

HALIFAX REGIONAL MUNICIPALITY

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HALIFAX REGIONAL COUNCIL  
MINUTES

November 16, 2010

PRESENT: Mayor Peter Kelly  
Deputy Mayor Jim Smith  
Councillors: Steve Streach  
Barry Dalrymple  
David Hendsbee  
Lorelei Nicoll  
Gloria McCluskey  
Darren Fisher  
Bill Karsten  
Jackie Barkhouse  
Mary Wile  
Jerry Blumenthal  
Dawn Sloane  
Sue Uteck  
Jennifer Watts  
Debbie Hum  
Linda Mosher  
Stephen Adams  
Brad Johns  
Robert Harvey  
Tim Outhit  
Reg Rankin  
Peter Lund

REGRETS: Councillor: Russell Walker

STAFF: Mr. Wayne Anstey, Acting Chief Administrative Officer  
Ms. Mary Ellen Donovan, Municipal Solicitor  
Ms. Cathy Mellett, Municipal Clerk  
Ms. Krista Tidgwell, Legislative Assistant

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## 1. CALL TO ORDER

Mayor Kelly called the meeting to order at 6:03 p.m. with the Invocation being lead by Councilor Hum.

## 2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillor Outhit welcomed the 1<sup>st</sup> Bedford Cub Pack and introduced their leaders. He further reminded residents that the Light Up Bedford Parade is November 21<sup>st</sup>.

Councillor Sloane made the following announcements:

- the Halifax Parade of Lights is November 20<sup>th</sup>; Q104 will be collecting food donations for Feed Nova Scotia
- the Common Roots Public Forum is hosting two open houses on November 21<sup>st</sup> at Guild Hall, Hotel Atlantica and December 1<sup>st</sup> at the RBC Auditorium, QEH Health Science Centre; the meetings are to discuss the Urban Farm for the proposed former QEH school site

Councillor Blumenthal reminded residents that the 3 Manor bus route schedule is changing as of November 22<sup>nd</sup> from four runs to three.

Councillor Dalrymple invited residents to attend a family fun day on November 20<sup>th</sup> at the Grand Lake Community Hall in support of a 1½ year old boy in Fall River who has been diagnosed with Leukemia. He further announced that:

- the Waverly Sports Park Board's Public Information/Annual General Meeting is November 24<sup>th</sup>
- the Fall River Lions Christmas Express Parade and the Beaver Bank Lions Parade are November 28<sup>th</sup>

Councillor Harvey invited Sackville residents to attend the RCMP Town Hall Meeting on November 18<sup>th</sup>.

Councillor Watts made the following announcements:

- the Westmount Community Meeting is November 18<sup>th</sup>
- the Ardmore Park Planning Meeting is November 22<sup>nd</sup>
- the Nova Scotia Food Policy Council is hosting a gathering November 21<sup>st</sup>; additional information is available on HRM's website or by contacting Councillor Watts
- the Community Solar Project is on the Peninsula Community Council's December 1<sup>st</sup> agenda

Councillor Mosher indicated that:

- the Rotary Club of Halifax Northwest and the Easter Seals Nova Scotia's November Nog fundraiser and dance is November 19<sup>th</sup>

- the Cunard Junior High School's 23<sup>rd</sup> Annual Christmas Craft Fair is November 20<sup>th</sup>
- there has been a number of Coyote sightings along the new Chain of Lakes Trail and within the Fairmount community; the Department of Natural Resources has been contacted

Councillor Lund announced that:

- the Council of Community Organization's meeting is November 17<sup>th</sup>; the meeting is to discuss environmental issues related to the Chebucto/Peninsula area
- the Saint Luke's Annual Christmas Craft Market is November 20<sup>th</sup>
- the Black Point Volunteer Fire Department's fundraiser is November 21<sup>st</sup>
- the Unicorn Theater is hosting a Peter Pan musical from November 26<sup>th</sup>-28<sup>th</sup> and December 4<sup>th</sup> and 5<sup>th</sup>; information is available through the Box Office 237-3656 or [www.unicorntheatre.ca](http://www.unicorntheatre.ca)

Councillor Hendsbee announced the following:

