

HALIFAX REGIONAL COUNCIL
MINUTES (**REVISED**)

July 23, 2013

PRESENT:

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

REGRETS:

Councillor Brad Johns

STAFF:

Mr. Richard Butts, Chief Administrative Officer
Mr. Martin Ward, Municipal Solicitor
Ms. Cathy Mellett, Municipal Clerk
Ms. Sherrill Murphy, Deputy Clerk
Ms. Jennifer Weagle, Legislative Assistant
Mr. Matt Godwin, Legislative Assistant

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1. INVOCATION

The Mayor called the meeting to order at 1:00 p.m. with the Invocation being led by Councillor Adams.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of community announcements and acknowledgements.

3. APPROVAL OF MINUTES – June 11, 18, & 25, 2013 Regional Council, June 18, 2013 Committee of the Whole Session 1 & Session 2

Councillor Watts requested an amendment to the first paragraph of page 11, item 11.2.2, of the June 25, 2013 minutes to indicate that she declared a “potential” conflict of interest.

MOVED by Councillor McCluskey, seconded by Councillor Nicoll, that the minutes of June 11 and June 18, 2013 Regional Council, and June 18, 2013 Committee of the Whole Session 1 & Session 2 be approved as presented, and the June 25, 2013 Regional Council be approved as amended. MOTION PUT AND PASSED.

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

Additions:

- 14.1 Audit & Finance Standing Committee - Kearney Lake Road Bike Lanes – Halifax Water Cost-Sharing Agreement
- 14.2 Renewal of Enterprise Agreement – Microsoft Canada
- 14.3 Councillor Hendsbee – HRM Town Crier

Councillor Hendsbee requested that the “Private and Confidential In Camera Information Report re: Parkland Acquisition – Strategic Parcel, Porters Lake” be added to the In Camera agenda for discussion during the In Camera session.

MOVED by Councillor Watts, seconded by Councillor Mason, that the agenda be approved as amended. MOTION PUT AND PASSED.

5. BUSINESS ARISING OUT OF THE MINUTES – NONE

6. MOTIONS OF RECONSIDERATION – NONE

7. MOTION OF RESCISSION – February 5, 2013

7.1 Deputy Mayor Rankin – Motion to Rescind re Public Consultation on Solid Waste Recommendations

An extract of the February 5, 2013 Regional Council minutes was before Council.

MOVED by Deputy Mayor Rankin, seconded by Councillor Adams, that Halifax Regional Council Rescind the Motion passed at the February 5, 2013 Council meeting that Halifax Regional Council direct staff to initiate public consultation on the Stantec Report options and recommendations beginning with the Community Monitoring Committee and, in particular, recommendations A1 and A3 that:

- i. The Front End Processor (FEP) and Waste Stabilization Facility (WSF) be closed.**
- ii. The life of the Otter Lake Landfill be extended through vertical expansion.**

Deputy Mayor Rankin indicated that Council directed staff to begin the community engagement process by consulting first with the Community Monitoring Committee (CMC) on the recommendations to close the front end processor and waste stabilization facility, and expand the life of the landfill through vertical expansion. Deputy Mayor Rankin advised that staff have yet to undertake this consultation with the CMC, and he is proposing to rescind the original motion and put forward a new motion to place on hold the wider community consultation process until the initial step with CMC has been held and a report of those discussions and outcomes are presented to Council.

Deputy Mayor Rankin further suggested that given the anxiety and confusion that this matter has caused for the host community, particularly with the letter from the Province indicating that no changes will be permitted to be made to the landfill, this change in process will be the best for all involved. He indicated that area residents are concerned about the potential devaluation and loss of enjoyment of their properties. He reminded Council that the CMC is a partnership that was created by Council.

Councillor Adams spoke of his support for the motion, adding that in addition to local residents, the developers of Brunello Estates are also concerned about the affect changes to the landfill would have on property values in this very large residential development and golf course.

Councillor Dalrymple noted that he will not be supporting the motion, indicating that it would be presupposing the end of an engagement process that is not complete.

At the request of Councillor Watts, Mr. Martin Ward, Municipal Solicitor, clarified that a 2/3 majority would be required to rescind the February 5, 2013 motion. He also clarified that if the motion of rescission were successful, any motion from the floor after that would have to have arisen from Council's debate on the matter. A motion involving anything new that Council has not been informed of would have to go forward by way of a Notice of Motion to ask for a staff report.

Councillor Watts questioned what is central to the role of the CMC and how are they integrated in the public engagement process? She referenced a staff report brought to the Environment & Sustainability Standing Committee which outlined the integrated solid waste resource management consultation system engagement process. Councillor Watts asked for an update on the consultation process, including at what stage is the process, when it is expected to go to the public, and when the CMC will be engaged.

Mr. Richard Butts, Chief Administrative Officer, indicated that there are no staff available today to give an update on the public consultation process, although they are following the terms of the public consultation process set out by Council.

Councillor Watts indicated that she has asked for an update on these questions at a meeting last week, as she thinks Council should be kept up to date on the process.

Mr. Ward clarified that the Environment & Sustainability Standing Committee brought forward their recommendation to Council on April 23, 2013 with regard to the design of the public consultation process. He indicated that the 4th part of the motion approved on that date was added by Council to engage the CMC throughout the public engagement process.

Councillor Watts further clarified that the February 5, 2013 motion directs staff to initiate the public engagement process, beginning with the CMC. She asked whether this has taken place yet. Mr. Butts advised that the contract has just been awarded, so the consultation has not started yet. Councillor Watts suggested that the concern is that the consultation process has already been designed, and that the CMC are being brought into it after the fact.

Councillor Adams commented on the anxiety that will be caused to the community, the staff resources and the cost of consultants to undertake this consultation when the province has already indicated that they will not allow changes to the landfill.

Deputy Mayor Rankin referred to the July 15, 1997 Council minutes, which he had earlier circulated to members of Council, and which provided the CMC with a formal review before Council even considered approval of the landfill. Deputy Mayor Rankin indicated that there was legitimate expectation by the host-community that oversight of environmental protection of the landfill would be safeguarded by CMC for the life of the landfill.

Councillor Mason suggested that Council should consider a comprehensive waste resource system review, since the last one was done 20 years ago, through a publically driven process. Councillor Mason inquired whether the Motion of Rescission could be amended to include direction to undertake this review. Mr. Ward indicated that the Motion of Rescission would have to be voted on before a separate motion requesting the review could be brought forward.

Deputy Mayor Rankin noted, for the record, that the outcome of the Environment & Sustainability Standing Committee meeting was that the CMC be involved in all phases of the consultation, without diluting the intent of the February 5, 2013 motion.

