

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL COUNCIL MINUTES May 11, 1999

PRESENT:

Deputy Mayor Larry Uteck
Councillors: Gordon R. Snow
David Hendsbee
Ron Cooper
Harry McInroy
Jack Greenough
Condo Sarto
Bruce Hetherington
Clint Schofield
John Cunningham
Jerry Blumenthal
Graham L. Downey
Sheila Fougere
Russell Walker
Bill Stone
Graham Read
Stephen D. Adams
Barry Barnet
Bob Harvey
Peter Kelly
Reg Rankin
Jack Mitchell

ABSENT WITH REGRETS:

Mayor Walter Fitzgerald
Councillor Bill Dooks

STAFF MEMBERS:

Mr. Ken Meech, Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Vi Carmichael, Municipal Clerk
Ms. Patti Halliday, Assistant Municipal Clerk

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1. INVOCATION

At the request of Deputy Mayor Uteck, Councillor Mitchell led his colleagues in the citation of the Invocation at 6:00 p.m.

2. PROCLAMATIONS

2.1 Sisters of Charity

On behalf of Deputy Mayor Uteck, Councillor Stone proclaimed May 11-17, 1999 as Sisters of Charity Week. The Councillor acknowledged the presence in the gallery of the Sisters of Charity, noting a tea will be held in Halifax Hall at 3 p.m. tomorrow.

2.2 North American Occupational Safety and Health Week

On behalf of Deputy Mayor Uteck, Councillor Cooper proclaimed May 17-23, 1999 as North American Occupational Safety and Health Week.

2.3 Royal Week

On behalf of Deputy Mayor Uteck, Councillor Fougere proclaimed May 14-23, 1999 as Royal Week.

2.4 Children's Human Rights Day

On behalf of Deputy Mayor Uteck, Councillor Blumenthal proclaimed May 14, 1999 as Children's Human Rights Day.

2.5 National Public Works Week

On behalf of Deputy Mayor Uteck, Councillor Hetherington proclaimed May 16-22, 1999 as National Public Works Week.

3. APPROVAL OF MINUTES - April 27 & May 4, 1999

MOVED by Councillors Schofield and Greenough that the minutes of April 27 & May 4, 1999 be approved, as circulated. MOTION PUT AND PASSED UNANIMOUSLY.

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

The following items were added to the agenda:

- 13.1 Councillor Kelly - Access-A-Bus Access, Bedford West
- 13.2 Cancellation of June 8, 1999 Regional Council Meeting
- 13.3 Notice of Motion/Public Hearing Date - Development Agreement
- 13.4 Councillor Adams - Bill Lynch Shows
- 13.5 Legal Matter - Claim Settlement
- 13.6 Legal Matter - Water Service Upper Hammonds Plains
- 13.7 Councillor Kelly - Correctional Facility - Bedford

At the request of Councillor Cunningham, the following item was deleted:

- 12.1 Motion - Councillor Cunningham - "That staff determine dates for public information meetings only after consultation with and agreement of the Councillor for the District affected."

Item 11.1.1 Community & Race Relations Advisory Committee Work Plan & Annual Report was moved up on the agenda to follow Item 7 - Motions of Rescission.

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

At this time, Councillor Sarto raised the issue of litter in the ditches on the sides of the Highway 111 overpass and the Parklo, and requested that the Mayor write a letter to the Nova Scotia Department of Transportation requesting that this area be cleaned. Council agreed to the request.

5. BUSINESS ARISING FROM THE MINUTES - NONE

6. MOTIONS OF RECONSIDERATION - NONE

7. MOTIONS OF RESCISSION - NONE

11.1 COMMUNITY & RACE RELATIONS ADVISORY COMMITTEE

11.1.1 Work Plan & Annual Report (presentation, Betty Thomas, Chair)

- A copy of the Halifax Regional Municipality Community and Race Relations Policy was provided to members of Council. Copies of the 1999-2000 Workplan for the Committee was also provided to Council.

With the use of PowerPoint, Ms. Betty Thomas, Chair, Community and Race Relations Advisory Committee, presented the Committee's Work Plan and Annual Report to Council.

Councillors Mitchell and Hendsbee expressed appreciation to Ms. Thomas and the Committee for its work. It was noted there is a Councillor vacancy on the Committee, and any Council members interested in serving on this Committee were requested to come forward.

8. CONSIDERATION OF DEFERRED BUSINESS

8.1 Council Decision on Second Reading of By-Law R-101 Respecting Repeal of By-Laws (Grading and Alteration) (deferred May 4/99) (Public Hearing portion closed)

Administrative Order 15 Respecting License, Permit and Processing Fees

- By-Law R-101 Respecting Repeal of By-Laws (Grading and Alteration), passed First Reading on April 13, 1999. A Public Hearing was completed on May 4, 1999, and the By-Law was now before Council for a decision on Second Reading.
- A Notice of Motion regarding Administrative Order 15 Respecting License, Permit and Processing Fees was served by Councillor Cooper on May 4, 1999, and was now before Council for consideration.

MOVED by Councillors Cooper and McInroy that By-Law R-101 Respecting Repeal of By-Laws (Grading and Alteration) receive Second Reading. MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillors Cooper and McInroy that Administrative Order 15 Respecting License, Permit and Processing Fees be adopted. MOTION PUT AND PASSED UNANIMOUSLY.

8.2 Council Decision on Second Reading of By-Law B-500 Respecting Building Service Connections (deferred May 4/99) (public hearing portion closed)

- By-Law B-500 Respecting Building Service Connections passed First Reading on April 13, 1999. A Public Hearing was completed on May 4, 1999, and the By-Law was now before Council for a decision on Second Reading.

MOVED by Councillors Greenough and Sarto that By-Law B-500 Respecting Building Service Connections receive Second Reading. MOTION PUT AND PASSED UNANIMOUSLY.

8.3 Interest on Betterment Charges

- This matter was before Council on May 4, 1999 and was deferred for one week pending further staff review. A supplementary staff report prepared for Mr. Ken Meech, Chief Administrative Officer, was before Council for consideration.

