

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL COUNCIL MINUTES November 4, 1997

PRESENT:

Mayor Walter Fitzgerald
Deputy Mayor Reg Rankin
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
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

TABLE OF CONTENTS

1.	INVOCATION	4
2.	PROCLAMATIONS	4
2.1	Veteran's Week - November 5 - 11	4
2.2	Key Club International Week	4
2.3	Unity in Diversity Week - November 9 - 15	5
3.	APPROVAL OF MINUTES - NONE	5
4.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS	5
5.	BUSINESS ARISING OUT OF THE MINUTES	5
6.	MOTIONS OF RECONSIDERATION - NONE	5
7.	MOTIONS OF RESCISSION - NONE	5
8.	CONSIDERATION OF DEFERRED BUSINESS - NONE	5
9.	SELECTION OF DEPUTY MAYOR	5
10.	REPORTS	6
10.1	MEMBERS OF COUNCIL	6
10.1.1	Paving - Nivens Avenue - Councillor Schofield	6
10.1.2	Parking Tickets - Commissionaires - Councillor Blumenthal ...	6
10.1.3	Greater Chebucto Community Association - Pennant Park Development - Councillor Adams	7
10.2	CHIEF ADMINISTRATIVE OFFICER	7
10.2.1	First Reading S-201 Respecting Smoking Motion - Councillor Harvey - Move First Reading	7
10.2.2	Tender 97-278 Nova Terrace Storm Sewer	7
10.2.3	Tender 97-241 Road Reconstruction, Panavista Drive	8
10.2.4	Tender 97-248 Caledonia Road - Basketball Courts Lighting ..	8
10.2.5	Tender 97-257 Pinegrove Drive Paving Renewal	8
10.2.6	Tender 97-318 Beechville, Lakeside, Timberlea Community Centre Renovations (to be circ)	9
10.2.7	Cherry Brook and Perron Drive Outfall Upgrades - Consultant Award	9
10.2.8	Crosswalk Guards - New Locations	9
10.2.9	MPS and Land Use By-Law Amendment - Conversion of Allen Evans School to Community Commercial, North Preston	11
11.	PUBLIC HEARINGS	12

11.1	Second Reading By-Law T-201 Respecting Tax Exemptions	13
11.2	Second Reading By-Law T-300 Respecting Tax Deferrals	12
11.3	Street Closure - Milo Street Reserve, Dartmouth	12
12.	CORRESPONDENCE, PETITIONS AND DELEGATIONS	15
12.1	Correspondence	15
12.1.1	Request from Halifax Highland Games & Scottish Festival - John M. Cody, Co-Chair	16
13.	MOTIONS	16
14.	ADDED ITEMS	16
14.1	Ratification of Appointments	16
14.2	Ratification - Legal Matter - Lands of Wayne Currie, Sheet Harbour . .	16
14.3	Rankin Drive Drainage Project - Councillor Barnet	16
14.4	Recent Truck Accident - Councillor Barnet	17
15.	NOTICES OF MOTION	17
15.1	Councillor Hetherington - Request for Dartmouth YMCA to be exempt from property taxes	17
15.2	Councillor Kelly - Consolidated Blasting By-Law	18
15.3	Councillor Blumenthal - Bylaw respecting "Parking Meters for the Regulation of Parking of Vehicles Left Standing in the Halifax Regional Municipality"	18
16.	ADJOURNMENT	18

1. **INVOCATION**

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

A **Moment of Silence** was observed in honour of Mr. Ron MacDonald, a volunteer firefighter, who died as a result of a motor vehicle accident while responding to duty on the weekend. In memory of Mr. MacDonald, Councillor Hendsbee recited the Firefighter's Prayer. Commissioner Greene expressed condolences to Mr. MacDonald's wife, Alva, and his brother, Keith, a member of the Cole Harbour Fire Department, and shared with Council Mr. MacDonald's contribution to the community as a five year veteran of the Lake Echo Fire Department. On behalf of Mr. MacDonald's family and members of the Fire Service, Commissioner Greene thanked Council for the respect demonstrated this evening.

