

**CITY COUNCIL  
SPECIAL MEETING  
MINUTES**

Council Chamber  
City Hall  
Halifax, Nova Scotia  
1 November 1989  
3:50 p.m.

A Special Meeting of City Council was held on the above date.

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

**PRESENT:** His Worship Mayor Ron Wallace, Chairman; Deputy Mayor M. Leiper, and Aldermen Deborah Grant, Fitzgerald, Downey, Meagher, O'Malley, Pottie, R. Grant, Hanson, Jeffrey, and Stone.

**ALSO PRESENT:** City Manager, City Clerk, and other members of City staff.

**Approval of Capital Budget - 1990 -1992**

This item was forwarded to this meeting from a Special Committee of the Whole meeting held earlier on this date.

MOVED by Alderman R. Grant, seconded by Alderman Hanson that the 1990-1992 Capital Budget, as amended at various meetings of the Special Committee of the Whole, be approved.

The motion was put and passed.

**Collective Agreement: City of Halifax: Local 108 Halifax Civic Workers' Union**

A staff report, dated 30 October 1989, was submitted.

MOVED by Deputy Mayor M. Leiper, seconded by Alderman Downey that, Halifax City Council authorize the Mayor and City Clerk to affix their signatures to the Memorandum of Agreement between the City of Halifax and Local 108, Halifax Civic Workers' Union, pending ratification of the Agreement by Local 108 Halifax Civic Workers' Union.

A short discussion ensued with respect to the release of the staff report. It was noted that the Union

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would be voting on the matter later this date, and it was generally agreed that the report should not be released until the matter was dealt with by the Union.

The motion was put and passed.

4:00 p.m. There being no further business to discuss, the meeting adjourned.

HIS WORSHIP MAYOR WALLACE  
CHAIRMAN

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HEADLINES FOR CITY COUNCIL MINUTES  
of 11/01/89

Approval of Capital Budget - 1990 - 1992	
Collective Agreement: City of Halifax: Local 108 Halifax Civic Workers' Union	.... 677
	.... 677

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**SPECIAL COUNCIL  
PUBLIC HEARINGS  
MINUTES**

Council Chamber  
City Hall  
Halifax, NS  
08 November 1989  
7:30 p.m.

A special meeting of Halifax City Council, Public Hearings was held on the above date.

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

**PRESENT:** Deputy Mayor M. Leiper, Chairman; and Aldermen Downey, Meagher, O'Malley, Pottie, Jeffrey, and Stone.

**ALSO PRESENT:** Mr. Wayne Anstey, representing the City Solicitor's Office; City Clerk, and other members of City Staff.

At the request of the City Clerk, the following item regarding Aldermanic appointments was added to the agenda:

**Appointments - Boards/Commissions/Committees**

A report dated 08 November 1989 from His Worship Mayor Wallace was submitted.

MOVED by Alderman Pottie, seconded by Alderman Downey that the aldermanic appointments to boards, commissions, and committees, as outlined in the report dated 08 November 1989, be approved as follows:

**ADVISORY COMMITTEE ON CONCERNS OF AGEING**

Alderman D. Grant  
Alderman A. Flynn

Terms to expire November 4, 1991

**ARBITRATION COMMITTEE**

Alderman N. Meagher  
Alderman T. Jeffrey

Terms to expire November 4, 1991

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ART ALLOCATION COMMITTEE

Alderman D. Grant  
Deputy Mayor M. Leiper

Terms to expire November 4, 1991

AUDIT COMMITTEE

Alderman W. Fitzgerald  
Alderman R. Grant  
Alderman R. Hanson  
Alderman N. Meagher  
Alderman B. Stone

Terms to expire November 4, 1991

BOARD OF HEALTH

Alderman P. Pottie  
Alderman T. Jeffrey  
Alderman G. Downey  
Alderman M. O'Malley

Terms to expire November 4, 1991

BOARD OF HARBOUR CITY HOMES

Alderman G. Downey  
Alderman M. O'Malley  
Alderman W. Fitzgerald

Terms to expire November 4, 1991

HALIFAX CIVIC HOSPITAL BOARD

Alderman N. Meagher  
Alderman P. Pottie

Terms to expire November 4, 1991

HALIFAX COURT HOUSE COMMISSION

Alderman M. O'Malley

Term to expire November 4, 1991

DESIGN ADVISORY PANEL

Deputy Mayor Moira Leiper  
Alderman R. Hanson

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Terms to expire November 4, 1991

DOWNTOWN HALIFAX BIDC

Alderman W. Fitzgerald

Term to expire November 4, 1991

EMERGENCY MEASURES ORGANIZATION

Alderman T. Jeffrey  
Alderman G. Downey

Terms to expire November 4, 1991

HALIFAX-HAKODATE COMMITTEE

Deputy Mayor Moira Leiper  
Alderman D. Grant

Terms to expire November 4, 1991

HALIFAX WATER COMMISSION

Alderman R. Hanson

Term to expire November 4, 1991

HERITAGE ADVISORY COMMITTEE

Alderman D. Grant  
Alderman W. Fitzgerald

Terms to expire November 4, 1991

LAKES AND WATERWAYS COMMITTEE

Alderman B. Stone

Terms to expire November 4, 1991

LIBRARY BOARD

Alderman A. Flynn  
Alderman B. Stone

Terms to expire November 4, 1991

M.A.P.C.

Deputy Mayor M. Leiper

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Term to expire November 4, 1991

METROPOLITAN AUTHORITY

Deputy Mayor M. Leiper

Term to expire November 4, 1991

Alderman P. Pottie

Term to expire November 4, 1990

NATAL DAY COMMITTEE

Alderman R. Grant  
Alderman P. Pottie

Terms to expire November 4, 1991

NEPTUNE THEATRE

Alderman B. Stone

Term to expire November 4, 1990

PLANNING ADVISORY COMMITTEE

All present terms extended until the report of the Planning Advisory Review Committee Report is dealt with by City Council.

POINT PLEASANT PARK COMMISSION

Alderman M. O'Malley

Term to expire November 4, 1990

SPRING GARDEN ROAD BIDC

Alderman G. Downey

Term to expire November 4, 1990

TAX CONCESSIONS AND GRANTS COMMITTEE

Alderman N. Meagher  
Alderman G. Downey  
Alderman M. O'Malley  
Alderman P. Pottie

Terms to expire November 4, 1990

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TAXI COMMISSION

Alderman T. Jeffrey

Term to expire November 4, 1991

TOURISM HALIFAX COMMITTEE

Alderman D. Grant  
Alderman W. Fitzgerald  
Deputy Mayor M. Leiper  
Alderman B. Stone

Terms to expire November 4, 1991

TRADE CENTRE LIMITED

Alderman W. Fitzgerald  
Alderman R. Hanson  
Alderman A. Flynn  
Deputy Mayor M. Leiper

Terms to expire November 4, 1991

TRANSIT ADVISORY COMMITTEE

Alderman R. Hanson  
Alderman B. Stone  
Deputy Mayor M. Leiper

Terms to expire November 4, 1991

MAINLAND SOUTH COMMUNITY CENTRE CORPORATION

Alderman R. Hanson  
Alderman B. Stone

Terms to expire November 4, 1991

The motion was put and passed.

Borrowing Resolution - Nova Scotia Municipal Finance Corporation

This item had been deferred from a meeting of the Finance and Executive Committee held on 18 October 1989, at which time a staff report, dated 13 October 1989, was submitted.



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MOVED by Alderman Pottie, seconded by Alderman Jeffrey that

1. the Mayor and City Clerk be empowered to sign temporary borrowing resolution, debenture 89-A-1 (Schedule 1), the issuing resolution (Schedule 2) and the borrowing agreement (Schedule B);

2. furthermore, approval be granted to the signing officers of the City of Halifax to execute to the preauthorized payment plan agreement (Schedule A).

The motion was put and passed.

Public Hearing Re: Case No. 5796: Development Agreement - Block C-1B, Agricola, Russell, and Macara Streets

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

Mr. Paul Dunphy, Planner, addressed Council and, using diagrams, outlined the application of the Canterbury Group, on behalf of C.H.U.M. Limited, for approval of a development agreement under Schedule "C", Section 83 of the Land Use Bylaw, to permit the construction of a new radio station on proposed Block C-1B, at the southwest corner of Russell and Agricola Streets, as illustrated in the staff report, dated 12 September 1989.

Mr. Dunphy responded to questions from Council.

Mr. Ted Wickwire, MacInnes Wilson Flinn Wickwire, Barristers and Solicitors, addressed Council and advised that he and Mr. Andy Lynch, Lydon Lynch Associates Limited (architects for the applicant), were representing the applicant at this meeting.

Using sketches, Mr. A. Lynch, outlined the facade and dimensions of the proposed building. Mr. Lynch noted that the size and style of the proposed building would be consistent with the character of the neighborhood.

Mr. T. Wickwire advised that the proposed development was consistent with the requirements of the Land Use Bylaw and, as well, it would meet the requirements of the Peninsula North Planning Strategy. Mr. Wickwire indicated that, upon inquiries, he found no letters of objection to this proposed development, and he requested Council's approval on this matter. On a final note, Mr. Wickwire pointed out that the colder weather would be approaching

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soon, and for this reason, he would appreciate it if Council would make a decision on this matter tonight.

Mr. Lynch responded to questions from Council.

There were no further persons wishing to address Council.

MOVED by Alderman O'Malley, seconded by Alderman Pottie that:

(a) pursuant to Section 83 of the Land Use Bylaw (Peninsula area), City Council approve the application for a development agreement to permit the construction of a radio station on Block C-1B, at the southwest corner of Russell and Agricola Streets, substantially in conformance with Plans No. P200/17372-17376 inclusive and the provisions of the development agreement.

(b) 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 motion was put and passed.

Public Hearing Re: Case No. 5920: Development Agreement -  
5576 & 5576 1/2 North Street

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

Mr. Paul Dunphy, Planner, addressed Council and outlined, using diagrams, the application of Mr. Salim Zhouri to add a take-out restaurant to a grocery store/four unit apartment building, as illustrated in the staff report of 25 September 1989.

Mr. Dunphy responded to questions from Council.

Mr. Robin Calder, solicitor for the applicant, addressed Council and suggested that, in his opinion, the proposed development would complement the neighborhood it was in because of the mixture of residential, commercial, and institutional properties. He advised that the facade of the building would be improved, and the building which housed an autobody shop would be substantially improved as well, and would be used for either storage or parking.

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There were no further persons wishing to address Council on this matter.

MOVED by Alderman Downey, seconded by Alderman Jeffrey that City Council enter into a development agreement with Mr. Salim Zhouri to permit the use of 5576 and 5576 1/2 North Street as a take-out restaurant, variety store and apartments.

The motion was put and passed.

Public Hearing Re: Case No. 5803: Development Agreement -  
2046 Maynard Street

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

Mr. Michael Hanusiak, Planner 11, addressed Council and, using diagrams, outlined the application of Brian MacKay-Lyons for a development agreement involving the property at 2046 Maynard Street, as illustrated in the staff report, dated 04 October 1989.

Mr. Hanusiak responded to questions from Council.

In response to a question by Alderman Stone, Mr. Hanusiak advised that the Land Use Bylaw recognizes that in certain parts of the City it is not required to have the traditional one parking space per unit, and that this application, according to the Land Use Bylaw, requires only three parking spaces for the four units.

Mr. Hanusiak added that offices of a professional person in a dwelling unit are not recognized as traditional commercial under the Bylaw, and are permitted in residential zones at the present time. Mr. Hanusiak advised that it was the opinion of staff that, in this particular situation, the architect's office would not generate the type of parking that could not be dealt with.

Mr. Brian MacKay-Lyons, the applicant, addressed Council and presented photographs of the proposed development as well as other contract developments he had been involved with. He then briefly explained the work carried out on the developments and the work he had planned for the proposed development. In summary, Mr. MacKay-Lyons advised that, due to the lateness of the year, he would appreciate it if Council would consider and make a decision on this matter tonight.

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Mr. MacKay-Lyons then responded to questions from Council.

Mr. Larry Lamont, a resident of 2033 Maynard Street, addressed Council and advised that, along with 2033 Maynard Street, he also owned 2037 Maynard Street and 5578 Falkland Street. He advised that these three buildings were across the street from the proposed development.

Mr. Lamont informed Council that the neighborhood in question dated back to pre-confederation time, and, basically, was still intact. Mr. Lamont expressed concern that the proposed development would not be sensitive to the heritage of the neighborhood. Using photographs, Mr. Lamont indicated the specific points that were of concern to him. He pointed out that the trim detail was not of pre-confederation period, and the windows, which are proposed to be very modern, should reflect the historical period and be of the Georgian style architecture. He also pointed out that the porches of the proposed development were not sensitive to the heritage of the neighborhood.

On a final point, Mr. Lamont advised that it has been reported that the neighborhood in question will be designated as a heritage preservation area, and for this reason, the proposed development should be sent to the Heritage Advisory Committee for its comments. Mr. Lamont indicated that he was also concerned about the limited parking and felt that three parking spaces wasn't enough because Maynard Street was a one-way street which was used frequently.

A brief discussion ensued.

Mr. Brian MacKay-Lyons addressed Council and suggested that, regarding Mr. Lamont's concerns, it was not appropriate for contract development proposals to get very specific about details of personal taste.

In response to a question by Alderman Downey, Mr. Hanusiak pointed out that this proposed development was not a designated heritage property, and therefore, it would not be appropriate for staff to report on the detailing discussed by Mr. Lamont. He added that when staff deals with a heritage property, the Heritage Advisory Committee is consulted and the historical details are discussed more indepth.

There were no further persons wishing to address Council.

MOVED by Alderman Downey, seconded by Alderman Pottie that City Council enter into a development agreement

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for the property at 2046 Maynard Street for the purpose of permitting construction of four dwelling units and the offices of an architect, provided that the development is substantially in conformance with Plans No. P200/17357-66 of Case No. 5803, pending sale of Parcel X on Maynard Street.

The motion was put and passed.

Public Hearing Re: Case No. 5717: Development Agreement -  
1877-79 Hollis Street

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

Mr. Michael Hanusiak, Planner II, addressed Council and, with the aid of diagrams, outlined the application by Edgecombe Properties Limited for Takano Establishment, to permit the Nova Scotia College of Art and Design (NSCAD) to use 1877-79 Hollis Street for studio space, classrooms and instructors' offices, as illustrated in the report dated 12 October 1989.

Mr. Mac MacKay, an architect with Fowler Bauld & Mitchell Architects addressed Council and advised that he was representing the Nova Scotia College of Art and Design. Mr. MacKay then introduced Gary Kennedy, President of the NSCAD, and indicated that they were present to answers any questions Council may have regarding this matter.

Mr. MacKay pointed out that the Morse's Tea Building would provide the Art College the opportunity to expand their ceramics program, and that the use of the building for the ceramics program would be dependent upon the installation of propane tanks, which are used to fire the kilns. Mr. MacKay noted that the building in question takes up the entire site and, for this reason, they have requested permission to put the propane tanks on City land. In summary, Mr. MacKay pointed out that he would appreciate it if Council would consider the applications and make a decision on the matter tonight.

There were no further persons wishing to address Council on this matter.

A letter of concern, dated 7 November 1989, was submitted from Claude Lavasseur, Executive Assistant Manager, Halifax Sheraton.

MOVED by Alderman Downey, seconded by Alderman Stone that

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1. City Council approve the entering into a development agreement to permit 1877-1879 Hollis Street to be occupied for university purposes by the Nova Scotia College of Art and Design, as generally shown on Plans No. P200/16891-16902 and 17519 of Case No. 5717.

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, the Stage II approval will be void and obligations arising hereunder shall be at an end.

The motion was put and passed.

Proposed Licence Agreement - Nova Scotia College of Art & Design

A supplementary staff report, dated 18 October 1989, was submitted.

MOVED by Alderman Downey, seconded by Alderman Stone that Council authorize the Mayor and City Clerk to execute, on behalf of the City, a license agreement with the Nova Scotia College of Art & Design to locate their propane tanks on City property adjoining the Morse's Tea Building.

The motion was put and passed.

There being no further business to discuss, the meeting adjourned at 9:00 p.m.

DEPUTY MAYOR MOIRA LEIPER  
CHAIRMAN

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HEADLINES FOR CITY COUNCIL MINUTES  
of 11/08/89

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Proposed Licence Agreement - Nova Scotia College of Art & Design	.... 718
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Record

CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
16 November 1989  
8:00 P. M.

A regular meeting of Halifax City Council was held on the above date.

The meeting was called to order, and members of Council, led by His Worship Mayor Wallace, joined in the recitation of the Lord's Prayer.

**PRESENT:** His Worship Mayor Ron Wallace; Deputy Mayor Moira Leiper; and Aldermen Fitzgerald, Downey, Meagher, O'Malley, Pottie, Richard Grant, Hanson, Jeffrey, Flynn, and Stone.

**ALSO PRESENT:** City Manager; City Solicitor; City Clerk; and other members of City staff.

Before moving to the formal agenda, His Worship, on behalf of Halifax City Council, offered condolences to Alderman Marie O'Malley on the recent passing of her brother.

His Worship also announced that, on Wednesday 15 November, twin boys were born to Mary Ellen Donovan of the City Solicitor's Department. On the same day, a son was born to Karen Steele of the Aldermen's Office. Congratulations on behalf of all members of Council were extended to both.

