

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES OCTOBER 23, 2001

PRESENT: Mayor Peter Kelly
Deputy Mayor Jerry Blumenthal
Councillors: Steve Streach
Gary Hines
Keith Colwell
Ron Cooper
Harry McInroy
Brian Warshick
Condo Sarto
Bruce Hetherington
Jim Smith
John Cunningham
Dawn Sloane
Sue Uteck
Sheila Fougere
Russell Walker
Diana Whalen
Linda Mosher
Stephen Adams
Brad Johns
Robert Harvey
Reg Rankin
Gary Meade

REGRETS: Councillor Len Goucher

STAFF: Mr. George McLellan, Acting Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Vi Carmichael, Municipal Clerk
Ms. Julia Horncastle, Assistant Municipal Clerk

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1. INVOCATION

Mayor Kelly called the meeting to order at 6:00 p.m. with the Invocation being led by Councillor Mosher.

Following the Invocation, Council observed a moment of silence in memory of Kate Carmichael, Director, Downtown Business Corporation.

At a later point in the meeting, Councillor Harvey recognized Mr. Barry Barnet, MLA for Sackville - Beaver Bank, who was present in the gallery.

At a later point in the meeting, Councillor Adams recognized Mr. Robert Chisholm, former leader of the Nova Scotia NDP and MLA for Halifax Atlantic.

Councillor Hetherington, on behalf of Council, congratulated Deputy Mayor Blumenthal on his election as President of the Union of Nova Scotia Municipalities.

2. PROCLAMATIONS

2.1 Renovation Month - October 2001

Mayor Kelly proclaimed October 2001 as Renovation Month in the Halifax Regional Municipality.

SPECIAL PRESENTATION

Nova Scotia Recycles Day Awards

Mr. Jim Bauld, Diversion Planning Coordinator, Waste Resources, introduced the student recipients of the Nova Scotia Recycling Day Awards. Those students receiving awards were: Rhea Koivu, Grade 3, Sacred Heart School, Halifax (Primary to Grade 3, Sticker Design); Nicole Day, Grade 6, O'Connell Drive Elementary School, Porter's Lake (Grades 4-6 Craft Contest); Angela Bernard and Jessica Armsworthy, Grade 7, Gorsebrook Jr. High, Halifax (Grades 7-9 Postcard Collage) and Megan Forsyth, Grade 12, Lockview High School, Fall River (Grade 12 Essay)

3. APPROVAL OF MINUTES - October 2, 2001

MOVED by Councillor Uteck, seconded by Councillor Sloane, that the minutes of October 2, 2001, be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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

Additions

13.1 Committee of the Whole Recommendation Re: Construction and Demolition Waste Management Strategy for HRM

Items 8.2 and 11.2.11 were deferred.

Items 11.2.1, 11.2.2, 11.2.3, 11.2.4 and 11.2.9 were brought forward on the agenda to be addressed prior to the deferred items.

Item 10.3.1 Metro United Way Campaign presentation was brought forward and addressed immediately following the public hearing.

Councillor Warshick requested Information item #4 , Memorandum from Director, Parks & Recreation dated October 23, 2001 re: National Calibre Outdoor Sports Venues be brought forward and addressed at a Committee of the Whole in two weeks.

Councillor Streach requested information item #7, Memorandum from General Manager, Halifax Regional Water Commission, dated October 18, 2001 re Water Supply, Musquodoboit Harbour, be brought forward to the Regular Agenda for discussion.

Councillor Adams congratulated the Jollimore Pelham Electric Mosquito B Provincial Champions noting, they were successful in winning the Nova Scotia Championship with a three in one record ending up third in the Atlantic Canadian Championships. The Councillor requested the Mayor, on behalf of Council, send a letter of congratulations to the team.

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

5. BUSINESS ARISING OUT OF THE MINUTES - NONE

6. MOTIONS OF RECONSIDERATION - NONE

7. MOTIONS OF RESCISSION - NONE

9. PUBLIC HEARINGS

9.1 Property Sale/Donation: Lot A-2 and a Portion of Lot A-1, Windmill Road, Dartmouth - Lake City Employment Services

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated September 20, 2001, on the above noted, was before Council.

