

HALIFAX REGIONAL COUNCIL  
MINUTES

February 12, 2013

PRESENT:

Mayor Mike Savage  
Deputy Mayor Reg Rankin  
Councillors: Barry Dalrymple  
David Hendsbee  
Bill Karsten  
Lorelei Nicoll  
Darren Fisher  
Waye Mason  
Jennifer Watts  
Linda Mosher  
Russell Walker  
Stephen Adams  
Matt Whitman  
Brad Johns  
Tim Outhit

REGRETS:

Councillors: Gloria McCluskey  
Steve Craig

STAFF:

Mr. Mike Labrecque, Deputy Chief Administrative Officer  
Mr. Martin Ward, Municipal Solicitor  
Ms. Cathy Mellett, Municipal Clerk  
Ms. Sherrill Murphy, Deputy Clerk  
Ms. Jennifer Weagle, Legislative Assistant

TABLE OF CONTENTS

1.	INVOCATION .....	3
2.	SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS .....	3
3.	APPROVAL OF MINUTES – January 29, 2013.....	3
4.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS.....	3
5.	BUSINESS ARISING OUT OF THE MINUTES – NONE.....	3
6.	MOTIONS OF RECONSIDERATION – NONE.....	3
7.	MOTIONS OF RESCISSION – NONE .....	3
8.	CONSIDERATION OF DEFERRED BUSINESS – NONE.....	3
9.	CORRESPONDENCE, PETITIONS & DELEGATIONS .....	3
9.1	Correspondence .....	3
9.1.1	Request for Fly Past – 12 Wing Shearwater Royal Canadian Air Force – “Freedom of the City” and “Freedom of the Skies” .....	3
9.2	Petitions - None .....	4
9.3	Presentation - None.....	4
10.	REPORTS.....	4
10.1	CHIEF ADMINISTRATIVE OFFICER .....	4
10.1.1	Stormwater Infrastructure Funding Interim Solution.....	4
10.1.2	Proposed Amendments to Administrative Order 45, respecting Private Road Maintenance-Fee for South West Grand Lake Property Owners Association.....	4
10.2	NORTH WEST COMMUNITY COUNCIL.....	4
10.2.1	Case 17531: Municipal Planning Strategy Amendment and Development Agreement for a Fraternal Centre at 40 Sandy Lake Road, Beaver Bank.....	4
11.	MOTIONS.....	5
11.1	Councillor Fisher.....	5
12.	IN CAMERA - NONE .....	6
13.	ADDED ITEMS.....	6
13.1	Sidewalk Local Improvement Charges (LIC) and Taxes.....	6
13.2	Councillor Adams – Request for a letter re: Chebucto Head Road – Emergency Services Accessibility Assessment .....	7
14.	NOTICES OF MOTION .....	7
14.1	Councillor Mosher.....	7
14.2	Councillor Mosher.....	8
14.3	Councillor Johns .....	8
14.4	Councillor Nicoll .....	8
14.5	Councillor Walker.....	8
15.	ADJOURNMENT .....	8

**1. INVOCATION**

The Mayor called the meeting to order at 3:50 p.m. with the Invocation being led by Councillor Walker.

**2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillors noted a number of community announcements and acknowledgements.

**3. APPROVAL OF MINUTES – January 29, 2013**

**MOVED by Councillor Mason, seconded by Councillor Nicoll, that the minutes of the January 29, 2013 meeting of Halifax Regional Council be approved, as circulated. MOTION PUT AND PASSED.**

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

Additions:

- 13.1 Sidewalk Local Improvement Charges (LIC) & Taxes (COW ratification)
- 13.2 Councillor Adams – Request for a letter re: Checucto Head road – Emergency Services Accessibility Assessment

Deletion:

- 10.1.1 Stormwater Infrastructure Funding Interim Solution (deferred to Feb. 26/13 Council meeting)

**MOVED by Councillor Nicoll, seconded by Councillor Watts, that the order of business be approved as amended. MOTION APPROVED.**

**5. BUSINESS ARISING OUT OF THE MINUTES – NONE**

**6. MOTIONS OF RECONSIDERATION – NONE**

**7. MOTIONS OF RESCISSION – NONE**

**8. CONSIDERATION OF DEFERRED BUSINESS – NONE**

**9. CORRESPONDENCE, PETITIONS & DELEGATIONS**

**9.1 Correspondence**

**9.1.1 Request for Fly Past – 12 Wing Shearwater Royal Canadian Air Force – “Freedom of the City” and “Freedom of the Skies”**

Correspondence from Colonel I. Lightbody, 12 Wing Shearwater, dated January 15, 2013 was before Council.

