

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES September 14, 2010

PRESENT:

Mayor Peter Kelly
Deputy Mayor Brad Johns
Councillors: Steve Streach
Barry Dalrymple
David Hendsbee
Lorelei Nicoll
Darren Fisher
Bill Karsten
Jackie Barkhouse
Jim Smith
Mary Wile
Dawn Sloane
Sue Uteck
Jennifer Watts
Russell Walker
Debbie Hum
Stephen D. Adams
Robert Harvey
Tim Outhit
Reg Rankin
Peter Lund

REGRETS:

Councillors: Jerry Blumenthal
Gloria McCluskey
Linda Mosher

STAFF:

Mr. Wayne Anstey, Acting Chief Administrative Officer
Ms. Roxanne MacLaurin, Municipal Solicitor
Ms. Sherrill Murphy, Acting Municipal Clerk
Ms. Krista Tidgwell, Legislative Assistant

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1. CALL TO ORDER

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

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillor Sloane announced that HRM's first annual Hopscotch Hit Hop Festival took place on September 11th. She thanked staff involved, as well as, residents who participated in the festival. Councillor Sloane further noted that Palooka's Boxing Club is hosting a fundraiser for the Canadian Cancer Society on September 20th from 5 p.m. to 8 p.m. The Society is celebrating 20 years at The Lodge, a place where patients stay while they are receiving treatment. Additional information respecting the fundraiser can be found online at www.cancer.ca.

Councillor Uteck advised that Quinpool Road's Pirate-themed Fall Fair will be held on September 18th. The fair runs from the Halifax Veterinary Hospital to the Quinpool Education Centre and includes free family activities, a yard sale and refreshments; additional information can be found online at www.quinpoolroad.ca.

Councillor Watts noted that the first of several Town Hall Meetings being put on by the Halifax Regional Police will be held in District 14 on September 15th from 6:30 p.m. to 8:30 p.m. at the Maritime Hall, Halifax Forum. Residents are encouraged to attend the meeting to learn more about how policing is undertaken within District 14. On behalf of the Councillor Blumenthal, Councillor Watts advised that Imagine Bloomfield is hosting their Fall Harvest Fair on September 19th. The Urban Agricultural Conference will take place September 24th at the Nova Scotia Agricultural College and on September 25th at the Dalhousie School of Planning.

Councillor Smith announced that the District 9 Neighbourhood Watch meeting will be held September 15th at 7 p.m. at Farrell Hall; all residents are welcome to attend. The Dartmouth Heritage Museum is hosting their annual heritage house tour fundraiser on September 25th and 26th. Tickets can be purchased in advance for \$15 and \$20 at the door. Additional information is available online at www.datrmouthheritagemuseum.ns.ca

Councillor Barkhouse advised that there will be a Terry Fox Run on September 19th along the Eastern Passage Boardwalk. There will also be a family fun day with a community barbecue at the MacDonald Park Community Garden in Eastern Passage on September 26th. As well, the Seaside Harvest Festival at Fishermen's Cove will take place October 2nd. Councillor Barkhouse invited all residents to attend the harvest festival and noted the various festival activities, including antique appraisals by the Antique Road Show. Appraisal tickets are \$10 for one item and \$25 for three items.

Deputy Mayor Johns thanked the over 150 volunteers, Saint Johns Ambulance, Halifax Fire, RCMP and HRM staff for their hard work and assistance with the Weir Rockin Concert held on August 21, 2010. The concert had over 3,500 attendees. He further noted that on September 18th there will be a special Shriners' parade on Barrington Street, Halifax.

Councillor Hum reminded residents that there is a Public Information Meeting on September 16th at 7 p.m. at the St. Peter's Anglican Church. The meeting is to discuss Case 16213 – Application by Cresco Holdings Limited for the Lands of Cresco Holdings Limited and all residents are invited to attend.

Councillor Dalrymple thanked the committees and volunteers for their efforts with the Windsor Junction Keloose Annual Fair and the Waverly Gold Rush; both events were a success. He further noted that on September 25th and 26th there will be an adult mixed slow pitch ball tournament in Beaverbank to raise funds for the rebuild of the Beaverbank-Kinsac Community Centre. Teams interested in playing in the tournament can contact him by phone or email.