**Presentation of Retirement Scroll:**

Mr. James Chambers, Engineering and Works Department

His Worship Mayor Wallace presented a retirement scroll to Mr. James Chambers, an employee of the City's Engineering and Works Department with a total of 36 years of service.

In his remarks, Mayor Wallace observed that Mr. Chambers had joined the Department in 1953 working in the Public Gardens under then-Superintendent George Power, and transferring very early in his career to work at the Fairview Cemetery. His Worship noted that Mr. Chambers' service to the City could best be summarized as one of quiet dedication to his duties, and a willingness to teach fellow workers about the complexities of cemetery operations. He emphasized



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that, in this regard, Jim Chambers had earned the very deep respect of all who have worked with him over the years.

Subsequent to the presentation of the scroll to Mr. Chambers, Alderman Pottie, on behalf of members of Council, presented Mrs. Chambers with a floral corsage.

His Worship also acknowledged members of the Chambers family present in the public gallery for the occasion, including a son, daughter-in-law and son-in-law who are also employed by the City of Halifax.

#### Halifax-Hakodate Twinning

Deputy Mayor Leiper drew Council's attention to the fact that 25 November marks the eighth anniversary of the official twinning of the City of Halifax with Hakodate, Japan. The Deputy Mayor (quoting from remarks made by the Japanese Ambassador to Canada on a recent visit to Halifax) likened this relationship to a "clam," in which there are two sides, very alive and very active, rather than to "a one-sided love affair" as is the case in many twinning situations.

At the Deputy Mayor's request, it was agreed that greetings be forwarded from the Mayor and Council of the City of Halifax to their counterparts in Hakodate, Japan on the occasion of the eighth anniversary of our twinning arrangement.

#### Expression of Thanks - Former Deputy Mayor

Alderman Meagher, noting that former Deputy Mayor Richard Grant had been out of town at the time of his replacement, expressed Council's appreciation to Alderman Grant for what he termed "an excellent job." In his remarks, Alderman Meagher observed that Alderman Grant's tenure as Deputy Mayor had been filled with crises, but that he had handled all of them well and emerged "unscathed." He emphasized that, in his opinion, Alderman Grant's performance in the role as Deputy Mayor easily matched that of the best of his predecessors.

Alderman Richard Grant thanked His Worship the Mayor and members of Council for their support during what he referred to as "a very interesting year."

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MINUTES

Minutes of the last regular meeting of Halifax City Council, held on Thursday, 26 October, and of a Special Meeting held on 1 November 1989, were approved on a motion by Alderman Fitzgerald, seconded by Alderman Downey.

On the recommendation of Alderman Richard Grant, it was agreed that the Minutes of the 12 October regular Council meeting with regard to the appointment of Mr. Raymond LeBlanc to the Board of Directors for the Mainland South Community Centre be amended to read, "term to expire on 30 January 1992."

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

- 20.1 Tender #89-164: Twelve 1990 Model Four-Door Sedans (Unmarked Police Cars)
- 20.2 Tender #89-165: Nine 1990 Model Four-Door Sedans (Police Cruisers)
- 20.3 Illegal Construction - 2079-81 Poplar Street

The agenda, as amended, was approved on a motion by Alderman Fitzgerald, seconded by Alderman Jeffrey.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on Wednesday, 8 November 1989 as follows:

YWCA Capital Campaign - Request for Funds

MOVED by Alderman Flynn, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, the request received from the YWCA for a contribution of \$300,000 by the City of Halifax to the Y's Capital Campaign be referred to staff for a report as to how the request can best be accommodated.

The motion was put and passed.

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Bloomfield Seniors Resource Centre  
- Management Model

A private and confidential report, dated 14 November 1989, was submitted by Mr. Donald F. Murphy, Q.C., City Solicitor.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee:

- 1) the management of the senior citizens component of the Bloomfield complex, as previously established by City Council (i.e., the total of the Junior High building), be placed under the management of the Recreation Department, as outlined in Bloomfield Seniors Resource Centre Fact Sheet submitted during today's meeting; and
- 2) the Recreation Department be instructed to manage the facility with a view to generating an annual revenue as close to the annual expenditure as possible, consistent with the primary aims of the seniors citizens facility as established by Council in earlier motions; i.e., to serve the social, health, recreational, spiritual, and other similar needs of the whole of the City's senior population who wish to make use of it.

Alderman Flynn expressed his reluctance to support the motion proposed by Alderman O'Malley on the basis that, in his opinion, it contained several points that did not reflect the resolution approved by Council at earlier meetings, specifically with regard to recovery of operating costs and to assurances that the Bloomfield Centre will be "a building run by the seniors, for the seniors." In this context, Alderman Flynn asked for information as to whether, owing to these discrepancies, a motion to rescind Council's previous motion (approved in 1988) was now necessary before Alderman O'Malley's motion could be properly considered.

Concurring with Alderman Flynn's remarks, His Worship Mayor Wallace also noted that Alderman O'Malley's motion refers only to a "senior citizens component" of the Bloomfield Centre, rather than to the entire complex as was intended by Council's earlier motion.

A lengthy discussion ensued as to the differences between the two motions and the most appropriate method of resolving them.

The Chairman ruled that the motion proposed by Alderman O'Malley was invalid.

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It was subsequently moved by Alderman Fitzgerald, seconded by Alderman Flynn that the matter be deferred to the next regular meeting of Committee of the Whole Council for further review.

The motion to defer was put and lost.

It was then moved by Alderman O'Malley, seconded by Alderman Meagher that:

- 1) the management of the entire Bloomfield complex, as previously established by City Council, be placed under the management of the Recreation Department, as outlined in the Bloomfield Seniors Resource Centre fact sheet submitted during the 8 November 1989 meeting of the Finance and Executive Committee;
- 2) the Recreation Department be instructed to manage the facility so as to recover the annual operating costs from its tenants, consistent with the primary aims of the senior citizens facility, as established by Council in earlier motions (i.e., to serve the social, health, recreational, spiritual, and other similar needs of the whole of the City's senior population who wish to make use of it).

A discussion ensued concerning the merits of the proposed amendment. A four-page memorandum (referring to comments expressed earlier by Ms. Jo-Ann King in a memo dated 15 November 1989) was circulated by Alderman O'Malley.

Alderman Hanson emphasized that, in his opinion, Council needed additional time to review the respective merits of the two positions on the Bloomfield issue and MOVED, seconded by Alderman Fitzgerald that the matter be deferred to the next regular meeting of Committee of the Whole Council.

The motion to defer was put and lost.

Alderman Flynn expressed concern that the motion currently on the floor would ultimately prove a disservice to the City's senior citizens, and publicly urged them to contact their respective Aldermen to voice their views on the matter.

Deputy Mayor Leiper requested clarification from those members of Council speaking in support of the amended motion as to why the management model proposed by staff was thought to be unacceptable.

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The motion was put and passed with seven (7) voting for it and four (4) voting against it as follows:

FOR: Aldermen Downey, Meagher, O'Malley, Pottie, Richard Grant, Jeffrey, and Stone . . . . . (7)

AGAINST: Deputy Mayor Leiper and Aldermen Fitzgerald, Hanson and Flynn . . . . . (4)

Acquisition of Parcel H-155,  
Civic No. 459 Herring Cove Road

This matter had been forwarded to Council without recommendation.

MOVED by Alderman Richard Grant, seconded by Alderman Hanson that Parcel H-155 (as shown on Plan No. TT-41-29893 attached to the confidential staff report dated 25 October 1989) be acquired from Gordon and Theresa Brown for \$4,200 as settlement in full (funds to be made available from Account No. CJ012, Herring Cove Road Widening, Phase III).

The motion was put and passed.

Acquisition of Parcel H-157,  
Civic No. 463 Herring Cove Road

This matter had been forwarded to Council without recommendation.

MOVED by Alderman Richard Grant, seconded by Alderman Hanson that Parcel H-157 (as shown on Plan No. TT-41-29895 attached to the confidential staff report dated 23 October 1989) be acquired from Mr. Michael Coombs for \$3,000 as settlement in full (funds to be made available from Account No. CJ012, Herring Cove Road Widening, Phase III).

The motion was put and passed.

Sale of Parcel "X" - Maynard Street

This matter had been forwarded to Council without recommendation.

MOVED by Alderman Downey, seconded by Alderman Meagher that Parcel "X" (as shown on Plan #P200-17164

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attached to the confidential staff report dated 26 October 1989) be sold to Mr. Brian MacKay-Lyons for \$6,000.

The motion was put and passed.

Award of Tender #89-02: Rockwood Area  
Storm Sewer (Phases I and II)

This matter had been forwarded to Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Alderman  
Hanson that:

- 1) Council award Tender #89-02, for project materials and services listed at the Unit Prices quoted, to Lakeport Contracting Limited at the bid cost of \$647,253.20 and Total Construction cost of \$777,000.00;
- 2) Council approve an additional expenditure of \$90,000.00 from Capital Account DB010 for easement rights and tree clearing; and
- 3) funding for this project be authorized from Capital Account DB010 at a Total Project Cost of \$867,000.00 (Gross).

The motion was put and passed.

Yearly Meeting Cancellation/Changes

This matter had been forwarded to Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Deputy Mayor  
Leiper that:

1. City Council cancel its Committee of the Whole Council meeting, scheduled for **Wednesday, 8 August 1990**, and the corresponding City Council meeting, scheduled for **Thursday, 16 August 1990**;
2. City Council cancel its Committee of the Whole Council meeting, scheduled for **Wednesday, 19 December**

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1990, and the corresponding City Council meeting, scheduled for Thursday, 27 December 1990;

3. City Council reschedule the City Council meeting of Thursday, 12 April 1990 to Wednesday, 11 April 1990 (12 April falls on the eve of Good Friday; the rescheduling would allow sufficient time for staff of the City Clerk's Office to prepare the minutes).
4. City staff, boards and commissions be informed of the foregoing changes.

The motion was put and passed.

Community (Super) Mailboxes

This matter had been forwarded to City Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Deputy Mayor Leiper that the matter be deferred to the next regular meeting of Committee of the Whole Council, scheduled for Wednesday, 22 November 1989.

The motion to defer was put and passed.

Busker's Festival -- Issuance of Performance/Vendor Licenses: Designated Performance Sites (Alderman D. Grant)

This matter had been forwarded to Council without recommendation.

In the absence of Alderman Deborah Grant, it was moved by Deputy Mayor Leiper, seconded by Alderman Pottie that the matter be deferred to the next regular meeting of Committee of the Whole Council, scheduled for Wednesday, 22 November 1989.

The motion to defer was put and passed.

Mardi Gras (Alderman Fitzgerald)

This matter had been forwarded to Council without recommendation.

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MOVED by Alderman Fitzgerald, seconded by Alderman Pottie that the matter be deferred to the next regular meeting of Committee of the Whole Council, scheduled for Wednesday, 22 November 1989.

The motion to defer was put and passed.

VIA Rail - Update

This matter had been forwarded to Council without recommendation.

His Worship Mayor Wallace advised that on 15 January 1990 the following VIA Rail services will be eliminated: Saint John - Halifax; Sydney - Halifax; and Kentville/Middleton/Valley - Halifax. In this context, he emphasized that, out of all the Maritime Provinces, Nova Scotia has the longest list of communities who will be negatively affected by this curtailment in passenger service.

Mayor Wallace indicated that while continuing concerns are being expressed with regard to the proposed cutbacks, "no one appears to be listening," adding that when a group of mayors travelled to Ottawa to express their views, they were unsuccessful in their attempts to meet with Federal representatives. He noted, however, that a second attempt would be made on 6 December when a delegation will be travelling to Ottawa by train.

Proposed VIA Rail Service Cuts - Resolution:  
Corporation of the City of Stratford

This matter had been forwarded to Council without recommendation.

MOVED by Deputy Mayor Leiper, seconded by Alderman Fitzgerald that the following resolution, as approved by the City Council of Stratford (Ontario) on 10 October 1989, be endorsed by Halifax City Council; and further, that a letter be forwarded to the Federation of Canadian Municipalities and to the Federal Members of Parliament for the Halifax area advising them of this endorsement:

WHEREAS Canada's population is distributed in a fashion where relatively densely populated areas are separated by vast distances; and

WHEREAS various modes of transportation, including roads, air travel, shipping and rail travel, have



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historically each subsidized by the Federal Government either in the form of operating subsidies or by capital construction subsidies; and

**WHEREAS** the Federal Government has recently decided to slash the passenger rail system to a fraction of its former self; and

**WHEREAS** this decision will place greater burdens and further needs for subsidy onto the other transportation systems; and

**WHEREAS** concern for the environment has become the number one priority of Canadians; and

**WHEREAS** rail travel on an existing system of track is the most environmentally benign and efficient way to move large numbers of people,

**THEREFORE BE IT RESOLVED** that the Government of Canada be urged to commission a study aimed at developing a National Transportation Policy that would encourage a mix of all transportation modes (roads, air, rail and water) in a fashion that maximizes: (a) energy efficiency; (b) environmental compatibility; (c) user acceptance; (d) access by all Canadians,

**AND BE IT ALSO RESOLVED** that, pending the outcome of the study and its implementation, the government be urged to make no cuts in the existing VIA rail service;

**AND BE IT FURTHER RESOLVED** that this resolution be circulated to all Canadian cities for their consideration, and that it be forwarded to the Federation of Canadian Municipalities.

The motion was put and passed.

Resolution - Municipal Election Expenses

This matter had been forwarded to Council without recommendation.

In correspondence, dated 13 October 1989, received from Mr. Sherman Zwicker, Executive Director of the Union of Nova Scotia Municipalities (UNSM), comments from Halifax City Council had been requested with regard to the following resolution:

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BE IT RESOLVED that the appropriate Provincial Government Department be asked to enact legislation to allow municipalities to require disclosure of the sources and amounts of contributions in excess of \$100, made to candidates for municipally-elected office.

Alderman Richard Grant advised that, on the recommendation of its Election Procedures Committee, Council had previously resolved that, in their view, no further action should be taken on this matter unless and until the Province of Nova Scotia recognizes contributions to municipal elections as being tax deductible.

On the recommendation of Deputy Mayor Leiper, it was agreed that Council's previous stance on this matter (based on a recommendation from the Election Procedures Committee) be forwarded to the Union of Nova Scotia Municipalities in this regard.

#### License Inspector

This matter had been forwarded to Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that Sergeant Harvey Boutilier be appointed License Inspector pursuant to Section 6 of the Petty Trades Ordinance, Section 2(f) of the Automatic Machines Ordinance, and Section 47 of the Streets Ordinance (replacing Sergeant Ronald K. Mosher in that position).

The motion was put and passed.

10:30 p.m. - His Worship Mayor Wallace retires from the meeting, with Deputy Mayor Leiper assuming the Chair.

#### 1990 Operating Budget

This matter had been forwarded to Council without recommendation.

Alderman Richard Grant referred to the approach taken by Council with regard to the City's 1989 Operating Budget (namely, to reduce departmental budgets "across the board" by one percent), and expressed concern that this decision had had what he termed a "penalizing" effect on the

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growth and efficiency of various aspects of the City's operaton.

With reference to a "plan of attack" for the 1990 Operating Budget, it was moved by Alderman Richard Grant, seconded by Alderman Pottie that:

- 1) Council first review all budgets over \$500,000 with an increase of over five (5) percent;
- 2) Council then review all budgets over \$500,000 with a five (5) percent or less increase;
- 3) Council review all remaining budgets of under \$500,000 and that dollar increase only be indicated (rather than percent);
- 4) funds for all major City-sponsored events (excluding Natal Day, which has its own budget) be delineated, and that the dollar cost and the name of all departments which contribute to those events be indicated through their Operating Budgets.

In putting forward this motion, Alderman Grant made reference to expenditures pertinent to the New Year's Countdown, the Tree Lighting ceremony, the Annual Winter Carnival, and the Mayor's Teas.

MOVED by Alderman Hanson, seconded by Alderman Fitzgerald that this matter be deferred to the next regular meeting of Committee of the Whole Council scheduled for Wednesday, 22 November 1989, pending receipt of staff comment.

The motion to defer was put and passed with Alderman Richard Grant voting in opposition.

10:40 p.m. - His Worshp Mayor Wallace returns to the meeting with Deputy Mayor Leiper assuming her usual seat on Council.

Advisory Committees (Alderman R. Grant)

This matter had been forwarded to Council without recommendation.

Alderman Richard Grant made reference to a resolution approved at a regular meeting of City Council on 12 March 1987 with regard to the establishment of a computer advisory committee, and expressed his very deep concern that

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no action in this regard has yet been taken. The Alderman quoted from that motion as follows:

. . . that an advisory committee on computers be established at some future date with respect to the City's computer system.

Alderman Grant emphasized that the matter is now two years old, and asked His Worship Mayor Wallace for his comments on the matter.

His Worship indicated that a response had already been prepared and would be circulated shortly.

Lions Club Pool (Alderman R. Grant)

This matter had been forwarded to Council without recommendation.

Alderman Richard Grant referred to a recent meeting of the Tax Concessions and Grants Committee at which a presentation from the Lions Club (with regard to the continued operation of the Lions Aquatics Club) was received. The Alderman commented on the "bad press" which the Club felt it had received as a result of media attendance at that meeting, and strongly recommended that, in future, all presenters be made aware of the fact that meetings of the Tax Concessions and Grants Committee are open to the media as well as to the public.

