

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES January 29, 2002

PRESENT:

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

ABSENT

WITH REGRETS:

Councillor Brad Johns

STAFF:

Mr. George McLellan, 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

The meeting was called to order at 6:00 p.m. with the Invocation being led by Councillor Warshick.

At a later point in the meeting, Council recognized Gloria McCluskey, Mayor of the former City of Dartmouth, Clint Schofield, former Councillor, District 9, Halifax Regional Municipality, Jerry Pye, MLA, Bill Estabrooks, MLA, and Paul Hyland, Chair, District Boundaries Review Committee.

2. PROCLAMATIONS

2.1 African Heritage Month - February 2002

Mayor Kelly proclaimed February 2002 as African Heritage Month in the Halifax Regional Municipality.

3. APPROVAL OF MINUTES - January 15, 2002

MOVED by Councillor Blumenthal, seconded by Councillor Sloane, that the minutes of January 15, 2002 be approved as circulated. MOTION PUT AND PASSED UNANIMOUSLY.

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

Additions

- 13.1 Membership Selection Committee Recommendation
- 13.2 Property Matter - Extension of Buy Back Agreement of Lot 204AX, Brownlow Ave., Dartmouth
- 13.3 Property Matter - Sale of 2156 Brunswick Street, former Alexandra School Site
- 13.4 Chief Administrative Officer

Council agreed to move items 12.2 and 13.5 forward on the agenda and addressed following Consideration of Deferred Business.

Council agreed to hear EDM in conjunction with item 11.2.3

MOVED by Councillor Hetherington, seconded by Councillor Sloane, 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**

8. **CONSIDERATION OF DEFERRED BUSINESS**

Council agreed to address items 12.2 and 13.5 at this point in the meeting.

12.2 **Councillor Streach - Motion - Chief Administrative Officer**

13.5 **Chief Administrative Officer**

MOVED by Councillor Streach, seconded by Councillor Adams, that Council offer the position of Chief Administrative Officer to George McLellan and refer negotiation of a contract with Mr. McLellan back to the Chief Administrative Officer Review Committee with a report back to Council no later than May 1, 2002. MOTION PUT AND PASSED.

(Councillor Hetherington left the meeting at 6:10 p.m.)

9. **PUBLIC HEARINGS**

9.1 **Case 00243 - Woodland Avenue East Planning Process and Traffic Study**

- A supplementary report prepared for Mr. George McLellan, Chief Administrative Officer, dated January 22, 2002, on the above noted, was before Council.
- Correspondence from Susan MacRae, dated January 28, 2002, was circulated to Council.
- Correspondence from ASC Residential Properties, dated January 28, 2002, was circulated to Council.

The report was recommending:

That Halifax Regional Council approve the proposed amendments to the Municipal Planning Strategy and Land Use By-Law for Dartmouth as presented in Attachments #1 and #2 of the staff report dated November 29, 2001 but:

- ***exclude Part 3 of Attachment #1, entitled "Future Expansion of the Mic Mac Mall"; and,***

- ***replace Part 1 of Attachment #1 (proposed Policy H-3F) with Attachment #1 of the supplementary report dated January 22, 2002 so that a small scale neighbourhood commercial use can be considered by development agreement on Lancaster Drive.***

Ms. Susan Corser, with the aid of overheads, presented the staff report outlining the study area, results of the traffic study and policy criteria. Ms. Corser advised staff is recommending the insertion of additional text to make it clear that not only is it the intention to protect the shoreline areas and maintain continuous tree line cover, but also to provide a continuous public walkway connection along the lake shoreline. She advised staff is recommending the following wording be added to the recommendation: *“add to Policy H-16 (YMCA) Clause “C” immediately after the words “adjacent properties” the words “and provide continuous public walkway connection along the shoreline area between the Trans Canada Trail and existing park parcel PID #100511”.*

Ms. Corser advised the amendments would put in place the enabling legislation for the consideration of future development agreements. The development agreements would be addressed by Community Council.