Ms. Peta Jane Temple, Grants Coordinator, with the aid of an overhead presentation, outlined the report advising the intent is to donate and sell a portion of these lands to Lake City Employment Services.

Mayor Kelly called three times for those wishing to speak either in favour of or in opposition to the proposal. Hearing none, the following motion was placed.

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

MOVED by Councillor Smith, seconded by Councillor Hetherington, that Regional Council approve:

1. **The donation of Lot A-1 and Lot A-2, Windmill Road, Dartmouth to Lake City Employment Services.**
2. **The sale of a portion of HRM-owned land abutting the rear of 380 Windmill Road, Dartmouth, to Lake City Employment Services at a price of \$1 per square foot for an estimated value of \$7,730 plus cost of sale expenses.**
3. **The Agreement of Purchase and Sale contract shall include the key terms and conditions as outlined in the Discussion section of the staff report dated September 20, 2001.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.3 Presentation

10.3.1 2001 Metro United Way Campaign - Peter Doig

Ms. Jo-Anne Lindzey, CEO, and Mr. Peter Doig, Campaign Chair, Metro United Way, addressed Council on the 2001 United Way Campaign.

Mayor Kelly thanked both presenters and wished them well with their campaign.

11.2.1 Tender 01-281, Parkhill road, Storm Sewer - Western Region

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 10, 2001, on the above noted, was before Council.

MOVED by Councillor Mosher, seconded by Councillor Hetherington, that Council award Tender No. 01-281, Parkhill Road Storm Sewer to W. Eric Whebby Ltd. for materials and services listed at the unit prices quoted for a Tender Price of \$146,000., plus net HST and 10% for quality control/quality assurance and unforeseen works for a Total Project Cost of \$170,925., with funding authorized as per the Budget Implications section of the report dated October 10, 2001. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.2 Tender 01-257, Street Construction - Jack's Island Road and Bancroft Court - Burnside Industrial Park

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 5, 2001, on the above noted, was before Council.

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

- 1. Award Tender No. 01-257, Street Construction - Jack's Island Road and Bancroft Court, Burnside Industrial Park, to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$171,300. plus net HST and 10% for quality control/quality assurance and unforeseen works for a Total Project Cost of \$200,544. with funding authorized as per the Budget Implications section of the report dated October 5, 2001.**
- 2. Authorize payment to Nova Scotia Power Inc. in the amount of \$25,000. including net HST, for the extension of electrical transmission lines and other project expenses.**

In response to Councillor Smith, Mr. Tom Rath, General Manager, Business Parks/Special Projects advised HRM has yet to sign off on the Agreement of Purchase and Sale with Roycom and, as a result, that portion of the contract will be held back until that document is signed.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.3 Tender 01-P545 - Hydrostone Park

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 12, 2001, on the above noted, was before Council.

MOVED by Deputy Mayor Blumenthal, seconded by Councillor Sloane that:

1. **Council award Tender #01P545 - Hydrostone Park Development - Phase One to Ocean Contractors Limited for materials and services specified at the unit prices quoted for a tender price of \$52,682.36 including net taxes, plus a 5% contingency for a total project amount of \$55,316.48.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.4 Tender 01-142, Hauling of Bulk Salt - Western Region

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 16, 2001, on the above noted, was before Council.

MOVED by Councillor Sarto, seconded by Councillor Hetherington, that Halifax Regional Council award Tender #01-142 for a period from October 30, 2001 to March 31, 2002, to the lowest bidder, Pictou County Truckers Association for the bid amount per tonne of \$11.19, plus HST. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.9 Cost Sharing Agreement Young Avenue, Halifax - Between HRM & CN

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 17, 2001, on the above noted, was before Council.