MOVED by Councillors Barnet and Hendsbee that the interest rate on betterment charges be set at 2% above the prime rate of interest as set from time to time by the Municipality's Banker, such rate to be fixed at the time of petitioning of the project. MOTION PUT AND PASSED UNANIMOUSLY.

8.4 Tender 99-030 Pavement Markings West/Central Region

- This matter was before Council on May 4, 1999 and was deferred for one week pending further staff review.

MOVED by Councillors Hetherington and Blumenthal that Council authorize the award of Tender 99-030 to the lowest bidder, Carvery's Painting Ltd. at a cost of \$61,956.00, H.S.T. extra.

Councillor Sarto spoke against the recommendation, stating it is his understanding staff will be strongly urging the contractor to not carry out the operation of this contract from the premises where this individual operates an office. Mr. Anstey confirmed it is his understanding that the contractor is well aware of Council's opinion on this matter.

Responding to questions of Councillor Walker and Read, Mr. John MacKay, Director, Works and Natural Services, advised that the contractor is responsible to provide its own paint, meeting HRM specifications. The specifications are the same as those used by the Nova Scotia Department of Transportation.

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

9. PUBLIC HEARINGS

9.1 Street Closure - Portion of Prince Albert Road

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

Mr. Tom Crouse, Real Estate Officer, presented the staff report.

Deputy Mayor Uteck called for members of the public wishing to speak either in favour or against the street closure.

Mr. Drew Sperry, Architect

Speaking in support of the recommendation, Mr. Sperry made the following points of clarification:

- In exchange for the street closure, the proponent will develop the property complete with curb, gutter and sidewalk, and a 70 ' x 80' landscaped park with benches.
- The proponent has a letter on file from the property owner affected expressing their agreement and approval for the project.
- This project will help alleviate the traffic safety problem at this location.

In response to a question of Councillor Read, Mr. Crouse confirmed that all of the 3200 square feet easement is located on the property civic number 271-279 Prince Albert Road.

Deputy Mayor Uteck called three times for any additional speakers. Hearing none, the following motion was put on the floor.

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

COUNCIL DECISION

Councillor Cunningham addressed the traffic problems on Prince Albert Road, and submitted letters from residents and a recent newspaper article regarding this issue. The Councillor requested that these be forwarded to staff for consideration in addressing the traffic problems on Prince Albert Road.

MOVED by Councillors Cunningham and Hetherington that:

1. **Council approve Administrative Order SC-18, concerning the Closure of a portion of Prince Albert Road as shown on Attachment "A" of the staff report dated May 4, 1999.**
2. **Subject to approval of the Street Closure, that Council authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale whereby Parcel 1 and Parcel 2, comprising approximately 5,200 square feet is conveyed to Innovative Property Development Co. Inc.; and, further, that the Mayor and Municipal Clerk be authorized to enter into an Easement**

Agreement in favour of the Municipality over the Civic No. 271-279 Prince Albert Road, as shown on Attachment "B" of the staff report. These agreements are to be prepared on the basis of the information set out in the staff report. MOTION PUT AND PASSED UNANIMOUSLY.

9.2 Case 00127: Proposed Amendments to the Dartmouth MPS and Land Use By-Law to Regulate Billboard Signs

- A supplementary staff report prepared for Donna Davis-Lohnes, General Manager, Planning Services, regarding the above, was before Council for consideration.
- Correspondence from E. Bruce Richardson, Manager, Planning and Development, Pattison Outdoor, regarding the above, was circulated to Council.

With the use of overheads, Mr. Kevin Barrett, Planner, presented the staff report.

Responding to a question of Councillor Kelly regarding the overall plan review for HRM, Ms. Donna Davis-Lohnes, General Manager, Planning Services, stated signage has been allocated as part of the Planning Services work plan for this year. Pending approval of the work plan by the Program and Service Review Committee, staff will be allocated and the process commenced. The focus this year will be a regional approach to billboards and mobile signs. Ms. Davis-Lohnes suggested a period of six to eight months to complete this process.

In response to further questions of Councillor Kelly, Ms. Davis-Lohnes stated it is not clear what powers and authorities the Municipal Government Act gives HRM with respect to licensing and control of signage. The process being proposed will examine both regulating signage under the land use by-laws and licensing provisions.

In response to a question of Councillor Schofield, Mr. Barrett stated safety issues with respect to billboards would be addressed through Building Inspection.

Responding to questions of Councillor Sarto, Mr. Barrett clarified requirements for side yards. Mr. Wells suggested the Councillor meet with staff to discuss any specific incidents for which he has concerns.

Councillor Stone inquired about time frames for billboards. Mr. Barrett replied this can be administered through the Municipal Government Act. In response to further questions of the Councillor, Mr. Barrett stated issues such as billboards built on sides of hills can be addressed through the region wide project. With respect to illumination hours for signs,

Councillor Stone raised a concern with a billboard at the corner of Kearney Lake Road and the Bedford Highway. Staff agreed to look into this matter.

Councillor Stone inquired if these same approaches could be used to solve billboard problems existing in the former City of Halifax. Ms. Davis-Lohnes replied if Council directs staff to do so, these interim measures can be examined for the former City of Halifax as well. Deputy Mayor Uteck suggested this should be done for all other areas of HRM. Ms. Davis-Lohnes noted the problem of billboards is related mainly to the urban areas. She noted the former Town of Bedford does not allow billboards, and the most immediate issue appears to be in former Cities of Dartmouth and Halifax.

Responding to a question of Councillor Hendsbee, Mr. Barrett stated if a sign is removed and replaced within six months, the previous by-laws will be in effect. However, if it is replaced after six months, it would have to meet the current by-laws.

Deputy Mayor Uteck called for members of the public wishing to speak either in favour or against the proposed amendments.

Mr. Herman Dykeman, Mediacom

As a member of the outdoor advertising industry, Mr. Dykeman stated he fully supports the proposed changes and would recommend that they also be implemented in the former City of Halifax.