In response to Councillor Sarto, Ms. Corser advised that at the start of the process, Parcels A, B and C were included. Parcel A was sold by Canada Lands Company to ASC Residential on the condition that it be developed under the R-1 zone requirements and, at that time, it was felt there was no need to advance this parcel under a CDD zone.

Councillor Cunningham expressed concern with the process outlined for the YMCA lands, noting there is a perception that these lands have been zoned park and institutional at the request of the McCulloch family and could not be used for other purposes. In response, Ms. Corser advised that the restriction on the deed has been removed by agreement by members of the McCulloch family.

In response to Councillor Cunningham regarding public access, Ms. Corser advised the intention is to provide continuous tree cover and a buffer along the shore of Lake Banook and public access/walkway along the lakeshore which will connect the Trans Canada Trail connection to the lands HRM currently owns on the west side of the YMCA property.

Councillor Cunningham asked how traffic, wind pattern and loss of view concerns have been addressed relative to any condominium construction on those lands. In response, Ms. Corser advised that the present proposal is for two twelve storey condominiums connected with a common mezzanine. The Policy requires that prior to Community Council considering any development agreement, the developer will have to provide a report, prepared by a qualified person, in sufficient detail and with analysis of the expected effects this development could

have on the lake. A traffic study will be required to satisfy the development agreement provisions in terms of expected effects on traffic volumes and patterns resulting from the development. The views have been addressed from the point of view of continuous shoreline tree cover as viewed from the lake, noting these would be addressed from the standpoint of public rather than private views.

In response to Councillor Uteck, Ms. Corser advised any neighbourhood commercial use would be limited to two thousand square feet.

In response to Councillor Smith, Ms. Corser advised with the density of six units per acre, Canada Lands parcels B and C would contain one hundred and fifty new units.

Mayor Kelly called for those wishing to speak either in favour of or in opposition to the amendments.

Mike Raftus

Mr. Mike Raftus, Sea King Drive, addressed Council, stating inclusion of commercial development is going against the wishes of the Lancaster Ridge community. There are currently four convenience stores available in the area. He requested that a buffer be maintained between the present residences and Lot A.

Mr. Raftus submitted a written copy of his presentation to the Municipal Clerk.

Ed Gorber

Mr. Ed Gorber, Kingston Crescent, reiterated that the Steering Committee did not support commercial development.

Gloria McCluskey

Ms. Gloria McCluskey, Victoria Road, stated Woodland Avenue and Victoria Road are the areas which will be most affected by this development. She stated she is against the development because of the additional traffic it will bring to the area and the resulting backup of traffic on Highway #111. Ms. McCluskey advised that during certain hours of the day, it is almost impossible for the residents on Victoria Road to access their properties.

Patrick Sanford

Mr. Patrick Sanford, Lancaster Drive, spoke in opposition to the commercial component and the development by CDD. He suggested the lots be R-1.

Clint Schofield

Mr. Clint Schofield, 12 Ernest Avenue, Dartmouth, speaking in opposition to the amendments, advised that because of the housing density on both sides of Woodland Avenue, the former Dartmouth Council decided that the three parcels of land owned by DND should be zoned R-1. Many of the residents in the area bought their houses with the understanding that the three parcels are R-1. He suggested Council honour the commitment by the Dartmouth Council. He stated convenience stores should not be located in residential areas, noting there is adequate shopping in nearby shopping centers.

Arch Gardner

Mr. Arch Gardner, 38 Sea King Drive, advised the residents in the area are in close proximity to various shopping centers and convenience stores. He stated that the residents believe that any future development should “fit” the existing community. There is a traffic problem and any change from R-1 to a higher density will have an impact on the traffic in that area. He noted a petition had been signed by the residents against commercial development on any of the three parcels. He stated the residents don’t support a change in zoning on Parcels B and C from R-1 to a CDD.

Mr. Gardner submitted a written copy of his presentation to the Municipal Clerk.

Patrick King

Mr. Patrick King, Brookdale Crescent, expressed concern with the rezoning of the YMCA property and questioned why it is not subject to a one hundred foot setback from the lake. He expressed concern with wind problems and the potential for increased traffic.

