

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES October 26, 1999

PRESENT:

Mayor Walter Fitzgerald
Deputy Mayor Larry Uteck
Councillors: Gordon R. Snow
Ron Cooper
Harry McInroy
Jack Greenough
Condo Sarto
Bruce Hetherington
Clint Schofield
John Cunningham
Jerry Blumenthal
Graham L. Downey
Sheila Fougere
Russell Walker
Bill Stone
Graham Read
Stephen D. Adams
Bob Harvey
Peter Kelly
Reg Rankin
Jack Mitchell

STAFF MEMBERS:

Mr. Ken Meech, Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Barbara Moar, Acting Municipal Clerk
Ms. Patti Halliday, Assistant Municipal Clerk

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1. **INVOCATION**

Mayor Fitzgerald called the meeting to order at 6:00 p.m. with the Invocation.

2. **PROCLAMATIONS**

2.1 **Migraine Awareness Week**

Mayor Fitzgerald proclaimed the week of November 1 - 7, 1999 as Migraine Awareness Week.

2.2 **2-Minute Wave of Silence**

Mayor Fitzgerald proclaimed the participation of Halifax Regional Municipality in the "2-Minute Wave of Silence" implemented by the Royal Canadian Legion and Veterans Affairs Canada, by observing two minutes of silence at the 11th hour of the 11th day of the 11th month, to ensure that the tradition of remembrance will continue to be one with Canadians continue to identify and honour.

3. **APPROVAL OF MINUTES - None**

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

The following items were added to the agenda:

- 13.1 Councillor Cunningham:
 - a. Duplication of Street Names Within HRM
 - b. Traffic Exiting MacDonald Bridge
- 13.2 Councillor Hetherington - Request to move Info Item #7 to the Regular Council Agenda
- 13.3 Councillor Harvey - Request to move Info Item #2 to the Regular Council Agenda
- 13.4 Legal Matter - Claim Settlement - Rodney Norris
- 13.5 Legal Matter - Claim Settlement - Pauline White
- 13.6 Land Matter - Former Archbishop's Residence

Councillor Mitchell requested that Item 8.3 Les Collins Avenue - New Paving - Update be moved up on the agenda to be the first item under Item 8 - Consideration of Deferred Business.

MOVED by Councillors Hetherington and Greenough that the Order of Business and Additions be approved, as amended. MOTION PUT AND PASSED UNANIMOUSLY.

5. **BUSINESS ARISING FROM THE MINUTES - None**
6. **MOTIONS OF RECONSIDERATION - None**
7. **MOTION OF RESCISSION - None**
8. **CONSIDERATION OF DEFERRED BUSINESS**

As agreed to during the Approval of the Order of Business, Council dealt with Item 8.3 Les Collins Avenue - New Paving - Update, at this time.

8.3 Les Collins Avenue - New Paving - Update

- Les Collins Avenue - New Paving was before Council on October 19, 1999 and was deferred pending further information from staff.
- A supplementary staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

Mr. David Hendsbee, MLA, Preston

Mr. David Hendsbee, MLA, Preston, advised Council that a public meeting was held on Sunday, October 24, 1999, with the property owners of Les Collins Avenue. Mr. Ted Tam, Manager, Design Services, was also present at this well attended meeting. At that meeting, it was confirmed that the residents still wish to move forward with the paving petition and are fully aware that betterment charges will be assessed for these properties according to the frontage costs. In closing, Mr. Hendsbee requested that Council move forward with this project as soon as possible so the road can be paved before the winter season commences.

MOVED by Councillors Blumenthal and Hetherington that:

1. **Council approve Les Collins Avenue - New Paving as a Local Improvement Project as an increase to the Capital Budget in 1999/2000, but fully recoverable from Local Improvement Charges over a 10 year period.**
2. **Council award Les Collins Avenue - New Paving to Dillman Enterprises (1995) Limited for materials and services listed at the unit prices quoted for a Total Tender Price of \$187,680.00 and a Total Project Cost of \$215,832.00, with funding recovered 100% from the residents by frontage charge as per the Budget Implications Section of the supplementary staff report dated October 14, 1999. MOTION PUT AND PASSED UNANIMOUSLY.**