Mayor Fitzgerald offered condolences to Mr. MacDonald's family. Councillor Hendsbee remembered Mr. MacDonald, as a constituent of District 3, noting he worked for many community causes, and was always available for the call of duty. The Councillor stated Mr. MacDonald will be dearly missed by the community of Porter's Lake and the Lake Echo Fire Department. On the behalf of Council, Councillor Hendsbee expressed deep sympathy to Mr. MacDonald's family.

2. **PROCLAMATIONS**

2.1 **Veteran's Week - November 5 - 11**

Mayor Fitzgerald proclaimed the week of November 5-11, 1997, Veteran's Week.

A representative of Veterans Affairs presented Mayor Fitzgerald with the 1997 Remembrance Day poster, which commemorates the achievements of the Canadian veterans of the Korean War.

Deputy Mayor Greenough acknowledged Councilor Snow as a veteran of the Korean War, to which Council responded with a round of applause congratulating him for his years of service.

2.2 **Key Club International Week**

Mayor Fitzgerald proclaimed the week of November 2-8, 1997, Key Club Week, and signed the proclamation. Deputy Mayor Greenough introduced the following members of the Key Club: Mr. Cal Beckwith, Liaison with Prince Andrew High School Key Club group; Christine Hann, President, Prince Andrew Key Club; Loreena Pilgrim, Secretary; Sean MacDonald and Mark Michaud. The Deputy Mayor congratulated the Key Club members for their community mindedness and commitment to community involvement. Mr. Beckwith noted the Key Club stands for Kiwanis Educating Youth and has been active in North America since 1925.

2.3 Unity in Diversity Week - November 9 - 15

Mayor Fitzgerald proclaimed the week of November 9-15, 1997, Unity in Diversity Week.

3. APPROVAL OF MINUTES - NONE

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

The Municipal Clerk requested the following items be added to the agenda:

- 13.1 Ratification of appointments to:
Municipal Government Act Review Committee
Bedford Waterfront Development Corporation
Halifax International Airport Authority
- 13.2 Ratification of In Camera Action - Legal Matter re: Lands of Wayne Currie, Sheet Harbour
- 13.3 Councillor Barnet - Rankin Drive Drainage Project
- 13.4 Councillor Barnet - Recent Truck Accident

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

At this point, Mayor Fitzgerald acknowledged the presence in the gallery of Councillor John Patterson, Municipality of East Hants; and, Mr. Eugene Deveaux, former Halifax County Municipality Councillor.

5. BUSINESS ARISING OUT OF THE MINUTES

6. MOTIONS OF RECONSIDERATION - NONE

7. MOTIONS OF RESCISSION - NONE

8. CONSIDERATION OF DEFERRED BUSINESS - NONE

9. SELECTION OF DEPUTY MAYOR

Mayor Fitzgerald called for nominations for the position of Deputy Mayor.

Several members of Council extended thanks and appreciation to Deputy Mayor Greenough for his work and efforts over the last nineteen months.

MOVED by Councillors Barnet and Hetherington that Councillor Harvey be nominated for the position of Deputy Mayor.

MOVED by Councillors Uteck and Schofield that Councillor Rankin be nominated for the position of Deputy Mayor.

**MOVED by Councillors Hetherington and Downey that nominations cease.
MOTION PUT AND PASSED UNANIMOUSLY.**

Deputy Mayor Greenough expressed thanks to Mayor Fitzgerald, members of Council, and staff for their support over his term as Deputy Mayor, noting it was an honour and privilege to hold this position.

Councillors Harvey and Rankin briefly addressed Council before the vote was taken.

An election was held, and Councillor Rankin was elected Deputy Mayor.

In addressing Council, Deputy Mayor Rankin expressed appreciation and thanks to his colleagues for their support, noting he was humbled by the election.

**MOVED by Councillors Hetherington and Downey that the ballots be destroyed.
MOTION PUT AND PASSED UNANIMOUSLY.**

10. REPORTS

10.1 MEMBERS OF COUNCIL

10.1.1 Paving - Nivens Avenue - Councillor Schofield

- A memorandum from Councillor Schofield regarding the above was before Council for consideration.

