

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES October 15, 1996

PRESENT:

Mayor Walter Fitzgerald
Councillors: Bill Dooks
Gordon R. Snow
David Hendsbee
Ron Cooper
Harry McInroy
Jack Greenough
Condo Sarto
Bruce Hetherington
Clint Schofield
John Cunningham
Jerry Blumenthal
Graham L. Downey
Larry Uteck
Howard Epstein
Russell Walker
Bill Stone
Ron Hanson
Stephen Adams
Barry Barnet
Bob Harvey
Peter Kelly
Reg Rankin

ABSENT:

Councillor Jack Mitchell

STAFF MEMBERS:

Mr. Ken Meech, Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Vi Carmichael, Municipal Clerk
Ms. Patti Halliday, Assistant Municipal Clerk

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On a **Point of Privilege**, Councillor Hetherington spoke about the fire that occurred in District 8 on October 6, 1996 claiming the lives of three children. On behalf of the citizens, Councillor Hetherington thanked the Fire Services, Police Services and the Works Department crews who did an excellent job. He noted there was special counselling provided to the Fire and Police Services as well as the staff of the Dartmouth General Hospital. Councillor Hetherington had concern with the lack of counselling services for the residents of the community. He suggested if there is going to be an Emergency Measures Organization in the community, it should look after the members of the community when something like this happens. He stated this is something that should be taken into consideration immediately. Councillor Hetherington also stated he hoped the building will be cleaned up in the next few days as it is a constant reminder of this tragedy to the residents of that area.

At this time, Councillor Hetherington read the names and ages of the three children who died as a result of the fire: Mandy Lynn Dineen Moore, Age 8; Bobby Gerald Roger Moore, Age 6; and, Stephen Scott Moore, Age 4.

A moment of silence was observed by Council in memory of the three Moore children.

1. INVOCATION

Mayor Fitzgerald called the meeting to order at 6:20 p.m. with an Invocation.

2. PROCLAMATIONS

2.1 Insurance Information Week

Mayor Fitzgerald read the following proclamation: Insurance Information Week, October 20-26, 1996.

2.2 Technicians and Technologists Week

Mayor Fitzgerald read the following proclamation: Technicians and Technologists Week, October 21-27, 1996.

3. APPROVAL OF MINUTES - October 1, 1996

MOVED by Councillors Kelly and Hetherington that the minutes of October 1, 1996 be approved as circulated. MOTION PUT AND PASSED UNANIMOUSLY.

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

There were no requests for additions to the agenda.

The following deferrals were requested:

- 8.1 FX International - Councillor Blumenthal requested this item be deferred to November 5, 1996.
- 11.1.1 Appointments - Heritage Advisory Committee (Mayor) - Councillor Uteck requested this item be deferred until October 22, 1996.

The following change in the Order of Business was requested:

- 8.2 Second Reading - Amendment to Ordinance 116 that Section 10(b) 4 be repealed - Councillor Adams requested that this item be moved to follow Item 10.1 - Second Reading - Amendment to Ordinance 116 Section 10(b) 4 (Taxi Commission Report).

MOVED by Councillors Hetherington and Sarto that the Order of Business and Additions and Deletions be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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 FX International (deferred from Oct. 1/96)

- ! An information report prepared for Mr. Ken Meech, CAO, regarding FX International, was before Council.

This item was deferred to November 5, 1996 during the Approval of the Order of Business and Approval of Additions and Deletions.

8.2 Second Reading - Amendment to Ordinance 116 that Section 10(b) 4 be repealed (deferred Sept. 17/96) - Reference 10.1

This item was moved down on the agenda to follow Item 10.1 during the Approval of the Order of Business and Approval of Additions and Deletions.

9. CORRESPONDENCE, PETITIONS AND DELEGATIONS

9.1 Presentations:

9.1.1 Holiday Parade of Lights - Kate Carmichael

- ! A letter from Kate Carmichael, Executive Director, Holiday Parade of Lights, dated October 11, 1996, seeking Council's support in this initiative, was before Council.

Ms. Kate Carmichael, Executive Director, Downtown Halifax Business Commission, made a presentation to Council seeking support for the Holiday Parade of Lights. Ms. Carmichael stated the event will cost \$7,460.04 for municipal services (policing and traffic rerouting). The Commission is requesting \$3,000 from the HRM to pay part of these costs for municipal services.

Councillor Hendsbee asked if Council has the ability to waive fees rather than issuing a grant. Mayor Fitzgerald replied the \$3,000 could be in the form of forgiveness of fees. Councillor Downey asked Mr. Meech to determine if the money might be available in the Police Services budget. Mr. Meech agreed to look into this, however, he noted the issue is not the \$3,000 but the fact that other organizations have asked for similar support. He asked Council if they would be able to defend their decision with these other organizations.