8.1 Council Decision on Second Reading of By-Law C-200 Respecting Municipal Cemeteries

- A Public Hearing regarding By-Law C-200 Respecting Municipal Cemeteries was held and closed on October 12, 1999. At that time, the matter was referred to staff for a response to questions raised.
- A supplementary report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

Councillor Kelly reiterated his concerns with respect to cases of damaged headstones when there are no family members left to arrange repairs. The Councillor stated he believes the Municipality needs to take some responsibility for repairs in these instances. In response, Mr. Stephen King, Manager, Parks and Natural Services, stated the idea of an overall HRM perpetual care or stone care account, that could be used for cases when there are no other means to repair the stones, is something that can be examined further in the future. However, staff did not want to include a default in the By-Law that would automatically require HRM to be responsible for all headstone repairs.

In response to questions of Councillor Schofield, Mr. King stated staff attempt to contact family members through the detailed cemetery records when headstones are damaged. In some cases, if no contact can be made, the damaged headstones may have to be placed in storage and catalogued. With respect to the expansion of Mount Hermon Cemetery, Mr. King stated it will be completed in phases over four years and will consist of approximately 1500-2000 cremation lots, at a proposed fee of about \$300 per lot, and 800 full grave lots.

Responding to a question of Mayor Fitzgerald regarding plot prices, Mr. King stated it is staff's intention to bring revised cemetery fees to Council in the near future.

Councillor Greenough spoke in support of the By-Law stating that, given the cost ramifications, staff's responses to Councillor Kelly's concerns appear to be reasonable. The Councillor suggested that, apart from this By-Law, Council could look at taking some type of supplementary action, with participation from the public, that would create a fund that would provide for the type of care that Councillor Kelly referenced.

MOVED by Councillors Greenough and Stone that By-Law C-200 Respecting Municipal Cemeteries be given Second Reading. MOTION PUT AND PASSED.

8.2 Tender #99-039 - Inter-office Mail Delivery and Inter-Courier Services

- Tender #99-039 - Inter-office Mail Delivery and Inter-Courier Services was before Council on October 19, 1999 and was referred back to staff for information regarding costs to carry out these services with HRM staff.
- A supplementary staff report prepared for George McLellan, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

Councillor Kelly inquired if staff considered the use of Commissionaires to provide this service. Mr. Peter Ross, Acting Director of Finance, responded that the Commissionaires had the opportunity to bid on the Tender when it was issued, but they did not. The Councillor suggested there may have been an opportunity to reduce costs if the Municipality partnered with the Province on courier services, and stated he hopes that this will be considered in the future.

Councillors Blumenthal and Sarto spoke in support of the staff recommendation, stating they did not believe the Municipality could get a better price for this service.

MOVED by Councillors Blumenthal and Greenough that Regional Council authorize the award of Tender #99-039 to the overall lowest bidder, Unique Delivery, to provide Inter-Office and Inter-Courier service for a two (2) year period. MOTION PUT AND PASSED.

8.3 Les Collins Avenue - New Paving - Update

This item was addressed earlier in the meeting.

9. PUBLIC HEARINGS

9.1 Second Reading - Amendment to By-Law P-100 Respecting the Board of Police Commissioners

- By-Law P-101, An Amendment to By-Law P-100 Respecting the Board of Police Commissioners, passed First Reading on October 5, 1999 and was now before Council for Second Reading.

Mayor Fitzgerald called three times for members of the public wishing to speak either in favour of or against the amendment. Hearing none, the following motion was put on the floor.

MOVED by Councillor Hetherington and Deputy Mayor Uteck that the Public Hearing be closed. MOTION PUT AND PASSED UNANIMOUSLY.

COUNCIL DECISION

Councillor Kelly inquired if changing the word “shall” to “may” in Section 2 (e) of the By-Law would provide Council with more flexibility in dealing with Police Services budget approval. Deputy Police Chief Robert Barss replied the intent of this clause does not prevent Council in directing the Board of Police Commissioners to put forward, during budget planning process, the decrease or increase in any areas of the operational service delivery of Police Services. Mr. Wayne Anstey, Municipal Solicitor, added that the intent is to focus Council on the global picture rather than line item analysis of the budget. Councillor Kelly stated he believes Council should have the ability at any time to debate, discuss or otherwise get into details, and put the following motion on the floor.

MOVED by Councillors Kelly and Hetherington that Section 2(e) of By-Law P-101, An Amendment to By-Law P-100 Respecting the Board of Police Commissioners be deleted.