In response to questions from Councillor Schofield, Mr. Kulvinder Dhillon, Director, Engineering Services, stated if the portion of Nivens Avenue that the Nova Scotia Power Corporation is located on is paved, Nova Scotia Power Corporation would be required to pay betterment charges. Mr. Dhillon stated it would be his recommendation that storm and gutter be included due to the storm water drainage. Depending on the weather, the paving may not take place this year. Councillor Schofield stated he intends to take this matter to the Harbour East Community Council to discuss the possibility of having a betterment charge for the whole District rather than just this street.

10.1.2 Parking Tickets - Commissionaires - Councillor Blumenthal

- A memorandum from Councillor Blumenthal regarding the above was before Council for consideration.

In response to questions from Councillor Blumenthal regarding the hiring of commissionaires to issue parking tickets, Mr. Larry Corrigan, Commissioner, Corporate Services, made the following comments:

- Police Services has agreed to provide funding for Corporate Services to hire five additional commissionaires.
- There will be one person, 365 days a year, 24 hours a day, responding to calls coming into Police Services related to ticketing.
- A commissionaire and a vehicle will also be allocated to ticket street cleaning, hourly parking, and winter ban, working from midnight to 6 a.m.
- Interviews will be held on November 7, 1997, and the commissionaires will be on the job shortly thereafter.
- With respect to privatization of ticketing, Finance has received some unsolicited proposals and these are being evaluated.

10.1.3 Greater Chebucto Community Association - Pennant Park Development - Councillor Adams

- A memorandum from Councillor Adams regarding the above was before Council for consideration.

Councillor Adams requested a staff report regarding funding possibilities to provide assistance to the Greater Chebucto Community Association, as well as consideration for a one time grant from the Grants Committee, either monetary or in kind. The community project is to develop the beach. For every dollar that is raised by the community, the other levels of government are willing to put in money. The first phase of the project will cost about \$.5 million. Council agreed to the request for a report.

10.2 CHIEF ADMINISTRATIVE OFFICER

10.2.1 First Reading By-Law S-201 Respecting Smoking Motion - Councillor Harvey - Move First Reading

- A report prepared for Wayne Anstey, Municipal Solicitor, recommending First Reading of By-Law S-201, was before Council for consideration.

MOVED by Councillors Harvey and Epstein that By-Law S-201 be given First Reading. MOTION DEFEATED.

MOVED by Councillors Greenough and Hetherington that the matter be referred to the Smoking By-Law Work Group. MOTION PUT AND PASSED.

10.2.2 Tender 97-278 Nova Terrace Storm Sewer

- A report prepared for George McLellan, Commissioner of Regional Operations, recommending the award of Tender 97-278 Nova Terrace Storm Sewer, was before Council for consideration.

MOVED by Councillors McInroy and Hetherington that Council award Tender No. 97-278, Nova Terrace Storm Sewer to Harbour Construction Company Limited for materials and services listed at the unit prices quoted for a Total Tender Price of \$147,431.15 and a Total Project Cost of \$169,546.00 with funding authorized as per the Budget Implications Section in the staff report dated October 22, 1997. MOTION PUT AND PASSED UNANIMOUSLY.

10.2.3 Tender 97-241 Road Reconstruction, Panavista Drive

- A report prepared for George McLellan, Commissioner of Regional Operations, recommending award of Tender 97-241 Road Reconstruction, Panavista Drive, was before Council for consideration.

MOVED by Councillors Cooper and McInroy that Council award Tender No. 97-241, Road Reconstruction, Panavista Drive to Ocean Contractors Limited for materials and services listed at the unit prices quoted for a Total Tender Price of \$160,712.50 and a Total Project Cost of \$184,819.00 with funding authorized as per the Budget Implications Section in the staff report dated October 24, 1997. MOTION PUT AND PASSED UNANIMOUSLY.

10.2.4 Tender 97-248 Caledonia Road - Basketball Courts Lighting

- A report prepared for George McLellan, Commissioner of Regional Operations, recommending the award of Tender 97-248 Caledonia Road - Basketball Courts Lighting, was before Council for consideration.

