

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES (AFTERNOON SESSION) JULY 4, 2000

PRESENT: Deputy Mayor Cunningham
Councillors: Steve Streach
Gordon R. Snow
Keith Colwell
Ron Cooper
Harry McInroy
Jack Greenough
Condo Sarto
Bruce Hetherington
Clint Schofield
Jerry S. Blumenthal
Graham L. Downey
Sue Uteck
Sheila Fougere
Russell Walker
Bill Stone
Stephen D. Adams
David E. Merrigan
Robert P. Harvey
Peter J. Kelly
Reg Rankin
Jack Mitchell

ABSENT
WITH REGRETS: Mayor Walter R. Fitzgerald
Councillor Graham Read

STAFF: Mr. Wayne Anstey, Municipal Solicitor
Ms. Vi Carmichael, Municipal Clerk
Ms. Julia Horncastle, Assistant Municipal Clerk
Ms. Patti Halliday, Assistant Municipal Clerk

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1. **INVOCATION**

The meeting was called to order at 3:00 p.m. with an invocation.

At a later point in the meeting, Deputy Mayor Cunningham recognized Mr. Barry Barnet, MLA, who was present in the gallery.

2. **PROCLAMATIONS - NONE**

Presentations: Dr. John Kirk, Halifax Mexico Community Alliance

Dr. Kirk, reading from prepared text, provided an update on the accomplishments of the Alliance to date. Mr. Kirk advised there are strong business, educational and political connections with some of these resulting benefits:

- Mexican students will be attending both universities and high schools in HRM;
- universities in both Campeche and Nova Scotia will be exchanging language students;
- a proposal is pending from the Halifax Regional Water Commission to the city of Campeche;
- salt shark will be exported by a local company to Campeche;
- there is an interest in training offshore oil workers;
- a consulting group has been formed to share knowledge of opportunities in Latin America, largely focusing on the Campeche area.

Tall Ships 2000 Update - Hon. Alan R. Abraham and Mr. Bob Stappells

This presentation was given at the 6:00 p.m. session (see page 21)

1st Canadian Parachute Battalion Association - Return of Key to the City of Halifax

This presentation was given at the 6:00 p.m. session (see page 19)

3. **APPROVAL OF MINUTES - June 20, 2000**

MOVED by Councillors Hetherington and Greenough that the minutes of June 20, 2000 be approved as circulated. MOTION PUT AND PASSED UNANIMOUSLY.

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

ADDITIONS AND DELETIONS

Additions

- 13.1 Councillor Fougere - CN Railcut Greenway
- 13.2 Staff Report - Street Closure and Sale of Land - Braemar Drive
- 13.3 Councillor Kelly - Move Information Item #2 to Regular Agenda
- 13.4 Councillor Schofield - Sunday Shopping
- 13.5 Councillor McInroy - Parking of Commercial Vehicles on Residential Properties
- 13.6 Request re relocation of towers - Councillor Sarto

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

5. **BUSINESS ARISING OUT OF THE MINUTES - NONE**

6. **MOTIONS OF RECONSIDERATION - NONE**

7. **MOTIONS OF RESCISSION - NONE**

8. **CONSIDERATION OF DEFERRED BUSINESS - NONE**

9. **PUBLIC HEARINGS - 6:00 p.m.**

The public hearings were held during the evening session (see page 23)

10. **CORRESPONDENCE, PETITIONS AND DELEGATIONS**

10.1 **Correspondence**

10.1.1 **Request for Municipal Representation - Nova Scotia Power Taxation Meeting**

- Correspondence from Mayor Cathy Cotter, Town of Trenton, dated June 27, 2000, was before Council.

MOVED by Councillors Blumenthal and Hetherington that Councillor Schofield be appointed as the Municipal Representative to attend the meeting to discuss Nova Scotia Power Taxation at a meeting to be held by Trenton Council on Friday, July 14, 2000. MOTION PUT AND PASSED.

10.2 Petitions

10.2.1 Councillor Merrigan

Councillor Merrigan submitted a petition and photographs on behalf of the residents of Candlewood Lane in Lower Sackville. The residents are requesting the street be reconstructed with better drainage, new concrete curbs and new pavement with an improved road bed.

10.2.2 Councillor Uteck

Councillor Uteck submitted a petition containing nine names in support of the implementation of the Pesticide By-Law.

10.2.3 Councillor Harvey

Councillor Harvey submitted a petition, containing 450 names, in support of Agenda Item 11.3.11 - Intersection Improvements and Sidewalk - Sackville Drive and Lucasville Road.

10.3 Presentations - 6:00 p.m.

10.3.1 Pedestrian Crosswalk - Prince Street at Lower Water Street - Mr. Alan Ruffman

The presentation was made at the evening session. (see page 21)

10.3.2 Crosswalk Safety, Kearney Lake Road - Mr. C. Sean O'Connor

The presentation was made at the evening session. (see page 22)

11. REPORTS

11.1.1 Councillor Blumenthal - Vicious Dogs and SPCA

Councillor Blumenthal noted there have been many attacks by vicious dogs and suggested the Municipality investigate the banning of certain breeds such as pit bulls. He suggested the Municipality investigate the institution of permitting of dogs rather than licencing.

MOVED by Councillors Blumenthal and Hetherington that staff provide a report on

the possibility of permitting rather than licencing of dogs within the Halifax Regional Municipality. MOTION PUT AND PASSED.

Councillor Blumenthal advised residents are having a difficult time contacting and dealing with the SPCA.

Councillor Kelly stated he had received similar calls and, in response, Mr. James, Coordinator of By-Law Enforcement, advised the SPCA have been advised they respond to all calls received.

11.1.2(i) Councillor Cooper - Request for Crosswalk Guard - Circassion Drive at Eilerslie Cres.

MOVED by Councillors Cooper and McInroy that staff investigate and report to Council on the possibility of placing a crosswalk guard on the East Side of the school at Circassion Drive at Eilerslie Crescent. MOTION PUT AND PASSED UNANIMOUSLY.

11.1.2(ii) Humber Park School Ballfield - Request fro Evaluation to Alleviate Safety Concerns Regarding School Bus and Walking Children in the Area

MOVED by Councillors Cooper and McInroy that an evaluation be undertaken regarding the use of the fields, an opportunity for a bus turning and measures to improve the safety for drop off of students in front of the Humber Park School and Ballfield. MOTION PUT AND PASSED.

11.1.3 Councillor McInroy - Cat By-Law

MOVED by Councillors McInroy and Snow that a staff report and Cat By-Law come forward to the July 11, 2000 Regional Council session for tabling. MOTION PUT AND PASSED.

11.1.4 Councillor Hetherington - Voice Mail on Phones

Councillor Hetherington expressed concern with the number of complaints being received by residents who are only able to contact staff through voice mail and a slow response to their inquiries. The Councillor suggested EMT develop a policy on voice mail use to be forwarded to Council after the summer break.

