

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES MARCH 7, 2006

PRESENT:

Mayor Peter Kelly
Deputy Mayor Russell Walker
Councillors: Steve Streach
Krista Snow
David Hendsbee
Harry McInroy
Gloria McCluskey
Andrew Younger
Bill Karsten
Becky Kent
Jim Smith
Mary Wile
Patrick Murphy
Dawn Sloane
Sue Uteck
Sheila Fougere
Debbie Hum
Linda Mosher
Stephen Adams
Brad Johns
Robert Harvey
Len Goucher
Reg Rankin

REGRETS:

Councillor Gary Meade

STAFF:

Mr. Dan English, Chief Administrative Officer
Ms. Mary Ellen Donovan, Municipal Solicitor
Ms. Jan Gibson, Municipal Clerk
Ms. Julia Horncastle, Legislative Assistant
Ms. Sherrill Murphy, Legislative Assistant

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1. **INVOCATION**

The meeting was called to order at 1:00 p.m. with the Invocation being led by Councillor McCluskey.

2. **APPROVAL OF MINUTES - February 21, 2006**

MOVED by Councillor Hendsbee, seconded by Councillor Goucher, that the minutes of February 21, 2006 be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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

Additions

12.1 Correspondence - EastLink Television request to utilize Halifax Regional Municipality Logo.

At this time Council observed "A Moment of Silence" in memory of Kerry-Lea Dixon, Eastern Passage.

MOVED by Deputy Mayor Walker, seconded by Councillor Sloane, that the Order of Business, as amended, be approved. MOTION PUT AND PASSED UNANIMOUSLY.

At this time Council discussed the process for the evening session.

MOVED by Councillor Hendsbee, seconded by Councillor Younger, that Council start at 6:00 p.m. and break every hour for ten minutes and continue until all speakers have spoken.

Ms. Mary Ellen Donovan, Municipal Solicitor, clarified that only those persons who had placed their name on the speakers list on February 28, 2006 would be permitted to address Council on the matter.

MOTION PUT AND PASSED.

With regard to the Councillors not all having a copy of the MPS and possible impact on the motion, Ms. Donovan, Municipal Solicitor advised the staff report and initial materials provided do set out the applicable MPS provisions; however, should Council require any additional information with respect to policies, staff will be available to provide any additional information that Council may require.

MOVED by Councillor Goucher, seconded by Councillor Sloane, that once the public hearing portion is completed, debate on the issue be deferred to the next regular Council session.

Without a vote being taken, the following motion was placed.

MOVED by Councillor Younger, seconded by Councillor Streach, that the motion be deferred until after the public hearing. MOTION PUT AND PASSED.

4. BUSINESS ARISING OUT OF THE MINUTES - NONE

5. MOTIONS OF RECONSIDERATION - NONE

6. MOTIONS OF RESCISSION - NONE

7. CONSIDERATION OF DEFERRED BUSINESS - NONE

8. PUBLIC HEARING CONTINUATION

8.1 Case 00709 - Development Agreement - Former Taxpark Site, Halifax

This item was addressed during the evening session. (See page 15)

9. CORRESPONDENCE, PETITIONS AND DELEGATIONS

9.1 Correspondence - None

9.2 Petitions

Councillor Snow served a petition containing 200 e-mails from residents of Bedford and District 2 in support of Item 10.3.2 with respect to HRM including a line item in the 2006/07 Capital budget for a regional ice facility.

Deputy Mayor Walker took the chair.

10. REPORTS

10.1 CHIEF ADMINISTRATIVE OFFICER

10.1.1 Consultant Award, Request for Proposal No. 06-326 North Preston Wastewater Management Plan - Eastern Region

- A report dated February 22, 2006, on the above noted, was before Council.

MOVED by Councillor Hendsbee, seconded by Councillor Snow, that Regional Council:

- 1. Award AMEC/ABL the engineering study for North Preston Wastewater Management Plan, for a total cost of \$192,378 including net HST.**
- 2. Approve an additional \$10,342 including net HST to conduct additional flow gauging for an extended period as outlined in the Discussion section of the February 22, 2006 report.**
- 3. Funding for the above to come from Capital Account No. CSU00146, North Preston Sewage Treatment Plant Upgrade. Funding is to be authorized as per the Budget Implications section of the February 22, 2006 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.2 Tender 05-296, Johnson Road Pumping Station Upgrade Phase II - East Region

- A report dated February 27, 2006, on the above noted, was before Council.

MOVED by Councillor Hendsbee, seconded by Councillor Snow, that:

- 1. Council award Tender No.05-296 Johnson Road Pumping Station Upgrade Phase II - East Region to J. R. Eisner Contracting Limited for materials and services, as described in the Discussion section, for a Tender Price of \$179,165 including net HST,**
- 2. Council authorize the use of \$98,846 from Account No. CSU00146 North Preston Sewage Treatment Plant Upgrade, and \$80,319 from Account No. CGI00605 Johnson Road Pumping Station in order to award the tender for 05-296 Johnson Road Pumping Station Upgrade II, as per the Budget Implications section of the February 27, 2006 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.3 Tender 06-203, Resurfacing, Topsail Boulevard - East Region

- A report dated February 24, 2006, on the above noted, was before Council.

MOVED by Councillor Karsten, seconded by Councillor McCluskey, that Council award Tender No. 06-203, Resurfacing, Topsail Boulevard - East Region to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$392,720 including net HST from Capital Account No. CZU00782, Resurfacing, and Capital Account No. CGU00461, Sewer Lateral Replacements, with funding authorized as per the Budget Implications section of the February 24, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

10.1.4 Tender 05-229R New Sidewalk, Beaver Bank Road, Central Region

- A report dated February 20, 2006, on the above noted, was before Council.

MOVED by Councillor Johns, seconded by Councillor Snow, that Council:

- 1. Approve the recovery of Local Improvement Charges for the new concrete sidewalk and new concrete curb and gutter on Beaver Bank Road - Central Region by an area rate for a portion of District 19 and by levy of frontage charges, at the rate established in By-Law S-420.**
- 2. Award Tender No. 05-229R New Sidewalk, Beaver Bank Road - Central Region to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$382,460 including net HST from Capital Account No. CJU00719, New Sidewalks, with funding authorized as per the Budget Implications section of the February 20, 2006 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.5 Request for Proposal 05-422 - Two (2) Year Agreement fo the Supply, Delivery and Services of Desktop Computers, Notebooks and Related Products

- A report dated February 24, 2006, on the above noted, was before Council.