Councillor Dalrymple noted that he would like Council to provide clear and concise direction to staff and the consultant to meet with the CMC immediately, and for them to set up the community consultation process and report back to Council.

Councillor Walker indicated that he will not support the Motion of Rescission because he would like the process to move forward as previously directed.

Councillor Hendsbee inquired whether the cost for the contract that has been awarded to the consultant would increase if Council were to change the direction of the consultation. Mr. Butts clarified that they would have to see the nature of the changes requested, and compare it to the nature of the original assignment.

Councillor Mosher requested a copy of the contract from 1997 to ensure that Council is keeping their promises to the Community. Mr. Ward advised he did not have the contract with him, but indicated that it would be provided.

A vote was taken at this time on the Motion of Rescission.

MOTION DEFEATED (5 in favour, 11 opposed).

Those voting in favour were: Deputy Mayor Rankin and Councillors Mason, Watts, Adams, and Whitman.

Those voting against were: Mayor Savage and Councillors Dalrymple, Hendsbee, Karsten, Nicoll, McCluskey, Fisher, Mosher, Walker, Craig, and Outhit.

Councillor Johns was absent from the meeting.

MOVED by Councillor Dalrymple, seconded by Councillor Watts, that Halifax Regional Council request that staff prepare a report to Regional Council providing a detailed outline of the consultation process as a result of a meeting with the CMC and the consultant prior to initiation of the public consultation and provide a monthly update to Council on the status of the consultation process.

Councillor Dalrymple indicated that he would be open to different forms of communication, either by information report or verbal update at Council.

Mr. Ward requested a few minutes to compare the motion with the public engagement process approved by Council.

Council recessed at 2:08 p.m., reconvening at 2:21 p.m.

Mr. Mike Labrecque, Deputy Chief Administrative Officer reviewed the original waste strategy public consultation process approved by Council. He noted that the proposed public engagement process was reviewed by the Environment & Sustainability Standing Committee (ESSC), and the CMC subsequently presented to the Committee, after which certain improvements were made to the process including the addition of town hall meetings. The ESSC then submitted a recommendation report to Council with the proposed public consultation process. Mr. Labrecque indicated that this included an online engagement option. Staff would also have consultations with waste industry stakeholders and those in the commercial sector, including large scale condo and apartment developments. He indicated that approximately eight to ten consultation meetings will be held plus the online component that will be active throughout the process.

Councillor Dalrymple thanked Mr. Labrecque for the clarification, indicating that he is satisfied that it will be a wide based consultation process and would be prepared to withdraw the first part of the motion. Councillor Watts, as seconder, expressed her interest in maintaining the first part of the motion. With the agreement of Council the first part of the motion was withdrawn and the motion on the floor read as follows:

That Halifax Regional Council request that staff provide a monthly update to Council on the status of the consultation process.

Council further discussed the consultation process, with staff responding to questions of clarification.

Deputy Mayor Rankin noted concern with the anonymity of online consultation, suggesting that consultation should first take place with the host community, and then be opened up to others in HRM and industry.

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

Those voting in favour were: Mayor Savage; Councillors Dalrymple, Hendsbee, Karsten, Nicoll, McCluskey, Fisher, Mason, Watts, Walker, Craig, and Outhit.

Those voting against were: Deputy Mayor Rankin; Councillors Adams, and Whitman.

Councillor Mosher and Johns were not present.

8. CONSIDERATION OF DEFERRED BUSINESS – NONE

9. PUBLIC HEARINGS

9.1 By-Law N-200, Respecting Noise – Exemption Application – SANDJAM Halifax

This item was addressed later in the meeting. Refer to page 27.

9.2 By-Law N-200, Respecting Noise – Exemption Application – University of King’s College Orientation

This item was addressed later in the meeting. Refer to page 27.

9.3 Project 01367 – Downtown Dartmouth View Planes – Amendments to the Regional Municipal Planning Strategy, Dartmouth Municipal Planning Strategy, and Downtown Dartmouth Municipal Planning Strategy and Land Use By-law

This item was addressed later in the meeting. Refer to page 27.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence - NONE

10.2 Petitions

10.2.1 Councillor Craig

Councillor Craig submitted a petition containing approx. 50 signatures from the Lakeshore Runners seeking support in the creation of a “Circle of Safety”, a well-lit and maintained 7 km route that circles First Lake and includes Kingfisher Way, sections of First Lake Drive, Cobequid Road, and Sandrick, Maple Grove and Birch Grove Avenues.

10.3 Presentation

10.3.1 Halifax International Airport Authority

A copy of the presentation was circulated to Council.

Mr. Tom Ruth, President & CEO, Halifax International Airport Authority (HIAA), presented an update on Halifax Stanfield International Airport passenger numbers, economic impact, 2012 finances, recent developments, and an overview of the 2012 capital program.

Councillor Dalrymple thanked Mr. Ruth for the presentation, and congratulated the airport on its successes and awards. He spoke of HIAA partnerships with the Parker Street Food and Furniture Bank and Habitat for Humanity.

Responding to questions from Councillor Watts with regard to commercial and retail development at the airport, in particular with the concept of the airport city, Mr. Ruth clarified that they are at the early stages of looking at that business case and what make sense for the HIAA and the community.

Responding to questions from Councillor Hendsbee, Mr. Ruth assured that HIAA staff and systems are in place to ensure due diligence with the pyritic slate on the runway. He also clarified that the permanent Titanic exhibit will help contribute to the sense of place that the airport is trying to develop, along with other arts and culture initiatives.

The Mayor thanked Mr. Ruth for his presentation, and extended appreciation to the HIAA.

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Renewal of Halifax International Airport Authority (HIAA) Development Grant Agreement

A report dated June 25, 2013 was before Council.

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

- 1. Renew the Development Grant Agreement with the Halifax International Airport Authority (HIAA), as described in Attachment 1 of the June 25, 2013 report; and**
- 2. Authorize staff to discuss with the Province the option of legislating the Development Grant Agreement as a Tax Agreement.**

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillor Johns was not present.

11.1.2 Award - Tender No. 13-055, Collection and Transportation of Source-Separated Solid Waste from Condominium Properties

A report dated June 24, 2013 was before Council.