Councillor Blumenthal raised concerns with sign lighting on Kingcrest Avenue and requested that staff look into this.

Mr. Bruce Richardson, Pattison Outdoor

Mr. Richardson spoke in support of the interim measures proposed by staff. With respect to illumination, Mr. Richardson stated Pattison Outdoor has implemented various mitigation measures dealing with concerns brought forward regarding lighting, such as redirecting the light, light shields, changing the bulbs to a lower wattage, and timers to control the hours of illumination. Mr. Richardson offered his assistance to any community member concerned about lighting.

In response to a question of Councillor Stone, Mr. Richardson stated he also supports similar measures for the former City of Halifax.

Councillor Hetherington inquired if Mr. Richardson would be willing to reduce the number of double decker billboard signs abutting a residential community. Mr. Richardson replied

this type of sign was already in existence when Pattison Outdoor entered the market, and he would prefer to keep them at the present time.

Deputy Mayor Uteck called three times for additional speakers. Hearing none, the following motion was put on the floor.

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

COUNCIL DECISION

MOVED by Councillors Hetherington and Cunningham that Council approve the amendments to the Dartmouth Municipal Planning Strategy and Land Use By-Law (Attachments 1 and 2, respectively, attached to the staff report dated May 4, 1999) to incorporate regulations concerning the location, size and height of billboard signs.

Councillors Cunningham, Hetherington and Greenough expressed thanks to Planning Staff for acting promptly on this issue.

Responding to a question of Councillor Walker, Mr. Barrett stated motorized turning signs will be permitted. Councillor Walker also expressed concern with billboards attached to buildings, as opposed to freestanding billboards.

MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillors Stone and Walker that staff be requested to provide similar measures respecting billboards for the former City of Halifax as have been approved for the former City of Dartmouth. MOTION PUT AND PASSED UNANIMOUSLY.

9.3 Case 00096: Harbour East Commercial Policy Review - Phase 1A - Cole Harbour Road and Caldwell Road

- A staff report prepared for the Harbour East Community Council regarding the above, was previously circulated to Council on April 20, 1999.

With the use of overheads, Ms. Susan Corser, Planner, presented the staff report.

Councillor Read recalled that a few years ago the Halifax Peninsula Planning Advisory Committee dealt with a similar issue with respect to service stations not being permitted without gasoline sales, and inquired if HRM is moving to a similar policy for Dartmouth. Ms. Davis-Lohnes replied she was not familiar with this issue, but agreed to look into it.

In response to a question of Councillor Sarto, Ms. Corser reviewed the definition of what activities are considered to be included in "automotive repair", noting for Cole Harbour Road, staff is recommending that only minor automotive uses be permitted.

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

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

COUNCIL DECISION

MOVED by Councillors Hetherington and Schofield that Halifax Regional Council approve amendments to the Municipal Planning Strategy and Land Use By-Law for Cole Harbour/Westphal as contained in Appendices "A" and "B" of the supplementary staff report dated April 14, 1999.

Councillor Cooper spoke in favour of the motion, requesting Council's support to adopt it.

In response to comments made by Councillors McInroy and Cooper, Ms. Corser clarified the proposal is to introduce minor automotive repair uses as a permitted use in the C2 zone.

MOTION PUT AND PASSED UNANIMOUSLY.

9.4 Project 00096: Harbour East Commercial Policy Review - Phase 1B - Portland Valley

- A staff report prepared for the Harbour East Community Council regarding the above, was previously circulated to Council on April 20, 1999.
- Correspondence from Verna J. Turner, Manager, Brokerage Division, Turner Drake & Partners Ltd.; a petition from concerned residents of Summit Heights Rd., MacRae Ave., and surrounding streets, opposed to the rezoning of the Hammerling property; and, Ralph and Georgina Greenough, regarding the above, was circulated to Council.

CONFLICT OF INTEREST

Councillor Greenough declared a Conflict of Interest with respect to this issue, as his brother and sister-in-law are one of the property owners, and removed himself from the discussion.

Council agreed to have one staff presentation for Item 9.4 Project 00096: Harbour East Commercial Policy Review - Phase 1B - Portland Valley and Item 9.5 Case 00111: Proposed Amendments to Dartmouth MPS - Home Depot. However, two separate Public Hearings were held for each item.

With the use of overheads, Mr. Roger Wells, Planner, and Ms. Susan Corser, Planner, presented the staff reports.

Responding to questions of Councillors Hendsbee, Read, and Cooper, staff made the following points:

- Staff is not recommending commercial redesignation of 627 Portland Street and 17 Settle Street at this time.
- The history of use for 611 Portland Street has basically been industrial and there are contamination issues. There is a desire of the residents in the area to have that property cleaned and redeveloped. The cost of cleaning the property is significant; and, therefore, residential development is questionable.
- There is a clear line between the industrial use of 611 Portland Street and the residential area of Settle Street.
- It is staff's opinion that Power Street itself forms a buffer. The one property that would need some attention in terms of the buffering and screening provision enabled under the development agreement would be the parcel to the north of 611 Portland Street.
- If 627 Portland Street and 17 Settle Street were included in the commercial designation, the buffering and screening provisions would still apply.
- If 627 Portland Street and 17 Settle Street were considered for rezoning in the future, it would require a plan amendment.

Mr. Wells then made a brief presentation with respect to the traffic analyses completed for the Portland Valley area, followed by an overview of the Home Depot site.

Councillor Sarto noted one of the major concerns expressed by residents abutting both sites is traffic. The Councillor inquired at what point will residents have an opportunity for input in terms of ensuring the traffic impact will be minimized as much as possible. Mr. Wells replied there will be public information meetings on all of the sites, and the proposed amendments will require the properties to go through a separate development agreement process entailing public participation and public hearings before the Harbour East Community Council.

In response to questions of Councillor Cooper regarding traffic and the Hammerling property, Mr. Paul Burgess, Design Engineer, Engineering and Transportation, stated the site was examined and, based on the assumption of commercial development, it was determined both intersections could handle the traffic.

