

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES November 4, 2003

PRESENT:

Mayor Peter J. Kelly
Deputy Mayor Harry McInroy
Councillors: Steve Streach
Ron Cooper
Brian Warshick
Condo Sarto
Bruce Hetherington
Jim Smith
John Cunningham
Jerry S. Blumenthal
Dawn M. Sloane
Sue Uteck
Sheila Fougere
Russell Walker
Linda Mosher
Stephen D. Adams
Brad Johns
Robert P. Harvey
Len Goucher
Reg Rankin
Gary G. Meade

STAFF:

Mr. Dan English, Acting Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Jan Gibson, Deputy Municipal Clerk
Ms. Julia Horncastle, Legislative Assistant
Ms. Sherryll Murphy, Legislative Assistant

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1. **INVOCATION**

The meeting was called to order with Councillor Johns leading the invocation.

2. **APPROVAL OF MINUTES - October 21, 2003**

MOVED by Councillor McInroy, seconded by Councillor Sloane, that the minutes of the Halifax Regional Council session held on October 21, 2003 be approved, as distributed. MOTION PUT AND PASSED UNANIMOUSLY.

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

Additions:

13.1 Councillor Blumenthal - Elevators in Community Housing

With two-thirds (2/3) consent of Council, the following item was added to the agenda at the request of Councillor Cooper:

13.2 Update on Cleanup - Hurricane Juan

Council agreed to a request from Councillor Hetherington, pursuant to Section 17(4) of the Municipal Government Act and Section 18(6) of the Municipal Election Act, for a Leave of Absence from Regional Council and Committee meetings, commencing November 18, 2003, for a minimum of four (4) weeks in order to care for his wife, Carol, following surgery.

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

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

5. **SELECTION OF DEPUTY MAYOR**

His Worship Mayor Kelly called for nominations for the position of Deputy Mayor.

MOVED by Councillor Hetherington, seconded by Councillor Uteck that Councillor Streach be nominated for the position of Deputy Mayor.

MOVED by Councillor Johns, seconded by Councillor Fougere that Councillor Cooper be nominated for the position of Deputy Mayor.

Mayor Kelly called three times for any further nominations. Hearing none, the following motion was put on the floor:

MOVED by Councillor Blumenthal, seconded by Councillor Goucher, that nominations cease. MOTION PUT AND PASSED UNANIMOUSLY.

Mayor Kelly took this opportunity to thank Deputy Mayor McInroy for his hard work over the past year. In response, Deputy Mayor McInroy thanked the Mayor and Council for providing him the opportunity to serve as Deputy Mayor. He went on to note that the experience had been both rewarding and an education.

Following a brief address by both nominees, the vote was cast.

Following the Public Hearings, **Councillor Streach was declared to be the Deputy Mayor for 2003-2004.**

MOVED by Councillor Hetherington, seconded by Councillor Blumenthal, that the ballots be destroyed. MOTION PUT AND PASSED UNANIMOUSLY.

Deputy Mayor Streach thanked Council for their support.

At this time Councillor Hetherington left the meeting.

10.3.1 Municipal Enumeration - Ms. Beverly Miller

Beverly Miller made a brief presentation encouraging Council to consider allocating funds for an enumeration before the next municipal election. She went on to note that she had been prompted to speak tonight by her experience in the last election when it was found that there were whole streets not on the voters list. In addition, a newspaper article following the Provincial election reported that as many as 5% of voters were not on the list.

Ms. Miller noted that when residents are not on the list, they do not get a card. She went on to comment that this is important, because even if residents know there is an election, they do not know where to vote. Ms. Miller indicated that an incomplete voters list is not fair to the voters, nor to the candidates.

In conclusion, Ms. Miller encouraged Council to consider a partial enumeration, even if they are not willing to approve a complete enumeration. She suggested that this was of particular importance in areas of the municipality which have a high transient population.

The Mayor thanked Ms. Miller for her presentation.