MOVED by Councillor Nicoll, seconded by Councillor Craig, that Halifax Regional Council award Tender No. 13-055, Collection and Transportation of Source-Separated Solid Waste from Condominium Properties to Royal Environmental in Areas A and B, and Miller Waste Systems in Area C, for a three year period for the services specified at the unit prices provided in the tender, for a Total Tender Price of \$1,372,057.41 (net HST included) with funding from Solid Waste Resources Operating Account #R322-6399, Collection, as outlined in the Financial Implications section of the June 24, 2013 report. The distribution of this award is as follows:

- a) **Area A – Halifax/Western County to Royal Environmental at a price of \$764,562.38;**
- b) **Area B – Dartmouth/Cole Harbour to Royal Environmental at a price of \$366,794.72; and**
- c) **Area C – Bedford/Sackville to Miller Waste Systems at a price of \$240,700.31.**

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillor Johns was not present.

11.1.3 Award – Sole Source to Atlantic Purification Systems for the Parkson Biolac® Aeration System at the Highway 101 Leachate Treatment Facility

A report dated June 26, 2013 was before Council.

MOVED by Councillor Nicoll, seconded by Councillor McCluskey, that Halifax Regional Council, in accordance with the sole source provisions of Administrative Order 35, Section 8 (11)(A), sub-sections (a) and (b) (attached as Appendix A to the June 26, 2013 report), award the sole source purchase of the Parkson Biolac® Aeration System equipment and services to Atlantic Purification Services for a Total Price of \$220,398.03 (net HST included) with funding from Project Account No. CWU0164, as outlined in the Financial Implications section of the June 26, 2013 report.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillor Johns was not present.

11.1.4 Lease Renewal – Province of Nova Scotia, Halifax Family Court, 3380 Devonshire Avenue, Halifax

A report dated May 29, 2013 was before Council.

MOVED by Councillor Watts, seconded by Councillor Nicoll, that Halifax Regional Council authorize the Mayor and Municipal Clerk to enter into a Lease Agreement between “Her Majesty the Queen, Province of Nova Scotia” (Tenant) and Halifax Regional Municipality (Landlord) for the subject property, based on the key terms and conditions outlined in the May 29, 2013 report.

Responding to Councillor Karsten, Mr. Peter Stickings, Manager, Real Estate & Land Management, clarified that once the lease transaction has been completed, the Private and Confidential report can be declassified.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillor Johns was not present.

11.1.5 Lease Renewal Alderney Gate, Dr. Zwicker Dental Services

A report dated June 27, 2013 was before Council.

MOVED by Councillor McCluskey, seconded by Councillor Fisher, that Halifax Regional Council authorize the Mayor and Clerk to enter into a Lease Agreement between the Halifax Regional Municipality (Landlord) and Dr. Zwicker Dental Services (Tenant) for the subject premises, as outlined in Table 1 of the June 27, 2013 report.

Mr. Peter Stickings, Manager, Real Estate & Land Management, responded to questions from Council regarding the layout of Alderney Gate and the lease for the dental office, clarifying that leases for a duration of five years or less do not have to come to Council for approval.

Councillor Mason left the meeting at 3:15 p.m.

MOTION PUT AND PASSED UNANIMOUSLY (15 in favour; 0 against).

Councillors Mason and Johns were not present.

11.1.6 First Reading, Proposed By-law S-438, an Amendment to By-law S-400 Respecting Charges for Street Improvements, New Paving of HRM Owned Subdivision Streets – 2012

A report dated June 11, 2013 was before Council.

MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee, that Halifax Regional Council give First Reading to By-law S-438, an amendment to By-law S-400, Respecting Charges for Street Improvements, relating to New Paving of HRM Owned Subdivision Streets – 2012, and to begin the formal process of adoption of this by-law.

Councillor Dalrymple thanked staff, noting that actual costs came in lower than estimated costs for many of these paving projects.

MOTION PUT AND PASSED UNANIMOUSLY (15 in favour; 0 against).

Councillors Mason and Johns were not present.

11.1.7 Second Reading, Proposed By-Law S-437, an Amendment to By-Law S-400 Respecting Charges for Street Improvement, New Paving Projects outside the Core Area – 2012

An extract of the draft minutes of the June 18, 2013 Regional Council session was before Council.

A report dated May 31, 2013 was before Council.

MOVED by Councillor Adams, seconded by Councillor Walker, that Halifax Regional Council approve By-Law S-437, an amendment to By-Law S-400, Respecting Charges for Street Improvements, relating to New Paving of Subdivision Streets Outside the Core Area – 2012.

MOTION PUT AND PASSED UNANIMOUSLY (15 in favour; 0 against).

Councillors Mason and Johns were not present.

Councillor Karsten left the meeting at 3:25 p.m.

11.1.8 First Reading, By-law Respecting an Amendment to the Cemeteries By-law and Amendments to Administrative Order Number 20 (Cemeteries)

An extract of the minutes of the August 7, 2012 Regional Council session was before Council.

A second supplementary report dated June 6, 2013 was before Council.

MOVED by Councillor Craig, seconded by Councillor Nicoll, that Halifax Regional Council give First Reading to the proposed amendments to the By-law Respecting an Amendment to the Cemeteries By-law, C-702 as amended, set out in Attachment “A” of the June 6, 2013 Second Supplementary Report and give First Reading to the proposed amendments to Administratively Order number 20 as amended, set out in Attachment “E” of the June 6, 2013 Second Supplementary Report.

Councillor Mosher thanked staff, noting that residents were satisfied that their concerns had been resolved in this process.

Mr. Chris Mitchell, Manager, Municipal Operations, responded to questions of clarification from members of Council.

Councillor Hendsbee inquired about restoration plans for the Crimean War Cenotaph at the Old Burying Grounds in Halifax. Mr. Mitchell indicated that he did not have that information and would forward details to the Councillor after the meeting.

MOTION PUT AND PASSED UNANIMOUSLY (14 in favour; 0 against).

Councillors Mason, Karsten and Johns were not present.

Councillors Mason and Karsten re-entered the meeting.

MOVED by Councillor Adams, seconded by Councillor Walker, that Halifax Regional Council request a staff report to review cemetery fees as outlined in Administrative Order 20, Respecting Fees for Cemetery Services, in particular Section 3 Additional Fees subsections (i) Weekend/Holiday rate and (j) Burials after 4:00 p.m. Monday to Friday.

Mr. Mitchell responded to further questions of clarification from members of Council.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillor Johns was not present

11.1.9 Amendment to Administrative Order 46 – Naming Contests for HRM Assets

A report dated June 26, 2013 was before Council.

MOVED by Councillor McCluskey, seconded by Councillor Fisher, that Halifax Regional Council adopt the proposed amendments to Administrative Order number 46, as set out in appendices A and B of the June 26, 2013 report, to allow the use of Council approved contests to name ferries and further that Halifax Regional Council approve the use of an online naming contest for the new harbour ferry that is scheduled to be delivered in spring 2014.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillors Johns was not present.