Responding to a question of Councillor Read, Mr. Wells stated one of the reasons for the CDD zoning it is due to the possibility of a mixed use development located on this site. Mr. Wells noted it is also built into criteria for Council to consider that there needs to be due regard for the compatibility of development of the Hammerling site with the abutting uses on Summit Heights. As there was no specific proposal for the Hammerling site put forward, staff is specifically requesting additional traffic information, so there will be more information coming forward to Council if this is approved.

PUBLIC HEARING RE: ITEM 9.4- PROJECT 00096: HARBOUR EAST COMMERCIAL POLICY REVIEW - PHASE 1B - PORTLAND VALLEY

Deputy Mayor Uteck called for members of the public wishing to speak either in favour or against the proposal.

Councillor Cooper noted Council received a letter from Ralph and Georgina Greenough, residents of 627 Portland Street, dated May 9, 1999, along with a request that it be read into the record. The Council read the letter which supported the redesignation of 627 Portland Street to commercial.

Mr. Tom Nickerson, 23 MacRae Avenue, Dartmouth

Mr. Nickerson stated if the Hammerling property is designated something other than R1, the existing properties in the area must be adequately protected against the impact of that development. Mr. Nickerson stated he does not believe staff adequately covered the provision of a suitable buffer between the existing R1 properties and the R1 land that may be redesignated. He requested that criteria be added with a statement that reflects the requirement that a suitable buffer be put in place between the existing R1 housing on Summit Heights and any development of the Hammerling property.

In response, Ms. Corser stated there are two criteria, Policy C-25 (b) and (d), which may address Mr. Nickerson's concerns.

Mr. Leonard Atkinson, 17 Summit Heights Road, Dartmouth

Mr. Atkinson addressed Council regarding the proposal, making the following comments:

- Chestnut Lane has become a major thoroughfare. The amount of traffic coming from Gaston Road, through Chestnut Lane, on to Portland Street, far exceeds the amount of traffic going the whole length of Gaston Road.
- The traffic on Portland Street is currently at its peak during rush hour, and unless there is extensive work done, there will be problems.
- Regarding the Hammerling property and the suggestion of a 40 percent maximum commercial development, there is already a large commercial development across the street from the site and a strip mall further down the street.

Mr. Michael Willett, Vice President of Development, Clayton Developments

Mr. Willett addressed Council regarding the proposal, stating he did not believe it is prudent that HRM designate the Penhorn School site commercial at this time, or entertain the idea of selling it. Mr. Willett stated this property may be a partial solution for the traffic problem.

Mr. Bill Frank, Turner Drake and Partners, on behalf of Dr. Hammerling

Mr. Frank addressed the issue of the Hammerling lands, stating the suggestions put forward by Planning staff are in the best interest of Dr. Hammerling and the community. The CDD plan would assist, in significant measure, the proper use of the land, and would address some of the concerns expressed by the abutting citizens. Mr. Frank stated, for the record, that Dr. Hammerling is in favour and appreciative of the recommendations made by staff.

Deputy Mayor Uteck called three times for additional speakers from the public. Hearing none, the following motion was put on the floor.

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

It was agreed to hold the Public Hearing regarding Item 9.5 Case 00111: Proposed Amendments to Dartmouth MPS - Home Depot at this time. Councillor Cooper expressed concern with not making a recommendation on this item first, stating he did not believe it was proper procedure.

PUBLIC HEARING RE: ITEM 9.5 - CASE 00111: PROPOSED AMENDMENTS TO DARTMOUTH MPS - HOME DEPOT

- A staff report prepared for the Harbour East Community Council regarding the above, was previously circulated to Council on April 20, 1999.

- A submission on the behalf of Dr. Vernon Krause, regarding the above, was circulated to Council.

Deputy Mayor Uteck called for members of the public wishing to speak either in favour or against the proposed amendments.

Dr. Vern Krause, Land Owner, Russell Lake area

Dr. Krause made a presentation to Council with respect to the Home Depot site proposal. Copies of his presentation were previously circulated to Council. In summary, Dr. Krause made the following points:

- The removal of the Whebby Land from the CDD lands under study, and the accelerated staff report recommending changes in the Municipal Planning Strategy, zoning, and approval of a contract development agreement for the site, brings focus to all of the land on the west side of Russell Lake between the Home Depot site and the Woodlawn intersection.
- This initiative alters the type of development that would have gone on adjoining land.
- The projects proposed for adjoining lands will now have to be a mixed use of commercial and multi-unit residential.
- If approval of the Home Depot project is granted, it will accelerate the need for appropriate alternate access to Highway 111, such as an upgraded, signalled level crossing at Gaston Road and Highway 111.

Mr. Michael Willett, Vice President of Development, Clayton Developments

Mr. Willett addressed Council in support of the Home Depot proposal. Copies of Mr. Willett's correspondence were circulated to Council. If Council approves the Home Depot application, Mr. Willett requested both Council's and staff's support for commercial designation of the abutting Clayton Developments Limited land.

Ms. Cathy Hunt, on behalf of the Executive of Portland Estate Residents' Association (PERA)

Ms. Cathy Hunt outlined the views of PERA on the issues of land use, transportation and environmental protection, with regard to the proposed rezoning and development of the Home Depot. A copy of Ms. Hunt's comments were provided for the record.

Mr. Stephen Kaufman, Director of Real Estate, Home Depot

Mr. Kaufman addressed Council with respect to the Home Depot proposal, stating all of the pledges made by Home Depot to the staff and Council will be a top priority for the company. Mr. Kaufman stated this project will employ over 200 people and provide an investment in the community of over \$20 million.

Deputy Mayor Uteck called three times for additional speakers. Hearing none, the following motion was put on the floor.

