

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES JULY 16, 2002

PRESENT: Mayor Peter J. Kelly
Deputy Mayor Robert P. Harvey
Councillors: Steve Streach
Gary Hines
Keith Colwell
Ron Cooper
Harry McInroy
Brian Warshick
Condo Sarto
Jim Smith
John Cunningham
Jerry Blumenthal
Dawn Sloane
Sue Uteck
Sheila Fougere
Russell Walker
Diana Whalen
Linda Mosher (2:20 p.m.)
Brad Johns
Len Goucher
Reg Rankin
Gary Meade

**ABSENT WITH
REGRETS:** Councillors: Bruce Hetherington
Stephen Adams

STAFF MEMBERS: Mr. George McLellan, Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Vi Carmichael, Municipal Clerk
Ms. Jan Gibson, Deputy Municipal Clerk
Ms. Julia Horncastle, Assistant Municipal Clerk
Ms. Sherrill Murphy, Assistant Municipal Clerk

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1. **INVOCATION**

The meeting was called to order by Deputy Mayor Harvey at 1:10 p.m. with Councillor Smith leading the invocation.

2. **PROCLAMATIONS**

The Deputy Mayor advised that Proclamations would be dealt with at the evening session scheduled to begin at 6:00 p.m.

3. **APPROVAL OF MINUTES - July 2, 2002**

**MOVED by Councillor Blumenthal, seconded by Councillor Goucher that the minutes of Halifax Regional Council for July 2, 2002 be approved as distributed
MOTION PUT AND PASSED UNANIMOUSLY.**

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

The Deputy Municipal Clerk indicated that there were no added items at this time, however, there would be added items this evening as a result of the In Camera Council session.

At the request of Councillor Cooper, Item 10.4.4 Reserves Transfers was moved up to be considered prior to item 10.3.1 Audited Financial Statements, March 31, 2002.

At the request of Councillor Goucher, item 10.4.6 Project 00382 Annapolis Basin Group Plan Amendment was moved up on the agenda to be considered immediately following item 10.2.1 Supplementary Education Funding. Council agreed to hear from the proponent at that time.

MOVED by Councillor Blumenthal, seconded by Councillor McInroy that the agenda, as amended, be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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

6. **MOTIONS OF RECONSIDERATION** - None

7. **MOTIONS OF RECISSION**

The Deputy Mayor advised that Motions of Recission would be dealt with at the evening session scheduled to begin at 6:00 p.m.

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

9. **CORRESPONDENCE, PETITIONS & DELEGATIONS**

The Deputy Mayor advised that Correspondence, Petitions & Delegations would be dealt with at the evening session scheduled to begin at 6:00 p.m.

10. **REPORTS**

10.1 **North West Community Council**

10.1.1 **Case 00471 Bedford Municipal Planning Strategy and Land Use By-law Amendment - 14 Doyle Street (Set date for Public Hearing - August 20, 2002)**

- A report dated July 12, 2002 submitted by Councillor Robert P. Harvey, North West Community Council was before Council for consideration.

MOVED by Councillor Goucher, seconded by Councillor Johns that Regional Council give First Reading to the proposed amendments to the Bedford Municipal Planning Strategy and Land Use Bylaw as contained in attachment 3 of the Supplementary staff report dated June 19, 2002 and schedule a public hearing for August 20, 2002. MOTION PUT AND PASSED UNANIMOUSLY.

10.2 **TASK FORCE ON EDUCATION FUNDING**

10.2.1 **Supplementary Education Funding**

- The Final Report of the HRM Task Force on Supplementary Education Funding submitted by Mayor Peter Kelly, Chair and dated July 16, 2002 was before Council for consideration.

Councillor McInroy addressed the item noting that Council had only received the Final Report, a sizable document, on Friday. He went on to comment that the information and recommendations would take some time to digest and debate. Given that this is the final meeting before a one month break, Councillor McInroy suggested that there was insufficient time available for Council to properly review and debate all the recommendations.

MOVED by Councillor McInroy, seconded by Councillor Goucher that Council consider Parts 1 and 6 of Recommendation #2 at this time, and further that the

remaining recommendations be considered at the September 17, 2002 meeting of Regional Council.

His Worship, Mayor Peter Kelly joins the meeting and Deputy Mayor Harvey takes his seat in Council.