11.1.10 Case 18423 – Amendments to the Bedford West Secondary Municipal Planning Strategy (MPS), Bedford

A staff report dated July 5, 2013 was before Council.

Correspondence dated July 22, 2013 from William L. Ryan, Stewart McKelvey Lawyers, was also before Council.

MOVED by Councillor Outhit, seconded by Councillor Craig, that Halifax Regional Council:

- 1. Authorize staff to initiate the process to consider amending the Bedford West Secondary Planning Strategy (SPS) and Land Use By-law (LUB) to enable 34 foot wide single unit dwelling lot frontages within Sub Areas 2, 7, and 8 and enable automotive service stations within the Mixed Use Business Campus Designation and within the Community Commercial area; and**
- 2. Request staff to follow the public participation program for the MPS amendment process as approved by Regional Council in February 1997.**

Councillor Outhit noted at the request of Councillor Fisher that mixed feedback was received from the public on the issue of automotive service stations, and further public discussion is needed on the topic.

Mr. Andrew Bone, Senior Planner, clarified at the request of members of Council, that the total lot density would not increase through this policy amendment, and the amendment would allow negotiation for decreased lot frontage, which would in turn allow an increase in the number of single family units. He further clarified that density for the sub-areas has already been set in policy.

Responding to a question from Councillor Whitman, Mr. Bone advised that regardless of whether or not plans for Highway 113 move forward, there will be a need for additional service stations in the area to service the population. Mr. Bone further clarified that flooding issues in the area of Bluewater Park is not a part of this project at this time, although he will make note of that for the staff review.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillors Johns was not present.

11.1.11 HRM Asset Names

A staff report dated July 5, 2013 was before Council.

MOVED by Councillor Fisher, seconded by Councillor Craig, that Halifax Regional Council approve:

- 1. The addition of the commemorative names identified in Attachment A of the July 5, 2013 report to the existing Commemorative Names List;**
- 2. The naming of a new park to Grassy Brook Park (Attachment B of the July 5, 2013 report), located at 112 Hector Gate, Dartmouth;**

3. **The administrative park names as outlined in Attachment C of the July 5, 2013 report;**
4. **The renaming of Willett Street Reserve, to Mary Clayton Memorial Park (Attachment D of the July 5, 2013 report) located on Willett Street, Halifax;**
5. **The renaming of the Rosebank Ave Parkette to Catherine MacLean Sullivan Park (Attachment E of the July 5, 2013 report) located at 1740 Rosebank Ave, Halifax;**
6. **The renaming of Ashford Close Park, to Audreys Park (Attachment F of the July 5, 2013 report) located at 65 Ashford Close, Upper Tantallon;**
7. **The renaming of Montebello Park to P02 Craig Blake Memorial Park (Attachment G of the July 5, 2013 report) located at 110 Appian Way, Dartmouth;**
8. **The renaming of Five Island Lake Rd Park, to Five Island Lake Park (Attachment H of the July 5, 2013 report) located at 127 Five Island Rd, Hubley;**
9. **The renaming of Fort Needham Sports Field to J Eric Davidson Sports Field (Attachment I of the July 5, 2013 report) located at 3255 Needham St, Halifax;**
10. **The renaming of the Ferry Terminal Park Playground to Kiwanis Playground (Attachment J of the July 5, 2013 report) located at 94 Alderney Drive, Dartmouth;**
11. **The naming of the trail within Bissett Lake Park, Cole Harbour, to Bissett Trail (Attachment K of the July 5, 2013 report); and**
12. **The naming of the trail around First Lake Regional Park, Lower Sackville, to Glen Slauenwhite Trail (Attachment L of the July 5, 2013 report).**

Councillor Craig noted a correction, requesting that “Regional” be removed from “First Lake Regional Park”.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillors Johns was not present.

11.1.12 Lacewood Transit Terminal

A staff report dated June 21, 2013 was before Council.

MOVED by Deputy Mayor Rankin, seconded by Councillor Walker, that Halifax Regional Council, by resolution, approve the siting of a new Metro Transit Lacewood Terminal on Lacewood Drive as generally shown on Attachment “A” of the June 21, 2013 report, and direct staff to proceed with the design and construction of the terminal.

Councillor Rankin thanked staff and noted that this site fits the criteria to provide better transit services in the area.

Councillor Mason requested that, given the way the Mainland Common and surrounding area is used, there should be a pedestrian access point from the trail and also from the North-West corner of Radcliffe Drive, to improve pedestrian connections to the terminal. At the request of Councillor Mason, Mr. Eddie Robar, Director, Metro Transit, advised that this site has the capacity to expand services and will be able to handle capacity for growth. Mr. Dave Reage, Manager, Planning & Scheduling, Metro Transit, indicated that this site will see an increase in users from 2500 to 3600 within a 400 metre walking distance area.

Responding to questions from Councillor Hendsbee with regard to parking for transit users, Mr. Robar indicated that an option may be for the Canada Games Centre to sell park and ride passes, similar to what is currently done at the Dartmouth Sportsplex.

Councillor Fisher suggested that HRM should consider partnering with the private sector for the construction of future transit terminals.

Responding to questions from members of Council about the design of the terminal, Mr. Robar indicated that having a standard design for transit terminals may not be ideal, because unique locations and service needs require a unique design. He further indicated that the terminal was designed to be able to respond to anticipated future demand.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillors Johns was not present.

Council recessed at 4:02 p.m. The meeting resumed at 4:14 p.m.

11.1.13 Nova Centre Construction Timing/Statement of Provincial Interest

Correspondence from Beverley Miller, Judy Haiven, and Phil Pacey, Heritage Trust of Nova Scotia was before Council.

A staff report dated July 15, 2013 was before Council.

MOVED by Councillor Mason, seconded by Councillor Mosher, that Halifax Regional Council:

- 1. Authorize a request to the Province of Nova Scotia (the Province) for consideration of a Statement of Provincial Interest and the creation of an Interim Planning Area Order to facilitate the timely construction of the underground parts of the Nova Centre building located below the elevation of Argyle Street that may include two levels of underground parking and the commencement of the lowest floor of the convention centre;**
- 2. Authorize the Chief Administrative Officer to execute an Indemnification and Release Agreement between HRM and Argyle Developments Inc. (the developer) to indemnify and release HRM from any liability attributable to HRM as a result of actions taken by the developer in response to the issuance of a Statement of Provincial Interest and Interim Planning Area Order as described in the July 15, 2013 report; and**
- 3. Subject to the issuance of a Statement of Provincial Interest and the creation of an Interim Planning Area Order, authorize staff to enter into negotiations to complete an encroachment license agreement between HRM and the developer for the use of lands under the Grafton Street right of way and authorize the Mayor and the Municipal Clerk to execute such an agreement.**

Councillor Mason indicated that this matter is about amending the process so that the Nova Centre that was outlined through public consultation can be built.