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

1. **Authorize a transfer of funds in the amount of \$246,916. from Account No. CRESPOOL, to the Capital Account No. CKU00141 - Sidewalk Renewals, as indicated in the Budget Implications section of the report dated October 17, 2001.**
2. **Approve the increase in the total project cost from the previously approved amount of \$133,036. to \$246,916. as outlined in the staff report dated October 17, 2001.**

3. Authorize the Mayor and Municipal Clerk to sign the attached Cost Sharing Agreement between CN and HRM and relating to the proposed upgrading works to the CN overpass structure on Young Avenue in Halifax.

Councillor Cooper noted a previously circulated report had indicated there were no funds available in the CRESPOOL account, resulting in some project cancellations in order to free up funds. The Councillor questioned whether further projects had been cancelled or has there been a replenishment of the account. In response, Mr. McLellan, Acting Chief Administrative Officer, advised that some of the capital programs under sidewalks and roads will not be completed because the overall allotment for sidewalks and some roadworks has been used.

Mr. Rick Paynter, Manager, Design and Construction Services, advised funds will move in and out of CRESPOOL on an ongoing basis and, depending upon the status of the CRESPOOL account, there may be insufficient funds to implement a program at a particular time. Mr. Paynter advised the funds for this project were approved earlier this year; therefore, sufficient funds are available in CRESPOOL to allow HRM to proceed with this agreement.

Councillor Cooper requested a report on the CRESPOOL account up to the end of September.

In response to Councillor Whalen, Mr. McLellan advised this project was not approved in the Capital Budget but was approved by Council.

Councillor Whalen stated that the rules of CRESPOOL need to be clarified.

Ms. Dale McLennan, Director of Financial Services, advised the CRESPOOL fund represents previously approved debt funded expenditures. It is not a pool of funds but rather represents Council approved projects which have been identified to be funded by debt and is tracked internally. She advised this is not reported on a monthly basis because it is not a reserve fund balance - cash in the bank. She suggested the report requested by Councillor Cooper be brought forward with the second quarter report.

Councillor Cunningham stated that when projects come in under budget, those funds allocated for that specific project, should never be used for a new project.

Councillor Uteck stated this is an opportunity to cost share with CN and it has to be a priority.

MOTION PUT AND PASSED.

Council agreed to consider deferred business at this time.

8. CONSIDERATION OF DEFERRED BUSINESS - From October 9, 2001

8.1 Capital Cost Contribution Policy Public Participation Strategy

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated September 24, 2001, on the above noted, was before Council.

MOVED by Deputy Mayor Blumenthal, seconded by Councillor Hetherington, that Halifax Regional Council adopt the public participation process for the Municipal Planning Strategy and By-Law amendments required for implementation of the Capital Cost Contribution program as outlined in Attachment I of the staff report dated September 24, 2001.

In response to Councillor Cooper, Mr. Austin French, Regional Planning Services, advised the intention, as outlined in the program, is that staff will hold three public meetings to receive feedback from the public. Following those meetings, staff will determine whether there would be a need for additional meetings. He advised there is no specific information package going out prior to the meetings but one will be designed and made available at the meetings.

Councillor Cooper suggested that the process include notification that information is available to the residents prior to the meetings.

Councillor Fougere suggested this process be undertaken in conjunction with Community Council meetings. Mr. French advised staff was proposing to hold the three public meetings and following these staff would report to Council at a Committee of the Whole. If it is felt at that time that further meetings are warranted, the Community Council process could be examined.

Councillor Fougere suggested that sign up sheets be used so that Council has an indication of whether or not the public, not just developers, has participated.

Deputy Mayor Blumenthal questioned whether there has been an analysis of what is being charged by other provinces. The Deputy Mayor suggested this be examined prior to a public process. He suggested Mississauga, Ontario and Surrey, British Columbia be used as a comparison.

MOTION PUT AND PASSED UNANIMOUSLY.

8.2 Case 00379 Application to Amend the MPS and LUB to Permit Development to RSU (Residential Single Dwelling Unit) Zone Standards (Bedford)

This item was deferred under the approval of the Order of Business. (See page 6)

8.3 Standards for Residential /Rooming House Occupancies

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 2, 2001, on the above noted, was before Council.

MOVED by Councillor Hetherington, seconded by Deputy Mayor Blumenthal that this item be tabled and referred to a Committee of the Whole Council session.