A lengthy debate ensued with Councillor McInroy clarifying that his motion was procedural, the intent of which was to determine whether Council was willing to consider only those recommendations that are time sensitive (i.e. funding for the present fiscal year) and to defer consideration of the remaining recommendations.

After a further discussion, the **MOTION WAS PUT AND PASSED.**

CONFLICT OF INTEREST

Councillor Brad Johns declared a conflict of interest as he is employed by the Halifax Regional School Board.

MOVED by Councillor McInroy, seconded by Councillor Goucher that:

1. **Each of the Halifax, Dartmouth, and County/Bedford Tax Rates be set at the 2001-2002 per student amounts after adjusting for inflation of 3.5%. *Therefore, it is hereby resolved that Supplementary Education for Fiscal 2002/03 shall be set at the rate of \$0.117 to the residential and resource assessment and set as \$0.299 to the commercial, machinery and equipment assessment including business occupancy of the former City of Halifax; and \$0.095 to the residential and resource assessment and \$0.241 to the commercial, machinery and equipment assessment including business occupancy of the former City of Dartmouth; and \$0.044 to the residential, resource, commercial, machinery and equipment assessment including business occupancy of the former Town of Bedford and Halifax County. Total discretionary funding shall be set at \$20,846,200.***

6. **That the dollar allocations for former City of Halifax equal \$12,295,00, former City of Dartmouth equal \$5,239,200 and the former County/Bedford equal \$3,312,000 for 2002-2003; and**

That consideration of the remaining recommendations(2,3,4,5) contained in the Task Force report be dealt with at the September 17, 2002 meeting of Halifax Regional Council.

MOVED by Councillor Uteck, seconded by Councillor Fougere that the motion be amended by replacing Part 1 with the following (Alternative 2 of the Task Force Report):

1. Each of the Halifax, Dartmouth and County/Bedford tax rates be set following procedures similar to those used in the HRM Budget process which examines cost drivers for services along with the demand for the service and would provide that the per student amounts rise equally in all three areas by 2.6% which is HRM's estimate of the increase. *Therefore, it is hereby resolved that Supplementary Education for Fiscal 2002/03 shall be set at the rate of \$0.115 to the residential and resource assessment and set as \$0.293 to the commercial, machinery and equipment assessment including business occupancy of the former City of Halifax; and \$0.092 to the residential and resource assessment and \$0.235 to the commercial, machinery and equipment assessment including business occupancy of the former City of Dartmouth; and \$0.044 to the residential, resource, commercial, machinery and equipment assessment including business occupancy of the former Town of Bedford and Halifax County. Total discretionary funding shall be set at \$20,445,000.*

After considerable debate and discussion around the intended use of supplementary funding, the **MOTION TO AMEND WAS PUT AND DEFEATED.**

His Worship then called for the question on the main motion. A recorded vote was requested as follows:

Those members of Council voting **in favour** of the motion were: Mayor Kelly, Deputy Mayor Harvey and Councillors Streach, McInroy, Warshick, Sarto, Smith, Cunningham, Sloane, Uteck, Walker, Whalen, Mosher, and Goucher.

Those members of Council voting **against** the motion were: Councillors Hines, Colwell, Cooper, Blumenthal, Fougere, Rankin, Meade.

MOTION PUT AND PASSED. (14 in favour, 7 against, 3 absent)

10.4.6 Project 00382 Annapolis Basin Group Plan Amendment

- It was agreed that this matter be dealt with at this time during the setting of the agenda. A supplementary staff report dated July 9, 2002 submitted by George McLellan, Chief Administrative Officer was before Council for consideration.

- Correspondence dated July 10, 2002 from Mike Haycock, Assistant General Manager, Annapolis Group was distributed to members of Council. Also distributed was correspondence dated July 15, 2002 from Mr. Tale Abbatial, Per, 3054756 Nova Scotia Limited, in opposition to a proposal in the SGE Report that land owned by his company be given a regional parkland designation.

MOVED by Councillor Goucher, seconded by Councillor Cooper that a master planning study, similar in scope and process to the one recently completed for Wentworth/Bedford South, be initiated for the Annapolis land holdings, as well as, surrounding properties in the vicinity; thereby, facilitating proper design of municipal service systems, appropriate phasing of development and allocation of costs to benefitting property owners, as well as identifying open space opportunities and environmental protection measures needed, and further that this be an HRM funded study.