Mr. McLellan, Deputy CAO, noted these concerns should perhaps be dealt with on a case

by case basis as voice mail is helpful if used properly, noting the call centre will help alleviate some of these concerns. He advised he would bring forward a report.

Councillor Hetherington suggested the policy has to read that supervisors have access to all voice mail in their unit.

Councillor Stone noted he had requested staff investigate the call centre include responding to calls regarding By-Law Enforcement.

Councillor Schofield suggested perhaps an additional employee may be needed in some instances.

11.2 GRANT COMMITTEE

11.2.1 New Applications - By-Law T-201 Tax Exemption for Non-Profit Organizations

- A report from James L. Hobin, Chair, Grants Committee, dated June 26, 2000, on the above noted, was before Council.

MOVED by Councillors Walker and Schofield that Council approve tax exemption for the organizations listed on Attachment 1 of the staff report dated June 26, 2000.

Councillor Blumenthal referenced the Italian Cultural Centre on page 4 of the report and advised the Centre has asked to be taxed the residential rather than the commercial rate for the Agricola Street property.

MOVED by Councillors Blumenthal and Sarto that the Italian Cultural Association Agricola Street property be changed from Commercial to Residential rate. MOTION PUT AND PASSED.

Motion as amended:

MOVED by Councillors Walker and Schofield that Council approve tax exemption for the organizations listed on Attachment 1 of the staff report dated June 26, 2000. Further, the Italian Cultural Association Agricola Street property be changed from Commercial to Residential rate. MOTION PUT AND PASSED.

11.2.2 Status Problems 2000-2001 - By-Law T-201 Tax Exemption for Non-Profit Organizations

- A report from James L. Hobin, Chair, Grants Committee, dated June 26, 2000, on

the above noted, was before Council.

MOVED by Councillors Walker and Schofield that Council approve the recommended waiver of tax arrears as outlined in Attachment 1 of the staff report dated June 26, 2000. MOTION PUT AND PASSED.

11.2.3 Requested Reconsideration of Community Grants 2000/2001

- A supplementary report from James L. Hobin, Chair, Grants Committee, dated June 26, 2000, on the above noted, was before Council.

MOVED by Councillors Stone and Walker that:

- 1. An additional \$2,000 be approved for the Rockingham Community Centre for 2000-2001;**
- 2. The initial Grants Committee recommendation regarding the Abernaki Aquatic Club be upheld;**
- 3. The initial Grants Committee recommendation regarding the Bedford Lights Up Parade be upheld.**

Councillor Kelly referenced the grant for the Bedford Lights Up Parade and advised that more than five thousand people turn out for this event and the community is asking for help with policing only.

MOVED by Councillors Kelly and Harvey that recommendation number 3 regarding the Bedford Lights Up Parade be referred back to the grants committee in the context of approximately \$300.00 to \$500.00 towards policing only. MOTION PUT AND PASSED.

Motion as amended:

MOVED by Councillors Stone and Walker that:

- 1. An additional \$2,000 be approved for the Rockingham Community Centre for 2000-2001;**
- 2. The initial Grants Committee recommendation regarding the Abernaki Aquatic Club be upheld;**
- 3. The initial Grants Committee recommendation regarding the Bedford Lights Up Parade be referred back to the grants committee for consideration of approximately \$300.00 to \$500.00 for policing only.**

MOTION PUT AND PASSED.

11.3 CHIEF ADMINISTRATIVE OFFICER

11.3.1 Tender 00-261, Glenn Court, Street Reconstruction, Dartmouth

- A staff report prepared for Mr. K.R. Meech, Chief Administrative Officer, dated June 26, 2000, on the above noted, was before Council.

MOVED by Councillors Sarto and Greenough that Council:

1. approve the recovery of Local Improvement Charges for the replacement of asphalt curb on Glenn Court in Dartmouth with concrete curb and gutter by an area rate applied to the entire area of District 7.
2. award Tender No. 00-261, Glenn Court, Street Reconstruction, Dartmouth to Lafarge Canada Inc., for materials and services listed at the unit prices quoted for a Tender Price of \$37,950. and a Total Project Cost of \$43,643., with funding authorized as per the Budget Implications section of the staff report dated June 26, 2000.

MOTION PUT AND PASSED UNANIMOUSLY.

11.3.2 Award of Tender No. 00-267, Resurfacing and Renewal Projects - Ernest Avenue, Brightwood Avenue and Tulip Street, Dartmouth

- A staff report prepared for Mr. K.R. Meech, Chief Administrative Officer, dated June 28, 2000, on the above noted, was before Council.

MOVED by Councillors Schofield and Hetherington that Council award Tender No. 00-267, Resurfacing and Renewal Projects - Dartmouth to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$223,100., and a Total Project Cost of \$256,500., with funding authorized as per the Budget Implications section of the staff report dated June 28, 2000. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.3 Tender 00-271, Resurfacing Projects - Redbank Road, Shore Drive and Lakeview Road - Central Region

- A report prepared for Mr. K.R. Meech, Chief Administrative Officer, dated June 20, 2000, on the above noted, was before Council.

MOVED by Councillors Kelly and Mitchell that Council:

1. approve the recovery of Local Improvement Charges for replacement of asphalt curb on Redbank Road in Bedford, with concrete curb and gutter by an area rate applied to the entire area of District 21.
2. award Tender No. 00-271, Resurfacing Projects - Redbank Road, Shore Drive and Lakeview Road - Central Region, to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$258,531., and a Total Project Cost of \$297,311., with funding authorized as per the Budget Implications section of this report.

MOTION PUT AND PASSED.

11.3.4 Award of Tender No. 00-277, New Paving, Concrete Curb and Gutter, Sunset Avenue, Spryfield

- A report prepared for Mr. K.R. Meech, Chief Administrative Officer, dated June 23, 2000, on the above noted, was before Council.

MOVED by Councillors Hetherington and Walker that Council:

1. approve the recovery of Local Improvement Charges for the New Paving, Concrete Curb and Gutter on Sunset Avenue as per Local Improvement Charges Policy through a frontage charge.
2. award Tender No. 00-277, New Paving, Concrete Curb and Gutter, Sunset Avenue, Spryfield to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$124,200.00 and a Total Project Cost of \$142,830., with funding authorized as per the Budget Implications section of the report dated June 23, 2000.

MOTION PUT AND PASSED.

11.3.5 Award of Proposal 00-042, Downtown Dartmouth Transportation Study

- A report prepared for Mr. K. R. Meech, Chief Administrative Officer, dated June 23, 2000, on the above noted, was before Council.