Councillor Uteck suggested there be a cover letter included which would state that this By-law is exclusively for residential occupational standards and does not include building aesthetics, pest control, landlord tenant relationships or land use occupation (violations).

MOTION PUT AND PASSED UNANIMOUSLY.

8.4 Single-Source contracting of Gartner Group

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 4, 2001, on the above noted, was before Council.

MOVED by Councillor Hetherington, seconded by Deputy Mayor Blumenthal, that Gartner Group be awarded a single-source contract not to exceed \$90,000 CDN, excluding travel and lodging, to complete numerous activities associated with the CAD/RMS project. The total contract will be funded through the 2000-2001 CAD replacement capital account #CIP00763, gross budget \$2,085,000. MOTION PUT AND PASSED UNANIMOUSLY.

8.5 Snow Removal Supports for Seniors and Persons with Disabilities

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated September 28, 2001, on the above noted, was before Council.

MOVED by Councillor Whalen, seconded by Councillor Sloane, that:

1. **Council approve the set aside of \$20,000 in the Snow and Ice Control Reserve Account to be used to support special snow removal services coordinated by the Senior Service Network in HRM under a service agreement to be developed by staff as outlined in the report dated September 28, 2001.**

2. Staff develop a reserve fund to build the fund for this specific use, as needed, in future years.

In response to Councillor Walker, Ms. Barb Nehiley, Special Projects Advisor, advised the tradition has not been to require the seniors using this service to bring in income tax forms but just to indicate what their income sources are.

Councillor Walker questioned how the workers are going to be in place in order to be available when they are required.

Ms. Nehiley advised the vast majority of the service providers, through the Seniors Service Network, are through volunteers who provide support to seniors in helping them remove snow. The second resource is to go through contracted service where they cannot find volunteers or where the scope of the work is beyond the ability of the volunteers. They do have contracts with a service provider.

Councillor Walker suggested the program be monitored closely so that when a service is required, it is there.

Councillor Smith reiterated that the program be closely monitored so that it is an enhancement and not a policy whereby people call up and have work done over and above that done under normal circumstances. The Councillor spoke in support of building a reserve fund to assist seniors and disabled. Ms. Nehiley advised this is new money and it is above and beyond what they already utilize to deliver the program as it is now. This will be an added resource which will be pooled to be run as a cooperative effort.

Councillor Rankin stated there should be equity in terms of geographic coverage and accessibility to the programs. The Councillor asked that full consideration be given to making sure there is a registry throughout HRM so that all delivery gaps are identified and filled.

In response to Councillor Mosher, Ms. Nehiley stated staff will be examining the development of a reserve over a period of time to meet the need for this type of program.

Councillor Warshick requested an information report be provided, based on the past winter, in order to ascertain where shortfalls may be.

Councillor Mosher suggested staff send a letter to the Minister of Health asking the Province to contribute to this initiative.

MOTION PUT AND PASSED UNANIMOUSLY.

RECESS

Council recessed for ten minutes at 8:00 p.m.

8.6 Councillor Hetherington - Low Income Housing Facilities

MOVED by Councillor Hetherington, seconded by Councillor Sarto, that the HRM Grants Program (Tax Exemption for Non-Profit Organization Program) provide a report to determine the feasibility of implementing a four year pilot project for tax abatement program for community-owned and operated low income housing facilities. Further, this report be tabled no later than the end of November to allow for the business planning and budgeting implications to be considered for fiscal year 2002-2003. MOTION PUT AND PASSED UNANIMOUSLY.

8.7 Property Matter - Land Acquisition, Parcel PID #400443275, Prospect High Head

MOVED by Councillor Meade, seconded by Councillor Fougere that :

- 1. Council authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale with Jack and Jacqueline Halip for Parcel PID #400443275, subject to terms and conditions as set out in the September 28, 2001, Private and Confidential staff report.**
- 2. That a maximum of \$30,000 be withdrawn from Parkland Reserve account Q107 to fund the purchase, HST and fees.**
- 3. That the September 28, 2001 Private and Confidential staff report not be released to the public until the transaction has closed.**

MOTION PUT AND PASSED UNANIMOUSLY.