Councillor Mosher declared a conflict and removed herself from the Chambers.

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

- 1. Award RFP 05-422, Supply, Delivery and Services of Desktop Computers, Notebooks and Related Products to the highest ranking proponent, XWAVE for a two (2) year period from Operating Account #A410-6706 with funding authorization as per the Budget Implications section of the February 24, 2006 report.**
- 2. Authorize staff to extend this agreement for an additional three (3) one year periods subject to annual performance review.**
- 3. Authorize the Mayor and Municipal Clerk to enter into a contractual agreement with XWAVE as per the terms and conditions of the Request for Proposal subject to written approval from the Minister of Service Nova Scotia and Municipal Relations as required under Section 88(4) of the Municipal Government Act.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.6 Request for Proposal 05-424 - Wide Area Network Solution(s)

- A report dated February 24, 2006, on the above noted, was before Council.

MOVED by Councillor Wile, seconded by Councillor Murphy, that Halifax Regional Council:

- 1. Award RFP #05-424, Wide Area Network Solution(s), to the highest ranking proponent, EastLink, for a three (3) year period at a price to a maximum of \$244,507.00 per year (net HST included) from Operating Account No. A440-6711 with funding authorized as per the Budget Implications section of the February 24, 2006 report.**
- 2. Authorize staff to extend this agreement for an additional two (2) one year periods subject to annual performance review.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.7 Tender 05-423 - Three (3) Year Agreement for Elevator and Lifting Devices Maintenance

- A report dated February 23, 2006, on the above noted, was before Council.

MOVED by Councillor Murphy, seconded by Councillor Wile, that Halifax Regional Council award Tender No. 05-423, Elevator & Lifting Devices Maintenance, to KONE Inc. for a three (3) year base contract plus three (3) one year renewal options, subject to annual cost and performance reviews at a Tendered Price of \$159,205.00 including net HST as per the Budget Implications section of the February 23, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

Mayor Kelly resumed the chair.

10.1.8 Request for Proposal 06-020 - Alderney 5 Energy Project - Maintenance and Electrical Engineering

- A report dated March 7, 2006, on the above noted, was before Council.

Councillor Snow declared a conflict and removed herself from the debate.

MOVED by Councillor McCluskey, seconded by Councillor Mosher, that HRM Council:

- 1. Authorize creating a new Capital Account for the Alderney 5 Energy Project.**
- 2. Approve an increase in the Gross Capital budget for the Alderney 5 Energy Project to \$472,000 with no change in the Net Budget. This increase to reflect the cost sharing as per the Background section of the March 7, 2006 report with no expenditures until the potential cost sharing has been secured.**
- 3. Award Phase One engineering work as outlined in RFP 06-020, Alderney 5 Energy Project Mechanical and Electrical Engineering to SNC-Lavalin for an amount of \$10,000 including net HST as per the Budget Implications section of the March 7, 2006 report with subsequent phases of engineering work only be awarded when cost sharing is secured to a maximum of \$472,000 net HST included.**

Councillor Mosher, Chair, Energy and Underground Services Committee, advised this study is required in order for HRM to contract out and tender part of the work. From a cost perspective, HRM is securing Federal funds, saving energy costs, and will eventually be able to report back to Council the exact number of years required for the payback. With this project

HRM will be reducing operating costs, green house gas emissions, recapitalising old buildings as well as receive benefits such as improved air quality.

In response to Councillor Streach, Council was advised that the Alderney Five Energy Project would enable HRM to take water from Halifax Harbour, cool it and store it for use in air conditioning the HRM owned buildings in the area of Alderney Gate.

Councillor Mosher requested Council hold a Committee of the Whole on these energy initiatives prior to the FCM conference in order for Council to receive a presentation and update.

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.9 Request for Proposal 05-073 - Regional Centre Urban Design Study

- A report dated February 28, 2006, on the above noted, was before Council.

MOVED by Councillor Harvey, seconded by Councillor Sloane, that Regional Council award RFP #05-073 (Regional Centre Urban Design Study) to the highest ranking proponent, Office for Urbanism Inc., at a cost of \$199,601.42, net HST included. Funds are available from Capital Account #CDE00105, and cost sharing with ACOA and the Province are in place, as per the Budget section of the February 28, 2006 report.

Councillor Wile suggested staff work with developers to ensure that they request architects give a mixture of design of buildings as well as a mixture of uses as there is a concern with the large increase in the concentration of apartment buildings in HRM.

Deputy Mayor Walker assumed the chair.

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.10 Capital Budget Increase - Cost Sharing - Crichton Park School Playground, Westmount Inclusive Playground, and Eastern Passage Commons

- A report dated February 15, 2006, on the above noted, was before Council.

MOVED by Councillor McCluskey, seconded by Councillor Fougere, that HRM approve an increase in the Gross Capital Budget in the amount of \$10,000, with no

change to the Net Budget, as per the Background section of the February 15, 2006 report. **MOTION PUT AND PASSED UNANIMOUSLY.**

10.1.11 Dissolution of Committee - Deadman's Island

- A report dated February 27, 2006, on the above noted, was before Council.

MOVED by Councillor Mosher, seconded by Councillor Adams, that having fulfilled its mandate, the Deadman's Island Committee be dissolved by Halifax Regional Council. Further, Mayor Kelly send a letter, on behalf of Council, thanking the members for their efforts. MOTION PUT AND PASSED UNANIMOUSLY.

10.1.12 Gas Tax

- A report dated February 28, 2006, on the above noted, was before Council.

MOVED by Councillor Fougere, seconded by Councillor Smith, that:

- 1. Council approve the 2005/2006 projects for gas tax funding as listed in Attachment "A" to the February 28, 2006 report.**
- 2. Council approve the direction for the allocation of the 2006/2007 gas tax funding as outlined in the February 28, 2006 report.**
- 3. Council approve the business case for a Gas Tax Reserve as outlined in Attachment "C" to the February 28, 2006 report.**

Mr. Dan English, Chief Administrative Officer, advised there are only so many funding sources for the capital budget; therefore, in order to fund the budget, funds have to be borrowed which requires a debt strategy. He noted funds are transferred from both the operating budget and reserves to the capital budget. He advised this is new incremental funding from a new funding source. The budget increases as a result of the gas tax revenue increases capacity to pay for other projects. He advised this does not put any more money into the budget other than the incremental value, noting projects have to comply with the requirements of the federal and provincial governments.

