

**CITY COUNCIL
MINUTES**

Council Chamber
City Hall
Halifax, Nova Scotia
14 June 1990
8:00 P.M.

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

The meeting was called to order with members of Council and those present in the public gallery joining His Worship the Mayor in the recitation of the Lord's Prayer.

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

ALSO PRESENT: Mr. D. F. Murphy, Q. C., City Manager; Mr. Barry Allen, Acting City Solicitor; Ms. Margaret MacDonell, Acting City Clerk; and other members of City staff.

Proclamation - Access Awareness Week

His Worship addressed Council and advised that this week, 10 - 16 June, had been declared National Access Awareness Week. He added that, as a way of letting people know of the services which were available to people with disabilities, Council arranged for part of this Council meeting to be "signed" by an interpreter and, as well, tonight's Council agendas had been printed in Braille.

His Worship advised that National Access Awareness Week was an opportunity for all Canadians to look at their community and work at improving access for all people with disabilities. In reference to the City's progress on accessibility, His Worship noted that the City now has an Access Committee and he introduced the members of the Committee, sitting in the public gallery, to Council. His Worship, referring to the information report dated 5 June 1990 on City accessibility, noted that the City, as such, has provided curb cuts; intersections with audible traffic signals; and a library system with a large number of books specially designed for the visually and hearing impaired.

In closing, His Worship requested members of Council to support a request that staff develop an access policy for the City in order that the City become accessible, where possible, for all its citizens.

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MOVED by Alderman Fitzgerald, seconded by Alderman Downey that staff develop a City policy on Accessibility to make the City more accessible for all its citizens.

Alderman Hanson addressed the matter and advised that, as an employee of MT & T, he has worked closely with the MT & T's Special Needs Centre. He indicated that the people involved with the Centre were very dedicated and contribute greatly in their efforts to improve the quality of life of disabled people.

Motion carried.

His Worship then requested Mr. Charles MacDonald, a member of the Access Awareness Committee, to address Council.

Mr. Charles MacDonald, accompanied by his seeing eye dog, "Sukey", addressed Council. Mr. MacDonald congratulated Council on its efforts to improve City accessibility, and he advised that he was very pleased to have the opportunity to serve on the Access Committee.

MINUTES

Minutes of the special meeting of Halifax City Council held on Wednesday, 23 May 1990 and of a regular meeting held on Thursday 31 May 1990 were approved on a motion by Alderman Stone, seconded by Alderman O'Malley.

APPROVAL OF THE ORDER OF BUSINESS,
ADDITIONS AND DELETIONS

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

20.1 Report - PAC Re: Case No. 6081: Pepperell Street Parking Lots

20.2 Tax Concessions and Grants Committee Recommendation - Centennial Arena Commission

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

17.1 Appointments

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

20.3 Public Gardens Legislation

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

Special Presentation - Deputy Mayor Ducharme

Deputy Mayor Ducharme addressed Council and advised that on Saturday, June 9, 1990, on behalf of the City of Halifax, she attended a special event held at the Nova Scotia Hospital in support of a program called, "Pet Therapy". She indicated that this program promotes a sense of responsibility for emotionally disturbed adolescents by encouraging them to adopt a pet and care for it.

Deputy Mayor Ducharme advised that Halifax and Dartmouth were challenged to bring along a pet which would best exemplify their City, and thus, she brought her dog "Toby" along. The Deputy Mayor advised that the Judges chose to give the trophy for the Nova Scotia Hospital Metro Mutt of the Year to the City of Halifax.

In presenting the award, His Worship expressed his appreciation to the Deputy Mayor for participating in this event on behalf of the City.

DEFERRED ITEMS

Supplementary Report - Case No. 6060: Rezoning from R-2 to R-2P, 24-26 Melrose Avenue

This matter was deferred from a regular meeting of Halifax City Council held on Thursday, 31 May 1990.

A supplementary staff report, dated 7 June 1990, was submitted.

Alderman Jeffrey addressed the matter, and referring to the supplementary staff report, asked what time period would be established to have the property revert to its legal use.

In response to the Alderman's question, the City Manager advised that in this situation, staff would discuss this with the property owner and work out a time frame that would be acceptable to both.

MOVED by Alderman Jeffrey, seconded by Alderman Fitzgerald that this matter be deferred to the next regular meeting of City Council, scheduled for Thursday, 28 June 1990, and in the interim, staff and the property owner meet and establish an acceptable time frame for reverting the property to its legal use.

Motion carried.

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Case No. 5275: Amendments to Development Agreement -
Spring Garden Place, Phase II

This matter was discussed at the last meeting of City Council held on 31 May 1990.