10.2.1 Petition - Councillor Cunningham - Installation of Sidewalks on Birchwood Terrace and Lawnsdale Drive

Councillor Cunningham submitted a petition on behalf of residents of Birchwood Terrace and Lawnsdale Drive in opposition to the installation of sidewalks on these two streets

10.2.2 Petition - Councillor Uteck - Residents of Joseph Howe Manor - Bus Idling

Councillor Uteck submitted a petition signed by residents of the Joseph Howe Manor requesting that bus operators be requested to not idle their bus engines at the bus stop adjacent to the Joseph Howe Manor and that Metro Transit install a "Do Not Idle Engine - Fumes Hazard" sign on the bus stop sign.

10.2.3 Petition - Councillor Smith - Removal of Playground Apparatus from Playground - Lancaster Ridge, Dartmouth

Councillor Smith submitted a petition on behalf of residents of Lancaster Ridge requesting the removal of playground apparatus from a playground located adjacent to the cul-de-sac of Chinook Court and Tudor Court

6. MOTIONS OF RECONSIDERATION - None

7. MOTIONS OF RESCISSION - None

8. CONSIDERATION OF DEFERRED BUSINESS - None

9. PUBLIC HEARINGS

9.1 By-Law T-126, An Amendment to By-Law T-108, Respecting Taxi & Limousine Licensing, Rate Schedule Revision

- A previously circulated report dated September 22, 2003 from Councillor Stephen Adams, Chair, Regional Taxi and Limousine Committee, was before Council for consideration.

Mr. Wayne Anstey, Municipal Solicitor, briefly reviewed the report and outlined the proposed rate increase.

Mr. Anstey and Councillor Adams responded to questions from members of Council.

Councillor Adams noted that, due to the HST being included within the fare, drivers were actually receiving less on the drop rate than they had been 13 years ago. His Worship Mayor Kelly called for those wishing to speak in favour of or against the amendment.

Ms. Susan Bowers, National Drivers Safety Council

Ms. Bower addressed Council in support of the proposed increase to rates noting that:

- an increase to rates was a delicate decision as Council tried to balance the needs of the driver and the consumer
- costs are increasing for drivers as are the stresses of driving in an increasingly more violent industry

Derek Mathers, President of Yellow Cab Limited

Mr. Mathers addressed Council in support of the proposed amendment making the following points:

- The background notes to this report show that the drivers have not had a real increase for quite some time
- The service provided by taxis in the metro area has improved. Drivers have been flexible in staying on the job just a little longer and the dispatching companies have spent considerable money in upgrading their dispatch (i.e computers, Computer Aided Dispatch) equipment
- The meter drop rates being proposed are in line with those across Canada when HST is factored out

Bob Richards, Limousine Representative, Taxi and Limousine Committee

Mr. Richards addressed Council noting the following:

- This is a minimal increase and is less than what was asked for last year in terms of an increase on the drop rate
- There is a cost to the calibration of the meter which may create a hardship for drivers given the fact that this is such a small raise
- Council should think hard about approving this proposed increase particularly given that there are not many taxi drivers present this evening
- Mr. Richards commented that it did not seem worthwhile to ask for this level of raise given the cost of changing the meter

Don Shannon, Taxi Driver, Halifax

Mr. Shannon addressed Council making the following points:

- The cost of everything has gone up (i.e. water bill, taxes, insurance, etc.). Taxi rates are no different
- Drivers are actually netting less than they did in 1990 (due to inclusion of HST in fare)
- Income for taxi drivers is not in line with the Consumer Price Index
- By way of example, his insurance for 2000 was \$1267 and his renewal for this year is \$2,116
- Referring to the those sectors of the population who would be impacted by this increase, Mr. Shannon indicated that there were services available for those receiving government assistance, seniors could share a ride and that students could use a low cost shuttle bus or metro transit.
- This proposal deserves careful consideration
- A rate increase is a tough decision, however, this proposal is as low as it can be. Mr. Shannon indicated that he had been in the business for 10 years and has not yet heard that the fare on the meter was too high
- In conclusion, Mr. Shannon asked, if Council does not approve this increase tonight, what would trigger an increase

Mr. Shannon, in response to a question from Councillor Blumenthal, indicated that the raise was sufficient enough to warrant the necessary meter change.

Councillor Adams clarified that the change to the meter would cost anywhere from \$25 to \$55 depending on the type of meter.

