

# HALIFAX REGIONAL MUNICIPALITY

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## HALIFAX REGIONAL COUNCIL MINUTES November 2, 1999

PRESENT:

Mayor Walter Fitzgerald  
Councillors: Gordon R. Snow  
Ron Cooper  
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  
Bob Harvey  
Peter Kelly  
Reg Rankin  
Jack Mitchell

REGRETS:

Councillor Harry McInroy

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**

Mayor Fitzgerald called the meeting to order at 6:00 p.m. with the Invocation.

**ACKNOWLEDGEMENT**

At a later point in the meeting, Mayor Fitzgerald acknowledged the presence in the gallery of two former Councillors, Mr. Bill Dooks, MLA, and Mr. David Hendsbee, MLA.

**2. PROCLAMATIONS**

**2.1 Veterans' Week**

Mayor Fitzgerald proclaimed the week of November 5 - 11, 1999 as Veterans' Week.

Council agreed to deal with Item 6 - Selection of Deputy Mayor at this time.

**6. SELECTION OF DEPUTY MAYOR**

Before opening the floor for nominations for the position of Deputy Mayor, Mayor Fitzgerald took this opportunity to express gratitude and appreciation to the outgoing Deputy Mayor, Councillor Larry Uteck, who submitted his resignation last week due to health reasons.

Mayor Fitzgerald commended Deputy Mayor Uteck for his dedication as a Municipal Councillor, football coach, and Director of Athletics at Saint Mary's University, particularly over the last few months, stating he always gave his best. Mayor Fitzgerald stated he is proud to have had the opportunity to serve with Deputy Mayor Uteck in several capacities over the last number of years, and expressed thanks to him for his excellent work in meeting the many demands of the position of Deputy Mayor over the last year, particularly during the Mayor's convalescence period from surgery. Mayor Fitzgerald also commended Deputy Mayor Uteck for his work with the Halifax Harbour Solutions Project, stating he is confident the Deputy Mayor's efforts will pay off.

In closing, Mayor Fitzgerald expressed heartfelt thanks to Deputy Mayor Uteck, his wife Sue, and their children, for their tireless efforts in making their community a better place to live and work. Members of Council, staff, and the public, responded with a standing ovation.

On behalf of Council, Councillor Rankin expressed thanks to Deputy Mayor Uteck, stating he has always shown a tremendous sense of responsibility throughout his many distinguished careers and adventures in life. Councillor Rankin stated there are few

people who can talk about fulfilling all their responsibilities, all of the time, in every facet of their lives; however, Deputy Mayor Uteck is one of these rare people. Councillor Rankin stated the Deputy Mayor, and his wife Sue, have worked hard to address the needs of the constituents in District 13, and both are deeply committed to putting something back into the community in which they live. Councillor Rankin stated Deputy Mayor Uteck's tremendous contributions will be sadly missed, noting his team spirit often helped bring Council together during the early days of amalgamation.

Councillor Rankin suggested that, due to Deputy Mayor Uteck's deep personal commitment to the Halifax Harbour Solutions Project, he should be invited to stay on as a Project Champion.

**MOVED by Councillors Rankin and Greenough that former Deputy Mayor Uteck be invited to be a Project Champion for the Halifax Harbour Solutions Project. MOTION PUT AND PASSED UNANIMOUSLY.**

In closing, Councillor Rankin expressed best wishes to Deputy Mayor Uteck and his family.

Mayor Fitzgerald opened the floor for nominations for the position of Deputy Mayor.

**Councillor Walker nominated Councillor Mitchell for the position of Deputy Mayor.**

In support of the nomination, Councillor Walker stated Councillor Mitchell serves the second largest HRM District, in land size, and is willing to put in the extra time to fulfill the duties of this position. The Councillor stated Councillor Mitchell has always worked hard for the Municipality and put the interests of HRM first.

**Councillor Greenough nominated Councillor Cunningham for the position of Deputy Mayor.**

In support of the nomination, Councillor Greenough stated Councillor Cunningham has served a total of 12 years as a member of municipal Councils, including a term of Deputy Mayor for the former City of Dartmouth, and has served on most of the major committees and boards of the former Dartmouth City Council. Apart from his municipal experience, Councillor Greenough stated Councillor Cunningham has been employed as a school teacher, a radio personality and the Director of Blood Services for the Red Cross in Nova Scotia. In closing, Councillor Greenough stated he is confident that Councillor Cunningham would perform the duties of the Deputy Mayor in a highly professional and excellent manner.

Mayor Fitzgerald called three times for additional nominations. Hearing none, the following motion was put on the floor.

**MOVED by Councillors Blumenthal and Hetherington that nominations cease. MOTION PUT AND PASSED UNANIMOUSLY.**

In response to his nomination, Councillor Mitchell expressed thanks to Councillor Walker for the nomination, and to Deputy Mayor Uteck for his work over the past year. Councillor Mitchell extended best wishes to Councillor Cunningham in the selection of Deputy Mayor. If selected, Councillor Mitchell stated he will be accessible, responsible, energetic and dependable in performing the duties of the position.