8.8 Property Matter - Property Sale, 116 Lakeview Road - Halifax Regional Search and Rescue

MOVED by Councillor Hines, seconded by Councillor Hetherington, that Council:

- 1. Authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale whereby the property located at 116 Lakeview Road, Lakeview, be conveyed to Halifax Regional Search and Rescue for the sum of \$16,500 plus cost of sale expenses estimated to be \$2,500, subject to the terms and conditions set out in the Discussion section of the September 24, 2001**

Private and Confidential staff report.

- 2. Approve a public hearing date for November 13, 2001.**
- 3. Approve immediate release of the September 24, 2001 Private and Confidential staff report.**

MOTION PUT AND PASSED UNANIMOUSLY.

8.9 Property Matter - Lease of Land - 57 Gloria Avenue, Sackville

MOVED by Councillor Johns, seconded by Councillor Adams, that:

- 1, Council Authorize the Mayor and Municipal Clerk to enter into a Lease Agreement with the Sackville Masonic Building Society for a portion of Parcel PID #40779522, subject to the terms and conditions set out in the September 28, 2001 Private and Confidential staff report.**
- 2. That a maximum of \$100 be withdrawn from Parkland Reserve Account #Q107 to fund the registration of the lease agreement.**
- 3. That Council approve immediate release of the September 28, 2001 Private and Confidential staff report.**

MOTION PUT AND PASSED UNANIMOUSLY.

8.10 Legal Matter - Settlement of Claim

MOVED by Councillor Hetherington, seconded by Councillor Sarto, that Halifax Regional Council settle the claim as set out in the October 4, 2001 Private and Confidential staff report, brought by the Plaintiff in the amount of \$32,000.00 as settlement in full upon obtaining a full release from the Plaintiff from any further claims arising out of the accident which occurred on September 17, 2001. MOTION PUT AND PASSED UNANIMOUSLY.

8.11 Councillor Smith - Rezoning - Wright's Cove

Councillor Smith noted that on October 9th Council passed a recommendation to rezone a parcel of land in Wright's Cove from I-3 to I-2 and along with that approved amendments to the MPS and LUB for that area. Concerns were brought forward at that time by members of the

Wright's Cove community who spoke on behalf of the residents living in the area. Although some changes were made to benefit those residents who have been living in the area for over fifty years, the residents would like to have their areas rezoned site specific R-1. The Councillor noted a comprehensive process focused on this one request has never taken place.

MOVED by Councillor Smith, seconded by Councillor Hetherington, that a staff report be provided addressing the concerns of staff, the responses of the residents to those concerns relating to the R-1 zoning of the two parcels of land in Wright's Cove, and the alternate ways that an application can be brought forward for this type of rezoning request.

MOVED by Councillor Hetherington, seconded by Councillor Hines, that this item be referred to the Harbour East Community Council.

Without a vote being taken on the deferral, Council agreed that the staff report would be prepared and forwarded to the appropriate Council, Regional or Harbour East Community Council.

MOTION PUT AND PASSED UNANIMOUSLY.

8.12 Councillor Cooper - Information Item #8 - Parks and Recreation Services, Park Development Project Status Report and Staffing Update

MOVED by Councillor Cooper, seconded by Councillor Sloane, that the Recreation Department be requested to provide a staff report as to the resources needed to ensure that the present list of projects has a manager assigned and can be taken to the design stage. Further, that report to be discussed during the upcoming budget discussions. MOTION PUT AND PASSED UNANIMOUSLY.

9. PUBLIC HEARINGS

9.1 Property Sale/Donation: Lot A-2 and a Portion of Lot A-1, Windmill Road, Dartmouth - Lake City Employment Services

This item was dealt with earlier in the meeting. (See page 6)

10. CORRESPONDENCE, PETITIONS AND DELEGATIONS

10.1 Petitions - None

10.2 Correspondence

10.2.1 Icelandair's Keflavik - Halifax Service - Premier John Hamm

- An extract from the Regional Council minutes of August 21, 2001, on the above noted, was before Council.
- Correspondence from Premier John Hamm, dated October 4, 2001, on the above noted, was before Council.

