

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES APRIL 27, 1999

PRESENT:

Deputy Mayor Larry Uteck
Councillors: Bill Dooks
Gordon R. Snow
David Hendsbee
Ron Cooper
Harry McInroy
Jack Greenough
Condo Sarto
Bruce Hetherington
Clint Schofield
Jerry S. Blumenthal
Graham L. Downey
Sheila Fougere
Russell Walker
Bill Stone
Graham Read
Stephen D. Adams
Barry Barnet
Robert P. Harvey
Peter J. Kelly
Reg Rankin
Jack Mitchell

**ABSENT WITH
REGRETS:**

His Worship Mayor Walter Fitzgerald
Councillor John Cunningham

STAFF MEMBERS:

Mr. Dan English, Acting Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Vi Carmichael, Municipal Clerk
Ms. Karen Swim, Assistant Municipal Clerk

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1. INVOCATION

The meeting was called to order at approximately 6:00 p.m. by Deputy Mayor Larry Uteck. Councillor Mitchell, at the Chair's request, led his colleagues in the recitation of the invocation.

2. PROCLAMATIONS

2.1 1999 Volunteer Week

Councillor Sarto, on behalf of the Deputy Mayor, proclaimed the week of May 3 -9, 1999 as *Mental Health Week* in the Halifax Regional Municipality.

3. APPROVAL OF MINUTES

MOVED by Councillor Blumenthal, seconded by Councillor Hetherington that the Minutes from the regular meeting of Halifax Regional Council, held on Tuesday, April 20, 1999, be approved as circulated. THE MOTION WAS PUT AND PASSED.

4. APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS

The following items were added to the agenda:

- 13.1 Councillor Harvey: Tree Pruning/Cutting - Nova Scotia Power
- 13.2 Councillor Harvey: HRM Policy - Care/Attention of Municipal Records
- 13.3 Councillor Sarto: Bellevista Drive Curb/Gutter - Local Improvement Charge
- 13.4 Land Matter - Metro Turning Point
- 13.5 Land Matter - Akerley Boulevard
- 13.6 Councillor Adams - Policing Issue
- 13.7 Councillor Barnet - Municipal Transfers from the Province of NS
- 13.8 Councillor Barnet - Millwood Commons

The following item was deleted from the agenda:-

- 11.3.11 Interest Rate on Betterment Charges

MOVED by Councillor Hetherington, seconded by Councillor Stone that the Order of Business, as amended, be approved. THE MOTION WAS PUT AND PASSED.

5. BUSINESS ARISING OUT OF THE MINUTES - NONE

6. MOTIONS OF RECONSIDERATION - NONE

7. MOTIONS OF RESCISSION - NONE

8. **CONSIDERATION OF DEFERRED BUSINESS**

8.1 **Tender 99-020R - Animal Control Services**

This matter had been deferred from a meeting of Halifax Regional Council held on Tuesday, April 20, pending receipt of additional information from staff.

A supplementary staff report dated April 21, 1999 and entitled *Tender 99-020R: Animal Control Services and Operation of Animal Pound* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

Correspondence dated April 26, 1999 was received from Ms. Shelley Phinney, Administrative Assistant, SPCA Metro Shelter.

Correspondence dated April 27, 1999 was received from Mr. Peter O'Brien, Vice President (Atlantic), Canadian Federation of Independent Business.

Correspondence dated April 27, 1999 was received from Mr. Ted Ryan, Harbour Cities Veterinary Hospital.

Mr. Peter James, Coordinator of Bylaw Enforcement, with the aid of overheads, provided an overview of the April 21 supplementary report and, together with Mr. Wayne Anstey, Municipal Solicitor, responded to questions from various members of Council.

Responding to a question from Councillor Sarto, Mr. James advised that he has received written confirmation from the SPC that, should circumstances change so that HST is applicable to their services, they (the SPC) will assume responsibility for these payments.

Several Councillors (including Councillors Blumenthal and Rankin) expressed concern that the low bidder in this instance is an organization currently receiving a subsidy in the form of a tax reduction from the Halifax Regional Municipality. The suggestion was put forward that, if this subsidy were added to the bid price, the SPC would no longer represent the lowest bidder.