In response to questions and concerns raised, Council was advised:

- Roads and streets are an ineligible expenditure under the program,
- At the end of the program if there is a national expenditure on roads it may impact on the sustainability of the program itself and future funding through a program such as this,

- The additional funds create capacity in the organization,
- Projects that were shown with gas tax being allocated towards them would have been included in the planned Capital programs,
- Active Transportation infrastructure is ineligible,
- There is a benefit to all HRM as it opens up capacity for HRM to spend money in other areas,
- Conventional transit expansion means new buses on the road to enhance transit routes, create additional capacity and allow for the addition of new routes that are needed,
- The money being received in gas tax will be managed along the eight outcomes that were approved by Council,
- Water is eligible under the criteria,
- Local roads are eligible as part of the Active Transportation component,
- The money noted for Access-A-Bus is for expansion not replacement.

Councillor Goucher requested staff provide clarification as to whether a portion of the gas tax funds can be used, if Council so wished, for HRM sponsored Infrastructure Program for residents in HRM.

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.13 By-Law F-300 Provision of Tax Information

- A report dated February 28, 2006, on the above noted, was before Council.

MOVED by Councillor Hendsbee, seconded by Councillor Karsten, that Council waive the Rules of Order in order to give First Reading to the proposed By-Law and set a public hearing date. MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillor Uteck, seconded by Councillor Murphy, that Council give First Reading to By-Law F-300 and set the public hearing for March 28, 2006.

Ms. Donovan, Municipal Solicitor, suggested and Council agreed that the word "Jan" in paragraph 5 should be changed to January.

Councillor Hendsbee requested a sample copy of a tax status sheet be provided to Council when the By-Law comes forward for public hearing.

MOTION PUT AND PASSED UNANIMOUSLY.

Council recessed at 2:56 p.m and reconvened at 3:10 p.m.

10.2 AUDIT COMMITTEE

10.2.1 Audited Financial Statements - Miscellaneous Trust Funds March 31, 2005

- A report from the Audit Committee dated February 1, 2006, on the above noted, was before Council.

MOVED by Councillor Goucher, seconded by Councillor Murphy, that the audited financial statements of the Halifax Regional Municipality - Miscellaneous Trust Funds for the year ended March 31, 2005 be approved, and that the Mayor and Municipal Clerk be authorized to sign the financial statements on behalf of Council.

Councillor Uteck questioned why the Cogswell Cup is not eligible for the interest from the Harbour Championship Trust.

Councillor Wile questioned why HRM only looks after Camp Hill and Fairview Cemeteries and what will the monies under the heading "Other" be used for.

Councillor Murphy referenced the Titanic Trust and noted there may be people who would like to contribute to the trust for the upkeep of the Titanic burial site and questioned how, someone who wanted to leave money to the Trust could be facilitated.

Councillor Sloane referenced T113 and asked what lots have been sold from the Halifax Commons.

Staff advised they would provide clarification to individual Councillors with respect to questions raised.

MOTION PUT AND PASSED UNANIMOUSLY.

10.3 MEMBERS OF COUNCIL

10.3.1 Councillor Hum - Request to add February 28, 2006 Information Item #4 Petition for New Sidewalk, Julies Walk, Central Region to the Agenda

MOVED by Councillor Hum, seconded by Councillor Goucher, that Council request staff petition the residents of Julie's Walk apprising them of the information contained in the Information report as well as any other pertinent information. Further, staff provide the residents with information on financial implications of going forward with

the sidewalk construction in a future budget. **MOTION PUT AND PASSED UNANIMOUSLY.**

10.3.2 Councillor Snow - Regional Rink Facility - Request for Inclusion in Capital Budget

MOVED by Councillor Snow, seconded by Councillor McCluskey, that staff provide a report, referencing the Burke Oliver report, on the possibility of including in this year's capital budget, the construction of a regional rink facility.

Councillor Snow stated she would like to know when the Rocky Lake Development Project is going to be constructed, when it will be opened and what is HRM's fall back plan if this private development does not open

Councillor Goucher advised the sod turning is scheduled for March 23rd with the projected opening of the facility scheduled for early fall.

Councillor Hendsbee suggested there is a need to plan for facilities such as this throughout the municipality and HRM should be initiating a timeline and process of consultation with communities and community groups as well as putting forward requests to all levels of government with regards to cost sharing opportunities.

MOVED by Councillor Goucher, seconded by Councillor Hum, that this motion be deferred to April 4th. MOTION DEFEATED.

MAIN MOTION PUT AND PASSED.

10.3.3 Councillor Mosher - Resolution UNSM - Fair & Equitable Funding

Councillor Mosher advised the report arose based on the unfairness of Municipal Property Tax dollars going to fund provincial responsibilities. She advised twenty five percent of HRM revenues go to provincial responsibilities off the top, those being education, corrections and housing. When the assessments go up so does the required mandatory amounts that go towards the provincial responsibilities.

The Councillor outlined the report and advised the report is recommending:

- The elimination of the mandated budgets for education, corrections and public housing,
- These levies should be phased out over a five year period and in each case the base should be set at the 2005 -06 level,
- The education levy be frozen at the base level for 2006-07 and then reduced at a rate of 20% per year in each of the five years,

- The levies for corrections and public housing should be reduced at a rate of 20% per year beginning in 2006-07,
- Full funding should be phased in over a five year period,
- For 2006-07 the existing equalization program should be fully funded by provincial revenues,
- UNSM membership endorsed the report during the 1005 annual conference,
- All 55 municipal units endorse the report in principle.

MOVED by Councillor Mosher, seconded by Councillor Hendsbee, that Halifax Regional Council pass the resolution on Fair and Equitable Funding which states “THEREFORE BE IT RESOLVED that Halifax Regional Municipality joins the UNSM Board in calling upon the provincial government to accept the three guiding principles in the report entitled “A question of Balance - An Assessment of the State of Local Government in Nova Scotia” and, beginning with 2006-07 provincial budget, begin implementation of the report’s recommendations.”

MOTION PUT AND PASSED UNANIMOUSLY.

11. MOTIONS - NONE

12. ADDED ITEMS

12.1 Correspondence - EastLink Television request to utilize Halifax Regional Municipality Logo

MOVED by Councillor Johns, Seconded by Councillor Sloane, that Council grant permission to EastLink and EastLink Television to use the HRM Logo, or other such materials, for the purposes of identifying and publicizing, in various forms, the broadcast and carriage of events televised by EastLink Television and originating from the activities of the Council and Committees of the Government of the Halifax Regional Municipality. MOTION PUT AND PASSED UNANIMOUSLY.