Alderman Meagher, speaking as Chairman of the Tax Concessions and Grants Committee, emphasized that it had not been the Committee's intention to create problems for the Lions Club, and went on to commend the Club for its efforts in operating both the Aquatics Club and the rink. He subsequently suggested that Council consider hosting a reception to honor these volunteers for their service to the City of Halifax.

His Worship Mayor Wallace indicated that this suggestion would be duly noted.

Fairview Villa - Daily Rate Increase (Alderman Jeffrey)

This matter was forwarded to Council without recommendation.

A report with respect to "Nursing Homes Rates and Increases" was submitted.

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Alderman Jeffrey addressed the matter and expressed concern with respect to a number of calls he had received from residents who have parents living in the Fairview Villa. Alderman Jeffrey advised that the calls concerned the daily rate increase at the Fairview Villa. He explained that the daily rate was increased from approximately \$73.00 to \$83.00 on 1 October 1989. Alderman Jeffrey noted that Mr. Crowell, Director of Social Planning, had informed that an increase was proposed but was not yet approved.

Alderman Jeffrey expressed the concern that this 21 percent will cost the City another one or 1.2 million dollars. The Alderman asked that Mr. Crowell provide a report on the matter at the next Committee of the Whole Council meeting scheduled for Wednesday, 22 November 1989.

Bingo License: Halifax Forum (Alderman Jeffrey)

This matter was forwarded to Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Leiper that this item be forwarded to the next Committee of the Whole Council meeting scheduled for Wednesday, 22 November 1989.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on 16 November 1989 as follows:

Encroachment - Civic No. 2316 Maynard Street

MOVED by Alderman Downey, seconded by Alderman O'Malley that, as recommended by the Committee on Works, permission be granted to Mr. Michael Heller to construct a storm porch on top of the existing stoop at Civic Number 2316 Maynard Street, subject to the following conditions:

- (1) that the encroachment is not enlarged beyond the historical size; and
- (2) that, should removal of the encroachment be required in the future, the owner agrees to remove same at no cost to the City.

Motion passed.

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Municipal Leaf Composting Program - Parks and Grounds  
(Alderman D. Grant)

This matter was forwarded to Council without recommendation.

MOVED by Deputy Mayor Leiper, seconded by Alderman Stone that this matter be forwarded to the next Committee of the Whole Council meeting scheduled for Wednesday, 22 November 1989.

Motion passed.

Tender #89-117 - Elevator: Bloomfield School

This matter was forwarded to Council without recommendation.

MOVED by Alderman O'Malley, seconded by Alderman Downey that:

1. Tender #89-117, Bloomfield School - Elevator, be awarded to Merlin Kerr Woodworkers Ltd. at a bid price of \$85,500.00 and a total project cost of \$103,000.00;
2. funding authorization be approved from Account Number FA100;
3. \$14,560.00 be transferred to FA100 from AA002, Alexandra Centre.

Motion passed.

Restoration of Jubilee Fountain

This matter was forwarded to Council without recommendation.

MOVED by Alderman Leiper, seconded by Alderman Hanson that Council authorize and confirm the transfer of funds for this project in the amount of \$20,000.00 from Capital Account CK082 (Fleming Tower Interior Restoration) to Capital Account CK088 (Jubilee-Fountain Restoration). The total project funding of CK088 with this transfer will be \$60,000.00.

Motion passed.

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Municipal Leaf Composting Program - Parks and Grounds  
(Alderman D. Grant)

This matter was forwarded to Council without recommendation.

MOVED by Deputy Mayor Leiper, seconded by Alderman Stone that this matter be forwarded to the next Committee of the Whole Council meeting scheduled for Wednesday, 22 November 1989.

Motion passed.

Tender #89-117 - Elevator: Bloomfield School

This matter was forwarded to Council without recommendation.

MOVED by Alderman O'Malley, seconded by Alderman Downey that:

1. Tender #89-117, Bloomfield School - Elevator, be awarded to Merlin Kerr Woodworkers Ltd. at a bid price of \$85,500.00 and a total project cost of \$103,000.00;
2. funding authorization be approved from Account Number FA100;
3. \$14,560.00 be transferred to FA100 from AA002, Alexandra Centre.

Motion passed.

Restoration of Jubilee Fountain

This matter was forwarded to Council without recommendation.

MOVED by Alderman Leiper, seconded by Alderman Hanson that Council authorize and confirm the transfer of funds for this project in the amount of \$20,000.00 from Capital Account CK082 (Fleming Tower Interior Restoration) to Capital Account CK088 (Jubilee-Fountain Restoration). The total project funding of CK088 with this transfer will be \$60,000.00.

Motion passed.

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Blasting Regulations (His Worship Mayor Ron Wallace)

This matter was forwarded to Council without recommendation.

The Chairman referred to the correspondence received from the Halifax Homeowners Association dated 1 November 1989 with a request that the matter of blasting regulations be referred to the Committee of the Whole Council meeting with public participation invited.

Alderman Flynn noted that, after speaking with the City Solicitor's Department, it was his understanding that a report on blasting was being prepared by the Solicitor's Department and would be presented to Council very shortly. He suggested that the concerns of the Halifax Homeowners Association be addressed at the same time as the report from the City Solicitor's Department, to which Council agreed.

The Chairman advised that the Halifax Homeowners Association would be made aware of Council's action to deal with both items at the same time.

Request of the Atlantic Chief and Petty Officers Association  
Re: Statue - Sackville Landing

This matter was forwarded to Council without recommendation.

MOVED by Alderman Downey, seconded by Alderman O'Malley that this matter be referred to the Art Allocation Committee for advice.

Motion passed.

Tree Policy (Alderman R. Grant)

This matter was forwarded to Council without recommendation.

Alderman R. Grant addressed the matter and advised that he had attended a recent conference on Futures in Education. He explained that one of the points raised at that conference had re-awakened his concerns with respect to the environment and Council's position with respect to global matters.

MOVED by Alderman R. Grant, seconded by Alderman Flynn that the following recommendation be considered at the



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next Committee of the Whole Council meeting scheduled for  
Wednesday, 22 November 1989:

WHEREAS the City of Halifax has always demonstrated a sensitivity to the environment especially with respect to the planting of greenery, in particular, trees and shrubbery; and

WHEREAS the City of Halifax is always boasted of being a City of trees; and

WHEREAS it has been scientifically proven that greenery produces dioxin, carbon, nitrogen, and sulphur for example in the air; and

WHEREAS greenery has the ability to clean air and restore nutrients to the soil and to hold and retain soil to prevent erosion and flooding; and

WHEREAS the City of Halifax has the responsibility under Section 153(b) of the City Charter to ensure a healthy environment as possible for future generations;

BE IT RESOLVED THAT:

- 1) the City of Halifax adopt a policy with respect to greenery which would ensure that every street in the City of Halifax becomes lined with greenery either trees or shrubs;
- 2) the City of Halifax initiate a greenery planting plan of planting a minimum number of 2000 plants a year for the first five years of operation;
- 3) the City of Halifax work with associations who are concerned with the environment to increase the planting of the above greenery on City property;
- 4) the City of Halifax vary the species of greenery for aesthetic as well as disease control value;
- 5) the cost of this project become an on-going cost of either the capital budget (pollution control) or as part of the regular operating budget of the Parks and Grounds Division;

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- 6) the land required in new subdivisions be increased i.e. 5 percent greenery 10 percent other or vice versa;
- 7) the local improvement charges for trees be eliminated;
- 8) the City of Halifax adopt said policy as written up by the Legal Department, and that such policy take effect for the budget year 1991.

Motion passed.

The Chairman suggested that a staff report would be submitted at the next Committee of the Whole Council meeting on the above recommendation.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on 8 November 1989 as follows:

Report - Halifax Civic Hospital Board

MOVED by Alderman Meagher, seconded by Alderman Jeffrey that, as recommended by the Safety Committee:

- 1) Halifax City Council reaffirm its motion made on 29 June 1989, which is ultimately to provide for a new facility for the City of Halifax;
- 2) the report presented on 8 November from the Board of the Civic Hospital be accepted and referred to staff for comment with regard to cost implications.

Alderman Meagher asked that the petition submitted at the 8 November 1989 Safety Committee meeting from the concerned employees of the Halifax Civic Hospital be included in the official file for this item.

Deputy Mayor Leiper indicated that she could not support the motion because Council had endorsed the priorities of the Union of Nova Scotia Municipalities which stated that Health Care was the responsibility of the Province. The Deputy Mayor expressed the view that health

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care should be the responsibility of the Provincial Government.

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

Safety in Crosswalk - McDonald's Restaurant  
(Alderman Meagher)

This matter was forwarded to Council without recommendation.

Alderman Meagher addressed the matter and expressed concern with regard to the crosswalk from Harvard Street across Quinpool Road to MacDonald's Restaurant. Alderman Meagher asked for a report from the Police Department concerning the provision of establishing two crossing guards at that site from 8:30 a.m. to 9:30 a.m., during noon, and at supper time.

Right Turns on Red Lights (Alderman Meagher)

This matter was forwarded to Council without recommendation.

Alderman Meagher expressed the concern that vehicles travelling up Quinpool Road are turning right onto Oxford Street on red lights. Alderman Meagher asked for a report from the Traffic Authority on the possibility of placing a "no right turn on a red light" at this location.

The Chairman indicated that a staff report would be provided.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on 8 November 1989 as follows:

Case No. 5961: Amendment to the LUB - Home Occupations

This matter was forwarded to Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Deputy Mayor Leiper that a date be set for a public hearing to consider an amendment to the Land Use Bylaw, Peninsula and

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Mainland areas, as set out in Appendix "B" of the 26 October 1989 staff report, to exclude adult entertainment uses as home occupations.

Motion passed.

The City Clerk advised that the hearing would be set for **Wednesday, 3 January 1990, 7:30 p.m.**, in the Council Chamber.

Case No. 5911: Main Offices and Works -  
Halifax Water Commission

This matter was forwarded to Council without recommendation.

MOVED by Alderman R. Grant, seconded by Alderman Jeffrey that a date be set for a public hearing to consider the application by the Halifax Water Commission for approval of a development agreement to allow the main offices and works of the Commission pursuant to Section 70 of the Land Use Bylaw -Mainland area.

Motion passed.

The City Clerk advised that the hearing would be set for **Wednesday, 3 January 1990, 7:30 p.m.**, in the Council Chamber.

PAC Review Committee Report

This matter was forwarded to Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman Fitzgerald that staff advance their review and recommendation on the Report of the Planning Advisory Committee Review Committee as quickly as possible.

Motion passed.

Demolition Controls (Alderman Fitzgerald)

This matter was forwarded to Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that this matter be forwarded to the next Committee

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of the Whole Council meeting scheduled for Wednesday, 22 November 1989.

Motion passed.

Date for Hearing: Recommended Heritage Properties

This matter was forwarded to Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that a date be set for a public hearing to consider including the following properties in the Halifax Registry of Heritage Property: 2438 Gottingen Street, Victoria Hall; 1260 Queen Street, Collins/Archibald House; 6305-07 Edinburgh Street, Hamilton/Hornsby House; 5419-25 Portland Place; 2085 Maitland Street; 1713 Bedford Row, Old Post Office; and 1641 Fairfield Road, St. Mary's Boat Club.

Motion passed.

The City Clerk advised that the hearing would be set for **Wednesday, 17 January 1990, 7:30 p.m.**, in the Council Chamber.

Case No. 5780: R-2AM Zone Review (Fairview Plan Area) - Proposed MDP and LUB Amendments

This matter was forwarded to Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Leiper that a date be set for a public hearing to consider amendments to the Fairview Secondary Planning Strategy as outlined in Alternative B of the supplementary staff report dated 16 November 1989.

Motion passed.

The City Clerk advised that the hearing would be set for **Wednesday, 17 January 1990, 7:30 p.m.**, in the Council Chamber.

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MISCELLANEOUS BUSINESS

Appointments

A report dated 16 November 1989 was submitted from His Worship Mayor Wallace.

MOVED by Deputy Mayor Leiper, seconded by Alderman Flynn that Mr. Fred Hall, representing Ward 10, be appointed to the Advisory Committee on Concerns of Aging (term to expire 31 January 1991).

Motion passed.

Naming of Street in Bayers Lake Industrial Park

A staff report dated 8 November 1989 was submitted.

MOVED by Alderman Fitzgerald, seconded by Alderman R. Grant that City Council authorize the naming of the proposed new street, as illustrated on the sketch attached to the 8 November 1989, as Susie Lake Crescent.

Motion passed.

QUESTIONS

Question Alderman Fitzgerald Re: Senior Citizens Housing

Alderman Fitzgerald asked that the City Manager and other members of City staff meet to review and recommend sites for senior citizens housing. Alderman Fitzgerald referred to the letter received from Mr. Schofield, Department of Housing, which indicates that new senior citizens housing will be constructed.

Question Alderman Fitzgerald Re: Hours - Transfer Station

Alderman Fitzgerald asked to be informed as to the new hours of operation for the City Transfer Station.

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Question Alderman Fitzgerald Re: House - Wanderer's Grounds

Alderman Fitzgerald asked to be informed as to the cost and use of the new house at the Wanderer's Ground.

Question Alderman Fitzgerald Re: Egg Pond on Commons

Alderman Fitzgerald asked whether or not it was possible to flood the Egg Pond on the Commons for skating.

Question Alderman Fitzgerald Re: Employee - Birks Jewellers

Alderman Fitzgerald asked that His Worship Mayor Wallace, on behalf of City Council, forward congratulations to Mr. Clifford Brown, in honor of his 77 years of employment with Birks Jewelers.

Question Alderman Stone Re: Blue Mountain Resources Quarry

Alderman Stone noted that the residents in his Ward have expressed to him the concern that they have not been able to acquire any information relating to the proposed quarry by Blue Mountain Resources in the Kearney Lake area. The Alderman asked to be informed as to why information is not available on this proposed quarry.

Question Alderman Stone Re: Fire Station - Corner of Dunbrack Street and Knightsridge Road

Alderman Stone advised that a problem exists at the fire station located at the corner of Dunbrack Street and Knightsridge Road. He explained that the lights are not activated when the fire trucks leave this station. The Alderman asked for a report with respect to the time frame in which the lights should be activated once the fire trucks leave the fire station for the highway and the person responsible for activating the lights.

Question Alderman Downey Re: "Zero Tolerance"

Alderman Downey expressed concern with respect to recent remarks made by the Chief of Police with respect to "zero tolerance". The Alderman indicated that he was surprised at the remarks made by the Chief and indicated that he thought all citizens in the City were protected. Alderman Downey asked for a report from the Chief responding to the

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statement which indicates that one area of the City will receive a level of protection different from another area.

Question Alderman O'Malley Re: Letters - Cable for Seniors

Alderman O'Malley referred to the copies of two letters she received with regard to cable t.v. for seniors. She noted that the letters resulted from a motion Council had recently approved with respect to cable for seniors citizens in complexes. The Alderman questioned as to why these letters were not on official City of Halifax letterhead.

Mayor Wallace advised that the originals were sent out on official City of Halifax letterhead. He further advised that he had met with Mr. Spencer with respect to the matter of providing cable to seniors residing in complexes. Mayor Wallace noted that Mr. Spencer indicated that he would be forwarding a report to Council on the matter.

Question Alderman O'Malley Re: Vendors Licenses

Alderman O'Malley referred to the matter she had raised last March with respect to identification tags for vendors. She explained that Council had agreed, at that time, that the identification tags should not contain the owner's birthdate, address, and picture. Alderman O'Malley expressed the concern that she had in her possession a new identification tag with a picture and name and address of the owner on the front, and birthdate on the back. The Alderman asked for a report on the matter.

The Chairman noted that the City Solicitor would reply to Alderman O'Malley's concern.

Question Alderman R. Grant Re: Traffic at Dockyards

Alderman R. Grant noted that the method of the strike at the dockyards was causing traffic problems. He asked that the Police Department consider directing the traffic at this location rather than the lights.

Question Alderman R. Grant Re: Town Crier's Medallion

Alderman R. Grant commented that many of the town criers at their last international gathering wore a medallion which represented their municipality. The Alderman suggested that Mr. Peter Cox, Town Crier for the City of Halifax, should also possess a medallion representing the



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City and asked if the Mayor would give consideration to the suggestion, to which the Mayor replied in the affirmative.

His Worship Mayor Wallace indicated that he would look into the matter.

Question Alderman R. Grant Re: Traffic Counts - Scot Street and Joseph Howe Drive

Alderman R. Grant asked that he be provided with a report on traffic counts for Scot Street and Joseph Howe Drive for a 24 hour period mid week.

Question Alderman R. Grant Re: Transit

Alderman R. Grant questioned as to who assumes the costs of re-routing transit buses when there is a closure of a street.

Question Alderman R. Grant Re: Bottle Exchanges

Alderman R. Grant noted that he was experiencing problems with bottle exchanges in his Ward similar to the ones experienced by Alderman Jeffrey. He indicated that the City Solicitor's Department was proceeding with legal action of the bottle exchange in Alderman Jeffrey's Ward and asked that the City Solicitor also provide a report on proceeding with legal action for the ones in his Ward.

Adding to Alderman R. Grant's request, Alderman Jeffrey asked that the situation at Melrose Avenue and Dutch Village Road also be included in the City Solicitor's report on the matter.

Question Alderman Pottie Re: 6011 Normandy Drive

Alderman Pottie noted that a problem existed with the curb and gutter at 6011 Normandy Drive. He noted that there was approximately 12 feet of the gutter missing at this location and asked that it be repaired before the Winter season.