MOVED by Councillor McInroy, seconded by Councillor Mitchell that the Provincial Society for the Prevention of Cruelty be awarded the tender for HRM Animal Control Services for three (3) years commencing May 1, 1999 (total cost for the contract to provide the defined level of service will be \$299,850 in Year One; \$308,000 in Year Two; and \$314,150 in Year Three. Additional patrols beyond 200 hours per month, or calls beyond the baseline amount will be billed at a fee of \$20 per hour).

Councillor Hendsbee strongly recommended that the proposed contract be restricted to a one-year period so that HRM's animal control policies can be reviewed, specifically from

the perspective of ensuring that the bulk of the service costs are borne by those who violate the Bylaw. In this context, the Councillor suggested that an approach similar to that recently taken with regard to the False Alarm Bylaw be implemented.

An amendment to the motion was moved by Councillor Hendsbee, seconded by Councillor Hetherington that, within 11 months of the awarding of this tender, staff submit a report to Council evaluating the quality of service provided and making recommendation as to its continuance. THE AMENDMENT WAS PUT AND PASSED.

Councillor Hendsbee asked for clarification concerning the call “thresholds” imposed by the SPC in their bid submission. Mr. James responded by noting that the total number of calls suggested as maximums by the SPC in the four different call categories stands at 6,950 (the total number of animal control calls received by HRM during 1998-1999 is estimated at approximately 7,000). He went on to point out that, should the SPC find that the number of calls in one category has been exceeded, their arrangement with HRM will allow them to “borrow” unused calls from another call group.

Councillor Adams noted that he continues to endorse the current situation in which the Municipality draws on the services of two animal control agencies for its requirements.

Councillor Hetherington, however, disagreed with Councillor Adams’ comment that a dual contract leads to “healthy competition,” suggesting instead that residents are often confused as to which service provider they should be accessing.

THE MOTION, AS AMENDED, WAS PUT AND PASSED

It was further agreed that staff be requested to prepare a report (based on HRM’s current Procurement Policy) discussing the most appropriate manner in which to address bids submitted from organizations receiving grants and/or tax exemptions from the Regional Municipality.

9. PUBLIC HEARINGS

9.1 Second Reading - By-Law T-106 Respecting the Taxi and Limousine Committee

First Reading regarding this matter was approved by Halifax Regional Council during a regular meeting held on Tuesday, April 6, 1999.

The Chair called for persons wishing to address Council either in support of or in opposition to the proposed amendment to By-law T-106.

There being no one present wishing to address Council in this regard, **it was moved by Councillor Hetherington, seconded by Councillor Blumenthal that the public hearing be closed. THE MOTION WAS PUT AND PASSED.**

MOVED by Councillor Adams, seconded by Councillor Hetherington that By-Law T-106 (amending that section of the Taxi By-Law pertaining to meeting quorums) be given Second Reading. THE MOTION WAS PUT AND PASSED.

10. CORRESPONDENCE, PETITIONS

10.1 Petitions

10.1.1 Petition Councillor Downey Re: Proposed Closure - Tower Road School

Councillor Downey submitted a petition containing the signatures of approximately 500 residents objecting to the proposed closure of the Tower Road School, and requesting that the Halifax Regional School Board “work with peninsular school staffs and communities to explore how we may better utilize these schools, generate revenue and save much needed monies.”

11. REPORTS

11.1 MEMBERS OF COUNCIL

**11.1.1 Councillor McInroy - Access/Egress, Cole Harbour Road/
Cumberland Drive Mall**

Correspondence dated April 23, 1999 was submitted from Constable R. Mark Dempsey, Cole Harbour Detachment, RCMP.

Councillor McInroy, with the aid of photographs, reviewed two points of access/egress at the Cumberland Drive Mall (near the intersection of Cole Harbour Road, Cumberland Road, and Forest Hills Drive) which have posed various problems for motorists over the last several years. With particular reference to that entrance/egress in the vicinity of the CBC site, the Councillor noted that this property is part of a development agreement which specifically calls for the installation of traffic signage -- signage that has not yet been implemented.