The Mayor called three times for speakers wishing to speak in favour of or against the amendment.

Hearing none, it was **MOVED by Councillor Blumenthal, seconded by Councillor Cooper that the public hearing close. MOTION PUT AND PASSED UNANIMOUSLY.**

MOVED by Councillor Adams, seconded by Councillor Cooper that Halifax Regional Council give Second Reading to By-law T-126, an amendment to By-law T-108, Respecting the Regulation of Taxis and Limousine.

MOVED by Councillor Uteck, seconded by Councillor Sloan that the motion be amended to provide that the .10 per bag handling charge not apply when a station wagon or mini-van is specifically requested.

Councillor Sloane noted that students often shop together and, if they have requested a larger vehicle, they would already be paying a premium for that service.

The motion to amend was PUT AND PASSED.

After a further brief discussion the MOTION WAS PUT AND PASSED.

MOVED by Councillor Adams, seconded by Councillor Smith that Halifax Regional Tax direct the Regional Taxi and Limousine Committee to develop a mechanism to allow for future increases to be incorporated into the By-law and further that any proposal for increases be based on a three to five (3-5) year basis.

The MOTION WAS PUT AND PASSED.

Those voting **in favour** of the motion were Mayor Kelly, Deputy Mayor Streach and Councillors McInroy, Warshick, Sarto, Smith, Blumenthal, Walker, Mosher, Adams, Rankin, and Meade.

Those voting **against** the motion were Councillors Cooper, Sloane, Uteck, Fougere, Johns, Harvey, and Goucher.

Councillor Hetherington and Cunningham were absent for the vote.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence - None

10.2 Petitions

Petitions were served earlier in the meeting.

10.3 Presentation

10.3.1 Municipal Enumeration - Ms. Beverly Miller

Ms. Miller gave her presentation earlier in the meeting.

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Tender 03-124, Astral Drive Elementary School Playground Equipment

- A staff report dated October 24, 2003 prepared for George McLellan, Chief

Administrative Officer, was before Council for consideration.

MOVED by Councillor McInroy, seconded by Councillor Cooper that Council:

- 1. Approve an increase in the Gross Capital Budget to Capital Account No. CPC00303-Playground Upgrades & Replacements by \$22,640.00 with no change to the Net Budget, to reflect the cost sharing from the Astral Drive Community Playground Organization, as per the Background Section of the October 24, 2003 staff report.**
- 2. Award Tender No. 03-124, Astral Drive Elementary School Playground Equipment to Henderson Recreation Equipment Limited, for materials and services specified at the unit prices quoted for a Tender Price of \$65,450.00, plus net HST, for a total amount of \$69,657.78 from Capital Account # CPC00303 - Playground Upgrades & Replacements, with funding authorized as per the Budget Implications Section of the October 24, 2003 staff report .**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.2 Tender 03-167, North Preston Recreation Facility - North Preston

- A staff report dated October 28, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

MOVED by Councillor Cooper, seconded by Councillor Sloane that Council award Tender No. 03-167 to Marco Maritime Limited, for the construction of a new Community Centre for a tender price of \$2,607,414.00 before taxes from Capital Account #CB100095, North Preston Recreation Facility, as outlined in the Budget Implications of the October 28, 2003 staff report, subject to a successful pre-award meeting with HRM staff and further this project is considered tax class B and is eligible for a full tax rebate.

After a brief questioning of staff the **MOTION PUT AND PASSED UNANIMOUSLY.**

11.1.3 Tender 03-101, Western Region Area Skateboard Park and Caledonia Road Area Skateboard Park

- A staff report dated October 20, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

MOVED by Councillor Warshick, seconded by Councillor Sarto that Council:

- 1. Award the RFP No. 03-101 to ABM Deck and Playgrounds, for the supply and installation of the skateboard ramps for the Caledonia Road Area Skateboard Park, at specified unit prices quoted for a RFP price of \$42,381.70 plus net HST, for a total amount of \$45,106.42 from Capital Account Numbers: CPC00682 - Skateboarding Facilities, CCV00181 - District 6 Capital Funds and CCV00182 - District 7 Capital Funds, as outlined in the Budget Implications of the October 20, 2003 staff report.**
- 2. Award the RFP No. 03-101 to ABM Deck and Playgrounds, for the supply and installation of the skateboard ramps for the Western Region Area Skateboard Park, at specified unit prices quoted for a RFP price of \$44,141.50 plus net HST, for a total amount of \$46,979.36, from the Capital Account Numbers: CPC00682 - Skateboarding Facilities.**