Question Alderman Meagher Re: Historic Properties Clean Up

Alderman Meagher thanked the City Manager for his work with respect to the clean up of the sewer outfall at Historic Properties.

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Question Alderman Meagher Re: 2575 Connaught Avenue

Alderman Meagher advised that the Nova Scotia Power Corporation has installed new poles in front of the property at 2575 Connaught Avenue. Alderman Meagher explained that all the poles that have been put in on the street have had the guide wire running from the pole down to the lawn on City property. However he explained that the guide wire for the pole at 2575 Connaught Avenue goes from the pole down into the resident's lawn. Alderman Meagher expressed the concern with respect to the cavalier attitude the Nova Scotia Power Corporation has taken in dealing with the situation.

Alderman Meagher asked that the City Manager investigate the matter to see how the situation could be remedied.

Question Alderman Hanson Re: Satellite Dishes for Senior Citizens Housing

Alderman Hanson asked for a report on the feasibility of providing senior citizens complexes with satellite dishes.

Question Alderman Hanson Re: Committee of the Whole Council Meetings

Alderman Hanson asked that Council give consideration to commencing the Committee of the Whole Council meetings at 1:30 p.m. He suggested that presentations could be heard from 1:30 p.m. to 2:30 p.m.

NOTICES OF MOTION

Notice of Motion Alderman Flynn Re: Item 10.2 - Bloomfield Seniors Resource Centre - Management Model

Alderman Flynn gave Notice of Motion that at the next regular meeting City Council to be held on 30 November 1989 he proposed to introduce a motion of reconsideration of the motion on agenda item 10.2 regarding the Bloomfield Seniors Resource Centre "Management Model".

Notice of Motion Deputy Mayor Leiper Re: Amendment to Ordinance No. 103

Deputy Mayor Leiper gave Notice of Motion that at the next regular meeting of Halifax City Council, scheduled

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for Thursday, 30 November 1989, she proposes to move first reading of an amendment to Ordinance No. 103, respecting the Rules of Order of Council. The purpose of the amendment is to provide that any motion of Council that requires an amendment to the Halifax City Charter must receive the approval of two-thirds of the Council.

Notice of Motion Alderman Jeffrey Re:  
Amendment to Ordinance 116, the Taxi Bylaw

Alderman Jeffrey gave Notice of Motion that at the next regular meeting of Halifax City Council scheduled for Thursday, 30 November 1989, he proposes to introduce a motion to amend City of Halifax Ordinance 116, the Taxi Bylaw, by revising the "Hourly Driving Rates" portion of the current Rate Schedule, and deleting reference to the Schedule which expired on 1 September 1988.

ADDED ITEMS

Tender #89-164: Twelve 1990 Model Four-door Sedan  
Police Unmarked Cars

Alderman Flynn declared a conflict of interest with respect to this matter and retired from the meeting.

A staff report dated 15 November 1989 was submitted.

Alderman Pottie addressed the matter and referred to the staff report dated 15 November 1989. He explained that the report includes a note which indicates that the lowest bidder was \$146.55 per unit less than the second lowest bidder and he suggested that this marginal saving could be expended in the extra cost of travelling to and from Dartmouth for service. Alderman Pottie, therefore, suggested that Council should consider awarding the tender to the second lowest bidder.

MOVED by Alderman Pottie, seconded by Alderman Downey that Tender 89-164 be awarded to Collins Plymouth Chrysler for a bid price of \$168,297.60.

Alderman R. Grant commented that a report will be forthcoming to Council from the Tendering Committee with the recommendation that the cost of servicing outside the City of Halifax be included with tenders.

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Alderman Jeffrey expressed the view that it may not be necessary to have the vehicles serviced in Dartmouth as they may be able to be serviced at a Halifax Dealer. Alderman Jeffrey noted that it was his understanding that you could purchase a vehicle outside the City and have it serviced at any dealership in the City of Halifax. He asked that staff advise as to whether or not this was correct.

MOVED by Alderman Pottie, seconded by Alderman Downey that this matter be deferred to the next Committee of the Whole Council meeting scheduled for **Wednesday, 22 November 1989** and that staff address the question with respect to the costs associated with servicing at that time.

Motion passed.

Tender #89-165: Nine 1990 Model Four-door Sedan  
Police Cruisers

A staff report dated 15 November 1989 was submitted.

MOVED by Alderman Pottie, seconded by Alderman Meagher that authority be granted to award tender 89-165 to the lowest bidder, Bob McDonald Chev Olds Ltd., for a bid price of \$166,122.00 (funds available in account number 126104.X1720 titled Motor Equipment - Equipment Reserve).

Motion passed.

Illegal Construction - 2079-2081 Poplar Street

An information report dated 16 November 1989 was submitted.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that authorization be granted for the Legal Department to file an application pursuant to the Halifax City Ordinance 131, the Municipal Land Use Bylaws (Peninsula Area) the Building Code Act, the Planning Act and the Halifax City Charter, to obtain compliance with the provisions of these statutes in respect of 2079-81 Poplar Street, Halifax.

Motion passed.

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11:45 p.m. There being no further business to be discussed, the meeting was adjourned.

HIS WORSHIP MAYOR WALLACE  
AND  
DEPUTY MAYOR LEIPER  
CHAIRMEN

EDWARD A. KERR  
CITY CLERK

K/MMD

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of 11/16/89

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**SPECIAL COUNCIL  
PUBLIC HEARING  
MINUTES**

Council Chamber  
City Hall  
Halifax, Nova Scotia  
22 November 1989  
7:30 p.m.

A special meeting of City Council, Public Hearings, was held on the above date.

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

**PRESENT:** His Worship Mayor Wallace, Chairman; Aldermen Fitzgerald, Downey, Meagher, O'Malley, Pottie, R. Grant, Hanson, and Stone.

**ALSO PRESENT:** Mr. D. Murphy, Acting City Manager; Ms. N. Smillie, representing the City Solicitor, City Clerk, and other members of City staff.

**ADDED ITEMS**

At the request of the City Clerk, the following two items were added to the agenda:

- Resignation of City Manager and Appointment of Acting City Manager
- Tender 89-164 - 1990 Model 4-Door Sedans - Unmarked Police Vehicles

**Resignation of City Manager and Appointment of Acting City Manager**

This item had been deferred from a regular meeting of the Finance and Executive Committee held on this date.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that City Council accept the letter of resignation, with regret, from Mr. Paul Calda, City Manager, as of 15 December 1989 and that City Council appoint Donald F. Murphy, Q. C. as Acting City Manager, effective immediately until a permanent City Manager is appointed.

The motion passed.

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Tender 89-164 - 1990 Model 4-Door Sedans - Unmarked Police Vehicles

This item had been deferred from a regular meeting of the Finance and Executive Committee held on this date.

MOVED by Alderman Pottie, seconded by Alderman Downey that Tender 89-164 for twelve 1990 Model 4-Door sedan police unmarked cars be awarded to Collins Plymouth Chrysler for \$168,297.60.

Motion passed.

At this time, Council continued with the regularly scheduled items on the agenda.

Public Hearing Re: Case No. 5903: Mainland South Holding Zone

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

Mr. Angus Schaffenburg, Planner II, addressed Council and outlined the application to consider the rezoning of the properties located east of Herring Cove Road and west of the McIntosh Run (as indicated on the map attached to the Planning Advisory Committee's report of 15 September 1989), from "H" (Holding), to "RDD" (Residential Development District); as well as the amendment of Zoning Maps ZM-4 and ZM-6 as appropriate. Mr. Schaffenburg advised that the rezoning evolves from the adoption of the Mainland South Plan when Council requested the zoning of these lands be reviewed.

Mr. Schaffenburg advised that the parcels of land in question comprise 104 acres and staff supports the rezoning because of the services which are available and because the properties in question are partially surrounded by developed land. He added that the RDD zone permits R-1 and R-2 development by right, and more intensive, primarily residential development, is permitted through development agreement under the residential development district guidelines of the Mainland South Plan. In conclusion, Mr. Schaffenburg advised that both staff and the Planning Advisory Committee have recommended the rezoning of these parcels of land.

Mr. Schaffenburg responded to questions from Council.

In response to a question by Alderman R. Grant regarding the maximum number of units under R-2 zoning, Mr. Schaffenburg indicated that, theoretically, there could be a

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maximum number of 2200 people if development occurred. He pointed out that this number would unlikely be the actual population and that he would submit a report with a more accurate number.

Mr. Roy Redgrave, representing Allen's Mobile Home Park Ltd., addressed Council and advised that his client was in support of staff's recommendation to rezone the land, and that he would be pleased to answer questions from Council.

Mr. Randy Ball, a resident of Herring Cove, a Councillor for the County of Halifax, and a member of the Halifax County Planning Advisory Committee addressed Council.

Mr. Ball expressed concern of the sewage problem which would result if the rezoning was approved. He noted that all the effluent from Mainland South flows into Herring Cove and the proposed added capacity to that outfall will be detrimental to the fishery. Mr. Ball advised that the McIntosh Run was a very sensitive area and the holding tank in Roach's Pond has overflowed a number of times. He pointed out that the result of this was that raw sewage was being dumped into the McIntosh Run.

Mr. Ball requested that Council give the outfall of Herring Cove Road as much attention and consideration as it has for the outfall of Historic Properties. He suggested that an additional problem which should be addressed is the impact that an additional 2200 people would have on the traffic flow of the Armdale Rotary which is already over capacity. In summary, Mr. Ball requested that Council defer this matter until the questions regarding the sewage outfall and increased traffic have been addressed. He also suggested that studies are presently being carried out on this matter, and it would be appropriate for Council to defer it until all information has been gathered. Mr. Ball suggested that if Council does not wish to defer it, then it maybe worthwhile for the City to look at reversing the pumping station and putting it at the City limits and having the sewer pumped back towards the harbour.

Mr. Ball responded to questions from Council.

A discussion ensued with staff responding to questions from Council.

Alderman Grant suggested that, one way of reducing the impact of rezoning would be to provide conditions which would state that, should the RDD zoning be granted, it would be phased in over a period of time.

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In response to this, Mr. Schaffenburg suggested that it would be unlikely that controls of this nature would be required, and further, that it would probably be some time before the land is actually on stream and developed. Mr. Schaffenburg agreed to report back on Alderman Grant's question.

There were no further persons wishing to address Council.

A letter of concern was submitted by Ms. Gail Foisy, Secretary, Halifax County Municipality Planning Advisory Committee, dated 21 November 1989.

MOVED by Alderman R. Grant, seconded by Alderman Hanson that this matter be forwarded to Council without recommendation pending responses from staff with respect to concerns expressed by Mr. R. Ball, the concerns of the County PAC, and the concerns expressed by the Aldermen.

Motion passed.

At 8:05 Alderman R. Grant retired from the meeting.

Public Hearing Re: Amendment to the Land Use Bylaw - Height Definition - South End & Peninsula Centre

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

A staff report, dated 15 November 1989, was submitted.

Mr. W. B. Campbell, Senior Planner, addressed Council and, referring to the staff report dated 15 November 1989, outlined the proposal to amend the Land Use Bylaw (Peninsula Area) definition of "Height South-End and Peninsula Area" 1 (sa) to eliminate the ability to extend the top storey of a building through the established height precinct, as follows:

"Height South End and Peninsula Centre Areas" shall be the height shown on ZM-17, Height Map, said height being the vertical distance of the highest point of the roof above the mean grade of the finished ground adjoining the building and the fronting street. Further, the permitted height may be exceeded to accommodate the top storey of a building

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if such storey extends through the  
maximum height permitted.

**NOTE:** Only the underlined portion  
indicated above is proposed for  
deletion.

Mr. Campbell advised that staff was recommending that Council not amend the definition of the affecting Peninsula Centre and the South End, and that should Council decide to proceed with staff's recommendation, which was that Council set a date for a second Hearing and refer for advice to the Planning Advisory Committee, an amendment to the definition 1 (sa) "Height South End and Peninsula Centre Areas" of the LUB (Peninsula Section) as follows:

"Height South End and Peninsula Centre Areas" shall be the height shown on ZM-17, Height Map, said height being the vertical distance of the highest point of the roof above the mean grade of the finished ground adjoining the building between the building and the fronting street. Further, the permitted height may extend through the maximum height permitted to accommodate the roof of the building provided that no additional habitable space is created."

**NOTE:** Only the underlined portion  
indicated above is proposed to be  
added.

The Chairman addressed the matter and advised that the public hearing was called for Council's consideration of the first proposal outlined by staff, and that Council would not be able to deal with the second option recommended by staff as it was not advertised.

Mr. Campbell advised that although Council could not deal with option 1, it could continue with this hearing to get public input on the matter.

A brief discussion ensued, and it was agreed to proceed with the hearing to get input from the public who wish to address the issue.

Mr. Campbell then responded to questions from Council.

In response to a question by Alderman Stone, Mr. Campbell advised that the proposed change affects all zones

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within the Peninsula Centre and Southend area. He added that, on the Mainland, all zones have their own established heights.

Mr. Robert Grant, solicitor for the Mitchell Estate, addressed Council and expressed concern about the proposed amendment. Mr. Grant suggested that, if the proposal was adopted in its presently proposed form, it would effectively modify the decision made by Council on October 12, 1989 to amend the Height Precinct Map as it applies to the Mitchell Property.

Mr. Grant advised that the Mitchell estate applied for an amendment to the height precinct this year and that this matter was dealt with extensively by the Planning Advisory Committee and by Council. He added that it was clear in the application that the proposed amendment to the height precinct map incorporate the additional storey permitted under Section 1 (sa) of the Land Use Bylaw. Mr. Grant suggested that Council, when making its decision on this matter, consider a third option--that is, excluding the Mitchell Property from it.

On a second point, Mr. Grant referred to the R-2A section of the Mitchell Property facing Inglis Street and advised that it was not appropriate to impose a rigid 35 ft. height limitation in that area. He added that Council's concern with the R-2A zoning in this area appears to be with the poorly designed infill housing and with buildings accommodating up to 14 units which would be too intensive a use to be compatible with the surrounding neighborhood. He advised that the deletion of the additional storey provision of the Land Use By-law would not serve to remedy these problems. Mr. Grant indicated that the deletion of the additional storey provision will serve simply to induce flat roof housing forms, a result which is not necessarily compatible with surrounding building forms. He noted that the additional storey provision of the Land Use Bylaw provides greater flexibility to designers increasing the prospects for better design.

In summary, Mr. Grant suggested that with respect to the R-3 portion of the Mitchell property, Council has recently studied intensively and decided conclusively upon the appropriate height of the building forms on this property, and therefore, to alter this decision at this time would be inappropriate. He added that with respect to the R-2A portion of the Mitchell Property, the proposed amendment is inappropriate.

There were no further persons wishing to address Council on this matter.

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A letter, dated 22 November 1989, opposing the proposed amendment was submitted from Mr. Robert Grant, Stewart MacKeen & Covert.

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

Motion passed.

Public Hearing Re: Case No. 5723: Proposed Rezoning and Lot Modification - Lot RX - Wren Street

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

Mr. Mike Hanusiak, Planner II, addressed Council and, using sketches, outlined the application by Mr. Steven Metlege for rezoning and lot modification agreement involving a 1.7 acre parcel of land located on the east side of Wren Street between Starling Place and Pioneer Avenue. Mr. Hanusiak advised that the purpose of the application was to permit construction of 18 dwelling units in three rowhouse type buildings.

Mr. Hanusiak then responded to questions from Council.

In response to a concerns expressed by Alderman Stone regarding snow removal, garbage disposal, and sewer and storm water drains, Mr. Hanusiak advised that, should the proposed development occur, it would be privately owned, and therefore, it would be the responsibility of the owner to look after snow removal, etc.

Mr. Robert Rappard, a resident of 36 Pioneer Avenue, addressed Council and advised that he was representing the residents of Ward 12. Mr. Rappard then read and submitted a statement on behalf of the residents opposing the application. Mr. Rappard also submitted a petition with 200 signatures opposing the application. (copies of these submissions may be found in the official file of this meeting)

In his submission, Mr. Rappard opposed the application because of the affects it would have with respect to density, integrity of the neighborhood and quality of life with respect to parks and open spaces. He expressed concern over safety and access, and pointed out that there was no roadway proposed for this development, but rather, it

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would be served by a 20-foot wide driveway, without an emergency exit, and with additional nine visitor parking spaces to be added to 18 housing units.

Mr. Rappard expressed concern that the driveway would not be subject to city snow removal and he also noted his concern over the many children in the area who walk to Rockingham School.

On another point of concern, Mr. Rappard advised that most of the land in question has been filled to a height of approximately 15-20 feet above existing land levels. He added that construction on top of the fill would create a dominating overshadow of the area and would further degrade property values. Mr. Rappard expressed concern about the matter of sewage and stormwater servicing. In summary, Mr. Rappard advised that the rejection of this application has wide support among the citizens of Ward 12 as a whole, including the Ward 12 Ratepayers Association, and requested Council's refusal of the application.

Mr. Michael Derrick, a resident of 1 Starling Street, addressed Council and read and submitted a statement opposing the application (a copy of this submission may be found in the official file of this meeting). In his submission, Mr. Derrick expressed concern over the activity and noise which would be generated from additional traffic if this application was approved and the proposed development constructed. Mr. Derrick also expressed concern over the proposed 20-foot driveway and the negative affect it would have on his property value. He also expressed concern over the environmental impact that this application would have on the area. In summary, Mr. Derrick requested Council to reject the proposal to rezone this parcel of land from R-1 to R-3.