MOVED by Councillors Greenough and Sarto that Council award Tender 97-248 Caledonia Road - Basketball Courts Lighting to Black & McDonald Limited for materials and services specified at the unit prices quoted for a Total Tender Price of \$57,155.00 and a Total Project Cost of \$65,728.00 with funding authorized from Capital Account Numbers as noted in the Budget Implications section of the staff report dated October 28, 1997. MOTION PUT AND PASSED UNANIMOUSLY.

10.2.5 Tender 97-257 Pinegrove Drive Paving Renewal

- A staff report prepared for George McLellan, Commissioner of Regional Operations, recommending the award of Tender No. 97-257, Pinegrove Drive Paving Renewal, was before Council for consideration.

MOVED by Councillors Adams and Hetherington that Council award Tender 97-257 Pinegrove Drive Paving Renewal, to LaFarge Canada Inc. for materials and services specified at the unit prices quoted for a Total Tender Price of

\$253,920.00 and a Total Project Cost of \$292,008.00 with funding authorized as noted in the Budget Implications Section of the staff report dated October 29, 1997.

Councillor Adams noted the average cost to the homeowner will be approximately \$425.00 which can be spread over a period of time with an interest rate based near prime.

MOTION PUT AND PASSED UNANIMOUSLY.

10.2.6 Tender 97-318 Beechville, Lakeside, Timberlea Community Centre Renovations

- A staff report prepared for George McLellan, Commissioner of Regional Operations, recommending the award of Tender 97-318, Beechville Lakeside Timberlea Community Centre - Renovations, was before Council for consideration.

MOVED by Deputy Mayor Rankin and Councillor Mitchell that Council award Tender 97-318 Beechville, Lakeside, Timberlea Community Centre Renovations to Avondale Construction Limited for \$112,083.60 including taxes plus a \$17,000 contingency for a total of \$129,083.60.

Councillor Epstein raised questions regarding the Budget Implications section of the staff report, specifically the \$60,000 being transferred from pre amalgamation funds. Mr. Denis Huck, Regional Coordinator, Recreation Facilities, stated on March 26, 1996, a motion was passed by the former Halifax County Municipality Council to approve a \$60,000 capital grant contribution towards this project. Mr. Huck stated it is his belief that it has been policy for monies granted pre-amalgamation to be designated. Councillor Epstein stated he does not recall any such policy being put in place, and suggested clarification of pre-amalgamation funds needs to be provided to Council.

MOVED by Councillors Epstein and Walker that this matter be deferred to November 18 to provide information regarding pre-amalgamation funds.

Councillor Cunningham asked if funds allocated a few days before amalgamation were approved by Mr. Hayward and requested that this be included in the report.

MOTION PUT AND PASSED UNANIMOUSLY.

10.2.7 Cherry Brook and Perron Drive Outfall Upgrades - Consultant Award

- A staff report prepared for George McLellan, Commissioner of Regional Operations, regarding the Cherry Brook and Perron Drive Outfall Upgrades, was before Council for consideration.

MOVED by Councillors Cooper and McInroy that Council approve the appointment of Whitman Benn Group for the design of the Cherry Brook and Perron Drive Outfall Upgrades, at an estimated cost of \$48,800.00, plus taxes, with funding approval as per the Budget Implications section of the staff report dated October 30, 1997. MOTION PUT AND PASSED UNANIMOUSLY.

10.2.8 Crosswalk Guards - New Locations

- A staff report prepared for Vincent J. MacDonald, Chief of Police, recommending that a school crossing guard not be placed in the Community of Musquodoboit, based on the criteria laid out in an October 31, 1997, Police Services report to Council, was before Council for consideration.

MOVED by Councillors Cunningham and Sarto that a school crossing guard not be placed in the Community of Musquodoboit as the results of a provincial traffic study do not justify a school crossing guard, based on the criteria laid out in a Police Services Report to Council (October 31, 1996).

Councillor Dooks spoke against the motion stating the community of Upper Musquodoboit faces a heavy traffic flow. The Councillor and the area MLA have attempted to obtain a flashing amber light at the Hwy 224-336 intersection. The community has given its approval to have some type of warning device placed at this intersection. The Department of Transportation has advised there is no need of a light or warning device at this location. Therefore, Councillor Dooks has requested that HRM put a school crossing guard at this intersection.

