by Mary's lawyer at the last Committee of the Whole Council meeting. Alderman Pottie noted that, of the 250 names contained on the petition, less than three percent of them resided in Ward 6. The Alderman indicated that he was addressing the concerns of the 84 residents in his Ward by putting forth the following motion.

MOVED by Alderman Pottie, seconded by Alderman Fitzgerald that the City Solicitor be directed to take the appropriate action to make sure that Mary's Restaurant at 2828 Windsor Street is and at all times conforming with the laws of the City of Halifax.

Following a short discussion, the motion was put and passed.

Case No. 5781: Day Care Centres (Land Use Bylaw Amendments)

MOVED by Alderman Leiper, seconded by Alderman Fitzgerald that, as recommended by the City Planning Committee, Council proceed with the public hearing process to consider amendments to the Land Use Bylaw for day care centres in the R-1 zone and that the advertisement be placed immediately in the newspaper.

Motion passed.

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Case No. 5562: Development Agreement - 6205 Pepperell Street
DATE FOR A PUBLIC HEARING

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for a development agreement for 6205 Pepperell Street.

Motion passed.

The City Clerk advised that the hearing would be scheduled for Wednesday, 23 August 1989, at 7:30 p.m. in the Council Chamber.

Case No. 5006: Amendment to Stage II: Schedule "K" Agreement
- Clayton Park West - DATE FOR A PUBLIC HEARING

MOVED by Alderman Stone, seconded by Alderman Leiper that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the request by Clayton Developments Limited for amendments to the Stage II, Schedule "K" agreement for Clayton Park West.

Motion passed.

The City Clerk advised that the hearing would be scheduled for Wednesday, 6 September 1989, at 7:30 p.m. in the Council Chamber.

Case No. 5862 - Rezoning from R-3 and C-2 to R-2: area bounded by Bloomfield Street, Gottingen Street, Black Street, North Street, and Agricola Street

This matter was forwarded to Council without recommendation pending receipt of a staff report.

A supplementary staff report dated 12 July 1989 was submitted.

Alderman Downey addressed the matter and advised that the staff report indicates that Reverend Cyril Clark would be willing to meet with representatives of the neighbourhood once he returns from vacation on the 17 July.

It was, therefore, MOVED by Alderman Downey, seconded by Alderman Meagher that staff arrange a meeting with Reverend Clark and representatives of the neighbourhood on or after the 17 July.

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It was agreed that the matter would be placed on the next Committee of the Whole Council agenda scheduled for 19 July 1989 if the meeting takes place prior to that date.

The motion was put and passed.

Minor Variance - 2107 Oxford Street - DATE FOR A PUBLIC HEARING

MOVED by Alderman Meagher, seconded by Alderman Pottie that, as recommended by the City Planning Committee, a public hearing date be scheduled to consider the appeal of the Development Officer's decision to refuse the request for a minor variance at Civic Number 2107 Oxford Street.

Motion passed.

The City Clerk advised that the hearing would be scheduled for **Wednesday, 23 August 1989.**

Case No. 4680 - Amendment to Stage II: Schedule "K" Agreement - Langbrae Gardens - Phase I

MOVED by Alderman Stone, seconded by Alderman Leiper that as recommended by the City Planning Committee, Council approve the following:

- 1) an amendment to the Stage II, Schedule "K" agreement for Langbrae Gardens - Phase One to achieve the following:
 - (a) that the time limit clause apply to each of Lots A-1, B-1-A and B-1-B separately;
 - (b) that the references to Lot B-1A and B-1B be changed to Lots "B-1-A" and "B-1-B."
- 2) that the amending agreement be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council; otherwise, this approval will be void and obligations arising hereunder shall be at an end.

Motion passed.

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MOTIONS

Motion Alderman Meagher Re: Amendments to Ordinance #180,
The Streets Ordinance - FIRST READING

At the request of Alderman Meagher, this matter was deferred during the setting of the agenda to the next City Council meeting scheduled for 27 July 1989.

MISCELLANEOUS BUSINESS

Appointments

A report dated 13 July 1989 was submitted from His Worship Mayor Wallace.

MOVED by Alderman Flynn, seconded by Alderman Pottie
that Alderman Leiper be appointed to the Tourism Halifax Committee for a term to expire 7 November 1989.

Motion passed.

U.N.S.M. Annual Conference (Alderman Leiper)

Alderman Leiper addressed the matter and brought to Council's attention and the City Clerk that the Annual UNSM Conference was scheduled for September 13, 14, and 15. Alderman Leiper noted that there was a City Council meeting scheduled for the 14th September. Alderman Leiper therefore suggested that the Council meeting scheduled for the that date should be rescheduled depending on the number of Aldermen planning to attend the UNSM.

The Chairman indicated that the matter would be looked into.

Tender Nos. 89-111, 89-112, 89-116 - Book Detection Systems
- Halifax City Regional Library

A staff report dated 30 June 1989 was submitted.

MOVED by Alderman Flynn, seconded by Alderman Stone
that Tenders 89-111, 89-112, 89-116 for book detection systems for the Mainland North Branch Library, Mainland South Library and the North Branch Library be awarded to 3M Canada Inc. for a total tender price of \$13,888.83 per each tender.

Motion passed.

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QUESTIONS

Question Alderman Fitzgerald Re: Grain Subsidies

Alderman Fitzgerald asked that a copy the motion with regard to the removal of grain subsidies be sent to the Premier and the appropriate Federal Minister.

Question Alderman Fitzgerald Re: Saint Mary's Boat Club

Alderman Fitzgerald asked that the Saint Mary's Boat Club be added to the agenda for the next Committee of the Whole Council meeting scheduled for **Wednesday, 19 July 1989.**

Question Alderman Fitzgerald Re: Fire Underwriters Survey

Alderman Fitzgerald noted that the Fire Underwriters Survey is now available. He noted that the survey had some glowing tribute towards the Water Commission and the Fire Department. The Alderman indicated that there were a few questions he would like to ask with respect to the survey and requested that the matter be placed on the agenda for the next Committee of the Whole Council meeting scheduled for **Wednesday, 19 July 1989.**

Question Alderman Fitzgerald Re: Nova Scotia Power Corporation Building

Alderman Fitzgerald made reference to the Nova Scotia Power Corporation's old building on water street. He noted that it was a massive building and was not being used. The Alderman asked for a staff report addressing whether or not any plans were being made for that anchor in the southern part of the waterfront development.

Question Alderman Fitzgerald Re: Solid Waste User Fees

Alderman Fitzgerald referred to the 29 June 1989 information report regarding Solid Waste User Fees, Metropolitan Authority. The Alderman noted that he had concern along with staff with regard to the changes in the operating hours for the transfer station. Alderman Fitzgerald expressed the concern that the proposed operating hours were restrictive and a drawback to the citizens.

The Chairman noted that a request would be forwarded to the Metropolitan Authority asking them to rethink the changes and establish more acceptable operating hour .

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Question Alderman Fitzgerald Re: Budget Update

Alderman Fitzgerald asked for a report from the Director of Finance on the budget situation at this point in the year for the next Committee of the Whole Council meeting scheduled for Wednesday, 19 July 1989.

Question Alderman Fitzgerald Re: Day Care Centres -
Hours of Operation

Alderman Fitzgerald noted that the working habits of people have changed and suggested that with the numbers of persons working at night that maybe consideration should be given to day care centres operating in the evenings. The Alderman asked that the staff look into the matter and determine the feasibility of day care centres being open at night.

Question Alderman Flynn Re: Solid Waste User Fees

Alderman Flynn referred to the 29 June 1989 staff report on the solid waste user fees, Metropolitan Authority. Referring to item 2 of the report, Alderman Flynn questioned whether the municipal cost sharing formula had ever been brought to Council for approval.

Responding to Alderman Flynn's concern, Alderman Leiper advised that the three members of Council on the Metropolitan Authority questioned at Tuesday's meeting about the assessment formula. She noted that the concern had been raised that it also discourages the City from attempting to reduce the amount of garbage taken to the station. Alderman Leiper noted that the Metropolitan Authority was reviewing the matter.

The Chairman suggested that a complete report would be provided to Alderman Flynn on the matter.

Question Alderman Leiper Re: No Smoking Sections in
Restaurants

Alderman Leiper noted that a report had been received which stated that the Smoking Bylaw as approved permitted restaurant owners to place smoking signs at their discretion. However, Alderman Leiper pointed out that the wording which was signed by the Minister of Health and Fitness on September 1988 stipulates that restaurants must follow the section of the bylaw which states that "the signs must be placed on the table or other service on which food is

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served for consumption therefrom." Alderman Leiper noted that Council had allowed some leeway with respect to the placement of signs and, therefore, asked that the City Solicitor's Department, take another look at the bylaw.

Question Alderman Hanson Re: Condition of Road in Kline Heights

Alderman Hanson expressed concern with regard to the condition of the travel way on the roads in Kline Heights. He noted that he was approached late this afternoon and asked if something could be done in relation to the new development which is taking place in Kline Heights. Alderman Hanson explained that the roads had not been repaired to the state they were in prior to the sewer and water cuts which were necessary for the installation of services to the houses. Alderman Hanson asked that the roads be repaired.

Question Alderman Pottie Re: Seal Coatings

Alderman Pottie advised that he had received telephone calls from persons concerned with the driving conditions after gravel is laid. The Alderman explained that cars are being chipped because of the new gravel and asked that staff prepare a report on the matter. He suggested that perhaps the gravel could be swept the next day after it is laid.

Question Alderman Meagher Re: VIA Rail

Alderman Meagher indicated that he had heard recently on the news that the larger cities in Ontario and Quebec are really pressing the government with regard to via rail. Alderman Meagher questioned whether the Mayors for the Atlantic Region were pushing for the same.

The Chairman advised that the Chairman of the Atlantic Provinces Transportation Committee, Mayor Elsie Wayne, and possibly other members on the Committee were scheduled to appear at the next Committee of the Whole Council meeting scheduled for **Wednesday, 19 July 1989.**

Responding to a further question from Alderman Meagher, the Chairman advised that the Union would also be in attendance at that meeting.

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Question Alderman Meagher Re: Saint Mary's Boat Club

Alderman Meagher requested a progress report on the Saint Mary's Boat Club.

Question Alderman Meagher Re: Recycling Program

Alderman Meagher noted that he had received several calls from citizens who expressed the concern that their newspapers were not being picked up for recycling.

The Acting City Manager, Mr. Smith, noted that the latest report he received with respect to the program was that it was going well. However Mr. Smith indicated that he would like to hear about any complaints so that they could be investigated.

Question Alderman Flynn Re: Port Development Commission

Alderman Flynn referred to a letter received from the Executive Director, Mr. Victor Bayne, of the Port Development Commission. Alderman Flynn noted that in accordance with the agreement, the proportionate funding from the City of Halifax amounts to \$134,564.00 of an approved budget of \$672,820.00. Alderman Flynn questioned whether this amount was within the budgeting which was approved in the operating budget.