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

COUNCIL DECISION RE: ITEM 9.4- PROJECT 00096: HARBOUR EAST COMMERCIAL POLICY REVIEW - PHASE 1B - PORTLAND VALLEY

MOVED by Councillors Hetherington and Sarto that Halifax Regional Council approve amendments to the Municipal Planning Strategy and Land Use By-Law for Dartmouth as contained in Appendices "A" and "B" attached to the supplementary staff report dated April 14, 1999. Further, that Halifax Regional Council not approve the redesignation of the parcel described as 627 Portland Street from Residential to Commercial.

Councillor Hetherington stated a CDD will provide the residents the opportunity to work with the Community Council with respect to the type of buffers and the type of traffic access, to come up with a development agreement that will be acceptable to all. With respect to the 611 Portland Street, the Councillor noted this property belongs to HRM and the clean up bill is \$400,000, and, therefore, is not feasible for residential development.

Councillor Cooper expressed general agreement with the motion, however he proposed an amendment that 627 Portland Street be redesignated commercial.

MOVED by Councillors Cooper and Hendsbee that the motion be amended to include 627 Portland Street in the commercial designation.

Councillor Sarto spoke against the amendment stating the staff report justifies why this property should not be redesignated.

Councillor Hendsbee suggested, if there is commercial development on the designated properties, the possibility of a cul-de-sac on Settle Street could be considered to eliminate any possibility of traffic flow through the residential street.

Councillor Cooper stated the amendment may provide further protection for the residents of Settle Street. The Councillor suggested consideration should be given to limiting traffic on Settle Street as part of any development agreement.

The vote was then taken on the amendment.

MOTION DEFEATED.

The main motion was back on the floor.

With respect to the Hammerling property, Councillor Read stated it is premature to redesignate it at this time. With regards to 611 Portland Street, the Councillor stated it is his view that the contaminators of a site should clean it and sell it, and it should not be rezoned for affordability.

Speaking against the motion, Councillor Walker stated nothing should be done until the traffic problems on Portland Street are resolved.

Closing the debate, Councillor Hetherington stated the commercial development of 611 Portland Street can be controlled under a development agreement. The site can be cleaned at the same time, and the Municipality can break even with the taxpayer's dollars.

MOTION PUT AND PASSED.

COUNCIL DECISION RE: ITEM 9.5 - CASE 00111: PROPOSED AMENDMENTS TO DARTMOUTH MPS - HOME DEPOT

MOVED by Councillors Hetherington and Greenough that Halifax Regional Council approve amendments to the Dartmouth Municipal Planning Strategy and Land Use By-Law by:

- (a) redesignating a portion of land owned by W. Eric Whebby Ltd. (PID #40131419 and 406856653), Baker Drive Extension, Dartmouth, from Residential to Commercial, and
- (b) adding policy statements containing criteria on which Council will consider, by development agreement, development of this land, all as presented in Appendices "A" and "B" of the staff report dated March 31, 1999.

Due to the Portland Street traffic issue, Councillor Walker stated he could not support this motion.

Speaking against the motion, Councillor Read stated he could not support it until there is a more comprehensive plan for the remainder of the adjacent properties.

MOTION PUT AND PASSED.

(Councillor Greenough returned and took his place at the meeting.)

10. CORRESPONDENCE, PETITIONS

10.1 Petitions

There were no petitions submitted.

11. REPORTS

11.1 COMMUNITY & RACE RELATIONS ADVISORY COMMITTEE

11.1.1 Work Plan & Annual Report

This item was dealt with earlier in the meeting. See Page 6.

11.2 GRANT COMMITTEE

11.2.1 Grant Committee Report and Recommendations

- A report prepared for Councillor David Hendsbee, Chair, Grant Committee, was before Council for consideration.
- Copies of the presentation made by Ms. Barbara Nehiley, Special Projects Advisor, regarding the Grant Committee report, were circulated to Council.

MOVED by Councillors Hendsbee and Schofield that:

- 1. No requests for funds from non profit organizations be placed on the Council agenda but referred, by the Municipal Clerk, directly to the Grant Committee for review, in accordance with established procedures.**
- 2. Council approve the recommendations of the Grant Committee as detailed in the staff report dated May 5, 1999 in the amount of \$702,220.**

With the use of overheads, Ms. Barb Nehiley, Special Projects Advisor, presented the Grant Committee report.

Councillor Adams inquired about the Briarwood Golf Course in Spryfield, and requested a staff report to examine the possibility of taxing this organization in a similar manner as other golf courses.

Councillor Barnet expressed concern with the amount of funding being granted to cultural groups, and suggested each of the funding categories should be voted on separately.

MOVED by Councillors Barnet and Kelly that each funding category as detailed in Appendices 1-4 of the Grant Committee report dated May 5, 1999, be voted on separately. MOTION DEFEATED.

Based on the result of the vote, Councillor Barnet stated he will be voting against the recommendation as there are parts of the report with which he does not agree.

Councillor Downey inquired if it would be possible to use District Capital funding for the Veterans Memorial Garden Project . It was agreed that staff will look into the possibility of Councillor Downey using \$3,000 of his District Discretionary Capital Funding to put towards the Veterans Memorial Garden Project.

Speaking in support of the motion, Councillor Schofield stressed the importance of cultural events to the Municipality.

As it was now 10:00 p.m., the following motion was put on the floor:

MOVED by Councillors Rankin and Barnet that the meeting extend to 10:30 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

In response to a suggestion of Councillor Stone, Ms. Nehiley stated organizations receiving grants are being advised not to expect the same funding in future years. Ms. Nehiley noted there is more turnover in the organizations receiving grants as there has been in the past. With respect to the amount of funding received by applicants, Ms. Nehiley noted only a few received the same funding as last year, and many received less.

Several Councillors spoke in support of the recommendation, particularly the recommendation that no requests for funding be placed on the Council agenda, but be referred directly to the Grant Committee.

Councillor Cooper expressed concern with the \$40,500 of the Grant Budget allocated to Administration. Ms. Nehiley stated there are few staff resources available to perform the required administrative tasks, and this amount has been put in the budget for that purpose.