Mr. Maurice Lloyd, representing Annapolis Group, briefly addressed Council noting that the Annapolis Group had first requested that the property in question be brought into the development boundary in 1996. He indicated that Annapolis was very pleased with the motion on the floor at the moment. In summary, Mr. Lloyd expressed hope that Council would support this call for a master plan for the Annapolis lands.

In response to a question from Councillor Rankin, staff indicated that it would be reasonable to expect that like the Bedford South/Wentworth master plan, the developer would be able to bring forward a Development Agreement in conjunction with the master plan or very shortly after adoption of the master plan.

After a further discussion, the **MOTION WAS PUT AND PASSED.**

10.4.1 Tender 02-218, Traffic Improvements Main Street - East Region

- A staff report dated July 10, 2002 submitted by George McLellan, Chief Administrative Officer was before Council for consideration.

MOVED by Councillor Sarto, seconded by Councillor Warshick that Council award Tender No. 02-218, Traffic Improvements Main Street - East Region to Ocean Contractors Limited for materials and services listed at the unit prices quoted for a Tender Price of \$118,616.00, plus net HST for a total of \$126,242 from Account No. CTR00531, Main Street Study Recommendations, with funding authorized as per the Budget Implications section of the July 10, 2002. MOTION PUT AND PASSED UNANIMOUSLY.

RECESS

The meeting recessed at 3:45 p.m.

The meeting reconvened at 6:00 p.m. with the following members of Council in attendance: Mayor Kelly, Deputy Mayor Harvey and Councillors Streach, Hines, Colwell, Cooper, McInroy, Warshick, Sarto, Smith, Cunningham, Sloane, Uteck, Fougere, Walker, Whalen, Mosher, Johns, Goucher, Rankin and Meade.

Councillors Hetherington, Blumenthal and Adams were absent.

2.1 Pride Week - July 14 - 21, 2002

Mayor Kelly proclaimed July 14 - 21, 2002 as Pride Week in the Halifax Regional Municipality.

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

Additions

- 12.1 Deputy Mayor Harvey - Little Sackville River Environmental Concerns
- 12.2 Property Matter - Street Closure & Sale of Land - A Portion of Idlewylde Road, Halifax
- 12.3 Property Matter - Sale of Buffer Lands - Milsom Avenue
- 12.4 Contractual Matter - 2010 Commonwealth Games
- 12.5 Contractual Matter - Halifax Harbour Solutions Project - Contract Negotiations
- 12.6 Personnel Matter - Extension of CAO's Status

Councillor Warshick requested information item #7, re development of boating restrictions be brought forward to the August 20th meeting.

Councillor Sloane requested information item #5, re the Cogswell Interchange be brought forward to the August 20th meeting.

An information memorandum from the Chief Administrative Officer, dated July 15, 2002, re: Community Response Initiative, was circulated to Council.

MOVED by Councillor McInroy, seconded by Councillor Smith, that the Order of Business, as amended, be approved. MOTION PUT AND PASSED UNANIMOUSLY.

9. CORRESPONDENCE, PETITIONS AND DELEGATIONS

9.1 Correspondence - None

9.2 Petitions

9.2.1 Councillor Uteck

Councillor Uteck served a petition on behalf of residents objecting to the elimination of Supplementary Education Funding.

9.2.2 Councillor Sloane

Councillor Sloane submitted correspondence from Michael S. Turner, President, Turner Drake and Partners regarding the cleaning and lining of watermains project on 6182 North Street.

9.3 Presentations

9.3.1 Parks & Recreation Association of Lower Sackville

- Correspondence from Mr. Steve Craig, President, Lake District Recreation Association, dated June 24, 2002, was before Council.
- A copy of the PowerPoint presentation was circulated to Council.

Mr. Gordon Kyle, President, The Friends of First Lake and Mr. Steve Craig, President, Lake District Recreation Association, with the aid of a Powerpoint, made a presentation to Council on the First and Second Lakes Regional Planning Process. Mr. Kyle advised they were requesting that the land be set aside for recreation planning over the next decade.

9.3.2 Quinpool Road Mainstreet District Association

- Correspondence from Tracy Bennett, General Manager and Robert McKelvie, Chair, Quinpool Road Mainstreet District Association, on the above noted, was before Council.