Councillor Whitman noted that he is agreeable with proceeding quickly, as long as a fair process is used for all developers.

Mr. Richard Butts, CAO, indicated that staff regularly work with developers with consideration to timelines.

Responding to questions from Councillor Watts with regard to when steps similar to this have taken place for a development before, Mr. Richard Harvey, Acting Urban Design Project Manager, advised that this is a unique situation, although HRM has worked with the province on development matters in the past.

Councillor Watts noted concern that developers are perceiving an unfair advantage to this development.

Councillor McCluskey pointed out that the design changes came about from changes that the public asked for through public consultation. At the request of Councillor McCluskey, Mr. Harvey outlined the timeframe associated with the proposed amendments, noting that eight months would be typical of MPS and LUB amendments, with subsequent site plan approval. He advised that additional information about the

proposed amendments to the design is now available on the planning applications website.

Councillor Hendsbee noted that it is important for the developer to complete the convention centre on time, to be able to meet pre-bookings for 2016.

Deputy Mayor Rankin spoke in support of this approach, noting that otherwise there would be a significant period of inactivity on the property, and requesting special consideration from the province is reasonable as this is a joint venture.

Councillor Dalrymple also spoke in favour of this approach, adding that continuing work on the site will save jobs.

Councillor Mosher spoke in support of the recommended approach, noting that the hotel, office and convention centre are a package deal and need to be built at the same time to attract conferences and conventions.

Responding to questions from Councillor Outhit as to whether this may set a precedent with other developers expecting exceptions, Mr. Butts indicated that staff do not expect this would set a precedent as the Nova Centre is a unique site with unique demands and circumstances.

Responding to further questions from Councillor Outhit, Mr. Harvey added that the design changes do not relate to either the public portions or the private portions of the development, but more to the overall design. He further clarified that staff will be bringing forward an initiation report which will clearly indicate the changes that are sought, and could also outline for Council options for shortening legislative timeframes for this particular proposal, which may include changes to the public consultation program and Design Review Committee consultation.

Mr. Butts further clarified that staff have spoken with the province on several occasions with regard to approaches for this situation.

MOTION PUT AND PASSED (15 in favour, 1 against).

Those voting in favour were: Mayor Savage, Deputy Mayor Rankin, and Councillors Dalrymple, Hendsbee, Karsten, Nicoll, McCluskey, Fisher, Mason, Mosher, Walker, Adams, Whitman, Craig and Outhit.

Those voting against were: Councillor Watts.

Councillor Johns was not present.

At the request of the Mayor, Mr. Martin Ward, Municipal Solicitor, reviewed the next steps. Mr. Ward advised that the request will be brought forward to the provincial government, which will result in a submission to the provincial cabinet. If Cabinet

accepts this and issues the statement of provincial interest, which will require the minister to issue an order, it will provide for an interim planning area and outline the parameters for changing the planning documents in order to allow the project to move forward.

11.2 HARBOUR EAST MARINE DRIVE COMMUNITY COUNCIL

11.2.1 First Reading, Project No. PN1286 – Dartmouth Main Street Plan Review

A report dated July 8, 2013 was before Council.

MOVED by Councillor Fisher, seconded by Councillor Hendsbee, that Halifax Regional Council give First Reading to consider the proposed amendments to the Municipal Planning Strategy (MPS) and Land Use By-Law (LUB) for Dartmouth, as set forth in Attachments 1 and 2 respectively of the May 30, 2013 staff report, and schedule a public hearing.

Responding to questions from Councillor Watts, with regard to active transportation considerations for Main Street, Mr. Marcus Garnet, Senior Planner, advised that a transportation study was done by consultants which included active transportation linkages. The plan is to bring forward to Council transportation improvements for the area via a separate report.

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillors Johns was not present.

11.3 EXECUTIVE STANDING COMMITTEE

11.3.1 Administrative Orders 40 and 41

A staff report dated June 25, 2013 was before Council.

A revised "Attachment A - Administrative Order 52" was circulated to Council.

MOVED by Councillor Mosher, seconded by Councillor McCluskey, that Halifax Regional Council:

- 1. Amend the HRM Code of Conduct for Elected Officials and put in the form of an Administrative Order, as set out in Attachment B of the report dated June 17, 2013;**
- 2. Approve Administrative Order 52, the Code of Conduct for Elected Municipal Officials as outlined in Attachment A of the report dated June 17 2013;**

3. **Amend the Public Appointment Policy as set out in Attachment D of the report dated June 17, 2013;**
4. **Repeal Administrative Orders 40, Irregular and Illegal Conduct and 41, Ethical Conduct Policy, as set out in Attachment E of the report, dated June 17, 2013;**
5. **Amend the Terms of Reference of the Community Design Advisory Committee as set out in attachment G of the report dated June 17, 2013;**
6. **Direct the Chief Administrative Officer to adopt an administration policy reflecting Administrative Orders 40 & 41, Irregular and Illegal Conduct/Ethical Conduct, to apply to HRM staff.**

Mr. Martin Ward, Municipal Solicitor, noted that a revised Attachment A is before Council, which corrects a numbering error. He requested that Council amend #2 of the motion to read “the revised” Attachment A. **Council concurred with this amendment.**

At the request of Councillor Dalrymple, Mr. Ward explained that most of recommended changes are housekeeping items to remove duplications in process and rationalize and clarify the rules.

Mr. Ward clarified at the request of Councillor Mason that enforcement provisions are outlined in section IX of the proposed Administrative Order 52, and includes censure of a member, an apology to those affected by the breach, counselling, and withdrawal of appointment from a committee of Council. Ms. Cathy Mellett, Municipal Clerk, also clarified that the request for a Charter amendment for censure has already gone forward to the province based on a previous motion of Regional Council.

At the request of Councillor Outhit, Mr. Ward indicated that there is some measure of scope with regard to the release of confidential information, noting an example that there are FOIPOP equivalent provisions in the Charter which allows the use of information where it is involved in municipal operations. He suggested that this may be something to bring forward to the Executive Standing Committee to further define.