Ms. Sheila Mann, a resident of 32 Pioneer Avenue addressed Council and, using photographs, outlined reasons why she was in opposition to the application.

Ms. Mann expressed concern over the elevation of the land in question and suggested that if the proposed development was constructed it would overshadow the existing residences and devalue the property. Ms. Mann also expressed concern about the additional noise and pollution that would be generated, should the development be constructed with approximately 90 persons living on site. She concluded that for the reasons stated, she was requesting Council's refusal of the application.

Mrs. Ann MacMillan, a resident of 4 Marlwood Drive and President of the Ward 12 Community Association, addressed



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Council and read a statement opposing the application for rezoning and lot modification.

Mrs. MacMillan expressed concern over the density, and the lack of active recreational space available to the residents of this area. She indicated that the proposed 20 ft. private driveway was not satisfactory and it would put undo stress on substandard streets. She also expressed concern for the safety of the school children with additional traffic in this area.

In summary, Mrs. MacMillan requested Council's refusal of this application and suggested that the area in question be considered for recreational development instead.

Ms. Kim Himmelman, a resident of 34 Pioneer Avenue, addressed Council and gave a presentation opposing the application.

Ms. Himmelman advised that her main concern was road safety. She expressed concern of the already bad traffic situation in this area and the impact that additional cars, resulting from the proposed development, would have on it.

Ms. Diane Govan Samoilov, a resident of 42 Pioneer Avenue, addressed Council and expressed concern of the application and the affect it would have on traffic and safety on Wren Street. She added that, on a daily basis many motorists do not respect the stop and yield signs on Wren Street and this was a problem, not only for the children on the street, but for the vehicles accessing from the surrounding streets.

Ms. Samoilov then addressed various concerns she had with respect to the proposed development.

Mr. W. Fares, engineer for the applicant, addressed Council and, referring to the proposed development and the matter of elevation, he advised that the proposed elevations his client has coincides with elevations of the homes on both sides of the property in question. He added that, if in the process of construction, the buffer zone becomes endangered, then the developer is prepared to leave it as it is. Mr. Fares addressed the issue of garbage and snow removal and advised that both will be handled by private companies. He noted that each unit will be requested to leave their garbage at the end of their driveway, rather that it be piled on Wren Street as had been indicated.

Mr. Ferris responded to questions from Council

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Mr. Doug Calden, solicitor for the applicant, addressed Council and suggested the character of the neighborhood could be described as either low-density, single family or as a diverse-use neighborhood. He indicated that, in his opinion, the neighborhood was characterized as being diversely used. Mr. Calden noted that buffering has been carefully considered and that the agreement provides that a buffer must stay or otherwise a buffer must be provided, if for any reason, it was disturbed.

Mr. Calden addressed the matter of traffic and advised that there would be approximately the same number of vehicles accessing Wren Street with the proposed development as there would be if the area were developed for single family homes.

In summary, Mr. Calden advised that the implications of refusing this development would be that, either one house could be constructed on 1.7 acres of land or five to seven houses could be constructed. He added that, in either case, they would be unacceptable due to the cost involved, and therefore, he requested Council approve the application.

Mr. Calden responded to questions from Council.

Mr. Bill Turpin, a resident of Forest Hill Drive and Wren Street addressed Council and spoke in opposition to the proposed development. He expressed concern over the increased traffic which would result, and the affect that approving this application would have on a wide area of the neighborhood. In summary, Mr. Turpin requested Council's refusal of this application and suggested that staff consider ways of developing the land as an R-1 zone.

Mr. Charles Giffen, a resident of 2 Wren Street, addressed Council and spoke in opposition to the proposed rezoning and lot modification. He advised that when he bought his home he was informed that the area was zoned R-1 and he was confident that it would stay this way. Mr. Giffen indicated that the applicant knew when he bought this property that it was zoned R-1 and he should have considered developing it as R-1. Mr. Giffen pointed out that, in his opinion, the lot in question is suitable for single-family homes as much as it is suitable for 18 unit condominiums. He then pointed out his concerns of the increased traffic and the safety factor which would result from the proposed development. In summary, Mr. Giffen requested Council refuse this application and develop the area as R-1 rather than R-3.

Mr. Harvey Fredericks, a resident of 11 Flamingo

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22 November 1989

Drive, addressed Council and read and submitted a statement opposing the proposed application (a copy of this submission may be found in the official file of this meeting).

In his statement, Mr. Fredericks suggested that the character and value of the neighborhood would be adversely affected should Council grant approval of this application. He pointed out that the visitor parking lot which is part of the development proposal would be located directly behind his house and he expressed concern with respect to exhaust fumes filtering into his back yard. He also expressed concern of the increased amount of traffic that would be created by a development of this size.

In summary, Mr. Fredericks noted that the proposal indicated that the area could be developed as an R-1 zone and he advised that he would prefer this. Mr. Fredericks requested that Council consider the adverse affects which would result from this development and refuse the application.

There were no further persons wishing to address Council.

A letter, dated 21 November 1989, in opposition to the application was submitted from Harold D. Clarke, President, H & A Developments Ltd.

MOVED by Alderman Stone, seconded by Alderman Hanson that this matter be forwarded to Council without recommendation.

Motion carried.

There being no further business to discuss, the meeting adjourned at 9:55 p.m.

HIS WORSHIP MAYOR WALLACE  
CHAIRMAN

/sm

HEADLINES FOR CITY COUNCIL MINUTES  
of 11/22/89

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

Council Chamber  
City Hall  
Halifax, Nova Scotia  
30 November 1989  
8:00 P.M.

A regular meeting of Halifax City Council was held on the above date.

The meeting was called to order, and members of Council, led by Alderman Fitzgerald, joined in the recitation of the Lord's Prayer.

**PRESENT:** His Worship Mayor Ron Wallace; Deputy Mayor Moira Leiper; and Aldermen Deborah Grant, Fitzgerald, Downey, Meagher, O'Malley, Pottie, Richard Grant, Hanson, Jeffrey, Flynn, and Stone.

**ALSO PRESENT:** Donald F. Murphy, Q.C., Acting City Manager; Barry S. Allen, Acting City Solicitor; and Karen F. Swim, Acting City Clerk.

Before moving to the regular agenda, His Worship Mayor Wallace acknowledged the birthday of Mr. Donald F. Murphy, Q.C., Acting City Manager.

**Introduction - 3rd Armdale Sea Scouts**

At the request of the Chairman, Alderman Hanson introduced Mr. Eric Burton, 3rd Armdale Sea Scouts Leader, and welcomed his group.

**Introduction - St. Theresa's Halifax 15th Cub Pack**

At the request of the Chairman, Alderman Pottie introduced and welcomed the St. Theresa's 15th Halifax Cub Pack.

**Introduction - Vice-Admiral Robert E. George**

His Worship Mayor Wallace introduced Vice Admiral Robert E. George, the Commander of Maritime Command. In his remarks, Mayor Wallace commented on the importance of the naval presence in our City.

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Vice Admiral Robert E. George addressed Council and noted that the Navy had been established in Halifax in 1759 and has enjoyed almost 250 years of cooperation with the City of Halifax. He noted that the Navy continues to be an important member of the community as well as a strong supporter of the country.

In closing, Vice Admiral George expressed his appreciation for the opportunity and pleasure of addressing Council.

MINUTES

Minutes of the last regular meeting of Halifax City Council held on 16 November 1989 and of the Special Meeting held on 8 November 1989, were approved on a motion by Alderman Hanson, seconded by Deputy Mayor Leiper.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

- 14.2 Report - Committee to Investigate Alternate Sources of Revenue Re: Interest on Unpaid Taxes
- 20.1 Marketing Opportunities for the City of Halifax (Alderman Deborah Grant)
- 20.2 Tender #89-169 - One 1990 Cutaway Patrol Wagon - 10,000 G.V.W. (Minimum) - Halifax Police Department
- 20.3 Tender #89-170 - Two 1990 One Ton Patrol Wagons (Long Wheel Base) - Halifax Police Department
- 20.4 Tender #89-168 - One 1990 Model Station Wagon

The agenda, as amended, was approved on a motion by Alderman Fitzgerald, seconded by Deputy Mayor Leiper.

COUNCIL  
30 NOVEMBER 1989

DEFERRED ITEMS:

Case No. 5903: Mainland South Holding Zone

A public hearing on this matter was held on Wednesday, 22 November 1989.

Alderman Richard Grant, noting that County Councillor Randy Ball had raised a number of questions during the 22 November public hearing, asked that the item be deferred pending a response from the Planning Advisory Committee with respect to those concerns, to which Council agreed.

[An Information Report, dated 29 November 1989, was submitted, advising that a supplementary staff report will be available in time for the 14 December regular meeting of Halifax City Council.]

Case No. 6005: Amendment to the Land Use Bylaw - Height Definition - South End & Peninsula Centre Areas

A public hearing on this matter was held on 22 November 1989.

MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that a date be set for a second public hearing to consider an amendment to definition 1(sa) "Height South End and Peninsula Centre Areas" of the Land Use Bylaw (Peninsula Section) as follows:

"Height South End and Peninsula Centre Areas" shall be the height shown on ZM-17, Height Map, said height being the vertical distance of the highest point of the roof above the mean grade of the finished ground adjoining the building between the building and the fronting street. Further, the permitted height may extend through the maximum height permitted to accommodate the roof of the building provided that no additional habitable space is created."  
(underlined portion to be added)

Motion passed.

COUNCIL  
30 NOVEMBER 1989

DEFERRED ITEMS:

Case No. 5903: Mainland South Holding Zone

A public hearing on this matter was held on Wednesday, 22 November 1989.

Alderman Richard Grant, noting that County Councillor Randy Ball had raised a number of questions during the 22 November public hearing, asked that the item be deferred pending a response from the Planning Advisory Committee with respect to those concerns, to which Council agreed.

[An Information Report, dated 29 November 1989, was submitted, advising that a supplementary staff report will be available in time for the 14 December regular meeting of Halifax City Council.]

Case No. 6005: Amendment to the Land Use Bylaw - Height Definition - South End & Peninsula Centre Areas

A public hearing on this matter was held on 22 November 1989.

MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that a date be set for a second public hearing to consider an amendment to definition 1(sa) "Height South End and Peninsula Centre Areas" of the Land Use Bylaw (Peninsula Section) as follows:

"Height South End and Peninsula Centre Areas" shall be the height shown on ZM-17, Height Map, said height being the vertical distance of the highest point of the roof above the mean grade of the finished ground adjoining the building between the building and the fronting street. Further, the permitted height may extend through the maximum height permitted to accommodate the roof of the building provided that no additional habitable space is created."  
(underlined portion to be added)

Motion passed.



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30 NOVEMBER 1989

The Acting City Clerk advised that the requested public hearing would be scheduled for **Wednesday, 7 February 1990, at 7:30 p.m.** in the Council Chamber.

**Case No. 5723: Proposed Rezoning and Lot Modification -  
Lot RX - Wren Street**

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A public hearing to consider this matter was held on Wednesday, 22 November 1989.

A letter, dated 30 November 1989, from Mr. Steven Metledge regarding the proposed rezoning was submitted.

Alderman Stone addressed the matter, making reference to the considerable opposition voiced with regard to this rezoning application during the 22 November public hearing. The Alderman also brought to Council's attention the petition submitted at that public hearing, containing the signatures of over 200 signatures of residents opposed to the proposed rezoning and lot modification.

Alderman Stone went on to outline some of the concerns expressed by the residents as follows: although the Bedford Highway is in close proximity to the proposed development, it is not appropriate to consider it as part of the surrounding residential community; the topography of the land with the very high level of the residential community (compared to the low level of the Bedford Highway with its high density and commercial properties) reinforces this natural separation; the lot frontage on this site meets the standards of an R-1 lot, but it is approximately 17 percent deficient in terms of R-3 requirements; the private land and private services and maintenance of this development is not desirable and may cause problems in years to come.

Alderman Stone further noted that, according to the residential environments objectives of the Municipal Planning Strategy, the development must be consistent with all the relevant policies of the Plan. The Alderman noted that the residents have more than adequately voiced their opposition to this proposal, and suggested that the proposed modification was not necessary to secure an adequate development of this lot. He indicated that it was the opinion of the residents that this proposed development was not compatible with the surrounding residential community.

Alderman Stone expressed the view that the present proposal cannot assume that these units will be owner-occupied similar to those in the surrounding residential community. He further expressed the concern that the scale

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and density of this R-3 proposal was significantly different by approximate 200 percent (by adding 18 units to the existing permitted R-1 use of approximately 6 units).

It was, therefore, MOVED by Alderman Stone, seconded by Alderman Hanson that the application for a rezoning and lot modification agreement involving a 1.7 acre parcel of land located on the east side of Wren Street between Starling Place and Pioneer Avenue be refused.

The Acting City Clerk advised that Deputy Mayor Leiper, and Aldermen Deborah Grant, Richard Grant, Jeffrey and Flynn had not been present during the 22 November public hearing.

Motion passed with Deputy Mayor Leiper, and Aldermen Deborah Grant, Richard Grant, Jeffrey and Flynn abstaining.

MOTIONS OF RECONSIDERATION:

Motion Alderman Flynn - Reconsideration of City Council Resolution of 16 November 1989 Re: Bloomfield Seniors Resource Centre - Management Model

Alderman Fitzgerald submitted a letter dated 17 November 1989 from Mr. Fred Hull, President of the Halifax Seniors' Council.

Alderman O'Malley submitted a report dated 29 November 1989 outlining the results of a telephone survey taken by the Aldermen's Office since the City Council meeting of 16 November 1989 with regard to the management of Bloomfield Centre.

A letter dated 28 November 1989 was submitted from Mr. Stanley MacKenzie, Canadian Pensioners Concerned Incorporated, enclosing an editorial entitled "Lucy Riley at Bat for City Seniors."

Alderman Flynn addressed the matter and advised that his motion of reconsideration was based primarily on his belief that Council was not fully aware of the seniors' wishes in terms of the use of the Bloomfield Seniors' Resource Centre. For that reason, Alderman Flynn noted that he had requested senior citizens to respond to their Aldermen with respect to their views on the matter. In line with that, Alderman Flynn noted that a telephone survey had been taken resulting in 23 seniors in favour of the seniors

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managing the Bloomfield Centre and 47 seniors in favour of management by the City's Recreation Department.

At this point, Alderman Flynn presented a diagram on the overhead monitor displaying a management model which, he suggested, has been recommended for the Bloomfield Seniors Resource Centre by the Halifax Seniors Council and by the City Manager, and which included a board consisting of seven seniors, a member of the Recreation Department, a member of the Social Services Department, and a member of the Real Estate Division.

MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that the resolution of City Council at its 16 November 1989 meeting regarding the "Bloomfield Seniors Resource Centre - Management Model" be reconsidered.

The motion was put and defeated with five (5) members of Council voting for it and seven (7) voting against it as follows:

FOR: Deputy Mayor Leiper, and Aldermen D. Grant, Fitzgerald, Hanson, and Flynn . . . . . (5)

AGAINST: Aldermen Downey, Meagher, O'Malley, Pottie, R. Grant, Jeffrey, and Stone . . . . . (7)

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on Wednesday, 22 November 1989 as follows:

Community Supermailboxes

An Information Report, dated 28 November 1989, was submitted.

MOVED by Alderman Deborah Grant, seconded by Alderman Stone that, as recommended by the Finance and Executive Committee:

1. Council's motion of 31 August 1989 on the subject "Canada Post - Supermailboxes" be rescinded;
2. the City of Halifax continue to campaign for door-to-door delivery;

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3. the City of Halifax cooperate as required in any interim period to achieve the best level of service available;
4. Canada Post maintain the sites so that they are clean, accessible and free from ice and snow.

In seconding the motion, Alderman Stone commented that the residents of his ward are extremely concerned about their mail delivery service, adding that a number of residents have no door-to-door delivery and are forced to use the green boxes which, for some, means travelling a considerable distance. Alderman Stone further noted that he had had concerns expressed to him this week that the green boxes were not being adequately serviced and cleared of snow. The Alderman emphasized that neither he nor the Ward 12 residents are advocating that door-to-door delivery be eliminated, but, rather, were requesting that an acceptable level of service be provided to the residents who have to contend with the green boxes.

Deputy Mayor Leiper spoke in opposition to the motion which, she suggested, would result in a further deterioration of the present mail delivery service. The Deputy Mayor suggested that Council should appeal to the citizens of Halifax to contact Halifax MP Howard Crosby and demand that he ensure that the City receive door-to-door mail delivery.

The motion was put and passed.

**Busker's Festival - Issuance of Performance/Vender  
Licenses: Designated Performance Sites**

Alderman Fitzgerald addressed the matter and advised that, during the last meeting of the Finance and Executive Committee held on 22 November 1989, he had made a motion to the effect that a decision on this matter not be made until an audited financial statement on the Buskers Festival has been submitted. In this context, the Alderman advised that he had recently received a telephone call from Mr. Dale Thompson, Producer of the Festival, who had informed him that a draft of the requested statement had been submitted to the City earlier in the day.

It was, therefore, MOVED by Alderman Fitzgerald,  
seconded by Alderman O'Malley that this matter be deferred to

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the next Committee of the Whole Council meeting scheduled for Wednesday, 6 December 1989.

Motion passed.