The Acting City Manager, Mr. Smith, suggested that the amount was provided for in the 1989 budget and agreed to inform Council if any discrepancy had occurred.

Question Alderman Jeffrey Re: Crosswalk Painting

Alderman Jeffrey asked for a staff report pertaining to the painting of the lines for crosswalks, school crossings, and intersections in his Ward. The Alderman noted that he had received a number of calls concerning the disappearance of the lines and indicated that he would like to know when these lines would be painted.

Question Alderman Jeffrey Re: Loading Zones

Alderman Jeffrey asked for an explanation of the bylaw which refers to parking in loading zones. He went on

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to express concern with regard to trucks parking in loading zones all night long.

Question Alderman Stone Re: Parking in the
Kearney Lake Beach Area

Alderman Stone indicated that he had received a number of calls over the weekend regarding the Kearney Lake Beach area. The Alderman explained that there was not enough parking for people who use the Beach. As a result, he noted that they have to park on the road in front of driveways. Alderman Stone noted that he had asked staff to look into the possibility of providing alternate parking. However, Alderman Stone asked that the Police Department, in the meantime, when patrolling the Hamshaw Drive area to move cars away from driveways.

Question Alderman Downey Re: Halifax Police Department

Alderman Downey asked for a complete report from the Chief of Police on whether or not the Halifax Police Department had a full complement. He indicated that he would like to know the number, if any, of vacant positions.

Question Alderman Pottie Re: Tender - Canadian Ammunition
Limited

Alderman Pottie advised that an information report had been received from the Acting City Manager dated 10 July 1989. He noted that the report indicated that Tender Number 44028-2 was awarded to Canadian Prof. Munitions Limited for ammunition for the Halifax Police Department. Alderman Pottie advised that this matter was discussed at a recent Police Commission meeting and it was agreed that this tender should be put on hold. The Alderman indicated that a letter would be submitted from the Chief of Police on the matter.

NOTICES OF MOTION

Notice of Motion Alderman Fitzgerald Re: the Fire Prevention
Ordinance

Alderman Fitzgerald gave Notice of Motion that at the next regular meeting of Halifax City Council to be held on 27 July 1989 he proposes to move an amendment to the Fire Prevention Ordinance as follows:

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Sentence 6.3.1(2) is repealed and the following substituted therefore:

(2) A record shall be kept of all fire alarm system tests and a copy of such record shall be filed with the authority having jurisdiction within 30 days of the date within which the test is required to be completed.

ADDED ITEMS

Recommendation - Tax Concessions and Grants Committee

A report dated 7 July 1989 from the Tax Concessions and Grants Committee was submitted.

MOVED by Alderman Meagher, seconded by Alderman Downey that the recommendations from the Tax Concessions and Grants Committee as outlined in their report of 7 July 1989 be approved as follows:

<u>CAPITAL</u>	<u>Recommended 1989 Grant</u>	<u>Comments</u>
Art Gallery of Nova Scotia	\$ 50,000	
Black Cultural Centre	-	
Grace Maternity Hospital	90,000	
Neptune Theatre	-	
IWK Children's Hospital Fund	60,000	
	\$200,000	
 <u>CULTURAL</u>		
Amethyst Society	\$ 0	
Buskers Festival Through Tourism	-	To Be Handled
Chebucto Orchestral Society	250	
Cunard Street Theatre (Nova Scotia Drama League)	2,850	Plus Ordinance #170
Dance Nova Scotia	0	
Gilbert & Sullivan Society	0	Ordinance #170
Halifax Ballet Theatre	-	
Halifax Dance Association	850	
Halifax Schools Honor Choir	0	
Halifax Schools Jazz Ensemble & Jazz Combo	0	
Maritime Conservatory of Music	4,500	
Musique Royale	0	
Neptune Theatre	15,000	
New Art Space	150	

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Nova Scotia Kiwanis Music Festival	2,000	
Nova Scotia Provincial Honors Band	0	
Nova Scotia Tattoo	-	Handled By Tourism
Budget		
Nova Scotia Youth Orchestra	0	
Scotia Festival of Music	850	
Society for Art Presentation	850	Plus Ordinance #170
Symphony Nova Scotia	10,000	
	4,000	
Theatre Arts Guild	0	Ordinance #170
	\$ 41,300	

MISCELLANEOUS

	<u>Recommended 1989 Grant</u>	<u>Comments</u>
City Centre Ministry	\$ 500	
Club 55	750	
Dal Legal Aid	1,000	
Ecology Action Centre	1,200	
Friends of the Public Gardens	500	
No.6 (RCAF) Group Bomber Command Reunion	0	
Halifax Block Parent Association	3,000	
	125	
Halifax Police Venture Group	0	
Halifax Regional Library	300	
Black History Month		
Henson College	0	
Hope Farm	1,500	
Kline Heights Management	800	
Little Dutch Church	1,000	
Nova Scotia Firefighters' School	0	
Planning Aid Programme	1,000	
St. Augustine's Church	0	
	\$ 11,675	

RECREATION

Captain William Spry Centre/	\$ 40,000	
Spryfield Lions Club - Pool	0	
Centennial Arena Commission	40,000	
George Dixon Horseshoe Club	500	
Halifax Horseshoe Club	500	
Halifax Junior Bengal Lancers	2,500	Plus Ordinance #170
Halifax Super Tiger Cats	500	
Halifax Winter Carnival	1,500	
Inner-City Youth Club	1,000	
Maritime Academy of Gymnastics	0	
Maskwa Aquatic Club	4,000	

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Michelin Atlantic Canada Marathon	0
National Goalball Championship	0
Spryfield Lions Club (Rink)	17,500
Y.M.C.A.	0
Y.W.C.A.	6,800
	\$114,800

SOCIAL SERVICES

Birthright	\$ 300
Bryony House	3,600
Callow Veteran's & Invalids Welfare League	3,000
Canadian National Institute for the Blind	2,000
Canadian Paraplegic Association	2,300
Canadian Red Cross	30,000
Children's Aid Society	3,000
Coalition Supportive Service	2,500

	<u>Recommended 1989 Grant</u>	<u>Comments</u>
Coverdale Foundation	\$ 1,300	
Elizabeth Fry Society	500	
Family Service Association	2,500	
Family Service of Support	1,000	
Friends of Children Association	0	
Golden Age Society	0	
G.B. Isnor Senior Citizens	300	
Halifax Metro Welfare Rights	500	
Halifax Seniors Council	510	
Help Line	2,500	
Home of the Guardian Angel	5,600	
Mental Health Halifax	3,600	
Metro Area Committee on Aids	Referred to Social Planning	
Metro Area Family Planning Assoc.	1,000	
Metro Food Bank Society	4,000	
Metro Volunteer Resource Centre	4,140	
North End Community Health Assoc.	3,000	
Nova Scotia Persons With Aids (PWA) Coalition	Referred to Social Planning	
Public Housing Tenants Assoc.	1,000	
St. John Ambulance	1,500	
St. Leonards Society	2,000	
Service for Sexual Assault Victims	4,100	
Society for the Rehabilitation of Alcoholics	2,000	
Spencer House	6,500	
Stepping Stone Program	Funded From Social Plan. Budget	

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Veith House Headway	1,000	
Victorian Order of Nurses		Funded From Social Plan. Budget
Ward 5 Community Centre	6,000	
Ward 9 Friendship Group	600	
Youth Alternative Society	2,200	
		\$104,050

Motion passed.

Rose Bushes - Dunbrack Street - Alderman Leiper

Alderman Leiper addressed the matter and noted that several persons have been picking the roses from the rosebushes on Dunbrack Street for a business in Dartmouth. Alderman Leiper noted that the residents had been informed that there was nothing the City could do about this situation. Alderman Leiper asked that staff look into what could be done to prevent the hazard that this situation causes to the motorists.

The City Solicitor indicated that his Department would look into the matter.

Fire Underwriters Survey - Alderman Fitzgerald

Alderman Fitzgerald addressed the matter and noted that no further discussion was necessary on this item owing to the fact that it was dealt with under questions.

9:20 p.m. There being no further business to discuss, the meeting adjourned.

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

EDWARD A. KERR
CITY CLERK

k*MMD

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**SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES**

Council Chamber
City Hall
Halifax, Nova Scotia
19 July 1989
7:30 p.m.

A special meeting of Halifax City Council, Public Hearings was held at this time.

After the meeting was called to order, the members of Council attending joined in reciting the Lord's Prayer.

PRESENT: Alderman R. Hanson, Chairman; and Aldermen Fitzgerald, Downey, Meagher, O'Malley, Pottie, and Flynn.

ALSO PRESENT: Ms. Mary Ellen Donovan, representing the City Solicitor; Mr. B. G. Smith, Acting City Manager; City Clerk and other members of City staff.

DEFERRED ITEM

At the request of the City Clerk, Council agreed to add to the agenda the following item which was deferred from the meeting of the Committee of the Whole Council held earlier on this date:

Social Assistance Cost-Sharing

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee:

- (1) the proposed changes to the City's municipal social assistance payments be put on hold;
- (2) letters of notification to the above effect be forwarded to those individuals previously contacted;
- (3) His Worship Mayor Wallace be authorized to arrange a special meeting of community leaders and groups, all MLA's and MP's representing the City of Halifax, and all members of Council in order to present these concerns to the Premier and to the Government of Nova Scotia;
- (4) Council make a renewed effort to ensure the implementation of those recommendations previously submitted by the Task Force on Full Employment; and

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(5) a staff report be submitted, addressing the concerns raised during the Special Meeting of Committee of the Whole Council held on 12 July 1989.

The motion was put and passed.

Public Hearing Re: Case No. 5561 - Amendment to Development Agreement - Melville Ridge (75 Unit Apartment Building)

A public hearing into the above matter was held at this time.

Mr. Gary Porter, Planner, addressed Council, and with the aid of diagrams, outlined the application, as illustrated in the staff report of 12 June 1989, to amend an existing Development Agreement as it affects a recently approved senior citizen apartment building in the Melville Ridge retirement community. The amendment proposes to increase the number of permitted units while maintaining the approved density.

MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that this matter be forwarded to Council without recommendation.

The motion was put and passed.

Public Hearing Re: Case No 5868 - Rezoning of 7179 Andrew Street (Lots 18 & 20) from R-2, General Residential Zone to C-2A, Minor Commercial Zone

A public hearing into the above matter was held at this time.

Mr. Gary Porter, Planner, addressed Council, and with the aid of a video, outlined the application, as illustrated in the staff report of 25 May 1989, from Dimo Georgakakos to rezone 7179 Andrew Street (Lots 18 and 20) from R-2, General Residential Zone to C-2A, Minor Commercial Zone.

Mr. Porter then responded to questions by Council.

MOVED by Alderman O'Malley, seconded by Alderman Pottie that this matter be forwarded to Council without recommendation.

The motion was put and passed.

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Public Hearing Re: Case No. 5886 - Rezoning from R-3 and C-2 to R-2: area bounded by Charles Street, Agricola Street, Cunard Street, and Robie Street.