Jerry Pye, MLA

Mr. Jerry Pye, MLA, expressed concern with the recommendation for development of Parcels B and C. He spoke in support of residential uses, noting the community has spoken long and hard about not wanting commercial development. He advised there is enough commercial development in District 9 to provide services and amenities. He expressed concern for an increase in traffic flow along Woodland Avenue and Victoria Road. Mr. Pye stated Council should plan for development with a view to what is in the best interest of the residents and how traffic will be coordinated.

Glen Boone

Mr. Glen Boone, ASC Residential Properties, stated they feel that the project is a worthwhile project, noting they are aware there are concerns about the future of Parcel A. He

expressed concern that Parcel A was left out of the consideration for the CDD zone. He stated they are supportive of some form of commercial development within the plan.

Danny Chedrawe

Mr. Danny Chedrawe, stated he feels this is a good plan, noting this development would be close to all parts of the city. He stated he does not feel a strip mall is practical but was supportive of a commercial store to serve the immediate neighbourhood if the residents are requesting it. He does not feel self storage should be built on the MTT lands.

Kevin Riles

Mr. Kevin Riles, United Golf Development Limited, referencing the YMCA property, advised the issue of covenants has gone through the courts system and the restrictions have been removed. He advised they have retained consultants, as part of the process, to look at all issues. As part of any development agreement, they will prepare a comprehensive traffic study, examine wind effects on Lake Banook, shadowing and view plains, as well as the environmental buffering and public access.

Mayor Kelly called three times for additional speakers either in favour of or against the proposed by-law. Hearing none, the following motion was put on the floor.

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

(Council took a five minute recess at 8:00 p.m.)

DECISION OF COUNCIL

MOVED by Councillor Smith, seconded by Councillor Blumenthal, that Halifax Regional Council approve the proposed amendments to the Municipal Planning Strategy and Land Use By-Law for Dartmouth as presented in Attachments #1 and #2 of the staff report dated November 29, 2002 but:

- **exclude Part 3 of Attachment #1, entitled “Future Expansion of the Mic Mac Mall”; and,**
- **add to Policy H-16 (YMCA) Clause “C” immediately after the words “adjacent properties” the words “and provide continuous public walkway connection along the shoreline area between the Trans Canada Trail and existing park**

parcel PID #100511.

Councillor Smith advised the residents of Lancaster Ridge and surrounding areas have advised they do not want commercial development in the area.

Councillor Blumenthal suggested that any development agreement take into consideration traffic concerns.

Councillor Mosher stated she does not feel the commercial component is necessary and suggested a traffic study be undertaken.

Councillor Cunningham stated his concern continues to be the YMCA lands and will continue to address the concerns that have been noted regarding the development of these lands.

MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillor Sarto, seconded by Councillor Cunningham, that the concerns and issues identified be forwarded to Harbour East Community Council. MOTION PUT AND PASSED UNANIMOUSLY.

9.2 Second Reading By-Law T-207 - Respecting Tax Exemption for Non-Profit Organizations

- An extract from the Regional Council minutes of December 18, 2001 on the above noted was before Council.
- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated December 12, 2001, on the above noted, was before Council.

Ms. P. J. Temple, Grants Coordinator, outlined the staff report and recommendation, advising this would mean that the current by-law would proceed and instead of expiring this March it would expire March 31, 2003.

Mayor Kelly called for those wishing to speak either in favour of or in opposition to the By-Law.

Jerry Pye, MLA

Mr. Jerry Pye, received confirmation that this was a continuation of the By-law such that those groups that were approved will be continued to March 31, 2003.

Ms. Temple advised that under the MGA the By-law must be reviewed every three years and

is due to expire March, 2002 and HRM is asking for an extension under the current By-law. She advised staff will continue to follow the same application and approval process to the existing By-law until such time as Council deems that it be changed.

Mayor Kelly called three times for any additional speakers. Hearing none, the following motion was placed.