**MOVED by Deputy Mayor Rankin, seconded by Councillor Nicoll, that Halifax Regional Council approve a fly past by 12 Wing Shearwater on Thursday, August 1, 2013 in conjunction with celebrations in honour of 50 years of service by the CHI124 Sea King Community to the Royal Canadian Navy, the Royal Canadian Air Force and the people of Canada. MOTION PUT AND PASSED UNANIMOUSLY. (14 in favour, 0 opposed)**

Councillors Karsten, McCluskey, and Craig were not present for the vote.

**9.2 Petitions - None**

**9.3 Presentation - None**

**10. REPORTS**

**10.1 CHIEF ADMINISTRATIVE OFFICER**

**10.1.1 Stormwater Infrastructure Funding Interim Solution**

This item was deferred to the February 26, 2013 session of Regional Council during the approval of the order of business. Refer to page 3.

**10.1.2 Proposed Amendments to Administrative Order 45, respecting Private Road Maintenance-Fee for South West Grand Lake Property Owners Association**

A report dated January 29, 2013 was before Council.

Notice of Motion on this matter was given on February 5, 2013.

**MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee, that Regional Council approve amending Schedule 4 of Administrative Order 45 as indicated in Appendix A of the January 29, 2013 report, and approve the revised Schedule 4 included in Appendix C of the same report. MOTION PUT AND PASSED UNANIMOUSLY. (14 in favour, 0 opposed)**

Councillors McCluskey, Mosher and Craig were not present for the vote.

**10.2 NORTH WEST COMMUNITY COUNCIL**

**10.2.1 Case 17531: Municipal Planning Strategy Amendment and Development Agreement for a Fraternal Centre at 40 Sandy Lake Road, Beaver Bank**

A report from North West Community Council dated January 29, 2013, with attached North West Planning Advisory Committee report and staff report, was before Council.

**MOVED by Councillor Johns, seconded by Councillor Outhit, that Regional Council give First Reading and schedule a public hearing to consider the proposed amendments to the Beaver Bank, Hammonds Plains and Upper Sackville Municipal Planning Strategy and Land Use By-Law as set out in Attachments A and B of the staff report and the proposed development agreement as set out in Attachment C of the staff report dated December 14, 2012. MOTION PUT AND PASSED UNANIMOUSLY. (15 in favour, 0 opposed)**

Councillors McCluskey and Craig were not present for the vote.

## **11. MOTIONS**

### **11.1 Councillor Fisher**

**MOVED by Councillor Fisher, seconded by Councillor Karsten, that Regional Council request staff to provide a report on the funding options for interim funding in the amount of \$140,000 for the next 24 months to the YMCA of Greater Halifax/Dartmouth to support the programs and services provided by the YMCA at NSCC Akerley Campus, and that the report be brought back to Regional Council in a timely fashion.**

Discussion ensued on the motion, with the following requests for inclusion in the report being noted:

- Councillor Hendsbee asked that the impact of the pool closure be a part of the report.
- Councillor Johns asked that the report address if there are other areas where similar requests were made for non-HRM owned facilities.
- Councillor Johns asked for staffs' opinion on this request being made for specific programs and services, as opposed to capital expenses.
- Councillor Watts, noting that the programs and services provided by the YMCA align with the mandate of HRM recreation services, asked that staff consider the congruence with HRM's mandate within the report.

At the request of Councillor Mason, Mr. Brad Anguish, Director, Community & Recreation Services advised that the report on multi-district facilities will be brought to the Audit & Finance Standing Committee on February 20, 2013. He clarified that staff are working on a Dartmouth East needs assessment for a pool, which will be coming forward this summer, although the current funding request is short term and urgent.

**MOTION PUT AND PASSED UNANIMOUSLY. (15 in favour, 0 opposed)**

Councillors McCluskey and Craig were not present for the vote.

**12. IN CAMERA - NONE**

**13. ADDED ITEMS**

**13.1 Sidewalk Local Improvement Charges (LIC) and Taxes**

This item is from the Committee of the Whole session held earlier on this date, and was before Council for ratification.

**MOVED by Councillor Johns, seconded by Councillor Whitman, that:**

- 1. Halifax Regional Council adopt the Selected Option being that all sidewalk costs in the existing urban and suburban areas be funded from the urban & suburban General Rate on the condition that the modified general rate will be applied to properties in suburban area within 1 kilometer of an existing sidewalk; and**
- 2. With further clarifications that LIC's would continue to be charged for the construction of new sidewalks outside of the areas paying the modified general rate.**

Councillor Karsten, on a point of personal privilege, requested that clarification be obtained from staff in the form of a brief information report, articulating the implications of the motion coming from Committee of the Whole, prior to ratification of the motion.