November 20<sup>th</sup>

- Saint Anne's Annual Church Bazaar and Auction, Lake Echo
- Saint Anselm Parish's Corn Beef Supper, West Chezzetcook
- East Preston Baptist Church Prison Ministry's 30<sup>th</sup> Anniversary Banquet

November 21<sup>st</sup>

- Art and Craft Sale at the Seaforth Hall, Seaforth
- Merchandise BINGO in support of the Eastern Shore Minor Hockey Association Peewee Teams
- Chezzetcook Volunteer Fire Department Annual Turkey Supper and Christmas Sale

November 22<sup>nd</sup>

- Marine Drive, Valley and Canal Community Council meeting; the supplementary report regarding the Mobile Home Park proposal is on the agenda

Deputy Mayor Smith reminded Council that the Volunteer Conference is November 19<sup>th</sup> and 20<sup>th</sup> at the Holiday Inn, Dartmouth.

Councillor Barkhouse made the following announcements:

- Eastern Passage's Annual Christmas Tree Lighting is November 28<sup>th</sup>
- Candy Cane Cove and Jingle Bell Run are at Fishermen's Cove, Eastern Passage December 5<sup>th</sup>; residents can contact her or Fishermen's Cove to register

Councillor Adams invited residents to attend the Spryfield Santa Claus Parade November 28<sup>th</sup>. Additional information is available on HRM's website or by contacting Bruce Holland.

Councillor Hum announced the following events for November 17<sup>th</sup>:

- Mount Saint Vincent University's Black Tie Dinner, Auction and Bingo; for more information contact Barbara Pike, Committee Chair at 457-6270
- Rockingham Heritage Society's Annual General Meeting and book launch for Sharon and Wayne Ingles; their book is on the history of Rockingham, Birch Cove and Princess Lodge

**3. APPROVAL OF THE MINUTES – NONE**

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

Additions:

- 12.1 Project 01341 – Cost of Servicing Study and Requests to Initiate Secondary Planning Strategies
- 12.2 Municipal Usage of Halifax N Viro Soil Amendment (Class A)

**MOVED by Councillor McCluskey, seconded by Councillor Sloane, 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**

**8. CONSIDERATION OF DEFERRED BUSINESS – November 9, 2010**

**8.1 Presentation – Halifax 2011 Canada Games Host Society**

A copy of the presentation dated November 9, 2010 entitled: 94 Days to Games Time was before Council.

Mr. Jean-Paul Deveau, Games Chairman, delivered a presentation to Council noting that 6,103 volunteers have signed up to date. Mr. Deveau further indicated that tickets for Women's Curling Semi-Finals and Finals are sold out; however, there are still lots of tickets remaining for the various other events.

Council viewed a video entitled: 100 days to 2011 Canada Games.

Councillor Sloane indicated that she attended the Keith's Brewery Sponsorship Announcement and listed some of the entertainment that will be playing during the Games.

## **8.2 Supporting Agriculture in Halifax Regional Municipality**

A staff report dated August 5, 2010 was before Council.

**MOVED by Councillor Watts, seconded by Councillor Sloane, that Halifax Regional Council direct staff to support local agriculture through means of municipal authority and jurisdiction as demonstrated in the Discussion section of the August 5, 2010 staff report.**

Council entered into a discussion with staff responding to questions. The following points were noted by staff:

- the August 5<sup>th</sup> staff report identifies support for local agriculture throughout Nova Scotia

Councillor Streach noted the importance of recognizing the significant value that HRM's agricultural communities have to offer.

- community engagement could be undertaken if approved by Council
- under the Regional Plan there are opportunities within the Rural Commuter and Agricultural land use designation for Open Space Design; the objective is to cluster houses on a smaller portion of the overall lot, leaving open space which could be used for agricultural purposes; there is an opportunity for the land to be held in common

In response to a question raised by Councillor Dalrymple regarding whether the motion would support a local group looking to start a community garden, Mr. Richard MacLellan, Manager, Sustainable Environment Management Office, advised that staff's recommendation within the August 5<sup>th</sup> staff report is in regard to increasing the content of the food basket from 13%. He noted that HRM supports community gardens and suggested that Councillor Dalrymple provide his contact information to the group.