Following a brief questioning of staff the **MOTION WAS PUT AND PASSED UNANIMOUSLY.**

11.1.4 Request for Proposal - Economic Potential Study

- A staff report dated October 30, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.**

MOVED by Deputy Mayor Streach, seconded by Councillor Goucher that Regional Council:

- 1. Authorize an increase in the Gross Budget for Capital Account No. CDE00105, Regional Planning Programme Transportation Infrastructure, with no change in the net budget to cover the contribution of the Province of Nova Scotia (Waterfront Development Corporation Limited) towards the cost of the study, by \$30,000.**
- 2. Award RFP No. 03-135, Economic Potential Study of HRM and Halifax Harbour in support of Regional Planning to the highest ranking evaluated proposal, Gardner Pinfold, for a tender price of \$86,957, plus net HST for a total contact cost of \$92,547 from Account No. CDE00105, Regional Planning Programme Transportation Infrastructure, with funding authorized as per the Budget Implications of the October 30, 2003 staff report.**

Following a brief discussion and questioning of staff the **MOTION WAS PUT AND PASSED** with Councillor Blumenthal voting against the motion.

11.1.5 Capital Budget Increase - Cost Sharing

- A staff report dated October 16, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

MOVED by Councillor Cooper, seconded by Councillor Sloane that Council approve an increase in the Gross Capital Budget in the amount of \$ 180,477.77 with no change to the Net Budget, as outlined in the table in the Discussion section of the October 16, 2003 staff report. MOTION PUT AND PASSED UNANIMOUSLY.

11.1.6 Recreation Facilities Master Plan

- This matter was considered earlier today by the Committee of the Whole Council.

Mr. Peter Bigelow, made a brief presentation, regarding the Recreation Facilities Master Plan which included the following:

- Deliverables
- Scope
- Tools/Approach
- Timelines
- Schedule for Public Meetings

The Chair thanked Mr. Bigelow for his presentation.

11.1.7 Case 00617: Municipal Planning Strategy and Land Use By-Law Amendments -Aerotech Business Park

- A staff report dated September 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

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

1. **Instruct staff to initiate the process to amend the Planning Districts 14 & 17 (Shubenacadie Lakes) Municipal Planning Strategy and Land Use By-law to alter the range of permissible industrial and business land uses; and**

2. Request staff to follow the public participation program as approved by Council in February, 1997 with staff to hold the public participation meeting.

After a brief discussion and questioning of staff, the **MOTION WAS PUT AND PASSED UNANIMOUSLY.**

11.1.8 Case 00562: Municipal Planning Strategy and Land Use By-Law Amendments - Evergreen Place, Halifax

- A staff report dated October 21, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

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

- 1. Instruct staff to initiate the process to amend the Halifax Municipal Planning Strategy and Land Use By-law for the property situated off Highway 333 and Evergreen Place, as generally shown on Map 1, to allow for industrial use of the parcel; and**
- 2. Request staff to follow the public participation program as approved by Council in February, 1997 with staff to hold the public participation meeting.**

After a brief discussion the **MOTION WAS PUT AND PASSED UNANIMOUSLY.**

11.1.9 By-Law S-413, Respecting Local Improvement Charges, New Paving Projects Outside the Core Area - 2002

- A staff report dated October 27, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

MOVED by Councillor Meade, seconded by Councillor Rankin that Council approve in principle and begin the formal process for the adoption of By-Law S-413 Respecting Charges for Street Improvements, on Capital Account No. CXR00483, New Paving Projects Outside the Core Area. MOTION PUT AND PASSED UNANIMOUSLY.