Councillor Lund advised that HRM Community Recreation has published their second version of a booklet entitled *Get Out, Check it Out*, which promotes HRM's 19 trails. The launch of the booklet will be held at the Train Station Bike and Bean, Saint Margaret's Bay on September 18th at 1:45 p.m. HRM staff will also be hosting a guided walking tour along the Saint Margaret's Bay trails. HRM Community Recreation created the booklet in partnership with Nova Scotia Health Promotion and Protection as well as the Halifax Regional Trails. Councillor Lund advised that due to Hurricane Earl the opening ceremony for the Sir John A. MacDonald High School Flames Football Team has been rescheduled to September 17th at 1 p.m.

Councillor Wile announced that the Popular CBC Radio host Stan Carew will be returning to the Bella Rose Theatre of the Arts, Halifax West High School with his friends Breese & Wilson from the U.K. for an evening of songs and stories on September 22nd at 7:30 p.m.; tickets are \$20 per person.

Councillor Nicoll announced on behalf of Councillor Hendsbee that there will be a benefit dinner and dance on September 17th at the Porters Lake Pub for Victoria and Pat Berry, who are victims of a house fire. There will also be yard sale along Highway 207 on September 18th from Cole Harbour to Porters Lake. As well, the 30th Anniversary of the Terry Fox Run will be held at the Lake Echo Community Centre on September 19th from 1 p.m. to 3 p.m.

3. APPROVAL OF THE MINUTES – August 10 & 17, 2010

Councillor Watts indicated that Leticia Smillie's name was misspelt on page 12 of the August 10, 2010 minutes. As well, under Item 7 – Motion of Recession – August 3, 2010, of the August 17, 2010 minutes, Councillor Streach is noted as voting against the

Motion of Recession; however, the minutes also list Councillor Streach as providing his regrets. Upon review Councillor Smith rather than Councillor Streach should have been noted as voting against the Motion of Recession.

MOVED by Councillor Sloane, seconded by Councillor Barkhouse, that the minutes of August 10 & 17, 2010 be approved, as amended. MOTION PUT AND PASSED.

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

Additions:

- 13.1 Councillor Karsten – Councillor Gloria McCluskey – Leave of Absence Request
- 13.2 Proposed Administrative Order 46, Respecting HRM Asset Naming Policies
- 13.3 Proposed By-Law O-109, and Amendments to Administrative Order 33, Respecting Open Air Burning
- 13.4 Legal Matter – Settlement of Policy Grievances
- 13.5 Legal Matter – Settlement of Claim

Deferred:

Item 11.2.2 – Councillor Mosher – Request for Staff Update – Smoking in Parks to the September 21, 2010 Regional Council session.

MOVED by Councillor Sloane, seconded by Councillor Barkhouse, that the Order of Business be approved, as amended. MOTION PUT AND PASSED.

- 5. BUSINESS ARISING OUT OF THE MINUTES – NONE**
- 6. MOTIONS OF RECONSIDERATION – NONE**
- 7. MOTIONS OF RESCISSION – NONE**

Council dealt with Items 9.1 & 9.2 at this time.

9.1 Case 01356 – Municipal Planning Strategy and Development Agreement – 2579 Windsor Street, Halifax (Joint Public Hearing with Peninsula Community Council)

The following was before Council:

- Correspondence from Donna Smith, dated August 19, 2010 and Marlene Coffey, dated August 17, 2010.
- A presentation entitled Case: 01356: MPS Amendment and Development Agreement – 2579 Windsor Street, Halifax.
- An Extract of Regional Council's July 6, 2010 Minutes.
- A report from the Peninsula Community Council dated June 15, 2010.

Ms. Mackenzie Stonehocker, Planner 1, Community Development, delivered a presentation to Council.

Mayor Kelly reviewed the rules and procedures for public hearings then opened the public hearing, calling for any speakers for or against the proposal to come forward at this time.