Councillor McInroy therefore asked that steps be taken to erect appropriate signage and to install improved traffic markings (in addition to ensuring compliance with the provisions of the existing development agreement) at the two problem access/egress points at the Cumberland Drive Mall.

Councillor Cooper noted that staff had previously suggested that a registry of all development agreements currently on file with the Halifax Regional Municipality would be established. Making reference to the concerns raised by Councillor McInroy, the Councillor asked for an Information Report advising as to when this registry is expected to be implemented and the development agreements recorded therein reviewed for compliance.

11.1.2.1 Councillor Kelly - Jack Lake Land Assembly

This matter had been referred to Legal Services staff for a report during the In Camera meeting of Halifax Regional Council held earlier in the day.

In addition to the information to be submitted by Legal Services, Councillor Kelly asked for staff comment regarding the matter of the development boundary; specifically, whether the Jack Lake area is outside the development boundary and, if so, the provisions that apply regarding hook ups.

11.1.2.2 Councillor Kelly: Plutonium Transport Update

Deputy Mayor Uteck noted that he had written to the Atomic Energy Board of Canada with regard to this matter and is now awaiting their response.

Councillor Kelly asked that, when this response has been received, information be sought from the Province of Nova Scotia as to what their input and participation will be with regards to advance notification of movements of plutonium through this area, whether the Municipality will be given advance notice, and whether there will be safeguards established in terms of compliance with the EMO legislation.

11.2 REGIONAL HERITAGE ADVISORY COMMITTEE

11.2.1 1260 Blenheim Terrace, Development of Lot 2E-2

A report dated April 20, 1999 and entitled *1260 Blenheim Terrace, Development of Lot 2E-2* was submitted under the signature of Mr. Paul A. Erickson, Chairperson, Heritage Advisory Committee.

MOVED by Councillor Schofield, seconded by Councillor Downey that, as recommended by the Heritage Advisory Committee, Council approve the design of the new single dwelling unit, as presented to the Heritage Advisory Committee on March 24, 1999 and as attached to the HAC report dated April 20, 1999, including an evergreen hedge and fireplace bump out, and authorize the issuance of the building

permit for Lot 2E-2, 1260 Blenheim Terrace, in accordance with the approved Heritage Agreement. THE MOTION WAS PUT AND PASSED.

11.3 CHIEF ADMINISTRATIVE OFFICER

11.3.1 Tender 99-217 Sidewalk Renewals - Halifax

A staff report dated April 19, 1999 and entitled *Award of Tender No. 99-217, Sidewalk Renewals - Halifax* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

MOVED by Councillor Blumenthal, seconded by Councillor Sarto that Council:

- (1) award Tender No. 99-217, Sidewalk Renewals - Halifax, to Ocean Contractors Limited for materials and services specified at the unit prices quoted for a Total Tender Price of \$187,732.90 and a Total Project Cost of \$215,894, with funding authorized from the Capital Account Numbers noted in the Budget Implications of the April 19, 1999 staff report; and further, that Council**
- (2) authorize the transfer of funds from Capital Account Number CKR00402, Mumford Road Sidewalk Renewal, in the amount of \$14,730.00 to the Capital Accounts as summarized in the Budget Implications section of the April 19, 1999 staff report.**

THE MOTION WAS PUT AND PASSED.

11.3.2 Glengarry Estates Playground

A staff report dated April 9, 1999 and entitled *Glengarry Estates Playground* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

MOVED by Councillor Rankin, seconded by Councillor Mitchell that Council:

- (1) award Tender No. 99-M573 to Elmsdale Landscaping Limited for the total tender price of \$21,452.00 + HST;**
- (2) approve total project costs of \$30,595.00 to cover site preparation, installation, contingencies and staff costs to be funded wholly through Capital Reserve Account #S0000109 (\$20,595.00) and Provincial cost-sharing (\$10,000);**
- (3) authorize Capital Account #CPC00303, Parks and Playgrounds Priority Upgrades, to be increased by \$30,595.00 with the understanding that the total Glengarry Playground project costs be channelled through this account.**

THE MOTION WAS PUT AND PASSED.