Councillor Hum noted the health benefits of locally grown foods, as well as the social and leisure activity perspective. She further noted the importance of promoting community gardens and public awareness within HRM.

Mr. MacLellan advised that HRM's Community Recreation Coordinators can assist groups/residents with the application process or through putting them in contact with local gardening groups. He noted that there has been an increase interest in community gardens and there is a process in place that raises awareness around agriculture issues.

**MOTION PUT AND PASSED.**

### **8.3 2011 Halifax Regional Council Schedule**

A staff report dated October 25, 2010 was before Council.

Councillor Sloane noted an error within staff's recommendation; it should be the 2011 Regional Council Meeting Schedule, not 2010.

**MOVED by Councillor Sloane, seconded by Councillor McCluskey, that Halifax Regional Council approve the 2011 Regional Council Meeting Schedule as outlined in the attachment to the October 25, 2010 staff report.**

Councillor Watts expressed concern with Regional Council commencing directly after Committee of the Whole sessions in the afternoon.

**MOVED by Councillor Watts, seconded by Councillor Sloane, that the motion be amended to begin Regional Council sessions at 6 p.m. on the scheduled dates.**

The amended motion now reads:

**MOVED by Councillor Sloane, seconded by Councillor McCluskey, that Halifax Regional Council approve the 2011 Regional Council Meeting Schedule as outlined in the attachment to the October 25, 2010 staff report, with an amendment to begin Regional Council sessions at 6 p.m. on the scheduled dates.**

Council entered into discussion with the following being noted:

- Council has the technology to record Council sessions in the afternoon and broadcast them at 6 p.m.
- concern with wait times in between Council sessions

**MOTION to amend PUT AND DEFEATED.**

The motion before Council:

**MOVED by Councillor Sloane, seconded by Councillor McCluskey, that Halifax Regional Council approve the 2011 Regional Council Meeting Schedule as outlined in the attachment to the October 25, 2010 staff report.**

**MOTION PUT AND PASSED.**

### **8.4 Motion – Councillor Rankin**

A copy of Councillor Rankin's Notice of Motion from the November 2, 2010 Council session, along with a suggested amendment to the Notice of Motion was before Council.



**MOVED by Councillor Rankin, seconded by Councillor Johns, that Halifax Regional Council:**

- 1. Amend the formula set out in Administrative Order #17, used for determining Councillor and Mayor salaries to be subject to a percentage increase no greater than the current Nova Scotia Consumer Price Index and that the amendment be effective November 1, 2010; and**
- 2. Instruct the Chief Administrative Officer to reconvene the independent review committee to review the adequacy of the formula in its present day application. The committee shall take into account the NS CPI adjustment for possible application beyond 2010. The Committee will consider other factors that, in their opinion, may have merit, including examination of fixed remuneration during the whole term of office. The report from the committee including any and all recommendations, shall be submitted directly to open Council no later than the 2<sup>nd</sup> week of September 2011, and at the same session, its recommendation be subject to a vote by Council without amendments or debate.**

Mayor Kelly asked whether Councillor Uteck wished to include her motion (Item 8.5 Motion – Councillor Uteck) as an amendment to the motion, to which she agreed.

**MOVED by Councillor Uteck, seconded by Councillor Adams, to further amend Administrative Order #17 by adding Section 29(b) to state the following:**  
***“notwithstanding the entitlement to annual remuneration provided by Section 2, upon notice to the Chief Administrative Officer of the Municipality, a Member of Council shall receive such lesser annual remuneration as directed by the member of Council.”***

Ms. Mary Ellen Donovan, Municipal Solicitor, confirmed that Councillor Uteck’s motion is in order.

Council entered into discussion on the amendment.

Councillor Johns noted that the present formula removes Council from the process and expressed concern with respect to Council setting its own salary.

Mayor Kelly clarified that if Councillor’s Uteck’s motion is approved, than each individual Councillor can reject any increase.

Councillor Uteck further clarified that the only way Council can freeze their salary for the 2010-11 fiscal year is to amend Administrative Order #17. The Administrative Order does not presently give the ability to an individual to accept or decline a salary increase. She suggested that Council could defeat Councillor Rankin’s motion and approve her motion with an addition to set up a committee to review.