Mr. Robert McKelvie, on behalf of the Quinpool Road Mainstreet Association, addressed Council regarding the reinstatement of Quinpool Road into the Capital District.

7. MOTIONS OF RESCISSION

Mayor Kelly clarified that the motion under item 7.1 would require a 2/3 vote of Council and the motion under item 7.2 would require the usual majority vote of Council as it is over the one year time frame. The Mayor further advised the motions of rescission were debatable.

7.1 Councillor Fougere

MOVED by Councillor Fougere, seconded by Councillor Uteck, that Council rescind the motion of July 2, 2002, to remove Quinpool Road from the Capital District.

Councillor Fougere advised Quinpool Road was included in the boundaries of the Capital District by a motion of Council. The Councillor noted that the recommendation of staff was to include Quinpool Road as it was an extremely important high traffic and pedestrian corridor, it was contiguous to downtown and almost entirely commercial in nature. She noted the Quinpool Road Association has been working with staff on various issues and if Quinpool Road was excluded from the Capital District these issues would have to be addressed separately and would be a duplication of work. There are over 180 businesses and services on Quinpool Road and by not including them will cause more strain on the budget and staff. Councillor Fougere requested Council support her motion.

Following discussion, a recorded vote was requested.

Those members of Council voting **in favour** of the motion were: Mayor Kelly, Deputy Mayor Harvey and Councillors Streach, Hines, Colwell, Cooper, Warshick, Sarto, Cunningham, Uteck, Fougere, Goucher, Rankin and Meade.

Those members of Council voting **against** the motion were: Councillors McInroy, Smith, Sloane, Walker, Whalen, Mosher and Johns.

Councillors Hetherington, Blumenthal and Adams were absent.

MOTION PUT AND PASSED. (14 in favour, 7 against, 3 absent)

MOVED by Councillor Fougere, seconded by Councillor Uteck, that the original motion as per the staff report dated June 17, 2002 to approve the physical boundary for the Capital District as illustrated on Map 1, Attachment A be approved. MOTION PUT AND PASSED.

7.2 Deputy Mayor Harvey

- Correspondence received July 15, 2002 from Henn Soosaar, Department of Community Services urging a deferral of the matter until such time as a staff report is available.

MOVED by Deputy Mayor Harvey, seconded by Councillor Johns, that Council rescind the motion made on May 16, 2000 requesting staff to initiate the process to consider amending the Sackville and Planning Districts 14 & 17 (Shubenacadie Lakes) Municipal Planning Strategies and Land Use By-laws, and Subdivision By-law for the former Halifax County to (b) Adjust the Service Boundary to allow the remaining lands of the Department of Housing and Municipal Affairs to be developed for serviced residential use.

Deputy Mayor Harvey advised a capacity study had been undertaken in the sewer area which found there was no wet weather capacity although the project proposes a system to accommodate that. There are capacity issues at Mill Cove and there is also the desire of the community to see the 60 acres used for the purpose of conservation, protection of a 19th century homestead site and as a buffer to First Lake. The Deputy Mayor noted the capacity at Mill Cove does not belong to the property owner but rather to the municipality. He noted there may be a possibility of a land swap at some future point in time between the Province and the Municipality.

Councillor McInroy noted for the record that Cole Harbour is not interested in a land exchange with regard to the HRM property on Bissett Road for the purposes of Community Services Housing.

MOTION PUT AND PASSED.

10. REPORTS

10.1 NORTH WEST COMMUNITY COUNCIL

10.1.1 Case 00471 Bedford Municipal Planning Strategy and Land Use By-law Amendment - 14 Doyle Street

This item was addressed during the afternoon session. (See page 6)

10.2 TASK FORCE ON SUPPLEMENTARY EDUCATION FUNDING

10.2.1 Supplementary Education Funding

This item was addressed during the afternoon session. (See page 6)

At this point in time, Council had agreed to address item 10.4.4.

10.4.4 Reserve Transfers

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated June 28, 2002, on the above noted, was before Council.

