



**HALIFAX REGIONAL COUNCIL
COMMITTEE OF THE WHOLE MINUTES
October 27, 2015**

PRESENT: Deputy Mayor Lorelei Nicoll
Councillors: Barry Dalrymple
David Hendsbee
Bill Karsten
Gloria McCluskey
Waye Mason
Jennifer Watts
Linda Mosher
Russell Walker
Stephen Adams
Reg Rankin
Matt Whitman
Brad Johns
Steve Craig
Tim Outhit

REGRETS: Mayor Mike Savage
Councillor Darren Fisher

STAFF: Mr. Richard Butts, Chief Administrative Officer
Mr. John Traves, Municipal Solicitor
Ms. Sherryl Murphy, Deputy Municipal Clerk
Ms. Sheilagh Edmonds, Legislative Assistant

The following does not represent a verbatim record of the proceedings of this meeting.

*A video recording of this meeting is available:
http://archive.isiglobal.ca/vod/halifax/archive_2015-10-27_live.mp4.html*

*The agenda, supporting documents, and information items circulated to Council are available online:
<http://www.halifax.ca/council/agendasc/151027cow-agenda.php>*

The meeting was called to order at 10:00 a.m. and adjourned at 11:52 a.m.

1. CALL TO ORDER

Deputy Mayor Nicoll called the meeting to order at 10:00 a.m.

2. APPROVAL OF THE MINUTES – September 22, 2015

MOVED by Councillor McCluskey, seconded by Councillor Walker

THAT the minutes of September 22, 2015

MOTION PUT AND PASSED.

3. Proposed Amendments to Administrative Order One, Respecting the Procedures of the Council (Supplementary Staff Report)

The following was before Council:

- A supplementary staff report dated October 21, 2015.
- A staff recommendation report dated June 16, 2015
- A handout regarding further amendments to the main motion

Councillor Karsten entered the meeting at 10:02 a.m.

Mr. John Traves, Municipal Solicitor referred to the submitted supplementary staff report and explained that at the September 22, 2015 Committee of the Whole this matter was deferred pending a further staff report responding to questions that were submitted by members of Council. As background information, he further advised that the main motion had been put on the floor at Regional Council and then was referred to Committee of the Whole on September 22, 2015 where there were further amendments put forward. Mr. Traves suggested that Council deal first with those six amendments from September 22, 2015; following this, he suggested Council deal with the amendments staff have put forward as outlined in item 2 of the motion memo (and as revised and circulated). Mr. Traves noted that the amendments deal with typos and small changes picked up in staff's review of the document. Mr. Traves advised that as requested, staff have compiled further amendments that were submitted by Council members and these were attached to the supplementary report.

Councillor Hendsbee entered the meeting at 10:05 a.m.

Councillor Outhit entered the meeting at 10:06 a.m.

Council reviewed the amendments with Mr. Traves responding to clarification questions.

MOVED by Councillor Walker, seconded by Councillor McCluskey

That items 3 and 4 of the amendments as per the motion of September 22, 2015 be removed.

MOTION PUT AND PASSED.

MOVED by Councillor Walker, seconded by Councillor McCluskey

That Regional Council approve the outstanding amendments as per the motion of September 22, 2015 as outlined in the origin section of the supplementary staff report dated October 21, 2015 with the removal of #3 and #4.

MOTION PUT AND PASSED.

MOVED by Councillor Karsten, seconded by Councillor Mason

That Regional Council approve the following section amendments:

- a) **section 8 is amended as set out in Attachment 2;**
- b) **subsection 12(6) is amended as set out in Attachment 3 with the following amendments:**
 - (i) **adding the words “if the request is not in respect of a question or a staff presentation the Member must” at the beginning of the subsection;**
 - (ii) **striking out the words “The request required to be submitted pursuant to subsections (4) and (5) shall” to read as follows:**

If the request is not in respect of a question of clarification or a staff presentation, the Member must include an explanation of the item and the reasons for making it as well as a copy of a draft motion which Council will be requested to consider.

- c) **section 30 is amended as set out in Attachment 5 of the October 21, 2015 Supplementary staff report to read:**

30. Seating of Members shall be in numerical order of their polling divisions, unless otherwise agreed to by the Mayor and Clerk.

- d) **i) subsection 19(2) be struck as set out in Attachment 78 of the October 21, 2015 Supplementary staff report and section 47A added as set out in sections 1 and 2 of the same attachment**

ii) subsection 45(5) be amended as set out in section 5 of Attachment 7;

iii) the remaining amendments set out in Attachment 7 with the amendments that:

A. clause 3(b) be amended to strike out the word “Mayor” and replace it with the words “Presiding Officer”;

B. the words and comma “, or CAO designate,” be added after the abbreviation “CAO”; and

C. section 6 be replaced to read:

(3A) A petition shall be placed before Council by a Councillor who is the district Councillor, as determined by the Clerk, and in the event that no Councillor wishes to bring the petition forward, the Clerk shall bring the petition forward to Council.

- a) **subsection 59(3) is amended as set out in section 1 of Attachment 8 of the October 21, 2015 Supplementary staff report; with the amendment that the word “un” be replaced with the word “in”;**
- b) **section 28 is amended as set out in Attachment 14 of the October 21, 2015 Supplementary staff report; and**
- c) **section 21 of Appendix A, Rules for Public Hearing, attached to the proposed Administrative Order One, is amended by adding the words and comma**

“Notwithstanding section 20,” at the beginning of the section and by de-capitalizing the word “Only”.