MOVED by Deputy Mayor Blumenthal, seconded by Councillor Adams, that the letter from Premier Hamm be received. MOTION PUT AND PASSED UNANIMOUSLY.

10.2.2 Councillor Smith

Councillor Smith submitted correspondence from Maureen Walsh, Chairperson, District 9 Citizen's Association outlining concerns with respect to 52 to 52C Jackson Road, Dartmouth, requesting that it be forwarded to the Mayor, CAO and By-Law Enforcement for a response.

Mayor Kelly recommended the correspondence be forwarded to By-law Enforcement for further action.

10.3 Presentation

10.3.1 2001 Metro United Way Campaign - Peter Doig

This item was addressed earlier in the meeting. (See page 7)

11. REPORTS

11.1 HERITAGE ADVISORY COMMITTEE

11.1.1 Case H00053 Heritage Registration Hearing, 6201 Shirley St., Halifax

- An extract from Regional Council minutes of September 4, 2001, on the above noted, was before Council.
- A report from the Heritage Advisory Committee, dated August 29, 2001, on the above noted, was before Council.

MOVED by Councillor Uteck, seconded by Councillor Sloane, that Regional Council approve the registration of 6201 Shirley Street, Halifax, as a Heritage Property under the HRM Heritage Property Program. MOTION PUT AND PASSED UNANIMOUSLY.

11.1.2 Case H00054 Heritage Registration Hearing, 88A Crichton Ave., Dart.

- An extract from Regional Council minutes of September 4, 2001, on the above noted, was before Council.
- A report from the Heritage Advisory Committee, dated August 29, 2001, on the above noted, was before Council.

MOVED by Councillor Cunningham, seconded by Councillor Hetherington, that Regional Council approve the registration of Oakwood House, 88A Crichton Avenue, Dartmouth, as a Heritage Property under the HRM Heritage Property Program. MOTION PUT AND PASSED UNANIMOUSLY.

11.2 CHIEF ADMINISTRATIVE OFFICER

11.2.1 Tender 01-281, Parkhill Road, Storm Sewer - Western Region

This item was addressed earlier in the meeting. (See page 7)

11.2.2 Tender 01-257, Street Construction - Jack's Island Road & Bancroft Court - Burnside Industrial Park

This item was addressed earlier in the meeting. (See page 8)

11.2.3 Tender 01-P545 - Hydrostone Park

This item was addressed earlier in the meeting. (See page 8)

11.2.4 Tender 01-142, Hauling of Bulk Salt - Western Region

This item was addressed earlier in the meeting. (See page 9)

11.2.5 Proposal 01-292, Consultant Award, Mayflower, Green Forest & Barrett Subdivision Servicing

- A report prepared for Mr. Dan English, Acting Chief Administrative Officer, dated October 18, 2001, on the above noted, was before Council.

MOVED by Councillor Johns, seconded by Councillor Harvey, that Proposal No. 01-292, Engineering Design Services for Mayflower, Green Forest & Barrett Subdivision Servicing, Beaver Bank, be awarded to CBCL Limited for an estimated cost of

\$83,905. plus net HST and 10% for quality control/quality assurance and unforeseen works for a Total Project Cost of \$98,230., with funding as per the Budget Implications section of the staff report dated October 18, 2001. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.6 Proposal 01-121, Police Services Study

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 17, 2001, on the above noted, was before Council.

MOVED by Councillor Harvey, seconded by Councillor Hetherington, that Council authorize the award of Proposal #01-121 to the highest ranking proponent, Perivale and Taylor, for the HRM Police Services Study. The total cost of the study is \$169,310 plus HST. The Provincial government is contributing \$25,000 to the study. The net cost to HRM is \$155,194.94 including the non-refundable portion of the HST and the Provincial Government contribution. MOTION PUT AND PASSED UNANIMOUSLY.