A public hearing into the above matter was held at this time.

Mr. Joe Gallivan, Planner, addressed Council, and with the aid of diagram, outlined the application, as illustrated in the staff report dated 1 June 1989, to rezone the area bounded by Charles Street, Agricola Street, Cunard Street, and Robie Street from R-3 (Multiple Dwelling) and C-2 (General Business) to R-2 (General Residential).

Mr. Gallivan then responded to questions from Council.

Ms. Sharon Earle, 2372 Agricola Street, addressed Council and indicated that she was in support of the proposed rezoning from R-3 and C-2 to R-2.

Ms. Earle advised that her foremost reason for supporting this proposed rezoning was for the protection of the neighborhood. She informed that the area in question provides a good community environment for many families. Ms. Earle added that the neighborhood welcomes the services of the small businesses presently situated there, but they are concerned that if the present zoning continues, then this will leave open the potential for big business to develop.

In summary, Ms. Earle requested Council to help protect the community as it is and approve the proposal for rezoning.

Mr. Mike McDonagh, a resident of West Street, addressed Council and advised that he was here tonight to speak in support of the proposed rezoning.

Mr. McDonagh suggested that over the past number of years, the area of the city in question has been steadily improving its image. He added that he supports the proposed rezoning to ensure that this trend continues.

Mr. McDonagh indicated that he particularly liked the proposed rezoning in Map 3 of the staff report of 1 June 1989 and hoped that it was indicative of the future plans for this area.

Mr. McDonagh expressed his appreciation to Alderman Meagher for his support in this matter.

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Mr. John Chandler of MacInnes Wilson Flinn Wickwire, Barristers and Solicitors, and Mr. Manoj Benjamin addressed Council.

Mr. Chandler advised that Mr. Benjamin has an interest in property that is bounded south by Sarah Street, north by West Street, and east by Agricola Street. With the aid of sketches and photographs Mr. Chandler pointed out that Mr. Benjamin has recently completed renovations of a rooming house into a 30-unit inn at 5780-80 West Street. He added that this inn (the King Edward Inn) provides rooms to visitors of the City at very reasonable rates.

Mr. Chandler informed that Mr. Benjamin has obtained a building permit to build an extension onto the inn, and this would be at the corner of Agricola and West Street. He added that Mr. Benjamin has also applied for a permit to develop a further extension to the inn at the corner of Sarah and Agricola and it is this matter which is of specific concern to him. Mr. Chandler advised that to downzone this area would preclude a development of this type.

Mr. Chandler then explained the following three points of why he believed that Mr. Benjamin's development should be permitted.

First, Mr. Chandler advised that Mr. Benjamin submitted an application on June 23, 1989 for a development permit for a hotel, which would be the extension to the King Edward Inn, at the corner of Sarah and Agricola Street and the application was turned down on four points. Mr. Chandler advised that two of the four points dealt with the size of the proposed building and he informed that Mr. Benjamin has submitted a revised plan which conforms to appropriate standards. Mr. Chandler suggested that the third reason for refusing the application dealt with lot consolidation. He advised that although lot consolidation is not a requirement, it was an imminent part of Mr. Benjamin's development. Mr. Chandler noted that the fourth reason for refusal dealt with the issue of the 120-day moratorium placed on applications of this type. He indicated that 120-day moratorium starts from the first date of advertisement and that the first advertisement for this was June 26, 1989. He added that Mr. Benjamin's application was submitted on June 23, 1989, thus, the application was made before the advertising date.

On a second point, Mr. Chandler suggested that the proposed development would be beneficial for the area. He indicated that the quality of the inn is apparent, and that the proposed extension will be of the same quality. Mr. Chandler also suggested that the development complies with the architecture of the area and was not a towering

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structure. He noted that the development will provide an economic spinoff to the City, and that it was residential in nature as well as being commercial.

On a final point, Mr. Chandler indicated that when the Peninsula North Secondary Planning Strategy was initially developed, it was designed for all the citizens of the City and it proposed how the City should evolve. He added that this planning strategy shows the Benjamin lands as C-2A and, therefore, to downzone would not be in the best interest of the community and would be unfair to Mr. Benjamin.

In summary, Mr. Chandler suggested that the concern expressed by the people of the area in question is unjustified, and that to downzone this area may be a suitable solution, but it would not be the best one. (A copy of Mr. Chandler's presentation may be found in the official file of this meeting)

Mr. Paul O'Regan, President of Scotia Chev Olds Ltd. and Mr. Stephen O'Regan, Vice-President of Scotia Chev Olds Ltd. addressed Council and, with the aid of diagrams, outlined their reasons why they oppose the proposed rezoning of this area.

Mr. P. O'Regan advised that he and Mr. Chris Hubley (Comptroller for Scotia Chev Olds) own three properties on the corner of West Street and Davison Street. He advised that he was specifically concerned with seven properties contained in the block of land bordering Robie Street, Charles Street, Davison Street and West Street. Mr. P. O'Regan indicated that this area was generally made up of commercial businesses and is zoned as such. He added that when he contacted city staff two weeks ago regarding this public hearing he was informed that this block of seven properties was never considered to be changed.

Mr. Stephen O'Regan addressed Council, read and submitted a letter, dated 19 July 1989, opposing the proposed rezoning from C-2 to R-2 of the properties on the north side of West Street, west of Davison, civic numbers 5835 through 5853. (A copy of this letter can be found in the official file of this meeting)

Reading the letter, Mr. S. O'Regan suggested that the first reason for opposing the proposed rezoning was that the land in question has been termed a major commercial area by the staff report in that its uses serve a City-wide market. He suggested that to damage the integrity of the block by downzoning properties representing less than 10

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percent of the block is both illogical and contrary to the recommendation of the city planners.

Mr. S. O'Regan advised that on a second point, as owners of Scotia Chev Olds Ltd., they located in this area because of the commercially-zoned property which would make expansion possible should the need arise. He added that Scotia Chev Olds has been located on Robie Street for 18 years, and has contributed substantially to the City by providing jobs and with its annual property and business occupancy taxes. Mr. S. O'Regan suggested that to downzone these properties, reduces the value of the dealership property and limits their long term ability to remain at the present location.

On a final point, Mr. S. O'Regan advised that, as owners of three of the properties in question, 5845, 5847, and 5849 West, it was their opinion that downzoning would reduce the value of these properties.

Mr. S. O'Regan indicated that Mrs. Alexina C. Proctor who owns 5837 West Street and the adjacent lot has been contacted and she also opposes the downzoning. Accordingly, he added, owners of five of the seven properties are known to oppose the downzoning, and the views of the other two are unknown.

In summary, Mr. S. O'Regan advised that he has been requested by Canadian Linen Supply, located at 5857 West Street, to submit a letter on their behalf indicating their opposition to the proposed rezoning for reasons similar to that of Scotia Chev Olds Ltd. (A copy of this letter can be found in the official file of this meeting)

In response to a question by Alderman Pottie with respect to the difference between zoning maps attached to the staff report of 1 June 1989 and the maps displayed at this meeting, Mr. Joe Gallivan advised that the map being referred to at tonight's meeting was the map which was published, along with the notice of this public hearing, in the newspaper. Mr. Gallivan added that the motion made at the meeting of City Council on 15 June 1989 added certain properties for proposed rezoning to R-2 which were not included in the maps attached to the staff report.

Mr. John Yeats a resident of 5852 West Street, addressed Council, read and submitted a presentation in support of the proposed rezoning to R-2.

With the aid of a video, Mr. Yeats outlined his reasons why he was in support of the proposed rezoning. Mr. Yeats indicated that by downzoning this area, it will ensure

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that the amount of residential family accommodation in the area does not further diminish. He expressed concern that the residents of the area who have invested money improving their properties may lose their incentive to continue upgrading the community if they think that drastic changes are going to happen in the neighborhood.

Mr. Yeats pointed out that he was also concerned about the increased traffic which may result from bigger developments. He also suggested that if bigger businesses develop in the area then residents will move out of the area, and therefore, the school population will diminish. Mr. Yeats advised that the character of the neighborhood has been long established and to allow R-3 or commercial development to continue would make the remaining homes virtually incongruous.

On a final note, Mr. Yeats advised that when he decided to locate in this area, it was because of the nature of the community and, he added, the loss of any further homes in the area would threaten the viability of the entire area.

Mr. Yeats then responded to questions from Council.

Mr. A. McCrea, President of the Armour Group Ltd., addressed Council and advised that his company owns a number of buildings in the area in question. He advised that he would like to speak specifically about 2483 John Street. Mr. McCrea also added that his company owns all the commercial buildings that go from John Street to Agricola Street and have been occupied by Ideal Aluminum.

In response to a question by Mr. McCrea, Mr. J. Gallivan indicated that the map that was being discussed was Map 4 of the staff report of 1 June 1989 with the exception of a couple areas proposed to be rezoned from C-2 to R-2, as requested in the motion by Council on 15 June 1989.

Mr. McCrea advised that he was not in support of this proposed rezoning because of the nonconforming use it may put some of his buildings in. He also indicated that changing the zoning from C-2 to R-2 would put the entire holdings into a nonconforming building status and, therefore, was requesting Council to consider carefully the proposed rezoning.

Mr. McCrea then responded to questions by Council.

A discussion ensued regarding the differences in the maps proposed in the staff report of 1 June 1989, and the map which was advertised in the newspaper.

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In response to this the City Clerk circulated to members of Council, the map which had been published in the newspaper along with the notice of this public hearing.

A further discussion ensued, and in response to a question by Alderman Pottie, Mr. J. Gallivan advised that regarding the property Mr. McCrea was referring to, it was staffs understanding that it was a residential use and for this reason staff recommended it be rezoned to R-2. Mr. Gallivan suggested that, in light of recent information, staff could review this property and provide an information report.

Mr. David Blenkarn, a resident of 5781 West Street, addressed Council and advised that his property was a residential property situated between two commercial properties. He indicated that he would like this property to remain zoned as C-2 because he purchased it with the intention that it would remain Commercial.

Mrs. Alexina C. Proctor, owner of the properties of 5837 and the lot adjacent to it, addressed Council and indicated that she was in opposition to the proposed rezoning.

Mrs. Proctor advised that she originally purchased these properties because they were zoned C-2 and would be an investment for her. She added that she developed the building on one of the properties into apartments and has done extensive work in improvements to it.

Mrs. Proctor suggested that she didn't think it was fair to limit businesses, like Scotia Chev Olds Ltd. from expanding. She added that anyone who has purchased properties or has lived on West Street should have been aware of the fact that there were commercially zoned properties situated there. In summary, Mrs. Proctor noted that the people requesting this rezoning should realize that by downzoing this area, they are asking the owners of these commercial properties to take a very substantial loss to their businesses.

Mr. Stephen Murray, a resident of 5835 West Street, addressed Council, read and submitted a presentation supporting the proposed rezoning.