The amended motion was voted on at this time, as follows:

MOVED by Councillor Mosher, seconded by Councillor McCluskey, that Halifax Regional Council:

1. **Amend the HRM Code of Conduct for Elected Officials and put in the form of an Administrative Order, as set out in Attachment B of the attached report dated June 17, 2013;**

2. **Approve Administrative Order 52, the Code of Conduct for Elected Municipal Officials as outlined in the revised Attachment A of the attached report dated June 17 2013;**
3. **Amend the Public Appointment Policy as set out in Attachment D of the attached report dated June 17, 2013;**
4. **Repeal Administrative Orders 40, Irregular and Illegal Conduct and 41, Ethical Conduct Policy, as set out in Attachment #E of the attached report, dated June 17, 2013;**
5. **Amend the Terms of Reference of the Community Design Advisory Committee as set out in attachment G of the attached report dated June 17, 2013;**
6. **Direct the Chief Administrative Officer to adopt an administration policy reflecting Administrative Orders 40 & 41, Irregular and Illegal Conduct/Ethical Conduct, to apply to HRM staff.**

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillors Johns was not present.

12. MOTIONS

12.1 Councillor Mason – Funding 250th Anniversary Celebration – Halifax Common

Correspondence from Peggy Cameron, Friends of the Halifax Common, dated July 19, 2013, was before Council.

Councillor Mason, without putting forward the motion, noted that after discussions with staff, the preferred avenue is to have an exception report sent to the Special Events Advisory Committee, and he will be bringing forward a new Notice of Motion to this effect later in the meeting (refer to page 25).

13. IN CAMERA

An In Camera session was held following the public hearings, in accordance with Section 19 of the Halifax Regional Municipality Charter, for the purpose of dealing with the following:

13.1 In Camera Minutes – June 11, 2013

This item was dealt with In Camera.

13.2. Private and Confidential In Camera Information Report - re: Parkland Acquisition - Strategic Parcel, Porters Lake

As per the approval of the agenda (Item 4, page 3), this item was added to the In Camera agenda for discussion. This matter was dealt with in camera.

Correspondence was received from Lorraine E. Glendenning, Judy Myatt, Mary MacDonald, Shelley Leverman-Peddle, Susan Abboud, James Griffin, Patricia Richards, and Danny Cole.

14. ADDED ITEMS

14.1 Kearney Lake Road Bike Lanes – Halifax Water Cost-Sharing Agreement

A staff report dated July 17, 2013 was circulated to Council.

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

- 1. Approve the substitution of a paved shoulder bike lane on Kearney Lake Road in the 2013/14 Project Budget for Active Transportation, Project No. CTU00420 - Active Transportation Plan Implementation, at a cost of \$217,030 (including net HST), using funding from CN Crossing Near Olivet Street, according to the Financial Implications section of the staff report, dated May 6, 2013.**
- 2. Authorize the Mayor and Clerk to enter into an agreement with Halifax Water to extend their project contract for Kearney Lake Road Transmission Main Replacement, to allow for the creation of a shoulder bike lane.**

MOTION PUT AND PASSED UNANIMOUSLY (16 in favour; 0 against).

Councillors Johns was not present.

Councillor Outhit left the meeting.

14.2 Renewal of Enterprise Agreement – Microsoft Canada

A staff report dated July 5, 2013 was circulated to Council.

MOVED by Deputy Mayor Rankin, seconded by Councillor Nicoll, that Halifax Regional Council, in accordance with the sole source provisions of Administrative Order 35, Section 8 (11)(A)(a), attached as Appendix “A” to the July 5, 2013 staff report:

1. **Renew the contract for the provision of HRM's Enterprise Desktop Solution (which includes software licenses, maintenance and support services) to Microsoft Canada for a term of three (3) years at a total project costs of \$2,953,500 including net HST, subject to approval of the Minister Service Nova Scotia and Municipal Affairs.**
2. **Authorize the Chief Administrative Office to negotiate and approve up to two (2) additional terms of this contract, with each renewal period being for a period not to exceed three (3) years. Each renewal subsequent to the 2013 renewal shall include substantially similar terms and conditions (excluding price) as are in the 2013 renewal contract. The negotiated prices shall not exceed 120% of the payments made in relation to the Enterprise Desktop Solution and Enhanced Services (Enhanced Services to include purchases of additional software licenses, software services, system upgrades and training) during the previous renewal period, and is subject to approval of the Minister Service Nova Scotia and Municipal Relations.**
3. **Authorize the Director Finance & ICT to purchase Enhanced Services from Microsoft Canada during any terms of the contract where the purchase is necessary to achieve HRM's operational requirements and the total expenditure on the Enterprise Desktop Solution and Enhanced Services in the year of purchase is within the most recent budget approved by Regional Council for the purchase of software products.**
4. **Make public the contents of the July 6, 2010 Private and Confidential staff report.**

MOTION PUT AND PASSED UNANIMOUSLY (15 in favour; 0 against).

Councillors Outhit and Johns were not present.

14.3 Councillor Hendsbee – HRM Town Crier

A Councillor Request form with background information was circulated to Council.

MOVED by Councillor Hendsbee, seconded by Councillor Karsten, that Halifax Regional Council, under the direction of the Nova Scotia Guild of Town Criers, appoint an interim Town Crier until Autumn 2013, at which time a contest shall be held to select a permanent Town Crier for HRM.

Councillor Hendsbee indicated with Natal Day and the tourist season upon us, it is important to have an interim HRM Town Crier in place until a permanent appointment can be made.

MOTION PUT AND PASSED UNANIMOUSLY (15 in favour; 0 against).

Councillors Outhit and Johns were not present.

15. NOTICES OF MOTION

15.1 Councillor Hendsbee

TAKE NOTICE that at the next regular meeting of Halifax Regional Council, to be held on July 30, 2013, I propose to move approval of an amendment to Administrative Order 45, Respecting Private Road Maintenance, the purpose of which is to add Schedule 9 Respecting a Uniform Charge for Range Road, in Grand Desert.

15.2 Councillor Adams

TAKE NOTICE that, at the next regular meeting of Halifax Regional Council, to be held Tuesday, July 30, 2013, I intend to move a motion requesting a staff report outlining options to include a protective canopy in section 32 "Vending By Artisans/Craftspeople", sub-section 6(c), of By-Law C-500, Respecting Commerce and Vending on Municipal Lands. The staff report is to include information such as acceptable material for the canopy, size and methods for securing the canopy to the table/kiosk.

15.3 Councillor Mason

TAKE NOTICE that, at the next regular meeting of Halifax Regional Council, to be held Tuesday, July 30, 2013, I intend to move a motion requesting that staff offer the Friends of Halifax Common an application for Marketing Levy Special Events Reserve funding and request an Exception report to be submitted to the Special Events Advisory Committee at their next meeting for the Committee's consideration.