Mr. George McLellan, Acting Chief Administrative Officer, requested members of Council interested in serving on this committee advise the Municipal Clerk's Office.

11.2.7 Reserve Business Cases

- A report from Mr. George McLellan, Acting Chief Administrative Officer, dated October 10, 2001, on the above noted, was before Council.

Ms. Catherine Sanderson and Ms. Pam Caswill, Financial Services, with the aid of a PowerPoint presentation, outlined the report advising, with approval this evening, the total number of reserves would be twenty two. Ms. Sanderson advised that from a total of forty five reserves, there are only six remaining which need business cases.

Councillor Cooper referenced the EMO reserve and stated that he did not feel it was appropriate to have an open ended reserve account. Mr. McLellan advised staff would come back with a limit for the consideration of Council.

MOVED by Councillor Deputy Mayor Blumenthal, seconded by Councillor Uteck, that:

- 1. Council approve the Reserve Business Cases as attached to the staff report dated October 10, 2001.**
- 2. Council approve the Proposed Changes to existing Reserve Business Cases**

as attached to the staff report dated October 10, 2001.

Mr. McLellan, Acting Chief Administrative Officer, advised that this is not money HRM has available to spend but money that has been set aside for specific purposes.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.8 Temporary Borrowing Resolution

- A report from Mr. George McLellan, Acting Chief Administrative Officer, dated October 15, 2001, on the above noted, was before Council.

MOVED by Councillor Streach, seconded by Councillor Hetherington, that Halifax Regional Council approve the Temporary Borrowing Resolution #01/02-01 in the amount of \$39,810,000.

In response to Councillor Walker regarding the allocation of funds for sewers, Council was advised the monies were for all capital projects in the 2001/02 Capital Budget which would include all sewers, including oversizing sewers to accommodate new development. It was noted the amount on the water bill pays for the operating costs for sewer and wastewater activity. The amount in the report is the HRM share of the capital cost of some sewer projects not all of which are recovered under the operating costs shown in the operating budget.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2.9 Cost Sharing Agreement Young Avenue, Halifax - Between HRM & CN

This item was addressed earlier in the meeting. (See page 9)

11.2.10 By-Law S-700 - Swimming Pool By-Law

- A supplementary report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 17, 2001, on the above noted, was before Council.

MOVED by Councillor Rankin, seconded by Councillor Adams, that Regional Council approve in principle the proposed By-Law Number S-700, the Swimming Pool By-Law, attached as Appendix A to the report dated October 17, 2001, and direct staff to arrange for its introduction for formal adoption.

Councillor Cooper stated that the proposed by-law is a reduction in the protection the residents of the former County now have under the current by-law which requires the protection

of a fence, and urged Council not to vote for the introduction of this by-law.

Councillor Cunningham expressed concern with filtration system noise to neighbouring properties if the pool is located four feet from the property line.

MOTION PUT AND PASSED.

11.2.11 Case #00389 - Application by Shelby CarGo Ltd. to amend the Secondary Planning Strategy for Downtown Dartmouth

This item was deferred under the approval of the order of business. (See page 5)

11.2.12 Regulation of Fierce and Dangerous Dogs

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 9, 2001, on the above noted, was before Council.

In response to Deputy Mayor Blumenthal, Council was advised the Municipality does not have the authority to compel dog owners to carry insurance.

MOVED by Councillor Deputy Mayor Blumenthal, seconded by Councillor Sloane, that this item be referred to a Committee of the Whole Council session. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.13 Removal of Limitations of the Number of Taxi Owners Licenses (Rooflights) in the Halifax and Dartmouth Taxi Zones

- A supplementary report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated October 16, 2001, on the above noted, was before Council.

MOVED by Councillor Adams, seconded by Councillor Sloane, that this item be referred to the Taxi and Limousine Committee for report and recommendation to the November 20, 2001 Council session.

Councillor Walker referenced page 5, section B and requested the Taxi Committee provide clarity on this matter.

Councillor Uteck noted that HRM has grown since the limitation was put in place and it is time to re-examine the matter.

MOTION PUT AND PASSED UNANIMOUSLY.