MOTION PUT AND PASSED

Councillor Rankin referred to page 6 of the supplementary staff report, Subsection 59(3) and provided a correction to the first sentence, advising that he had stated that “the wording of subsection 59(3) would mean that a Member could not move an alternative motion that was **not** identified in the staff report . . . “

In response to a question by Councillor Rankin, Mr. Traves advised that revising the heading in Attachment 8 (page 20 of the supplementary staff report) to read as ‘Motion in Opposition to the Staff **Recommendation**’ would be regarded as a friendly amendment.

MOVED by Councillor Mason, seconded by Councillor Watts

That the amendments as set out in Attachment 1, 5, and all of Attachments 11, 12, 13 and 14 of the October 21, 2015 Supplementary staff report, and the remainder of Attachments 3 and 8, with the amendment to Attachment 8 re-wording the header to read, “MOTION IN OPPOSITION TO THE STAFF RECOMMENDATION”.

MOTION PUT AND PASSED.

MOVED by Councillor Craig, seconded by Councillor McCluskey

That the amendments set out in section 1 of Attachment 6 to remove the Consent Agenda;

MOTION PUT AND PASSED.

MOVED by Councillor Mason, seconded by Councillor Walker

That Attachment 9 of the October 21, 2015 supplementary staff report be approved as presented.

MOTION PUT AND PASSED.

MOVED by Councillor Whitman, seconded by Councillor McCluskey

Approve an amendment providing for the words ‘in private’, in brackets, to immediately follow the words ‘in camera’ throughout the document; and

MOTION PUT AND PASSED.

The motion, as amended is as follows:

MOVED by Councillor Karsten, seconded by Councillor Mason:

THAT Halifax Regional Council approve Administrative Order One, Respecting the Procedures of Council attached to the June 16, 2015 staff report including the following amendments:

- 1. The outstanding amendments as per the motion of September 22, 2015 Committee of the Whole outlined in the ORIGIN section of the supplementary staff report dated October 21, 2015, with the removal of proposed amendments #3 and #4 regarding Consent Agenda.**

2. The following section amendments:

- a) section 8 is amended as set out in Attachment 2 of the Supplementary staff report dated October 21, 2015.
- b) subsection 12(6) is amended as set out in Attachment 3 with the following amendments:
 - (ii) adding the words “If the request is not in respect of a question or a staff presentation the Member must” at the beginning of the subsection; and
 - (iii) striking out the words “The request required to be submitted pursuant to subsections (4) and (5) shall” to read as follows:

If the request is not in respect of a question of clarification or a staff presentation, the Member must include an explanation of the item and the reasons for making it as well as a copy of a draft motion which Council will be requested to consider.
- c) section 30 is amended as set out in Attachment 5 of the October 21, 2015 Supplementary staff report to read:

30. Seating of Members shall be in numerical order of their polling divisions, unless otherwise agreed to by the Mayor and Clerk.
- d) i) subsection 19(2) is struck as set out in Attachment 7 of the October 21, 2015 Supplementary staff report and section 47A is added as set out in sections 1 and 2 of the same attachment;
 - ii) subsection 45(5) is amended as set out in section 5 of Attachment 7;
 - iii) the remaining amendments set out in Attachment 7 with the amendments that:
 - A. clause 3(b) be amended to strike out the word “Mayor” and replace it with the words “Presiding Officer”;
 - B. the words and comma “, or CAO designate,” be added after the abbreviation “CAO”; and
 - C. section 6 be replaced to read:

(3A) A petition shall be placed before Council by a Councillor who is the district Councillor, as determined by the Clerk, and in the event that no Councillor wishes to bring the petition forward, the Clerk shall bring the petition forward to Council.
- e) subsection 59(3) is amended as set out in section 1 of Attachment 8 of the October 21, 2015 Supplementary staff report; with the amendment that the word “un” be replaced with the word “in”;
- f) section 28 is amended as set out in Attachment 14 of the October 21, 2015 Supplementary staff report; and
- g) section 21 of Appendix A, Rules for Public Hearing, attached to the proposed Administrative Order One, is amended by adding the words and comma “Notwithstanding section 20,” at the beginning of the section and by de-capitalizing the word “Only”.

3. The amendments as set out in Attachment 1, 5, and all of Attachments 11, 12, 13 and 14 of the October 21, 2015 Supplementary staff report, and the remainder of Attachments 3 and 8, with the amendment to Attachment 8 re-wording the header to read, "MOTION IN OPPOSITION TO THE STAFF RECOMMENDATION".
4. The amendments set out in section 1 of Attachment 6 to remove the Consent Agenda;
5. Approve an amendment providing for the words 'in private', in brackets, to immediately follow the words 'in camera' throughout the document; and

THAT Halifax Regional Council amend the main motion to enact the following:

76 (1) A motion by the Council to direct staff to perform an action shall be placed on the status sheet.

(2) At the first meeting of the subsequent Council following the swearing into office of the new Members, the status sheet shall be tabled and upon review Council may withdraw any item(s) from the status sheet.

MOTION PUT AND PASSED.

4. ADJOURNMENT

The meeting was adjourned at 11:52 A.M.

Cathy J. Mellett
Municipal Clerk