Responding to a question of Councillor Harvey, Mr. Ken Meech, Chief Administrative Officer, stated the grant funding is less than .5¢ on the general tax rate.

Councillor Mitchell spoke in support of the motion, stating the Municipality probably receives \$5 million in spin offs from these grants.

Deputy Mayor Uteck noted HRM is probably the smallest contributor to the arts community in Canada.

MOTION PUT AND PASSED.

11.3 CHIEF ADMINISTRATIVE OFFICER

11.3.1 Tender 99-179 Halifax Ferry Terminal Washroom Renovations

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Greenough and Sarto that Tender 99-179 Halifax Ferry Terminal Washroom Renovations, be awarded to the low bid of \$90,161.15 (including taxes) from Kasco Construction, plus a contingency of \$10,000.

In response to questions of Councillor Kelly, Mr. Brian Smith, Director, Business Operations, stated this is one initiative to respond to growth on the waterfront. Councillor Kelly suggested there should be some broad debate in the future regarding the overall planning for the waterfront.

Speaking against the motion, Councillor Adams stated he would support the option that includes sensor flush plumbing as it is more efficient and sanitary. Mr. Phil Townsend, Capital Projects Coordinator, noted this project is a partnership arrangement between HRM and the Waterfront Development Corporation, and they do not have any interest in the sensor flush feature.

Councillor Barnet expressed concern with funding a Capital Budget project from next year's budget resources. In response, Mr. Smith stated discussions have been on-going for a year or so regarding this project, and the level of cost-sharing now in place was not available at the time funding for this project was being sought. Mr. Smith suggested staff could review the current year's budget to see if there is funding available.

MOVED by Councillors Barnet and McInroy that Council refer this tender back to staff to find funding for it in the current year's Capital Budget. MOTION DEFEATED.

Councillor Cooper suggested staff should provide Council with monthly balances of pre-committed funding.

MOVED by Councilors Cooper and Adams that Council approve Option 3 of the staff report which includes sensor flush plumbing.

Councillor Walker stated if this Option was approved, the matter would have to go back to the Waterfront Development Corporation for consideration, and then come back to Council.

Councillor Cooper suggested Council should first decide if it wants to approve the sensor flush plumbing, and, if so, then the funding sources could be determined.

MOTION DEFEATED.

Councillor Read noted, with upcoming events at the waterfront, the need for washrooms will exceed what this project will provide. The Councillor suggested the Waterfront Development Corporation should pay for the entire project this year, and the Municipality could fund an additional project next year.

Speaking in support of the recommendation, Councillor Greenough suggested it could be approved, and if the money cannot be found in this year's budget, it can be put forward to next year.

MOTION PUT AND PASSED.

As it was now 10:30 p.m., the following motion was put on the floor.

MOVED by Councillors Rankin and Hendsbee that the meeting extend to 11:00 p.m.

MOTION PUT AND PASSED.

11.3.2 Award of the Remainder of Tender No. 98-258, Brook Street Area Storm Sewer

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Read and Stone that the remainder of Tender No. 98-258, Brook Street Area Storm Sewer be awarded to W. Eric Whebby Limited for materials and services listed at the unit prices quoted for a Total Project Cost of \$107,546.00 with funding authorized as per the Budget Implications section of the staff report dated May 4, 1999. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.3 Award of the Remainder of Tender No. 98-218, Portland Street Road Reconstruction

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Hetherington and Stone that the remainder of Tender No. 98-218, Portland Street Road Reconstruction be awarded to Ocean Contractors Limited for materials and services listed at the unit prices for a Total Project Cost of \$258,536.00 with funding authorized as per the Budget Implications of the staff report dated May 3, 1999. MOTION PUT AND PASSED.

11.3.4 Tender #Q99-M574 - St. Steven's School Playground Upgrade

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

Councillor Blumenthal noted the correct spelling of the school is "St. Stephen's".

MOVED by Councillors Blumenthal and Stone that:

1. **Council award Tender 99-M574 - St. Stephen's School Playground to Timbertec Inc. for materials and services specified at the unit prices quoted for a tender price of \$26,556.16 including the non-rebatable HST. This project is being cost shared with the Provincial Government in the amount of \$7,000.00. HRM's portion of the funding for this project is available in account #CCC00133.**
2. **Council authorize an increase in the budget of \$7,000.00 to cover additional funding in the amount of \$7,000.00 being provided by the Province of Nova Scotia. MOTION PUT AND PASSED UNANIMOUSLY.**

11.3.5 Tender #Q99-M592 - Campbell's Point Beach Erosion Control

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Barnet and Walker that:

1. **Council award Tender #99-M592 - Campbell's Point Beach Erosion project to Humphrey's Landscape and Construction for materials and services specified at the unit prices quoted for a tender price of \$17,510.34, including**

the non rebatable HST. The project is being cost shared with the Provincial Government in the amount of \$7,000.00. HRM's portion of the funding for this project is available in account #CCC00145.

2. Council authorize an increase in the project budget of \$7,000.00 to allow additional funding provided by the Province of Nova Scotia to be utilized. **MOTION PUT AND PASSED UNANIMOUSLY.**

11.3.6 Tender #99-041 - Landscape Maintenance, Various Sites, East Region

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

Mr. Stephen King, Manager, Works and Natural Services, responded to questions of Councillors Kelly, Cooper, Schofield, Read, Blumenthal, Mitchell, and Harvey, making the following points:

- The contract price is 30-40 percent of what the in-house cost would be.
- The tenders were clear and were reviewed with the low bidder to ensure all specifications were met.
- The tenders are predominately for grass mowing. Turf maintenance, if required, for the Central Region will be done by HRM staff.
- None of the contracts involve the application of pesticides or herbicides.
- The tender is specific as to the height that the grass is to be maintained.
- HRM staff will be inspecting the contract work.
- The timing of the tenders may have had an effect on the low number of bids received.

If this tender is approved, Councillor Schofield requested that Council be provided with a list of fields included.

Several Councillors expressed concern with the range in bids.

Councillor Adams stated he could not support the tender without seeing comparative cost information.