RECESS

The meeting was recessed at 3:44 p.m.

The meeting reconvened at 6:00 p.m. with all members of Council except Councillor Meade being present.

Added Items:

12.1 Personnel Matter - Appointments to Commonwealth Games Board

12.2 Legal Matter - Intervener Status - Sensations Licensing Renewal Application to the Utility and Review Board

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

MOVED by Streach, seconded by Councillor Goucher that Items 12.1 and 12.2 be considered prior to the continuation of the public hearing regarding Case 00790. MOTION PUT AND PASSED UNANIMOUSLY.

At the request of Councillor Harvey Council observed a moment of silence in memory of Corporal Paul Davis and Master Corporal Tim Wilson who died recently while serving with the Canadian Army in Afghanistan.

Councillor Sloane rose on a point of personal privilege regarding the Halifax Regional Police investigations into the allegations of bribery of elected officials. The Councillor indicated that she has been advised of and now accept the findings of the investigation. She went on to indicate that as a new Councillor she could have handled the situation in a more appropriate manner. Councillor Sloane, noting that although her comments were sincere, apologized to Council, members of the development community and the public for any difficulty or inconveniences which may have arisen from her remarks. Councillor Sloane thanked Halifax Regional Police for their efforts and professionalism in the investigation of the various allegations. Concluding her remarks, the Councillor noted that she would have no further comment on this matter.

12.1 Personnel Matter: - Appointments to Commonwealth Games Board

- This matter was considered at an in camera session held earlier today and is now before Council for ratification.

MOVED by Councillor Hendsbee, seconded by Councillor Streach that Halifax Regional Council appoint Dan English, Chief Administrative Officer and Wayne Anstey, Deputy Chief Administrative Officer - Operations as the Halifax Regional Municipality's appointees to the Board of Directors of the 2014 Halifax Commonwealth Games Candidate City Society. MOTION PUT AND PASSED UNANIMOUSLY.

12.2 Legal Matter - Intervener Status - Sensations Licensing Renewal Application to the Utility and Review Board

- This matter was considered at an in camera session held earlier today and is now before Council for ratification.

MOVED by Councillor Smith, seconded by Councillor Goucher that Halifax Regional Council direct staff to intervene in the public hearing before the UARB for the renewal of the Sensations liquor license. MOTION PUT AND PASSED.

8.1 Continuation of Public Hearing - Case 00709 - Development Agreement - Former Texpark Site, Halifax

- An extract from the draft minutes of the February 28, 2006 meeting of Regional Council regarding this matter was before Council.
- Also before Council was a memorandum from Christen MacDonald, Coordinator, Municipal Clerk's Office, dated March 3, 2006 regarding public submissions. All correspondence either in favour of or in opposition to the proposal is on file with the Clerk's Office.

His Worship noted that this is the continuation of a public hearing to consider a development agreement for the former Texpark site, Halifax. Referring to the sign up sheet, Mayor Kelly called those persons who had not responded at the February 28, 2006 meeting. The Mayor then called the remaining names on the sign up sheet.

Elizabeth Pacey, Halifax

Ms. Pacey addressed Council making the following points:

- This is the most damaging development to ever be proposed for the downtown of Halifax,
- The proposal will cast dark shadows on the harbour walkway, will overpower the adjacent low scale buildings on Barrington Street and dominate and block out the center harbour view from Citadel Hill,
- This development could spoil our three most important assets, referred to above, which give Halifax its identity,
- It is this recognizable identity which will be increasingly more important in generating our economic potential as a special tourist destination and an attractive livable city,
- The economic potential has prompted the continuation of our harbour walkway, the restoration of the Citadel and a two year process to establish HRM's first historic district on Barrington Street,

- As a result of proposed high rise development in the 1960's and 1970's the viewplanes by-law was enacted and four years later policies were included in the MPS to protect the view from the Citadel because it was recognized that gaps in the viewplanes could allow development to block the view,
- In 1985 more view protection policies were enacted,
- The policies are not guidelines they are the law,
- The Municipal Government Act states that a municipal government shall not act in a manner that is inconsistent with a MPS,
- Urged Council to uphold the policies and protect our most marketable assets and our identity.

Greg Beaulieu, Halifax

Mr. Beaulieu addressed Council noting the following:

- That he was not alone in his interest regarding the downtown,
- Many others have chosen to speak at a public hearing for the first time as they feel deeply about this development,
- He is here to support the development,
- It is an exciting innovative project that will add greatly to the downtown,
- He likes the proposal and believes it to be perfectly appropriate for a modern city,
- Halifax is not a movie set, nor is it a Victorian theme park,
- We must respect our heritage, but not be prisoner to it,
- Too many simply want to replicate our heritage in new buildings,
- As a society, we respect and embrace diversity,
- Why is architectural and design diversity seen as negative,
- Urged Council to stand against this type of intolerance and support design diversity.

Peter Lavell, Halifax

Mr. Lavell addressed Council including the following highlights:

- This project is an attempt by city staff and the developer to get as much building as possible in as little space as possible and in the wrong spot,
- The impact of this development on the average resident will occur in three ways - the view, wind at street level, and the shadow cast by the building,
- The view from the Citadel is of value both in terms of the enjoyment and economic value,
- The area of view is being dwindled away one building at a time,
- This building will dominate by size,
- Expressed disappointment by the lack of information relative to wind and shadow,

- Suggested that Council could not make a decision on this project without a thorough review of the impact of wind and shadow given that they are two of the three ways residents will experience these buildings,
- Does not believe this project represents progress,
- Suggested that Council approaching this issue in the same manner as before amalgamation - just one more large building in downtown Halifax - is not appropriate,
- The Regional Plan (a 25 year plan) recognizes the need for planning which responds to the entire region,
- Asked that Council reject the project.

Mr. Jim Donovan clarified that the wind study had been undertaken on behalf of the applicant, however, if Council wished to have a copy of the study it would be made available.

Councillor Hum noted that she has requested that the developer present both the wind and the shadow study following the public portion of this hearing and noted that she would anticipate that a written report would be tabled as well.