MOVED by Councillors Greenough and Hetherington that:

1. Council approve Proposal No. 00-042, Downtown Dartmouth Transportation Study, be awarded to The SGE Group Inc. at a cost of \$30,000 plus

Harmonized Sales Tax, with funding authorized as per the budget implications section of the staff report dated June 23, 2000;

2. **Council approve the Mayor and Municipal Clerk to sign a cost sharing agreement with the Dartmouth Downtown Development Corporation (DDDC)**

MOTION PUT AND PASSED.

Councillor Kelly requested that a break down of costs be enclosed with all tenders that come forward to Council.

11.3.6 Reserve Business Cases

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated June 27, 2000, on the above noted, was before Council.
- A copy of the slide presentation was circulated to Council.

Ms. Catherine Sanderson, CMA Financial Consultant, presented the report outlining the following:

- Council's Principle of Financial Management #7
- Reserves Policy
- Reserves Business Cases for By-Law S-100, Cemetery Maintenance, Environmental Protection, Wastewater/Stormwater Management and Wastewater Treatment Plants Infrastructure Replacement Reserve

MOVED by Councillors Greenough and McInroy that Council approve the Reserved Business Cases as attached to the staff report dated June 27, 2000.

Councillor Kelly noted when this had come before Council previously, the installation of a waste flow meter was going to be examined for businesses such as farmers, beer producers or green house operations who don't totally expend their water value. Mr. McLellan advised a response would be provided to Council on the status of this issue.

In response to Councillor Schofield, Council was advised there is currently no trust fund for the Mount Hermon Cemetery and this reserve will create a maintenance reserve for Mount Hermon, St. Paul's, St. Peter's and the Dartmouth Common cemeteries.

MOTION PUT AND PASSED.

11.3.7 Cole Harbour Place

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer,

dated June 27, 2000, on the above noted, was before Council.

MOVED by Councillors Cooper and McInroy that Council approve a seventeen (17) year term for repayment of \$1.5 million by Cole Harbour Place. MOTION PUT AND PASSED.

11.3.8 Interim Award Policy

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated June 13, 2000, on the above noted was before Council.

Councillor Kelly requested staff provide information on which property transactions are pending as referenced in the staff report.

MOVED by Councillors Kelly and Cooper that recommendation #2 of the report be deferred pending information on which property transactions are pending.

Without a vote being taken, the mover and seconder agreed to withdraw the motion.

Following the withdrawal of the deferral motion, the following motion was placed.

MOVED by Councillors Sarto and Adams that:

1. **Council approve an interim policy to facilitate the award of tenders during the summer break. The proposed award policy would allow the CAO to award tenders on the following basis during the period of July 18, 2000 to August 15, 2000:**
 - **The tender is awarded to the lowest bidder meeting specifications;**
 - **The award is not to a sole source;**
 - **Award of Call for Proposals where a standard procurement process has been followed and the contract is awarded to the best overall submission;**
 - **Where the funds and program have been approved by Council.**
2. **It is recommended that the CAO approve the purchase and sale of property under the following criteria:**
 - **The purchase and /or sale is within 15% of the appraised value of the property;**
 - **The purchase of property is required for Capital Projects and does not**

- **exceed \$250,000;**
- **Any sale of property must have been previously declared surplus by Council or be part of a business park and available for sale.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.3.9 Request for Support - Pelmorex All Channel Alert Proposal

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated June 27, 2000, on the above noted, was before Council.

The report was recommending *“That Halifax Regional Municipality forward correspondence, by July 5, 2000, to the CRTC in support of the implementation of an all-channel early warning broadcast system”*.

In response to Councillor Streach, Mr. Barry Manuel, EMO Coordinator, advised the part of the system that would be weather related only would be mandatory from Environment Canada through to the cable companies. On further question, Mr. Manuel advised this would be a Canada wide system.

In response to Councillor Fougere, Mr. Manuel advised this service would only be to those persons who would have a satellite dish or were a cable subscriber.

Councillor Stone expressed concern with a fee charged for the service as well as it being sole sourced.

Mr. McLellan advised further investigation would be undertaken with regards to whether this is being sole sourced and how the \$0.13 is being handled, if it is a mandatory amount or not.

Councillor Stone questioned how this would be communicated to those who do not have cable.

Councillor Colwell expressed concern that this service would be mandatory to cable subscribers, stating this should be a decision made by CRTC without the involvement of the Municipality.

MOVED by Councillors Greenough and Walker that Council send a letter supporting the concept of such an emergency messaging system but issues of sole sourcing and costs are for them to deal with, not the Municipality. Further, the letter include that the messaging go to all broadcasters not just cable subscribers. MOTION PUT AND PASSED.

The recommendation as amended:

MOVED by Councillors Walker and Hetherington that the Halifax Regional Municipality forward correspondence, by July 5, 2000, to the CRTC in support of the concept of an all-channel early warning broadcast system with issues of sole sourcing and costs being the responsibility of the CRTC and not the Municipality. Further, it is recommended that the messaging be available to all broadcasters not just cable subscribers. MOTION PUT AND PASSED.

11.3.10 Upgrading of Stone & Oil and Chipsealed Streets

- A report prepared for Mr. K.R. Meech, Chief Administrative Officer, dated June 26, 2000, on the above noted, was before Council.

MOVED by Councillors Snow and Kelly that Council approve Schedule "A" Priority Listing - Paving of Stone & Oil and Chipsealed Streets 2000/01 Capital Upgrading Program attached to the staff report dated June 26, 2000 for consideration for upgrading for this fiscal year.

Councillor Fougere referenced Ralph Devlin Dr. - George Dauphinee to Peter Lowe in District 14 proposed for upgrading and expressed concern that once residents petition for local improvement they will reject having a street done and it will; therefore, never get done. She noted it is difficult to judge from the staff report what the charges to the residents will be for the actual local improvement charge. The Councillor questioned if it is their portion of the street paving plus the curb replacement. In response, Council was advised in most cases the cost of abutting property owners will be paving of the streets because existing curbs and sidewalks are concrete. There are no local improvement charges for renewal of that section of the project.

Councillor Fougere noted there would be local improvements charges in this street as there is no concrete curb and gutter and no actual paving on the street. It would be a substantial local improvement charge to abutters.

Mr. Dhillon advised if one of the streets was rejected then Council would have to make the decision whether it was going to deny the right of petition to the property owners or, if Council agrees with the majority of petitioning against the street, then Council has the option of going to the next street on the priority list.

Councillor Uteck referenced Ivanhoe Street - Inglis to Atlantic in District 13 and noted that Ivanhoe Street has been in existence for 68 years and is the parking ground for the university and the hospitals. She stated the residents are saying why should they have to pay an additional amount over and above what they pay in taxes.

Mr. Dhillon advised the cost to chipseal the streets will be approximately \$5.00 per square foot. He advised it is Council's policy that each property should be treated fairly and properties should at least pay a start up service and after that it becomes a Municipal responsibility to renew those services at no cost to the property owners.

