

Project Steering Committee
(Regional Solid Waste Management)

Peter Kidd

Term to expire upon completion of mandate.

City of Halifax Strategic Planning Committee

Alderman Howard Epstein

Term to expire upon completion of mandate.

Africville

A report from His Worship Mayor Walter Fitzgerald, Chairman, Africville Council Committee, dated December 1, 1994, was submitted.

MOVED by Alderman Blumenthal, seconded by Alderman Jteck that:

1. The City provide access to City records re the Africville relocation until March 15, 1995, with the exception of those records containing personal information unless permission for their release has been obtained.
2. The City support the application of the Africville Genealogy Society for Canada/Nova Scotia Infrastructure Works dated September 7, 1994, for the reconstruction of the Seaview United Baptist Church.
3. The City donate 2.5 acres adjoining the Seaview Memorial Park for the purpose of construction of a memorial to the former community of Africville.
4. The City provide financial support in the amount of \$100,000 with the interest to be used to fund an educational fund for the

descendants of the former residents of Africville.

5. If, upon a review of the records, no legal basis appears to found a claim against the City by March 15, 1995, then this chapter of the history of the City of Halifax be considered closed.

Following a short discussion, the motion was put and passed.

National Infrastructure Program Anniversary

MOVED by Alderman Stone, seconded by Deputy Mayor Adams
that City Council pass the following resolution:

WHEREAS on December 21, 1993, the Federal, Provincial and Territorial Governments unanimously agreed to the establishment of a cost-shared National Infrastructure Program consistent with the program proposed by the Federation of Canadian Municipalities;

WHEREAS the purpose of the program is to renew municipal infrastructure, create jobs, improve the environment and enhance Canada's competitiveness;

WHEREAS the program has now been in place for one year and communities across Canada are benefitting from the program to update and refurbish all types of services;

WHEREAS in the City of Halifax \$12,425,000.00 program dollars have already been allocated, creating between 348 and 435 jobs and helping to upgrade and improve the City's street and sewer systems;

THEREFORE BE IT RESOLVED that the Municipality of the City of Halifax congratulate the Federal and Provincial Governments on this significant

2. the deadline of applications for the 1995/96 year to be March 31, 1995, for 1995/96 requests only.

The motion was put and passed.

Paramount Theatre Study

An Information Report, dated November 14, 1994, was submitted from the Director of Development and Planning, together with various other pieces of documentation received from Mr. Rob Cohn, Orpheus Project.

MOVED by Alderman Pottie, seconded by Alderman Blumenthal that, as recommended by the Finance and Executive Committee, a letter be immediately forwarded on behalf of Halifax City Council to the funding agency in question, requesting that the previous correspondence forwarded from the City (written in opposition to Mr. Cohn's application) be withdrawn.

After a brief discussion, the motion was put and defeated.

Africville Genealogy Society

MOVED by Alderman Blumenthal, seconded by Alderman Uteck that Council, in furtherance of the healing process, establish a committee to be composed of the Mayor and two members of Council to meet with members or representatives of the Africville and local black community in order to achieve closure on the issues surrounding the expropriation of the lands in the community (the committee will not deal with any individual monetary compensation).

Alderman Stone addressed the motion put forward by Alderman Blumenthal and noted that, in his opinion and that of many Haligonians, the time for "compensation" has passed. The Alderman expressed the view that the City should instead examine methods by which the economic and social concerns of the black community could be better addressed, and, in this context, made reference to the staff recommendation; namely, that Council support the rebuilding of the Seaview Baptist Church and the

**CITY COUNCIL
NOVEMBER 17, 1994**

establishment of a scholarship fund for the descendants of Africville residents.

An amendment to the motion was moved by Alderman Walker, seconded by Alderman Meagher; namely, that a member of City staff be added to the composition of the proposed committee.

Alderman Epstein spoke in opposition to the proposed amendment, emphasizing that, in his view, it was now Council's responsibility (not staff's) to attempt to resolve this long-standing issue. The Alderman went on to point out that staff members could always be made available to the committee to provide advice and information on an as-required basis.

After a lengthy discussion, the amendment to the motion was put and passed.

Speaking on the original motion, Alderman Epstein expressed concern that, by preventing the committee from considering individual monetary compensation, Council would be undermining the success of this endeavor.

Alderman Uteck, the seconder of the motion and one of the members of Council who had volunteered to serve on the proposed committee, advised that he had discussed this aspect of the committee's mandate with Mr. Carvery, and that it was his view that Mr. Carvery had readily accepted the condition that monetary compensation would not be a option.

The motion, as amended, was put and passed.

Boards and Commissions Review

An Information Report, dated November 14, 1994, was submitted from the Director of Corporate and Legal Affairs.

Deputy Mayor Adams made reference to the responses which had been received from the various boards and commissions with regard to the recommendations put forward in the report from the Boards and Review Committee, and suggested that one of the primary concerns centered on the lack of information currently available as to how the six consolidated committees would carry out their mandates.

MOTION
ALDERMAN BLUMENTHAL

It was originally anticipated that the five point program to which Council agreed as its meeting of December 15, 1994, to address the complaints of the former residents of Africville would be implemented within a relatively short time frame.