11.1.10 First Reading By-law S-306 Part One, An Amendment to By-Law - 300, Respecting Streets, Removal of Snow & Ice from Sidewalks Motion Councillor Mosher - Move First Reading

- A staff report dated October 28, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

MOVED by Councillor Mosher, seconded by Councillor Sarto that Council give First Reading to By-law S-306, Part 1, Section 4 - Removal of Snow and Ice from Sidewalks, as included with the October 28, 2003 staff report as Appendix A, and set

a date for a Public Hearing .

Councillor Blumenthal indicated that he would not be supporting this proposed amendment as it appears there would be more work for the resident.

A brief discussion ensued with Mr. Gordon Hayward, Snow and Ice Coordinator, indicating that the proposed amendment clarifies what is expected of the resident.

After a further short discussion the **MOTION WAS PUT AND DEFEATED.**

Those voting **in favour** of the motion were Councillors McInroy, Warshick , Sarto, Mosher and Adams.

Those voting **against** the motion were Mayor Kelly, Deputy Mayor Streach and Councillors Cooper, Smith, Blumenthal, Sloane, Uteck, Fougere, Walker, Johns, Harvey, Goucher, Rankin, and Meade.

Councillors Hetherington and Cunningham were not present for the vote.

MOVED by Councillor Mosher, seconded by Councillor Adams that Information Item # 8, Enforcement Policy for Part 1 of By-law S-300 (Removal of Ice and Snow from Sidewalks) be placed on the agenda for the next meeting of the Committee of the Whole Council. MOTION PUT AND PASSED .

11.1.11 First Reading By-Law T-127, An Amendment to By-Law T-108, Respecting Criminal Records Checks - Motion - Councillor Adams - Give First Reading

- Notice of Motion for First Reading of By-law 127 was given on October 28, 2003. A previously circulated report dated October 21, 2003 from Councillor Stephen Adams, Chair, Regional Taxi and Limousine Committee, was before Council for consideration.

Noting that the words 'or an owner's license' in the second to last line of subsection 3 were in error and should be removed Councillor Adams MOVED, seconded by Councillor Cooper that Regional Council approve First Reading of By-law T-127, an amendment to By-law T-108, Respecting Criminal Records Check, with the correction noted above, and set a date for a public hearing.

Councillor Goucher referred to the report and expressed concern that a driver banned from driving a vehicle due to a false declaration would be able to maintain his owners license and lease his vehicle.

MOVED by Councillor Goucher, seconded by Councillor Sloane that the motion be amended to provide that should a driver be found to have made a false declaration, he/she will forfeit her drivers and owners license for a period of five years. The MOTION TO AMEND WAS PUT AND PASSED.

The MOTION, AS AMENDED, WAS PUT AND PASSED.

11.1.12 First Reading By-Law O-105, An Amendment to By-Law O -103, Respecting Open Air Burning Motion - Councillor Meade - Move First Reading

- Notice of Motion for first reading of By-law O-105 was given on October 28, 2003.
- A staff report dated October 31, 2003 prepared for George McLellan, Chief Administrative Officer, was before Council for consideration.

MOVED by Councillor Meade, seconded by Councillor Streach that Halifax Regional Council approve First Reading of By-law O-105, as follows:

Respecting an Amendment to the Open Air Burning By-law

BE IT ENACTED by the Council of the Halifax Regional Municipality that By-law O-103 the Halifax Regional Municipality Open Air Burning By-law be amended as follows:

1. **Clause (e) of Section 4 of said By-law O-103 is repealed and the following substituted therefor:**
 4. **(e) Notwithstanding any other sections of this bylaw but subject to sections 5,6, 12 & 13 no person shall conduct burning less than 125 feet from the nearest adjacent dwelling outside the No Burn Zone.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.2 NORTH WEST COMMUNITY COUNCIL

11.2.1 Petition - Beaumont Drive, Lower Sackville

- A report dated October 2, 2003 from Len Goucher, Chair, North West Community Council, was before Council for consideration.

MOVED by Councillor Harvey, seconded by Councillor Goucher that Regional Council receive the petition attached to the October 2, 2003 report and further that Beaumont Drive be given serious consideration for earlier placement on the Capital Budget. **MOTION PUT AND PASSED.**

11.3 HERITAGE ADVISORY COMMITTEE

11.3.1 1137 Ketch Harbour Road - Heritage Grant

- A report dated October 29, 2003 from Allan MacLellan, Chair, Heritage Advisory Committee, was before Council for consideration.