MOVED by Councillor Cooper, seconded by Councillor McInroy, that Regional Council approve the following transfers totaling \$1,731,258 to the Reserve Funds for fiscal year ended March 31, 2002:

- \$204,000 from Police Services Operating Account Q205 Police Vehicles Reserve
- \$377,258 from Operating Fund Balance Sheet Account HROP-2080 to Q205 Police Vehicles Reserve
- \$200,000 from Fire Services Operating Account to Q206 Fire Vehicle Reserve
- \$500,000 from Fiscal Services Operating Accounts to Q103 Capital Surplus Reserve
- \$150,000 from Fiscal Services Operating Accounts to Q314 EMO Cost Recovery Reserve
- \$300,000 from Fiscal Services Operating Accounts Q310 Service Improvement Reserve

MOTION PUT AND PASSED UNANIMOUSLY.

10.3 AUDIT COMMITTEE

10.3.1 Audited Financial Statements, March 31, 2002

- A report from the Audit Committee, dated July 11, 2002, on the above noted, was before Council.

Mr. Larry Hood, KPMG, outlined the auditors report and financial statements.

MOVED by Councillor Cooper, seconded by Councillor McInroy, that the Halifax Regional Municipality's audited financial statements for the year ended March 31, 2002 be approved, and that the Mayor and Municipal Clerk be authorized to sign the financial statements on behalf of Council. MOTION PUT AND PASSED UNANIMOUSLY.

10.4 CHIEF ADMINISTRATIVE OFFICER

10.4.1 Tender 02-218, Traffic Improvements Main Street - East Region

This item was addressed during the afternoon session. (See page 9)

10.4.2 Pricing Agreement /CDPD Airtime Police

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated July 3, 2002, on the above noted, was before Council.

MOVED by Councillor Uteck, seconded by Councillor Walker, that Halifax Regional Council approve a sole source pricing agreement with Aliant Wireless, and Aliant Company, for a period of 2 years from the date of signing of the agreement. The contract is estimated to have a total annual value of between \$60,000 and \$120,000 per year, based on the amount of airtime used by the police service. Funds for this contract exist in the current Police Services operating budget. MOTION PUT AND PASSED UNANIMOUSLY.

10.4.3 New Area Rate Proposed for District 15 Sidewalk Snow Plowing

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated July 9, 2002, on the above noted, was before Council.

MOVED by Councillor Walker, seconded by Councillor Goucher, that:

- Halifax Regional Council approve an area rate of \$0.0055 per \$100.00 of assessment to be applied against all residential and commercial properties in District 15 effective with the 2002/03 fiscal year for the purpose of sidewalk snow plowing for the 2002-2003 winter season.**
- Any shortfall between the actual cost of providing sidewalk snow plowing in District 15 and the revenue generated from this area rate will be collected by adding any such deficit to the area rate budget for 2003-2004 fiscal year. Should this occur and result in an increase in the area rate for 2003-2004, property owners will be advised directly to allow them the opportunity to decide if they wish to continue the service.**

In response to a concern by Councillor Fougere, Ms. Dale MacLennan, Director of Financial Services, advised the spirit of the Interim Area Rate Guidelines were met and information went to every home advising the residents this was being considered. She reiterated that the costs, whatever they are, will be collected by an area rate.

In response to Councillor Smith, Mr. Paynter advised the costs for repair work resulting from the snow clearing is factored into the rate.

MOTION PUT AND PASSED.

10.4.5 Case 00435: Halifax MPS LUB Amendment - 7, 9, 11, & 13 Springvale Avenue

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated June 28, 2002, on the above noted, was before Council.

MOVED by Councillor Mosher, seconded by Councillor Sloane, that Halifax Regional Council:

1. **Instruct staff to initiate a process to amend the Halifax Municipal Planning Strategy and Land Use By-law to enable consideration of an apartment building at 7, 9, 11 & 13 Springvale Avenue by development agreement.**
2. **Request that public participation be undertaken in accordance with the Public Participation Resolution adopted by Regional Council on February 25, 1997.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.4.6 Project 00382 Annapolis Basin Group Plan Amendment

This item was addressed during the afternoon session. (See page 8)

10.4.7 Case 00450 Halifax Municipal Planning Strategy and Land Use By-law Amendment 5706, 5710 & 5714 South Street

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated July 4, 2002, on the above noted, was before Council.