MOVED by Councillors Blumenthal and Hetherington that this issue be referred to staff to determine where funding, if any, can be found for this event.

Councillor Stone noted this event is an opportunity to enhance the downtown area during this time of year. However, he did not feel the Police Services budget is the place to obtain the funding for the municipal services. He suggested leaving it to staff to determine what can be done to encourage this activity and to back the sponsor.

Councillor McInroy stated he would like the staff report to include any current HRM involvement with this event, ie. floats.

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.2 Board of Khyber Art Society - Greg Forrest/Monica Tap

- ! A letter from Mr. Greg Forrest, President, the Khyber Arts Society, seeking assurance from HRM that the planned renovations to the Khyber Building due to the development of the Neptune Theatre next door are completed within the scheduled time frame, was circulated to Council.

- ! Letters support the Khyber Arts Society's request received from the following individuals were circulated to Council: Christopher Davidson, Elizabeth Hobart, Robert Zingone, Monika Napier, Tonia Dirisio, Martin Gaede, Allison Uuthit and Joyce McCulloch, President, Heritage Trust of Nova Scotia.

- ! A letter from Mr. Frank Schwartz, Downtown Halifax Business Commission, dated

October 15, 1996, regarding the Khyber Building funding request, was circulated to Council.

- ! An information report prepared for Mr. Dan English, Commissioner of Community Services, regarding the Khyber Building, was before Council.

Mr. Greg Forrest, President, and Ms. Monica Tap, Vice President, Khyber Arts Society, made a presentation to Council requesting support for their request that renovations to the Khyber Building be completed as scheduled, so that they may resume their programming in the early part of 1997 and continue to fulfill their responsibility to the restoration of this significant focal point of downtown Halifax.

Members of Council expressed concern with respect to a comment made in one of the letters circulated, to which Mr. Forrest extended apologies on behalf of the Society, but noted any such comments did not come from the Society.

Mayor Fitzgerald stated he wants to know the costs to upgrade and maintain the Khyber Building. Councillor Stone asked where the money will come from to cover the upgrading. Mr. Meech replied this is something they are dealing with and options will be coming to Council shortly. It was noted there will be a supplementary report regarding the Khyber Building coming to Council next week. Mr. Forrest noted the Society currently covers the operating costs of the building. In response to a question from Councillor Stone regarding the new costs related to the Khyber Building, Mr. Forrest replied they are a small organization and are willing to contribute labour and perhaps some cost sharing in the future. Mr. Forrest added he felt the payback from their organization in terms of employment, preservation of an historic building, etc., will outweigh any costs.

Councillor Downey expressed the importance of preserving heritage buildings by working with the Province.

It was agreed to leave further discussions on this item until next week when the supplementary report is received by Council.

9.2 Correspondence:

9.2.1 Historic Markers - RMS Titanic

- ! A letter from Mr. Michael Rudd, President, Travel Marketing Associates, dated September 19, 1996, suggesting locations for two historic markers regarding the RMS Titanic, was before Council.

MOVED by Councillor Sarto and Deputy Mayor Greenough that Historic Markers - RMS Titanic be referred to the Heritage Advisory Committee and the Tourism Department.

Several Councillors acknowledged the importance of these historic markers to the Halifax Regional Municipality and the tourism industry. Councillor Walker noted this is an issue on which the former City of Halifax had been working.

MOTION PUT AND PASSED UNANIMOUSLY.

9.3 Petitions:

9.3.1 Tax Structure

! A copy of a petition containing 188 signatures from residents who live above Glengary Estates on the St. Margaret's Bay Road up to Highway 103 (Exit 4) regarding urban rates, was before Council.

Councillor Rankin stated this petition will be part and parcel of the discussion relating to the tax structure generally. In particular, this relates to the question of urban/rural. He asked that staff report back on this aspect of the budget discussions in response to the public initiative.

MOVED by Councillors Rankin and Sarto that the petition be referred to staff for a report on the tax structure aspect of the budget discussions in response to this public initiative.

In response to a question asked of him by Councillor Stone as to when meetings will take place to discuss the tax structure, Mr. Meech advised the subject is being reviewed by staff and Council will be provided with a date shortly.

MOTION PUT AND PASSED UNANIMOUSLY.