11.3.3 Administrative Order 17 - Remuneration for Members of Council

Notice of Motion with regard to this matter had been given by Councillor Greenough during a regular meeting of Halifax Regional Council held on Tuesday, April 20, 1999.

MOVED by Councillor Greenough, seconded by Councillor Sarto that Council approve Administrative Order 17 (attached as Appendix "A" to the staff report dated March 30, 1999) as a policy pursuant to Section 23 of the Municipal Government Act. THE MOTION WAS PUT AND PASSED.

11.3.4 Permission to Conduct Fly Overs - NS International Air Show

A supplementary staff report dated April 19, 1999 and entitled *Permission to Conduct Fly Overs - Nova Scotia International Air Show* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

MOVED by Councillor Greenough, seconded by Councillor McInroy that:

- (1) Halifax Regional Council provide written permission to the organizers of the Nova Scotia International Air Show to conduct practice flyovers of the Canadian Forces "Snowbirds" and the United States "Navy Blue Angels" Aerobatic flight teams over populated areas of HRM on Thursday, September 9 and Friday, September 10, 1999 (this authorization is in addition to approval previously granted for flyovers to take place on Saturday, September 11 and Sunday, September 12);**
- (2) Air Show organizers provide written verification to the Halifax Regional Municipality that all aircraft used in this event will be Y2K compliant.**

THE MOTION WAS PUT AND PASSED.

11.3.5 Administrative Order 1 - Rules of Order

A staff report dated April 20, 1999 and entitled *Administrative Order 1 - Rules of Order* was submitted under the signatures of Mr. Dan R. English, Acting Chief Administrative Officer, and Mr. George McLellan, Deputy CAO.

MOVED by Councillor Greenough, seconded by Councillor Downey that Council approve the form of the Administrative Order attached as Appendix "A" to the staff report dated April 20, 1999 as a policy pursuant to the Municipal Government Act for

consideration for final adoption, and direct staff to arrange for its formal introduction before Council. **THE MOTION WAS PUT AND PASSED.**

NOTE: Councillor Greenough gave Notice of Motion regarding this matter at a later point in the meeting's agenda (See Agenda Item 14.1).

11.3.6 Administrative Orders 2, 3, 4 & 7 - Community Councils

A staff report dated April 20, 1999 and entitled *Administrative Orders 2, 3, 4 & 7 - Community Councils* was submitted under the signatures of Mr. Dan R. English, Acting Chief Administrative Officer, and Mr. George McLellan, Deputy CAO.

MOVED by Councillor Sarto, seconded by Councillor Walker that Council approve the form of the Administrative Order attached as Appendix "A" to the staff report dated April 20, 1999 as a policy pursuant to Sections 526-528 of the Municipal Government Act for consideration for final adoption, and direct staff to arrange for its formal introduction before Council. THE MOTION WAS PUT AND PASSED.

NOTE: Councillor Greenough gave Notice of Motion regarding this matter at a later point in the meeting's agenda (See Agenda Item 14.2).

11.3.7 Proposed Consolidated By-Law Respecting Municipal Parks (P-600)

A staff report dated April 6, 1999 and entitled *Proposed Consolidated By-Law Respecting Municipal Parks - P600* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

MOVED by Councillor Stone, seconded by Councillor Walker that Halifax Regional Council authorize and implement the approval process for Municipal By-Laws for the proposed "By-Law Respecting Municipal Parks - P600" as attached to the staff report dated April 6, 1999. THE MOTION WAS PUT AND PASSED.

NOTE: Councillor Harvey (on behalf of Councillor Kelly) gave Notice of Motion regarding this matter at a later point in the meeting's agenda (See Agenda Item 14.3).