With regards to the staff report before Council, Councillor Dooks stated it was incomplete. There are certain times during the month when this area becomes quite congested. Councillor Dooks stated the report does not take the industry in this area into consideration as the mill was closed the day the traffic was measured.

Councillor Dooks requested Council's support for a crossing guard to be put in place and funded through an area rate.

Councillors Hendsbee, Blumenthal, Snow, McInroy, Hetherington, Kelly, Adams, Greenough and Dooks speaking against the motion made the following points:

- The criteria used to select crossing guard should be re-evaluated, particularly for rural and urban situations.
- A crossing guard should be put in place if the residents are willing to pay the costs through an area rate.
- Something needs to be done before there is a serious accident.
- The cost for the current year would need to be accrued and paid for next year through the area rate.
- The criteria is for crossing guards to be funded through the general rate, not area rates.
- There is an elementary school near this intersection.

Councillors Cunningham, Sarto and Stone speaking in favour of the motion made the following points:

- The set criteria in place for selecting crossing guard locations needs to be followed.
- Anyone will be able to request a crossing guard if the residents are willing to pay an area rate.
- The report showed no school children crossing this intersection.

Mr. Meech suggested this issue could be referred back to staff, as the recommendation put forward was based on this being funded through the general tax rate.

MOVED by Councillors Cunningham and Uteck that this matter be referred back to staff for further examination.

If a report is to be prepared by staff, Councillor Walker stated he would like the following issues addressed:

- Is there a crosswalk at this location?
- What will be the exact area rate required to cover next year and the six months remaining in this year?

Councillor Hanson stated more information is needed before proceeding with this matter. Councillor Uteck stated crosswalks can sometimes create a safety hazard when they are not manned or are improperly lit, as they can create a false sense of security.

MOTION DEFEATED.

The vote was then taken on the Main Motion which read as follows:

MOVED by Councillors Cunningham and Sarto that a school crossing guard not be placed in the Community of Musquodoboit as the results of a provincial traffic study do not justify a school crossing guard, based on the criteria laid out in a Police Service Report to Council (October 31, 1996). MOTION DEFEATED.

MOVED by Councillors Dooks and Hetherington that a school crossing guard be placed in the Middle Musquodoboit area funded through an area rate.

Mr. Mike Christie, Executive Assistant, Police Services, stated in other situations involving provincial jurisdiction highways, the Province has painted a crosswalk as long as the Municipality is willing to provide a crossing guard. However, the Province has strict stipulations with respect to installing overhead lights.

Councillor Dooks stated the cost to paint the crosswalk is cost shared equally between the Province and the Municipality and amounts to approximately \$150 each.

MOTION PUT AND PASSED.

10.2.9 MPS and Land Use By-Law Amendment - Conversion of Allen Evans School to Community Commercial, North Preston

- A staff report prepared for Dan English, Commissioner of Community Services, recommending that staff proceed with the request to amend the MPS and Land Use By-Law for North Preston, Lake Major, Lake Loon/Cherry Brook and East Preston, was before Council for consideration.

MOVED by Councillors Hendsbee and Cooper that staff proceed with the request to amend the MPS and Land Use By-Law for North Preston, Lake Major, Lake Loon/Cherry Brook and East Preston in accordance with the public participation program adopted on February 25, 1997. **MOTION PUT AND PASSED UNANIMOUSLY.**

RECESS

A ten minute recess was taken at 7:45 p.m. The meeting reconvened at 7:55 p.m.

Mayor Fitzgerald left the meeting at this time and Deputy Mayor Rankin assumed the Chair.

11. PUBLIC HEARINGS

Council agreed to deal with Items 11.2 and 11.3 before Item 11.1

11.2 Second Reading By-Law T-300 Respecting Tax Deferrals

- At the October 21, 1997 meeting of Regional Council, By-Law T-300 Respecting Tax Deferrals passed First Reading. The By-Law was now before Council for Second Reading.

Ms. Barb Nehiley, Priority and Policy, reviewed By-Law T-300, noting staff is recommending approval of Option A.

