



**HALIFAX REGIONAL COUNCIL
MINUTES
December 2, 2014**

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

REGRETS: Councillor Brad Johns

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

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

*A video recording of this meeting is available:
http://archive.isiglobal.ca/vod/halifax/archive_2014-12-02_Council.mp4.html*

*The agenda, supporting documents, and information items circulated to Council are available online:
<http://www.halifax.ca/council/agendasc/141202rc-Agenda.php>*

The meeting was called to order at 1:00 p.m., recessed at 2:47 p.m. and reconvened at 3:04 p.m. Council recessed at 5:15 p.m. to move into an In Camera session. Council reconvened at 6:02 p.m.; recessed at 7:52 p.m. and reconvened at 8:08 p.m. Council adjourned at 10:22 p.m.

1. INVOCATION

The Mayor called the meeting to order with the Invocation being led by Councillor Hendsbee.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of special community announcements and acknowledgements.

3. APPROVAL OF MINUTES – NONE

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

MOVED by Councillor Adams, seconded by Councillor Whitman, that item 11.1.2 - 3273 Prospect Road, PID 00377861, White's Lake - be moved to the In Camera agenda as a Property Matter. MOTION PUT AND PASSED.

MOVED by Councillor Watts, seconded by Councillor Whitman, 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. MOTIONS OF RESCISSION – NONE

8. CONSIDERATION OF DEFERRED BUSINESS – NONE

9. PUBLIC HEARINGS

9.1 Proposed By-Law S-608, Respecting the Amendment of By-Law S-600, the Solid Waste Resource Collection and Disposal By-Law

The public hearing was held later in the meeting. Refer to page 16.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence

The Clerk noted that correspondence was received for items: 9.1, 11.1.2, 11.1.8, 11.3.3, 11.4.3, 12.1. This correspondence was circulated to Council.

For a detailed list of correspondence received refer to the specific agenda item.

10.2 Petitions - None

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Halifax Transit Sole Source Award – Voith Schneider Propellers – Voith Canada Inc.

The following was before Council:

- A staff recommendation report dated November 3, 2014

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

- 1. In accordance with the Sole Source Policy (Administrative Order 35, Section 8(11A) subsection (a) To ensure compatibility with existing products, to recognize exclusive rights, such as exclusive licences, copyright and patent rights, or to maintain specialized products that must be maintained by the manufacturer or its representative; and (b) Where there is an absence of competition for technical reasons and the goods or services can be supplied only by a particular supplier and no alternative or substitute exists) award the Sole Source purchase of two Voith Schneider propeller units for a new Halifax Transit ferry, for an estimated cost of 850,970 Euros plus applicable taxes for an estimated Canadian Dollar cost of \$1,348,912 including net HST to Voith Canada Inc., with funding from Project No. CM000001 – Ferry Replacement, as outlined in the Financial Implications section of the November 3, 2014 staff report; and**
- 2. Authorize the CAO to execute an agreement with Voith Canada Inc. for the purchase of two Voith Schneider propellers.**

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

11.1.2 3273 Prospect Road, PID 00377861, White's Lake

This matter was moved to the In Camera agenda during the approval of the order of business.

11.1.3 Public Sector Compensation Disclosure Act

The following was before Council:

- A staff recommendation report dated June 14, 2014

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

- 1. Ask the Province of Nova Scotia to include compensation disclosure provisions similar to the *Public Sector Compensation Disclosure Act* in the new *Halifax Regional Municipality Charter*; and**
- 2. Ask the Province for the authority in the *Halifax Regional Municipality Charter* to designate Agencies, Boards & Commissions that will report annually on compensation disclosure.**

Councillor Hendsbee suggested that the Municipality should have the same rules for compensation disclosure as the Province.

In response to questions from Councillor McCluskey, Mr. John Traves, Municipal Solicitor, indicated that this is in line with the direction from Council of 2012. He clarified that it would be more efficient to include disclosure under the provisions of the *Charter*, instead of going through the provincial *Public Sector Compensation Disclosure Act*, and would leave control with the municipality. Mr. Traves further clarified that if the provisions were included in the *Charter*, the information would be published by the municipality, instead of with the provincial disclosure.

With regard to questions about other amendments proposed to the *Charter* by the Municipality, Mr. Traves advised that there has been a working group established, to work toward the establishment of a new *Charter* for the municipality with a proposed 2015 schedule.

MOVED by Councillor Outhit, seconded by Councillor Nicoll, that the motion be amended to remove the word “new” from recommendation #1. AMENDMENT PUT AND PASSED.

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

11.1.4 2014 Municipal Polling District Boundary Review – Final Report

The following was before Council:

- A staff recommendation report dated November 7, 2014
- Written submissions submitted to the Clerk’s Office as part of the 2014 Boundary Review from Danielle and Tyler Abbott, Brian Amirault, Bruce E. Smith, Marlene and Walter Palmer, Clarke Paynter, R.A. Final, Dennis Rumsby, John and Mary Fennell, Donna and Bob Merrick, and Dave and Kathy Haverstock.
- A revised Attachment 1 map of the Salmon River Road and Area with six additional PID numbers identified.