Mardi Gras

Alderman Fitzgerald proposed the motion, as recommended by the Finance and Executive Committee, that a Committee consisting of one Alderman, one staff person already involved with the organization of special events, and four citizens (two or three representing the business community) be established to review the Mardi Gras event and to report back to the Committee of the Whole Council on what direction they feel Council should take with respect to Mardi Gras.

Alderman R. Grant indicated that he was under the impression that Alderman Fitzgerald had agreed at the last Committee of the Whole meeting to include in his motion persons involved with the organization of events in the City. He suggested that the motion from the Committee of the Whole be amended to approve a Committee of four persons consisting of an Alderman and representatives of the City's Recreation Department, the Parks and Grounds Division, and the Natal Day Committee.

Alderman Jeffrey suggested that the motion should also include representation of the business community.

After further discussion, it was MOVED by Alderman Fitzgerald, seconded by Alderman R. Grant that a committee consisting of one Alderman, one staff member, a representative of the Natal Day Committee, one business person, and two citizens at large be established to review the Mardi-Gras event, and to report back to the Committee of the Whole Council on what direction they feel Council should take with respect to Mardi-Gras.

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

1990 Operating Budget

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

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- 1) Council first review all budgets over \$500,000 with an increase of over five (5) percent;
- 2) Council then review all budgets over \$500,000 with a five (5) percent or less increase;
- 3) Council review all remaining budgets of under \$500,000, and that dollar increase only be indicated (rather than percent).

Motion passed.

Fairview Villa - Daily Rate Increase

This matter was forwarded to Council without recommendation.

Alderman Jeffrey advised that he had initially raised this matter because of the number of calls he had received pertaining to a rate increase for the Fairview Villa. Alderman Jeffrey went on to note that it was his understanding from discussing the matter with Mr. Crowell, Director of Social Planning, that a four percent increase had been included in the 1989 budget for this increase. Alderman Jeffrey questioned whether or not the City should be budgeting in advance for an increase in rates without knowing the actual increase.

8:40 p.m. - His Worship Mayor Wallace retired from the meeting, with Deputy Mayor Leiper assuming the Chair.

Mr. Crowell, Director of Social Planning, addressed Council and advised that Alderman Jeffrey was correct in his understanding that staff had had to budget without knowing the specifics of the proposed rate increase. Referring to the staff report of 22 November 1989, Mr. Crowell suggested that he is willing to contact the tri-party rate setting committee to advise them of the City's concerns with regard to retroactive rates, to which Council agreed.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that the staff report of 22 November 1989 be tabled.

Motion passed.

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Expropriation of Various Parcels of Land - Herring Cove Road

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

- 1) the properties on Attachment "A" of the 17 November 1989 staff report be expropriated, and the offers of compensation be as indicated;
- 2) where necessary, staff be authorized to seek orders of immediate possession from the Attorney General to ensure that the project can go forward as planned.

Alderman Fitzgerald suggested that information be provided in the future showing the total number of properties being expropriated.

Alderman Meagher advised that, during Council's previous discussion of this matter, an amendment had been made to the initial motion, namely to approach the Province to request that they not only pay their share of the road construction, but also that they contribute monies toward the required property acquisitions.

Responding to Alderman Meagher's question, Alderman Richard Grant advised that staff had pursued the matter with the Province, but had been advised that acquiescence would necessitate a change in Provincial policy. He noted, however, that there were other matters of concern regarding this roadway in which the Province has been lending its support.

The motion was put and passed.

Adult Learning Centre

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

- 1) continue to support staff's endeavors in establishing an Adult Learning Centre;
- 2) support staff in negotiating changes to the Provincial Department of Education funding formula "Rule of 21" (this rule restricts students over 21 who access daytime educational programmes);

- 3) support staff in securing funds through Canada Employment and Immigration for training allowances for individuals participating in educational programmes offered through an Adult Learning Centre.

The motion was put and passed.

#### Heritage Conservation Incentives

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

- 1) the guidelines for Heritage Fund grants to registered churches be revised to provide for:
  - (i) the City's contribution shall not be greater than 20 percent of the low bid of approved exterior conservation costs of registered heritage churches;
  - (ii) the maximum annual grant shall be \$8,000 per application for Church Conservation Assistance;
  - (iii) no more than three (3) annual applications for assistance shall be considered in a five (5) year period;
  - (iv) the maximum disbursement from the heritage fund for the Church Conservation program shall be \$40,000 for 1989 and 1990, respectively;
- 2) the three outstanding requests for funds, from Fort Massey Church, St. Patrick's Church and Cornwallis Street Baptist Church, be approved in principle, in accordance with the above-noted guidelines, pending receipt of financial statements showing expenditures for 1989 on or before 01 December 1989.

A discussion followed with Alderman O'Malley asking that the United Memorial Church on Kaye Street also be considered for this incentive program.



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The Chairman advised that Alderman O'Malley's request would be forwarded to the Heritage Advisory Committee.

The motion was put and passed.

Application to Reproduce the City's Coat of Arms:  
R. H. Davis Company Limited

MOVED by Alderman R. Grant, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, Council retain the current restrictions on the use of the City's Coat-of-Arms as contained in Ordinance 101; and further, that the application by R. H. Davis & Company Limited (to reproduce the City's Coat-of-Arms for commercial purposes) be refused.

In moving the recommendation, Alderman Grant mentioned that there were other identifiable symbols of the City of Halifax that at the present time do not have any copyright protection. He noted that the Tendering Practices Committee and the Committee to Investigate Alternative Sources of Revenue have been reviewing the matter and will, at some point in the future, be submitting recommendations for Council's consideration.

The motion was put and passed.

McCully House - Agreement of Purchase and Sale

MOVED by Alderman Downey, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to execute a Purchase and Sale Agreement for the McCully House similar in all major respects to the draft attached to the staff report dated 8 November 1989.

Motion passed.

Captain William Spry Community Centre - Air Conditioning

MOVED by alderman Hanson, seconded by Alderman Stone that, as recommended by the Finance and Executive Committee, Council authorize a tender call for the

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installation of air conditioning at the Captain William Spry Community Centre.

Alderman Richard Grant indicated that he supported the motion and reiterated that he felt very strongly that the current problems being experienced at the Centre were not a result of any previous decision made by the Task Force. The Alderman suggested that, in future, when the City has a task force established to oversee the building of any structure, minutes be kept for all meetings.

The motion was put and passed.

Write-Off of Accounts - 1989

MOVED by Alderman Fitzgerald, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, under Section 184 of the City Charter (1963), City Council excuse the Treasurer from collection of monies due to the City as summarized in the staff report, dated 14 November 1989, and authorize the write-off of \$192,289.86.

Motion passed.

Sales Tax Refund and Sewer Development Charge  
(Halifax Forum Commission)

MOVED by alderman Meagher, seconded by alderman Stone that, as recommended by the Finance and Executive Committee, Council authorize an increase in the budget of the Forum Commission Multi-Purpose Building by an amount of \$71,130 to permit reuse of Provincial Sales Tax which will, in turn, be refunded to the City; and authorize the transfer of unused capital funds for the payment of \$6,240 City sewer development charges and net change orders in an amount of \$34,190.

Motion passed.

Local Improvement Policy

Moved by Alderman Flynn, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, the 1990-91 Local Improvement Rates (as shown on Attachment 2 of the Information Report dated 6 November 1989) be approved, with the exception that there be no local

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improvement charge for paving and sidewalk renewals for 1990-91.

Motion passed.

Coordinated Approach to Combat Poverty and Crime

MOVED by Alderman Fitzgerald, seconded by Alderman D. Grant that, as recommended by the Finance and Executive Committee, Halifax City Council endorse a coordinated approach to combat poverty and crime (as outlined in the staff report dated 22 November 1989), and authorize staff to contact the appropriate Provincial and Federal Departments for their cooperation and possible financing.

Motion passed.

9:05 p.m. - His Worship Mayor Wallace returned to the meeting with Deputy Mayor Leiper taking her usual seat on Council.

Tax Concessions and Grants Committee

MOVED by Alderman Meagher, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, the following grants be awarded:

Art Gallery/Mount Saint Vincent University ("Africville - A Spirit That Lives On") . . . . .	\$ 1,000.00
Nova Scotia Track and Field Association Re: Assistance - Cross Country Event . . . . .	\$ 1,000.00
Captain William Spry Centre Re: Balance of Assistance - Taxes . . . . .	\$ 6,400.00
Dalhousie University - Henson College (Assistance Re: Municipal Programs) . . . . .	\$ 1,000.00
Spryfield Lions Club - Pool (Assistance Re: Aquatic Programs) . . . . .	\$ 30,000.00
T O T A L . . . . .	\$ 39,400.00

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The motion was put and passed.

Bus Routes #15 and #20

MOVED by Alderman Hanson, seconded by Alderman R. Grant that, as recommended by the Finance and Executive Committee, Halifax City Council again request that the Metropolitan Authority review the "looping" of Transit Routes #15 and #20 into the Herring Cove and Purcell's Cove area.

In seconding the motion, Alderman R. Grant thanked Councillor Randy Ball of the County of Halifax for his support for this proposal.

Motion passed.

COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on Wednesday, 22 November 1989 as follows:

Municipal Leaf Composting Program  
(Parks and Grounds Division)

MOVED by Alderman Deborah Grant, seconded by Alderman Fitzgerald that, as recommended by the Committee on Works, City staff be instructed to investigate the manner in which a City-wide leaf composting program could be implemented, and report back to Council.

The motion was put and passed.

Tree Policy

The following suggestions with regard to various matters of environmental concern were put forward by Alderman Richard Grant during a regular meeting of City Council held on 16 November 1989:

WHEREAS the City of Halifax has always demonstrated a sensitivity to the environment especially with respect to the planting of greenery, in particular, trees and shrubbery; and

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WHEREAS the City of Halifax is always boasted of being a City of trees; and

WHEREAS it has been scientifically proven that greenery produces dioxin, carbon, nitrogen, and sulphur for example in the air; and

WHEREAS greenery has the ability to clean air and restore nutrients to the soil and to hold and retain soil to prevent erosion and flooding; and

WHEREAS the City of Halifax has the responsibility under Section 153(b) of the City Charter to ensure a healthy environment as possible for future generations;

BE IT RESOLVED THAT:

- 1) the City of Halifax adopt a policy with respect to greenery which would ensure that every street in the City of Halifax becomes lined with greenery either trees or shrubs;
- 2) the City of Halifax initiate a greenery planting plan of planting a minimum number of 2000 plants a year for the first five years of operation;
- 3) the City of Halifax work with associations who are concerned with the environment to increase the planting of the above greenery on City property;
- 4) the City of Halifax vary the species of greenery for aesthetic as well as disease control value;
- 5) the cost of this project become an on-going cost of either the capital budget (pollution control) or as part of the regular operating budget of the Parks and Grounds Division;
- 6) the land required in new subdivisions be increased i.e. 5 percent greenery 10 percent other or vice versa;
- 7) the local improvement charges for trees be eliminated;
- 8) the City of Halifax adopt said policy as written up by the Legal Department, and that such policy take effect for the budget year 1991.

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MOVED by Alderman Richard Grant, seconded by Alderman Flynn that staff be requested to investigate the development of a City policy incorporating the suggestions put forward in Alderman Richard Grant's resolution of 16 November 1989; and further, that if such policy be deemed appropriate, it be available for implementation by 1991.

The motion was put and passed.

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

**Motion Alderman Stone Re: Proposed Amendment  
to Ordinance Number 112, The Encroachment  
Ordinance - SECOND READING**

This matter had been given First Reading during a regular meeting of Halifax City Council held on 26 October, and had been further considered at a meeting of the Finance and Executive Committee held on 22 November 1989.

MOVED by Alderman Stone, seconded by Alderman Flynn that City Council give SECOND READING to the amendment proposed for Ordinance 112, the Encroachment Ordinance, attached as Appendix "A" to the staff report dated 5 October 1989.

The motion was put and passed.

**Report - Committee to Investigate Alternate Sources  
of Revenue Re: Interest on Unpaid Taxes**

A report, dated 30 November 1989, was submitted from Alderman Richard Grant, Chairman of the Committee to Investigate Alternate Sources of Revenue.

Alderman Richard Grant brought to Council's attention that its previously-approved increase to the interest rate on unpaid municipal taxes has not had the desired effect, with the result that there is approximately \$7.5 million in tax revenues currently outstanding. The Alderman emphasized that these taxes relate specifically to a small number of large commercial properties, adding that, if these monies are not collected, the City will be forced to increase its 1990 tax rate.

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It was therefore moved by Alderman Richard Grant, seconded by Alderman Fitzgerald that, as recommended by the Committee to Investigate Alternate Sources of Revenue, the matter of "Interest on Unpaid Taxes" be placed on the agenda for the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 6 December 1989), and that staff be requested to submit a report containing recommendations as to the procedure necessary to further increase the interest rate on these taxes.

After some discussion, 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, 22 November 1989 as follows:

Case No. 5966: Development Agreement -  
5796 West Street

MOVED by Alderman Meagher, seconded by Alderman O'Malley that, as recommended by the City Planning Committee, City Council refuse the application for a development agreement at 5796 West Street without a public hearing, and that prosecution continue (for the reasons outlined in the staff report of 30 October 1989).

In his comments, Alderman Meagher suggested that the applicant is merely using this request for a development agreement as a means to legitimize an illegal conversion of his property to four units. The Alderman emphasized that (as outlined in the 30 October staff report) that conversion conflicts with the overall character of the surrounding neighborhood, and added that, from the perspective of the proposed land use, the deficiencies of the site in question are too significant to permit approval of the request for a development agreement.

The motion was put and passed.

Demolition Controls (Alderman Fitzgerald)

MOVED by Alderman Fitzgerald, seconded by Deputy Mayor Leiper that, as recommended by the City Planning

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Committee, City Council propose an amendment to the Heritage Property Act to increase the length of term of control for demolition on registered heritage properties from one year to three years; and further, that control not be moved in the meantime without the approval and recommendation to Council by the Heritage Advisory Committee.

The motion was put and passed.

MOTIONS

**Motion Alderman Jeffrey Re: Amendment to Ordinance  
Number 116, the Taxi Ordinance (Rate Schedule)  
- FIRST READING**

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A Notice of Motion with regard to the proposed amendment was given by Alderman Jeffrey during a regular meeting of Halifax City Council held on Thursday, 16 November 1989.

A report, dated 8 November 1989, was submitted from Alderman Tom Jeffrey, Chairman of the Halifax Taxi Commission.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that City Council give FIRST READING to the amendments proposed to Ordinance 116, the Taxi Ordinance (as outlined in the report from the Halifax Taxi Commission dated 8 November 1989); and further, that the matter be referred to the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 6 December 1989) for consideration and report.

The motion was put and passed.

**Motion Deputy Mayor Leiper Re: Amendment to Ordinance  
Number 103, the Rules of Order of Council  
- FIRST READING**

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Notice of Motion with regard to the proposed amendment to Ordinance Number 103, the Rules of Order of Council, was given during a regular meeting of Halifax City Council held on 16 November 1989.

A copy of the proposed amendment, dated 29 November 1989, was submitted.



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MOVED by Deputy Mayor Leiper, seconded by Alderman Hanson that City Council give FIRST READING to the amendment proposed to Ordinance 103, the Rules of Order of Council, to provide that any motion of Council requiring an amendment to the Halifax City Charter must receive the approval of two-thirds of the Council; and further, that the matter be forwarded to the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 6 December 1989) for consideration and report.

The motion was put and passed.

QUESTIONS

Question Alderman Jeffrey Re: Transfer of Patient from Park Haven Nursing Home

Alderman Jeffrey referred to a telephone call recently received from one of his constituents concerning the transfer of her partially paralyzed son from the Park Haven Nursing Home to the Nova Scotia Hospital in Dartmouth. The Alderman noted that the lady in question had further been advised that her son will soon be moved from the Hospital to a group home also in the Dartmouth area.

Alderman Jeffrey expressed concern that a patient in a Halifax nursing home has been moved to a care facility located at some considerable distance from his family, and asked for a report from the City's Director of Social Planning as to why these steps were taken.

Question Alderman Jeffrey Re: Recipients of City Grants

Alderman Jeffrey asked for a list of all grants awarded by Halifax City Council in 1989, be it through its Tax Concessions and Grants Committee, the Social Planning Department, the Recreation Department, Tourism Halifax, the Office of the Mayor, the City Manager's Office, or any other department, board or commission authorized to issue such grants.

The Alderman further requested that, in the preparation of this list, staff include information as to the amount of the grant awarded in each instance.

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**Question Alderman Jeffrey Re: Tax Rebates  
- Private Day Care Centres**

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Alderman Jeffrey made reference to a presentation made at the 18 October meeting of Committee of the Whole Council by Ms. Gail Gardiner of the Rockinghorse Academy for Preschoolers, and emphasized that staff have not yet reported on the feasibility of tax rebates being made available to the owners of private day care facilities.

The Acting City Manager advised that a report on this matter will be available shortly, perhaps in time for the 6 December meeting of Committee of the Whole Council.

**Question Alderman Downey Re: Overhead  
Crosswalk Sign (South Park/Brenton Place)**

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Alderman Downey asked for information as to the feasibility of installing (as quickly as possible) an overhead crosswalk sign at the intersection of South Park Street and Brenton Place.

**Question Alderman Downey Re: Relocation  
of Farmers Market**

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Alderman Downey commented that it was his understanding that the Farmers Market will not be relocated to the Halifax Forum, as was previously recommended. Under the circumstances, therefore, the Alderman urged that the committee (consisting of Market representatives, various Aldermen, and members of staff) be reactivated and that, in their deliberations, they be asked to reconsider a Gottingen Street location.