Mr. Corry Collins, owner of 2579 Windsor Street, Living Benefits Atlantic Limited and certified Financial Planner, thanked HRM for their efforts in keeping the process simple and on track. He thanked Ms. Stonehocker for her professionalism and guidance, as well as Councillor Watts for keeping him informed and having an interest during the process. Mr. Collins noted that comments made by his neighbours during the Public Information Meeting, as well as expressed within the correspondence submitted to Council, is consistent with initial requests from neighbours that he maintain the residential look of the building and that he does not disturb the quality of life for the neighbours who live around the building. He confirmed that his goals are aligned with the community and that his intent is to operate his private financial planning office on Windsor Street to the satisfaction of the neighbours. Further, his intent is to preserve the same residential look that the building current has and confirmed there are no planned changes to the exterior of the building.

Mayor Kelly gave the third call for speakers; hearing none, it was **MOVED by Councillor Sloane, seconded by Deputy Mayor Johns, that the public hearing be closed. MOTION PUT AND PASSED.**

MOVED by Councillor Watts, seconded by Councillor Sloane, that Halifax Regional Council approve the proposed amendments to the Halifax Municipal Planning Strategy and the Halifax Peninsula Land Use By-Law as provided in Attachments "A" and "B" of the staff report dated May 19, 2010.

Councillor Watts thanked the residents who attended the Public Information Meeting and provided their comments. As well, she thanked Mr. Collins for being open to hearing his neighbour's comments. She further thanked staff for moving the application from an as-of-right development to a Development Agreement process, which was clearly articulated by the residents during the meeting. Councillor Watts commented that the Development Agreement is a good resolution to supporting a local business within the neighbourhood.

Councillor Sloane called for the question to be put.

MOTION PUT AND PASSED.

9.2 Case 15964 – Bedford South Capital Cost Contribution

The following was before Council:

- A presentation entitled Case 15964: Bedford South Capital Cost Contributions.
- An extract of Regional Council's August 3, 2010 Minutes.
- A staff report dated June 18, 2010.

Mr. Andrew Bone, Planner, Community Development, delivered a presentation to Council, noting that the amount referenced in the June 18, 2010 staff report Budget Implications section included both waste water and transportation charges. HRM will collect 70% of the charge for transportation purposes.

Mayor Kelly reviewed the rules and procedures for public hearings then opened the public hearing calling for any speakers for or against the proposal to come forward at this time.

There being no speakers, it was **MOVED by Councillor Nicoll, seconded by Councillor Barkhouse, that the public hearing be closed. MOTION PUT AND PASSED.**

MOVED by Councillor Outhit, seconded by Deputy Mayor Johns, that Halifax Regional Council approve the proposed amendments to the Regional Subdivision By-Law as provided in Attachment "A" of the staff report dated June 18, 2010. MOTION PUT AND PASSED.

8. CONSIDERATION OF DEFERRED BUSINESS – August 10, 2010

8.1 Councillor Rankin – Request to add August 10, 2010 Information Item to the Agenda – Fourth Quarter 2009 / 2010 Financial Report

An Information Report dated August 6, 2010 was before Council.

A presentation dated September 14, 2010 entitled: 4 Quarter Report Year End Results March 2010 was before Council.

Ms. Cathie O'Toole, Director of Finance, Chief Financial Officer, provided an overview of the August 10, 2010 Information Report and delivered a presentation to Council. The following points were noted:

- during the 2008-2009 fiscal year \$4.3 million was transferred into reserves at the end of the year prior to posting the operating surplus and finalizing the year end
- HRM's operating surplus is estimated to be approximately \$350,000
- HRM has to work towards saving \$3.5 million through vacancy management within the 2010-2011 budget

- HRM averages \$500,000 - \$600,000 in vacancy savings per month; however, HRM is having to balance the savings off due to overtime costs being accrued (ie. police and fire); HRM staff will be monitoring the savings as the year progresses
- to reduce the tax rate impact during the budget process, the recommended \$3 million increase to the Snow and Ice Reserve was reduced to \$2 million; through the budget process staff added \$2 million towards snow and ice and an additional \$1 million through the year end reserve adjustments
- staff is attempting to avoid tying up funds within projects where money can not be used within the fiscal year as projects progress and conditions change, by moving funds around more frequently within the Capital accounts
- Council defines Fiscal Health as the ability for HRM to meet existing financial obligations both in respect of service commitments to the public and financial commitments to creditors, employees and others; and to continue to meet the needs of HRM citizens in the future by maintaining or enhancing the level and quality of services and programs and to finance new programs
- the Fiscal Health indicators are not the only performance measures that HRM has in use that are objective and independently calculated, there are also Municipal indicators which are calculated and prepared by Service Nova Scotia Municipal Relations, as well as, HRM's Standard and Poor's Rating
- HRM's debt is down \$5.3 million for 2010-2011; staff projects that HRM's outstanding debt will be \$279 million at March 31, 2011