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

DECISION OF COUNCIL

MOVED by Councillor Walker, seconded by Councillor Uteck, that Regional Council approve the amendment of By-Law T-200 by adding the following section immediately following Section I: 1.A. The tax exemptions or partial tax exemptions provided herein for the fiscal year 2001-2002 shall also apply to the fiscal year 2002-2003. MOTION PUT AND PASSED UNANIMOUSLY.

10. CORRESPONDENCE, PETITIONS AND DELEGATIONS

10.1 Petitions

Councillor Smith submitted a petition on behalf of the residents of Sea King Drive, Dartmouth, requesting the implementation of a shortcutting policy. The Councillor requested the petition be forwarded to Traffic Services.

10.2 Presentation

10.2.1 Downtown Dartmouth Development Corporation - Sheila Sperry, Chair

Ms. Sheila Sperry, Chair of the Downtown Dartmouth Development Corporation, addressed Council thanking the Mayor, Council and HRM staff for their work on behalf of the Corporation, the attention paid to submissions and the understanding given to the goals that the Corporation was setting out.

Mayor Kelly thanked Ms. Sperry for her presentation and wished the Corporation well in future endeavors.

11. REPORTS

11.1 SOLID WASTE RESOURCE ADVISORY COMMITTEE

11.1.1 Paint Stewardship Program

- A report prepared for Councillor Rankin, Chair, Solid Waste Resource Advisory Committee, dated January 22, 2002, on the above noted, was before Council.

MOVED by Councillor Hines, seconded by Councillor Sloane, that the Mayor and Council contact the Premier and HRM's Members of the Legislative Assembly requesting a timely implementation of the Paint Stewardship Program, a program similar to that which is in place for bottles and tires in Nova Scotia.

Councillor Colwell noted the report had a per vehicle comparison of costs with Lunenburg and the Valley region but felt this did not address the issue of materials being received in comparison. The Councillor requested a report be provided with information on what volumes are being received. The Councillor asked if there was any reason why HRM cannot get the HRM Recycling Depots to accept paint if the Province does not agree to the request.

Mr. Jim Bauld, Division Planning Coordinator, Solid Waste, advised the recommendation is to recommend and encourage the Province to allow the Resource Recovery Fund Enviro Depots to receive paint.

In response to Councillor Colwell, Mr. Bauld advised the legislation that has prevented this from being implemented is the fact that the Provincial Government has not endorsed it and there are some issues regarding the funding of this business arrangement through the Resource Recovery Fund and the recovering of costs from the paint industry.

Councillor Colwell noted there was \$70,000 identified in the report as representing approximately one quarter of HRM's cost in operating the HHW Depot program and asked if this could be dedicated to just the HRM program to assist in the receipt of paint products.

In response, Mr. McLellan, CAO, advised the \$70,000 would not all be freed up just because HRM or the Province mandated that residents go to the Enviro Depots. Mr. McLellan advised that at the current time HRM needs the Province, who licenses these depots, to fall in line with the request.

Councillor Colwell noted that HRM was a large geographic area and with the depot being located in a very remote area has resulted in paint and hazardous products being dumped in wooded areas.

Councillor Whalen received confirmation that if paint is dried it can be picked up at curbside. The Councillor suggested this fact be advertised for the information of HRM residents.

Councillor Cooper suggested staff review the service they are suggesting for the total Municipality, as the residents on the eastern side of the harbour have to go to Bayers Lake resulting in the hazardous waste being dumped in the woods or included with regular garbage and ending up in the landfill.

MOTION PUT AND PASSED UNANIMOUSLY.

11.2 CHIEF ADMINISTRATIVE OFFICER

11.2.1 Proposal 01-295 - Engineering Design Services, North Preston Sewage Treatment Plant Upgrade

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated January 21, 2002, on the above noted, was before Council.