MOVED by Councillor Uteck, seconded by Councillor Goucher, that Halifax Regional Council:

1. **Instruct staff to initiate a process to amend the Halifax Municipal Planning Strategy and Land Use By-law to enable consideration of renovations to the existing buildings at 5706, 5710 & 5714 South Street by development agreement for the purpose of allowing additional dwelling units;**

2. Request that public participation be undertaken in accordance with the Public Participation Resolution adopted by Regional Council on February 25, 1997.

MOTION PUT AND PASSED UNANIMOUSLY.

10.4.8 Case 00323 Plan Amendment to the Eastern Passage/Cow Bay Municipal Planning Strategy and Land Use By-law, Cow Bay

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated June 28, 2002, on the above noted, was before Council.

MOVED by Councillor McInroy, seconded by Councillor Cooper, that Regional Council not approve the request to initiate the process to amend the Eastern Passage/Cow Bay Municipal Planning Strategy and land Use By-law to enable a building greater than 2,000 sq. ft. (609.6m²) within the I-3 (Local Service) zone and remove limitation on the type of items permitted to be auctioned by an auction facility. MOTION PUT AND PASSED UNANIMOUSLY.

10.4.9 Encroachment Agreement - Maritime Life Communications Link, Dutch Village Road

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated July 11, 2002, on the above noted, was before Council.

MOVED by Councillor Mosher, seconded by Councillor Goucher, that Halifax Regional Council approve an encroachment to allow Maritime Life Assurance Company to install a telecommunications ductbank across Dutch Village Road and Lexington Avenue for the purposes of establishing a communications link between Maritime Life's buildings 2701 and 2750 Dutch Village Road, in substantially the same terms as the agreement attached to the July 11, 2002 staff report. MOTION PUT AND PASSED UNANIMOUSLY.

10.4.10 By-law L-111 Miller Lake Water Assumption and Upgrade

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated July 2, 2002, on the above noted, was before Council.

MOVED by Councillor Hines, seconded by Councillor Colwell, that First Reading be given to By-law Number L-111, Respecting Charges for the Upgrade of the Miller Lake Water System, Miller Lake as attached to the staff report dated July 2, 2002. MOTION PUT AND PASSED UNANIMOUSLY.

10.5 **MEMBERS OF COUNCIL**

10.5.1 **Councillor Sarto - Request for staff report re: Small Option Homes**

MOVED by Councillor Sarto, seconded by Councillor Cunningham, that staff provide a report on whether Small Option Homes should be paying Commercial Tax Rate. **MOTION PUT AND PASSED UNANIMOUSLY.**

11. **MOTIONS**

11.1 **Councillor Blumenthal**

In Councillor Blumenthal's absence, Councillor Uteck presented matter:

MOVED by Councillor Uteck, seconded by Councillor Sloane, to introduce for adoption by Council as a policy pursuant to the Municipal Government Act an amendment to Administrative Orders 2, 3, 4, 7, 26 and 28 the purpose of which is to ensure that the decision of Community Councils are consistent with financial decisions previously made by the Regional Council. **MOTION PUT AND PASSED UNANIMOUSLY.**

11.2 **Councillor Hetherington**

In Councillor Hetherington's absence, Councillor Hines presented the following matter:

MOVED by Councillor Hines, seconded by Councillor Sloane, that Council amend Administrative Order Number 30, Respecting Dangerous and Unsightly Premises, to change the number of Committee members from five to nine. **MOTION PUT AND PASSED UNANIMOUSLY.**

11.3 **Councillor Fougere**

MOVED by Councillor Fougere, seconded by Councillor Warshick that the establishment of a Transportation Committee with the mandate to review issues/projects with staff, when identified during the Regional Planning Process be tabled. **MOTION PUT AND PASSED UNANIMOUSLY.**

11.4 **Councillor Adams**

In Councillor Adams absence, Councillor Smith presented the following matter:

MOVED by Councillor Smith, seconded by Councillor Sarto that Council move First Reading of an amendment to By-law T-108, Respecting the Regulation of Taxis and Limousines to add immediately following Section 12, subsection (2), the following subsection: 12(3) A vehicle shall not be licensed as a limousine and a taxi at the same time. MOTION PUT AND PASSED UNANIMOUSLY.