Councillor Rankin suggested that staff provide financial comparisons of similar size Municipalities across Canada to HRM on a yearly basis. He asked staff to identify the following

- HRM's household income total (ie. taxes collected)
- HRM's capital debt ratios
- amount HRM is paying on the dollar (ranking comparison to other Municipalities); possibility for future flexibility

He further commented that HRM's asset condition respecting roads and sidewalks is poor. HRM has over 100-1000 kilometres of roads and over 75 kilometres of sidewalks that is in poor condition and asked what the projection will be in 2011-2012. He noted that HRM will be spending more money to fix the roads/sidewalks if they are not attended to sooner. Councillor Rankin suggested that staff provide comparisons of similar size Municipalities to HRM regarding the asset base conditions.

Ms. O'Toole advised that staff has the ability to calculate debt and has to identify the best way of measuring HRM's debt that will deliver the most meaningful information to Council. She went on to note that staff will include one or two good measures within the report and have the balance available if required. She commented that these measures would be beneficial as HRM moves to benchmark against other Municipalities. She noted that through HRM's credit rating agency, HRM has access to a service (ie. benchmarking report) against other cities, which staff is presently reviewing. She further

indicated that an asset continuity schedule will be included within the audited financial statements report that will identify the rate at which the assets depreciate each year.

Mr. Phil Townsend, Director, Infrastructure and Asset Management, indicated that HRM has made improvements over the last five years in decreasing the age of HRM's fleet. However, the general condition of HRM's assets is not increasing. The information contained within the August 6, 2010 information report identifies HRM's asset condition to date; however, it is important for staff to monitor the condition over time. He commented that HRM needs to direct enough funds towards HRM's base work so that its asset conditions remain stable or improve. HRM's Asset Management project will provide the tools that will allow staff to report back to Council more accurately.

Councillor Uteck asked staff to identify the following:

- the overall human implication and human cost factors from the decisions made during the Spring 2010-2011 budget cuts; what is anticipated for Fall
- the areas Council should be focusing on respecting budget cuts
- the positions/vacancies that HRM will not be filling

9. PUBLIC HEARINGS

9.1 Case 01356 – Municipal Planning Strategy and Development Agreement – 2579 Windsor Street, Halifax (Joint Public Hearing with Peninsula Community Council)

This matter was discussed earlier in the meeting, see page 6.

9.2 Case 15964 – Bedford South Capital Cost Contribution

This matter was discussed earlier in the meeting, see page 8.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence

10.1.1 Request for Fly-Past – Alexander Keith's 215 Birthday

Correspondence dated September 9, 2010 from Ms. Jessica Renaud, Field Manager – Alexander Keith's Birthday, regarding a request for a fly past was before Council.

MOVED by Councillor Harvey, seconded by Councillor Sloane, that Halifax Regional Council approve a fly past over Lower Water Street by the Canadian Air Forces on Tuesday, October 5, 2010 between 5:30 and 10:00 p.m. in celebration of Alexander Keith's 215th birthday. MOTION PUT AND PASSED.

10.2 Petitions

10.2.1 Councillor Harvey

Councillor Harvey submitted a petition containing approximately 300 signatures requesting that the transit schedule for Route 88 – Duke, be maintained as it presently exists.

10.2.2 Councillor Outhit

Councillor Outhit submitted a petition containing 210 signatures requesting that the government of Halifax Regional Municipality give consideration to installing safety improvements relating to the usage of bicycles in the Community of Bedford. Further, that the government of HRM should require all major roads in the Community of Bedford to have bicycle lanes installed where possible along the entire length within ten years, initiate consultation with cycling associations and the public-at-large regarding traffic and safety concerns, give cycling infrastructure improvements equal treatment to that of motorized vehicle and pedestrian oriented infrastructure improvements, and promote and advocate the education of cyclist's rights and responsibilities.