Allan Parish, President of Heritage Trust of Nova Scotia

Mr. Parish, speaking on behalf of Heritage Trust of Nova Scotia, indicated the following:

- Heritage Trust of Nova Scotia opposes the approval of this proposal,
- The building is too high and violates the MPS,
- The MPS requested that development be complimentary in scale, size and height of adjacent heritage properties,
- The Heritage Trust sees no need and no reason to plant the tallest building in HRM in the midst of the many heritage properties in the area,
- The projects overhangs the right of way by five feet, and is built up to the maximum height,
- The developer has come forward with a project that completely fills the maximum volume of this site,
- Suggested this is not the best use of this property,
- This property needs to be developed, it is an important site particularly as the City grows to the south,
- There is clearly some type of project which will meet all the requirements of what is needed,
- What do we need? We want construction jobs, another hotel downtown, more condominiums downtown, and interesting creative architecture on this property,
- What is the preferred building for this site - in the view of Heritage Trust, it should be a lot shorter than 27 stories,
- The debate seems to be between this building or nothing,

- Suggested that if this isn't the right development for this site, perhaps the developer will come forward with a development more in keeping with Halifax,
- Urged Council to not approve this project, it is too high.

Councillor Streach requested clarification of whether or not the height of this project is in keeping with the MPS.

Mr. Parish indicated that it was his understanding that developments adjacent to heritage buildings must be in proportion, in scale and mass and 27 stories is not in proportion to the adjacent heritage properties.

In response to Councillor Johns, Mr. Parish advised that Heritage Trust has been aware of the proposal for approximately 18 months and did attend a meeting with the developer at which staff was present.

Councillor Murphy requested clarification from staff whether or not this project is the maximum volume permitted for the site.

Jill Shlossberg, Halifax

Ms. Shlossberg addressed Council making the following points:

- She is very concerned regarding the impact of this proposal,
- Tourism is extremely important to Halifax,
- Heritage buildings and streetscapes are important to tourism,
- The walkability of Halifax is often commented upon by visitors,
- Large buildings that cause wind tunnels and shadows are not attractive to tourists,
- Council has a responsibility to protect the heritage Halifax enjoys and the Municipal Planning Strategy gives Council the tools to accomplish just that,
- The Citadel was, a couple of years ago, the most visited historic site in Canada,
- The project will block a huge amount of the view from the roadway to the Citadel,
- All of Canada's larger cities have unique and distinctive high rise buildings, the Citadel is the unique high rise point for Halifax,
- Noted that a number of heritage bodies oppose the proposal, including the Heritage Advisory Committee and the Heritage Trust of Nova Scotia,
- Believe that all of the pedestrian friendly aspects in the design can be incorporated into a much lower rise development,
- Noted that this project does not meet the requirements of the MPS and not appropriate for this site,
- Perhaps another site and a land swap could accommodate this proposal,
- The proposal does not meet the requirements of the MPS re adjacency to heritage buildings,

- Height and scale, wind and shadow impacts are of concern,
- Concern that development of this type will not encourage other applications for other proposal of great height.

Graham Reid, Halifax

Mr. Reid addressed Council in opposition to the proposal and noted:

- He is appalled at the degree to which the MPS has been misinterpreted,
- This is a high rise, high density project is proposed for an inappropriate site,
- This proposal must be located where it adds to rather than detracts from the neighbourhood,
- There are other peninsular locations for this proposal that would be more appropriate,
- Sprawl can be reduced without negatively impacting the neat, historic, and interesting downtown,
- Barrington Street can be revitalized without this out of scale type development,
- This site can be developed in a similar way to those recent developments which have respected the MPS and the neighbourhoods,
- That the view planes are inadequate and should be enlarged,
- The MPS does provide protection to panoramic views through height restrictions.

A copy of Mr. Reid's presentation is on file.

Martin MacKinnon, Halifax

Mr. MacKinnon briefly commented:

- That he did not intend to sway Council in one direction or the other,
- He is confident that both those opposed to and in favour of the development recognize and support the need for development in downtown Halifax,
- The rules related to development in the downtown Halifax seem to be the problem
- Both sides seem to be using the MPS for their own purposes and as much as it tries to provide clarity - it has failed,
- That when this decision is made, Council should take time to review the rules and to ensure clarity

Michael Goodyear, Halifax

Mr. Michael Goodyear read from a written submission including the following highlights:

- The proposed building will block the viewplanes from his home,
- Heritage is about a sense of place, of community, and of a living, breathing city,
- A narrow technical interpretation indicates that this project conforms to the MPS,
- Does this radical design and concept belong in downtown,
- Halifax is not Toronto requiring a CN Tower to make it memorable,
- In his opinion, buildings derive much of their grandeur from a sense of scale, this project does not quite convey that impression,
- There are alternatives to this proposal,
- This building should be built, just not on the Texpark site.

A copy of Mr. Goodyear's submission is on file.

James Drage, Halifax

Mr. Drage addressed Council in support of the project noting the following:

- Halifax is a city and in a city demographics tell us growth is needed,
- It has been projected that the population will grow by 84,000 over the next 25 years and 57,000 new units will be required,
- High density development is needed to stop urban sprawl, however, if this development is not permitted, the sprawl will continue,
- This project represents an excellent opportunity to use a contaminated site,
- The city has to grow,
- One of the ways we can accommodate this growth is applying smart growth, which is a concept which is used to identify a set of policies for planning in urban areas and relates not only to density, but transportation, land use patterns, and includes mixed use developments,
- There is a strong relationship between the smart growth policy and this proposal,
- When we build high density housing outside the downtown we have increased traffic and pollution,
- Halifax is great city and will continue to be a great city after this development is built.

Larry Thomas, Halifax

Mr. Thomas addressed Council noting:

- That he is a broker for Greater Homes Realty associated with United Gulf
- That he is an immigrant from Washington, DC and loves this place, the heritage and wants to see HRM grow and be healthy,
- That it would be very useful to understand the architectural vision for this project and have the creative process explained,

- The unique way of twisting of the towers is intended to mirror the filling of a sail with wind,
- There are very few friendly places for people in this area and this project would provide for those areas,
- The warmly tinted glass is like a skin and is very welcoming,
- The proposal does not demand attention, it is not aggressive and in fact is akin to a public work of art that will enrich our public life for generations.