Responding to his nomination, Councillor Cunningham thanked Councillor Greenough for the nomination and his colleagues who encouraged him to pursue the honour. The Councillor also extended best wishes to Councillor Mitchell in the selection of Deputy Mayor. Councillor Cunningham praised Deputy Mayor Uteck for the excellent job he did over his term as Deputy, stating his courage will continue to be an inspiration to all of Council. The Councillor stated both he and his wife, Donna, are prepared to commit to the additional duties expected of the Deputy Mayor. In closing, Councillor Cunningham stated if he is elected, he will look forward to the opportunities to visit the many sectors of the Municipality, stating it is vital for every region to feel a part of the Halifax Regional Municipality. Councillor Cunningham promised his full commitment and dedication if chosen as the new Deputy Mayor.

While waiting for the results of the vote, Council proceeded with the agenda.

At a later point in the meeting, it was declared that **Councillor Cunningham was selected as the new Deputy Mayor**. Councillor Cunningham thanked members of Council for their support.

**3. APPROVAL OF MINUTES**

**MOVED by Councillors Greenough and Blumenthal that the minutes of October 19, 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 Report - Special Election, HRM District 13 (Northwest Arm - South End)
- 13.2 Legal Matter - Extension of Contract

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

5. **BUSINESS ARISING FROM THE MINUTES - None**

6. **SELECTION OF DEPUTY MAYOR**

This item was addressed earlier in the meeting.

7. **MOTIONS OF RECONSIDERATION - None**

8. **MOTION OF RESCISSION - None**

9. **CONSIDERATION OF DEFERRED BUSINESS**

10. **CORRESPONDENCE, PETITIONS & DELEGATIONS**

10.1 **Petitions**

10.1.1 **Councillor Fougere - Traffic Lights - Connaught Ave. and Jubilee Road**

Councillor Fougere submitted an additional petition, containing 200 signatures, in opposition to the traffic lights at the corner of Connaught Avenue and Jubilee Road, bringing the total number of signatures to 2,000.

10.1.2 **Councillor Walker - Request for Sidewalk on Bayview Road between Woodbank Terrace and Lacewood Drive**

Councillor Walker submitted a petition, containing 41 signatures, of residents requesting a sidewalk on Bayview Road between Woodbank Terrace and Lacewood Drive. The Councillor also submitted photographs illustrating the location and requested that these be forwarded to staff. Councillor Walker stated the residents would like to have this sidewalk placed in the upcoming Capital Budget.

11. **REPORTS**

11.1 **CHIEF ADMINISTRATIVE OFFICER**

11.1.1 **Case 00060 - Development Agreement Application by Westwood Developments Ltd., Brunswick Street**

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

**MOVED by Councillors Downey and Blumenthal that Westwood Developments be given until March 30, 2000 to execute the development agreement for a 56 unit apartment building on Brunswick Street, which was approved by Regional Council on July 16, 1999. MOTION PUT AND PASSED UNANIMOUSLY.**

**11.1.2 Signing Authority for Building Permits**

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

**MOVED by Councillors Sarto and Kelly that Sharon Bond and Paul Dunphy no longer be designated as Building Inspectors for the purpose of signing permits pursuant to Section 5(2) of the Building Code Act. MOTION PUT AND PASSED UNANIMOUSLY.**

**12. MOTIONS - None**

**13. ADDED ITEMS**

**13.1 Special Election - HRM District 13 - Northwest Arm - South End**

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

**MOVED by Councillors Hetherington and Fougere that:**

- 1. Council accept the resignation of Councillor Larry Uteck from Halifax Regional Council.**
- 2. Approve the appointment of Vi Carmichael, Municipal Clerk, as Returning Officer to conduct the Special Election in District 13 to fill the vacancy on the Halifax Regional Council.**
- 3. Permit the Returning Officer to use in this Special Election the list of electors prepared for the 1999 Provincial Election, as provided for in the Municipal Elections Act.**
- 4. Set the date of Saturday, December 11, 1999, as Ordinary Polling Day. Further, set the date of Saturday, December 4, 1999, as the first Advance Poll Day (the second Advance Poll Day will be December 7, 1999, as mandatory**



under the Municipal Elections Act). **MOTION PUT AND PASSED UNANIMOUSLY.**

**13.2 Legal Matter - Extension of Contract**

**MOVED** by Councillors Hetherington and Cooper that Council approve a two year extension of Contract 96-150 Recycling of White Goods to August 20, 2003 with Cyclomet, effective immediately. **MOTION PUT AND PASSED UNANIMOUSLY.**

**14. NOTICES OF MOTION**

**14.1 Councillor Harvey - By-Law S-201**

**TAKE NOTICE** that, at the next regular Regional Council meeting, to be held on Tuesday, the 9<sup>th</sup> day of November 1999, I propose to introduce for First Reading, By-Law S-201, a By-Law to amend By-Law S-200, the Smoking By-Law to implement the recommendations of the Smoking Review Committee as adopted in principle by Regional Council on October 26, 1999.

**15. ADJOURNMENT**

**MOVED** by Councillors Fougere and Stone that the meeting adjourn at 6:25 p.m. **MOTION PUT AND PASSED UNANIMOUSLY.**

Vi Carmichael  
Municipal Clerk