10. PUBLIC HEARINGS

10.1 Second Reading - Amendment to Ordinance 116 Section 10(b) 4 (Taxi Commission report)

! An amendment to Ordinance 116 Section 10(b) to allow those drivers who now hold drivers' licenses, but not taxi owner licenses, to purchase a vehicle license up until and including April 12, 1998 - for their own use only. This allows for the original intent of this section to be followed and allows for those who rent, to own a car and helps to further stabilize the industry, passed First Reading on September 17, 1996. Second Reading was scheduled to be held subsequent to a meeting of the Taxi Commission from which a recommendation was made to Council. The

amendment was now before Council for Second Reading.

MOVED by Councillors Adams and Stone that the Amendment to Ordinance 116 Section 10(b) 4 with the following amendment proposed by the Taxi Commission be given Second Reading:

“Be it Enacted by the Council of the Halifax Regional Municipality as follows:

- 1. City of Halifax Ordinance 116, the Taxi and Limousine Ordinance is amended by adding immediately following subsection (3A) of Section 10B thereof the following subsections:**
- (4) Notwithstanding subsection (1), when a person provides satisfactory evidence that he or she held a taxi driver’s license, but not a taxi owner’s license on the 12th day of April 1995, and was renting a taxi continuously pursuant to this Ordinance and was actively driving the same in the taxi industry within the geographic boundaries of the former City of Halifax, the taxi driver may apply for a taxi owner’s license in respect of a single vehicle until the 12th day of April, 1998, provided that the taxi driver license continues in force until the date of the application and if the application meets all the requirements of this Ordinance, the taxi owner’s license shall be issued.**
- (5) A vehicle in respect of which a taxi owner’s license is issued pursuant to subsection (4) shall be driven and operated as a taxi only by the licenses taxi driver to whom the taxi owner’s license is issued, up until the 12th day of April 1998.**
- (6) Those drivers that qualify will be given 60 days from the date of approval of Third Reading to provide written notice of intent, including providing proof of continuous driving. Proof of continuous driving should be in the form of an affidavit co-signed by the driver and the owner of the vehicle.**

Mayor Fitzgerald called three times for speakers from the public. No one came forward.

MOTION PUT AND PASSED.

MOVED by Councillor Adams and Cooper that the Amendment to Ordinance 116 Section 10(b) 4 be given Third Reading. MOTION PUT AND PASSED.

8.2 Second Reading - Amendment to Ordinance 116 that Section 10(b) 4 be repealed (deferred Sept. 17/96) - Reference 10.1

! This amendment was given First Reading on September 3, 1996. Second

Reading was deferred on September 17, 1996 and the amendment was now before Council for Second Reading. This amendment repeals subsection (4) of Section 10(b) of City of Halifax Ordinance, the Taxi and Limousine Ordinance.

Council agreed earlier to address this item after Item 10.1.

MOVED by Councillors Adams and Stone that the amendment to repeal Subsection (4) of Section 10(b) of City of Halifax Ordinance 116, the Taxi and Limousine Ordinance and replace it with the section approved in Item 10.1 be given Second Reading. MOTION PUT AND PASSED.

Mayor Fitzgerald called three times for speakers from the public. No one came forward.

MOVED by Councillors Adams and Stone that the amendment to repeal Subsection (4) of Section 10(b) of City of Halifax Ordinance 116, the Taxi and Limousine Ordinance and replace it with the section approved in Item 10.1 be given Third Reading. MOTION PUT AND PASSED.

10.2 Second Reading - Amendment to Former Halifax County Municipality By-Law 10, Taxi By-Law

! An amendment to Former Halifax County Municipality By-Law 10, Taxi By-Law, requiring the Municipal Clerk to license taxis and taxi drivers, and to transfer this responsibility to the License Inspector in the former City of Halifax, passed First Reading on October 1, 1996. The amendment was now before Council for Second Reading.

MOVED by Councillors Adams and Hetherington that the amendment to Halifax County Municipality By-Law #10, the Taxi By-Law, deleting the words "Municipal Clerk of the Municipality" from clause (a) of Section 2 thereof and by substituting therefor the words "Inspector of Licenses appointed by the Chief of Police of the Halifax Regional Municipality, and any Deputy or assistant to the Inspector duly authorized to perform the duties hereinafter set out by the Chief of Police, be given Second Reading.

Mayor Fitzgerald called three times for speakers from the public. No one came forward.

MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillors Adams and Hetherington that the amendment to Halifax County Municipality By-Law #10, the Taxi By-Law, deleting the words "Municipal Clerk of the Municipality" from clause (a) of Section 2 thereof and by substituting therefor the words "Inspector of Licenses appointed by the Chief of Police of the Halifax Regional Municipality, and any Deputy or assistant to the Inspector duly

authorized to perform the duties hereinafter set out by the Chief of Police, be given Third Reading. **MOTION PUT AND PASSED UNANIMOUSLY.**

10.3 Second Reading - By-Law P-200 Respecting Pollution Control Charges in the Former City of Dartmouth

! By Law P-200 Respecting Pollution Control Charges in the Former City of Dartmouth, passed First Reading on September 24, 1996. The By-Law was now before Council for Second Reading.