Rebecca Jamieson, Halifax

Ms. Jamieson addressed Council indicating that:

- She is disappointed and discouraged that once again time and energy has been expended proposing a too large building on a small lot,
- She considers this a lost opportunity to bring forward a building of interest,
- If a big building is all that is necessary to revitalize the downtown, Maritime Centre and Scotia Square should be considered icons,
- This project will obstruct half the view from Citadel Hill,
- Suggested that placement of what could be an attractive building is important - this site is not appropriate,
- Given global warming, is the building being constructed to withstand Hurricane Juan type weather,
- Wind and shade are a problem,
- The scale from the street is also a problem and with a setback of less than ten (10) feet it is questionable whether the podium will make any great difference.

Chuck Lapp, Halifax

Mr. Lapp addressed Council and noted that:

- He was shocked when he first saw this proposal,
- The film industry, which he is involved with, brings significant financial benefit to HRM,
- All of these productions are looking to film in heritage properties and their streetscapes,
- It is increasingly difficult to find unspoiled heritage streetscapes,
- Council should reject inappropriate developments such as this proposal.

Mik Owen, Halifax

Mr. Owen addressed Council in support of the proposal indicating that:

- He believes that balance is the key,
- The demographics of Halifax are changing,
- There is a common interest in creating a vibrant downtown,
- This development represents a massive investment in the downtown,
- The architect is world renown and the building is beautiful,
- In terms of the viewplanes, there is no issue - you may not like what you see, but the development does not impact the viewplanes,
- It is difficult to talk about a vibrant downtown and reject such a quality proposal.

Blair Beed, Halifax

Mr. Beed addressed Council noting that:

- The downtown of Halifax needs to be protected from over development,
- The MPS has clear policies which will enable Council to reject this proposal,
- The Texpark site needs development, but this proposal is too large,
- The MPS addresses the need to protect the gaps not covered by the viewplanes legislation,
- The MPS gives direction regarding a lively and vibrant downtown - what is vibrant about four stories of glass, increased wind and shadows,
- Allowing this tall project to proceed sets a precedent for others to follow,
- Rejecting this project will not stop economic growth in Halifax,
- The Central Business District is a small compact area which cannot take a Toronto look.

A copy of Mr. Beed's presentation is on file.

David Hopper, Halifax

Mr. Hopper addressed Council in support of the project and noted that

- The quality of design and materials is unmatched in any other downtown tower,
- The design is spectacular, innovative, a sculpture,
- Seen from the Harbour, this building conforms with other large buildings in Halifax,
- This project will not obstruct viewplanes from the Citadel,
- The project has many pedestrian friendly features,
- Studies have shown that the shadow and wind are within acceptable levels,
- He does not believe that the building is too high, fewer stories would mean more massing due to the developers investment,
- This project provides the opportunity for a significant increase in new residential, retail and hospitality space in the downtown,

- The proposal should remain intact,
- It is clear that the proposal is in keeping with the Municipal Planning Strategy and Land Use By-law and the Downtown Halifax Business Commission Strategic Plan,
- Relevant sections of the MPS are intentionally discretionary to enable different ways of mixing and integrating old and new architecture,
- Council's approval will affirm HRM's desire to seize opportunities for change,
- Approval will attract new wealth and attract further development to the core,
- Approval will encourage youth to stay and attract additional investment.

Nancy O'Brien, Halifax

Ms. O'Brien addressed Council reviewing the arguments in favour of the development to date and noted that:

- She is in favour of progress, looks to the future and is all for a vibrant downtown,
- She is not convinced that the proposed towers will achieve a vibrant downtown,
- She is surprised that Halifax does not have the necessary planning rules in place to stop this proposal,
- The whole historic downtown is a small part of HRM and surely it is Council's responsibility to protect it,
- The building is too tall for the site,
- Halifax is a historically significant city and this building is not needed to ensure its significance,
- She would like this proposed development rejected.

Charles Baurin, Halifax

Mr. Baurin addressed Council in support of the project noting the following:

- Everyone here today is here to talk about the future, we must look at the past but not live in the past,
- We must have a vision for the next generation,
- We cannot as a city go back in time, we must act now for a better future,
- The United Gulf development is the right project at the right time,
- The development is ideally located in the heart of downtown, full of history, full of people, full of business,
- The design and materials of the project honour our history,
- It will become a piece of art that will be recognized
- The project will offer a great deal to our tourists, businesses, newcomers, and be an economical boost to the city
- The project is a great opportunity to bring a new look to our city, one of a kind,

- Reminded Council that the wind will not be in the street everyday, and that the shadows move minute by minute.

Alan Ruffman, Halifax

Mr. Ruffman addressed Council and read from prepared statement in opposition of the proposal including the following highlights:

- Policy 6.2 of the Municipal Planning Strategy is a mandatory policy,
- There is a 40 foot height limit in the Zoning By-law schedule that covers this area
- The negotiation of this development agreement seems to have achieved very little for HRM,
- There have been no concessions on height and there is no public space in this building,
- Suggested this is not the kind of development we want to see in downtown Halifax
- Recommended that Council not approve this development

William Currie, Dartmouth

Mr. Currie addressed Council in support of the proposal noting that:

- If the proposed towers blocked an important site line he would be opposed to the development,
- What he believes they will block is primarily sky and a particularly ugly view of an oil refinery,
- With the exception of the art deco Zellers building and the Green Lantern Building the remainder of the Barrington block is nondescript and fit for demolition,
- Suggested that the intent is to block Barrington Street re-development,
- These towers are a necessary step in the redevelopment of Barrington Street which will never change for the better until the population in the downtown increases to pre-Scotia Square levels,
- Barrington Street will never support pedestrian traffic or high end stores without some concessions to downtown building heights,
- Water views are common in Nova Scotia,
- The city core should not be taxed with the responsibility of preserving water views to benefit those that do not live there.

Phil Pacey, Halifax

Mr. Pacey addressed Council noting that:

- He has provided a written submission and has accessed the wind, shadow and drive by studies of the developer through Access to Information and is willing to respond to questions in this regard,
- Council should reject the proposed towers as they do not comply with the MPS,
- Policy 6.2 says that the city shall continue to make every effort to preserve views from Citadel Hill, the word is views and not just viewplanes,
- The towers would block half the view between the Centennial Building and the Maritime Centre,
- The proposal would violate Policy 6.2,
- This building is substantially taller than the ramparts of the Citadel, approximately 70 feet taller,
- Policy 6.3.3 protects against buildings that are higher than the ramparts,
- Policy 7.2.1 addresses the scale and proportion of buildings in the downtown,
- The proposal is out of scale with nearby registered heritage buildings, the Keith Building and the Sievert Building,
- Policy 7.6 calls for a minimum amount of shadow on public property,
- As per the findings of the shadow studies the proposal would cast shadows on Citadel Hill in the morning and would block the sunrise on Citadel Hill,
- The building would also cast shadows on Sackville Landing,
- The shadows are not minimal, the height is maximized and so are the shadows,
- The wind study contains a great number of errors but does fail repeatedly in the safety category (winds that will uproot trees).