Deputy Mayor Rankin called three times for speakers either in favour of or against the By-Law. No one came forward.

MOVED by Councillors Blumenthal and Cunningham that the public hearing be closed. **MOTION PUT AND PASSED UNANIMOUSLY.**

MOVED by Councillors Hendsbee and Sarto that By-Law T-300 Respecting Tax Deferrals, Option A, be given Second Reading. **MOTION PUT AND PASSED UNANIMOUSLY.**

Council agreed to hold Third Reading at this time.

MOVED by Councillors Hendsbee and Greenough that By-Law T-300 Respecting Tax Deferrals, Option A, be given Third Reading. **MOTION PUT AND PASSED UNANIMOUSLY.**

11.3 Street Closure - Milo Street Reserve, Dartmouth

- A staff report prepared for Dan English, Commissioner of Community Services, recommending approval of Administrative Order Number SC-7 concerning the closure of the Milo Street reserve, was before Council for consideration.

MOVED by Councillors Hetherington and Schofield that Council approve Administrative Order Number SC-7 concerning the closure of the Milo Street reserve.

Deputy Mayor Rankin called three times for speakers either in favour of or against the By-Law. No one came forward.

MOVED by Councillors Blumenthal and Downey that the public hearing be closed. MOTION PUT AND PASSED UNANIMOUSLY.

The vote was then taken on the main motion.

MOTION PUT AND PASSED UNANIMOUSLY.

11.1 Second Reading By-Law T-201 Respecting Tax Exemptions

- A report from Councillor David Hendsbee, Chair, Grants Committee recommending Second Reading of By-Law T-201 Respecting Tax Exemptions, was before Council for consideration.
- Correspondence regarding By-Law T-201 Respecting Tax Exemptions was received from the following: Bill Heighton, President, Nova Bassmasters; Nick J. Ryall; Ike Kent, Treasurer, Association for Women's Residential Facilities; Michael E. Stephenson, Grand Knight Council 10486; Marilla Stephenson, Eastern Passage; Barbara Macdonald-Sullivan, St. Andrew's C.W.L.; Cathy Deagle Gammon, Executive Director, DASC Industries; Bill Matthews, Treasurer, Eastern Passage Oldtimers Sports Club; Nancy Kelly, Director, EPCB Food Bank; Tom Harmes, Chair, Board of Directors, The Beacon; Eastern Passage/Cow Bay Raterpayers and Residents Association; Fr. John Mill, Pastor, St. Andrew's Parish; Steven Barkhouse, President, Eastern Passage Cow Bay Athletic Association; Eva Naugle, Jr. Warden, The Anglican Parish of Eastern Passage; Gerry Warwick, Wheelers Car Club; Mary Faulkner and Delia Latter, Eastern Passage Cow Bay Tallahassee Club; Rev. John Ferguson, James Clarke and Eva Naugle, St. Peter's Church, Eastern Passage; Dennis Richards, MLA, Cole Harbour-Eastern Passage; and, Lloyd R. Robbins, Quackenbus, Thomson & Robbins.
- An extract from the Grants Committee meeting minutes of October 29, 1997, was circulated to Council.

Ms. Barb Nehiley, Priority and Planning, presented the Grants Committee report, noting after further review of the application from the Eastern Passage/Cow Bay Lions Club,

staff's recommendation would now be that it be granted 100 percent tax exemption under the Community Service category.

Councillor Hendsbee, Chair, Grants Committee, noted the Grants Committee recently approved recommendation of the following two additions to the By-Law:

Bide Awhile Animal Shelter Society - 100 percent tax exemption
West Chezzetcook/Grand Desert Community Interest Group - 100 percent tax exemption.

Councillor McInroy thanked staff for the revised recommendation with respect to the Eastern Passage/Cow Bay Lions Club, and inquired if staff is prepared to put forward a recommendation for the Cow Bay Hall. Ms. Nehiley responded staff is willing to support both buildings at 100 percent exemption.

Councillor Dooks noted the Sheet Harbour Snowmobile Club and the New Horizons Fellowship Club should be charged at the residential tax rate.

Councillor Cooper inquired if it is the intention that all the lands of the Cole Harbour Heritage Society would have 100 percent exemption. Ms. Nehiley replied in the affirmative.