MOVED by Councillors Kelly and Barnet that By-Law P-200, Respecting Pollution Control Charges in the Former City of Dartmouth, and By-Law P-201 Respecting Pollution Control Charges in the Former City of Halifax, be given Second Reading.

Mayor Fitzgerald called three times for speakers from the public. No one came forward.

Councillor Greenough proposed an amendment to reduce the pollution control charge for this year only that would offset, at least in part, the increase that is being proposed to the waste water maintenance rate.

MOVED by Councillors Greenough and Cunningham that Section 1 of By-Law P-200, Respecting Pollution Control Charges in the Former City of Dartmouth, be amended to read as follows: Subsection (b) of Section 1 of By-Law P-1100 is repealed and the following substituted therefor: “(b) For the users in the former City of Dartmouth of the Halifax Regional Water Commission shall pay a pollution control rate of 0¢ per 1,000 gallons of water, and a waste water maintenance rate of \$1.31 per 1,000 gallons of water,” and, pursuant to Ordinance 156, Respecting Pollution Control Charges in the former City of Halifax, “BE IT RESOLVED that the environmental pollution rate be set at 9¢ per 1,000 gallons of water, and the waste water maintenance rate be set at \$1.22 per 1,000 gallons of water, for a combined rate of \$1.31 per 1,000 gallons of water.”

Mayor Fitzgerald called three times for speakers from the public. No one came forward.

Councillor Greenough noted the only effect caused by this amendment is that there will be less dollars being placed into the pollution control reserve account for this year only. This amendment will not affect the operating costs of the waste water management.

Mr. Ron Singer, Director of Finance, explained the reasoning behind the proposed by-laws which is to collect an additional 2.5 million dollars this year.

Councillor Uteck stated he felt Council needs to maintain the pollution control charge and the fund that has been developed.

Councillor Cunningham reiterated the effect the increase would have on the residents of the former City of Dartmouth.

Councillor Epstein opposed the amendment as it deprives the pollution control fund of 2.5 million dollars. He suggested that the 2.5 million dollars should be shared equally among all water users.

At this point in the meeting, it was agreed to proceed with the swearing in of the seven new police officers.

SWEARING IN OF NEW OFFICERS TO THE HALIFAX REGIONAL POLICE SERVICE

The following police officers were before Council to be sworn in as members of the Halifax Regional Police Service: Adrien (Dee) Edison, Joseph A. Farrow, John Mansvelt, Kevin McNeil, Jamie Payne, Donald Squires and Colin McNeil.

Mayor Fitzgerald lead the seven new officers in their Oath of Office. Each officer was then called forward individually to be sworn in as a member of the Halifax Regional Police Service.

Chief MacDonald noted these seven men are the first members of the Halifax Regional Police Service that have no affiliation with the previous municipalities. Before presenting the badges, Chief MacDonald spoke about the badges noting they represent the law. He asked the constables to wear the badge with pride, integrity, courage and with courtesy. In presenting the badges, Chief MacDonald asked Mr. Harry McNeil, a recently retired Lieutenant from the Royal Newfoundland Constabulary, and father of Colin McNeil, to assist in the presentation of his son's badge.

In a sign of gratitude and congratulations, Council, staff and the public gave the newly sworn officers a spontaneous standing ovation.

RECESS

Council took a ten minute recess at 8:25 p.m. and reconvened at 8:35 p.m.

At this time, Council continued with the debate of the motion on the floor regarding By-Laws P-200 and P-201.

In response to a question from Councillor Kelly, Mr. Meech stated he was in support of the original proposal.

Councillor Walker spoke against the amendment as he felt it is asking former City of Halifax residents to carry more than their share. He suggested the additional money

required should be obtained on the tax bill and not the water bill. By having it on the tax bill, it would be a five cent increase for all residents of the Halifax Regional Municipality.

Councillor Barnet spoke against the amendment as he felt the residents of the former County have paid more than their fair share.

In closing the debate, Deputy Mayor Greenough stated this amendment allows Council to keep their promise to the taxpayers of Halifax Regional Municipality of no tax increases.

The vote on Deputy Mayor Greenough's motion for an amendment was then taken.