Councillor Murphy asked why the wind and shadow information had not been included in the staff report.

Michael Bradfield, Halifax

Mr. Bradfield addressed Council in opposition to the proposal and noted that:

- The development is out of scale relative to the historic buildings in the area and the viewplanes from the Citadel,
- The argument that the proposal will generate significant revenues must be balanced with the cost to the municipality for the development,
- Servicing costs and transportation costs will have an impact on revenues,
- Alternative uses such as a much smaller building will generate smaller revenues, but also smaller costs,
- The development will not add much to the attractiveness of the city for visitors, nor for citizens,
- Council should not make any decision without first having the details with regard to shadow and wind,

- In particular, Council should know exactly what 'not significant' or 'tolerable' means in terms of the impact of wind and shadow.

In response to a question from Councillor Karsten, Mr. Bradfield noted that servicing costs are a function of the number of people, consequently a building with fewer residents would cost less.

Toby Keeping, Halifax

Mr. Keeping addressed Council indicating the following:

- The issue facing Council and our city is balance rather than whether or not this development should be approved,
- Halifax is an architecturally varied city,
- Citizens have welcomed the 21st century,
- The value of Halifax has moved far past our history,
- Our history should not be diminished, but neither should our opportunity for the future be diminished by the past,
- Citizens should avoid pushing Council to say yes to just any development,
- There are development options,
- There is an ability to build 21st century buildings which will modernize this City,
- Council should make recommendations around site planes and height restrictions
- Halifax does need to cater to the growing class of young professionals who will one day be leaders,
- Although uncertain about the height, he encouraged Council to balance both the future and the past.

In response to a question from Councillor Murphy, Mr. Keeping noted that recent newspaper articles showcased a variety of proposed developments which were in the area of four to six stories. The 27 storey project being proposed for the Texpark site is not in keeping with those other developments. The question remains what is an appropriate height.

Margaret Stewart, Halifax

Ms. Stewart addressed Council advising that:

- She had come to Halifax to live 50 years ago,
- The view from the Citadel is a must see for family and friends visiting with her,
- Viewing of the tall ships from the Citadel was awesome,
- She cannot see how more of the view will not be lost with the present proposal,
- She asked why the emphasis was placed on what is seen from the parade square, when the view from the ramparts is so popular,
- She agrees with the need to house people closer to their work, but who will be living in these condominiums,
- Suggested that high-rise buildings do not bring life to the downtown as is witnessed by the experience she had in Vancouver.

Scott Donovan, Halifax

Mr. Donovan addressed Council indicating that:

- The comments made regarding this project have been very perceptive,
- Given the quality of the project under discussion, it is worth defending,
- It is an appropriate time to establish a Design Review Committee,
- There has not been much discussion regarding sustainable design,
- The project encourages downtown density to alleviate sprawl,
- Larger developments are able to consider green technology better than smaller developments due to the costs involved,
- The architects for this proposal are world renown,
- The design has sought inspiration from Halifax, but does not resemble anything we already have,
- This project is well crafted,
- For him the quality of the project has more weight than the height, shade and wind impacts,
- All these factors bear consideration and, in fact, he is concerned about height, however, he does not believe that the entire project should be rejected based on height.

Albert Scott, Halifax

Mr. Scott addressed Council in opposition pointing out that:

- Being pro-heritage does not mean being against development,

- Perhaps a project of this magnitude could be better accommodated in the area of the Cogswell Interchange,
- As the number of stories increase, there is less interaction with the street level,
- He does not believe that a 27 storey high-rise is the best option,
- The post modernist design is becoming passé,
- Other cities are returning to the concepts taken for granted in Halifax,
- The proposal for the Texpark site should be less overpowering and more fine tuned to the HRM's character.

Leonard Prayra, Halifax

Mr. Prayra addressed Council indicating that he:

- His presentation focuses on the impact of this development on the downtown community,
- Halifax has retained its connection with the water and that is what makes Halifax unique and valuable,
- Development must illustrate these values,
- Increasing the number of people living in downtown Halifax is very important,
- The MPS stresses the importance of creating and nurturing a community in downtown Halifax,
- This proposal will not create a community downtown, this project is designed to draw people in and will draw life away from the street,
- Council should reject this proposal, not because it is not beautiful, but because it does not respect our community.

Devin McCarthy, Halifax

Mr. McCarthy addressed Council in opposition to the proposal noting that:

- After decades of suburban sprawl he agrees with and looks forward to urban rejuvenation,
- Creating healthy residential environments downtown is the first step to this rejuvenation,
- This project is a condominium tower, it will not add to the cultural meaning of society and yet if developed will be the most prominent building in downtown,
- The city is like a quilt, proportion both visually and conceptually is key,
- Towering over its neighbours, this project rejects proportion,
- The positive efforts made to achieve consistency in the first four floors is negated by the upper floors,
- The prominence of the building will impact many and does not justify its impact on city.

Chris Beaumont, Halifax

Mr. Beaumont addressed Council in opposition to the proposal pointed out that:

- Although the building has some merits, it does not conform with the MPS,
- The panoramic view will be sacrificed if this project is allowed to occupy the site,
- If this proposal was located on another site such as the Cogswell Interchange site, it would have merit,
- This proposal on this site should be rejected.

Dulcie Conrad, Halifax

Ms. Conrad addressed Council indicating that:

- No one opposes something beautiful being developed on this site,
- Creating a stand alone building in the middle of functioning downtown environment without considering buildings around it is not appropriate,
- Perhaps the wind and shadow studies done by the developer should have been done for HRM at the expense of the developer,
- Council should not rush approval of this proposal,
- A proposal which is just as imaginative, but more in keeping with our city is more appropriate for the site,
- The Citadel is Halifax's signature.

Barbara Hines, Halifax

Ms. Hines addressed Council indicating that:

- This project is another encroachment on the viewplanes from Citadel Hill,
- The building is too big for the lot, too high, and built to the absolute limit,
- The wind and shadow studies are suspect as they have been prepared for the developer,
- The wind tunnel which will result from this building, would not revitalize the city.

The Chair advised that this concluded the names on the sign up sheet and again called for all those who had not responded.