12. ADDED ITEMS

12.1 Deputy Mayor Harvey - Little Sackville River Environmental Concerns

Deputy Mayor Harvey provided an update regarding the situation of the Little Sackville River. He advised it has been a devastating blow to the Sackville Rivers Association which for more than twelve years has worked at reclaiming fish habitat in the main Sackville River and also the Little Sackville River. The Deputy Mayor advised there are many unanswered questions as to the source of the contamination. He expressed concern that there was no attempt to clean up the river before the contamination spread downstream. The Deputy Mayor advised there are settling ponds at the Downsview Mall property and questioned whether HRM staff has jurisdiction over these ponds and if they should be cleaned out before a heavy rainfall flushes them out and makes the situation worse.

MOVED by Councillor Harvey, seconded by Councillor Johns, that a report be requested regarding the situation at the Little Sackville River. MOTION PUT AND PASSED UNANIMOUSLY.

12.2 Property Matter - Street Closure & Sale of Land - A Portion of Idlewylde Road, Halifax

- This item was discussed at an In Camera meeting held prior to the regular session and was now before Council for ratification.

MOVED by Councillor Mosher, seconded by Councillor Goucher, that Halifax Regional Council:

- 1. Authorize staff to set a date for a public hearing for consideration of HRM Administrative Order SC-28 concerning the closure of a portion of Idlewylde Road, as shown on Attachment "A", and approve the sale of the portion of Idlewylde Road and PID #00251033, subject to approval of the street closure to Mr. Didier Theriault and Mr. William Field, containing approximately 4,605 square feet (exact area to be determined by survey), based on the key terms and conditions outlined in the June 24, 2002 report.**

2. This report not be released to the public until, and if, the recommended transaction is finally concluded.

MOTION PUT AND PASSED UNANIMOUSLY.

12.3 Property Matter - Sale of Buffer Lands - Milsom Avenue

- This item was discussed at an In Camera meeting held prior to the regular session and was now before Council for ratification.

CONFLICT OF INTEREST

Councillor Mosher declared a Conflict of Interest as she lives in the area.

MOVED by Councillor Walker, seconded by Councillor Sarto, that Halifax Regional Council:

- (i) Declare surplus the HRM lands (PID No. 40380412) west of Milsom Avenue and along the boundary line between HRM lands and Ashburn Golf Club, excepting those under consideration for parkland reserve/corridor as per attached maps;
- (ii) Authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale with all 18 residents of Milsom Avenue (western side thereof) and with Ashburn Golf Club for portions of PID No. 40380412 subject to the key business terms and conditions outlined in the July 5, 2002 report;
- (iii) This report not be released until the transaction has been executed.

MOTION PUT AND PASSED UNANIMOUSLY.

12.4 Contractual Matter - 2010 Commonwealth Games

- This item was discussed at an In Camera meeting held prior to the regular session and was now before Council for ratification.

MOVED by Councillor Streach, seconded by Councillor Warshick, that Halifax Regional Council:

1. Allow the Commonwealth Games Society to move through the official bid process to represent the HRM.

2. HRM allocate up to \$100,000 toward the bid process.

MOTION PUT AND PASSED UNANIMOUSLY.

12.5 Contractual Matter - Halifax Harbour Solutions Project - Contract Negotiations

- This item was discussed at an In Camera meeting held prior to the regular session and was now before Council for ratification.

MOVED by Councillor Cunningham, seconded by Councillor Sarto, that Halifax Regional Council:

- 1) Ratify the costs to complete the negotiation process with the team of Daniel P. O'Halloran, President, O'Halloran Campbell Consultants Ltd., Susan Frazer, Patterson Palmer, and Eric Schibler, KPMG at a cost not to exceed the amount stipulated in the Discussion portion of the July 15, 2002 report; and
- 2) This report not be released to the public until Council approves the total Harbour Solutions Project costs in early September 2002.

MOTION PUT AND PASSED.

12.6 Personnel Matter - Extension of CAO's Status

- This item was discussed at an In Camera meeting held prior to the regular session and was now before Council for ratification.

MOVED by Councillor Johns, seconded by Councillor Warshick, that the current Chief Administrative Officer's status be extended to August 27, 2002. MOTION PUT AND PASSED UNANIMOUSLY.

13. NOTICES OF MOTION - NONE

14. ADJOURNMENT

The meeting was adjourned at 8:10 p.m.

**Vi Carmichael
Municipal Clerk**