Councillor Walker suggested the \$430,000 be used to do streets on the priority list each year without a local improvement charge to change from chipseal to paving.

With no vote being taken on the motion the following motion was placed.

MOVED by Councillors Walker and Blumenthal that each year the budget will be spent to upgrade priority listed streets in order of priority.

Mr. McLellan advised the budgeted amount can be used to avoid frontage charge or it can be left in place and staff can come back to Council with recommendations on where the money can be budgeted to enable the same streets to be done without it.

With no vote taken on the motion, the following motion was placed.

**MOVED by Walker and Blumenthal that the item be deferred to July 11, 2000.
MOTION PUT AND PASSED.**

Councillor Stone asked whether a street can be resurfaced without the curb replacement.

Councillor Cooper noted there is a policy in place that if there is an upgrade, there is a frontage charge associated which can be done on the property, by foot, or across the district by area. He asked if this policy could be applied throughout HRM. He stated there is also a policy that a street has to be upgraded to a certain standard before it can be paved and requested this also be addressed as this applies to other areas in the core.

Mr. McLellan advised to date footage charges for street improvements are not area rated throughout the HRM. It is the frontage charge throughout.

11.3.11 Intersection Improvements and Sidewalk - Sackville Drive and Lucasville Road

- A report prepared for Mr. K.R. Meech, Chief Administrative Officer, dated June 29, 2000, on the above noted, was before Council.
- Earlier in the meeting Councillor Harvey had submitted a petition in support of the proposed intersection improvements.

MOVED by Councillors Harvey and Merrigan that Council:

1. approve a new capital Project - Intersection Improvements and Sidewalk - Sackville Drive and Lucasville Road and award the contract to Dexter Construction Company Limited in an amount of \$130,000. with funds as outlined in the Budget Implications section of the report dated June 29, 2000.
2. accept the 50/50 cost sharing proposal of up to a maximum of \$65,000. from the Department of Education for the following work:
 - a) intersection improvements at Sackville Drive and Lucasville Road,
 - b) sidewalk installation on Sackville Drive from existing walkway to Lucasville Road, and,
 - c) sidewalk installation on Lucasville Road from Sackville Drive to Windwood Drive.
3. waive the property owners' right to petition and the required Local Improvement Charges from the abutters for curb and gutter and sidewalk.

MOTION PUT AND PASSED UNANIMOUSLY.

RECESS

MOVED by Councillors Blumenthal and Hetherington that Council recess at 5:10 p.m until 6:00 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

**HALIFAX REGIONAL COUNCIL
MINUTES
(EVENING SESSION)
JULY 4, 2000**

PRESENT: Deputy Mayor Cunningham
Councillors: Steve Streach
Gordon R. Snow
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Reg Rankin
Jack Mitchell

ABSENT

WITH REGRETS: Mayor Walter R. Fitzgerald

STAFF:

Mr. Wayne Anstey, Municipal Solicitor
Ms. Vi Carmichael, Municipal Clerk
Ms. Patti Halliday, Assistant Municipal Clerk
Ms. Julia Horncastle, Assistant Municipal Clerk

Deputy Mayor Cunningham called the meeting back to order at 6:00 p.m.

Council agreed to proceed with the Presentation - 1st Canadian Parachute Battalion Association next on the agenda.

Presentations

1st Canadian Parachute Battalion Association - Return of Key to the City of Halifax

The 1st Canadian Parachute Battalion Association, on a visit to HRM for a national reunion, presented Deputy Mayor Cunningham with the Key to the City of Halifax, which was originally presented to the Battalion on June 20, 1945. The Battalion was the first complete fighting unit to return from overseas following World War II.

At this time, Council agreed to deal with Items 11.3.12 and 11.3.13 next on the agenda.

11.3.12 Reserve Withdrawal Wastewater Charges

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

Ms. Dale MacLennan, Director, Finance, presented the staff report.

MOVED by Councillors Sarto and McInroy that Council approve the withdrawal of an additional \$143,826 from the Wastewater/Stormwater (WW/SW) Management Reserve over and above the approved amount of \$7,052,900 for the 99/00 Budget Year.

In response to a question of Councillor Cooper, Mr. Wayne Anstey, Municipal Solicitor, stated that when the By-Law was amended throughout the year, Council imposed expenditures on the department that were not anticipated at the beginning of the year. This additional withdrawal is just providing a source of funding to cover those over-expenditures which were approved when the By-Law was approved.

MOTION PUT AND PASSED UNANIMOUSLY.

11.3.13 Pollution Control Rates - Clarification of Resolution

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

Ms. Dale MacLennan, Director, Finance, presented the staff report, stating the existing rate at the time of the approval of the \$.10 increase was a four digit rate. The purpose of the staff report is to seek clarification of the new rate to four decimal places.

Councillor Uteck raised concerns regarding the billing effective date, stating some Districts have been affected by this in the past, and residents were charged three extra months of pollution control charges. Therefore, the Councillor put forth the following motion:

MOVED by Councillors Uteck and Rankin that the staff recommendation be amended to change the effective date to the first full billing date after the billing effective date.

In response, Ms. MacLennan suggested that the effective billing date issue be referred to staff for a report to be examined separately, noting there a number of issues related to the billing rate and the dates. The Mover and Secunder agreed to Ms. MacLennan's suggestion.

MOTION WITHDRAWN.

Councillor Blumenthal stated he is still opposed to the increase and will vote against it as he did when it was originally approved.

Councillor Stone noted that if Council does not approve the four decimal place rate, there will be a \$111,000 shortfall in the budget.

MOVED by Councillors Hetherington and Adams that Council approve, for clarification, the Pollution Control Charges (PCC), as follows:

<u>Billing Effective Date</u>	<u>Rate</u>
July 1, 1999	\$.4828/cubic metre
April 1, 2000	\$.5828/cubic metre
April 1, 2001	\$.6828/cubic metre
April 1, 2002	\$.7828/cubic metre

Councillor Kelly requested that, at some point, staff bring forward a report as to how any additional money from the Provincial or Federal governments would impact these charges.

(Councillor Sarto left the meeting at 6:25 p.m.)

Responding to questions of Councillor Schofield and Greenough, Mr. McLellan stated it is not anticipated that the wastewater charge will return to the current rates, as additional capacity plants will need to be operating and this will result in more costs. However, staff will continue to report to Council as this issue evolves.

MOTION PUT AND PASSED. (Councillor Blumenthal voted against the motion.)

At this time, Council agreed to continue with the Presentations.

Presentations (cont'd)

Tall Ships 2000 Update - Hon. Alan R. Abraham and Mr. Bob Stappells

- Copies of the document entitled "Special Public Services and Facilities for the Tall Ships 2000 Event" were circulated to Council.