Mr. Murray indicated that his reason for supporting the proposed rezoning was that the area in question provides co-operative housing to people who otherwise could not afford to purchase a home in another part of the city. Mr. Murray pointed out that co-operative housing in this area gives people a secure home in a community environment and it was this community environment

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that he was interested in preserving. Mr. Murray expressed concern of the possibility of increased traffic and parking problems which would be created if the present zoning was continued.

In summary, Mr. Murray advised that he was not unhappy with the current businesses located in this area, but was concerned with the potential of new businesses.

Ms. Sharon MacLeod addressed Council and advised that she recently purchased a property on the corner of John Street and Charles Street.

Ms. MacLeod indicated that the property across from hers was a parking lot, and she expressed concern that a parking lot would be located in a residential area.

In response to this, Mr. Gallivan advised that if the proposed rezoning was approved by Council then the parking lot would be zoned R-2.

Ms. MacLeod advised that, in her opinion, Agricola Street would eventually become a larger business area, and was confused as to why this area has been proposed to be zoned R-2.

Ms. Maureen Colter, a resident of 2366 Agricola Street, addressed Council and advised that she was in support of the proposed rezoning.

Ms. Colter expressed concern of Mr. M. Benajamin's sketches of his proposed development. She indicated that she was not aware until tonight of his plans for further development and was worried about the effect it would have on her property.

Ms. Colter pointed out that the area she lives in was predominately residential and the commercial uses are on a small scale. She added that the neighborhood has been steadily improving and expressed concern that this trend may be undermined if the current zoning was not changed. On another point, Ms. Colter indicated that she opposes development of tall buildings in this area because they cause downdrafts on the smaller houses.

In summary, Ms. Colter requested Council consider the wishes of the people living in this area and approve the proposed rezoning to R-2.

Mr. Vernon Chisholm, a resident of 5806 West Street, addressed Council and indicated that he was in support of the proposed rezoning.

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Mr. Chisholm advised that he concurs with Mr. Murry's and Mr. Yeats presentation and hopes that Council would approve the rezoning and retain the residential nature of the area.

Ms. Sharon Earle addressed the matter once again and advised that the residents of the neighborhood have a petition to submit stating their support for the proposed rezoning to R-2.

Ms. Doris Hall, a resident of 2348 Moran Street, addressed Council and advised that she was chosen to represent her neighbors in their support for the proposed rezoning.

Ms. Hall suggested that their main reason for supporting the proposed rezoning was to preserve the tranquil atmosphere of the neighborhood and, as well, to protect the time and money which has been invested by residents in improvements to the homes. She added that vandalism has been on the increase and the police have informed her that too many small business in a residential area make it difficult to monitor and prevent this from happening. Ms. Hall pointed out that, for the seniors living on her street, it was important for them to have consistency in the family dwellings which surround them.

In summary, Ms. Hall suggested that she and her neighbors are concerned with the potential for big business to develop in this area and were requesting Council to approve the rezoning to R-2.

Ms. Marie Thompson, a resident of 2344 Agricola Street, addressed Council and indicated that she was in favour of the proposed rezoning and that there should be a way to compromise between the existing businesses and the residents of the area.

Mr. Ron Peters, addressed Council and advised that he had purchased a commercial property at 5787 West Street and indicated that he was in opposition to the proposed rezoning.

Ms. Susan Tanner a resident of 5795 Charles Street addressed Council and indicated her support for the proposed rezoning.

She advised that the corner she lives on was very busy and was concerned that additional businesses would only add to the traffic problem. Ms. Tanner indicated that in speaking for the residents of Charles Street, they were requesting Council to approve this proposed rezoning.

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add to the traffic problem. Ms. Tanner indicated that in speaking for the residents of Charles Street, they were requesting Council to approve this proposed rezoning.

Ms. Margaret Murphy, a resident of 5868 West addressed Council and read and submitted a presentation in support of the proposed rezoning.

Ms. Murphy advised that she chose to live in this area because of the character of the neighborhood and its affordability. She added that the area has changed dramatically with families moving in and more of the homes being converted back to single family homes. Ms. Murphy advised that her concern of not changing the zoning was of the possibility of encroachment of commercial interests on West Street.

Ms. Mary Pelham, a resident of 5799 Charles Street, addressed Council and indicated that she would like to, first, congratulate Mr. Benjamine on his building. She noted that it was architecturally pleasing and suitable for the area.

Ms. Pelham expressed concern about the possibility of more businesses moving into the area. She advised that Charles Street was a one way street and that she lived across the street from a bottle exchange. Ms. Pelham added that the truck traffic moving back and forth in the early morning and late night was upsetting at times, and during the day, it oftened caused traffic congestion.

Mr. Alex Livingston, a resident of 2381 Moran Street, addressed Council and indicated that he was in support of the proposed downzoning to R-2.

He pointed out that commercial development in a residential area is a detriment for the residents because the small business buildings are left vacant at night and are prone to vandalism. Mr. Livingston also expressed concern of the possibility of encroachment with new developments and traffic problems which would result from this.

Alderman Meagher addressed the matter and submitted to the City Clerk a petition in support of the proposed rezoning with approximately 250 names listed.

Mr. Eric Ball, a resident of 2356 Agricola Street, addressed Council and advised that most of the people who spoke in opposition of the proposed rezoning were not living in the area. He suggested that Council should give special consideration to the wishes of the residents of the area.

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Mr. Ball advised that the area may be altered with large scale development and commercial development if the current zoning remains.

In summary, Mr. Ball noted that he was supporting the proposed rezoning to protect the area against encroachment, and he added, that Mr. Benjamin's development is an example of what will happen if the zoning is not changed.

There were no further persons wishing to address Council.

The following correspondence was submitted:

14 July 1989, Sharon E. Earle, 2372 Agricola Street, Halifax, NS, B3K 4B6, supporting the proposed rezoning.

10 July 1989, Frank Dominey, 2488 Agricola Street, Halifax, NS, B3K 4C2, opposing the proposed rezoning.

4 July 1989, J. Nethercott, Captain, Base Commander, CFB Halifax, NS

10 July 1989, Ron Peters, 5787 West Street, Halifax, NS, opposing the proposed rezoning.

13 July 1989, Hans Von Hamerstein, 7 Victoria Street, St. John's, NF, A1C 3V2, opposing the proposed rezoning.

MOVED by Alderman Meagher, seconded by Alderman Fitzgerald that this matter be forwarded to Council without recommendation and, that Planning Staff provide for the next regular meeting of City Council, scheduled for 27 July 1989, a larger map clearly indicating the area proposed to be rezoned and those properties proposed to be zoned R-2 which are currently zoned C-2.

The motion was put and passed.

ALDERMAN RON HANSON
CHAIRMAN

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HEADLINES FOR CITY COUNCIL MINUTES
of 07/19/89

Social Assistance Cost-Sharing

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**CITY COUNCIL
M I N U T E S**

Council Chamber
City Hall
Halifax, Nova Scotia
27 July 1989
8:00 p.m.

A regular meeting of Halifax City Council was held at this time. The meeting was called to order with an opening prayer by Rabbi Jacob Chinitz, Shaar Shalom Synagogue.

PRESENT: His Worship Mayor Ron Wallace, Chairman; and Aldermen D. Grant, Fitzgerald, Downey, Meagher, O'Malley, Pottie, Jeffrey, and Flynn.

ALSO PRESENT: City Manager, Acting City Solicitor (Wayne Anstey), City Clerk, and other members of City staff.

Before starting the regular agenda, Mr. Richard J. Matthews (Director of Development and Planning) addressed Council and introduced the newly appointed Heritage Planner, Mr. Daniel E. Norris.

His Worship Mayor Wallace welcomed Mr. Norris on behalf of the members of City Council to the City of Halifax.

MINUTES

Minutes of the last regular meeting of Halifax City Council held on Thursday, 13 July 1989, and the Special meeting of City Council held on 19 July 1989 were approved on a motion by Alderman Fitzgerald, seconded by Alderman Downey.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

At the request of the City Clerk, Council agreed to add:

- 20.1 Award of Tender #89-12 - Sidewalk Renewal
- 20.2 Award of Tender #89-13 - sidewalk Renewal
- 20.3 Gottingen Street - 1989-90 Mainstreet Project

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20.4 Tentative Collective Agreement: C.U.P.E. Local 143 (The City Clerk noted that this item was proposed to be discussed at the start of the agenda).

At the request of Alderman Flynn, Council agreed to add:

20.5 Metropolitan Authority

MOVED by Alderman Downey, seconded by Alderman O'Malley that the agenda as amended by approved.

Motion passed.

ADDED ITEMS:

Tentative Collective Agreement: C.U.P.E. Local 143

A staff report dated 25 July 1989 was submitted.

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that the Mayor and City Clerk be authorized to affix their signatures to a Collective Agreement containing the provisions as presented in the staff report of 25 July 1989 for 1 January 1989 to 31 December 1991.

Motion passed.

DEFERRED ITEMS

Case No. 5561 - Amendment to Development Agreement - Melville Ridge (75 Unit Apartment Building)

A public hearing on this matter was held the 19 July 1989.

MOVED by Alderman Fitzgerald, seconded by Alderman Pottie that:

1. Council approve an amendment to the previously approved and executed development agreement which is registered at the Registry of Deeds in Book 4683 at Page 1081 to permit an increase in the number of units within the senior citizens apartment building from 75 to 85 while maintaining a maximum population density of 25 persons per acre.

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2. Council require that the contract shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, from the date of final approval by Halifax City Council; otherwise, this approval will be void and obligations arising hereunder shall be at an end.

The City Clerk advised that the following members of Council were not in attendance at the Public Hearing and, therefore, were not eligible to vote: His Worship Mayor Wallace and Aldermen D. Grant and Jeffrey.

The Motion was put and passed with Aldermen D. Grant and Jeffrey abstaining from voting.

Case No. 5868 - Rezoning of 7179 Andrew Street (Lots 18 & 20) from R-2, General Residential Zone to C-2A, Minor Commercial Zone

A public hearing on this matter was held the 19 July 1989.

MOVED by Alderman O'Malley, seconded by Alderman Pottie that the application to rezone 7179 Andrew Street (Lots 18 and 20) from R-2 (General Residential Zone) to C-2A (Minor Commercial Zone) be approved.

The City Clerk advised that the following members of Council were not in attendance at the Public Hearing and, therefore, were not eligible to vote: His Worship Mayor Wallace and Aldermen D. Grant and Jeffrey.

The Motion was put and passed with Aldermen D. Grant and Jeffrey abstaining from voting.

Case No. 5886 - Rezoning from R-3 and C-2 to R-2: area bounded by Charles Street, Agricola Street, Cunard Street, and Robie Street

A public hearing on this matter was held the 19 July 1989.

A map identifying the proposed zoning was submitted.