At the request of members, Mr. Martin Ward, Solicitor, clarified that a motion to refer or defer would take precedence over the motion on the floor.

**MOVED by Councillor Karsten, seconded by Councillor Nicoll, that Regional Council refer this matter back to staff requesting a brief information report articulating the implications of the motion from the Committee of the Whole session.**

Discussion ensued on the motion to refer.

At the request of members, the Clerk clarified that should the ratification of the Committee of the Whole motion be deferred pending an information report from staff, the the two members absent today would be able to vote on the motion when it came back to Council for ratification.

The motion to refer was voted on at this time.

**MOTION TO REFER DEFEATED. (6 in favour, 9 opposed)**

Those voting in favour were: Councillors Dalrymple, Karsten, Nicoll, Fisher, Mason, and Watts.

Those voting against were: Mayor Mike Savage; Deputy Mayor Rankin; and Councillors Hendsbee, Mosher, Walker, Adams, Whitman, Johns, and Outhit.

Councillors McCluskey and Craig were not present for the vote.

The Committee of the Whole motion for ratification was voted on at this time.

**MOTION PUT AND PASSED. (12 in favour, 3 opposed)**

Those voting in favour were: Mayor Mike Savage; Deputy Mayor Rankin; and Councillors Dalrymple, Hendsbee, Nicoll, Fisher, Mason, Mosher, Walker, Adams, Whitman, and Johns.

Those voting against were: Councillors Karsten, Watts, and Outhit.

Councillors McCluskey and Craig were not present for the vote.

**13.2 Councillor Adams – Request for a letter re: Chebucto Head Road – Emergency Services Accessibility Assessment**

Background material on this item was circulated to Council.

**MOVED by Councillor Adams, seconded by Deputy Mayor Rankin, that Mayor Savage, on behalf of Halifax Regional Council, request that the Federal government take immediate action to upgrade their portion of Chebucto Head Road to HRM Fire and Emergency Services accessibility standards to allow prompt response to any residential emergencies as per the recent accessibility assessment of the Chebucto Head Road. MOTION PUT AND PASSED UNANIMOUSLY. (15 in favour, 0 opposed)**

Councillors McCluskey and Craig were not present for the vote.

**14. NOTICES OF MOTION**

**14.1 Councillor Mosher**

“Take notice that on the next regular meeting of Halifax Regional Council, to be held on February 19, 2013, I will introduce a motion to approve an amendment to Administrative Order #46 the purpose of which is to include park bridges within the HRM Asset Naming Policy.”

**14.2 Councillor Mosher**

“Take notice that at the next regular meeting of Halifax Regional Council, to be held on February 19, 2013, I will introduce a motion to request a staff report on removing area rates for sidewalk snow clearing and that this service be provided for all sidewalks throughout HRM under the urban/suburban tax rate.”

**14.3 Councillor Johns**

“Take notice that at the next meeting of Halifax Regional Council, to be held on February 19, 2013, I intend to move a motion to amend Administrative Order #48 to grant to each Community Council the power to create no more than two Planning Advisory Committees (PAC) and that the terms of reference for any PAC be in a standardized form.”

**14.4 Councillor Nicoll**

“Take notice that at the next regular meeting of Halifax Regional Council, to be held on February 19, 2013, I will introduce a motion to approve the adoption of Administrative Order #49, the purpose of which is to replace the Settlement Policy for Legal Actions or Proceedings.”

**14.5 Councillor Walker**

“Take notice that at the next meeting of Halifax Regional Council, to be held on February 19, 2013, I will introduce a motion to give First Reading to By-law T-229 respecting Tax Exemption for Non-Profit Organizations and to schedule a public hearing.”

**15. ADJOURNMENT**

The meeting was adjourned at 4:39 p.m.

Cathy J. Mellett  
Municipal Clerk

**INFORMATION ITEMS**  
**February 12, 2013**

---

1. Proclamation- Gum Disease Awareness Month- February 2013
2. Proclamation- Conductive Education Day 2013- February 21, 2013
3. Memorandum from the Director of Finance and ICT, dated January 14, 2013 re: Processing Contractor Liability Claims
4. Memorandum from the Director of Community and Recreation Services, dated January 22, 2013 re: Dust Nuisance
5. Memorandum from the Municipal Clerk dated February 5, 2013 re: Requests for Presentation to Council- None