Mr. Bob Stappells presented the above document to Council, providing an update with respect to the logistics and arrangements made for the Tall Ships events. Mr. Mike Gillett provided Council with an update regarding the Festival of Sail to be held in Dartmouth

during the same time period as the Tall Ships 2000. Mr. Stappells noted further information regarding Tall Ships 2000 is available at the event's web site at: www.tallships2000.ns.ca

Sackville Canada Day Parade Float Award

Councillor Harvey presented Andrew Cox, Coordinator, Festivals and Civic Events, with the Best Non-Commercial Entry award, for the HRM Float, in the Sackville Canada Day Parade. The Councillor noted Mr. Cox designed the float and Parks and Recreation staff constructed it. On behalf of Council, Councillor Harvey congratulated all those involved with the float. Deputy Mayor Cunningham also expressed thanks to the staff and volunteers involved in all the activities for Canada Day and Dartmouth's 250th Anniversary.

At this point in the meeting, Council agreed to deal with **Item 10.3 - Presentations.**

10.3 Presentations

10.3.1 Pedestrian Crosswalk - Prince Street at Lower Water Street - Mr. Alan Ruffman

- Correspondence from Alan Ruffman, President, Geomarine Associates Ltd., dated June 26, 2000, regarding the above, was before Council for its consideration.

Mr. Alan Ruffman made a presentation to Council regarding a request for a pedestrian crosswalk at the corner of Prince Street and Lower Water Street. This request was originally initiated five years ago by Mr. Ruffman, and the response at that time was that it did not fit the criteria. Ms. Kate Carmichael, Executive Director, Downtown Halifax Business Commission, again requested a crosswalk at this location in May 2000. Since that time, five businesses, including the Waterfront Development Corporation, sent letters in support of this request. For the record, Mr. Ruffman submitted another letter of support from Mr. Michael Murray, Director, Nova Scotia Tourism and Culture, Maritime Museum of the Atlantic.

Mr. Ruffman noted there have been a number of changes since the original request five years ago, such as the removal of the Fisheries building, an increase in attendance at the Maritime Museum of the Atlantic, the addition of the Island Beach Shop ticket selling for the Harbour Hopper, and a new parking lot, all resulting in increased pedestrian traffic in the area.

With respect to the criteria used to identify crosswalk locations, Mr. Ruffman stated he believes no crosswalks in downtown Halifax, as well as many other areas throughout the Municipality, meet this criteria; and, therefore, suggested that different criteria should be used in the downtown area.

In closing, Mr. Ruffman stated the criteria needs to be flexible and common sense should be used when determining crosswalk locations, in particular, at the bottom of Prince Street.

Deputy Mayor Cunningham thanked Mr. Ruffman for his presentation, stating his comments will be forwarded to the appropriate staff.

10.3.2 Crosswalk Safety, Kearney Lake Road - Mr. C. Sean O'Connor

Mr. Sean O'Connor made a presentation to Council regarding crosswalk safety, in particular, with respect to two crosswalks that cross the Kearney Lake Road. A copy of Mr. O'Connor's presentation was submitted for the record, as well as a petition signed by 414 residents living in neighborhoods near the Kearney Lake Road crosswalks.

In his presentation, Mr. O'Connor made the following suggestions for immediate steps that can and should be taken to resolve this issue:

- Put two crossing guards on these crosswalks instead of one.
- Improve the signage.
- Paint wide stopping bars well back of the crosswalks so vehicles can see pedestrians in the crosswalks when another vehicle is stopped.
- Change the configuration of the merge lane at Dunbrack and Kearney Lake so that it does not end at the crosswalk.

In closing, Mr. O'Connor urged Council to take the necessary steps to ensure the safety of the children in the area.

Deputy Mayor Cunningham thanked Mr. O'Connor for his presentation, stating his comments and petition will be forwarded to the appropriate staff for review and a report back to Council.

9. PUBLIC HEARINGS

9.1 Case 00167 - Application for Development Agreement to Permit a Four Unit Condominium at 184 Shore Club Road, Hubbards

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, dated June 2, 2000, regarding the above, was previously circulated to Council.

With the use of overheads, Mr. Bernard Moe, Planner, presented the staff report to Council, stating it is staff's opinion that the proposed development agreement meets all the policies in the MPS and staff is recommending its approval.

Deputy Mayor Cunningham called three times for members of the public wishing to speak either in favour of or against the development agreement. Hearing none, the following motion was put forth.

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

DECISION OF COUNCIL

MOVED by Councillors Mitchell and Hetherington that Council approve the development agreement, attached as Appendix "A" to the staff report dated June 2, 2000, to permit construction of a four unit condominium on 184 Shore Club Road, Hubbards (PID #40364887). Council requires that the development agreement shall be signed within 120 days, or any extension thereof granted by Council on request of the applicant, whichever is later; otherwise, this approval will be void and obligations arising hereunder shall be at an end. MOTION PUT AND PASSED UNANIMOUSLY.

9.2 Case 00229 - Rezoning of 21 Longburn Drive, Hammonds Plains

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, dated June 5, 2000, regarding the above, was previously circulated to Council.

With the use of overheads, Mr. Angus Schaffenburg, Planner, presented the staff report.

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

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

DECISION OF COUNCIL

Councillor Rankin spoke in support of the staff recommendation, and put forth the following motion:

MOVED by Councillors Rankin and Schofield that Council approve the application by Phyllis and David Johnson to rezone 21 Longburn Drive from R-1 (Single Unit Dwelling) to R-1A (Auxiliary Dwelling Unit), as shown on Map 2 of the staff report dated June 5, 2000. MOTION PUT AND PASSED UNANIMOUSLY.

9.3 Case 00220 - Request for an Amendment to the Halifax MPS - Area 8 (Gottingen Street Area) of Peninsula North

- A supplementary report prepared for Dan English, Deputy Chief Administrative Officer, dated June 7, 2000, regarding the above, was previously circulated to Council. The report recommended that no further action be taken on the request to amend the Halifax Municipal Planning Strategy and Land Use By-Law for the property located on the corner of Maitland Street and Prince William Street within Area 8 of Peninsula North.
- At the June 14, 2000 meeting of Regional Council, a motion was adopted to hold a Public Hearing to consider Alternative 2 - Commercial Re-designation (Attachment C of the Supplementary Report dated June 7, 2000) with respect to Case 00220: Request for an Amendment to the Halifax Municipal Planning Strategy - Area 8 (Gottingen Street Area) of Peninsula North.

CONFLICT OF INTEREST

As he owns property in the area, Councillor Downey declared a **Conflict of Interest** and removed himself from the discussion.