15.4 Councillor Craig

TAKE NOTICE that, at the next regular meeting of Halifax Regional Council, to be held Tuesday, July 30, 2013, I intend to move that Halifax Regional Council amend Administrative Order No. 17, Respecting Remuneration for Members of Council, to enable an automatic review component by:

- a) Establishing an independent Halifax Regional Council Compensation Committee to be convened by the Chief Administrative Officer one year prior to a general HRM Municipal Election;
- b) That the Council Compensation Committee review previous recommendations, current state of the council compensation and relevant benchmark data;
- c) That the Council Compensation Committee be tasked to establish the remuneration direction of compensation, which may include change(s) in philosophy and formula, for the following Council's four year term of office through recommendation to Council; and
- d) That the outgoing Council accept the recommendation for the incoming Council's 4 year term.

15.5 Councillor Hendsbee

TAKE NOTICE that, at the next regular meeting of Halifax Regional Council, to be held Tuesday, July 30, 2013, I intend to move a motion to amend Administrative Order 46, Respecting HRM Asset Naming Policies, to expand the definition with respect to section 4(k) "park features" to include: benches, pedestrian bridges, gazebos, shelters, outdoor rinks, multi-use play pads, sports courts, and flagpoles.

Councillor Watts noted for the record that in the Origin section of the July 11, 2013 Information Report re: New Convention Centre – General Progress Report (Info Item No. 3) she is incorrectly listed as moving the December 13, 2010 motion for Council to support the development of a new convention centre. The report will be changed to reflect that Councillor Walker moved the December 13, 2010 motion.

Council recessed at 5:16 p.m.

Regional Council reconvened at 6:00 p.m. with all the same members present with the exception of Councillors Whitman and Johns.

Councillor Fisher took the opportunity to recognize Mrs. Priscilla Blake and her sons in the public gallery for their efforts to name the former Montebello Park after her late husband, Petty Officer 2nd Class Craig Blake who was killed during Canada's mission in Afghanistan.

9. PUBLIC HEARINGS

9.1 By-Law N-200, Respecting Noise – Exemption Application – SANDJAM Halifax

A staff report dated June 11, 2013 was before Council.

The Mayor reviewed the rules for public hearings before inviting staff to make a presentation.

Ms. Tanya Phillips, Manager, By-law Standards, presented the item to Council. The Mayor called three times for any speakers. There being none, the public hearing was closed.

MOVED by Councillor Mason, seconded by Councillor Fisher that Halifax Regional Council approve the World Beach Volleyball Host Society application for an exemption from the provisions of the Noise By-Law pursuant to the contents of the report dated June 11, 2013.

MOTION PUT AND PASSED UNANIMOUSLY (15 in favour; 0 against).

Councillors Johns and Whitman were not present.

9.2 By-Law N-200, Respecting Noise – Exemption Application – University of King’s College Orientation

A staff report dated June 27, 2013 was before Council.

Ms. Tanya Phillips, Manager, By-law Standards, presented the item to Council. The Mayor called three times for any speakers. There being none, the public hearing was closed.

MOVED by Councillor Mason, seconded by Councillor Nicoll that Halifax Regional Council approve the King’s College Student Union and Orientation Week Committee’s application for an exemption from the provisions of the Noise By-Law pursuant to the contents of the report dated June 27, 2013.

MOTION PUT AND PASSED UNANIMOUSLY (15 in favour; 0 against).

Councillor Johns and Whitman were not present.

9.3 Project 01367 – Downtown Dartmouth View Planes – Amendments to the Regional Municipal Planning Strategy, Dartmouth Municipal Planning Strategy, and Downtown Dartmouth Municipal Planning Strategy and Land Use By-law

The following information was before Regional Council:

- A Community Council report dated June 7, 2013, with attached staff report dated May 17, 2013.
- A presentation dated July 23, 2013
- Extract of Draft Minutes – Regional Council June 18, 2013
- Extract of Draft Minutes - Harbour East-Marine Drive Community Council minutes of June 6, 2013
- Correspondence from M. Gaudet, J. Colin and V. Bradshaw

Councillor McCluskey declared a Conflict of Interest as a member of the Brightwood Golf Club and she recused herself from the debate on this matter.

The Mayor indicated a Conflict of Interest due to family associations with Brightwood Golf Club and also recused himself from the debate.

At 6:10 p.m. Deputy Mayor Rankin assumed the Chair.

The Deputy Mayor reviewed the rules for public hearings before inviting staff to make a presentation.

Mr. Mitch Dickey, Planner, Community and Recreation Services provided a presentation on the existing Dartmouth view planes, indicating that the existing view planes are for scenic reasons. He provided background on community engagement, noting that the

process produced three preferred views. He advised that the changes to view planes will change the potential for building height and will allow for more development.

Mr. Dickey produced the four protected view planes which maintain views to the harbour at the Dartmouth Commons and at various points in downtown Dartmouth. With respect to the Brightwood Golf Club, HRM has maintained a long-standing practice of not protecting views from private property. Maintaining the view planes from the Brightwood Golf Club will prevent building in Dartmouth. He noted that there will continue to be views from the golf course.

Councillor Watts asked staff why this consultation process is taking place outside of the Centre Plan review and the Regional Plan Plus 5 process, with Mr. Dickey responding that the Centre Plan is a larger program and that pressure for development in downtown Dartmouth is impelling the beginning of this process.

Councillor Watts asked if this decision will diminish the view planes in Dartmouth, with staff responding that it will decrease the view planes. Staff have taken a balanced approach that provides room for growth in accordance with the Regional Plan.

Councillor Watts pointed to the view plane line indicated in Figure 2 – View B of the staff presentation, dated June 7, 2013 and asked if development can reach that line, with Mr. Dickey responding that this is the case, but the line appears higher than it is. He further noted that much of the land below that line is rail yards and will likely not see any development activity for some time to come.

Councillor Watts asked if the view plane could be protected through further planning processes, with Mr. Dickey responding there will be further opportunity for discussion through the Centre Plan.

The Deputy Mayor called for members of the public to come forward to speak beginning with:

Mr. Jim Ogilvie, General Manager of Brightwood Golf Course, indicated that the Regional Plan Plus 5 mandates the protection of view planes, further noting that the view planes from Brightwood are historically and culturally significant. The golf course is always open to new members and is used for public purposes. The former City of Dartmouth always protected these view planes and he does not support this recommendation.

Councillor Hendsbee asked Mr. Ogilvie if Brightwood's view planes include the Bedford Basin, with Mr. Ogilvie responding that he is speaking to all view planes.