At the request of Councillor Walker, a Recorded Vote was taken. **(12 For - 11 Against)**

The following members of Council voted in favour of the Motion: Mayor Fitzgerald, Deputy Mayor Greenough, Councillors Dooks, Snow, Cooper, McInroy, Sarto, Hetherington, Schofield, Cunningham, Blumenthal, Stone

The following members of Council voted against the Motion: Councillors Hendsbee, Downey, Uteck, Epstein, Walker, Hanson, Adams, Barnet, Harvey, Kelly, Rankin

MOTION PASSED.

The vote on the Main Motion, as amended, was then taken.

MOTION PASSED.

Third Reading of By-Laws P-200 and P-201 will take place on October 22, 1996.

MOVED by Councillors Greenough and Kelly that the wording of By-Law P-200 be changed to reflect the amendment. MOTION PUT AND PASSED.

10.4 Second Reading - By-Law P-201 Respecting Pollution Control Charges in the Former City of Halifax

! By-Law P-201 Respecting Pollution Control Charges in the Former City of Halifax, passed First Reading on September 24, 1996. The By-Law was now before Council for Second Reading.

This item was dealt with under Section 10.3 Second Reading - By-Law P-200 Respecting Pollution Control Charges in the Former City of Dartmouth.

10.5 Second Reading - Amendment to Former Metropolitan Authority By-Law #7

! An Amendment to Former Metropolitan Authority By-Law #7 to adopt a Commercial Tipping Fee of \$100.00 for Halifax Regional Municipality passed First Reading on October 1, 1996. The Amendment was now before Council for Second Reading.

! A copy of Mr. Stephen Taylor's (President, Enviro Waste Ltd.) presentation was circulated to Council.

MOVED by Councillors Rankin and Hetherington that the Amendment to Former Metropolitan Authority By-Law #7 be given Second Reading.

Mayor Fitzgerald called for members of the public to speak.

Mr. Stephen Taylor, President, Enviro Waste Ltd., came forward to speak against the amendment suggesting the following changes be made: (1) 30 days written notice from the date of the Third Reading of this amendment, (2) The transfer station hours of operation need to be adjusted, and, (3) Accounts with HRM solid waste operations should be 60 days payable.

Copies of Mr. Taylor's presentation were circulated to Council.

Mayor Fitzgerald called three times for any further speakers from the public. No one came forward.

Councillor Hendsbee agreed with Mr. Taylor's comment of giving advance notice to the industry.

MOVED by Councillors Hendsbee and Walker the motion be amended to give at least a thirty day notice to the industry for changes in tipping fees.

In response to a question from Councillor Rankin, Mr. Jim Bauld replied that the financial implications of a thirty day notice would be approximately \$130,000 a month. Mr. Anstey added Council can put a section in that states the By-Law would come into effect on a specific date. Mr. Bauld noted members of the industry have asked that this not go into effect in the middle of the month as it affects their accounting system.

No vote was taken on the amendment on the floor, and the following amendment was proposed.

MOVED by Councillors Hendsbee and Walker that the motion be amended to include a clause that the billing should be effective the first business day of December, being Monday, December 2, 1996.

Several Councillors spoke against this amendment as they felt sufficient notice has already been given to the industry as this issue has been under discussion for a number of months.

In response to a question from Councillor Adams asking if there is anything in place to prevent the industry from going directly to Moncton or Cumberland, Mr. Bauld replied there has not been any indication this will happen. Mr. McLellan added there is nothing to prevent this from happening but noted this is only a temporary condition and that the new waste management resource strategy will bring this \$100 per tonne into the whole pricing regulatory regime. With regards to moving garbage out of HRM's jurisdiction, he stated

the proposal from staff, in all likelihood, would be to prevent that.

In response to a question from Councillor Adams, Mr. Bauld replied the \$100 tipping fee puts HRM tied with Vancouver for the highest in Canada on this specific item.

The vote was then taken on the amendment on the floor.

MOTION PUT AND DEFEATED.

The vote on the **Main Motion for Second Reading** was then taken.

MOTION PUT AND PASSED.

MOVED by Councillors Barnet and Hetherington that the Amendment to Former Metropolitan Authority By-Law #7 be given Third Reading. MOTION PUT AND PASSED.

A MOTION OF RECONSIDERATION was given by Councillors Walker and Blumenthal.

11. REPORTS

11.1 MEMBERS OF COUNCIL

11.1.1 Appointments - Heritage Advisory Committee (Mayor)

- ! A memo from Mayor Fitzgerald, nominating appointments to the Heritage Advisory Committee, was before Council.
- ! A summary of applications for the Regional Heritage Advisory Committee was circulated to Council.

This item was deferred to October 22, 1996 during the Approval of the Order of Business and Approval of Additions and Deletions.