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Tender 10-266 – CPX01278, Portland Lakes Trail, East Region

A staff report dated September 1, 2010 was before Council.

MOVED by Councillor Karsten, seconded by Councillor Nicoll, that Halifax Regional Council:

- 1. Approve a transfer of \$100,000 of RInC fund from project account CBX01168 – HRM Heritage Building (Wanderers Grounds Field House) to account CPX01278 Portland Hills Trail Project to realize a reallocation of RInC funds pending official written approval from ACOA.**
- 2. Approve a transfer of \$205,000 from project account number CBX01168 – HRM Heritage Building (Wanderers Grounds Field House) to project account number CPX01278 – Portland Hills Trail Project as outlined in the budget implications sections of the September 1, 2010 staff report.**
- 3. Award Tender No. 10-266 to Dexter Construction Company Limited for a Total Tender Price of \$801,521.34 (net HST included) with Capital Account, CPX01278 – Portland Hills Trails as outlined in the budget implications section of the September 1, 2010 staff report.**

In response to a question raised by Councillor Sloane, Mr. Phil Townsend, Director, Infrastructure and Asset Management, advised that prior to the demolition of the Wanderers Grounds building, HRM is required to deregister the building. A report will be before Council within the next few weeks. Once the building has been deregistered, staff will proceed with the demolition. Mr. Townsend further indicated that he could not confirm whether HRM would receive funding from the Federal government if they were to reapply for the project.

Councillor Sloane noted that the Wanderers Grounds is an area that will be used by the Citadel High School and athletes. HRM needs a place where athletes can change and use the facilities. She suggested placing a vacant heritage house on the site.

Mr. Townsend indicated that staff's strategy is that the Wanderers Grounds needs a larger master plan. The process would commence with public consultation to identify the various users and stakeholders. From the consultation process, a plan can be developed that will promote the best suited facility as a support facility for the Wanderers Grounds.

Councillor Sloane requested that staff develop a timeline for the Wanderers Grounds project.

In response to questions raised by Councillor Fisher and Lund, Mr. Peter Bigelow, Infrastructure and Asset Management, advised that of the \$801,521.34 being awarded, \$600,000 is from HRM sources and \$200,000 from the Federal RInC program. There is also a possibility of an additional \$100,000 from the RInC program. If HRM receives the additional \$100,000 from the RInC program, the funds will go towards the Portland Hills project as outlined in the September 1, 2010 staff report.

MOTION PUT AND PASSED.

11.1.2 Proposed Administrative Order SC-60, Respecting Closure of Parcels K3 & K4, Kelly Street, Halifax

A staff report dated August 20, 2010 was before Council.

MOVED by Councillor Adams, seconded by Councillor Harvey, that Halifax Regional Council approve in principle Administration Order SC-60, Respecting the closure of a portion of Kelly Street, Halifax as show in Attachment "B" of the August 20, 2010 staff report. MOTION PUT AND PASSED.

11.1.3 Founders Corner Condominium Project, Wentworth & Ochterloney Streets, Dartmouth

A staff report dated August 30, 2010 was before Council.

MOVED by Councillor Karsten, seconded by Councillor Smith, that Halifax Regional Council approve the closure of the right-of-way and sale of the requested lands as follows:

- 1. Halifax Regional Council deem the 1 foot wide strip along the frontage of Founders Corner Development (total area of approx. 214.17 sq.ft.) to be surplus and authorize the conveyance to the new owner of Founders Corner, Addenda Corporation Inc.**
- 2. Halifax Regional Council also authorize the official closure of the portion of the street right-of-way for Wentworth and Ochterloney Streets as shown in red on Attachment “B” of the August 30, 2010 staff report, subject to the approval of Administrative Order SC-61 (Attachment “C” of the August 30, 2010 staff report).**
- 3. Halifax Regional Council further authorize the Mayor and Clerk to execute any required Purchase and Sale Agreement required for this transaction at a market value of \$21,115.02 with HRM retaining an easement over these lands for street purposes at no cost to HRM. Furthermore, all required legal survey work, subdivision approval and legal costs should be borne by the purchaser.**

MOTION PUT AND PASSED.