Mr. Bill McMullin, resident, property owner and Brightwood Golf Course member noted that the intensification of development in downtown Dartmouth is a defined objective in the Regional Plan and sustainability depends on achieving a dense urban core. Regional Council in 2006 voted to retain the present location for the golf course, which

is not suitable given its proximity today to the water and the downtown. The Regional Plan was ignored in that instance, but this time Regional Council should support the proposed changes.

Mr. Tim Rissesco, Executive Director, Dartmouth Business Commission noted the sense of optimism pervading Dartmouth at this time. He indicated his support for the proposed changes to the view planes as they will enhance the prospects for growth and better define view planes. The Regional Plan speaks to the need to increase development in the core and further residential growth will help the city meet its population targets in the urban cores.

Mr. Sam Austin, resident, noted that the view plane changes are a good compromise between growth and protecting the view of the harbour from the Halifax Commons. While Brightwood Golf Course is a great neighbour, the view planes should not be protected. These changes will open up downtown Dartmouth and more residents are needed to support amenities. There will be more public consultation, but this is an opportunity to get the view planes issue settled.

Mr. Terry Drisdelle, long-time Dartmouth resident and Waterfront Development Corporation staff person noted that the stagnation of downtown Dartmouth has continued for a long time with the view planes restriction acting as a deterrent to growth. A critical mass of residential property is required to further enhance the downtown and the 2006 Regional Plan is failing to meet its urban growth targets. These amendments will allow downtown Dartmouth to thrive, while maintaining important view planes.

Mr. Clark Wilkins, downtown Dartmouth property owner, urged Council to support the proposed view plane changes. He indicated that Dartmouth needs the opportunity to grow through residential and commercial development; increasing height will allow for this.

Mr. Colin May, a resident of Dartmouth for 39 years, noted that there is no evidence to support the argument that view planes have constrained development in Dartmouth. The view from the Dartmouth Commons is unique, given its proximity to a working port. He pointed out that the images presented by staff are not the same as those provided earlier and the public is not able to make an informed assessment. He argued that the problems downtown are as much a result of neglect of existing buildings and these changes to view planes will not address the existing issues of dilapidation.

Councillor Outhit asked Mr. May to clarify his statement that height restrictions don't prevent development, with Mr. May responding that buildings in downtown Dartmouth have had a history of failure. He noted there is no demand for office space in Dartmouth.

Mrs. Lindsey May, long-time Dartmouth resident, noted that she is not against development, but believes the integrity of her neighbourhood, as well as others, is at

risk because of these changes. She noted that these changes could open the door to more dramatic changes for the area and Council should be cognisant of this risk.

Mr. Andy Fillmore, Vice President of Planning and Development with the Waterfront Development Corporation, offered his support for the view plane amendments. Through HRM By Design, the Centre Plan and other initiatives residents are thinking of the urban core differently. Regional Council is incentivizing investment in the urban core, but outdated rules such as the view planes are discouraging growth and leaving the core underutilized. These changes should be made before the Centre Plan process. 1000 new residential units will pay for eight acres of new public space. Council should allow the Dartmouth renaissance to take flight.

Ms. Kate Watson, a resident and user of the Dartmouth Commons, indicated her appreciation for earlier comments regarding the preservation of view planes, but the amendments preserve enough with respect to view planes for this to proceed. There will be further opportunities to discuss building heights.

The Deputy Mayor called three times for any additional speakers. There being none, the following motion was put on the floor:

MOVED by Councillor Nicoll seconded by Councillor Karsten that the hearing be closed. MOTION PUT AND PASSED.

MOVED by Councillor Karsten, seconded by Councillor Nicoll that Halifax Regional Council approve the proposed amendments to the Regional Municipal Planning Strategy, the Dartmouth Municipal Planning Strategy, and the Downtown Dartmouth Municipal Planning Strategy and Land-Use By-law as contained in Attachments A, B, C, and D of the May 17, 2013 report, in order to revise protected view planes and waterfront view corridors.

Councillor Karsten thanked staff for their work on this file and noted that the recommendation supports creating development opportunities for downtown Dartmouth. He cautioned that Council is not giving carte blanche and there will still be height restrictions, but that approving this recommendation will state clearly that HRM does not protect private property view planes.

Councillor Watts commented that she was heartened that this planning process was being undertaken in Dartmouth and encouraged residents to attend opportunities to speak to the proposed changes. She noted the importance of preserving cultural spaces and pointed out that there are a number of existing developments already underway in Dartmouth.

Councillor Hendsbee noted that he will not support the motion and would have preferred to see an alternative to the shrinking of the Brightwood Golf Course view planes put forward. He indicated his support for the existing view planes in Dartmouth.

Councillor Nicoll indicated that Heritage Advisory Committee members spoke about this report in respect of Pine St. and hoped this process would continue during Regional Plan discussions. She supported comments made by Mr. May with respect to protecting view planes for public enjoyment.

Councillor Fisher indicated he supports the motion on the floor and appreciated the Mays' comments.

Councillor Outhit noted that the vision for downtown Dartmouth has not yet been settled, nor have larger questions about the vision for all off-peninsula communities. He also pointed out that height is not the only way to achieve density.

MOTION PUT AND PASSED (12 in favour; 1 against).

Those voting in favour were: Deputy Mayor Rankin; and Councillors Dalrymple, Karsten, Nicoll, Fisher, Mason, Watts, Mosher, Walker, Adams, Craig, Outhit.

Councillor Hendsbee voted against.

Councillors Whitman and Johns were not present.

Mayor Mike Savage and Councillor McCluskey had declared a Conflict of Interest.

Councillor McCluskey resumed her seat.

MOVED by Councillor Mason, seconded by Councillor Walker that Regional Council move In Camera to discuss item 13.2 Private and Confidential In Camera Information Report - re: Parkland Acquisition - Strategic Parcel, Porters Lake.

MOTION PUT AND PASSED. (12 in favour; 1 against)

Those voting in favour were: Deputy Mayor Rankin; and Councillors Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Adams, Outhit.

Councillor Craig voted against.

Those absent for the vote were: Mayor Mike Savage; Councillors Nicoll, Whitman and Johns.

16. ADJOURNMENT

Regional Council adjourned at 7:44pm.

Cathy J. Mellett
Municipal Clerk

INFORMATION ITEMS

1. Proclamation – National Drowning Prevention Week – July 20-27, 2013
2. Memorandum from the Director of Planning and Infrastructure dated June 11, 2013 re: Current Evaluation Tools and Standards for Wind and Shadow Studies
3. Memorandum from the Chief Administrative Officer dated July 11, 2013 re: New Convention Centre – General Progress Report
4. Memorandum from the Municipal Clerk dated July 16, 2013 re: Requests for Presentation to Council – Halifax International Airport Authority