11.1.2 Inventory/Asset Control (Councillor Schofield)

- ! A memo from Councillor Schofield, regarding inventory/asset control, was before Council.

Councillor Schofield requested a staff report to address the following: how inventory/assets are controlled and if community centres need to report their inventory on a regular basis. Council agreed with this request.

In response to a question from Councillor Schofield regarding internal auditors, Mr. Meech

replied they have been operating on the basis that proposals will be obtained from external auditors who would be hired from time to time.

11.1.3 Street Light Policy in the Former County (Councillor Adams)

- ! A memo from Councillor Adams, regarding the street light policy in the Former County, was before Council.

Councillor Adams requested a staff report on the street light policy with a view to altering it to better accommodate residents. He stated if there is a policy it should be in print and it should be followed. Council was in agreement with Councillor Adams request for a staff report.

Councillor Hetherington reported on a situation where residents have called the Nova Scotia Power Corporation regarding burned out street lights and have been asked if they were going to pay for it. Mayor Fitzgerald replied this can be checked out.

11.2 CHIEF ADMINISTRATIVE OFFICER

11.2.1 GoPlan: A Guide for HRM Transportation Programs and Infrastructure

- ! An information report prepared for George McLellan, Commissioner of Regional Operations, regarding GoPlan - A Guide for HRM Transportation Programs and Infrastructure, was before Council.

Mr. Brian Smith, Director, Transportation, made a brief verbal presentation of the information report to Council regarding GoPlan: A Guide for HRM Transportation Programs and Infrastructure.

Councillor Cooper stated he did not think this document should be limited to traffic items. He suggested it should be expanded to determine the future vision of HRM. He stated Council should be asking for growth scenarios before these improvements are made.

Councillor Stone felt the tax issue needs to be dealt with first. He noted the dollars and priority list are missing from this report.

Councillor Sarto expressed concern with high traffic on residential streets. Mr. Smith replied the traffic calming process is addressing some of these concerns. He noted if major infrastructure is not addressed, the traffic problems will continue.

Councillor Hanson stated the infrastructure program is critical to this process and the program needs to be re-established.

Councillor Blumenthal stated he did not want the Peninsula made smaller to create a thoroughfare to the downtown area.

Councillor Kelly suggested natural resources, such as rail and water, should be considered.

Due to technical difficulties, it was agreed that Mr. Smith will return next week to complete his presentation.

11.2.2 Debenture Issue - Issuing Resolution - \$1,500,000

! A staff report prepared for Christine Birchall, Acting Commissioner of Corporate Services, regarding a debenture issue in the amount of \$1,500,000, was before Council.

MOVED by Deputy Mayor Greenough and Councillor Sarto that the Mayor and Municipal Clerk be authorized to sign the Issuing Resolution, between Halifax Regional Municipality and the Nova Scotia Municipal Finance Corporation to enable Halifax Regional Municipality to issue a debenture in the amount of \$1,500,000. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.3 Harbour City Homes - request for deferral to December

! A Supplemental Report prepared for Valerie Spencer, Commissioner of Policy and Planning, regarding Harbour City Homes, was before Council.

MOVED by Councillors Hetherington and Barnet that Council approve the request for an additional deferral to the December 3, 1996 Council meeting for the presentation of a full report on Non Profit Housing and Harbour City Homes, to insure a thorough and fair examination of the issues and options at hand.

Councillor Schofield questioned the need for a further two months to completed the report.

MOTION PUT AND PASSED.

11.2.4 Chocolate Lake Park - Herring Cove Road

! A staff report prepared for George McLellan, Commissioner of Regional Operations, regarding Chocolate Lake Park - Herring Cove Road, was before Council.

MOVED by Councillors Hanson and Adams that HRM authorize the Mayor to

request the Minister of Housing and Municipal Affairs to convey the property known as Chocolate Lake Park to HRM from the Province of Nova Scotia for a nominal fee of \$1.

Councillor Hanson spoke in favour of the motion noting Chocolate Lake Park is a well used park. He felt it was a blatant abuse of power of the Province to even consider conveying the subject lands at its appraised value of \$410,000.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.5 Granting of Easement for Access, Right of Way - Merle Hubert Harrie Subdivision, Whites Lake

! A staff report prepared for George McLellan, Commissioner of Regional Operations, recommending the granting of an easement for access, right-of-way to Mr. Merle Harrie over municipally owned lands, Block D11-X, Tara Drive, Whites Lake, was before Council.

MOVED by Councillors Hetherington and Sarto that Halifax Regional Council approve the granting of an easement for access, right-of-way to Mr. Merle Harrie over municipally owned lands, Block D11-X, Tara Drive, Whites Lake, as shown in the sketch attached to the staff report.