11.3.8 Approval of 1999 and 2000 Local Improvement Charges by Area Rate

A staff report dated April 14, 1999, and entitled *Approval of 1999 and 2000 Local Improvement Charges By Area Rate* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

MOVED by Councillor Hendsbee, seconded by Councillor Snow that Council approve Schedule "B" - List of Projects and Amounts to be Recovered by Area Rate for the 1999 and 2000 Taxation Years, as attached to the staff report dated April 14, 1999

An amendment to the motion was moved by Councillor Greenough, seconded by Councillor Sarto; namely, that the cost allocation for District 6 be divided over a two-year period. THE AMENDMENT WAS PUT AND PASSED.

An amendment to the motion was moved by Councillor Rankin, seconded by Councillor Mitchell; namely, that the costs relative to the St. Margaret's Bay Road sidewalk, curb and gutter project be applied in the fiscal year 2000/2001. THE AMENDMENT WAS PUT AND PASSED.

THE MOTION, AS AMENDED, WAS PUT AND PASSED.

11.3.9 Neighborhood Shortcutting Policy (Revised Traffic Calming Policy)

A staff report dated April 19, 1999 and entitled *Neighbourhood Short-Cutting Policy (Revised Traffic Calming Policy)* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

Mr. David McCusker, Manager of Traffic and Transportation Services, with the aid of overheads, provided an overview of the April 19 report and, with the assistance of Mr. Kulvinder Dhillon, Director of Engineering and Transportation Services, responded to questions from various Members of Council.

Councillor Barnet expressed concern regarding the application of "traffic calming" measures and their implications for the efficient provision of emergency services.

Councillor Fougere indicated that, in her opinion, traffic calming measures are not the most appropriate approach for the Region to take to its many traffic problems, particularly given the fact that they often have the effect of merely moving vehicular volumes from one residential street to another. In this context the Councillor made reference to a number of studies that have already been completed as a preliminary step to the development of a comprehensive traffic plan, emphasizing that these studies should be brought forward and that work on effecting a comprehensive plan should be recommenced.

Councillor Read concurred with the concerns put forward by Councillor Fougere, suggesting that the emphasis should be not on diverting traffic flows but rather on

decreasing them by introducing alternative methods of travel such as bus ridership, car pools, bicycle, paths, etc.

MOVED by Councillor Stone, seconded by Councillor Walker that Council approve the Neighbourhood Short-Cutting Policy (Revised Traffic Calming Policy) as attached to the April 19, 1999 staff report. THE MOTION WAS PUT AND PASSED.

NOTE: Councillor Cooper gave Notice of Motion at a later point in the meeting's agenda (See Item 14.6) regarding a proposal to undertake a short-cutting study for the Colonel John Stewart Drive, Auburn Drive, Leander Drive and Broom Road corridor.

**11.3.10 Proposed Lease to Purchase Agreement -
Halifax Forum Association/CIMCO**

A staff report dated April 23, 1999 and entitled *Leasing Approval for the Halifax Forum* was submitted under the signature of Mr. Dan English, Acting Chief Administrative Officer.

MOVED by Councillor Blumenthal, seconded by Councillor Walker that the Halifax Forum Commission be given authority to enter into a lease/purchase agreement to replace the ice surface floor and chiller. The lease/purchase agreement will be a three (3) year agreement, financed through the Halifax Forum Capital Reserve Funds, in the amount of \$99,489. THE MOTION WAS PUT AND PASSED.

11.3.11 Interest Rate on Betterment Charges

This item had been deleted during the approval of the Order of Business.

**11.3.12 Dog Registration Program - April 1, 1999 to March 31, 2000
(Deputy Registrar Fee)**

A supplementary staff report dated April 13, 1999 and entitled *Dog Registration Program - April 1, 1999 to March 31, 2000 (Deputy Registrar Fee)* was submitted under the signatures of Mr. Dan English, Acting Chief Administrative Officer, and Mr. George McLellan, Deputy CAO.

This matter had been deferred during a meeting of Halifax Regional Council held on March 23, 1999, pending receipt of additional information from staff.

Recommendations were put forward by a number of Councillors (in particular, Councillors Walker, Hendsbee, Blumenthal and Fougere) that, prior to the 2000/2001 budget year a new approach be put forward by staff designed not only to ensure greater compliancy with HRM's Dog By-Law, but also to increase revenues sufficiently so that the full costs of animal control can be recovered.