The following correspondence was submitted subsequent to the public hearing on this matter and is included in the official file for this item:

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- a letter dated 25 July 1989 from Sue MacLeod,
2352 Agricola Street;

- a letter dated 21 July 1989 from Ron Peters, 5787
West Street;

- a letter dated 24 July 1989 from E. Jane Bradley
and Will Spaulding, 2357 Moran Street;

- a letter dated 11 July 1989 from D.N.
Macgillivray, 2337 Princess Place;

- a letter dated 19 July 1989 from Paul D. O'Regan,
Stephen M. O'Regan, and Christopher D. Hubley (Scotia Chev
Olds Limited); and

- a letter dated 21 July 1989 from John W.
Chandler, MacInnes Wilson Flinn Wickwire.

MOVED by Alderman Meagher, seconded by Alderman
O'Malley that the rezoning of lands in the area bounded by
Charles Street, Agricola Street, Cunard Street, and Robie
Street from R-3 (Multiple Dwelling) and C-2 (General
Business) to R-2 (General Residential) and the portion of one
property at 5780 West Street from C-2 to R-3 be approved as
shown on Map 4 attached to the staff report of 1 June 1989.

The City Clerk advised that the following members
of Council were not in attendance at the Public Hearing and,
therefore, were not eligible to vote: His Worship Mayor
Wallace and Aldermen D. Grant and Jeffrey.

In putting forth the motion, Alderman Meagher
referred to the petition containing approximately 250
signatures of residents in support of the rezoning. Alderman
Meagher emphasized that the residents are truly concerned
about their neighbourhood and that their neighbourhood is not
destroyed by a great intrusion of commercial.

MOVED IN AMENDMENT by Alderman Flynn, seconded by
Alderman Pottie that:

- 1) The properties bounded by Robie, Charles,
Davison and West Streets remain C-2;
- 2) The property 5787 West Street remain C-2; and

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3) The property at 2483 John Street, adjacent to the vacant lot, remain C-2.

In seconding the motion, Alderman Pottie agreed that residential neighbourhoods should be preserved but expressed the concern that the area bounded by Robie, Charles, Davison and West Streets is probably well over 90 percent commercial at this time. Alderman Pottie referred to the staff report of 1 June 1989 noting that staff were not recommending that the seven lots on Davison and West Streets be included in the down zoning.

Alderman Fitzgerald expressed his support in favour of the amendment.

Alderman Downey spoke in opposition to the motion. He expressed concern with regard to down zoning properties and expressed the view that it was the City's responsibility to encourage density on the Mainland.

Following a further short discussion, the amendment was put and lost.

Alderman Fitzgerald expressed the concern that Council supported 95 percent of the proposed Motion, but that it could be lost as a result of the amendment being defeated.

The Chairman suggested that Alderman Meagher might wish to add the amendment to his motion.

Alderman Meagher indicated that he did not want to lose the whole motion because of an amendment. Alderman Meagher expressed great reluctance in accepting this amendment, but noted that Council would have a chance to further review the area during study of the Detailed Area Plan for Peninsula North.

With the agreement of the seconder, Alderman Meagher withdrew his original motion and MOVED, seconded by Alderman Fitzgerald:

THAT the rezoning of lands in the area bounded by Charles Street, Agricola Street, Cunard Street, and Robie Street from R-3 (Multiple Dwelling) and C-2 (General Business) to R-2 (General Residential) and the portion of one property at 5780 West Street from C-2 to R-3 be approved as shown on Map 4 attached to the staff report of 1 June 1989
AND, FURTHER, THAT:

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- 1) The properties bounded by Robie, Charles, Davison and West Streets remain C-2;
- 2) The property at 5787 West Street remain C-2; and
- 3) The property at 2483 John Street, adjacent to the vacant lot, remain C-2.

The Motion was put and passed with Aldermen D. Grant and Jeffrey abstaining from voting.

PETITIONS AND DELEGATIONS

Petition Alderman Downey Re: Halifax Sheraton

Alderman Downey submitted a petition signed by approximately 150 individuals requesting a stop sign or light at the corner entrance into the Halifax Sheraton Hotel from Water Street and a crosswalk across Hollis Street opposite J.J. Rossi's for referral to staff for a report.

Petition Alderman Jeffrey Re: Fairmount-Springvale Subdivisions

Alderman Jeffrey submitted a petition signed by the six elected directors of the Springvale/Fairmount Residents Association, representing the residents, petitioning City Council to review the Springvale/Fairmount Subdivisions with the residents and to declare if they are prepared to support the previous decisions of City Council, for referral to staff for a report.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on Wednesday, 19 July 1989, as follows:

VIA Rail Cutbacks

Alderman Fitzgerald indicated that he had no trouble accepting the motion put forward at the last Finance

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and Executive Committee meeting, but expressed concern with regard to the "Save VIA Rail Conference" date. Alderman Fitzgerald pointed out that U.N.S.M. Annual Meeting was scheduled during the same time as the VIA Rail Conference.

Alderman D. Grant noted that Mayor Wayne indicated in her address to the Finance and Executive Committee that this was to be a consultative and cooperative conference. She went on to note that Mayor Wayne indicated that persons would be invited to come to this conference to try to provide a positive recommendation to VIA Rail. Alderman D. Grant advised that she was distressed from reading the overview of how the conference was to be organized that it seemed to be more along the line of save the VIA Rail as it exists today. Alderman D. Grant indicated that there seemed to be some discrepancy from the way the conference was presented to Council by Mayor Wayne and the actual information which was provided in the pamphlet which had been distributed to Council. Alderman D. Grant asked for some clarification as to exactly what was meant with respect to the intent of the conference and indicated that she would support it if the Mayor would check to make sure the intent of the conference was to cooperative and consultative.

The Chairman agreed to provide information with regard to the intent of the conference.

MOVED by Alderman D. Grant, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee:

- 1) Halifax City Council approve in principle the concept of the Saint John "Save VIA Rail Conference," scheduled for 14-15 September 1989 (pending receipt of a recommendation from the City Manager concerning expenditure of the requested funds);
- 2) A meeting be arranged as quickly as possible with Halifax MP's Mary Clancy and Howard Crosby and members of City Council;
- 3) A letter be forwarded to the Prime Minister and the Minister of Transport to express Council's concerns that these actions are being taken (particularly with regard to the prospect of the freight service being cut), and to ask that every consideration be given to the recommendations to be

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developed during the September conference in Saint John.

Motion passed.

Employment Equity

A report dated 27 July 1989 from Mayor Ron Wallace with attachments was submitted. His Worship Mayor Wallace explained that he was asking Council to agree to a couple of changes which have surfaced from discussions with persons in the community and staff.

A discussion followed with Ms. Royer, Director of Employee Relations, addressing Council and agreed to provide Council with brief reports on the initiatives being taking on employment.

Alderman D. Grant asked that recommendation 4(c) of the Policy Statement be amended to exclude the words "if necessary", to which Council agreed.

MOVED by Alderman Flynn, seconded by Alderman D. Grant that, as recommended by the Finance and Executive Committee, Halifax City Council endorse the Policy Statement on Employment within the City of Halifax, with the amendments presented at tonight's meeting included, as follows:

1) Halifax City Council recognizes that historically the City of Halifax has been an Equal Opportunity Employer, and is committed to equality in employment within Halifax City Administration.

It is Halifax City Council's desire to ensure that the City Administration reflects the available workforce within the City of Halifax.

2) Accordingly, Halifax City Council supports an employment Equity Program with special emphasis on the following members of designated groups who have faced barriers in accessing employment.

The Employment Equity Program will address the needs and concerns of the following persons and groups:

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(a) visible minorities with special attention being given to the black community within the City of Halifax

(b) women

(c) persons with disabilities

(d) aboriginal peoples

3) To ensure that the concerns and needs of these groups with regard to employment are addressed, an on-going Management Steering Committee, committed to a successful implementation of this Program will be formed consisting of the City Manager, Director of Social Planning, Director of Employee Relations and the Director of the Halifax District School Board.

This Committee will, over time, oversee the implementation of the Employment Equity Program, and will consult on an ongoing and regular basis with members of the affected groups within the community in the establishment and detailed workings of the Employment Equity process.

4) Without limiting the generality of the foregoing, Council endorses the following steps to be taken in the initial stages of implementation of the Employment Equity Program.

a) a profile of our existing workforce and an analysis of the makeup of that workforce will be undertaken.

b) a review of present hiring practices will be undertaken to define any cultural or social barriers that may exist.

c) alterations in recruitment practices will be made to better communicate the availability of employment and positions to members of disadvantaged groups.

d) Educational programming and special training will be developed to target groups 2(a) through 2(d) in order to assist their attainment of skills necessary to meet the standards and qualifications of positions within the City without lowering those

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specific standards and qualifications, and to improve their ability to compete equally when employment opportunities arise.

e) An Employment Equity Co-Ordinator reporting to the Management Steering Committee, and employed in the Social Planning Department, under the direction of the Director of Social Planning, will liaise with community groups during the implementation phase.

f) Ongoing consultation with the Unions and educational programming on Employment Equity for all employees will be initiated.

g) Funding opportunities for this Programme through the Provincial and Federal Governments will be explored by the Steering Committee.

h) Regular progress reports to Halifax City Council will be issued every six months and will be made available to the public.

A discussion followed with Alderman Downey agreeing that the Policy Statement was long overdue, but expressed the concern that ethnic people have not been employed in high profile positions, i.e. in the Police and Fire Departments.

The Motion was put and passed.

Tender #87-37 - Retaining Wall - Williams Lake Road

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Tender #89-37 for the project, materials and services listed for the unit prices quoted at a tender price of \$35,147.00 and a total project cost of \$42,000.00 be awarded to G. & R. Kelly Enterprises Ltd.

Motion passed.

Appointment of External Auditors

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Thorne Ernst & Whinney be appointed as the External Auditors for the City of Halifax for a one year term

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and that the Director of Finance advise City Council, prior to Council's consideration of the matter, as to the costs of this service.

Motion passed.

St. Mary's University - Astro Turf Rental Agreement

MOVED by Alderman Meagher, seconded by alderman D. Grant that, as recommended by the Finance and Executive Committee:

1. City Council authorize the Mayor and City Clerk to sign the contract with Saint Mary's University for up to nine hundred (900) hours of facility time at a cost of sixty dollars per hour (\$60.00/hour).
2. That payment of twenty-eight thousand eight hundred dollars (\$28,800.00) be paid 1 July 1989 and the remaining balance, up to an amount of twenty-eight thousand eight hundred dollars (\$28,800.00) be paid on 1 December 1989 with funds being available in account number 122606-J0132-ZA327 (Recreation - Sport and Subsidies).

Motion passed.

Alderman Meagher emphasized the importance of this facility to the City of Halifax and expressed gratitude to Saint Mary's University for the Astro Turf rental.

Street Closure - Portion of Rosedale Avenue: SET DATE FOR PUBLIC HEARING

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, a date be set for a public hearing to consider the closure of a portion of Rosedale Avenue, as shown on Plan TT-43-30243 of the confidential staff report dated 27 June 1989.

Motion passed.