In response to a question raised by Councillor Hum, Ms. Donovan clarified that Councillor Uteck's motion would not affect any other Councillor other than the individual Councillor who elected to take a lesser salary. Further, it would not affect a Councillor who came into office prior to the 2012 election or through any other circumstance.

During the ensuing discussion the following points and concerns were raised on the amendment:

- the implications of the review regarding the present District Boundary Review
- Councillors have the option to donate their raise or portion of their salaries to charity should they chose to do so
- concern with political posturing; the amendment does the opposite of what Council had agreed to in May 2004
- Councillors' salaries should be fixed on a per-term basis (fourth and final year of the mandate of that Council) through a citizens committee process; Council can accept the recommendations and make it mandatory for the next Council to accept
- the spirit of the original intent was to give back the raise due to budget cuts
- Councillors should be able undertake this job with the confidence that they are able to do so based on the salary earned; HRM Councillors do not have expense budgets as compared to many other levels of government
- Council should be able to lead by example and choose to freeze Councillors' salaries during difficult times (ie. budget cuts, tax increase, other wage freezes, layoffs)

**MOTION on the amendment PUT AND DEFEATED.**

The motion before Council:

**MOVED by Councillor Rankin, seconded by Councillor Johns, that Halifax Regional Council:**

1. **Amend the formula set out in Administrative Order #17, used for determining Councillor and Mayor salaries to be subject to a percentage increase no greater than the current Nova Scotia Consumer Price Index and that the amendment be effective November 1, 2010; and**
2. **Instruct the CAO to reconvene the independent review committee to review the adequacy of the formula in its present day application. The committee shall take into account the NS CPI adjustment for possible application beyond 2010. The Committee will consider other factors that, in their opinion, may have merit, including examination of fixed remuneration during the whole term of office. The report from the committee including any and all recommendations, shall be submitted directly to open Council no later than the 2<sup>nd</sup> week of September 2011, and at the same session, its recommendation be subject to a vote by Council without amendments or debate.**

The following suggestions were noted during the ensuing discussion:

- the formula should be reviewed on a regular basis (every four years); based on a third party recommendation
- review the option of using the MLA's formula
- undertake the review following the decision of the Nova Scotia Utility and Review Board regarding the District Boundary Review

Council agreed to split the vote.

**MOVED by Councillor Rankin, seconded by Councillor Johns, that Halifax Regional Council:**

1. **Amend the formula set out in Administrative Order #17, used for determining Councillor and Mayor salaries to be subject to a percentage increase no greater than the current Nova Scotia Consumer Price Index and that the amendment be effective November 1, 2010; and**

**MOTION PUT AND PASSED.**

2. **Instruct the CAO to reconvene the independent review committee to review the adequacy of the formula in its present day application. The committee shall take into account the NS CPI adjustment for possible application beyond 2010. The Committee will consider other factors that, in their opinion, may have merit, including examination of fixed remuneration during the whole term of office. The report from the committee including any and all recommendations, shall be submitted directly to open Council no later than the 2<sup>nd</sup> week of September 2011, and at the same session, its recommendation be subject to a vote by Council without amendments or debate.**

**MOTION PUT AND PASSED.**

#### **8.5 Motion – Councillor Uteck**

This matter was addressed under Item 8.4, see page 8.

#### **8.6 Motion – Councillor Sloane**

Councillor Sloane delivered a presentation to Council entitled: Deputy Mayor Process Amendments. Highlights were as follows:

- each Community Council Chair would serve as a Deputy Mayor and receive a percentage of the 10% funds allotted to the Deputy Mayor
- the Community Council's Vice-Chairs would provide support to the Deputy Mayors and Councillors would provide support to the Vice-Chairs
- greater coverage of representation for the Mayor and Council; during Council sessions and attending the various community events

- this would come into affect following the decision of the Nova Scotia Utility and Review Board or following the 2012 election

**MOVED by Councillor Sloane, seconded by Councillor Lund, that Halifax Regional Council change the process and procedures for the selection of Deputy Mayor.**

**MOTION PUT AND DEFEATED.**

## **9. CORRESPONDENCE, PETITIONS & DELEGATIONS**

### **9.1 Correspondence – None**

### **9.2 Petitions**

#### **9.2.1 Dalrymple**

Petition submitted by Councillor Dalrymple containing 64 signatures requesting a speed limit reduction from 70 km to 50 km on Highway 2 from Fall River to Wellington.