11.1.4 Amendment to Sustainable Community Reserve Business Case (Q127) – Adventure Earth Centre Program Expansion

A staff report dated August 20, 2010 was before Council.

MOVED by Councillor Adams, seconded by Councillor Outhit, that Halifax Regional Council approve the revised business case for the Sustainable Communities Reserve, Q127. MOTION PUT AND PASSED.

11.1.5 Proposed Amendments to Administrative Order 19, Respecting the Corporate Coast of Arms, Logo & Flag

A staff report dated August 26, 2010 was before Council.

MOVED by Councillor Harvey, seconded by Councillor Outhit, that Halifax Regional Council approve in principle the proposed amendments to

Administrative Order 19, Respecting the Corporate Coat of Arms, Logo and Flag as outlined in the staff report dated August 26, 2010. MOTION PUT AND PASSED.

11.1.6 2010 Fall Debenture and Temporary Borrowing Resolution

A staff report dated September 7, 2010 was before Council.

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

- 1. Authorize the Mayor and Municipal Clerk to sign the Resolution for Pre-Approval of Debenture Issuance Subject to Interest Rate confirmation not to exceed 6.5%, to enable the Halifax Regional Municipality to issue a 10-year debenture in the amount of \$26,725,000.**
- 2. Approve a Temporary Borrowing Resolution (TBR) in the amount of \$38,160,900 for financing of the debt funded portion of 2010/2011 Project Budget and to refinance a balloon payment for Debenture 2000B1.**

MOTION PUT AND PASSED.

11.1.7 Second Reading Proposed By-law S-606, An Amendment to By-Law S-600, Respecting Solid Waste Resources Collection and Disposal

An extract of Regional Council's August 3, 2010 Minutes was before Council.
A staff report dated June 24, 2010 was before Council.

MOVED by Councillor Lund, seconded by Councillor Walker, that Halifax Regional Council approve By-Law S-606, An Amendment to By-Law S-600, Respecting Solid Waste Collection and Disposal, Charges on Outstanding Accounts, as outlined in Attachment "A" of the June 24, 2010 staff report. MOTION PUT AND PASSED.

11.2 MEMBERS OF COUNCIL

11.2.1 Councillor Adams – Sambro Local Transit Rate

Councillor Adams expressed concern regarding the area rate Sambro residents pay for transit. He noted that the annual operating costs for the Sambro transit bus is \$282,000. The rate collected for transit service in the area is \$185,000. If the planned 60% reduction in services is implemented, the communities from Harrietsfield to Ketch Harbour will be paying an additional \$72,000 for a service they will not receive.

MOVED by Councillor Adams, seconded by Councillor Dalrymple, that Halifax Regional Council:

- 1. Defer consideration of this matter pending a meeting of Metro Transit staff, Councillor Adams, Hendsbee and Dalrymple, and representatives from their respective communities, to develop a strategy and plan to maximize community transit.**
- 2. Direct staff to prepare a Council report relative to the outcome of these discussions, including Finance input, and the potential impact on any future community transit routes in HRM.**
- 3. That any changes to Community Transit be held in abeyance until the above report comes back to Council.**

Councillor Sloane requested that Route 3, Manors be added to the discussion and commented that it is a vital service to HRM's seniors.

MOVED by Councillor Sloane, seconded by Councillor Watts, that the motion be amended to include Route 3, Manors as part of the discussion. MOTION to amend PUT AND PASSED.

Council entered into a brief discussion.

Councillor Dalrymple commented that the consultation with staff falls directly in line with Council's August 10, 2010 request for a staff report respecting options to maintain current transit service for school children from the Woodbine Mobile Home Park to the Beaverbank Monarch Elementary School.

Deputy Mayor Johns expressed concern with the amendment to the motion, commenting that there is merit in the Route 3, Manors; however, it is not the same issue as the Sambro transit route. He commented that Council should not be combining the two transit issues under one topic.

Councillor Adams indicated that the community transit routes are separate issues from the Route 3, Manors issue; however, he wanted to ensure that the community transit component is addressed. The discussion will parallel with the Route 3, Manors discussion.