Alderman Grant addressed the matter and advised that he had requested that this item be on the agenda because the minutes of the regular Council meeting of Thursday, 31 May 1990, did not accurately reflect his intended amendment to the motion on this matter as Dresden Row was not included in the amendment.

It was, therefore, MOVED by Alderman Grant, seconded by Alderman Pottie that the amendments to the Spring Garden Place, Phase II development agreement, as proposed by staff in their report of 26 March 1990, be approved, and that the developer be given the option of permitting commercial use in all but 12 of the condominium units on Clyde Street, Brenton Street, and Dresden Row.

Motion carried with Alderman Stone abstaining and Aldermen Downey and Fitzgerald voting against.

PETITIONS AND DELEGATIONS

Petition Alderman Downey Re: Prostitution

Alderman Downey submitted a petition prepared by the residents of Waterfront Place, 120-1326 Lower Water Street, with a total of 103 signatures asking the Halifax Police Department to investigate the problem of prostitutes and their "managers" gathering under the windows of Waterfront Place.

MOVED by Alderman Downey, seconded by Alderman Fitzgerald that the Chief of Police respond as soon as possible to the problem of prostitutes gathering under the windows of Waterfront Place.

Motion carried.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on Wednesday, 11 June 1990.

Tipping Charges/Hours of Operation at Transfer Station

Alderman O'Malley addressed Council and briefly reviewed the concerns by Reverend Rod MacAuley on behalf of the

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Brunswick Street United Church and Mr. Allen Heffler, representing the Convoy Estates Condominium Corporation, which were expressed at the 11 June 1990 meeting of the Committee of the Whole Council. Alderman O'Malley reemphasized the point that condominiums are individual homes and that the owners of these units pay residential taxes the same as individual homeowners but that condominium owners, in many cases, did not receive the same services, specifically in the area of garbage removal.

Alderman O'Malley expressed concern that, at a recent meeting of the Metropolitan Authority, a request for extended hours at the transfer station was not accepted and that the Metropolitan Authority passed a motion endorsing the existing hours. She noted that Alderman Pottie was the only Board Member who voted against this motion.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the matter of tipping fees be referred to staff for a report addressing the concerns raised at the Committee of the Whole Council meeting with respect to charging the tipping fee to charitable groups, non-profitable organizations, and condominium corporations.

Alderman Fitzgerald addressed the matter and expressed concern that the Metropolitan Authority has not agreed to extend the operating hours of the transfer station. He suggested that Council take some action to permit the citizens of Halifax to dump garbage between 5:00 and 9:00 p.m.

Alderman Jeffrey advised that he has received a number of calls on the operating hours of the transfer station. He added that he was also informed that some garbage trucks that cannot get to the transfer station before it closes were leaving the trucks on City Streets and in backyards overnight and that this was creating very unsanitary conditions.

Regarding condominium fees, Alderman Jeffrey indicated that, in his opinion, this was a type of double taxation for these people and that it was unfair because they were being deprived of services that they are paying for.

Alderman Pottie expressed his disappointment that the Metropolitan Authority did not agree to extended operating hours at the transfer station and he asked that the City Manager provide Council with information regarding other directions Council could take on this matter.

Alderman Downey requested that Alderman O'Malley's motion include that the City of Halifax issue an identification sticker to the Brunswick Street United Church which would permit the fee to be waived when the Church dumps its unusable clothing at the transfer station.

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A discussion ensued regarding the Metropolitan Authority's reasons for endorsing the existing hours at the transfer station with His Worship advising (and it was so agreed) that he would request the Metropolitan Authority to forward their complete statement as to the difficulties which would be encountered in keeping the transfer station open after 5:00 p.m. It was agreed that the matter would be brought forward at the next Committee of the Whole Council meeting scheduled for June 20.

Deputy Mayor Ducharme indicated her concern about the condominium fees. She suggested that the Metropolitan Authority should be informed that condominium fees were not only a concern to the City of Dartmouth but were also a concern to the City of Halifax.

Deputy Mayor Ducharme also pointed out that Halifax's recycling initiatives had been stalled because the Metropolitan Authority asked Council to delay its recycling program until the report from the Waste Management Advisory Committee was put forth. She noted that, to date, she has not seen any information with respect to this report.

Alderman Fitzgerald suggested that Council endorse the idea of extended operating hours at the transfer station for a trial period of one month.

Based on the forgoing, the following amendments were moved by Alderman O'Malley, seconded by Alderman Fitzgerald:

1. The City of Halifax grant identification stickers to the Brunswick Street United Church to permit the Church to dump unusable clothing without a fee.
2. Council inform the Metropolitan Authority that the City of Halifax is very concerned about the situation that Condominium owners find themselves in with respect to tipping fees.
3. The City, for a one month trial period, employ an extra person at the transfer station in order that its operating hours could be extended.