Speaking against the motion, Councillor Stone stated the change would take away the intent of the role of the Police Commissioners. Also speaking against the motion, Councillor Greenough stated Council has the prerogative to recommend changes during the approval of the budget. The Councillor stated if the word “shall” is removed, the clause would not have the same significance.

Councillors Mitchell and McInroy also spoke against the motion, stating the word “shall” should remain in the clause. Councillor McInroy stated there is a budget process in place and it needs to be respected.

Deputy Chief Barss reminded Council that Section 12 of By-Law P-100 clearly indicates that the Board shall follow the directions of Council in the procedures of the budget.

MOTION DEFEATED.

MOVED by Councillors Stone and Mitchell that By-Law P-101, An Amendment to By-Law P-100 Respecting the Board of Police Commissioners, be given Second Reading. MOTION PUT AND PASSED.

9.2 Case 00174 - Billboards - Amendments to the Land Use By-Laws for Dartmouth, Halifax Mainland and Halifax Peninsula (Joint Public Hearing with Harbour East Community Council, Chebucto Community Council and Regional Council)

- Amendments to the Land Use By-Laws for Dartmouth, Halifax Mainland and Halifax Peninsula, to increase the required setback for billboards from residential lots to 250 feet, passed First Reading on October 5, 1999, and were now before Council for Second Reading.
- Correspondence from Mr. Thomas N. B. Creighton, dated October 21, 1999, opposing the use of billboards in Halifax Regional Municipality, was before Council for consideration.

Mr. Marcus Garnet, Planner, presented the staff report, noting this is a Joint Public Hearing with Harbour East Community Council, Chebucto Community Council and Regional Council, with regards to amendments to the respective Land Use By-Laws to increase the required setback for billboards from residential lots to 250 feet. Following this Joint Public Hearing, Mr. Garnet stated Regional Council may proceed to adopt the amendments with respect to the Halifax Peninsula only, and the two Community Councils can proceed to adopt their respective amendments at their next meeting.

MOVED by Councillors Stone and Walker that the Joint Public Hearing with Harbour East Community Council, Chebucto Community Council and Regional Council be opened. MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Blumenthal tabled correspondence from Mr. Thomas N. B. Creighton, dated October 21, 1999, opposing the use of billboards in Halifax Regional Municipality, which was previously circulated to Council.

Mayor Fitzgerald called three times for members of the public wishing to speak either in favour of or against the amendments. Hearing none, the following motion was put on the floor.

MOVED by Councillors Hetherington and Rankin that the Public Hearing be closed. MOTION PUT AND PASSED UNANIMOUSLY.

COUNCIL DECISION

MOVED by Councillor Blumenthal and Deputy Mayor Uteck that Council give Second Reading to the amendments to the Land Use By-Laws for Halifax Peninsula, to increase the required setback for billboards from residential lots to 250 feet. MOTION PUT AND PASSED UNANIMOUSLY.

Mayor Fitzgerald noted the Harbour East Community Council and the Chebucto Community Council will deal with their respective amendments at the appropriate time.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 PETITIONS

10.1.1 Councillor Fougere - Traffic Lights at Connaught Avenue and Jubilee Road

Councillor Fougere submitted an additional petition from residents in opposition to the traffic lights at Connaught Avenue and Jubilee Road. This petition contained approximately 200 signatures, bringing the total to 1800 signatures. The Councillor requested that the correspondence attached to the petition be copied and forwarded to all members of Council.

10.1.2 Councillor Fougere - Traffic Lights at Connaught Avenue and Jubilee Road

Councillor Fougere submitted a petition containing approximately 140 signatures of residents in favour of the completion of the six month study currently underway with respect to the traffic lights at Connaught Avenue and Jubilee Road. The Councillor requested that the correspondence attached to the petition be copied and forwarded to all members of Council.

10.1.3 Councillor Downey - Prohibition of the Use of Landscape Pesticides

Councillor Downey submitted a petition containing approximately 150 signatures of students of the Sacred Heart School urging Council to pass a by-law prohibiting the use of landscape pesticides.

10.1.4 Councillor Greenough - Request for Sidewalk - Andover St., Dartmouth

Councillor Greenough submitted a petition containing approximately 33 signatures of residents in support of the installation of a sidewalk on the west side of Andover Street in Dartmouth, to ensure the safety of the children of Michael Wallace School who use this street on a daily basis. The Councillor requested that this petition be forwarded to Engineering staff for consideration and inclusion in the 2000-2001 Capital Budget.