**Question Alderman Fitzgerald Re:  
Pollution of Long Lake**

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Alderman Fitzgerald made reference to concerns raised several years ago concerning the development of the City's Industrial Park and the overrun of fill into Long Lake. He noted that it was now his understanding that the Province (i.e., the Department of Fisheries) is taking the Industrial Commission and the City to court for alleged pollution of the Long Lake waterway and, in that context, asked to be provided with information on the matter.

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**Question Alderman Fitzgerald Re:  
City Policy - Sewer Replacement**

Alderman Fitzgerald asked for information as to the City's current sewer replacement policy, and, in particular, details as to the type of sewer system recently installed on Sackville Street.

In his remarks, the Alderman noted that it had been his understanding that every replacement system was to consist of both sanitary and storm sewers; he added, however, that it had been suggested to him that this had not been the case on Sackville Street and other recent projects.

**Question Alderman Fitzgerald Re: Environmental Audit**

Alderman Fitzgerald made reference to a request made several weeks ago with regard to the development of a strategy statement on the environment, and asked for information as to when a report on this matter would be available from staff.

**Question Alderman Fitzgerald Re: Feasibility Study - Relocation of Technical University of Nova Scotia**

Responding to concerns raised by Alderman Fitzgerald, His Worship advised that the City's Director of Development and Planning will be representing the City in the upcoming discussions concerning the possible relocation of the Technical University of Nova Scotia. Mayor Wallace added that Mr. Matthews will be urged to ensure that members of Council are kept fully informed of the progress being made in this regard.

**Question Alderman Stone Re: Maintenance of Green Canada Post Mail Boxes**

Alderman Stone expressed concern on behalf of a number of Ward 12 constituents regarding the maintenance of the Canada Post green mail boxes (specifically with reference to snow removal), and, in that context, asked to be provided as quickly as possible with the telephone number of an appropriate Canada Post representative who may be contacted with regard to maintenance problems of this nature.

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Question Alderman Stone Re: PAC Review

Alderman Stone noted that a staff report pertaining to the recommendations received from the PAC Review Committee had previously been requested, and urged that those comments be submitted to Council as quickly as possible.

Question Alderman Stone Re: Reduction of Fire Alarms

Responding to a question from Alderman Stone, the Acting City Manager advised that a staff report on this matter will be presented to Council sometime in January of 1990.

Question Alderman Deborah Grant Re: PAC Review

Concurring with comments made earlier by Alderman Stone, Alderman Deborah Grant asked that every effort be made by staff to complete its report on the future composition and mandate of the City's Planning Advisory Committee.

Question Alderman Deborah Grant Re: Mayor's Skating Party

Alderman Deborah Grant asked that consideration be given to rescheduling the Mayor's Skating Party (possibly to the end of February) in order to coordinate it with the celebrations proposed for the commencement of the 1990 World Figure Skating Championships.

His Worship Mayor Wallace indicated that staff of the Recreation Department would be asked to review Alderman Grant's suggestion in this regard.

Question Alderman O'Malley Re: Private  
Nursing Facility (Dunbrack Street)

Alderman O'Malley made reference to the private nursing facility located on Dunbrack Street to which Alderman Jeffrey had alluded during the 22 November meeting of the Finance and Executive Committee.

The Alderman indicated that various of her constituents are interested in placing ailing members of their families in this facility, and asked for comments from the City's Director of Social Planning in this regard.

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**Question Alderman O'Malley Re: Rail  
Lines - Seaview Park**

Alderman O'Malley made reference to discussions which she understood to be ongoing between the Bridge Commission, City staff and the CNR with regard to the rail lines running through and around Seaview Park.

The Alderman noted that while she had earlier approached the Director of Planning with a request that, as Alderman for the ward, she be kept apprised of these negotiations, she has received no information except through the auspices of the Bridge Commission. Alderman O'Malley emphasized that she would greatly appreciate being kept more fully informed by City representatives of the progress being made in this matter.

**Question Alderman O'Malley Re: Procedure -  
Distribution of Information - Aldermen's Office**

Alderman O'Malley made reference to a telephone survey recently conducted by the Aldermen's Office in connection with the management model proposed for implementation at the Bloomfield School Seniors Resource Centre, and raised concerns with regard to the unexplained withdrawal of information subsequently proposed for distribution to members of Council.

His Worship Mayor Wallace advised that the matter would be investigated, and that a report on procedures relating to the circulation of material would be submitted to the Alderman.

**Question Alderman Richard Grant Re:  
Advisory Committee on Computers**

Alderman Richard Grant made reference to an Information Report recently received from staff with regard to his previous concerns relating to the proposed "Advisory Committee on Computers." In his remarks, the Alderman emphasized that, when the concept of the advisory committee was initially raised, he had intended that it be primarily composed of computer experts drawn from the community at large. He added that, based on that objective, he had subsequently submitted the names of various individuals interested in serving on the committee, and was therefore very concerned to learn that the committee now consists only of staff members.

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Alderman Grant asked that the situation be reviewed from the perspective of making citizen appointments to the membership of the present computer advisory committee.

His Worship Mayor Wallace indicated that the Director of Finance would be asked to comment on this matter during the next regular meeting of Committee of the Whole Council scheduled for 6 December 1989.

**Question Alderman Richard Grant Re:**  
**Informal Meetings of Halifax City Council**

Noting that while he had always been a supporter of the practice of holding "informal" meetings of Council, Alderman Richard Grant expressed concern that several Aldermen find it very difficult to rearrange their schedules so as to attend breakfast meetings, such as that planned for Monday, 4 December.

Alderman Grant therefore requested that some consideration be given to alternating the time of these meetings, in order that all members of Council will be assured the opportunity of attending at least several.

**Question Alderman Richard Grant Re:**  
**Left Turns Off Quinpool Road**

Alderman Richard Grant made reference to a number of complaints received recently regarding left-hand turns from Quinpool Road onto Monastery Lane (to Canadian Tire) and from Quinpool Road into McDonald's Restaurant. He therefore asked for information from the Traffic Authority as to whether left-hand turns off Quinpool Road can be eliminated, at least during specified times.

**Question Alderman Richard Grant Re:**  
**Contribution - Metropolitan Stores**

Alderman Richard Grant brought to Council's attention the donations made by the Metropolitan Stores (currently located in the Spryfield Mall) to the Mainland South Community Centre, emphasizing that these contributions were especially noteworthy owing to the fact the business is closing its premises and leaving the City.

At Alderman Grant's request, His Worship Mayor Wallace indicated that a letter of thanks would be forwarded

COUNCIL  
30 NOVEMBER 1989

to representatives of the Metropolitan Stores acknowledging their contribution to the City.

**Question Alderman Meagher Re: Supervision of  
Crosswalk - Harvard Street/Quinpool Road**

Referring to concerns previously raised in this regard, Alderman Meagher noted that he has not yet received a report from staff as to the viability of placing crossing guards (during certain daytime hours) at the crosswalk located at the Harvard Street/Quinpool Road intersection.

On another but related matter, Alderman Meagher noted that many motorists choose to ignore the various crosswalks located on Quinpool Road, and asked if the Police Department could be requested to increase their surveillance of these areas, at least during heavy traffic times.

His Worship Mayor Wallace suggested that this additional enforcement could be undertaken during "Safe Driving Week" scheduled for the month of December.

**Question Alderman Meagher Re: Mobile Street Vendors**

Responding to a question from Alderman Meagher, His Worship Mayor Wallace observed that the "No Parking" signs erected for the benefit of the City's mobile street vendors will be in effect year round, according to the terms of the City's licensing policy.

**Question Alderman Meagher Re: Over-Expenditure -  
Social Assistance Budget (City of Halifax)**

Responding to a question from Alderman Meagher, Mayor Wallace advised that the City's concerns with regard to social assistance are presently being reviewed by the Province's Management Board. In addition, Council was advised that an appointment with the Premier to further discuss this matter will be arranged in the very near future.

**Question Alderman Downey Re:  
Flooding of Egg Pond (Central Commons)**

Alderman Downey asked that the Halifax Fire Department be requested to flood the Egg Pond on the Central Commons for skating purposes as quickly as possible.

COUNCIL  
30 NOVEMBER 1989

The Acting City Manager indicated that he would bring Alderman Downey's request to the attention of the Fire Department.

ADDED ITEMS

Marketing Opportunities for the City  
of Halifax (Alderman Deborah Grant)

This matter was added to the agenda by Alderman Deborah Grant who indicated that, in her opinion, there are some real opportunities for the City to market some of its programs by using City vehicles (such as those attached to the Fire Department, Tourism Halifax, Engineering and Works, and the School Board) as mobile advertisements.

Alderman Grant made reference to MT&T vehicles used to promote cellular phones and suggested that a similar technique could be used on City-owned vehicles to advertise, for instance, crosswalk safety, the City's anti-drug campaign, the Hakodate twinning arrangements, and our recycling program.

It was subsequently moved by Alderman Deborah Grant, seconded by Alderman Fitzgerald that staff be requested to investigate the feasibility of using City-owned vehicles for the promotion of City programs, and to report back to Council with their findings, including an estimate of the costs involved.

The motion was put and passed.

Tender #89-169: One 1990 Cutaway Patrol  
Wagon (Halifax Police Department)

A staff report, dated 24 November 1989, was submitted.

MOVED by Alderman Pottie, seconded by Alderman Fitzgerald that City Council authorize the award of Tender #89-169 for one 1990 Cutaway Patrol Wagon (10,000 G.V.W. Minimum) for the Halifax Police Department to Bob McDonald Chev Olds Limited for an amount of \$16,261.00 (funds to be made available from Account Number 126104.X1720, "Motor Equipment - Equipment Reserve").

The motion was put and passed.



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30 NOVEMBER 1989

The Acting City Manager indicated that he would bring Alderman Downey's request to the attention of the Fire Department.

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The motion was put and passed.

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Tender #89-170: Two 1990 One-Ton Patrol Wagons  
(Halifax Police Department)

A staff report, dated 24 November 1989, was submitted.

MOVED by Alderman Pottie, seconded by Alderman Fitzgerald that Tender #89-170 for two 1990 one-ton patrol wagons (long wheel base) for the Halifax Police Department be awarded to Bob McDonald Chev Olds Limited, the sole bidder, in the amount of \$49,852.00 (funds to be made available from Account Number 126104.X1720, "Motor Equipment - Equipment Reserve").

The motion was put and passed.

Tender #89-168: One 1990 Model Station Wagon

A staff report, dated 27 November 1989, was submitted.

MOVED by Alderman Pottie, seconded by Alderman Downey that Tender #89-168 for one 1990 Model Station Wagon be awarded to Bob McDonald Chev Olds Limited for \$20,031.00 (funds to be made available from Account Number 126104.X1720, "Motor Equipment - Equipment Reserve").

Alderman Jeffrey made reference to the notation on the 27 November staff report, namely that the bid put forward by Wood Motors Limited "does not meet specifications in the following areas: frame, radiator, brakes and rear axle ratio."

Asking that staff be requested to provide the specifics of these inadequacies, it was moved by Alderman Jeffrey, seconded by Alderman Richard Grant that the matter be deferred to the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 6 December 1989), pending receipt of a supplementary staff report.

The motion to defer was put and passed.

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There being no further business to be discussed,  
the meeting was adjourned at approximately 10:00 p.m.

HIS WORSHIP MAYOR RON WALLACE  
AND  
DEPUTY MAYOR MOIRA LEIPER  
CHAIRMEN

KAREN F. SWIM  
ACTING CITY CLERK

mmd\*K

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RECORD  
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CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, Nova Scotia  
14 December 1989  
8:00 P. M.

A regular meeting of Halifax City Council was held on the above date.

After the meeting was called to order, members of Council joined those in the public gallery in the recitation of the Lord's Prayer.

**PRESENT:** His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Moira Leiper; and Aldermen Deborah Grant, Fitzgerald, Downey, Meagher, O'Malley, Pottie, Hanson, Jeffrey, Flynn, and Stone.

**ALSO PRESENT:** Donald F. Murphy, Q.C., Acting City Manager; Barry S. Allen, Acting City Solicitor; City Clerk; and other members of City staff.

Before moving to the regular agenda, His Worship Mayor Wallace noted with sadness the recent passing of Ms. Helen Creighton, whose name has become so closely aligned with traditional Nova Scotian folklore and song; and of Mr. Daniel Hunter, the Executive Director of the City's Human Resources Development Association (HRDA).

MINUTES

Minutes of the last regular meeting of Halifax City Council, held on Thursday, 30 November, and of a special meeting held on 22 November 1989, were approved on a motion by Alderman Stone, seconded by Deputy Mayor Moira Leiper.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS

- add: At the request of the City Clerk, Council agreed to
- 20.1 Pollution Control Charge - Rate Setting
  - 20.2 Downtown Halifax Business Improvement District Commission - 1990 Budget

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At the request of the Acting City Manager (speaking on behalf of Alderman Richard Grant), Council agreed to add:

**20.3 1985 Ford Van - Disposition**

The agenda, as amended, was approved on a motion by Deputy Mayor Leiper, seconded by Alderman Flynn.

**Presentation of Retirement Scroll:  
Mr. Ronald Brown, Halifax Fire Department**

His Worship Mayor Ron Wallace presented Mr. Ronald Brown, a 30-year veteran of the Halifax Fire Department, with a retirement scroll on behalf of all members of Council and the City of Halifax. In his remarks, His Worship acknowledged the presence in the public gallery of Mr. Brown's wife and two daughters, and wished Mr. and Mrs. Brown many happy years of retirement.

Fire Chief Thomas Power described Mr. Brown as a dedicated and very able member of the Halifax Fire Department, and joined Mayor Wallace in wishing him a long and happy retirement.

Alderman Hanson presented Mrs. Brown with a floral corsage in honor of the occasion.

**DEFERRED ITEMS**

**Case No. 5903: Mainland South Holding Zone**

This matter had been deferred from a regular meeting of Council held on Thursday, 30 November 1989, pending receipt of further information from staff.

A staff report, dated 11 December 1989, was submitted.

In the absence of Alderman Richard Grant, it was moved by Alderman Jeffrey, seconded by Alderman Fitzgerald that the matter be deferred to the next regular meeting of Halifax City Council scheduled for Thursday, 11 January 1990.

The motion to defer was put and passed.



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Ordinance No. 12, Camp Hill Cemetery

This matter had been deferred from a regular meeting of Council held on Thursday, 28 September 1989, pending receipt of further information from staff.

An Information Report, dated 30 November 1989, was submitted.

Indicating that he felt the recommendations concerning the Camp Hill Cemetery (open hours) to be unacceptable, Alderman Fitzgerald moved, seconded by Alderman Deborah Grant that the matter be deferred to the next regular meeting of Committee of the Whole Council scheduled for Wednesday, 3 January 1989, with a request that a further staff report be submitted containing a "more acceptable" proposal.

The motion to defer was put and passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on Wednesday, 6 December 1989, as follows:

Bingo License - Halifax Forum

MOVED by Alderman Jeffrey, seconded by Alderman Pottie that, as recommended by the Finance and Executive Committee, Halifax City Council request the Nova Scotia Lottery Commission to reconsider the application for a bingo license previously submitted by the Halifax Forum Commission; and further, that if this application is again refused, the reasons for that refusal be forwarded to the City in writing.

The motion was put and passed.

Interest on Unpaid Taxes

MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, Council approve an increase in interest charges on past due taxes to 24 percent (2 percent per month) for the period until the next tax billing falls due.

The motion was put and passed.

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Tender #89-168: One 1990 Model Station Wagon

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, Tender #89-168 for one 1990 Model station wagon be awarded to Bob McDonald Chev Olds Ltd., the lowest bidder meeting specifications, for a total bid price of \$20,031.00 (funds to be made available from Account Number 126104.X1730, "Motor Equipment - Equipment Reserve").

The motion was put and passed.

Current Borrowing Resolution

MOVED by Alderman Flynn, seconded by Alderman Stone that, as recommended by the Finance and Executive Committee, the Mayor and City Clerk be authorized to sign the current borrowing resolution (attached to the staff report of 16 November 1989) in the sum of \$7,000,000 for the period 1 January 1990 to 30 June 1990, in accordance with Section 213 of the Halifax City Charter.

The motion was put and passed.

Acquisition of Civic No. 436 Herring Cove Road

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Civic No. 436 Herring Cove Road be acquired from Mrs. Ethel Theriault for \$99,000 as settlement in full (funds to be made available in Account No. CJ012, the Herring Cove Road Widening Account).

The motion was put and passed.

Acquisition of Parcels H-173 and H-174,  
Civic No. 474 Herring Cove Road

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Parcels H-173 and H-174 (Civic No. 474 Herring Cove Road), as shown on Plan No. TT-41-29908 attached to the staff report of 17 November 1989, be acquired from D & D Construction Limited for \$3,673 (funds to be made available

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from Account No. CJ012, the Herring Cove Road Widening Account).

The motion was put and passed.

Acquisition of Civic Nos. 438 and 440 Herring Cove Road

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Leiper that, as recommended by the Finance and Executive Committee, Civic Nos. 438 and 440 Herring Cove Road be acquired from Mrs. Emmaline Juteau for \$160,000 as settlement in full (funds to be made available from Account No. CJ012, the Herring Cove Road Widening Account).

The motion was put and passed.