The amendments to the motion were put and passed.

The original motion, as amended, was put and passed.

Expropriation Settlement - Civic No. 403, Herring Cove Road

MOVED by Alderman Grant, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, \$74,000 be paid as settlement in full for the acquisition of 403 Herring Cove Road, and compensation for the expropriation

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of Parcel H-139 with the exception of compensation for legal and appraisal costs.

Motion carried.

Expropriation Settlement - Service Easement SE-M, Lot RX, Bedford Highway

MOVED by Alderman Stone, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, the expropriation of Service Easement SE-M as shown on Plan No. TT-42-29947 be settled with the owners, Mr. Steven and Mrs. Houda Metlege for \$4,502.39. Funds are available in Account No. DB014, the Capital Account for the project.

Motion carried.

Gottingen Street (a) 1990-91 Mainstreet Project/
(b) funding for Additional Summer Activities

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

A supplementary staff report, dated 13 June 1990, was submitted.

MOVED by Alderman Downey, seconded by Alderman Meagher that Council:

1. Generally support the application submitted by the Business Improvement District Committee under the name "Uptown Connection" for cost-sharing for the second year of a major promotional project, outlined in (2) below, and authorize a City contribution of \$68,000.
2. Details of the promotional project are generally set out in a report dated 29 May 1990, under the subheading "Mainstreet Project I", except that the Summer Journalism Internship component at a cost of \$15,000 is deleted and replaced by Casino Theatre Summer Arts program, as detailed in a report dated 4 June, at a cost of \$13,000.

Uptown Festival	\$ 12,000.00
Casino Theatre Summer Arts Program	\$ 13,000.00
Community Heritage	\$ 15,000.00
Artists-in-Residence	\$ 31,000.00
STREETsmART II	\$ 40,000.00

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of the Province, had been passed unanimously by all four municipalities.

At 9:25 His Worship retired from the meeting, with the Deputy Mayor assuming the Chair.

Spring Garden Road Business Improvement
District Commission - Budget

This matter was forwarded to Council without recommendation, pending receipt of further information from staff.

An information report dated 13 June 1990 was submitted.

MOVED by Alderman Downey, seconded by Alderman Fitzgerald that City Council approve the reduced budget of \$100,000 for the 1990 year for the Spring Garden Road Area Business Improvement District Commission and authorize a collection formula of 10 percent from Realty with a cap of \$2,500 (Realty and Business Occupancy) and 90 percent from Business Occupancy, minimum of \$10 for any account, with area rates as follows:

Commercial rate	0.0117
Business occupancy	0.2748

Motion passed.

Appeal Division of the Supreme Court

This matter was forwarded to Council without recommendation.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that City Council adopt the Social Assistance policy changes as outlined in the policy statement attached to the staff report of 5 June 1990.

Motion passed.

Gottingen Street Mainstreet - Funding for
Additional Summer Activities

This item was dealt with under agenda item 10.4 "Gottingen Street - 1990-91 Mainstreet Project".

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Purchase of City-Owned Lands - Mr. Donald Knox

MOVED by Alderman Pottie, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, the City sell the portion of Parcel #1 (designated Lot "B" on Schedule "B" attached to the staff report of 5 June 1990) to Mr. and Mrs. Donald Knox for \$5.85 per sq. ft. with the final price being subject to the completed survey.

Motion passed.

Authorization of Expenditures from the Heritage Fund

MOVED by Alderman Fitzgerald, seconded by Alderman Pottie that, as recommended by the Finance and Executive Committee, Council authorize withdrawals from the Heritage Reserve Fund in the following amounts:

- (a) \$14,000.00 for the second phase of the heritage plaquing program;
- (b) \$200,000.00 for the restoration of McCully House, on the understanding that \$100,000.00 of that amount is to be reimbursed by the Province of Nova Scotia.

Motion passed.

File #0847 - McBee Transaction Cards

MOVED by Alderman Stone, seconded by Alderman O'Malley that, as recommended by the Finance and Executive Committee, with reference to File #0847, authority be granted to purchase 100,000 transaction cards from the McBee Company, the sole vendor, in the amount of \$13,189.10 (funds to be made available in Account Number 225301.GA005.20600, titled Mainland North Branch Library - Office Supplies).

Motion passed.

Current Borrowing Resolution

MOVED by Alderman Stone, seconded by Alderman Pottie 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 dated 7 June 1990) in the sum of \$7,000,000.00 for the period 1 July 1990 to 31 December 1990, in accordance with Section 213 of the Halifax City Charter.

Motion passed.