Councillor Cooper felt this was an incomplete document and Council should have more information to enable them to fully understand it as it did not adequately show the location of Block D11-X. Mr. Austin French clarified the location of the lot.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.6 Waverley Village Office - Museum

! A staff report prepared for George McLellan, Commissioner of Regional Operations, recommending a public hearing be set to consider granting a deed of the Waverley Village Office/Museum to the Waverley Ratepayers Association for nominal consideration of \$1.00, was before Council.

MOVED by Councillors Snow and Kelly that Council set a date for a public hearing under the provisions of Section 68(6) of the Halifax Regional Municipality Act to consider granting a deed of the Waverley Village Office/Museum to the Waverley Ratepayers Association for nominal consideration of \$1.00. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.7 Acquisition Lot K - 33/34, Christopher Lane, Porters Lake

- ! A staff report prepared for George McLellan, Commissioner of Regional Operations, recommending that HRM purchase Lot K-33/34, Christopher Lane, Porters Lake from Bob MacDonald Insurance Agency, was before Council.

MOVED by Councillors Hendsbee and Cooper that HRM purchase Lot K-33/34, Christopher Lane, Porters Lake from Bob MacDonald Insurance Agency for the amount of \$40,000 (forty thousand dollars) plus any additional taxes or adjustments that may be applicable and other terms and conditions outlined in the staff report. Funds are available in the Sundry Land Acquisition Account (02-87504-6330).

Councillor Stone stated he had concerns with the assessments of properties in this area. Councillor Hendsbee agreed there are some problems.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.8 Mandatory Paving Boundary

- ! A staff report prepared for George McLellan, Commissioner of Regional Operations, regarding the mandatory paving boundary, was before Council.

MOVED by Councillors Barnet and Adams that the former Halifax County Subdivision By-law, Schedule "Q", be amended by adding within its Subdivision By-law the Beaver Bank and Upper Sackville areas as shown on Appendix "A" of the staff report; and, that a Public Hearing be scheduled for 18 November 1996 to make amendments to the Subdivision By-law for the Former Halifax County Municipality. MOTION PUT AND PASSED UNANIMOUSLY.

**11.2.9 Proposal for a Seniors' Housing Complex and Community Centre:
St. Andrews School Site -Halifax**

- ! A staff report prepared for George McLellan, Commissioner of Regional Operations, regarding a proposal for a Seniors' Housing Complex and Community Centre: St. Andrews School Site - Halifax, was before Council.

MOVED by Councillors Blumenthal and Epstein that Council authorize staff to conduct a community consultation process to consider:

- (a) leasing the uncommitted lands on the St. Andrews School Site to the Italian Canadian Cultural Association for the purpose of constructing a seniors' housing complex and community facility; and,

- (b) **the options available for zoning this site which would permit the combination of uses as proposed by the Italian Canadian Cultural Association.**

Councillor Blumenthal was in favour of this recommendation as it is the first time a cultural association will be able to set up a community centre in a housing complex.

Councillor Epstein expressed some concern with this property being dealt with in an ad hoc way.

Councillor Rankin stated he hoped staff would give Council the benefit of seeing the proposal before it goes to the public including information about the level of subsidy, if any is being suggested, and the appraised value of the land.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.10 Waterfront Boardwalk Adjacent to South Battery

- ! A staff report prepared for Dan English, Commissioner of Community Services, regarding the Waterfront Boardwalk adjacent to South Battery, was before Council.

MOVED by Councillors Downey and Uteck that Council approve \$100,000 cost-sharing for segment #2 of the proposed boardwalk and docking facility along the water's edge of lot WDC-10, contingent upon the Water Front Development Corporation registering a Public Trust document in favour of public use of the property. Funds for this project are to be taken from capital account #912256530 (Halifax Common Redesign); and, to commit \$100,000 to the 1997-98 capital budget for the Halifax Common Redesign.

Councillor Cooper asked if HRM will be responsible for providing the amenities for the people in the building, who will control the docking facilities, who will use them and who will use the plaza that may be required in front. Mr. Meech replied that is the part that still needs to be negotiated. Councillor Cooper asked if Council will have the terms and conditions of the public trust document before they give the \$100,000. Mr. Were replied the development with Southwest Developments is a separate project. The request before Council tonight is a separate issue.

(Councillor Hetherington left the meeting at 10:25 p.m.)

Councillor Cooper asked what is the participation level of the private sector in this area. Mayor Fitzgerald replied they are going to be working with them as partners.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.11 Brunswick Street Heritage Conservation Area, Halifax - supplementary

report

- ! A supplementary report prepared for Dan English, Commissioner of Community Services, regarding the Brunswick Street Heritage Conservation Area, Halifax, was before Council.