Speaking against the recommendation, Councillor Downey stated he could not support it based on the effect it will have on seasonal staff.

MOVED by Councillors Hetherington and McInroy that Council authorize the award of Tender #99-041 to the lowest bidder, Edmonds Landscape and Construction Services Limited at a cost of \$137,375.00, H.S.T. extra. MOTION PUT AND PASSED.

11.3.7 Tender #99-042 - Landscape Maintenance, Various Sites, Central Region

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Hetherington and McInroy that Council authorize the award of Tender #99-042 to the lowest bidder, Eastern Greenbelts at a cost of \$11,043.62 per cut, H.S.T. extra. Parks and Natural Services have estimated eight cuts per season, however, the actual expenditures will depend on cuts required. MOTION PUT AND PASSED.

11.3.8 Tender 99-043 - Landscape Maintenance, Various Sites, Western Region

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Hetherington and McInroy that Council authorize the award of Tender #99-043 to the lowest bidder, Edmonds Landscape and Construction Services Limited at a cost of \$277,305.00, H.S.T. extra. MOTION PUT AND PASSED.

11.3.9 Tender #99-044 - Cemetery Landscape Maintenance, Various Sites, Eastern and Western Regions

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Hetherington and McInroy that Council authorize the award of Tender #99-044 to the lowest bidder, Humpherys Landscape and Construction Limited at a cost of \$90,535.00, H.S.T. extra. MOTION PUT AND PASSED.

11.3.10 Tender #99-049 - Landscape Maintenance, Business Parks

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Hetherington and McInroy that Council authorize the award of Tender #99-049 to the lowest bidder, The Teak Tree Lawn Care, at a cost of \$68,928.00, H.S.T. extra. MOTION PUT AND PASSED.

11.3.11 Award of Tender No. 99-352, Resurfacing, Central Region

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Greenough and Stone that Council award Tender No. 99-352, Resurfacing, Central Region, to Dillman Enterprises Ltd. for materials and services specified at the unit prices quoted for a Total Tender Price of \$239,292.00 and a Total Project Cost of \$275,186.00 with funding availability as noted in the Budget Implications section of the staff report dated May 4, 1999. MOTION PUT AND PASSED.

11.3.12 Award of Tender No. 99-326, Resurfacing, East Region

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Sarto and Hetherington that Council award Tender No. 99-326, Resurfacing, East Region, to Ocean Contractors Ltd. for material and services specified at the unit prices quoted for a Total Tender Price of \$354,909.55 and a Total Project Cost of \$408,146.00 with funding availability as noted in the Budget Implications section of the staff report dated May 4, 1999. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.13 By-Law Number E-200 Respecting Encroachments Upon, Under or Over a Street

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Adams and Read that By-Law Number E-200 Respecting Encroachments Upon, Under or Over a Municipal Street be given First Reading; and, that Second Reading be scheduled for the regular meeting of Halifax Regional Council to be held on Tuesday, June 1, 1999. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.14 By-Law O-100 Respecting Open Air Burning

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Sarto and Cooper that Council approve and authorize the implementation of By-Law O-100 Respecting Open Air Burning.

Councillor Hendsbee requested that staff provide comparison information with respect to fees presently charged by HRM and those charged by the Province for open air burning.

Councillor Kelly requested that staff also provide information regarding the rationale for choosing 12 am (midnight) as the time for fires to be extinguished.

MOTION PUT AND PASSED UNANIMOUSLY.

Later in the meeting, Councillor Cooper served a Notice of Motion for First Reading of By-Law O-100, the Open Air Burning By-Law, for May 18, 1999.

At this point in the meeting, Council agreed to deal with Item 13.5 Legal Matter - Water Service Upper Hammonds Plains.

13.5 Legal Matter - Water Service Upper Hammonds Plains

- This item was discussed during an In Camera Session held prior to the public session, and was now before Council for ratification.

MOVED by Councillors Rankin and Mitchell that Regional Council ratify the In Camera recommendation to give approval to proceed with the water service extension project in the Upper Hammonds Plains area. Further, each home to receive a return stamped envelope containing up to three payment options.

Councillor Rankin stated the original proposal was to offer a water project, at a cost of \$49 per foot frontage, to the general community, from English Corner right through to Upper Hammonds Plains, as well as Norman Boulevard. The petition moved forward in January 1999, and there was an approximate 90 percent rejection by the community. In an attempt to get the project started, the proposal was modified to include just the Upper Hammonds Plains/Norman Boulevard community, omitting English Corner. The cost of this proposal was \$22 per foot frontage. This was rejected by two-thirds of the community of Upper Hammonds Plains. The last proposal was for Norman Boulevard, at a cost of \$25 per foot frontage, which would at least provide a start to the project. This proposal was also rejected by 60 percent of the community.

Councillor Rankin stated the daunting challenge faced by this community is with respect to long property frontages, which do not occur in other communities. The individuals do not have an opportunity to subdivide these properties in order to recover costs, as much of the land is comprised of wetlands. Therefore, Councillor Rankin requested that Council

now move to petition the community to test the new proposal which will allow the consortium, at its cost, to take the water into the new school, and to take it an additional one kilometer to the main road Councillor Rankin stated this a new starting point for the Upper Hammonds Plains community. The Councillor noted if it were not for the consortium assuming the additional kilometer, the cost of the project would be an additional \$20 per foot frontage. The cost of the new proposal will be between \$12-14 per foot frontage, depending on what payment option is selected.

Councillor Rankin noted, to make the proposal affordable, there is one phase omitted, which is the phase from White Hills Run down to English Corner - to be accomplished at a later date.

MOTION PUT AND PASSED.