At a later point in the meeting, under Item 13.2 Information Item #7 - Surplus Funds, Councillor Greenough asked that this sidewalk request also be included in the forthcoming staff report regarding surplus funds.

11. REPORTS

11.1 MEMBERS OF COUNCIL

11.1.1 Councillor Blumenthal - Youth Crime and Young Offenders Act

Councillor Blumenthal raised concerns with respect to the issue of youth crime and vandalism, expressing frustration by the apparent rise in incidents of crime and vandalism committed by youth. The Councillor stated that education alone does not work, and it must extend beyond the school walls into the homes of the community. Councillor Blumenthal praised police for their efforts, but stated changes are needed in the justice system or people might take matters into their own hands. The Councillor stated youth need to be made responsible for their own actions, but, currently, they see multiple instances of crime and vandalism being committed with little or no visible consequences.

Councillor Blumenthal gave credit to Constable Joe Fougere for his ideas about the Young Offenders Act which should be as it was originally intended, a First Offender's Act.

In closing, Councillor Blumenthal implored Council for its support by writing a letter to the Federal Government requesting changes in the Young Offender's Act that will give it more "teeth" to ensure safety and security within the Municipality.

MOVED by Councillors Blumenthal and Hetherington that a letter be sent from the Municipality to the Federal Minister of Justice requesting that changes be made in the Young Offenders Act to give the Act more "teeth" to ensure safety and security within the Halifax Regional Municipality.

Councillor Harvey expressed concern with not identifying specific sections to be amended. The Councillor suggested the issue is more complex, and stated there needs to be more interventions to support families that need to become more functional.

Councillor Schofield noted the RCMP are following up on curfews being implemented in other areas and will be reporting to the Board of Police Commissioners with respect to this matter. The Councillor suggested this is something the Municipality may want to consider.

Councillors Hetherington and Sarto spoke in support of the motion, stating the matter needs to be brought to the attention of the Federal Minister of Justice.

Councillor Downey advised Council that it is his understanding that the Federal Government is in the process of reviewing and amending the Young Offenders Act.

Councillor Stone noted restorative justice, a part of the Young Offenders Act, encourages restitution to the victims. The Councillor noted there are changes taking place in the justice system, one of which deals with crime prevention and encourages alternate ways of dealing with the communities and their problems, in particular with youth and youth

justice. Councillor Stone suggested that Council may need more information before a letter is sent.

Councillor Greenough spoke in support of the motion, but stated he would not support any action that will result in a curfew being imposed on the youth of the Municipality, as to do so would penalize all young people, the majority of which are law abiding citizens.

Councillor Cunningham spoke in support of the motion, stating a copy of Councillor Blumenthal's comments should be included with the letter.

Speaking against the motion, Councillor Harvey stated he did not believe there are sufficient statistics to support the suggestion there is a significant increase in youth crime. The Councillor stated additional support needs to be given to the families.

In closing the debate, Councillor Blumenthal stated something needs to be done with the justice system to help the children, not to punish them.

MOTION PUT AND PASSED.

11.1.2 Councillor McInroy - Halifax County Rehabilitation Centre - Early Retirement Program - Expansion

On behalf of the Board of the Halifax County Rehabilitation Centre, Councillor McInroy brought forward a request that staff review the potential to expand the Early Retirement Program with respect to that facility. The Councillor noted the facility is scheduled to close in June 2001. The employer portion of the pension plan fund has been paid by the Province of Nova Scotia and there has been no Municipal money contributed.

Council agreed to the request for a staff report.

11.1.3 Councillor Sarto - Traffic Lights at Portland Street and Woodlawn Road Intersection

Councillor Sarto requested a staff report examining concerns expressed by residents regarding the pedestrian time cycle to walk across Portland Street from Woodlawn and vice versa, as it appears to be insufficient and, therefore, poses a safety problem.

Council agreed to the request for a staff report.