MOVED by Councillor Barnet, seconded by Councillor Adams that, in the 1999/2000 Dog Registration Program, Halifax Regional Council adopt the fee schedule for payment to Deputy Registrars as shown in Schedule "A" attached to the staff report dated March 8, 1999. THE MOTION WAS PUT AND PASSED.

12. MOTIONS

12.1 Councillor Adams Re: Supplementary Education Funding

The following Notice of Motion had been given by Councillor Adams during a regular meeting of Halifax Regional Council held on April 20, 1999: *That the Halifax Regional Municipality hold back \$142,000 from its commitment to supplementary education funding, and apply these monies instead directly to the Holly Drive, C. A. Beckett and Tower Road Schools.*

Correspondence dated April 26, 1999 was received from Mrs. Elizabeth Pacey, Nova Scotia Representative, Board of Governors, Heritage Canada Foundation.

A private and confidential report dated April 26, 1999 and entitled *Notice of Motion - Councillor Adams: Supplementary Funding* was submitted under the signature of Mr. Wayne Anstey, Q.C., Municipal Solicitor.

MOVED by Councillor Adams, seconded by Councillor Barnet that this matter be deferred until such time as the report requested by the Councillor during the April 20 meeting of Halifax Regional Council is available. THE MOTION TO DEFER WAS PUT AND PASSED.

12.2 Councillor Cooper Re: HRM Vision Statement

Notice of Motion with regard to this matter had been given by Councillor Cooper during a regular meeting of Halifax Regional Council held on April 20, 1999.

MOVED by Councillor Cooper, seconded by Councillor Hetherington that staff be directed to develop a vision for the Halifax Regional Municipality through community consultation by June 1, 2000; and further, that staff deliver a plan to achieve the same by June 1, 1999. THE MOTION WAS PUT AND PASSED.

8:45 p.m. - Councillor Kelly retires from the meeting.

13. **ADDED ITEMS**

13.1 **Councillor Harvey: Tree Pruning/Cutting - Nova Scotia Power**

Councillor Harvey made reference to a number of complaints he has received from area residents with regard to the so-called tree "pruning" undertaken by Nova Scotia Power in the Sackville area over the last several weeks. In particular, the Councillor drew Council's attention to the destruction of six Norwegian Spruce trees that were felled last week, noting that not only were three of these trees clearly on HRM property, they also abutted a registered heritage property (that of St. John the Evangelist Church, Sackville's oldest building).

Using photographs of the site in question, Councillor Harvey pointed out that the trees in question were about 130 years old and had been planted by Dr. George Lawson, an internationally-renowned figure who operated Canada's first experimental farm on this site during the latter half of the nineteenth century. He went on to advise that, having inspected the trees, HRM's arborologist could find no evidence of disease and, in fact, had noted cones with seeds and approximately three inches of new growth.

Councillor Harvey expressed his very deep concern that a heritage property much valued by the community had been marred by the destruction of these trees, and that Nova Scotia Power had proceeded with this work without any prior consultation with the Municipality.

MOVED by Councillor Harvey, seconded by Councillor Fougere that Legal Services staff be asked to prepare a report outlining HRM's options for redress from Nova Scotia Power with regard to the cutting down (without consultation with the Municipality) of several historic trees in the Sackville area. THE MOTION WAS PUT AND PASSED.

MOVED by Councillor Barnet, seconded by Councillor Adams that a previous request regarding the development of a new Tree Bylaw for HRM be reinstated in Council's Status Sheet, and that steps be taken to move forward on this initiative. THE MOTION WAS PUT AND PASSED.

13.2 **Councillor Harvey: HRM Policy - Care/Attention of Municipal Records**

Correspondence dated April 24, 1999 from Mr. David B. Flemming, President of the Council of the Royal Nova Scotia Historical Society to Councillor Robert P. Harvey was submitted.