11.3.15 Pollution Control Charge - Halifax Harbour Project

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

MOVED by Councillors Stone and Read that:

1. **Council approve Pollution Control Charges (PCC) as follows:**

<u>Billing Effective Date</u>	<u>Rate</u>
July 1, 1999	\$.48/cubic metre
April 1, 2000	\$.58/cubic metre
April 1, 2001	\$.68/cubic metre
April 1, 2002	\$.78/cubic metre

2. **Council approve the establishment of a Water Treatment Plants Infrastructure Replacement Reserve to be funded by the PCC with annual contributions of \$1,000,000, beginning in the Fiscal Year 99/00. MOTION PUT AND PASSED UNANIMOUSLY.**

11.3.16 Renaming of Shore Road, Point Pleasant Park

- A staff report prepared for Dan English, Deputy Chief Administrative Officer, regarding the above, was before Council for consideration.

Deputy Mayor Uteck suggested this matter should be referred back to the Point Pleasant Park Committee, with a representative from the Veterans, to come up with a solution.

MOVED by Councillors Downey and Rankin that Halifax Regional Council refer this matter to the Point Pleasant Park Advisory Committee. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.17 Administrative Order Number 18 Respecting Tax Collection

- Administrative Order Number 18, the Tax Collection Administrative Order, was before Council for consideration.

MOVED by Councillors Rankin and Hetherington that Council approve Administrative Order Number 18 Respecting Tax Collection. MOTION PUT AND PASSED UNANIMOUSLY.

12. MOTIONS

12.1 Councillor Cunningham

“That staff determine dates for public information meetings only after consultation with and agreement of the Councillor for the District affected.”

During Approval of the Order of Business, this item was deleted as Councillor Cunningham stated it is his understanding from staff that this policy is already in place.

13. ADDED ITEMS

13.1 Councillor Kelly - Access-A-Bus Access, Bedford West

Councillor Kelly requested that this matter be referred to staff for a report to address the increased demand for the Access-A-Bus in Bedford and possible expansion of the service to Bedford West.

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

13.2 Cancellation of June 8, 1999 Regional Council Meeting

MOVED by Councillors Blumenthal and Hetherington that the June 8, 1999 Regional Council meeting be cancelled due to the FCM Conference. MOTION PUT AND PASSED UNANIMOUSLY.

13.3 Notice of Motion/Public Hearing Date - Development Agreement

- A staff report prepared for Donna Davis-Lohnes, General Manager, Planning Services, regarding the above, was circulated to Council for consideration.

MOVED by Councillors Downey and Stone that Regional Council given Notice of Motion to consider an application for a development agreement to permit a five storey office building at 1559 Brunswick Street (Case 00073) at a Public Hearing on June 1, 1999. MOTION PUT AND PASSED UNANIMOUSLY.

13.4 Councillor Adams - Bill Lynch Shows

Councillor Adams requested Council's approval of a request from the Bill Lynch Shows to use the parking lot of the Dartmouth Sportsplex for the period of May 25 -June 7, 1999. The Councillor noted a similar request was approved last year.

MOVED by Councillors Adams and Barnet that Council approve the Bill Lynch Shows to use the parking lot of the Dartmouth Sportsplex for the period of May 25 -June 7, 1999. MOTION PUT AND PASSED UNANIMOUSLY.

13.5 Legal Matter - Claim Settlement

- This item was discussed during an In Camera Session held prior to the public session, and was now before Council for ratification.

MOVED by Councillors Walker and Stone that the recommendation adopted In Camera be ratified by Council. MOTION PUT AND PASSED UNANIMOUSLY.

13.6 Legal Matter - Water Service Upper Hammonds Plains

This matter was addressed earlier in the meeting. See Page 28.

13.7 Councillor Kelly - Correctional Facility - Bedford

Councillor Kelly requested that this item be deferred to May 18, 1999.

14. NOTICES OF MOTION

14.1 Councillor Adams - HRM Taxi and Limousine By-Law

TAKE NOTICE that at the Halifax Regional Council Meeting of May 25, 1999, I intend to introduce for Council's consideration, HRM's new Taxi and Limousine By-Law for First Reading.

14.2 Councillor Adams - Amendment to Administrative Order Number One

TAKE NOTICE that at the regular meeting of Halifax Regional Council to be held on the 25th day of May 1999, I intend to introduce a motion to amend Administrative Order Number One, (S) (11) (1) The intent of this motion will be to eliminate the time at which a meeting ends (10:00 p.m.) and replace it with "A Council meeting shall end when Council business, as identified on the agenda, has been completed" And, further, to delete (A) 11 (2).

14.3 Councillor Barnet - Amendment to Administrative Order Number One

TAKE NOTICE that at the next regular meeting of the Halifax Regional Council to be held on the 18th day of May, I intend to introduce a motion to amend Administrative Order Number One by adding provision that would prohibit the wearing of apparel, designed to advertise the sale of a service or product, by members of Council and staff during a meeting of Council, and require usual business attire.

14.4 Councillor Hendsbee - Amendment to Administrative Order Number One

TAKE NOTICE that at the next regular meeting of the Halifax Regional Council to be held on the 18th day of May, I intend to introduce a motion to amend Administrative Order Number One, Respecting the Procedures of the Council", that will add a further clarification to the rules pertaining to the section referred to as the "Rules of Conduct and Debate in Council" that will clearly spell out the limitations and parameters of proper decorum and aesthetic appearance of the Council Chambers desk top ledges and gallery seating area. And, to seek further clarification pertaining to proper dress code requirements and restrictions to the appearance of logos, trademarks, and/or any other noticeable private enterprise market labels and/or emblems on Councillors', Deputy Mayor's, Mayor's and municipal staff's apparel during any public Council session.

14.5 Councillor Cooper - By-Law O-100, Open Air Burning By-Law

TAKE NOTICE that at the next regular Regional Council meeting, to be held on Tuesday, the 18th day of May, 1999, I propose to introduce for First Reading, By-Law O-100, the open Air Burning By-Law, the purpose of which is to consolidate the former by-laws respecting open air burning under a new by-law.

15. ADJOURNMENT

MOVED by Councillors Hetherington and Blumenthal that the meeting adjourn at 11:00 p.m. **MOTION PUT AND PASSED UNANIMOUSLY.**

Vi Carmichael
Municipal Clerk