MOVED by Councillor Adams, seconded by Councillor Mosher that, as recommended by the Heritage Advisory Committee:

- 1. The emergency repairs required to ensure MacKey House, located at 1137 Ketch Harbour Road, be conducted to protect this municipally registered heritage property from further damage by natural elements until a plan can be prepared for long term repair and rehabilitation.**
- 2. A grant of \$5,000 be provided and assigned to repairs to enclose the main part of the house to protect it from the elements.**

Councillor Uteck expressed concern that no assessment of the damage had been provided. She went on to note that this property was both a municipal and a provincial heritage property and asked why the two levels of government are not cost sharing. In conclusion Councillor urged that the funding not be released until such time as a full assessment of the damage to the house has been undertaken.

A brief discussion ensued regarding staff 's recommendation with regard to this property and note was made that it differed from the recommendation brought forward by the Committee.

MOVED by Councillor Uteck, seconded by Councillor Sloane that the motion be amended to provide that \$2,500 be allocated to a professional assessment of the damage to the property and the balance of \$2,500 be allocated for repairs upon the completion of the assessment.

A further discussion and questioning of staff ensued with Mr. Norris indicating that there was no insurance on the property.

In light of fact that there is no insurance on the property, Councillor Uteck, with the agreement of the seconder, **withdrew** her motion until such time as it can be determined where the owner will be obtaining the remaining funding for the repairs.

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

Those voting **in favour** of the motion were Mayor Kelly, Deputy Mayor Streach and Councillors Warshick, Walker, Mosher, Adams, Harvey, Goucher, Rankin, and Meade.

Those voting **against** the motion were Councillors Cooper, McInroy, Sarto, Smith, Blumenthal, Sloane, Uteck, Fougere, and Johns.

Councillors Hetherington and Cunningham were not present for the vote.

12. MOTIONS

12.1 Councillor Goucher - Repeal of Administrative Order Number 3, the Marine Drive Valley and Canal Community Council Administrative Order

- Notice of Motion was given at the October 28, 2003 meeting of Halifax Regional Council regarding the repeal of Administrative Order Number 3.

MOVED by Councillor Goucher, seconded by Councillor Rankin that Administrative Order Number 3, the Marine Drive Valley and Canal Community Council Administrative Order be repealed, in order that Regional Council may deal with some time sensitive planning issues during the time that the Community Council is without a quorum. MOTION PUT AND PASSED UNANIMOUSLY.

13. ADDED ITEMS

13.1 Councillor Blumenthal - Elevators in Community Housing

Councillor Blumenthal noted that in the aftermath of Hurricane Juan seniors were virtually trapped in their apartments as they could not navigate the stairs and the elevators were not operating. He went on to indicate that efforts to provide food to the seniors were also hampered by the lack of elevators.

MOVED by Councillor Blumenthal, seconded by Councillor Sloane that the Mayor write a letter to the Minister of Housing on behalf of Council requesting that emergency generators be installed in seniors manors to ensure that elevators are operational during power outages and further that the Minister consider requiring

that all buildings over a certain number of floors be outfitted with emergency generators for this purpose.

Councillor Adams indicated his support of Councillor Blumenthal's request and noted that the Captain William Spry Lodge, a seniors residence, has no elevator. He went on to request that the Mayor forward a separate letter to the Minister asking that consideration be given to funding an elevator for this building. The Councillor noted that he was willing to support this project with monies from his District funds. In conclusion, Councillor Adams noted that Mr. Labrecque had, on a previous occasion, committed to seeking out alternate sources of funding for an elevator at this location. The Councillor requested an update in this regard.