The Mayor clarified that the information coming forward to Council will be provided as two separate reports.

In response to a concern raised by Councillor Barkhouse respecting why Cow Bay's transit service is being excluded from the discussion, the Mayor advised that the motion is for a specific transit route. The motion is an attempt to combine the existing staff

report request from District 2 and review whether HRM can sustain the existing transit programs described in the motion. He noted that the area of Cow Bay is not included within the existing discussions of Councillors Adams and Dalrymple. Council will have the ability to fully debate and discuss the issue once the information is provided.

Councillor Hum expressed concern regarding the motion, noting that the staff reports will only create more confusion. She suggested that Councillors meet individually with staff respecting their District's transit issues.

Councillor Rankin commented that the level of transit service is not dependant on the amount of tax an individual community pays. He noted that the Sambro transit service was established as a pilot program, which has to have an evaluation done to determine whether it is sustainable based on the revenue.

Councillor Dalrymple commented that the intent of Councillor Adams' motion is an attempt to simplify the process. He noted that Metro Transit staff identify Districts 1, 2 and 3 routes as the three rural community transit lines. He further commented that each of those District share similar transit situations.

Councillor Barkhouse requested the motion be read. The Clerk read the following:

MOVED by Councillor Adams, seconded by Councillor Dalrymple, that Halifax Regional Council:

- 1. Defer consideration of this matter pending a meeting of Metro Transit staff, Councillor Adams, Hendsbee and Dalrymple, and representatives from their respective communities, to develop a strategy and plan to maximize community transit and further that Route 3, Manors be included in this discussion with involved Councillors being part of the discussion.**
- 2. Direct staff to prepare a Council report relative to the outcome of these discussions, including Finance input, and the potential impact on any future community transit routes in HRM.**
- 3. That any changes to Community Transit be held in abeyance until the above report comes back to Council.**

Councillor Barkhouse asked to speak with transit staff respecting Cow Bay's transit route. She further requested that Cow Bay's route be included as part of the discussion with staff.

The Mayor reiterated that Council will have the ability to fully debate and discuss the issues once the staff report is provided.

MOTION PUT AND PASSED.

11.2.2 Councillor Mosher – Request for Staff Update – Smoking in Parks

This item was deferred to the September 21, 2010 Council session during the setting of the agenda.

12. MOTIONS

12.1 Councillor Nicoll

MOVED by Councillor Nicoll, seconded by Councillor Karsten, that Halifax Regional Council direct staff to prepare a report on the benefits of switching the Youth Advisory Committee from a Committee of Council to a “group”, so the group is not subject to Administrative Order Number One, and can focus more on actions as was the recommendation of the youth currently serving on the Youth Advisory Committee. MOTION PUT AND PASSED.

13. ADDED ITEMS

13.1 Councillor Karsten – Councillor Gloria McCluskey – Leave of Absence Request

MOVED by Councillor Karsten, seconded by Councillor Wile, that Halifax Regional Council grant Councillor Gloria McCluskey a leave of absence from meetings starting with today’s Regional Council Meeting, September 14, 2010 until such time as her doctor gives permission for her return. MOTION PUT AND PASSED.

13.2 Proposed Administrative Order 46, Respecting HRM Asset Naming Policies

This matter was dealt with at a Committee of the Whole session held earlier today and was before Council for ratification.

MOVED by Councillor Harvey, seconded by Councillor Sloane, that Halifax Regional Council:

- 1. Approve in principle Administrative Order 46, Respecting HRM Asset Naming Policies as outlined in Attachment 1 of the staff report dated August 26, 2010, with the proviso that the naming of monuments and markers be removed from the policy.**
- 2. Recognize the Asset Naming program as the primary means for commemoration in the municipality.**

MOTION PUT AND PASSED.

13.3 Proposed By-Law O-109, and Amendments to Administrative Order 33, Respecting Open Air Burning

This matter was dealt with at a Committee of the Whole session held earlier today and was before Council for ratification.