11.1.4 Councillor Hetherington - Ferry Service on Sundays

Councillor Hetherington requested a staff report examining the possibility of reinstating ferry service on Sundays during the winter months due to the many activities that now take place on Sundays throughout the entire year. In making the request, Councillor Hetherington stated the HRM has the oldest continuous running ferry service in North America. The Councillor noted the following activities that take place which may justify providing Sunday ferry service: cruise ships, craft and antique markets, casino and parking problems downtown.

Council agreed to the request for a staff report.

11.2 SMOKING BY-LAW WORK GROUP

11.2.1 Smoking By-Law - Response to Scheduled Increments

- A report prepared by the Smoking By-Law Working Group, was before Council for consideration.

Mr. Mel Bartlett, Chair, Smoking By-Law Working Group, presented the report to Council, stating the report recommends extension of regulations of smoking in HRM under a consistent and practical framework, and includes a specific mechanism and time frame for extension of these regulations. Mr. Bartlett noted the report has been accepted by the entire Working Group.

In response to a question of Mayor Fitzgerald, Mr. Bartlett reviewed Attachment 1 of the report which summarized the recommended extension of the smoking regulations.

Speaking in support of the efforts of the Working Group, Councillor Rankin put forward the following motion:

MOVED by Councillors Rankin and Hetherington that:

- 1. Halifax Regional Council move forward on the amendment of the Smoking By-Law S-200, in accordance with the recommendations of the Smoking By-Law Working Group presented on July 13, 1998.**
- 2. Halifax Regional Council establish a by-law review process and further increments by setting a By-Law expiration date of three years from the date of approval, and require the establishment of a community review committee by the beginning of the second year of such an amended By-Law. The By-**

Law Review Committee should be representative of health and business interests.

3. The By-Law review committee be mandated to bring back recommendations before the By-Law expiry date for further increments in a renewed By-Law.

In response to a question of Councillor Read, Mr. Bartlett stated any commitment to have smoking completely eliminated at an early date would have created objection from some members of the Working Group.

Councillor Harvey stated he would have preferred to have seen the amendments brought forward in March go to a Public Hearing. which would have indicated the public's opinion on these amendments.

In response to a question of Councillor Stone regarding part-time enforcement, Ms. Nehiley stated additional enforcement would be required for increased levels of restriction of smoking in public places. Mr. Peter James, Regional Coordinator, By-Law Enforcement, noted cost of enforcement will be directly impacted depending on how aggressive Council wants to move ahead with smoking prohibition.

Councillor Blumenthal spoke in support of the motion, stating he believes incrementally extending the regulations is the correct way to deal with the matter.

Speaking against the motion, Councillor Walker stated he views the recommendations to be watered down, noting shopping centres have already proven that smoking restrictions can and will work.

Councillor Read expressed disappointment with the recommendations of the Working Group stating they are basically the same as the recommendations proposed a year ago which were unanimously rejected by Council. The Councillor stated people still go places and utilize services where smoking is banned, and HRM has an obligation to provide a helping hand to those residents trying to quit smoking.

In closing the debate, Councillor Rankin stated staff will need to prepare a revised report to come back to Council to initiate the process to amend the By-Law commencing with a Notice of Motion for First Reading.

MOTION PUT AND PASSED.

11.3 CHIEF ADMINISTRATIVE OFFICER

11.3.1 Award of Tender No. 99-104, Site Improvements at Highway 101 Landfill

- A staff report prepared for K. R. Meech, Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Hetherington and Greenough that Council award Tender No. 99-104, Site Improvements at Highway 101 Landfill to W. Eric Whebby Ltd. for an upset Total Tender Price of \$284,050.00 (including contingency and HST), with funding as per the Budget Implications section of the staff report dated October 20, 1999. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.2 Metro Transit - Fare Increase

- A staff report prepared for K. R. Meech, Chief Administrative Officer, regarding the above, was before Council for consideration. The report recommended that the base Adult cash fare be increased from \$1.65 to \$1.75 and Child/Seniors cash fare from \$1.15 to \$1.25 effective January 1, 2000, with similar increases in bus tickets and monthly passes as outlined in the staff report dated 12 October 1999.

Mayor Fitzgerald suggested that this matter should be put on hold for six months. In response, Councillor Blumenthal put the following motion on the floor.

MOVED by Councillors Blumenthal and Downey that no fare increase for Metro Transit be implemented at this time.

Speaking in support of the motion, Councillor Hetherington stated there are other ways to raise funding rather than increasing fares.