MOVED by Councillor Colwell, seconded by Councillor Cooper, that Proposal Call No. 01-295, Engineering Design Services for Capital Account #CSU00146, the North Preston Sewage Treatment Plant Upgrade, be awarded to CBCL Ltd. for an estimated cost of \$109,120.00 plus net HST and 10% for unforeseen extra costs that may arise during the design process, for a Total Project Cost of \$127,748.86, with funding as per the Budget Implications section of the staff report dated January 21, 2002. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.2 Proposed Closure of the Drug Analytical Service Laboratory, Dartmouth

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated January 22, 2002, on the above noted, was before Council.

MOVED by Councillor Blumenthal, seconded by Councillor Sloane, that the Mayor write the Federal Minister of Health, the Premier and the Minister of Health expressing concern of the proposed closure of the Drug Analytical Service Laboratory on 1992 Baffin Street, Dartmouth. MOTION PUT AND PASSED UNANIMOUSLY.

11.2.3 Ecological Wastewater Treatment/Solar Aquatics

- A report prepared for Mr. George McLellan, Acting Chief Administrative Officer, dated January 23, 2002, on the above noted, was before Council.
- Correspondence from Margot Cantwell, dated January 28, 2002, was circulated to Council.

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

- 1. not dedicate an outfall in the Harbour Solutions Project to Solar Aquatics technology,**
- 2. consider the use of Solar Aquatics technology in the future in a full cost/performance comparison with other innovative and conventional systems for a small plant, serving a small community.**

Mr. Kulvinder Dhillon, Director of Public Works and Transportation, advised when Council selected a proponent, staff was directed to consider Solar Aquatics if this method was financially and technically feasible. All the Halifax and Dartmouth outfalls were looked at as well as land requirements. It was determined that an outfall could be accommodated on the Dartmouth side of the harbour at Burnside or Lyle Street, noting EDM had proposed staff consider an outfall at Burnside and Lyle Street. On that basis, staff undertook a cost analysis in conjunction with EDM and it was determined that the operating cost will be more for Solar Aquatics than HREP costs. In addition, Mr. Dhillon clarified that HREP did not say they would not go along with Solar Aquatics but had not included Solar Aquatics in their proposal to HRM. If HRM wants to change anything, it would be at HRM's risk. He advised before the RFP was called the recommendation was to go for advanced primary treatment, noting this is acceptable to the regulatory bodies.

The technical issues are coupled along with the costs. If Solar Aquatics is used, HRM will have to arrange how to delete that part of the project from the HREP project, noting this is in the range of \$24 million. This creates an implication in how to adjust the scope of work with HREP and it may also have implications from the other proponent. If HRM goes with Solar Aquatics, a determination will have to be made on how to proceed, a separate contract or a call for proposals. A determination would have to be made on how would HRM manage it on a go forward basis. He stated staff does not feel it is financially cheaper than other costs and also there is the implication that the other proponent may have legal recourse. Staff is recommending not proceeding with this project at this time but perhaps consider this somewhere else within HRM as an independent stand alone system.

At this time, Council agreed to hear from Ms. Margo Cantwell of EDM.

Ms. Cantwell addressed Council requesting Council withdraw the report from the record. She stated that in December, Council requested staff to undertake a technical and financial review of the Solar Aquatics technology for an outfall and, to the best of her knowledge, this has not occurred. The report references a student report, a 1997 US EPA report about technology that is not their technology, it is a competitor's technology. She stated the report is damaging to

their technology in that there is a number of misstatements about the technology and its performance. The technology has a patent on it in the US, Canada, Europe and the Middle East. Canada Council Ministers of the Environment have awarded this system a national honour award for its performance, noting the technical requirements to win these awards is significant. The technology is approved in Canada in New Brunswick, Nova Scotia, Quebec and British Columbia and many of the US states as well as France, Mexico and Cuba. It has been through a significant review by regulators. The system is a modular system containing a line up of greenhouses. Land costs are certainly an issue because the system truly does take more land; however, the advantage of this system is that it can be sited on very low value land.

The operating costs in HRM are competitive. There are no chemical operating costs in this treatment system. Operating costs are competitive with other technologies. The Solar Aquatics systems in NS and elsewhere are among the best performing treatment plants there are. One of the keys to the patents is that it is one of the most resilient technologies on the market today.