The City Clerk advised the public hearing would be scheduled for **Wednesday, 6 September 1989**, in the Council Chamber at 7:30 p.m.

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Acquisition - Parcel H-159, Civic No. 471 Herring Cove Road

MOVED by Alderman Jeffrey, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, Parcel H-159, as shown on Plan TT-41-29887 and located at 471 Herring Cove Road, be purchased from Dr. R. Bruce MacWhirter for the sum of \$2,157. as settlement in full.

Motion passed.

Use of Streets - Building Construction

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, City Council amend Ordinance 122, the Encroachment Ordinance, to require a fee for the use of City streets during construction projects, and

- a) establish the rate of the fee as follows:
 - \$.30/m2/day for the travelled way;
 - \$.25/m2/day for the sidewalk between the curb and 2 meters back from the curb;
 - \$.15/m2/day for the balance of the sidewalk and public property to the street line.
- b) not apply the fee to the Nova Scotia Power Corporation, the Halifax Water Commission, or Maritime Tel and Tel when placing utilities.
- c) establish a regular review of the rates charged.

Alderman Fitzgerald reiterated his concern as expressed at the Finance and Executive Committee with regard to the length of time it sometimes takes to repair busy sidewalks and streets in the City of Halifax. Alderman Fitzgerald expressed the view that construction of sidewalks and streets create a major inconvenience to the citizens and suggested that there should be a change in policy to make sure that contractors finish their projects as quickly as possible in busy areas of the City.

Following a further short discussion, the motion was put and passed.

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Tender #89-108: Re-Roofing - Centennial Pool

This matter was forwarded to Council without recommendation, pending receipt of a report addressing the questions raised during the 19 July meeting of the Finance and Executive Committee.

A supplementary staff report dated 24 July 1989 was submitted.

MOVED by Alderman Downey, seconded by Alderman Flynn that:

1. Tender #89-108, Re-Roofing Centennial Pool be awarded to Semple-Gooder (Maritime) Ltd. at a bid price of \$584,680.00 and a total project cost of \$643,148.00;
2. Funding authorization be approved from Account Number FA082;
3. The Provincial Sales Tax rebate estimated at \$24,500.00 be assigned to FA082, and
4. \$62,375.43 be transferred to FA082 from FA071, Mainland Common.

Motion passed.

Authorization Levels - Tendering Policy Modifications

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, Council increase the limit of the tendering policy authorization to \$500, in order to improve efficiency of low value purchasing.

Motion passed.

Tender Call - Elevator: Bloomfield Seniors Resource Centre

This matter was forwarded to Council without recommendation.

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The City Manager addressed the matter and advised that staff had been instructed to prepare a design for a larger elevator to accommodate certain requirements for the Bloomfield Seniors Resource Centre. He noted that the design is presently being worked on and, therefore, suggested that this item be deferred until a report is received.

MOVED by Alderman O'Malley, seconded by Alderman Pottie that this matter be deferred to the next regular Committee of the Whole Council meeting scheduled for 23 August 1989 if the staff report is available by that date.

Motion passed.

St. Mary's Boat Club (Alderman Fitzgerald)

This matter was forwarded to Council without recommendation.

Alderman Fitzgerald addressed the matter and noted that this item has been on Council's agenda a number of times. Alderman Fitzgerald went on to advise that City Council had agreed that the St. Mary's Boat Club was a much needed facility across the City and, as a result, he was hopeful that some progress might be made this year regarding the facility. Alderman Fitzgerald emphasized the importance of restoring this facility as soon as possible.

MOVED by Alderman Fitzgerald, seconded by Alderman D. Grant that a detailed report be submitted by the next Committee of the Whole Council meeting scheduled for Wednesday, 23 August 1989, regarding the St. Mary's Boat Club facility.

Motion passed.

Fire Underwriters Survey (Alderman Fitzgerald)

This matter was forwarded to Council without recommendation.

Alderman Fitzgerald noted that the "Fire Underwriters Survey" has caused him a great deal of concern.

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that a report be submitted from the Fire Chief possibly at the next Committee of the Whole Council meeting

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scheduled for 23 August 1989 dealing with any deficiencies contained in the Fire Underwriters Survey.

Motion passed.

Responding to a question from Alderman Flynn, the City Manager advised that a preliminary report would be submitted to Council shortly on this item. He went on to suggest that the report requested by Alderman Fitzgerald and the consultant's report be brought to Council at the same time.

10:00 p.m. The meeting adjourned for a brief recess.

10:10 p.m. The meeting resumed with the same members present.

Budget Update (Alderman Fitzgerald)

This matter was forwarded to Council without recommendation.

Alderman Fitzgerald expressed his deep concern regarding the fact that the City was headed for another deficit this year unless revenue was received from the Provincial Government. Alderman Fitzgerald went on to emphasize that a special meeting should be held to review the budget and determine whether there was a way to cut the budget or increase revenues.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that a special meeting to discuss the budget shortfall which is presently projected.

Motion passed.

Proposal #89-126: Computer Networking

This matter was forwarded to Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Alderman Pottie that authority be granted to award Proposal #89-126 to Maritime Telephone & Telegraph Co. Ltd. at a cost of \$104,347.00.

Motion passed.

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scheduled for 23 August 1989 dealing with any deficiencies contained in the Fire Underwriters Survey.

Motion passed.

Responding to a question from Alderman Flynn, the City Manager advised that a preliminary report would be submitted to Council shortly on this item. He went on to suggest that the report requested by Alderman Fitzgerald and the consultant's report be brought to Council at the same time.

10:00 p.m. The meeting adjourned for a brief recess.

10:10 p.m. The meeting resumed with the same members present.

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Alderman Fitzgerald expressed his deep concern regarding the fact that the City was headed for another deficit this year unless revenue was received from the Provincial Government. Alderman Fitzgerald went on to emphasize that a special meeting should be held to review the budget and determine whether there was a way to cut the budget or increase revenues.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that a special meeting to discuss the budget shortfall which is presently projected.

Motion passed.

Proposal #89-126: Computer Networking

This matter was forwarded to Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Alderman Pottie that authority be granted to award Proposal #89-126 to Maritime Telephone & Telegraph Co. Ltd. at a cost of \$104,347.00.

Motion passed.

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Mainland North Branch Library Fit-Up Costs

This matter was forwarded to Council without recommendation.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey that Council approve the transfer of funds from one section of GA005 to the Fit-Up Costs section of this account to pay the additional \$25,363.53 needed for the improvements outlined in the staff report of 10 July 1989.

Motion passed.

Revenue and Expenditure Statement

This matter was forwarded to Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Alderman D. Grant that the Revenue and Expenditure Statement dated 11 July 1989 be tabled.

Motion passed.

Acquisition of Easement E-4, 12 Rockwood Avenue

This matter was forwarded to Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that Service Easement E-4 be acquired and a temporary construction easement be obtained as shown on Plan TT-41-29857 from Mr. Graham and Mrs. Suzanne Johnson for the sum of \$7,500 as settlement in full (funds available from Account No. 226111-20400-DB010, Rockwood Drive Storm Sewer Project).

Motion passed.

Mainland North Common - Land Acquisition (Alderman Jeffrey)

This matter was forwarded to Council without recommendation.

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Alderman Jeffrey noted that funds were placed in the Sale of Land Account to obtain lands for the Mainland North Common area. The Alderman went on to advise that it was his understanding that negotiations were on-going between the City's Real Estate Division and the landowners in the area for quite sometime now. Alderman Jeffrey asked that an updated report be submitted on the negotiations and an explanation as to why it was taking so long to acquire the land.

Meetings with MLA's (Alderman Leiper)

This matter was forwarded to Council without recommendation.

On behalf of Alderman Leiper, Alderman Jeffrey addressed the matter and expressed the concern that two MLA's had not been invited to the meeting with the MLA's. Alderman Jeffrey questioned why Mr. Gerald O'Malley, MLA, and Alexa McDonough, Leader (NDP), were not invited to this meeting.

The Chairman advised that a meeting was being arranged with the MLA's who are not in the Government but are in the Legislature.

Alderman Flynn suggested that Council should go through the exercise of meeting with the MLA's for the benefit of the new members on Council.

A discussion followed with Alderman D. Grant also agreeing that Council should meet with all of the MLA's.

Alderman O'Malley noted that it was her understanding that two motions had been passed by Council in the Fall of 1988. She explained that one motion called for a meeting with the Government side of the House and the other called for a meeting to include all the MLA's. Alderman O'Malley suggested that it was Alderman Leiper's intent, in placing the item on the agenda, that the second motion be carried out.

Council Meeting - 14 September 1989 (Alderman Leiper)

This matter was forwarded to Council without recommendation.

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A report from the City Clerk dated 26 July 1989 was submitted.

MOVED by Alderman Flynn, seconded by Alderman D. Grant that the City Council meeting of 14 September be rescheduled to Monday, 11 September at 8:00 p.m.

Motion passed.

Alderman Flynn asked that the UNSM Priorities and Objectives Discussion Paper of 19 July 1989 be placed on the next Committee of the Whole Council agenda for 23 August 1989, to which Council agreed.

Pool - Central Commons (Alderman Downey)

This matter was forwarded to Council without recommendation.

Alderman Downey asked that a request be made that the pool on the Central Commons remain open until 3:00 p.m. on a trial basis.

Alderman Meagher indicated his support in favour of having the pool open until 8:00 p.m.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on Wednesday, 19 July 1989, as follows:

Petition - Monastery Lane

This matter had been forwarded to Council without recommendation.

Alderman Meagher noted that the installation of this sidewalk had initially been proposed shortly after the completion of the Quingate project. He emphasized that this particular section of Monastery Lane is heavily used by pedestrians, particularly by parents delivering their children to the St. Joseph's Day Care facility located nearby.

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It was therefore moved by Alderman Meagher, seconded by Alderman Downey that, in the interests of safety, Council proceed with the installation of a concrete sidewalk on the northeast side of Monastery Lane between the existing sidewalk and Allan Street.

The motion was put and passed.

Hours of Operation - Transfer Station (Alderman Fitzgerald)

This matter had been forwarded to Council without recommendation.

Alderman Fitzgerald referred to information recently received regarding the Metropolitan Authority's proposal to reduce the operating hours of the local transfer station, and emphasized that, in his opinion, such decreases would considerably inconvenience those Haligonians who are restricted (by their own working hours) to making drop-offs to the site on weekday evenings or on weekends.

It was therefore moved by Alderman Fitzgerald, seconded by Alderman Jeffrey that Halifax City Council go on record as being in opposition to any changes in the current operating hours of the transfer station.

As a member of the Metropolitan Authority Board, Alderman Pottie advised Council that concerns have already been raised by other member municipalities regarding the proposal referred to by Alderman Fitzgerald, and emphasized that, under the circumstances, staff have been instructed to investigate the matter further. He reiterated that no formal motion regarding the matter has yet been made, adding that the topic will be reconsidered during the Authority's next regular meeting.