MOVED by Councillors Downey and Blumenthal that Council direct staff to continue in-house planning work to create a heritage conservation area plan and by-law in the Hydrostone Area in 1996 and 1997; and, that Council direct staff to develop a work program and project budget for the Brunswick Street Area, with a view of bringing this information back to Council for review and approval during the 1997 operating budget process. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.12 Low Floor Bus Purchase

- ! A staff report prepared for George McLellan, Commissioner of Regional Operations, regarding a low floor bus purchase, was before Council.

Councillor Kelly questioned why this approach was being taken rather than purchasing two 48 seat buses. Mr. Smith replied the 48 seat bus is a high floor bus. A full size low floor bus would have the capacity of 36 seats. If they purchased two full size low floor buses, they would both go to the Access-a-Bus service and there would not be one available for the regular transit.

MOVED by Councillors Blumenthal and Downey that Metro Transit purchase three mid sized Low Floor buses, one in place of a full sized bus from the regular transit bus purchase, and two for Access-A-Bus service.

In response to a question from Councillor Stone, Mr. Smith replied the intention is to keep the low floor bus on Route #3, the Manors bus.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.13 Mobile Home Advisory Committee

- ! A staff report prepared for Dan English, Commissioner of Community Services, regarding the establishment of a Mobile Home Advisory Committee, was before Council.

Councillor Barnet stated he understood staff's reasoning for requesting a deferral on this issue, but he did not agree with deferring it indefinitely.

MOVED by Councillors Barnet and Walker that the establishment of a Mobile Home Advisory Committee to review and consolidate the mobile home park by-laws of the previous units, be deferred until March 31, 1997. MOTION PUT AND

PASSED UNANIMOUSLY.

11.2.14 Former Dartmouth City Hall

! A staff report prepared by George McLellan, Commissioner of Regional Operations, regarding the former Dartmouth City Hall, was before Council.

MOVED by Deputy Mayor Greenough and Councillor Sarto that Council authorize the expenditure of up to \$30,000 for the design work for the remediation of the former Dartmouth City Hall to permit the safe occupancy of this facility and the design work associated with the leasehold improvements, required by the Halifax Regional School Board; further, that staff will report back to Council when the leasehold improvements requested by the Halifax Regional School Board have been identified and quantified; further, that Council authorize that these fees be drawn from account #02-80006, initially established for repairs to the plaza steps between the former Dartmouth City Hall and Alderney Gate and that the balance of the funds associated with this account (\$370,000) be reserved for the execution of the remedial work and leasehold improvements. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.15 Case 6839 - Extension to Development Agreement Time Limit, 5780-88 West Street, 2400 Agricola Street and 5785-87 Sarah Street (King Edward Inn) - District 12

! A staff report prepared for Dan English, Commissioner of Community Services, regarding Case 6839 - Extension to Development Agreement Time Limit, 5780-88 West Street, 2400 Agricola Street and 5785-87 Sarah Street (King Edward Inn) - District 12, was before Council.

MOVED by Councillors Downey and Snow that Council amend the amending agreement dated 22 November 1995, for 5780-88 West Street, 2400 Agricola Street and 5785-87 Sarah Street to extend the completion date as set out in Clause 1(a) of that agreement to 30 June 1997. No public hearing is required. MOTION PUT AND PASSED UNANIMOUSLY.

12. MOTIONS

12.1 Councillor Epstein

MOVED by Councillors Epstein and Blumenthal that Administrative Order Number Nine, the Halifax Peninsula Community Council Administrative Order, be approved.

Councillor Cunningham suggested that Councillor Downey should be made an ex-officio member of this Community Council. Councillor Blumenthal replied if Councillor Downey changes his mind about being a member of the Peninsula Community Council, the Administrative Order can come back to Council to be amended.

MOTION PUT AND PASSED.

13. ADDED ITEMS - None

14. NOTICES OF MOTION

14.1 Councillor Adams

Take notice that at the next regular meeting of the Halifax Regional Council to be held on October 29, 1996, I intend to introduce a motion to amend Dartmouth By-Law T-500 with Respect to Licensing of Taxis under Section 17.(1) to read "The license year for all licenses granted under this By-Law shall be from the 1st day of October of one year, to the 1st day of October of the year following, and that the six months grace period be put back into the By-Law.

15. ADJOURNMENT

MOVED by Councillors Blumenthal and Greenough that the meeting adjourn at 10:55 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

Vi Carmichael
Municipal Clerk