Councillor Cunningham raised questions regarding the aquatic clubs noting those that are being taxed 50 percent of the commercial rate would be paying more than the full residential rate. Councillor Greenough noted all the aquatic clubs in Dartmouth, excluding Mic Mac A.A.C., were previously 100 percent tax exempt.

Councillor Mitchell requested Council consider approving a 100 percent tax exemption for the Bread of Life Ministries due to its financial position.

Councillor Stone noted the Maskwa Aquatic Club had always received a grant to pay taxes in the past and are now being requested to pay 50 percent of the tax. He requested that this be re-examined.

Councillor Barnet stated the Atlantic Beagle Club, Acadia Hall, and the legions in Sackville, had provincial exemption from property taxes and asked if this is still in effect. Ms. Nehiley replied Royal Canadian Legions are exempt from property tax through the Assessment Act. The Atlantic Beagle Club is listed on the assessment list and staff has no record of the provincial exemption.

Deputy Mayor Rankin called for speakers from the public in favour of the By-Law.

Mr. Eugene Deveaux, 1488 Main Road, Eastern Passage

Speaking on behalf of the Eastern Passage/Cow Bay Lions Club, Mr. Deveaux spoke in support of staff's revised recommendation and provided Council with a brief history of the Lions Club. Mr. Deveaux noted the Eastern Passage/Cow Bay Lions Club does not

have the fund raising capabilities as do other service clubs. He also stressed the benefits derived by the community, and outside areas, as a result of the dedication of the volunteer members.

Mr. Arthur Irwin, Halifax Junior Bengal Lancers

On behalf of the Board of Directors of the Halifax Junior Bengal Lancers, Mr. Irwin requested this group be considered for a tax exemption due to the service it provides. Mr. Irwin agreed to complete an application and meet with Ms. Nehiley to discuss this further. Councillor Downey asked that the request from the Halifax Junior Bengal Lancers be brought forward for Council's consideration.

Ms. Nancy Wooden, Harbour City Homes

Ms. Wooden, General Manager, Harbour City Homes, noted Harbour City Homes submitted an application to the Grants Committee for 100 percent tax exemption, but has not been recommended. Ms. Wooden stated she has been advised by Ms. Nehiley that Harbour City Homes will be considered for a grant under the Heritage Incentive Grant program. Ms. Wooden noted Harbour City Homes has eighteen heritage properties, mostly on Brunswick Street, which are in constant need of repair. Ms. Wooden stated Harbour City Homes is more than willing to enter into dialogue with the Grants Committee regarding this matter.

Mr. Michael Stephenson, 7 Oceanlea Drive, Eastern Passage

Mr. Stephenson spoke in support of the Eastern Passage/Cow Bay Lions Club's request for 100 percent tax exemption and assured Council of the community's support for this club.

Deputy Mayor Rankin called three times for speakers against the By-Law. No one came forward.

MOVED by Councillors Hendsbee and Hetherington that the public hearing be closed.

Councillor Cunningham expressed concern with closing the public hearing due to the limited number of people in attendance, and stated the individuals involved should have been sent written advisement of the public hearing. He suggested more debate is required before Second Reading.

Councillor Hendsbee noted opportunity for additional groups to come forward, and requests for changes, will be provided through the Committee and amendments to the By-Law.

Councillor Greenough suggested the public hearing could be adjourned to a specific time, which would still allow for public input.

Councillor Hetherington asked if a new report could be prepared indicating what the organizations are currently paying and what is being proposed. The Councillor also stated all organizations involved should be sent a letter advising them of the date of the public hearing. Councillor Hetherington suggested the By-Law should be debated by

Council at a Committee of the Whole meeting, and asked if staff could complete the necessary work in two weeks time. It was noted, however, that two weeks was not sufficient time to amend the report and send all the letters.

MOVED by Councillors Hetherington and Greenough that the public hearing be adjourned to December 2, and that staff be directed to notify all organizations affected by the proposed By-Law, and that this matter be referred to a Committee of the Whole meeting prior to the public hearing, if time permits.