At the request of Councillor Harvey, **IT WAS AGREED THAT** a staff report be prepared regarding the policies currently in place with regard to the shredding of municipal records, and the steps that have been taken to provide for the storage of this documentation.

**13.3 Councillor Sarto: Bellevista Drive Curb/Gutter -
Local Improvement Charge**

MOVED by Councillor Sarto, seconded by Councillor Greenough that a district wide area rate (as opposed to an abutter's rate) be imposed for District 7 with regard to the Bellevista Drive Curb/Gutter project. **THE MOTION WAS PUT AND PASSED.**

13.4 Land Matter - Metro Turning Point

A recommendation concerning this matter had been forwarded from an In Camera session of Halifax Regional Council held earlier in the day.

Councillor Downey made reference to the contamination discovered on the new site of the Metro Turning Point (2170 Barrington Street), noting that members of the Brunswick Street Heritage Association have asked that their properties be investigated for evidence of similar contamination.

The Deputy Mayor emphasized that the contamination problem did not originate on the Metro Turning Point property and instead was quite likely coming from somewhere up the hill from the site. Under the circumstances, he expressed the view that, although residents had every right to be concerned about contamination of their properties, it was not the Municipality's responsibility to pay for whatever tests might be necessary.

The Deputy Mayor went on to point out, however, that during the In Camera discussion of this matter, it had been agreed that every effort would be made to keep neighbourhood residents fully apprised of the results of the analysis of the Metro Turning Point site to be undertaken by the Provincial Department of the Environment.

MOVED by Councillor Rankin, seconded by Councillor Hendsbee that the recommendation approved during an In Camera session of Halifax Regional Council held earlier in the day be ratified. **THE MOTION WAS PUT AND PASSED** with Councillor Downey voting in opposition.

IT WAS FURTHER AGREED THAT the Brunswick Street Heritage Association would be kept apprised of any information received regarding the presence of oil on the property located at 2170 Barrington Street.

13.5 Land Matter - Akerley Boulevard

A recommendation concerning this matter had been forwarded from an In Camera session of Halifax Regional Council held earlier in the day.

MOVED by Councillor Schofield, seconded by Councillor Greenough that the recommendation approved during an In Camera session of Halifax Regional Council held earlier in the day be ratified. THE MOTION WAS PUT AND PASSED with Councillor Barnet voting in opposition.

13.6 Councillor Adams - Policing Issue

The following motion had been approved during a regular meeting of Halifax Regional Council held on April 20, 1999: *That the feasibility of directing Regional Police Services to assume responsibility for policing services in the former District 5 area of District 18 be referred for further discussion to an In Camera meeting of Halifax Regional Council scheduled for Tuesday, April 27, 1999.*

MOVED by Councillor Adams, seconded by Councillor Fougere that, in order to ensure that policing in HRM is delivered at an optimal level, Council direct the Regional Police Commission to develop a policy to examine enforcement and terms of reference; and further, that this policy be developed by June, 1999. THE MOTION WAS PUT AND PASSED.

13.7 Councillor Barnet - Municipal Transfers from the Province of NS

An Information Report dated April 22, 1999 and entitled *Municipal Transfers from the Province of Nova Scotia Received by the Cape Breton Regional Municipality and the Halifax Regional Municipality* was submitted under the signatures of Stephanie Coldwell, Multi-Year Financial Strategy Project Manager, and Kendra Shaw, Financial Analyst.

Using the April 22 Information Report as a reference point, Councillor Barnet put forward the suggestion that the Halifax Regional Municipality has continually approached the Province for assistance on certain programs and projects only to have those requests either denied outright or substantially reduced. The Councillor referred, in particular, to the cost-sharing arrangements entered into by HRM with the Province at the time of amalgamation with regard to certain roadways. He went on to point out that, for the last four years, HRM has submitted to the Province a list of capital projects relating to much-needed improvements for these cost-shared roads but that, in the end, it has been the Municipality that has borne the majority of these costs.

Councillor Barnet emphasized that he had requested a report on this matter in order to clearly demonstrate that the way in which the Province of Nova Scotia honors its commitments to HRM is far different than its approach to certain other municipalities.