11.3 MEMBERS OF COUNCIL

11.3.1 Councillor Johns - Parkland Allocation

MOVED by Councillor Johns, seconded by Councillor Hines, that a staff report be provided in two weeks providing information on the percentage amount of parkland allocation from new development, why we are not receiving the full amount allowed under the MGA and what measures can be taken.

Mr. McLellan, Acting Chief Administrative Officer, suggested this be forwarded to Financial Services and Recreation Services with a request that they discuss the matter with the Councillor to try and bring the issue into the Reserve Business Case. He stated that if this cannot be done, then staff would bring forward the requested report.

Councillor Colwell stated that a parcel of land was offered from a development in District 3 and was refused and requested this be included in the report.

MOTION PUT AND PASSED UNANIMOUSLY.

11.3.2(i) Councillor Whalen - Financial History - Bayers Lake Industrial Park

MOVED by Councillor Whalen, seconded by Councillor Walker, that a staff report be provided which would include: 1) a cumulative financial picture which would show the full revenue from the business park over the last ten years, 2) identify an acceptable level of infrastructure which urban parks should have, 3) the standards for business parks, 4) the extent to which the Bayers Lake Industrial Park is currently deficient in dollar terms and 5) priorities in those deficiencies and how HRM could address them over a number of years.

Councillor Hetherington requested the report include the revenue that was obtained from the sale of land over the last ten years.

MOTION PUT AND PASSED UNANIMOUSLY.

11.3.2(ii) Business Parks Expansion Reserve

MOVED by Councillor Whalen, seconded by Councillor Walker, that a staff report be requested from Financial Services regarding the rules governing the Business Parks Expansion Reserve and whether or not it is serving the needs of the Municipality and why it does not relate to previously developed parts of the park. MOTION PUT AND

PASSED UNANIMOUSLY.

12. MOTIONS - NONE

13. ADDED ITEMS

13.1 Committee of the Whole Recommendation re: C&D Waste Management Strategy for HRM: Proposed Amendments to MPS and LUB

- This item was discussed earlier at a Committee of the Whole Council session and was now before Council for ratification.

MOVED by Councillor Rankin, seconded by Councillor Hetherington, that Council adopt, in principle, Option 2 (Create Three Zones, Zoning Based on Existing Use, Additional Rights for Existing Operators) in the supplementary staff report dated October 16, 2001. MOTION PUT AND PASSED.

13.2 Councillor Streach - Information Item #7 - Memorandum from General Manager, Halifax Regional Water Commission dated October 18, 2001 re Water Supply, Musquodoboit Harbour

MOVED by Councillor Streach, seconded by Councillor McInroy, that a report be requested from the Halifax Regional Water Commission exploring the possibilities for the provision of a safe drinking water supply in the Musquodoboit Valley and the cost ramifications for HRM. MOTION PUT AND PASSED UNANIMOUSLY.

14. NOTICES OF MOTION

14.1 Councillor Mosher

Take notice that at the next Regular Regional Council meeting, to be held on Tuesday, the 13th day of November, 2001, I propose to introduce for adoption by Council as a policy pursuant to Section 521 of the Municipal Government Act, an amendment to Administrative Order 7, the Chebucto Community Council Administrative Order, the purpose of which will be to delete District Number 11, Halifax North End, District 12, Halifax Downtown, District 13, Northwest Arm-south End and District 14, Connaught-Quinpool from the Chebucto Community Council and further to adopt Administrative Order Number 28, the Peninsula Community Council Administrative Order the purpose of which will be to create a Community Council Administrative Order the purpose of which will be to create a Community Council made up of the said District Numbers 11, 12, 13 and 14. This amendment and enactment shall be

effective December 1st, 2001.

14.2 Councillor Smith

Take notice that at the next Regular Council session to be held on November 6th, 2001 I intend to introduce a motion requesting a staff report outlining the financial history of the Burnside Industrial Park.

15. ADJOURNMENT

MOVED by Councillor Meade, seconded by Councillor Cunningham, that the meeting be adjourned at 9:45 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

Vi Carmichael
Municipal Clerk