Councillor Kelly stated, in future staff reports, he would like to see what percentage of ridership has been lost due to past fare increases, and that the Atlantic Region be included when comparisons are done.

Councillor Downey stated he would like to have a report on transit transfers, as it is his understanding that people are using transfers from week to week.

Councillor Greenough noted there was a proposed fare increase scheduled for October 1999 included in the 1999-2000 Operating Budget. The Councillor stated the financial ramifications of not approving this increase need to be clarified. In response, Mr. Brian Smith, Director, Business Operations, stated staff chose not to implement the 5¢ fare increase included in the 1999-2000 Operating Budget at the beginning of October 1999, as they were waiting for the updated financial statements and they did not want to have two increases in a short period of time. Staff is, therefore, proposing one increase of 10¢

effective January 2000. Councillor Greenough reminded Council that the effect on next year's Operating Budget of not implementing an increase at this time needs to be considered.

Councillor Sarto requested that staff provide information to Council with respect to year to date revenues and expenditures, and possible options that could be reviewed by Council in terms of meeting the \$250,000 shortfall.

In response to a question of Councillor Schofield, Mr. Smith stated, over the last several years, municipal contribution to public transit has been decreased quite significantly and fares have increased.

In response to a question of Councillor Kelly inquiring if the motion would put the 5¢ increase included in the 1999-2000 Operating Budget on hold, Mr. Meech stated it would be his position that there would be no increase implemented if the motion is approved.

Councillor McInroy suggested that Council could direct Metro Transit management and senior staff to advance other alternatives in terms of what can be done to reduce operating costs, other than route reductions.

Closing the debate, Councillor Blumenthal stated Council needs to look at alternative ways of raising money such as increasing parking meter and parking fees throughout the Municipality, increasing advertising on buses and advertising on parking meters.

MOTION PUT AND PASSED UNANIMOUSLY.

11.3.3 Temporary Borrowing Resolutions

- A staff report prepared for George McLellan, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Hetherington and Stone that Council approve the renewal of Temporary Borrowing Resolution 98/99-01 in the amount of \$24,252,950. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.4 Amendments to the Terms of Reference, Halifax County/Halifax Mainland Watershed Advisory Board

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

Councillor Hetherington expressed concern with the staff report not containing approval of the Halifax Regional Water Commission, and suggested any future reports having an effect on the Water Commission should contain a signature of a staff member of the Commission, in addition to HRM staff.

MOVED by Councillors Hetherington and Blumenthal that any future reports having an effect on the Water Commission contain a signature of a staff member of the Commission in addition to HRM staff. MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillors Hetherington and Stone that Council approve the following amendments to the Terms of Reference of the Halifax County/Halifax Mainland Watershed Advisory Board:

- 1. The geographical area of jurisdiction of the Halifax County/Halifax Mainland Watershed Advisory Board be expanded to include Halifax Peninsula.**
- 2. The mandate of the Halifax County/Halifax Mainland Watershed Advisory Board be expanded to include review of major project proposals of the Halifax Regional Water Commission. MOTION PUT AND PASSED UNANIMOUSLY.**

11.3.5 Camden Street Storm Sewer Project - Extension

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Kelly and Mitchell that Council approve the storm sewer extension on Wardour Street at a cost of \$20,000.00 as a new Capital Project in 1999/2000, and award this work to Harbour Construction Company Limited as an extension to Tender No. 99-207 for material and services at the unit prices quoted with funding from Account No. CRESPOOL, the Capital Reserve Pool, as per the Budget Implications Section of the staff report dated October 22, 1999. MOTION PUT AND PASSED UNANIMOUSLY.

12. MOTIONS - None

13. ADDED ITEMS

13.1 Councillor Cunningham:

a) Duplication of Street Names Within HRM

Councillor Cunningham expressed concern with the number of duplicated and similar street names throughout the Municipality and the confusion this can create, in particular with emergency services. The Councillor requested a staff report listing all street names within HRM that are duplicated, the problems existing or foreseen, and consideration on phasing in a program to eliminate this duplication over time, and an immediate method to discontinue naming new streets after existing ones.

Councillor Hetherington expressed concern with renaming existing streets, stating this may create the loss of identity of a community.

Council agreed to the request for a staff report.

b) Traffic Exiting MacDonald Bridge

Councillor Cunningham requested a staff report regarding the possibility of increasing the length of time for left hand turns for vehicles exiting the Macdonald Bridge onto Gottingen Street and Wyse Road, to alleviate the traffic problem.