Mr. Angus Schaffenburg, Planner, presented the staff report, noting the Public Hearing is to consider Alternative 2 - Commercial Re-designation (Attachment C of the Supplementary Report dated June 7, 2000) with respect to Case 00220: Request for an Amendment to the Halifax Municipal Planning Strategy - Area 8 (Gottingen Street Area) of Peninsula North.

Responding to a question of Councillor Mitchell, Mr. Schaffenburg clarified the east and west sides of the street with the use of a map.

Deputy Mayor Cunningham called for members of the public wishing to speak either in favour of or against the amendment to the Halifax MPS.

Pastor Olusegun Odusanya, Cornwallis United Baptist Church

Pastor Odusanya inquired what effect the rezoning would have on the Cornwallis United Baptist Church, noting the Church is a registered heritage property. In response, Mr. Schaffenburg stated there would be no change from the current status of the property, as heritage properties are dealt with differently and any substantial alterations are required to come before Council for approval before taking place.

Giles Gaudet

Mr. Giles Gaudet, the applicant, addressed Council requesting that the zoning of his property located at the corner of Maitland Street and Prince William Street be rezoned back to C-2 from R-3. Mr. Gaudet stated the business owners on Gottingen Street agree that it makes no sense to have R-3 zoning on their property, as no one would want to build a house or small apartment building on this property. Mr. Gaudet stated a dual zoning would make the property difficult to sell.

Wayne Mitchell

Mr. Wayne Mitchell stated his building runs from Gottingen Street through to Maitland Street, and changing the zoning to R-3 would be a grave mistake with respect to his building, and recommended that it remain zoned C-2. Mr. Schaffenburg clarified that the present land use designation is high density residential, and the present zoning of most of the properties on the west side of Maitland Street is R-3.

Responding to a question of Councillor Walker, Mr. Mitchell stated his civic address is 2181-2190 Gottingen Street and goes to 2248 Maitland Street. The building circumferences approximately 30,000 square feet of land on or between Gottingen and Maitland Streets. Mr. Mitchell stated the proposed new zoning line would slice his building in half. Mr. Schaffenburg noted 2248 Maitland Street is currently zoned R-3.

Councillor Mitchell noted that other property owners came forth during the public information meetings to indicate their buildings would also be cut in half with respect to the zoning.

Responding to a question of Councillor Kelly, Mr. Mitchell stated he supports his entire property being zoned C-2.

Later in the meeting, Mr. Mitchell briefly addressed Council again, noting the amount of money that has been spent on improving the Macdonald Bridge, which is the approach to the downtown area. He suggested having this approach leading into a lower end of housing would create a poor presentation of downtown Halifax.

Darryl Newton

Mr. Darryl Newton, property owner of 2169-2171 Gottingen Street, noted he also owns 2236 Maitland Street, which is used as a parking lot, and is now being proposed to be zoned residential. Mr. Newton stated if this property was sold and developed for a residential use, the owner of the main building would have no access to the back of the building. In closing, Mr. Newton stated the zoning should return to commercial and remain

that way.

Ivan Miller

Mr. Ivan Miller, Corporate Realty, addressed Council regarding this matter, noting he has been involved with properties on Gottingen Street for some time. Mr. Miller stated he has been advised by Mr. Schaffenburg that the owners do not have to be contacted directly if properties are being downzoned or rezoned, and the policy only requires a newspaper advertisement. Mr. Miller expressed concern that if the property owners miss the advertisement, they are not aware of the zoning change. He suggested that, in future, the property tax roll should be used to notify the property owners.

In response to a question of Councillor Read, Mr. Schaffenburg confirmed that letters of notification were sent to the registered owners of these properties on a number of occasions during this process.

Karen Smith

Ms. Karen Smith addressed Council speaking in support of the property owners wishing to have the zoning changed back to C-2. Ms. Smith stated she previously lived in this area for two years and attended the public information meeting. Ms. Smith questioned the amount of interest there would be in new residential development in this area, and suggested the likelihood of obtaining financing for residential development in this area would be slim. With respect to commercial properties, Ms. Smith stated she believes there is a lack of this type of property in the downtown core. She noted the new Staples store at the end of Gottingen Street links this area with the downtown area. In closing, Ms. Smith asked for Council's support to change the zoning back to C-2, stating it would be a positive thing for the area.

Beverly Miller

Ms. Beverly Miller, property owner of 2224 Maitland Street, stated the process would have been more efficient if there was a Community Council for this area which could have provided a recommendation on the matter. As a property owner in the area who participated in the development of the detailed area plan for Area 8, Ms. Miller stated she finds it incomprehensible that there are property owners who can say they were not aware of the rezoning process, as there were letters sent to property owners, notice of public meetings, etc. Although she did not originally agree with the rezoning, Ms. Miller stated she supports the planning process. Ms. Miller suggested that Council direct staff to investigate Option 2 of the staff report dated June 7, 2000, for a mixed commercial/residential designation for this block. Ms. Miller stated her reasoning for this is due to the location of a school and registered heritage church property in this area. Ms.

Miller stated residential development is extremely important in the re-development of the downtown area. With respect to the suggestion of C-2 zoning for this area, Ms. Miller stated it is not appropriate relative to a number of properties in the area. In closing, Ms. Miller stated if Council is not prepared to send the matter back to staff for re-examination, out of respect for the planning and public participation process, the zoning should remain as is, which is R-3.

Aaron Doncaster

Mr. Aaron Doncaster addressed Council stating he lived in this area for a few months. Mr. Doncaster expressed concern if this area was to be zoned C-2, it may create a precedent for too much commercial development in the area.

Deputy Mayor Cunningham called three times for additional speakers either in favour of or against the amendment to the Halifax MPS. Hearing none, the following motion was put on the floor.

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

DECISION OF COUNCIL

MOVED by Councillors Mitchell and Streach that Council adopt Alternative 2 - Commercial Re-designation (Attachment C of the Supplementary Report dated June 7, 2000) with respect to Case 00220: Request for an Amendment to the Halifax Municipal Planning Strategy - Area 8 (Gottingen Street Area) of Peninsula North.

Speaking against the motion, Councillor Read stated Council should remain with the plan that has been developed over the years. The Councillor further stated it is unfortunate that the people who came forward this evening did not take part in the many meetings over the years to develop the Gottingen Street plan. Councillor Read stated more residential areas are needed to support local business in the downtown, and not more commercial areas.

Councillor Streach spoke in support of the motion, stating, regardless of when the property owners spoke about the matter, this is the common sense approach.

Speaking in support of the motion, Councillor Uteck stated this is what the residents of the area want.

Councillor Blumenthal also spoke in support of the motion, noting this area was full commercial for many years in the past. The Councillor stated Cornwallis Baptist Church is an important part of the area, and as long as the rezoning does not adversely affect it,

he will support C-2 zoning for the area.