#### **9.2.2 Councillor Karsten**

Petition submitted by Councillor Karsten containing 265 signatures in support of naming a new collector road in the Halifax Regional Municipality to “Heroes Way”.

#### **9.2.3 Councillor Sloane**

Petition submitted by Councillor Sloane containing over 200 signatures from the members of the community surrounding the St. John’s United Church requesting that Case 16417 – St. John’s United Church Spirit Place Redevelopment Project proposal for Willow Street and Windsor Street, Halifax be in keeping with the spirit of the current R-2 zoning.

#### **9.2.4 Councillor Sloane**

Petition submitted by Councillor Sloane containing 159 names requesting that the Halifax Regional Council stop the Convention Centre plan until there can be a meaningful public consultation process about the economics and vision for the public investment.

## **10. REPORTS**

### **10.1 CHIEF ADMINISTRATIVE OFFICER**

#### **10.1.1 Case 01298 – Extension of Central Water Service to Giles Drive, Bedford**

A staff report dated October 28, 2010 was before Council.

A copy of the presentation dated November 16, 2010 entitled: Extension of Central Water Service to Giles Drive, Bedford was before Council.

Mr. Roger Wells, Supervisor, Regional & Community Planning, Community Development, delivered a presentation to Council.

In response to a question raised by Councillor Outhit, Mr. Wells advised that there is evidence of the same type of bedrock in other areas of HRM; however, the bedrock and anticline are unique to this geographic location.

Councillor Outhit expressed concern with the five residents having to pay a Local Improvement Charge (LIC) for an extenuating circumstance, as well as, a future LIC for permanent sewer and water installation when it becomes available.

**MOVED by Councillor Outhit, seconded by Councillor Johns, that Halifax Regional Council:**

- 1. Based on the unique circumstances associated with this issue and this specific location that HRM pay the \$100,000 towards the street portion of the laterals for effected residents, in addition to the developer's contribution of \$50,000.**
- 2. Give First Reading to consider amendments to the Regional Subdivision By-law to extend the Water Service Area boundary, as set out in Attachment A of the October 28, 2010 staff report and schedule a Public Hearing.**

Council recessed at 8:03 p.m.

Council reconvened at 8:17 p.m. with Councillor Streach absent.

Council entered into discussion. The following points, concerns and suggestions were noted:

- concerned with the extensive development taking place in HRM; not an isolated case, could happen again
- concern with the impact on homeowners (water levels/quality, storm water run off, flooding); potential damage to areas outside of a designated per-blasting surveyed area
- option of using a portion of the Councillor's capital funds; multi-year contribution
- identify the LIC for the entire loop of Giles Drive
- a more permanent solution should be sought out; whether the cost for the temporary hook-up can be credited towards the amount of a permanent hook-up
- a review of the Blasting By-law parameters should be done
- HRM needs to accept some responsibility; option to divide payment into thirds (HRM, the developer and the five residents each pay \$50,000)

Mr. Wells indicated that one of the residents has installed a filter which is helping the situation. However, the conclusion of the Consultants' report is that with continued construction and blasting activity in the general area, that it might not only impact future water quality but also the quantity.

Councillor Lund expressed concern with the effects of road salt on the residents' wells.

In response to a question raised by Councillor Lund, Mr. Jamie Hannam, Director, Engineering and Information Services, Water Commission, advised that there is a watermain along the Hammonds Plains Road that services some of the homes; however, there are a few historical lots that are still on well and septic.

Councillor Dalrymple questioned the uniqueness of the situation and provided an example of water issues within the Monarch/Rivendale Subdivisions of Beaver Bank. He suggested that Council contribute \$50,000 towards the overall water installation for the Monarch/Rivendale Subdivisions.