The price depends on what funding is available. The Province has advised it would consider an application for the Solar Aquatics portion. In conclusion, there are many advantages to a Solar Aquatics proposal such as a cleaner harbour, less construction disruption in Dartmouth and less environmental risks.

Councillor Blumenthal suggested this item be deferred until staff can provide an answer as to what this could do to the HREP.

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

MOVED by Councillor Blumenthal, seconded by Councillor Sloane, that this item be deferred to the next meeting.

Councillor Mosher stated Council has to question whether this system is comparable to what was set out in the RFP and whether HRM is comfortable with this risk. Council has to look at the fact that HRM wants advanced primary, this is secondary at increased cost. More land would be needed and it does not benefit from economies of scale as EDM stated because they have modular systems. This is a good method to use but not in this situation. There is no economic advantages for HRM for flow rates greater than 100,000 gallons per day and expressed concern with the overflows into the harbour. There are cost issues, actual versus a guaranteed maximum. There is the issue of all the land mass contractual risks. The Councillor noted HREP did not say they would not be looking at this but, if they did, HRM would be taking all the risks. There is the issue of fresh versus salt water for the receiving water and there has been some performance related issues such as at Bear River. It is her understanding that plants contribute to only ten percent of the process. The roots stay in the water, they wither and die off and then there is an issue of sludge. The Councillor stated she

did not feel this was feasible at this time.

Councillor Sloane stated she would like the report to contain information on the funding for such a project, Federal and Provincial. The Councillor requested the report include an explanation as to what 30/30 or 40/50 means when it comes to the actual outflow. The report is to include the numbers for Bear River prior to and after it was handed over to the actual municipality.

Councillor Cooper said this does not fit in the present process of the harbour cleanup and, if HRM was going to look at it, then go through a process to identify areas that are much more ecologically at risk than the Halifax harbour, areas around lakes and areas such as Cole Harbour and the areas down the Eastern Shore that have a lot more ecological life and wildlife in them. The Councillor stated a process needs to be undertaken that is really going to evaluate the sizes of the systems that can be used, the number of people they can serve, the number of households, etc. The report that comes back should strictly address the concerns that were raised.

Councillor Streach spoke in support of the deferral and requested the report address whether consideration could be given to one of the smaller communities that is looking for sewage treatment.

Councillor Smith agreed that Solar Aquatics could be discussed for use in smaller communities.

Councillor Colwell requested the report include information on how we can tie this sort of technology into smaller facilities. He said disposal systems are very expensive and if we can get higher level of treatment it would be better.

Councillor Sarto spoke in support of staff.

Councillor Cunningham noted Ms. Cantwell had stated that if this were to go ahead it would be the largest system in the world and asked that the report include the capacities of the other larger centers. The introduction of this process to smaller projects is something the Municipality could get involved in and something that can be examined.

Councillor Hines said he was saying “no” to the process being implemented in the present Harbour Cleanup.

Councillor Uteck stated there was an RFP process in which submissions were received, noting HRM has signed a partner.

MOTION TO DEFER PUT AND PASSED.

11.3 MEMBERS OF COUNCIL

11.3.1 Councillor Goucher - Green Cart Biodegradable Plastic Bags

Councillor Goucher requested this item be deferred for two weeks to February 12, 2002.

11.3.2(i) Councillor Warshick - Staff Report Request re: Plow Damage to Private Property

MOVED by Councillor Warshick, seconded by Councillor Streach, that staff be requested to provide a report on the amount of money spent on repairs to public property that abuts private properties damaged by snow plowing during the winter season. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.2(ii) Councillor Warshick - Staff Report Request re: Night of Champions Special Event

MOVED by Councillor Warshick, seconded by Councillor Streach, that Special Events/Tourism staff be requested to provide a report regarding the feasibility of honouring HRM based athletes on a yearly basis for their athletic endeavors on the provincial, national and international level. It should be an event open to the general public. MOTION PUT AND PASSED UNANIMOUSLY.