The motion was put and passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on Wednesday, 19 July 1989, as follows:

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Halifax Water Commission - 1988 Annual
Report - TO BE TABLED

MOVED by Alderman Flynn, seconded by Alderman
Deborah Grant that, as recommended by the Safety Committee,
the 1988 Annual Report as submitted by the Halifax Water
Commission be tabled by Halifax City Council.

The motion was put and passed.

Traffic Concerns - Young Avenue (Alderman D. Grant)

This matter had been forwarded to Council without
recommendation.

Alderman Deborah Grant brought to Council's
attention the anxieties currently being expressed by
residents of Young Avenue and its environs (i.e., Tower Road,
Point Pleasant Drive, and all the streets which intersect
with those main arteries) pertaining to the large and unusual
gatherings of young people which have been taking place in
the parking lot area of Point Pleasant Park over the past
several months.

In her comments, the Alderman emphasized that these
gatherings are taking place at all hours of the day (but
particularly during the evening hours), and appear to be
attracting those persons who have a tendency to speed up and
down the neighboring streets naturally causing area residents
some concern for their safety. In addition, she noted that
because of increasing incidents of thievery, the Halifax
Police Department have laid a number of charges, and the Port
Authority has been forced to undertake additional security
measures.

Alderman Grant referred to a public meeting
recently held in the Young Avenue area in an attempt to
better address these problems. She noted that one of the
possible solutions raised during this meeting was the
reduction of the speed limit, particularly on Young Avenue,
but emphasized that, according to advice received from the
Traffic Authority, such "special" speed zones cannot be
legally implemented. In so saying, Alderman Grant circulated
a document concerning the Young Avenue situation, bringing to
Council's attention that, contained in that material are
various pieces of correspondence pertaining to the

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feasibility of reducing the speed limits in areas which are of particular concern to pedestrians.

In conclusion, Alderman Grant advised that residents of the Young Avenue area would appreciate the opportunity of addressing Council during the next regular meeting of Committee of the Whole Council (scheduled for **Wednesday, 23 August 1989**) to better acquaint members with the difficulties which have arisen as a result of the situation at Point Pleasant Park.

**REPORT - COMMITTEE OF THE WHOLE COUNCIL,
BOARDS AND COMMISSIONS**

Motion Deputy Mayor R. Grant Re: Amendments to
Ordinance 101 Respecting the Seal, Arms and Flags
Ordinance - SECOND READING

This matter was given First Reading during a regular meeting of City Council held on 29 June 1989, and was further considered during a regular meeting of the Finance and Executive Committee held on Wednesday, 19 July 1989.

MOVED by Alderman Fitzgerald, seconded by Alderman Pottie that City Council give SECOND READING to the amendment proposed for Ordinance 101 Respecting the Seal, Arms and Flag (as described in the report from the City Solicitor dated 14 July 1989) to provide that the City flag (only) is available to whomever wishes to use it.

The motion is put and passed.

Case No. 5751 - Amendment to the Municipal Development
Plan: West Side Bicentennial Drive at Bayers Lake
Interchange

A report, dated 26 July 1989, was submitted from Mr. Walter Nolan, Vice Chairman, Planning Advisory Committee.

MOVED by Alderman Deborah Grant, seconded by Alderman Jeffrey that, as recommended by the Planning Advisory Committee:

- 1) City Council set the date for a public hearing on amendments to the Municipal Development Plan, Land Use

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Bylaw and Subdivision Bylaw, as set out in Appendix "A" of the PAC's report dated 26 July 1989;

- 2) the application of Schedule "L" to the land re-designated and rezoned for industrial use; and
- 3) that no further changes in land use for these lands designated "Holding Area" be considered until a comprehensive environmental impact assessment is carried out, and further, that this environmental assessment be initiated.

Alderman Fitzgerald expressed concern that, by requiring the application of Schedule "L" to such lands that are redesignated and rezoned for industrial use (thereby necessitating the convening of a public hearing for each piece of property proposed for development), the development process in this area of the City would be considerably impeded. Referring to comments made by the City Manager and by Mr. W. A. Sullivan, Chief Engineer, the Alderman pointed out that the Province has recently adopted new regulations under the Environmental Protection Act which will require an environmental impact study for almost all development applications, particularly in the area under discussion.

Noting, therefore, that, in his opinion, sufficient care is being exerted by other agencies to ensure the protection of these environmentally sensitive lands, Alderman Fitzgerald moved an amendment to the motion, seconded by Alderman Flynn that Part (2) of the initial motion be replaced with a requirement providing that the City will address any environmental concerns relevant to this area to the Provincial and Federal governments under an environmental impact study.

Alderman Deborah Grant addressed the proposed amendment, indicating that the PAC has discussed this matter at length and had consequently decided to include the requirement for Schedule "L" in order to protect these lands as much as possible from the negative effects of development.

After some further discussion, the amendment to the motion was put and passed with Alderman Deborah Grant voting in opposition.

The original motion, as amended, was subsequently put and passed with Alderman Deborah Grant voting in opposition.

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The City Clerk advised that the requested public hearing would be scheduled for WEDNESDAY, 23 AUGUST 1989, at 7:30 p.m. in the Council Chamber.

Recommendation - Tax Concessions and Grants
Committee: Hope Farm

A report, dated 17 July 1989, was submitted from Alderman N. Meagher, Chairman of the Tax Concessions and Grants Committee.

MOVED by Alderman Meagher, seconded by Alderman Downey that, as recommended by the Tax Concessions and Grants Committee, an amount of \$1,800.00 be awarded to Hope Farm.

The motion was put and passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on Wednesday, 19 July 1989, as follows:

Case No. 5930 - Police Club Property, 6680 South Street:
Request to Amend the Municipal Development Plan
and Land Use Bylaw

This matter had been forwarded to Council without recommendation.

MOVED by Alderman Deborah Grant, seconded by Alderman Fitzgerald that the matter be forwarded to the Planning Advisory Committee for an additional staff report as well as the necessary public meetings and advice.

The motion was put and passed.

Case No. 5787: Proposed Development Agreement -
1488-94 Carlton Street and 5950 Spring Garden Road

This matter had been forwarded to Council without recommendation.

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MOVED by Alderman Fitzgerald, seconded by Alderman Deborah Grant that a public hearing be scheduled by Halifax City Council to consider the following:

- 1) the discharge of the existing development agreement between the City of Halifax and Pro-Dent Laboratory for the property at 1488-94 Carlton Street;
- 2) a development agreement pursuant to Section 16AE(a) of the Land Use Bylaw (Peninsula) to permit an enlargement of the building at 1488-94 Carlton Street, its expansion by common linkage to 5950 Spring Garden Road, and the use of 1488-94 Carlton Street and 5950 Spring Garden Road as a dental laboratory and offices;
- 3) that the above-mentioned development be permitted on the condition that alterations be carried out in substantial conformance with Plans No. P200/17053-54, 17059-60, 17065-66 and 17311 of Case No. 5787.

The motion was put and passed.

The City Clerk advised that the requested public hearing would be scheduled for **WEDNESDAY, 23 AUGUST 1989, at 7:30 p.m.** in the Council Chamber.

Building - Corner of Agricola and Bilby Streets
(Alderman O'Malley)

This matter had been forwarded to Council without recommendation.

Alderman O'Malley advised that the matter of the dilapidated building located at the corner of Agricola and Bilby Streets had gone to trial in early July and that, consequently, the owner had been fined for "unsightly premises." She emphasized that some two weeks later it would appear that nothing has been done to repair the outside of the building, and expressed her disappointment at the apparent disregard for the courts evidenced by the building's owner.

The Alderman asked that this matter be carried on Council's agenda so that the situation can be monitored.

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MOTIONS

Motion Alderman Fitzgerald Re: The Fire Prevention Ordinance - FIRST READING

Notice of Motion regarding this matter was given by Alderman Fitzgerald during a regular meeting of Halifax City Council held on Thursday, 13 July 1989.

MOVED by Alderman Fitzgerald, seconded by Alderman Deborah Grant that the following amendment to the Fire Prevention Ordinance be given FIRST READING; and further, that the matter be referred to the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 23 August 1989) for Consideration and Report:

Sentence 6.3.1(2) is repealed and the following substituted therefor:

(2) A record shall be kept of all fire alarm system tests and a copy of such record shall be filed with the authority having jurisdiction within 30 days of the date within which the test is required to be completed.

The motion was put and passed.

MISCELLANEOUS BUSINESS

Tender #89-124: Computer Hardware and Software

A private and confidential staff report, dated 18 July 1989, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that authority be granted to purchase this equipment from P.C. Plus (Atlantic) Limited for a price of \$107,362.00 or at for a lower negotiated priced (funds to be made available from the Equipment Replacement Reserve Account and are to be repaid in a three-year period).

The motion was put and passed.

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The motion was put and passed.

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Appointments

A memorandum, dated 27 July 1989, was submitted by His Worship Mayor Ron Wallace.

MOVED by Alderman Meagher, seconded by Alderman Downey that Mr. Alan Riches be appointed as a member of the Halifax Civic Hospital Board for a term to expire on 31 January 1990.

The motion was put and passed.

11:20 p.m. - His Worship Mayor Wallace retires from the meeting, with Alderman Meagher assuming the Chair.

QUESTIONS

Question Alderman O'Malley Re: Ward 5 Community Centre

Alderman O'Malley observed that, during a meeting of the City's Tax Concessions and Grants Committee, the Director of Social Planning had indicated that he could provide a cook to assist with the services offered by the Ward 5 Community Centre. The Alderman pointed out, however, that while the requested individual had been provided shortly thereafter, his work had not been satisfactory. Under the circumstances, therefore, she asked for a report as to what could be done at this point in time to address the Centre's requirements.

Question Alderman O'Malley Re: City-Owned Land Off Albert Street

Alderman O'Malley referred to a piece of land-locked City-owned property accessible only through 3681 Albert Street.

In her remarks, the Alderman noted that the grass on this property (because it is badly overgrown) is

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constituting a fire hazard to the surrounding homes as well as providing a gathering place for gangs of teenagers, and asked that immediate action be taken to rectify the problem. In putting forward this request, Alderman O'Malley advised that the owners of 3681 Albert Street have given permission for the City to access its lot via their property for this purpose.

Question Alderman O'Malley Re: Recycling Program

Alderman O'Malley noted that, with regard to the paper recycling project recently instituted by the City of Halifax, no pickups have been made on Albert Street for the last several weeks. She therefore asked for a report on this matter, adding that if the 8:00 a.m. deadline for putting out this type of refuse is thought to be the cause of the problem, perhaps the City might consider readvertising the regulations concerning its recycling program in the local newspapers.

Question Alderman O'Malley Re: Crosswalk Safety

Alderman O'Malley indicated that, in her opinion, increased surveillance by the Halifax Police Department with regard to crosswalk safety is warranted, particularly during peak hours. She therefore asked for a report from the Police Department as to the feasibility of that recommendation.