Further discussion ensued with staff responding to questions. Additional points noted:

- concern with setting a precedent
- the residents' home insurance should have covered the cost

A recorded vote was taken.

#### **MOTION PUT AND DEFEATED.**

Those voting in favour were: Mayor Kelly, Councillors Adams, Blumenthal, Harvey, Johns, Lund, Outhit, Rankin and Wile.

Those voting against were: Deputy Mayor Smith, Barkhouse, Dalrymple, Fisher, Hendsbee, Hum, Karsten, McCluskey, Mosher, Nicoll, Sloane, Uteck, and Watts.

Councillors Streach and Walker were not present for the vote.

In response to a request made by Councillor Dalrymple respecting a proposed motion for the Monarch/Rivendale Subdivisions, Mayor Kelly advised that it would have to come forward as a Notice of Motion.

#### **MOVED by Councillor Karsten, seconded by Councillor Outhit, that Halifax Regional Council:**

- 1. Based on the unique circumstances associated with this issue and this specific location that HRM pay the \$50,000 towards the street portion of the laterals for the effected residents, in addition to the developer's contribution of \$50,000.**

2. **Give First Reading to consider amendments to the Regional Subdivision By-law to extend the Water Service Area boundary, as set out in Attachment A of the October 28, 2010 staff report and schedule a Public Hearing.**

**MOTION PUT AND PASSED.**

**10.1.2 Proposed Amendments to Administrative Order 28, Respecting the Creation of the Peninsula Community Council and Amendments to the District 12 Planning Advisory Committee Terms of Reference**

The following was before Council:

- A staff report dated October 25, 2010.
- An email from Heather Ternoway, Chair, District 12 Planning Advisory Committee, dated November 16, 2010 re: Concerns with Amendments to District 12 PAC Terms of Reference.

**MOVED by Councillor Sloane, seconded by Councillor Watts, that Halifax Regional Council approve in principle:**

1. **Proposed amendments to Administrative Order 28, as outlined in Attachment A of the October 25, 2010 staff report, to designate Halifax Regional Council as the sole decision making body for amendments to the Downtown Halifax Land Use By-Law and on appeals of site plan approvals in the Downtown Halifax Plan area.**
2. **Proposed amendments to the District 12 Planning Advisory Committee Terms of Reference, as contained in Attachment B of the October 25, 2010 staff report, so that the Design Review Committee and the Heritage Advisory Committee become the only two committees making recommendations to Regional Council on planning matters affecting the Downtown Halifax plan area.**
3. **Further, direct staff to forward the reports and draft agreements for the two remaining grandfathered development agreement applications within the downtown Halifax plan area to the District 12 Planning Advisory Committee for review and recommendation.**

Council entered into discussion with staff responding to questions.

**MOTION PUT AND PASSED.**

**10.1.3 Halifax Central Library Contribution Agreement – Building Canada Fund**

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

**MOVED by Councillor Sloane, seconded by Councillor Blumenthal, that Halifax Regional Council authorize the Mayor and Municipal Clerk to sign the attached Contribution Agreement with the Minister of Transport, Infrastructure and Communities (“Canada”), for the Halifax Central Library on behalf of the Halifax Regional Municipality. MOTION PUT AND PASSED.**

#### **10.1.4 Encroachment Agreement – Lands of Ultramar, Carlisle Drive**

A staff report dated October 27, 2010 was before Council.

**MOVED by Councillor Nicoll, seconded by Councillor Hendsbee, that Halifax Regional Council approve the attached amended Encroachment Agreement to allow Ultramar Ltd. to maintain use and access of their waterline located in the extension of Carlisle Drive for the purpose of supplying process water to their facility. MOTION PUT AND PASSED.**

#### **10.1.5 Energy Recovery from Pressure Reducing Valve (PRV) Chambers – Pilot Project**

A staff report dated November 10, 2010 was before Council.

**MOVED by Councillor Uteck, seconded by Councillor Sloane, that Halifax Regional Council endorse Halifax Water’s application for Eco-Trust funding, for design of a pilot program to generate electricity from pressure reducing valve chambers, at an estimated cost of \$100,000 including net HST. MOTION PUT AND PASSED.**

#### **10.1.6 Memorandum of Understanding – Vending Machine Energy Efficiency**

A staff report dated October 14, 2010 was before Council.