Because of unforeseen complications surrounding the title to property that the Africville Genealogical Society wished to use as a memorial, delays in obtaining research funds in respect of the compensation issue, along with zoning restrictions that prevented the City providing immediate support to its application for infrastructure money; the entire five point program has met with delay including the implementation of the scholarship fund.

The Council Committee on Africville has recently met with the Africville Genealogical Society and arising out of that meeting, on behalf of the committee I move a motion that

1. The Africville Genealogical Society be credited with interest earned on the sum of \$100,000 at the rate payable during that period on Canada Savings Bonds, from September 1, 1994 to date and that that interest be paid out to the Society upon the execution of the necessary trust agreement with the City.
2. Payment of any moneys to the Africville Genealogical Society is dependent on the current occupation of City/Provincial lands by the Carvery brothers ceasing.

Post-it™ Fax Note	7671	Date	# of pages ▶
To <i>Mayor</i>	From <i>M.E. Donovan</i>		
Co./Dept.	Co.		
Phone #	Phone #		
Fax #	Fax #		

Post-it™ Fax Note	7671	Date	# of pages ▶
To <i>Alderman Blumenthal</i>	From <i>M.E. Donovan</i>		
Co./Dept.	Co.		
Phone #	Phone #		
Fax #	Fax #		

Post-it™ Fax Note	7671	Date	# of pages ▶
To <i>City Manager</i>	From <i>M.E. Donovan</i>		
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Fax #	Fax #		

Post-it™ Fax Note	7671	Date	# of pages ▶
To <i>Alderman Steck</i>	From <i>M.E. Donovan</i>		
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Phone #	Phone #		
Fax #	Fax #		

MEMORANDUM

City of Halifax Legal Department
Tel. local 6511
Fax. No. 8071

TO: Alderman Blumenthal
FROM: M.E.Donovan, Sr. Solicitor
DATE: July 27, 1995
RE: Africville

Please find enclosed what I believe you require for tonight's Council meeting, in accordance with the decisions taken at today's meeting with the Africville Genealogical Society. My understanding from the outset has been that the five point program was a package, the most critical element of which was that this brought a resolution to the compensation issue. Therefore as the staff representative on the Council Committee on Africville I wish to express my disagreement with the proposal to de facto split the education component from the package without the express approval of Council.

To do so brings two problems, the first is that it makes the negotiations completely one-sided in favour of the Africville Genealogical Society. The Society is agreeing to nothing in exchange of the program and the only thing achieved by the City is some good will which may be sufficient for Council's purposes. The second problem is that I had previously been advised that there are a number of members of Council who understand that in exchange for the \$100,000 education fund and for the conveyance of the 2.5 acres and the City's support to the application for infrastructure moneys that the issue of compensation for the land acquired by the City in Africville was resolved unless the claim for compensation were before Council by March 15, 1995. Since it is the decision of Council, it is the responsibility of the committee to ensure that all members of Council are fully aware of the import of their decisions. The members of Council are relying on the committee to keep them fully informed and the Committee should ensure that Council does not lose faith in its committee.

I acknowledge Alderman Uteck's comments that members of Council should be aware of the import of their decision but it is not fair to other members of Council to deal with this issue in this way. It is my recommendation that this matter be brought before Council tonight and then if the other members of Council concur with the Committee's approach, then this issue can be put to rest.

Irvine Carvery's advice that the research has only now just begun and will not be complete until December, 1995 should be noted. In addition the only authorization from



Council for the release of City records has expired and therefore Council approval for the release of City records at this point in time would be required.

Secondly, it is my recommendation that in future when there is going to be consideration given to changing the Africville settlement in any of its aspects, that the members of the Council committee meet first to discuss the issue and reach a consensus before addressing the issues in front of the Africville Genealogical Society. In the latter setting there is no opportunity to discuss the issues in full.

cc. Alderman Uteck
Mayor Walter Fitzgerald
City Manager

A handwritten signature in cursive script, likely reading "Walter Fitzgerald", is written in dark ink to the right of the distribution list.

DATE/TIME = JUL-27 15:32

JOURNAL NO. = 20

COMM.RESULT = OK

PAGES = 03

DURATION = 00:01'15

MODE = XMT

STATION NAME =

TELEPHONE NO. = T 2888

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RESOLUTION = STANDARD

-City Solicitor -

DATE/TIME = JUL-27 15:34

JOURNAL NO. = 21

COMM.RESULT = OK

PAGES = 03

DURATION = 00:01'07

MODE = XMT

STATION NAME =

TELEPHONE NO. = T 2888

RECEIVED ID =

RESOLUTION = STANDARD

-City Solicitor -

African Genealogical Society Mtg
July 27/95

In attendance:

- George Grant
- Jim Toussaint
- Old. Uteck
- Mayor Fitzgerald
- old Blumenthal

1. Land -

Educational Fund -

Mayor suggested that interest start as of Sept 1, 1994 on educational fund.

Laurey talking to Wayne Adams
2 weekends ago did not think Pavernease leases should be a problem

Mayor prepared to sign letter of support for the compensation

Researchers:

ALONZO WRIGHT

CHUKS

} graduated from
Sal law school.
sociology

They started mid of June

Promised a Dec finish date

Landmark Cdn Cultural Heritage Fed grant.