At the request of the Mayor, the mover and seconder of the motion agreed to add this request to the motion, as follows:

MOVED by Councillor Blumenthal, seconded by Councillor Sloane that:

- 1. The Mayor write a letter to the Minister of Housing on behalf of Council requesting that emergency generators be installed in seniors manors to ensure that elevators are operational during power outages and that the Minister consider requiring that all buildings over a certain number of floors be outfitted with emergency generators for this purpose.**
- 2. The Mayor write a second letter to the Minister of Housing on behalf of Council asking that consideration be given to funding an elevator at the Captain William Spry Lodge, a seniors residence, which presently does not have an elevator.**

The **MOTION WAS PUT AND PASSED UNANIMOUSLY.**

13.2 Update on Cleanup - Hurricane Juan

- This matter was added to the agenda during the setting of the agenda at the request of Councillor Cooper.
- A Public Service Announcement dated October 23, 2003 re HRM Winding Down Clean Up Operations was distributed to Council. Also distributed to Council was a draft advertisement providing an update on Hurricane Juan Clean-up.

Councillor Cooper, referring to the clean up efforts, noted that there are streets within

the municipality where debris has not been cleared and that this debris has been sitting at the curb since immediately following the hurricane. Councillor Cooper requested an update on what the municipality is planning to do with regard to these situations.

Ms. Liz Kingston, Coordinator, Public Works and Transportation, providing an update, advised that all contacts requesting the pick up of brush received between October 23 and October 29, 2003 will be honoured. She noted that HRM staff will be working to collect that brush as expeditiously as possible.

Councillor Walker referred to the stickered wood and asked when this wood be collected.

Ms. Kingston noted that the stickered wood has been placed by Environment Canada and relates to concerns around the spruce beetle. She went on to advise that HRM staff were instructed initially to leave those piles behind. Ms. Kingston indicated that this wood will require special handling and she believes the plan is to come back after the other collection has been completed to deal with this wood.

In response to a question from Councillor Walker regarding the timeframe involved, Ms. Kingston confirmed that she would follow up on this matter and report back to Council as to the timing of collection.

Councillor Meade advised that he had spoken with the Department of Transportation today and was told that they will not be doing any further pick up. In fact, employees will working with By-law Enforcement Officers and begin to issue tickets with regard to improperly presented debris left at the side of the road in the rural areas.

Ms. Kingston reiterated that any record HRM has in the system which was reported prior to Wednesday, October 29, 2003 will be addressed.

Councillor Warshick, noting that he appreciated the work done by staff, he suggested that staff must do a better job of defining the period in which debris will be collected and determine a way to better deliver the message in this regard.

In response to concern from Deputy Mayor Streach that tickets not be issued in the rural area, Ms. Kingston indicated she would follow up with By-law Enforcement staff.

Referring to the issuing of tickets, the Acting Chief Administrative Officer assured Council that some time would be given and discretion used relative to issuing tickets.

14. NOTICES OF MOTION

14.1 Notice of Motion - Councillor Walker - First Reading of By-Law T-211, Amendment to By-Law T-201, the Tax Exemption for Non Profit Organizations By-law - Extension of Current By-law

Councillor Walker gave Notice of Motion of his intention to, at the Regional Council meeting to be held on Tuesday, the 18th day of November 2003, introduce for First Reading, By-Law T-211, the purpose of which is to extend By-law T-201, the Tax Exemption for Non Profit Organizations By-law, for a period of two years.

14.2 Notice of Motion - Councillor Mosher - Amendment to Administrative Order 15 re Permit Fees under By-law B-600, the Blasting By-law

Councillor Mosher gave Notice of Motion of her intention to, at the Regional Council meeting to be held on Tuesday, the 18th day of November, 2003, introduce for adoption by Council, as a policy pursuant to Section 49 of the Municipal Government Act, an amendment to Administrative Order 15 the purpose of which is to amend permit fees under By-law B-600, the Blasting By-law

14.3 Notice of Motion - Councillor Meade - First Reading of By-law Number S-413, Amendment to By-law S-400, Respecting Charges for Street Improvements

Councillor Meade gave Notice of Motion of his intention to, at the Regional Council meeting to be held on Tuesday, the 18th day of November 2003, introduce for First Reading, By-law S-413, Respecting New Paving Projects outside the Core Area -2002, the purpose of which is to amend By-law Number S-400, Respecting Charges for Street Improvements

15. ADJOURNMENT

There being no further business, the meeting adjourned at 9:50 p.m.

Jan Gibson
Deputy Municipal Clerk