Councillor Uteck introduced Mr. Justin Sherwood, President of Refreshments Canada.

**MOVED by Councillor Uteck, seconded by Councillor Smith, that Halifax Regional Council request that the Mayor execute the Memorandum of Understanding between Refreshments Canada and the Halifax Regional Municipality. MOTION PUT AND PASSED.**

### **10.2 HARBOUR EAST COMMUNITY COUNCIL**

#### **10.2.1 Case 15787 – Municipal Planning Strategy Amendments and Amending Agreement – Russell Lake West, Dartmouth**

A report dated November 9, 2010 from the Harbour East Community Council was before Council.



A staff report dated October 13, 2010 was before Council.

**MOVED by Councillor Karsten, seconded by Councillor Nicoll, that Halifax Regional Council Give First Reading to consider the proposed amendments to the Dartmouth Municipal Planning Strategy, as set out in Attachment A of the staff report dated October 13, 2010, and schedule a joint public hearing with Harbour East Community Council.**

Council entered into discussion with staff responding to questions.

**MOTION PUT AND PASSED.**

### **10.2.2 Case 15781 – Irishtown Road Municipal Planning Strategy Amendment Request, Downtown Dartmouth**

The following was before Council:

- A Harbour East Community Council report dated October 5, 2010.
- A Heritage Advisory Committee report dated November 1, 2010.
- A staff report dated August 6, 2010.

**MOVED by Councillor McCluskey, seconded by Councillor Nicoll, that Halifax Regional Council Give First Reading to the proposed amendments to the Municipal Planning Strategy and Land use By-Law for Downtown Dartmouth as contained in Attachments A and B of the report dated August 6, 2010, to add a new Opportunity Site and adopt new site specific policy regarding site and design issues, and schedule a public hearing.**

Council entered into discussion with staff responding to questions.

**MOTION PUT AND PASSED.**

## **10.3 NORTH WEST COMMUNITY COUNCIL**

### **10.3.1 Uniform Charge for Lost Creek Community Association**

A North West Community Council report dated November 5, 2010 was before Council.

A staff report dated October 22, 2010 was before Council.

**MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee, that Halifax Regional Council approve a uniform charge of \$50.00 per property to be applied against properties within the mapped area depicted in Appendix A of the October 22, 2010 staff report effective with the 2011-12 fiscal year and for a term of 7 years to end for the 2018/2019 fiscal year to end for the purpose of funding the activities of the Lost Creek Community Association.**

**MOTION PUT AND PASSED.**

**11. MOTIONS – NONE**

**12. ADDED ITEMS**

**12.1 Project 01341 – Cost of Servicing Study and Requests to Initiate Secondary Planning Strategies**

This item was addressed at a previous Committee of the Whole session and was now before Council for ratification.

In response to a request made by Councillor Watts, Council agreed to split the motion and record each vote.

**MOVED by Councillor McCluskey, seconded by Councillor Hendsbee, that Halifax Regional Council:**

- (i) Undertake a Watershed Study for the Highway 102 West Corridor lands and await completion of Halifax Water's Wastewater Functional Plan.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Harvey, Hendsbee, Hum, Johns, Karsten, Lund, McCluskey, Mosher, Nicoll, Outhit, Rankin, Sloane, Uteck, Watts and Wile.

Those voting against were: None.

Councillors Streach and Walker were not present for the vote.

- (ii) Negotiate boundaries for the Blue Mountain – Birch Cove Lakes Regional Park in relation to the Highway 102 West Corridor lands through a facilitated process with an independent facilitator; and further, to bring the details of the proposed negotiating process back to Regional Council prior to entering into negotiations.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Harvey, Hendsbee, Hum, Johns, Karsten, Lund, McCluskey, Mosher, Nicoll, Outhit, Rankin, Sloane, Uteck, Watts and Wile.

Those voting against were: None.

Councillors Streach and Walker were not present for the vote.