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REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on Monday, 11 June 1990 as follows:

Award of Tender #90-11: Sidewalk Renewals

*Rescinded - City Council
of 18 July 1990.
-K.*

MOVED by Alderman Downey, seconded by Alderman O'Malley that, as recommended by the Committee on Works, Council award Tender #90-11 for the following sidewalk renewals to King Nova Concrete for a bid price of \$59,519.60 and a total project cost of \$72,000.00:

- a) Uniacke Street (S) - Gottingen to Brunswick
(funds to be made available from Account No. CB621)
- b) Uniacke Street (N) - Gottingen to Brunswick
(funds to be made available from Account No. CB622)
- c) Cornwallis Street (S) - Brunswick to Barrington
(funds to be made available from Account No. CB631)

The motion was put and passed.

Award of Tender #90-13: Old Sambro Road - New Sidewalk (Herring Cove Road to Northwest Arm Drive)

MOVED by Alderman Richard Grant, seconded by Alderman Hanson that, as recommended by the Committee on Works, Tender #90-13 for a new sidewalk on Old Sambro Road (Herring Cove Road to Northwest Arm Drive) be awarded to G. & R. Kelly Enterprises Limited for a tender price of \$33,546.00 and a total project cost of \$40,000.00 (funds to be made available in Account No. CA134 with an amount of \$17,000 to be transferred from Account No. CA400 for this purpose).

The motion was put and passed.

Award of Tender #90-22: Sidewalk Renewals

MOVED by Alderman Pottie, seconded by Alderman O'Malley that, as recommended by the Committee on Works, Tender #90-22 (sidewalk renewals) be awarded for a total combined cost of \$165,000.00 as follows:

- 1(a). Almon Street (N) - Connolly to Oxford
- 1(b). Connolly Street (W) - Vienna to Berlin
- 2(a). Windsor Street (W) - Liverpool to London
- 2(b). London Street (S) - Dublin to Oxford

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To Standard Paving Maritime Limited for a tender price of \$99,890.00 and a total project cost of \$120,000.00 (funds to be made available in Account Numbers CB550, CB565, CB627, and CB583 respectively);

- 3(a). MacDonald Street (E) - Churchill to Blink Bonnie
- (b). Mumford Road (W) - Chebucto to Leppert

To G. & R. Kelly Enterprises Limited at a tender price of \$36,806.60 and a total project cost of \$45,000.00 (funds to be made available from Account Numbers CB584 and CB588 respectively).

The motion was put and passed.

Award of Tender #90-41: Surface Sealing of Paved Streets

MOVED by Alderman Stone, seconded by Alderman Downey that, as recommended by the Committee on Works and with reference to Tender #90-41:

- 1) City Council approve the streets program proposed by the Engineering and Works Department, as shown in Appendices "A" and "B" of the 29 May 1990 staff report, and funded in the 1990 Approved Operating Budget;
- 2) authority be granted to award Tender #90-41 to Atlantic Colas Limited for the unit prices quoted; and
- 3) authority be granted to proceed with the surface sealing of the indicated streets until the allocated funds of \$110,000.00 in Account Number D1626 have been expended.

The motion was put and passed.

Award of Tender #90-43: Cracksealing Streets

MOVED by Alderman Downey, seconded by Alderman Stone that, as recommended by the Committee on Works, City Council award Tender #90-43 to Eastern Cracksealing Limited for the unit prices quoted (\$0.83 per meter) until the allocated funds of \$60,000.00 in Account Number D1626 have been expended.

The motion was put and passed.

File #910274 - Pool Chemicals

MOVED by Alderman Stone, seconded by Alderman Fitzgerald that, as recommended by the Committee on Works, authority be granted to purchase pool chemicals on an as-and-when-required basis from Atlantic Chemical and Supply Limited,

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the lowest bidder meeting specifications, for a tendered price of \$38,210.55.

The motion was put and passed.

Replacement of Sods

This matter had been forwarded without recommendation from the 11 June meeting of the Committee on Works at the request of Alderman Meagher.

It was moved by Alderman Meagher, seconded by Alderman Downey that the City of Halifax undertake to replace the sods at Civic Nos. 6108 and 6112 Willow Street as quickly as possible.

A discussion ensued with Alderman Fitzgerald expressing his personal concern regarding a motion that is intended to address this problem on a site-specific basis, emphasizing that, in his opinion, such action should be postponed until Council has considered a City-wide policy on sod replacement.

9:30 p.m. - His Worship Mayor Wallace returns to the meeting, with Deputy Mayor Ducharme resuming her usual seat on Council.

Deputy Mayor Ducharme concurred with Alderman Fitzgerald's remarks, and MOVED, seconded by Alderman Fitzgerald that the matter be deferred to the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 20 June 1990), at which time staff would be requested to bring forward a suggested policy on a sod replacement for consideration.