In another matter, Councillor Cunningham requested that staff prepare a report on the new traffic lights at Penhorn Mall, which change immediately in favour of left turning vehicles exiting the mall, creating a heavy back up of traffic on Portland Street.

Council agreed to the requests for staff reports.

13.2 Councillor Hetherington - Request to move Info Item #7 to the Regular Council Agenda

Information Item #7 - Surplus Funds

- An Information Report prepared for K. S. Dhillon, Director, Engineering and Transportation Services, regarding the above, was before Council.

Councillor Hetherington requested that \$30,000 for the project referenced in the Information Report, to stabilize an embankment to control erosion adjacent to 51 Portland Estates Boulevard, be approved when, and if, capital funding is available this year.

Mayor Fitzgerald suggested that this request, along with the other two requests in the report, should be referred to staff for a recommendation.

MOVED by Councillors Hetherington and Blumenthal that the three requests for capital projects contained in the Information Report dated October 19, 1999, be referred to staff for a report.

Councillor Blumenthal noted the Information Report indicates that he recently expressed concern regarding the poor condition of sidewalks on streets in his District. The Councillor stated he has been expressing concern regarding this issue over the last five years.

Councillor Kelly requested that the forthcoming staff report also include a balance of the Capital Reserve Pool.

Councillor Read spoke in support of his request for a paved walkway between Abbey Road and the Chebucto Heights School yard, which was included in the Information Report.

Councillor Walker stated it was his understanding when this fund was set up that the priority list of outstanding projects would be considered, rather than additional individual projects as is being proposed. Councillor Hetherington noted the three requests are for the safety and health of the citizens.

Councillor Cooper stated Council should receive recommendations from the Chief Administrative Officer with respect to how surplus capital funds will be used to ensure fairness.

Councillor Greenough requested that his petition, submitted earlier in the meeting, requesting the installation of a sidewalk on the west side of Andover Street in Dartmouth, be included in the forthcoming staff report regarding surplus funds.

At a later point in the meeting, Councillor Harvey asked that his request for a sidewalk at Beaver Bank Road and Waterwheel Crescent (Information Item #2) also be considered in the staff report.

There was no vote on taken the Motion.

Council agreed that the matter be referred to staff for a report to consider the requests made during the discussion of the issue.

13.3 Councillor Harvey - Request to move Info Item #2 to the Regular Council Agenda

Information Item #2 - Intersection - Beaver Bank Crossroad and Waterwheel Crescent

- An Information Report prepared for K. S. Dhillon, Director, Engineering & Transportation, regarding the above, was before Council.

This was addressed under the previous item and is to be included in the forthcoming staff report.

13.4 Legal Matter - Claim Settlement - Rodney Norris

- This matter was discussed during an In Camera session held prior to the Regular Session and was now before Council for ratification.

MOVED by Councillors Sarto and Hetherington that Regional Council settle the claim brought by Rodney Norris for an amount of \$25,000 as settlement in full upon obtaining a release from Rodney Norris from any further claims arising out of the accident which occurred on September 3, 1998. MOTION PUT AND PASSED UNANIMOUSLY.

13.5 Legal Matter - Claim Settlement - Pauline White

- This matter was discussed during an In Camera session held prior to the Regular Session and was now before Council for ratification.

MOVED by Councillors Blumenthal and Greenough that Regional Council authorize settlement of the claim brought by Pauline White in the amount of \$17,500 as settlement in full upon obtaining a full release from Pauline White from any further claims arising out of the accident which occurred on July 17, 1997. MOTION PUT AND PASSED UNANIMOUSLY.

13.6 Land Matter - Former Archbishop's Residence

- This matter was discussed during an In Camera session held prior to the Regular Session and was now before Council for ratification.

MOVED by Deputy Mayor Uteck and Councillor Read that Regional Council refer the matter back to staff to hold a Public Information Session in 30 days. MOTION PUT AND PASSED.

14. NOTICES OF MOTION - None

15. ADJOURNMENT

MOVED by Councillors Blumenthal and Hetherington that the meeting adjourn at 8:10 p.m. **MOTION PUT AND PASSED UNANIMOUSLY.**

Barbara Moar
Acting Municipal Clerk