Councillors Merrigan, McInroy, Colwell and Rankin also spoke in support of the motion.

Councillor Mitchell requested a **Recorded Vote**. Deputy Mayor Cunningham reminded Council that since this is a plan amendment, it requires a majority of the entire Council. Therefore, 13 affirmative votes are required for the motion to pass.

Members of Council voting **in favour** of the motion: Deputy Mayor Cunningham, Councillors Streach, Snow, Colwell, Cooper, McInroy, Greenough, Hetherington, Schofield, Blumenthal, Uteck, Fougere, Walker, Stone, Adams, Merrigan, Kelly, Rankin and Mitchell.

Members of Council voting **against** the motion: Councillors Read and Harvey.

MOTION PUT AND PASSED. (19 In Favour, 2 Against)

(Mayor Fitzgerald and Councillor Sarto were absent. Councillor Downey declared a Conflict of Interest and was not present for the discussion or the vote.)

9.4 Project 00112 - Western Common

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, dated May 31, 2000, regarding the above, was previously circulated to Council.
- Correspondence from Dr. D. Soudek, Chair, Environment Committee, Canoe Nova Scotia, dated June 27, 2000, regarding the above, was circulated to Council.
- Correspondence from Wayne Hatcher, Sunrise Park Cemetery, dated June 2, 2000, regarding the above, was circulated to Council.
- Correspondence from S. M. Mandaville, Soil and Water Conservation Society of Metro Halifax, dated July 3, 2000, regarding the above, was circulated to Council.
- A report from the Halifax/Halifax County Watershed Advisory Board, dated July 4, 2000, regarding the above, was circulated to Council. The report recommended that HRM introduce the use of predictive water quality modeling techniques to predict the long term impact of human activity and to serve as a planning tool for these lakes.

With the use of slides, Mr. Paul Morgan, Planner, presented the staff report.

Responding to a question of Councillor Cooper, Mr. Morgan stated lands to the south of Ragged Lake are reserved for possible recreation uses, including soccer fields and equestrian facilities. With regards to the request from Sunrise Park Cemetery for land, Mr. Morgan stated it is not intended to be a donation, and the Cemetery would be expected to pay fair market value, as would the other two organizations requesting land, those being the church and the golf course.

In response to a question of Councillor Uteck regarding traffic, Mr. Morgan stated that under the policies established, Council will not consider rezoning these lands until such time it is satisfied that the traffic safety and volume problems have been adequately resolved, which may not be for a number years.

Responding to questions of Councillor Stone, Mr. Morgan stated all portions of the study area within the Halifax Plan area are zoned industrial. The intent was always that Ragged Lake would expand. At the request of Tom Rath, General Manager, Corporate Real Estate, the consultant looked at these lands because the park, to date, has not been successful. The consultants, EDM, were hoping to achieve a more comprehensive community, which would include both residential/commercial development, where people would both work and live. While he supports the Western Common and the wilderness park being proposed, Councillor Stone stated he has some difficulty with the Ragged Lake area being included. The Councillor asked if a developer can develop the land along the Prospect Road as it now exists, or will it have to go through the Western Common Advisory Committee. In response, Mr. Morgan stated the portion of the land that will remain zoned industrial can be developed now.

In response to a question of Mr. McLellan, Mr. Morgan stated a majority of lands around Ragged Lake would be rezoned to the Western Common zone. A portion of the lands in the vicinity of Prospect Road would maintain the industrial zoning, at the request of Mr. Rath. However, it is intended to be more of an integrated community rather than strictly a business park, such as is the case with Bayers Lake Business Park.

Deputy Mayor Cunningham called for members of the public wishing to speak either in favour of or against the MPS/LUB amendments.

Matt Giles

Mr. Matt Giles, 95 Herring Cove Road, addressed Council regarding this issue, noting he is the Superintendent of Indian Lake Golf Course. Mr. Giles explained his role as Superintendent of the Golf Course, and what practices and programs are being followed to ensure protection of the wildlife and the trees. Mr. Giles stated golf courses, particularly in the urban area, can play a significant role in enhancing and protecting wildlife habitat and natural resources. With respect to the expansion of the golf course to

18 holes, Mr. Giles stated environmental benefits would be enhanced by current practices. Also, participation in fulfilling leisure experiences appears to strongly influence individual perceptions of community well-being. In closing, Mr. Giles stated the addition of leisure services also aids the economic development of the community.

Shalom Mandaville

Mr. Shalom Mandaville, Soil and Water Conservation Society of Metro Halifax, addressed Council, reviewing the following highlights of his written submission to Council which was circulated to Council:

- Future studies of lakes should be conducted by genuine limnologists and/or certified lake managers.
- The more pristine a lake is, the more sensitive it is to additions of even low quantities of pollutants. Most of the lakes located in the Western Common are almost pristine lakes.
- Setting water and sediment quality objectives should involve biological criteria as well as chemical surrogates.
- Phosphorus enrichment could lead to the following problems directly and/or indirectly:
 - Increased nuisance algal blooms and/or increased plant growths
 - Increased bacterial production
 - Blue green algal blooms
 - Dramatic shifts in fish species

Mr. Mandaville stated he has a copy of a thesis from Ontario regarding golf courses, which he will provide to staff.

George MacPherson

Mr. George MacPherson, resident of Halifax, spoke in support of the expansion of Indian Lake Golf Course. Mr. MacPherson stated he believes maintenance of this greenbelt area can be assisted by appropriate economic growth in the areas bordering it, and the expansion of the Indian Lake Golf Course provides a win-win situation. In closing, Mr. MacPherson stated he has been on the golf course many times, and has not seen any indication of the use of insecticides or pesticides, and the water margins appear to be clean.

Walter Regan

Mr. Walter Regan, Executive Director of the Sackville Rivers Association, made a presentation to Council in favour of the amendment. A copy of his presentation was

provided for the record.

Jed Stonehouse

Mr. Jed Stonehouse, White's Lake, spoke in support of the Western Common Plan. Mr. Stonehouse stated it is very important to develop the plan for the residential and commercial areas, and that it is planned as a unit.

Aaron Doncaster

Mr. Aaron Doncaster addressed Council regarding this issue expressing concern with over-development and the effects on the ecosystem.

Wayne Hatcher

Mr. Wayne Hatcher, 2026 Prospect Road, representing Sunrise Park Cemetery, addressed Council regarding this matter. A copy of his presentation was previously circulated to Council. With the use of photographs, Mr. Hatcher illustrated the peaceful atmosphere at the cemetery. In closing, Mr. Hatcher asked Council for its support for Sunrise Park Cemetery in Hatchet Lake.

Barry Zwicker

Mr. Barry Zwicker spoke in support of the direction of the plan, but expressed two areas of concern. Mr. Zwicker stated he did not believe any further low density unserviced residential development should be encouraged in this area. He also expressed concern with the manner in which business parks and industrial lands are developed, and suggested efforts should be made to maintain the topography and the environment.