While supporting the motion to defer, Alderman Meagher expressed the hope that the requested policy would be sufficiently broad to enable the City to undertake the sod replacements on Willow Street as he had initially requested.

The motion to defer was put and passed.

Capital Project - St. Margaret's Bay Road

This matter had been forwarded without recommendation from the 11 June meeting of the Committee on Works at the request of Alderman Hanson.

Correspondence, dated 4 June 1990, from Mr. B. G. Smith, Acting City Manager, to Mr. Gordon Gillis, Deputy Minister of Municipal Affairs, was submitted.

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Alderman Hanson began his remarks by noting that a project (which has been identified by Council as representing a viable community need and for which capital budget funds have been designated) has been hindered for a considerable length of time by the lack of Provincial response to the City's requests for cost-sharing. The Alderman went on to emphasize that because the neighborhood in question is not linked to the City's sewer and water services, the salt run-off from the St. Margaret's Bay Road during the winter months contaminates the area's drinking and cooking water, and imposes considerable hardship on its residents.

Alderman Hanson expressed his grave disappointment with the fact that the City, despite repeated requests, has received absolutely no response from the Province on this matter, noting that his initial inclination under the circumstances would be to authorize staff to complete the project and to subsequently invoice the Department of Municipal Affairs.

Instead, it was moved by Alderman Hanson, seconded by Alderman Richard Grant that Council endorse Alderman Hanson in his continued efforts to secure a response from the Province with regard to cost-sharing on this project; and further that, in the interim, staff be asked to develop alternatives which could be used to initiate the project, should it become necessary to proceed without Provincial funding.

Alderman Meagher, speaking in support of the motion, emphasized that, in his opinion, the residents of this portion of the St. Margaret's Bay Road have had to endure the situation for far too long, and urged that a recommendation on this matter be available for the next regular meeting of Halifax City Council scheduled for THURSDAY, 28 JUNE 1990.

The motion was put and passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL,
BOARDS AND COMMISSIONS

Motion Alderman Jeffrey Re: Amendments to Ordinance
No. 116, the Taxi Ordinance (Limousine Regulations)
- SECOND READING

This matter had been given First Reading during a regular meeting of Halifax City Council held on Monday, 19 March 1990, and had been further considered during a regular meeting of the Finance and Executive Committee held on Monday, 11 June.

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MOVED by Alderman Jeffrey, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, Council give SECOND READING to the amendments proposed for Ordinance 116, the Taxi Ordinance, intended to incorporate the regulation of limousine services (as outlined in Appendix "B" attached to the supplementary report dated 20 April 1990 from the Halifax Taxi Commission).

An amendment was moved by Alderman Richard Grant, seconded by Alderman Pottie that the following be added as Section 2(h)(viii) of Ordinance 116:

2(h)(viii) air conditioning

It was noted that the objective of Subsection 2(h) is to provide potential limousine owners with a list of optional features, four of which must be installed in their vehicles. The proposed amendment would simply add "air conditioning" to that list of options, without implying that it is to be a requirement.

The amendment to the motion was put and passed with Alderman Jeffrey voting in opposition.

The motion, as amended, was put and passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on Monday, 11 June 1990 as follows:

Report - Planning Advisory Committee Re:
Case No. 5742 - Land Use Bylaw Consolidation

Following is the motion from the 11 June meeting of the City Planning Committee:

That staff review and make suggestions or concur with the following recommendations of the Planning Advisory Committee at the next meeting of City Council scheduled for Thursday, 14 June 1990:

1. the entire content of the existing Land Use Bylaw be reorganized so that a proper sequence results (i.e., all definitions together, all general provisions together, etc.);
2. the bylaw be reformatted so that consistent wording is used throughout;

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3. any duplication resulting from the reorganization be eliminated;
4. changes be limited to those where only a marginal difference exists between the Peninsula and corresponding Mainland provisions;
5. a zone identification system be devised which will avoid any confusion between designators used in the existing bylaw and those used in the consolidated bylaw;
6. the bylaw consolidation process includes drafting of zoning maps to be more in keeping with the new bylaw.

An Information Report, dated 12 June 1990, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Fitzgerald that the matter be deferred to the regular meeting of Halifax City Council scheduled for THURSDAY, 26 JULY 1990.

The motion to defer was put and passed.

**1813 Granville Street - Substantial Alteration:
Registered Heritage Building**

MOVED by Alderman Downey, seconded by Alderman Richard Grant that, as recommended by the City Planning Committee, City Council approve the substantial alteration of 1813 Granville Street, a registered heritage property, based on the details provided in the 4 June 1990 report of the Heritage Advisory Committee.

The motion was put and passed.

MISCELLANEOUS BUSINESS

Appointments

This matter had been deleted during the approval of the meeting's agenda.