Deputy Mayor Rankin ruled that the first motion to close the public hearing be taken off the floor.

Councillor Walker expressed concern with delaying this issue further and stated the By-Law should have been approved and corrections could have been dealt with through an amendment to the By-Law. Councillor Uteck concurred with Councillor Walker's comments.

Councillor Sarto suggested the letters for the organizations with unknown addresses should be given to the District Councillor to hand deliver.

MOTION PUT AND PASSED.

12. CORRESPONDENCE, PETITIONS AND DELEGATIONS

12.1 Correspondence

12.1.1 Request from Halifax Highland Games & Scottish Festival - John M. Cody, Co-Chair

- Correspondence from John M. Cody, Co-Chair, Halifax Highland Games & Scottish Festival, was before Council for consideration.

MOVED by Councillors Greenough and Sarto that this matter be referred to Tourism. MOTION PUT AND PASSED UNANIMOUSLY.

13. MOTIONS - None

14. ADDED ITEMS

14.1 Ratification of Appointments

- This item was dealt with at the In Camera session preceding this meeting.

MOVED by Councillors Blumenthal and Hetherington that the following appointments be ratified:

Municipal Government Act Review Committee - Councillors Epstein, Cooper, Kelly and Hetherington

Bedford Waterfront Development Corporation - Mr. Paul Diamond (re-appointment), Mr. Doug Williams (re-appointment), Mr. Cedric Pilkington (new)

Halifax International Airport Authority - Mr. Roy MacBurnie and Mr. Michael O'Hara (re-appointments)

MOTION PUT AND PASSED UNANIMOUSLY.

14.2 Ratification - Legal Matter - Lands of Wayne Currie, Sheet Harbour

- This item was dealt with at the In Camera session preceding this meeting.

MOVED by Councillors Snow and Hetherington that the decision made In Camera regarding the Legal Matter - Lands of Wayne Currie, Sheet Harbour, be ratified. MOTION PUT AND PASSED.

14.3 Rankin Drive Drainage Project - Councillor Barnet

- A memorandum from Councillor Barnet regarding the above was before Council for consideration.

At the request of Councillor Barnet, this item was deleted from the agenda, as there appears to be a solution in the works to this problem.

14.4 Recent Truck Accident - Councillor Barnet

- A memorandum from Councillor Barnet regarding the above was before Council for consideration.

Due to the safety concerns with respect to the ramp at the Hwy 102-101 intersection, Councillor Barnet requested Council's support in asking the Department of Transportation and Public Works to resolve this matter.

MOVED by Councillors Barnet and Dooks that the Department of Transportation and Public Works be requested to immediately undertake a study of the ramp at the Hwy 102-101 intersection, and to make the necessary changes to resolve the safety concerns regarding this location. MOTION PUT AND PASSED UNANIMOUSLY.

15. NOTICES OF MOTION

15.1 Councillor Hetherington

Take notice at the next meeting of Council, Tuesday, November 18, 1997, I will be introducing a motion asking Halifax Regional Municipality to ask the Province of Nova Scotia to exempt the property taxes under the Nova Scotia Assessment Act of the property of 26 Brookdale Court, known as the Dartmouth YMCA, to be exempt from all municipal taxes.

15.2 Councillor Kelly

Councillor Kelly stated he is withdrawing the two Notices of Motion he put forward on September 23, 1997, and put forward the following motion in place:

Take notice that at the next regular meeting of the Halifax Regional Council to be held on November 18, 1997, I intend to introduce a motion to adopt a new consolidated Blasting By-Law for HRM and to Repeal Halifax County Blasting By-Law 42, Dartmouth Blasting By-Law B200, Bedford Blasting By-Law 23291, and, Halifax City Blasting Ordinance 165.

15.3 Councillor Blumenthal

Take Notice that at the next regular meeting of Halifax Regional Council to be held on Tuesday, November 18, 1997, I intend to introduce a bylaw respecting "Parking Meters for the Regulation of Parking of Vehicles Left Standing in the Halifax Regional Municipality."

16. ADJOURNMENT

MOVED by Councillors Hetherington and Adams that the meeting adjourn at 9:30 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

Vi Carmichael
Municipal Clerk