- (iii) Defer the review of criteria under Policy S-3 of the Regional Plan to determine whether to initiate a Secondary Planning Process for the Highway 102 West Corridor lands.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Harvey, Hendsbee, Hum, Johns, Karsten, Lund, McCluskey, Mosher, Nicoll, Outhit, Rankin, Sloane, Uteck, Watts and Wile.

Those voting against were: None.

Councillors Streach and Walker were not present for the vote.

- (iv) Undertake a Watershed Study for Port Wallis this year and allow Port Wallis to move to the Secondary Planning Process as soon as the watershed study is completed.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Harvey, Hendsbee, Johns, Karsten, Lund, McCluskey, Nicoll, Outhit, Rankin, Uteck and Wile.

Those voting against were: Councillors Hum, Mosher, Sloane and Watts.

Councillors Streach and Walker were not present for the vote.

- (v) Defer any Watershed Study for Sandy Lake for two (2) years and defer the Secondary Planning Strategy.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Harvey, Hum, Johns, McCluskey, Mosher, Nicoll, Outhit, Sloane, Uteck, Watts and Wile.

Those voting against were: Councillors Hendsbee, Karsten, Lund and Rankin. Councillors Streach and Walker were not present for the vote.

**(vi) Explore creative solutions, in regard to funding sources, to have Watershed Studies initiated this fiscal year.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Harvey, Hendsbee, Johns, Karsten, Lund, McCluskey, Nicoll, Outhit, Rankin, and Wile.

Those voting against were: Councillors Hum, Mosher, Sloane, Uteck and Watts.

Councillors Streach and Walker were not present for the vote.

**(vii) Approve undertaking a Watershed Study for the Port Wallis study area and advanced project funding in the amount of \$150,000 for Project No. CDV00721-Watershed Environmental Studies in the 2011/12 project budget to undertake this study.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Harvey, Hendsbee, Karsten, Lund, McCluskey, Mosher, Nicoll, Outhit, Rankin, Uteck, Watts and Wile.

Those voting against were: Councillors Hum, Johns and Sloane.

Councillors Streach and Walker were not present for the vote.

**12.2 Municipal Usage of Halifax N Viro Soil Amendment (Class A)**

This item was addressed at a previous Committee of the Whole session and was now before Council for ratification.

Councillor Hendsbee requested that a recorded vote be taken.

**MOVED by Councillor Johns, seconded by Councillor Lund, that Halifax Regional Council:**

- 1. Request that Halifax Water undertake an independent review, by a third party scientific body, of the N-Viro product and report back to Council; and**
- 2. Upon receipt of the report, Council undertake a review of the policy and the potential uses of the N-Viro product.**

A recorded vote was taken.

**MOTION PUT AND PASSED.**

Those voting in favour were: Mayor Kelly, Deputy Mayor Smith, Councillors Adams, Barkhouse, Blumenthal, Dalrymple, Fisher, Hendsbee, Hum, Johns, Karsten, Lund, McCluskey, Mosher, Nicoll, Outhit, Rankin, Sloane, Uteck, Watts and Wile.

Those voting against were: Councillor Harvey.

Councillors Streach and Walker were not present for the vote.

**13. NOTICES OF MOTION**

**13.1 Councillor Sloane**

Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, the 23<sup>rd</sup> day of November, 2010, I proposed to move approval of amendments to Administrative Order 28, the purpose of which is to designate Halifax Regional Council as the sole decision making body for amendments to the Downtown Halifax Land Use By-law and on appeals of site plan approvals in the Downtown Halifax plan area.

**13.2 Councillor Dalrymple**

Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, the 23<sup>rd</sup> day of November, 2010, I will be requesting Council put \$50,000 towards the overall water installation project in Monarch/Rivendale Subdivisions of Beaver Bank.

**14. ADJOURNMENT**

The meeting was adjourned at 9:57 p.m.

Cathy J. Mellett  
Municipal Clerk

**INFORMATION ITEMS**  
**November 16, 2010**

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1. Memorandum from Direction, Infrastructure & Asset Management dated October 30, 2010 re: Musquodoboit Harbour Trail Petition
2. Memorandum from the Municipal Clerk dated November 13, 2010 re: Requests for Presentation to Council – Shubenacadie Canal Commission