MOVED by Councillor Barnet, seconded by Councillor Adams that the Information Report dated April 22, 1999 and entitled "Municipal Transfers from the Province of Nova Scotia Received by the Cape Breton Regional Municipality and the Halifax Regional Municipality" be forwarded to the Provincial Department of Housing and Municipal Affairs with a request that, in future, HRM wishes to be treated with greater fairness in terms of municipal transfers; and further, that an explanation be provided by the Department with regard to the disparity between the transfers previously granted to the Cape Breton Regional Municipality and those provided to HRM.

Speaking in support of the motion, Councillor Hendsbee asked to be provided with additional information from staff in terms of a comparison of the subsidies granted the Cape Breton Regional Municipality and HRM vis a vis (a) transit and (b) waste diversion programs.

THE MOTION WAS PUT AND PASSED.

13.8 Councillor Barnet - Millwood Commons

An Information Report, dated April 22, 1999 and entitled *Millwood Commons* was submitted under the signature of Peter Bigelow, General Manager, Recreation Facilities.

IT WAS AGREED THAT a meeting would be arranged with Councillor Barnet, Deputy CAO Dan English and appropriate members of staff to further discuss the information contained in the Information Report dated April 22, 1999 and entitled "Millwood Commons."

14. NOTICES OF MOTION

14.1 Councillor Greenough - Amendment: Administrative Order No. One

Councillor Greenough gave Notice of Motion that at the next regular meeting of Halifax Regional Council, scheduled for Tuesday, May 4, 1999, he proposes to introduce an amendment to Administrative Order No. One, the purpose of which is to provide that "Notice of Motion" need not be given prior to "First Reading" for planning documents.

14.2 Councillor Greenough - Amendment to Administrative

Order Nos. 2, 3, 4 and 7

Councillor Greenough gave Notice of Motion that at the next regular meeting of Halifax Regional Council, scheduled for Tuesday, May 4, 1999, he proposes to introduce amendments to Administrative Order Nos. 2, 3, 4 and 7, the purpose of which is to ensure that the Community Councils continue to have the same authority with respect to budgeting and planning matters as they had prior to April 1, 1999.

14.3 Councillor Kelly - By-Law P-600, the Municipal Parks By-Law

Councillor Harvey (on behalf of Councillor Kelly) gave Notice of Motion that at the next regular meeting of Halifax Regional Council, scheduled for Tuesday, May 4, 1999, he proposes to introduce for First Reading By-Law P-600, the Municipal Parks Bylaw, the purpose of which is to formally adopt a Municipality-wide set of regulations respecting the operation of municipal parks.

14.4 Councillor Adams - Amendment to the County of Halifax and City of Dartmouth Taxi By-Laws

Councillor Adams gave Notice of Motion that at the next regular meeting of Halifax Regional Council, scheduled for Tuesday, May 4, 1999, he proposes to introduce a motion to amend the Taxi By-Laws of the County of Halifax and the City of Dartmouth, the purpose of which is to permit use of mini vans as taxis.

**14.5 Councillor Walker - Amendment to By-Law Number S-400,
Respecting Charges for Street Improvements**

Councillor Walker gave Notice of Motion that at the next regular meeting of Halifax Regional Council scheduled for Tuesday, May 4, 1999, he proposes to introduce a motion to amend Section 2(3)(a) of By-Law Number S-400, Respecting Charges for Street Improvements.

14.6 Councillor Cooper - Short-Cutting Study

Councillor Cooper gave Notice of Motion that at the next regular meeting of Halifax Regional Council scheduled for Tuesday, May 4, 1999 he proposes to introduce a motion requesting staff to initiate a short-cutting study for the Colonel John Stewart Drive, Auburn Drive, Leander Drive and Broom Road corridor.

15. ADJOURNMENT

MOVED by Councillor Blumenthal, seconded by Councillor Hetherington that the meeting adjourn at approximately 9:15 p.m. THE MOTION WAS PUT AND PASSED UNANIMOUSLY.

**Vi Carmichael
MUNICIPAL CLERK**