QUESTIONS

**Question Alderman Jeffrey Re: Replacement of
Sods (Central Avenue)**

Alderman Jeffrey made reference to sods which have been installed on at least two separate occasions at Civic

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Number 93 Central Avenue, noting that, because of the steepness of the bank at this location, the sods continue to constitute a problem.

The Alderman went on to advise that it has always been his opinion that a retaining wall should have been constructed prior to the sods' installation in order to alleviate this problem. In this context, he made reference to a recent letter from Mr. W. A. Sullivan, Chief Engineer, in which Mr. Sullivan has proposed another alternative. Alderman Jeffrey indicated that he did not agree with that alternative, and urged that Mr. Sullivan devise a more appropriate solution.

**Question Alderman Jeffrey Re: Bylaw Enforcement
Officers - License Division (Halifax Police Department)**

Alderman Jeffrey indicated that he would appreciate the opportunity of meeting with the City Manager to discuss a matter concerning the employment of bylaw enforcement officers by the License Division of the Halifax Police Department.

**Question Alderman Jeffrey Re: Status of
Streets - Ward 9**

Alderman Jeffrey reported that many of the streets in Ward 9 were in, what he termed, a "terrible" condition, and asked that staff provide him with a report, identifying those in need of repair and the work schedule which has been proposed. The Alderman added that he was referring, in particular, to paving and curb and gutter projects, emphasizing that he would be interested in improving the "repair exercise."

**Question Alderman Jeffrey Re: Deferred Capital
and Current Budget Items (Ward 9)**

Alderman Jeffrey indicated that he would appreciate receiving a list of all current and capital projects pertaining to streets which were deferred from the City's 1990 budget to 1991 or later, as well as an indication as to when these projects are scheduled to be pursued.

In putting forward this request, the Alderman expressed particular concern with regard to the streets in Ward 9, suggesting that, by continuing to defer projects such as these, the streets usually deteriorate to the point that it is much more costly to repair them several years into the future than it would be to undertake the work relatively quickly.

**Question Deputy Mayor Ducharme Re:
Mainland North Traffic**

Deputy Mayor Ducharme made reference to correspondence recently received from the Honorable Joel R. Matheson regarding various traffic concerns raised in Council

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several weeks ago pertaining to the Bayview Road/Kearney Lake Road area.

At the Deputy Mayor's request, it was agreed that the matter be placed on the agenda for the next regular meeting of Committee of the Whole Council (scheduled for Wednesday, 20 June 1990), and that the City's Traffic Authority be requested at that time to comment on whether, in his opinion, the closure of the ramp (as suggested by Mr. Matheson) was indeed acceptable.

The Deputy Mayor also requested that the results of the recent traffic counts taken on Bayview Road be made available at that time, and further, that staff respond to the comments contained in a letter from a resident of 27 Bayview Road.

Question Deputy Mayor Ducharme Re: City of Halifax Float

The Deputy Mayor brought to Council's attention that the City's entry in the recent Apple Blossom Parade had won a well-deserved prize, and asked that those staff members involved in its creation be commended.

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

Question Alderman O'Malley Re: Halifax Taxi Commission's Driver Education Course

Alderman O'Malley made reference to a question raised during the 19 March regular meeting of Halifax City Council with regard to the Halifax Taxi Commission's Driver Education Course. The Alderman noted that she has not as yet received any information on this matter, and urged that a report be brought forward at the Commission's earliest convenience.

Question Alderman O'Malley Re: Condition of City Parks/Animal Waste Problem

Alderman O'Malley made reference to concerns raised during the 17 May meeting of Halifax City Council with regard to animal waste in the City's parks and recreational areas, noting that at that time she had requested that staff bring forward recommendations as to how best to deal with this problem. The Alderman noted that she has not yet received this report, and asked that it be brought forward as quickly as possible.

Question Alderman O'Malley Re: 1990 Buskers Festival

Alderman O'Malley asked to be supplied with the dates and any other pertinent information relevant to the 1990 Buskers Festival.

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Question Alderman Stone Re: Mainland North Common

Alderman Stone made reference to the fact that several months ago Council approved a recommendation to acquire lands necessary for the development of a Mainland North Common, and asked for a progress report on this project.

Question Alderman Meagher Re: Negotiations -
Halifax Civic Hospital

Responding to a question from Alderman Meagher, the City Manager advised that negotiations with the Province of Nova Scotia are being actively pursued, and that extreme care is being exercised to ensure that the City of Halifax is well protected in terms of the take-over agreement relevant to the former Halifax Civic Hospital facility.