Question Alderman O'Malley Re: Vehicles Belonging to Standard Paving Limited

Alderman O'Malley noted that Standard Paving (whose business is located on Stanley Street) have recently begun to park their large vehicles (with motors running) in front of private homes on Columbus Street. The Alderman asked for information from staff as to whether, under the circumstances, the company is legally empowered to do so.

Question Alderman O'Malley Re: Property on Stanley Street Owned by Standard Paving Limited

Alderman O'Malley advised that, as a result of an inspection carried out in June of the business property on Stanley Street owned by Standard Paving Limited, the owners had been given approximately 48 hours in which to clean up a

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number of barrels that had been giving off a very offensive odor. She noted that it was her understanding that the problem has still not been addressed, and asked that staff investigate this matter.

Question Alderman Pottie Re: Gravel Residues

Responding to a question from Alderman Pottie regarding the seal-coating operation recently undertaken on Liverpool and London Streets, the City Manager advised that it is necessary to leave the gravel residue on the road surfaces so that it can be ground down into the pavement. He added that, unfortunately, there is very little that can be done to alleviate the dust and other inconveniences to abutting property owners during this process.

Question Alderman Pottie Re: 1989 Halifax Natal Day Festivities

On behalf of the City's Natal Day Committee, Alderman Pottie distributed copies of the 1989 program to members of Council, and provided those present with a brief summary of upcoming events.

Question Alderman Jeffrey Re: 185 Coronation Avenue

Alderman Jeffrey made reference to a citation recently issued by a member of the City's Building Inspection Division with regard to 185 Coronation Avenue. The Alderman requested information as to the identity of that staff member, adding that he would like an opportunity of discussing this matter with him.

Question Alderman Jeffrey Re: Speeding Cars - Gesner Street

Alderman Jeffrey noted that, in the past, police surveillance of Gesner Street has been very effective in reducing the number of speeding cars in this area. He indicated, however, that it would appear that this surveillance has recently been decreased, with the effect that the speed limits are again being ignored. The Alderman therefore asked that police cruisers be directed to recommence their patrols in this area.

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Question Alderman Jeffrey Re: Bottle Exchange -
3326 Dutch Village Road

Alderman Jeffrey referred to an application by Twin Cities Recycling for a permit to operate a bottle and metal exchange at 3326 Dutch Village Road, noting that it had been his information that this application had been refused. The Alderman stated, however, that a sign has reportedly been erected on Dutch Village Road in the vicinity of Melrose Avenue indicating that the bottle exchange is indeed in operation.

Alderman Jeffrey asked for information as to whether, in fact, the bottle exchange is now operating illegally at the Dutch Village Road site.

Question Alderman Jeffrey Re: Social Assistance Recipient

Alderman Jeffrey brought to Council's attention the plight of a 47 year old resident of Ward 9 who had recently won an appeal against the City of Halifax for termination of her municipal social assistance. The Alderman noted that very shortly after winning her case the woman in question was arrested by Halifax police and charged with fraud with regard to an incident which allegedly occurred in 1987.

Alderman Jeffrey expressed concern regarding the manner in which this arrest was carried out, and asked for information concerning the matter, especially as to why the arrest was made at this particular point in time.

Question Alderman Deborah Grant Re: Unanswered
Requests for Information

Aldermen Deborah Grant expressed concern that on several occasions she has asked for information on various items and, after several months, has received no reply. In particular, the Alderman made reference to her previous requests pertaining to (1) AIDS Policy for City of Halifax Employees; (2) Policies Regarding Smoking in the Workplace; (3) Sod Replacement Policies; and (4) a report from the Halifax Police Department pertaining to security systems; and emphasized that she would like to receive a response from staff on these matters as quickly as possible.

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Question Alderman Deborah Grant Re:
Recommendations - Task Force on Full Employment

Alderman Deborah Grant asked for information from the Director of Social Planning as to how the City is going to ensure the implementation of the recommendations of the Task Force on Full Employment (which formed part of a motion recently approved by Halifax City).

Question Alderman Deborah Grant Re:
Crossing Guard - Corner of Young Avenue and Atlantic Street

Alderman Deborah Grant asked for information as to the feasibility of hiring a crossing guard for the new crosswalk area (about to be painted in) at the corner of Atlantic and Young Avenue. She referred to her previously-expressed concerns regarding the recent increase in traffic volumes on Young Avenue (originating with the Point Pleasant Park parking lot) and to the fact that there are two schools in the immediate vicinity. Under the circumstances, therefore, the Alderman expressed the opinion that a crossing guard is essential at this location.

Question Alderman Deborah Grant Re:
VIA Rail Conference (Saint John, N.B.)

Alderman Deborah Grant complimented Mayor Wallace on the Steering Committee proposed to be formed with regard to the VIA Rail situation and the upcoming conference in Saint John, New Brunswick, and asked if Council could be provided with an update on the progress being made in this regard as well as on the committee's terms of reference.

Question Alderman Deborah Grant Re:
Provincial Environmental Assessment Act

Alderman Deborah Grant asked for a full report from the City Manager (to be distributed to all members of Council) with regard to the Provincial Environmental Assessment Act (to which he had referred earlier in the meeting). In her remarks, the Alderman requested that the report provide information as to when the Act will be implemented and, as well, how it will impact on environmental studies within the City of Halifax.

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Question Alderman Fitzgerald Re:
Proposed Golf Course - Ragged Lake

Alderman Fitzgerald referred to recent newspaper reports regarding the golf course proposed for the Ragged Lake area, and asked if staff could provide him with a "thumbnail sketch" regarding this matter.

11:40 p.m. - His Worship Mayor Wallace returns to the meeting with Alderman Meagher resuming his usual seat on Council.

Question Alderman Fitzgerald Re: Demolition Controls

Alderman Fitzgerald indicated that he would like to instigate an in-depth discussion at the Committee of the Whole level with regard to demolition controls, both as they pertain to "ordinary" buildings and, as well, to those designated as heritage structures.

The City Manager advised that he would request staff to redistribute previous reports on this matter for Council's review and recommendation.

Question Alderman Fitzgerald Re: Gardencrest Apartments

Responding to a question from Alderman Fitzgerald pertaining to revised proposals for the Gardencrest Apartment site, the Director of Development and Planning, Mr. R. J. Matthews, advised Council that information concerning this matter would be forwarded to them as soon as a formal application has been filed with the City.

Question Alderman Fitzgerald Re: Repairs to Street Surface - Jubilee Road

Alderman Fitzgerald made reference to the heavy traffic volumes on Jubilee Road which, in the Alderman's opinion, is "falling apart" despite the fact that no repairs have been scheduled for this year.

Alderman Fitzgerald asked if staff would investigate the situation (particularly that part of Jubilee Road between the Overpass on Connaught Avenue and Bloomingdale Terrace), and advise him as to what could be done in terms of patching to alleviate the problem.

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Question Alderman Meagher Re: Crosswalk -
Corner of Clifton and North Streets

Alderman Meagher indicated that he has received a request for the installation of a crosswalk at the corner of Clifton and North Streets, and asked that this request be passed on to the City's Traffic Authority, Mr. B. N. Kennedy, for his review and comment.

Question Alderman Meagher Re: Request from
Chebucto Soccer Club

Alderman Meagher referred to a letter recently distributed to all members of Council from Mr. Norman Little, President of the Chebucto Soccer Club, asking for information with regard to the provision of additional soccer fields. The Alderman advised that he will be passing his copy of the letter on to the Mr. Howard Oehmen, Director of Recreation, with a request for comments.

ADDED ITEMS

Award of Tender #89-12: Sidewalk Renewal

This matter was added to the agenda at the request of the City Clerk.

A staff report, dated 21 July 1989, was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Downey that Tender #89-12 pertaining to sidewalk renewals be awarded to the following contractors:

- 1) Clyde Street (N) - Birmingham to Queen:
Awarded to King Concrete Limited at a tender price of \$10,514.00 and a total project cost of \$13,000.00; and
- 2a. Isleville Street (E) at Livingstone Place Boulevard; and
- 2b. Cabot Street (S) - Prescott to Robie: Awarded to Armdale Construction Limited at a tender price of \$29,052.00 and a total project cost of \$35,000.00;

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(funding to be made available from Accounts CB357, CB358 and CB359).

The motion was put and passed.

Award of Tender #89-13: Sidewalk Renewal

This matter was added to the agenda at the request of the City Clerk.

A staff report, dated 21 July 1989, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that Tender #89-13 for the following sidewalk renewals be awarded to Armdale Construction Limited at a tender price of \$104,175.00 and a total cost for all projects of \$125,000.00 (funds to be made available from Accounts CB339, CB360 and CB362):

- 1) King Street (W) - North to St. Albans
- 2) Vestry Street (N) - St. Paul's Street to Acadia
- 3) Kline Street (E) - Quinpool to Oak

The motion was put and passed.

Gottingen Street - 1989-90 MAINSTREET Project

This matter was added to the agenda at the request of the City Clerk.

MOVED by Alderman Downey, seconded by Alderman Deborah Grant that:

- 1) Council authorize the expenditure of \$66,500 of City funds as previously approved and \$20,000 of Provincial funds in order that the program may proceed; and
- 2) these funds be transferred from the Capital Account to a Special Item Account in the Operating Budget to permit spending on a range of activities as approved, but which are not of a capital nature.

The motion was put and passed.

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Metropolitan Authority (Alderman Flynn)

This matter was added to the agenda at the request of Alderman Flynn.

Alderman Flynn made reference to the Metropolitan Authority's 1988 Financial Statements which indicated that the City's "contribution [toward the operation of the Authority] is based on relative assessment and service provided." The Alderman referred to information supplied to him on 25 July by the City's Auditor General, namely that the reference to "relative assessment" applies only to a minor amount of administrative costs with the contributions for transit and refuse services being based on actual services provided.

Alderman Flynn emphasized, however, that on 24 July he had received a copy of a memorandum from Mr. R. Mort Jackson, Executive Director of the Authority, in which it is noted that "under the Metropolitan Authority Act itself, assessment is the basis for cost-sharing any joint municipal service, unless specific bylaws are passed to identify other formulas. This is the case with Metro Transit, which requires the approval of each of the four participating units to achieve a change in cost-sharing."

Acknowledging that there may have been a recent change by the Authority to assessment-based cost-sharing (of which the Auditor General might not have been advised), Alderman Flynn expressed concern that such an amendment might have been made without any prior knowledge of Halifax City Council. Emphasizing that he himself had always had difficulty with the theory of assessment-based cost-sharing, the Alderman requested further information as to when this change was made by the Metropolitan Authority for garbage collection, whether it was voted on and, if so, how Council's representatives voted. Alderman Flynn also expressed concern that a matter of this magnitude had not been discussed with members of City Council before the final vote was taken at the Authority level.

There being no further business to be discussed, the meeting was adjourned at approximately 11:50 p.m.

HIS WORSHIP MAYOR RON WALLACE
AND
ALDERMAN NICHOLAS MEAGHER
CHAIRMEN

EDWARD A. KERR
CITY CLERK

K*MMD

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