MOVED by Councillor Johns, seconded by Councillor Goucher that the public hearing close. MOTION PUT AND PASSED UNANIMOUSLY.

As agreed, Council received a presentation on the wind and shadow studies.

In response to a question from Councillor McCluskey, Mr. Jim Donovan, speaking on behalf of the Director of Planning and Development Services, advised that the wind testing had been done by reputable firm, RWDI. The testing involved simulations of wind conditions in both the existing and proposed conditions in a wind tunnel. Sensors placed on this site and the surrounding buildings tested the wind speeds in the simulated conditions. Mr. Donovan noted that the existing conditions is based upon the Texpark being on the site. Concluding his remarks, Mr. Donovan noted that the wind conditions are no worst or better when measuring the pre-existing situation with the situation created by the proposed development.

Paul Sampson, Planner, further advised that the results of the wind study indicate that the proposed development, with mitigation measures in place, did not significantly increase the wind speeds in the area. The impacts from the proposed development would be minimal.

Ms. Anne Muecke, representing the developer, presented the shadow study, noting that it was four separate studies and included shadows on December 21, March 21, June 21 and September 21. Ms. Muecke advised that Connor Architect and Planners undertook the studies on behalf of United Gulf.

Using overhead projection Ms. Muecke described the movement of the shadow over the landscape on December 21, 2006 beginning at about 8:00 a.m. Noting that the main concern was shadowing of public areas, Ms. Muecke indicated that there were additional shadows on both the Grand Parade and Sackville Landing. She further indicated that by 11:00 a.m. the shadow had moved from Grand Parade.

In response to a question from Councillor Uteck, Anne Muecke confirmed there were shadows from other surrounding buildings are captured in this test.

Ms. Muecke then reviewed March 21, 2006 beginning at 7:00 a.m. and noted that for approximately one hour late in the day (4:30-5:30 p.m.) the building will cast additional shadow over Sackville Landing. Reviewing the shadows on June 21 beginning at 5:00 a.m., Ms. Muecke noted that the shadows are generally quite short. During the summer the shadows skirts Sackville Landing at about 6:45 p.m. followed shortly by sunset. On September 21 beginning at 7:45 a.m. there is a shadow on Citadel Hill which leaves within 45 minutes. Ms. Muecke noted that a fair amount of the shadow on Sackville Landing comes from Summit Place.

With reference to the blocking of the sunrise from Citadel Hill, Ms. Muecke indicated that in March and September there is a shadow on Citadel Hill early in the morning. Ms. Muecke noted that by standing to the side of the shadow, the impact would be negated.

Councillor Hum requested a written report relative to the presentation. Ms. Muecke indicated that there was a report provided to staff which can be distributed to Council.

At the request of Councillor McInroy, Mr. Peter Connor, Connor Architects and Planners, advised that his company had developed this model approximately five (5) years ago. He went on to indicate that a drumlin was developed using electronic copy from Geomatics in Amherst. The model also used all available mapping and aerial photos to locate the buildings in the downtown. The model has been modified on a number of occasions since then and also ground proofed by visiting certain locations, timing the shadows and being there when they fall. Mr. Connor further advised that a fair bit of field measurement of buildings has been undertaken and as the downtown changes the model is updated in order to keep it current.

Mr. Connor went on to confirm that the description given by Ms. Muecke was quite accurate and that the description contained within the staff report is accurate for specific days. Mr. Connor noted that shadows are dynamic and they are short-lived at certain times and hang longer at other times. Four days of the year are used, the winter and summer solstice and the equinoxes to provide contrast. Mr. Connor further commented that shadows are not cast singularly.

Mr. Ted Mitchell, Design Manager, United Gulf Developments, advised that RWDI, an internationally recognized company, undertook the wind study for United Gulf. Mr. Mitchell, displayed a photograph of the model of the downtown area noting that sensors had been placed on the Texpark site and surrounding sites at ground level. Mr. Mitchell indicated that the testing was done with a model of the Texpark on the site and then a second set of readings was taken with a model of the proposed building. Mr. Mitchell noted that he and the architect had met with RWDI to develop remedial measures in areas that were considered to be unacceptable. He indicated that RWDI introduced those remedial measures to the model, re-tested and the results are those being considered. The remedial measures have been included in the design and the outcome is that there is very little change in the winds from what was experienced when the Texpark stood on the site.

Councillor Hendsbee asked if these studies considered the cumulative impact of the wind in the downtown rather than just this building in isolation.

The Chair, noting that it was almost 10 p.m., asked how Council wished to proceed.

MOVED by Councillor Walker, seconded by Councillor Karsten that the meeting extend to 11:00 p.m. MOTION PUT AND DEFEATED.

In response to a question from Councillor Uteck regarding when this matter would be debated again, His Worship indicated that it will be dealt with at the next meeting of Council to be held on March 21, 2006. He further clarified that members of Council having questions should direct these to staff prior to the next meeting of Council.

13. NOTICES OF MOTION - None

14. ADJOURNMENT

It being 10:00 p.m., the meeting adjourned.

Jan Gibson
Municipal Clerk

The following information items were circulated to Council:

1. Proclamation - Greek Independence Day - March 25, 2006
2. Memorandum from Director, Financial Services dated February 28, 2006
re: 2006/2007 Business Planning and Budgeting Time Line Update
3. Memorandum from Director, Financial Services dated February 1, 2006
re: Miscellaneous Donation Accounts - Operating Fund
4. Memorandum from Acting Director, Recreation, Tourism & Culture
dated February 21, 2006 re: Community Signage
5. Memorandum from Acting Director, Recreation, Tourism & Culture dated
February 27, 2006 re: Events Funding Review
6. Memorandum from Director, Planning & Development Services
dated February 20, 2006 re: Update - Vacant and Boarded Up Buildings
7. Memorandum from Acting Director, Legal Services dated February 23, 2006
re: Status of By-Law Prosecutions
8. Memorandum from General Manager, Halifax Regional Water Commission
dated February 24, 2006 re: Musquodoboit Valley Bulk Fill Station
9. Memorandum from General Manager, Halifax Regional Water Commission
dated February 28, 2006 re: McPherson Road Water System, Fall River
10. Memorandum from Director, Transportation and Public Works
dated March 1, 2006 re: Traffic Study - Burnside City of Lakes Business Park
11. Memorandum from the Municipal Clerk, dated March 3, 2006
re: Requests for Presentation to Council - None