Acquisition of Civic No. 2543 Barrington Street

MOVED by Alderman Downey, seconded by Fitzgerald that, as recommended by the Finance and Executive Committee, Civic No. 2543 Barrington Street be acquired from J. R. Clarke and Associates for \$350,000 (funds to be made available from Account No. CK019, the Sundry Land Acquisition Account).

The motion was put and passed.

Private Day Care Centres

Following is the recommendation from the 6 December meeting of the Finance and Executive Committee:

That the Acting City Manager be requested to investigate the circumstances surrounding Council's resolution of 26 January 1984 (namely, the reason why the Province of Nova Scotia opted at that time not to act on the City's recommendation that private day care centres be reassessed at residential rates, as well as information as to where the matter now stands; and further, that the Federal Government and in particular the Federal members of Parliament who represent the City of Halifax be queried as to why they have chosen not to support the subsidization of day care centres.

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Referring to the 6 December recommendation, Deputy Mayor Leiper suggested that the wording be changed slightly to take into consideration that ~~neither~~ <sup>ONLY ONE</sup> of the Halifax MP's are members of the Federal party in power. SEE COUNCIL QUESTION FEB 15/90 E.K.

It was therefore moved by Alderman Jeffrey, seconded by Alderman Hanson that the Acting City Manager be requested to investigate the circumstances surrounding Council's resolution of 26 January 1984 (namely, the reason why the Province of Nova Scotia opted at that time not to act on the City's recommendation that private day care centres be reassessed at residential rates, as well as information as to where the matter now stands); and further, that the Members of Parliament for the City of Halifax be requested to question the Federal Government as to why it has chosen not to support the subsidization of day care centres.

The motion was put and passed.

**Buskers Festival - Issuance of Performance/Vendor Licenses: Designated Performance Sites**

Following is the recommendation from the 6 December meeting of the Finance and Executive Committee:

That the Director of Finance provide a report on the audited financial statement of the Halifax Buskers Festival 1989; and further, that the Solicitor for the Streets Committee give a ruling on what can be done in order to limit the number of licensed performers on various street corners.

A staff report, dated 13 December 1989, was submitted.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that Council rationalize the release of the balance of \$2,500 for 1989 on the basis that the commitment to hold the Buskers Festival in 1989 was honored and that the anticipated results were achieved; and further, that Council examine the Festival in the light of the recommendations from the Director of Tourism for 1990.

The motion was put and passed.

**Proposed Operating Budget for 1990 (Ordinance Number 181) - Spring Garden Road Business Improvement District Commission**

Following is the recommendation from the 6 December meeting of the Finance and Executive Committee:

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That this matter be referred to staff for a report to Council.

On the recommendation of the Acting City Manager, who noted that the 1990 budget submission from the Barrington Street BIDC will be forthcoming, it was moved by Alderman Downey, seconded by Alderman Fitzgerald that the matter be deferred to the next regular meeting of Committee of the Whole Council scheduled for Wednesday, 3 January 1990.

The motion to defer was put and passed.

#### Continuing Expenditures in 1990 Social Planning Sundries

MOVED by Alderman Fitzgerald, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, permission be granted to expend the regular monthly funds in January and February 1990 (or until the 1990 budget is approved) to agencies normally receiving funding on a monthly basis through the Social Planning Sundries Accounts H0210, H0220 and N010.

The motion was put and passed.

#### Acquisition of Parcel H-153, Civic No. 455 Herring Cove Road

MOVED by Alderman Hanson, seconded by Alderman Stone that, as recommended by the Finance and Executive Committee, Parcel H-153 (Civic No. 455 Herring Cove Road), as shown on Plan No. TT-41-29891 attached to the staff report of 29 November 1989, be acquired from Eric T. and Sharon L. Calnen for \$3,900 as settlement in full (funds to be made available in Account No. CJ012, the Herring Cove Road Widening Account).

The motion was put and passed.

#### Bloomfield Centre - Letter from Mr. Shaun McCormick

MOVED by Alderman O'Malley, seconded by Alderman Fitzgerald that, as recommended by the Finance and Executive Committee, the letter dated 23 November 1989 from Mr. Shaun McCormick, Chairman of the Peer Partnership Resource Centre, be forwarded to the Bloomfield Centre Board for its consideration.

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In putting forward this motion, Alderman O'Malley advised that it was her understanding that this correspondence had already been received by the Bloomfield Centre Board so that tonight's motion could be deemed to be a mere formality.

The motion was put and passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on 6 December 1989 as follows:

Replacement of Fire Apparatus

MOVED by Alderman Flynn, seconded by Alderman Stone that, as recommended by the Safety Committee:

- 1) authority be granted to purchase a replacement Snorkel unit (as outlined in the staff report dated 4 December 1989) at a maximum price of US\$369,000 (C\$431,730 approx.), FOB destination, Halifax Fire Department, 5663 West Street;
- 2) all duties, taxes, and other charges to be included where applicable in the aforementioned price and delivery to Halifax will be on or before 31 December 1989;
- 3) this unit will be subject to inspection and compliance to Standards by Warnock Hersey after receipt and before payment; and
- 4) funds to be made available in the "Equipment Replacement Account."

Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL,  
BOARDS AND COMMISSIONS

Motion - Alderman Jeffrey: Amendment to Ordinance 116,  
The Taxi Ordinance - Rate Schedule - SECOND READING

FIRST READING with regard to the proposed amendment to Ordinance 116 was given by Alderman Jeffrey during a regular meeting of City Council held on Thursday, 30 November 1989.

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This matter was last considered at the 6 December 1989 Committee of the Whole Council meeting.

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Leiper that City Council give SECOND READING to the following amendments proposed to Ordinance 116, the Taxi Ordinance (as outlined in the report from the Halifax Taxi Commission dated 8 November 1989:

- 1) that in the current Rate Schedule, located on p. 14 of Ordinance 116, the Hourly Driving Rate be amended by deleting the word "fifteen" in the second line thereof and replacing it with the words "twenty-five";
- 2) that the current Rate Schedule be amended by striking out the following words and figures, found at the end of this schedule: "The above rates will be in effect as of September 1, 1988;"
- 3) that the expired Rate Schedule, located on p. 13 of Ordinance 116, be deleted in its entirety.

Motion passed.

Report - Committee on the Concerns of the Aging Re:  
Income Level - Canada Assistance Plan

A report dated 14 December 1989 from the Chairman of the Committee on the Concerns of the Aging was submitted. A letter dated 5 December 1989 from the Chairman of the Committee on the Concerns of the Aging to the Federal Minister of Seniors Affairs was also submitted.

MOVED by Alderman Fitzgerald, seconded by Alderman D. Grant that the letter dated 5 December 1989 from the Committee on the Concerns of the Aging to the Federal Minister of Seniors Affairs be endorsed and that the forwarding of the letter to the Honourable Monique Vezina, Federal Minister of Seniors Affairs be authorized; with copies to Mary C. Clancy, MP, Halifax; Ron MacDonald, MP, Dartmouth; Nova Scotia Federation of Pensioners Concerned; and Canadian Pensioners Concerned.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on Wednesday, 6 December 1989, as follows:

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Case No. 5822: Chebucto/North/Elm: Future Land Use Bylaw

An information report dated 13 December 1989 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Fitzgerald that, this matter be deferred to the 11 January 1990 meeting of City Council pending a legal resolution on the amendment approved by the Planning Advisory Committee to amend the Generalized Future Land Use Map in the area of North and Elm Streets along Chebucto Road.

Motion passed.

Case No. 5829: Petition to Rezone an Area Between South Bland Street and Young Avenue from R-2A (General Residential Conversion and Townhouse) Zone to R-2 (General Residential) Zone - SET DATE FOR PUBLIC HEARING

An information report dated 13 December 1989 was submitted.

Following a short questioning of staff, it was MOVED by Alderman D. Grant, seconded by Alderman Fitzgerald that this matter be deferred to the meeting of City Council scheduled for 11 January 1990 pending receipt from City staff on the legal resolution on a Plan amendment to allow the R-2 Zone to be utilized in the South End Plan area and concurrently rezone the study area to R-2 with no provisions for R-2A development.

Motion passed.

Case No. 5947: Development Agreement - 6163 Lawrence Street

MOVED by Alderman Meagher, seconded by Alderman O'Malley that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for a development agreement, pursuant to Section 83 of the Land Use Bylaw, for the property at 6163 Lawrence Street.

Motion passed.

The City Clerk advised that the date for the hearing would be set for Wednesday, 7 February 1990, 7:30 p.m., in the Council Chamber.



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T.U.N.S. Relocation - Feasibility Study

MOVED by Alderman Fitzgerald, seconded by Alderman D. Grant that City Council and the City's Planning Department encourage a feasibility study for the expansion or renovation at the present campus or for the Hi-Tech Research and Business Park at Ragged Lake.

Motion passed.

Alderman Fitzgerald addressed the matter and noted that it was not necessary to proceed with the first part of the City Planning Committee's recommendation owing to the fact that the decision was made not to undertake a feasibility study for the relocation of T.U.N.S. to the site bounded by LeMarchant Street, University Avenue, Coburg Road, and Robie Street. Alderman Fitzgerald went on to congratulate Dr. Adams, T.U.N.S., and Dr. Clark, Dalhousie University, for taking such a very quick decisive action which alleviated a lot of problems for the citizens in this area.

MISCELLANEOUS BUSINESS

McCully House - Interim Work

A supplementary staff report dated 6 December 1989 was submitted.

MOVED by Alderman Downey, seconded by Alderman D. Grant that Council authorize the payment of \$7,574.77 to Mac Construction Services for work on the exterior restoration of McCully House, with funds to be drawn from the Heritage Fund.

Motion passed.

QUESTIONS

Question Deputy Mayor Leiper Re: Sherman Zwicker,  
Director of U.N.S.M.

Deputy Mayor Leiper noted that all members of Council had received notification this week that Sherman Zwicker, Director of U.N.S.M., has suffered a mild heart attack. The Deputy Mayor asked that flowers be sent to Mr. Zwicker from City Council, to which Council agreed.

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Question Alderman Jeffrey Re: Zero Tolerance

Alderman Jeffrey referred to a recent question raised by Alderman Downey with respect to the recent remarks made by the Chief of Police regarding zero tolerance. He noted that Alderman Downey had indicated at that time that it was his understanding that zero tolerance was to be carried out throughout the whole City and that all citizens of the City of Halifax were to be protected.

Alderman Jeffrey went on to advise that he had a similar concern. He noted that he had received a number of calls lately from residents in the Springvale Fairmount Subdivision area requesting more visibility of police cruisers in this area. Alderman Jeffrey expressed the concern that the high rate of break and enters and theft to vehicles seems to have risen drastically in this area. The Alderman referred to a recent newspaper reporting that a paraplegic's wheel chair had been stolen from her car. Alderman Jeffrey asked that the Chief of Police investigate the possibility of increasing police visibility in this area and also for the Chief to provide him with an indication of the number of break and enters and theft in this area during the last year. Alderman Jeffrey further asked to be provided with the name and address of the paraplegic who had her car broken into.

Question Alderman Jeffrey Re: Recipients of City Grants

Alderman Jeffrey noted that he asked a question sometime ago pertaining to the number of recipients of City grants. Alderman Jeffrey noted that he had asked for a list of not only the grants approved by Halifax City Council but also for a list of gifts, etc. given out from all departments within the City.

Question Alderman O'Malley Re: Surveying along  
Barrington Street

Alderman O'Malley noted that she had received a number of calls from residents who live along the northern side of Barrington Street. She reported that these residents are concerned about the surveying by City staff in their driveways. Alderman O'Malley asked for a report on this matter.

Question Alderman O'Malley Re: Telephone Survey -  
Bloomfield Centre

Alderman O'Malley noted that she had asked a question at the City Council of November 30 regarding the distribution of the telephone survey for the Bloomfield

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Centre and the unexplained withdrawal of the information. Alderman O'Malley noted that she had received a memo from Alderman Flynn on the matter, but she was also requesting that a written report be circulated to members of Council.

Question Alderman Meagher Re: Applications - Fire Department

Alderman Meagher noted that he had received a number of calls from persons who had applied for the Fire Department but had their applications denied because they did not meet the educational requirements. The Alderman asked for a report from the Fire Chief outlining the number of people rejected because they did not have a complete Grade XII and an indication of whether or not it would be possible for these people to write the exam.

8:45 p.m. His Worship Mayor Wallace retired from the meeting with Deputy Mayor Leiper assuming the seat of the Chair.

Question Alderman Meagher Re: Driveway - Chebucto Road

Alderman Meagher noted that he had attempted some time ago to have a driveway provided for a gentleman on Chebucto Road. He noted that it was his understanding that the Development and Planning Department and the Engineering and Works Department were working on a report that would be more favourable to those persons in the old part of the City. The Alderman indicated that it was his hope to receive that report early in 1990.

Question Alderman Meagher Re: Hope Cottage

Alderman Meagher asked that His Worship Mayor Wallace write a letter to the St. Vincent de Paul Society of Halifax thanking them for the work they have done in the community. He went on to refer to their recent report concerning Hope Cottage which states that in 1988, they provided approximately 50,000 meals to Hope Cottage and had provided approximately \$93,000 worth of funds to run this operation.

Question Alderman D. Grant Re: Dalhousie Swim Team's  
Chauffeur Service

Alderman D. Grant referred to a recent newspaper article which reported that the Dalhousie Swim Team provided a service on New Years Eve called "Operation Red Nose". She noted that this was a free private chauffeur service and

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asked that a letter be sent to the team commending them for their action in this regard.

Question Alderman D. Grant Re: "Ice" Drug

Alderman D. Grant noted that she had read with some alarm about the problem in the community with respect to the new drug called "Ice". She explained that the Chief of Police had talked about the difficulty in that his department could not charge people in possession of this drug because it is not an illegal one. Alderman D. Grant asked for a report from the Chief of Police and the Legal Department outlining some measures Council could possibly take in order to make this drug illegal. Alderman D. Grant asked that her question also be forwarded to the Task Force on Drugs.

Question Alderman Fitzgerald Re: Status of Saint Mary's Boat Club

Alderman Fitzgerald asked for a report on the status of the Saint Mary's Boat Club.

Question Alderman Fitzgerald Re: Senior Citizen Housing

Alderman Fitzgerald noted that he had asked for a report some time ago on possible sites for senior citizen housing. The Alderman questioned when this report might be available.

Question Alderman Fitzgerald Re: University Avenue to Coburg Road Streetscapes

Alderman Fitzgerald asked that the Heritage Advisory Committee study the streetscapes between University Avenue and Coburg Road. The Alderman made particular reference to Henry and Edward Streets.

8:40 p.m. His Worship Mayor Wallace returns to the meeting with Deputy Mayor Leiper assuming her usual seat in Council.

NOTICES OF MOTION

Notice of Motion Alderman Jeffrey Re: Ordinance 116  
The Taxi Ordinance

Alderman Jeffrey gave notice of motion that at the next regular meeting of Halifax City Council, scheduled for

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Thursday, 11 January 1990, he proposes to introduce a motion to amend City of Halifax Ordinance 116, the Taxi Ordinance, in order to incorporate the regulation of limousine services.

Notice of Motion Alderman Jeffrey Re: Procedure for Hiring of City Manager

Alderman Jeffrey gave notice of motion that at the next regular meeting of City Council, scheduled for Thursday, 11 January 1990, he proposes to introduce a motion to establish a procedure to follow for the hiring of a new City Manager.

Notice of Motion Alderman Jeffrey Re: Motion of Rescission

Alderman Jeffrey gave notice of motion that at the next regular meeting of City Council, scheduled for Thursday, 11 January 1990, he proposes to move that the 28 April 1983 Motion of City Council as follows be rescinded:

"Moved by Alderman O'Malley, seconded by Alderman Nolan, as recommended by the Committee of the Whole Council, that when required to select candidates to fill the position of the City Manger, Council appoint a special search committee of Council, composed of the Mayor and three Aldermen. Alderman Grant addressed the matter and suggested that the special search Committee refer the three candidates for the position to be considered by all Council members."

ADDED ITEMS

Pollution Control Charge - Rate Setting

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

A staff report dated 14 December 1989 was submitted.

MOVED by Alderman Flynn, seconded by Alderman Fitzgerald that Council request the Minister to extend the rate setting time for the Pollution Control Charge, as provided under Section 594 of the Halifax City Charter to 28 February 1990, for the 1990 year.

Motion passed.

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Downtown Halifax Business Improvement District Commission -  
1990 Budget

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

A staff report dated 12 December 1989 was submitted.

It was agreed that this matter be deferred to the next Committee of the Whole Council meeting scheduled for 3 January 1990 in conjunction with the proposed Operating budget for the Spring Garden Road Business Improvement District Commission.

1985 Ford Van Disposition (Alderman R. Grant)

This matter was added to the agenda on behalf of Alderman R. Grant by the Acting City Manager.

Alderman Flynn addressed the matter in the absence of Alderman R. Grant. He noted that the tender for the 1985 Ford Van EV210 has not come before Council yet but noted that a letter was received from the Halifax County Municipality requesting that they be given some consideration if that van does come to tender.

The Chairman advised that staff have been in touch with Halifax County respecting this matter.

9:00 p.m. There being no further business to discuss, the meeting adjourned.

HIS WORSHIP MAYOR WALLACE  
AND  
DEPUTY MAYOR LEIPER  
CHAIRMEN

EDWARD A. KERR  
CITY CLERK

K\*MMD

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