Question Alderman Meagher Re: Former Employees -
Halifax Civic Hospital

Alderman Meagher asked that the City Manager, through the former Director of the Halifax Civic Hospital, make every effort to ascertain whether former Hospital employees have been successful in finding suitable employment or have met with any job-related difficulties subsequent to the take-over of that facility by the Province. The Alderman emphasized that, in his opinion, the City bears a very considerable obligation to those employees, and suggested that Mr. Murphy might submit his findings in the form of a confidential report to Council members.

Question Alderman Meagher Re: Appointments - Board of
Camp Hill Hospital

Alderman Meagher noted that a recommendation had been approved by the Board of the former Halifax Civic Hospital that two of their members be appointed to the Board of the Camp Hill facility. He noted that, to date, no indication had been received from Camp Hill as to whether that recommendation was acceptable, and, under the circumstances, asked that the City Manager investigate the matter and report.

Question Alderman Meagher Re: Caretakers
for Apartment Buildings

Responding to a question from Alderman Meagher, the City Manager advised that there are no municipal regulations to require that an owner of an apartment building (whether that facility be large or small) provide a caretaker for his property.

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Question Alderman Richard Grant Re:
Public Gardens Legislation

Alderman Richard Grant asked that the Union of Nova Scotia Municipalities ensure that the implications of the recently-adopted Public Gardens legislation (i.e., its impact on municipal authority) be brought to the attention of its members.

Question Alderman Richard Grant Re:
Advertising Requirements

Responding to a question from Alderman Richard Grant, the Acting City Solicitor advised that in instances where two properties have applied for a rezoning, there is normally no reason why the advertising requirements relevant to the public hearing process cannot be combined.

Question Alderman Richard Grant Re:
Requests from the Natal Day Committee

Alderman Richard Grant noted that the Natal Day Committee would very much appreciate having the large "Halifax Teapot" and the information booth in the shape of the Old Town Clock (both of which are currently in storage in City Field facilities) turned over to them on a permanent basis for refurbishment and re-use. In this context, the Alderman emphasized that he would appreciate any assistance the City Manager could offer in this regard.

Question Alderman Richard Grant Re:
Removal of Obscene Graffiti

Alderman Richard Grant made reference to a recent incident in which obscene graffiti had been painted on the exterior of a local structure. Emphasizing that it had taken quite some time to have these obscenities removed, the Alderman asked that, in future, priority be placed on getting rid of the graffiti, rather than prolonging the process by attempting to determine the most appropriate department to undertake the work.

Question Alderman Pottie Re: Lady Hammond Road

Alderman Pottie made reference to that portion of Lady Hammond Road (beginning in the vicinity of Kempt Road) which is heavily populated with car lots. In his remarks, the Alderman emphasized that, in a number of cases, these property owners ignore the City's 12-14 foot easement, and habitually park their vehicles for sale at the streetline.

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Alderman Pottie emphasized that this practice makes it very difficult for pedestrians to maneuver safely past these properties, and asked for information from the City Solicitor's Department as to what could be done by the City to alleviate this problem. In this context, the Alderman alluded to action taken in 1989 at which time a letter was forwarded to these property owners, and suggested that another letter be sent and/or consideration be given to painting zebra lines on the pavement in an attempt to afford pedestrians greater safety.

Question Alderman Pottie Re: Halifax Civic Hospital

Alderman Pottie asked for information from staff as to whether the former Halifax Civic Hospital will now be required to pay municipal taxes owing to its recent take-over by the Province of Nova Scotia.

Question Alderman Fitzgerald Re: Fiscal Update

Alderman Fitzgerald asked that the Director of Finance submit a progress report for Council's consideration with regard to the first six months of the City's 1990 fiscal year. Acknowledging that this six-month period has yet to expire, the Alderman indicated that he would be pleased to receive the requested information at Mr. Smith's convenience.

10:45 p.m. - His Worship Mayor Wallace returns to the meeting with Deputy Mayor Ducharme assuming her usual seat on Council.

Question Alderman Fitzgerald Re:
Proposed Changes in the Municipal Fiscal Year

Alderman Fitzgerald made reference to an Information Report recently submitted to Council with regard to the proposed changes in the municipal fiscal year (and the implications thereof), and recommended that the City Manager ensure that this matter is placed on the agenda of a future meeting of Committee of the Whole at an appropriate time.

Question Alderman Fitzgerald Re:
Special Election - Ward One

Alderman Fitzgerald made reference to the fact that a special election will be held on Saturday, 16 June 1990 to select an individual who will replace former Ward One Alderman Deborah Grant. In this context, he urged every eligible voter to make use of the opportunity to cast his ballot.

Question Alderman Fitzgerald Re:
Task Force on Traffic - UPDATE

At the request of Alderman Fitzgerald, it was agreed that the Chairman of the City's Task Force on Traffic be

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requested to present a progress report regarding his group's deliberations at the next regular meeting of Committee of the Whole Council (scheduled for WEDNESDAY, 20 June 1990).