11.3.3 Councillor Mosher - Deadman's Island and Sir Sanford Fleming Park - Nomination for National Heritage Site Designation

MOVED by Councillor Mosher, seconded by Councillor Adams, that the Tourism, Culture and Heritage Department submit the nomination papers of both Deadman's Island and Sir Sanford Fleming Park to the Federal Government for consideration of National Historic Site designation. Further, direct staff to undertake an independent research report for Sir Sanford Fleming Park. MOTION PUT AND PASSED UNANIMOUSLY.

12. MOTIONS

12.1 Councillor Adams - Move First Reading By-Law T-119 - Respecting Taxi Limitations

MOVED by Councillor Adams, seconded by Councillor Cooper, that Council withdraw First Reading of By-Law T-118, Respecting Taxi Licensing and give First Reading of

By-Law T-119, a By-Law intended to amend By-Law T-108, the Taxi and Limousine By-Law by:

- 1. Increasing the maximum number of taxi owner licenses in the Halifax zone for the year 2002 to 610;**
- 2. providing for the maximum number of owner licenses to increase further over the next three years in accordance with the growth rate of the Gross Domestic Product of the Province of Nova Scotia;**
- 3. providing for a review of the maximum number of owner licenses after three years; and,**
- 4. providing a mechanism for the distribution of available owner licenses to drivers who do not have vehicle licenses.**

In response to Councillor Walker regarding the increase in licenses be in accordance with the growth rate of the Gross Domestic Product, Mr. Anstey, Municipal Solicitor, advised this recommendation was approved by the Taxi Committee.

MOVED by Councillor Streach, seconded by Councillor Adams, that Council extend beyond 10:00 p.m. MOTION PUT AND PASSED.

MOTION PUT AND PASSED.

12.2 Councillor Streach - Chief Administrative Officer

This item was addressed earlier in the meeting (See page 5)

13. ADDED ITEMS

13.1 Membership Selection Committee Recommendation

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

- 1. Ken Streach and Robert James Scott be nominated to serve on the Halifax International Airport Authority to December 2005.**
- 2. Caroline Crooks be appointed to the Halifax-Dartmouth Natal Day Committee to November 2005.**

3. **Councillor Sloane be appointed to the Neptune Theatre Foundation to fill an unexpired term to November 2003.**

MOTION PUT AND PASSED UNANIMOUSLY.

(Councillor Streach was not present for the vote on this item)

- 13.2 **Property Matter - Extension of Buy Back Agreement of Lot 204AX, Brownlow Ave., Dartmouth**

MOVED by Councillor Smith, seconded by Councillor Sloane, that Council approve an extension of the Buy Back Agreement for Lot 204 AX on Brownlow Avenue in the Burnside Park to Interprovincial Realty Inc., for a further eighteen months to November 15, 2003 and further that this report not be released to the public. MOTION PUT AND PASSED.

- 13.3 **Property Matter - Sale of 2156 Brunswick Street, Former Alexandra School Site**

MOVED by Councillor Sloane, seconded by Councillor Adams, that Council authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale whereby 69,983 square feet of HRM lands known as 2156 Brunswick Street (former Alexandra School site) Parcel X, and a portion of the Maitland Street right-of-way, as shown on Attachment "A" to the Private and Confidential report dated January 16, 2002, be conveyed to Ross Cantwell or Assignee for the amount of \$7.00 per square foot, for a total value of \$489,881, subject to final Plan of Survey, plus any additional taxes and adjustments that may be applicable at closing; and further that Council not release the contents of this report until the two transactions have closed. MOTION PUT AND PASSED UNANIMOUSLY.

- 13.5 **Chief Administrative Officer**

This item was addressed earlier in the meeting. (See page 5)

14. **NOTICES OF MOTION - NONE**

15. **ADJOURNMENT**

MOVED by Councillor Blumenthal, seconded by Councillor Uteck, that the meeting be adjourned at 10:05 p.m. MOTION PUT AND PASSED UNANIMOUSLY.

Vi Carmichael
Municipal Clerk