Paul Barry

Mr. Paul Barry, resident of Prospect, expressed his support for the rezoning recommendations. Being a part of the public forum that took place over the last year, Mr. Barry stated the results being presented reflect the wishes of the vast majority of residents who participated in the three public information sessions.

Deputy Mayor Cunningham called three times for additional speakers either in favour of or against the MPS/LUB amendments. Hearing none, the following motion was put on the floor.

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

DECISION OF COUNCIL

Mr. McLellan spoke about the confidence in staff, given by Councillors Mitchell and Rankin, and, subsequently, their respective communities, in order to develop this plan.

Councillor Rankin expressed thanks to the former City of Halifax for its investment in this area when the Water Commission disposed of this land. The Councillor noted this is an asset that will benefit all of Halifax Regional Municipality, and also thanked the Western Common Advisory Committee, the community and members of Council. In closing, Councillor Rankin stated there are a number of people, not present this evening, who count on Council to support this plan and to provide for a basis of action.

MOVED by Councillors Rankin and Mitchell that Council give Second Reading to the By-Law, presented as Attachment IV to the staff report dated May 31, 2000, to amend the Municipal Planning Strategies and Land Use By-Laws for Mainland Halifax, Timberlea/Lakeside/Beechville and Planning District 4; and, that an advisory committee be appointed to provide stewardship for the wilderness park proposed under the Western Common Study.

Councillor Mitchell also expressed thanks to the Committee, the community, Council, EDM and staff. The Councillor acknowledged his fellow Western Region Advisory Committee members: Councillor Rankin, Helen Matheson, Kert Fulmer, Darryl Haley, Roy George, Sue Sirrs, Ged Stonehouse, Bob Hayes, and Terrance Henley.

Responding to questions of Councillor Walker, Mr. Morgan stated all the proponents requesting land are aware that they will have to purchase the land at fair market value. With respect to the proposed advisory committee, Councillor Walker stated membership should include people from all over HRM.

Councillor Stone spoke in support of the motion, stating it is a good asset for all of HRM. The Councillor referred to the report from the Halifax County Watershed Advisory Board regarding on-going monitoring of the lakes, and stated this should be taken into consideration.

Speaking in support of the motion, Councillor Adams stated the rezoning may open up some opportunities to enhance and expand the Ragged Lake area.

Councillor Read spoke in overall support of the plan, but expressed some concern with the designation of portions of the Western Common for serviced and unserviced residential land at this time. The Councillor suggested it would be unwise to add publicly owned land to the already existing suburban sprawl. However, Councillor Read stated his concerns have been eased somewhat by Mr. Morgan's indication that there would need to be more

public consultation before this takes place. The Councillor stated he agreed with Mr. Zwicker's view that the industrial, as well as the commercial and residential development, should take topography into consideration, particularly in the Ragged Lake area.

Speaking on behalf of the Dartmouth Councillors, Councillor Hetherington spoke in support of the plan.

Closing the debate, Councillor Rankin noted there are no budgetary expenditures contained in the proposal.

MOTION PUT AND PASSED UNANIMOUSLY.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence

This item was addressed earlier in the meeting (see Page 6).

10.2 Petitions

This item was addressed earlier in the meeting (see Page 6).

10.3 Presentations

This item was addressed earlier in the meeting (see Page 21).

11. REPORTS

This item was addressed earlier in the meeting (see Page 7).

12. MOTIONS - None

13. ADDED ITEMS

13.1 Councillor Fougere - CN Railcut Greenway

Councillor Fougere requested a staff report regarding how HRM can move forward with a process for the acquisition and development of the CN Peninsula Railcut Greenway and the potential implications of doing this. The Councillor stated she would like any development considerations of this land put on hold until further uses towards the preservation of this land as a greenbelt and multi-use recreational trail can be examined.

MOVED by Councillors Fougere and Walker that this matter be referred to staff for a report. MOTION PUT AND PASSED UNANIMOUSLY.

13.2 Staff Report - Street Closure and Sale of Land - Braemar Drive

- A staff report prepared for George McLellan, Acting Chief Administrative Officer, regarding the above, was circulated to Council for its consideration.

Deputy Mayor Cunningham reported that negotiations have been successfully completed between Loblaws and the Toulany family with respect to the purchase of the property at 342 Prince Albert Road.

MOVED by Councillors Greenough and Hetherington that Council approve the sale and closure of Braemar Drive, as recommended at the Public Hearing of June 20, 2000, subject to incorporating the agreed truck management program and noise abatement provision in the Purchase and Sale Agreement with Loblaws and subject to Loblaws closing on the purchase of the Toulany property at 342 Prince Albert Road, either concurrently or prior to the closing with HRM for the purchase of Braemar Drive. Further, that Council approved Administrative Order SC-22 Respecting Closure of Braemar Drive. MOTION PUT AND PASSED UNANIMOUSLY.

13.3 Councillor Kelly - Move Information Item #2 to Regular Agenda

Mr. Kulvinder Dhillon, Director, Public Works and Transportation, responded to questions of Councillors Kelly and Stone regarding the Bedford Highway Restoration. Mr. Dhillon confirmed that this project is a total resurfacing project, and the expected completion date is sometime in August 2000.

(Councillor Uteck left the meeting at 9:10 p.m.)

13.4 Councillor Schofield - Sunday Shopping

Councillor Schofield stated it was his intention to request Council to send a letter to the Province requesting that consideration be given to turning over the authority of Sunday shopping to the municipalities so each municipality can make its own decision. The Councillor put forth a motion to refer this matter to staff to consider the costs and the feasibility of such action.

MOVED by Councillors Schofield and Fougere that the matter of Sunday shopping be referred to staff for a report. MOTION PUT AND DEFEATED.

13.5 Councillor McInroy - Parking of Commercial Vehicles on Residential Property

Councillor McInroy requested that the forthcoming report regarding parking of commercial vehicles on residential property, originally requested on May 2, 2000, be expedited and brought forward, preferably before Council's summer break, as the problem appears to be growing. Mr. George McLellan, Acting CAO, advised that staff will inform Council via email as to when the report can be expected.

13.6 Request re Relocation of Towers - Councillor Sarto

Councillor Sarto noted he had requested a staff report on the relocation of communication towers from their present location on Mount Edward Road to a suitable location with the Regional Municipality. The Councillor amended his request to state that the sites be within the metro area but somewhere where they would not intrude on the quality of life in a community.

14. NOTICES OF MOTION

There were no Notices of Motion served at this meeting.

15. ADJOURNMENT

MOVED by Councillors Hetherington and Blumenthal that the meeting adjourn at 9:20 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

Vi Carmichael
Municipal Clerk