Question Alderman Fitzgerald Re:
1990 Provincial Legislation - UPDATE

Noting that the Spring Session of the Provincial Legislature is about to adjourn, Alderman Fitzgerald asked for a report from the City Solicitor's Department (at some point in the future) as to the legislation enacted during this period.

Question Alderman Fitzgerald Re:
Incident Involving a New Zealand Tourist

Alderman Fitzgerald made reference to an Information Report recently received from the Halifax Taxi Commission in which Council was provided with the details of an incident involving a local taxi driver and a traveller from New Zealand. The Alderman emphasized that, contrary to what had been reported in the news media, the tourist in question had been delivered to the wrong hotel, not because of a misunderstanding between himself and the taxi driver, but because of directions received from a booking agent in New Zealand.

Question Alderman Fitzgerald Re:
Halifax Industrial Park - New Tenants

Alderman Fitzgerald commented that in various other municipalities it is the custom to welcome new businesses with an official scroll presented on behalf of the Mayor and Council. In this context, the Alderman suggested that the same procedure might be adopted vis a vis new tenants of the Halifax Industrial Park.

Question Alderman Hanson Re:
1990 Capital Budget

Alderman Hanson made reference to the considerable number of projects which Council, owing to financial restraints, had been forced to delete from its 1990 Capital Budget. In this context, the Alderman asked for information from staff as to the possibility that some of these projects (particularly that originally proposed for Withrod Drive) might yet proceed, owing to the savings that the City is hopefully obtaining through changes in its tendering process, careful budgeting, etc.

Question Alderman Hanson Re:
1991 Capital Budget Review

Alderman Hanson asked for information as to when it is anticipated that the 1991 Capital Budget review process will commence.

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Question Alderman O'Malley Re:
Mobile Vending Locations - Lower Water Street

Alderman O'Malley asked (and it was so agreed) that the matter of mobile vending locations on Lower Water Street be added to the agenda of the 20 June meeting of Committee of the Whole Council, and that a report from the Streets Committee also be submitted in time for that discussion.

ADDED ITEMS

Report - Planning Advisory Committee Re: Case No. 6081,
Pepperell Street Parking Lots

A staff report, dated 13 June 1990, was submitted.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that City Council set a date for a public hearing to consider the deletion of:

- 1) Policies 8.3.4, 8.3.5, 8.3.6 and Schedule VI.I of Section VI of the Municipal Development Plan; and
- 2) Section 16AB(g) of the Land Use Bylaw (Peninsula Area).

The motion was put and passed.

The Acting City Clerk advised that the requested public hearing would be scheduled for **WEDNESDAY, 18 JULY 1990 at 5:30 p.m.** in the Council Chamber, Halifax City Hall.

Tax Concessions and Grants Committee Recommendation
- Centennial Arena Commission

A report, dated 14 June 1990, was submitted from Alderman N. Meagher, Chairman, Tax Concessions and Grants Committee.

MOVED by Alderman Meagher, seconded by Alderman Stone that, as recommended by the Tax Concessions and Grants Committee, an interim grant of \$25,000 be paid by the City of Halifax to the Centennial Arena Commission.

The motion was put and passed.

Public Gardens Legislation

This matter had been added to the agenda at the request of Alderman Richard Grant who expressed his very

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considerable dissatisfaction concerning a recent newspaper article entitled "Protection of the Public Gardens Endorsed" and, more specifically, with the Province's decision to support legislation which, in the Alderman's opinion, effectively disregards existing municipal regulations pertaining to the Public Gardens and its environs.

In his remarks, the Alderman noted that this action by the Province appears to overlook the fact that several years ago the City of Halifax and its Council spent an inordinate amount of time formulating and reviewing policies which were felt to be appropriate for the protection of the Public Gardens. He went on to suggest that by disregarding the City's efforts in this regard, the Province has not only usurped the authority of the City of Halifax but, by so doing, has also threatened municipal prerogatives throughout Nova Scotia.

It was subsequently moved by Alderman Richard Grant, seconded by Alderman Jeffrey that the City Solicitor's Department be authorized to investigate every legal means available to the City of Halifax to pursue this matter in order to ensure that the City's authority in matters such as these will not continue to be usurped by the Province of Nova Scotia.

The motion was put and passed.

There being no further business to be discussed, the meeting was adjourned at approximately 11:00 p.m.

HIS WORSHIP MAYOR RON WALLACE
AND
DEPUTY MAYOR MOIRA DUCHARME
CHAIRMEN

MARGARET MACDONELL
ACTING CITY CLERK

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