MOVED by Councillor Streach, seconded by Councillor Rankin, that Halifax Regional Council:

- 1. Approve in principle By-Law O-109, Respecting Open Air Burning, as outlined in Attachment 1 of the June 3, 2010 Supplementary Report, and set a public hearing;**
- 2. Approve in principle amendments to Administrative Order 33, Respecting Open Air Burning as outlined in Attachment 2 of the June 3, 2010 staff report, and;**
- 3. Subsequent to the approval of By-Law O-109, repeal By-Law 0-103, Respecting Open Air Burning.**
- 4. That the provincial Department of Natural Resources requirements be the permitting requirements in place from April 15 to October 15 in the areas specifically outlined in the current By-Law.**

MOTION PUT AND PASSED.

13.4 Legal Matter – Settlement of Policy Grievances

This matter was dealt with at an In Camera session held earlier today and was before Council for ratification.

MOVED by Councillor Wile, seconded by Councillor Sloane, that Halifax Regional Council:

- 1. Settle grievances #08-06-O and #09-11-O for the amount of \$32,338.56 to achieve a full and final settlement of the grievances, upon execution of the enclosed Settlement Agreement by the Mayor; and**
- 2. It is further recommended that the Private and Confidential staff report dated August 16, 2010 not be released to the public.**

MOTION PUT AND PASSED.

13.5 Legal Matter – Settlement of Claim

This matter was dealt with at an In Camera session held earlier today and was before Council for ratification.

MOVED by Councillor Karsten, seconded by Councillor Walker, that Halifax Regional Council:

- 1. Settle this claim as set out in the August 24, 2010 staff report and brought by the Plaintiff in the amount of \$50,000.00, to achieve a full and final settlement of the Plaintiff's action, upon obtaining a full release from the Plaintiff from any further claims arising out of the incident on March 14, 2005; and**
- 2. It is further recommended that the Private & Confidential staff report dated August 24, 2010 not be released to the public.**

MOTION PUT AND PASSED.

14. NOTICES OF MOTION

14.1 Councillor Karsten

Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, September 21, 2010, I propose to introduce, for approval by Council a Policy pursuant to Section 325 of the *Halifax Regional Municipal Charter*, Administrative Order SC-61. The purpose of this policy is to effect closure of a portion of Ochterloney and Wentworth Streets, Dartmouth, Nova Scotia.

14.2 Councillor Adams

Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, September 21, 2010, Councillor Mosher proposes to introduce, for approval by Council a Policy pursuant to Section 325 of the *Halifax Regional Municipal Charter*, Administrative Order SC-60. The purpose of this policy is to effect closure of a portion of Kelly Street, Halifax, Nova Scotia.

14.3 Councillor Harvey

Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, September 21, 2010, Councillor Hendsbee proposes to move approval of amendments to Administrative Order #19, the purpose of which is to provide clarity in the administration of the Order.

14.4 Councillor Harvey

Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, September 21, 2010, Councillor Mosher proposes to move approval of Administrative Order #46, the purpose of which is to adopt an Asset Naming Policy for HRM.

15. ADJOURNMENT

The meeting adjourned at 7:50 p.m.

Cathy Mellett
Municipal Clerk

INFROMATION ITEMS
September 14, 2010

1. Memorandum from Acting Director, Transportation & Public Works dated August 25, 2010 re: Roundabouts
2. Memorandum from Acting Director, Transportation & Public Works dated August 30, 2010 re: Proposed Transmission Line Project – Cole Harbour to Eastern Passage
3. Memorandum from Director, Legal Services & Risk Management dated August 24, 2010 re: Charitable Solicitation By-Law
4. Memorandum from Director, Legal Services & Risk Management dated August 23, 2010 re: Status of By-Law Prosecutions – June 10, 2010
5. Memorandum from Director, Legal Services & Risk Management dated August 23, 2010 re: Status of By-Law Prosecutions – June 2010
6. Memorandum from Acting Director, Infrastructure & Asset Management dated August 23, 2010 re: Minimum Soil Depth Requirements
7. Memorandum from Co-Chairs, Investment Policy Advisory Committee dated August 23, 2010 re: Quarter Ending June 30, 2010
8. Memorandum from Director, Finance dated September 7, 2010 re: Investment Activities – Quarter Ending June 30, 2010
9. Memorandum from the Municipal Clerk dated September 14, 2010 re: Request for Presentation to Council - None