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

- 1) Confirm for the 2014 polling district review that the number of polling districts and therefore number of Councillors within the Halifax Regional Municipality established by order of the Nova Scotia Utility and Review Board (the “Board”) in December 2010/2011 be unchanged.**
- 2) Generally confirm the fairness and reasonableness of the polling district boundaries within the municipality with consideration by the Board in the 2014 review with three (3) minor boundary adjustments:**
 - a. In the event the municipality adjusts the community boundary of Westphal to include the subdivision east of Salmon River Drive prior to the 2016 municipal and school board elections, that the Board order that the boundaries of polling Districts 4 and 2 also be changed as outlined in Attachment 1 of the November 7, 2014 staff report upon notice of the change in community boundary.**
 - b. The boundary between polling District 13 and District 14 along the Hammonds Plains Road from the Lucasville Road to the Kearney Lake Road be changed as outlined in Attachment 2 of the November 7, 2014 staff report.**
 - c. The boundary between polling District 9 and District 11 be adjusted to include the new development of Long Lake Village in polling District 11, as outlined in Attachment 3 of the November 7, 2014 staff report.**
- 3) And, that the Mayor and Municipal Clerk be authorized to execute the required application to the Nova Scotia Utility and Review Board in keeping with the direction provided by Regional Council.**

Councillor Rankin commented that this exercise was required by the Municipal Government Act, to take place every eight years after 2006, although an extensive boundary review took place in 2010/11.

Councillor Hendsbee proposed an amendment to move six properties within the proposed new district boundary of District 4, to better reflect the entire subdivision.

MOVED by Councillor Hendsbee, seconded by Deputy Mayor Nicoll, that recommendation 2 (a) be amended as follows:

- 2) a. In the event the municipality adjusts the community boundary of Westphal to include the subdivision east of Salmon River Drive prior to the 2016 municipal and school board elections, that the Board order that the boundaries of polling Districts 4 and 2 also be changed as outlined in revised Attachment 1 of the November 7, 2014 staff report *and including PID#s 40194375, 40187064, 40194367, 40187106, 40194383, 40194318* upon notice of the change in community boundary.

AMENDMENT PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

Councillor Whitman suggested that the entirety of the frontage on Hammonds Plains Road from the Lucasville Road to Larry Uteck Boulevard should be moved into district 14, as opposed to just to Majesty Court as provided for in Attachment 2 of the report.

MOVED by Councillor Whitman, seconded by Councillor Outhit, that 2 (b) be amended as follows:

- 2) b. The boundary between polling District 13 and District 14 along the Hammonds Plains Road from the Lucasville Road to Larry Uteck Boulevard be changed as outlined in a revised Attachment 2 (boundary moved to Larry Uteck Drive rather than existing Majesty Drive) of the November 7, 2014 staff report.

AMENDMENT PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

At the request of Councillor Rankin, Ms. Cathy Mellett, Municipal Clerk, indicated that the Municipality will be making a submission of Council's recommendations to the Nova Scotia Utility and Review Board (NSUAR) by the end of December 2014, as required. The Board will then hold a public hearing followed by a binding decision by the NSUAR.

Councillor Mosher noted that the natural end of District 9 should be the Royal Nova Scotia Yacht Squadron at 346 Purcell's Cove Road.

MOVED by Councillor Mosher, seconded by Councillor Adams, that recommendation 2 be amended to include an additional recommendation:

- 2) d. The boundary between polling District 9 and District 11 be adjusted to include civic address numbers 344, 346, 348, 354, 360, and 376 Purcell's Cove Road in District 9.

AMENDMENT PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

At the request of Council, Ms. Mellett confirmed that all correspondence received by Council will be forwarded to the Board with the Municipality's submission.

At the request of Councillor Dalrymple, the motion as amended was split. The Councillor stated that, although he was in support of recommendation 1 and the specific boundary changes proposed he could not support the statement in recommendation 2 "generally confirmed the fairness and reasonableness of polling district boundaries in the municipality" as he believes that Districts 1 and 2 are too large geographically to appropriately represent the communities and residents of those districts.

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

- 1) **Confirm for the 2014 polling district review that the number of polling districts and therefore number of Councillors within the Halifax Regional Municipality established by order of the Nova Scotia Utility and Review Board (the “Board”) in December 2010/2011 be unchanged.**

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

- 2) **Generally confirm the fairness and reasonableness of the polling district boundaries within the municipality with consideration by the Board in the 2014 review with four (4) minor boundary adjustments:**
 - a. **In the event the municipality adjusts the community boundary of Westphal to include the subdivision east of Salmon River Drive prior to the 2016 municipal and school board elections, that the Board order that the boundaries of polling Districts 4 and 2 also be changed as outlined in revised Attachment 1 of the November 7, 2014 staff report and including PID#s 40194375, 40187064, 40194367, 40187106, 40194383, 40194318 upon notice of the change in community boundary.**
 - b. **The boundary between polling District 13 and District 14 along the Hammonds Plains Road from the Lucasville Road to Larry Uteck Boulevard be changed as outlined in a revised Attachment 2 (boundary moved to Larry Uteck Boulevard rather than existing Majesty Drive) of the November 7, 2014 staff report.**
 - c. **The boundary between polling District 9 and District 11 be adjusted to include the new development of Long Lake Village in polling District 11, as outlined in Attachment 3 of the November 7, 2014 staff report.**
 - d. **The boundary between polling District 9 and District 11 be adjusted to include civic address numbers 344, 346, 348, 354, 360, and 376 Purcell’s Cove Road in District 9.**

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

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

Those voting against the motion: Councillor Dalrymple

Councillor Johns was not present for the vote.

- 3) **And, that the Mayor and Municipal Clerk be authorized to execute the required application to the Nova Scotia Utility and Review Board in keeping with the direction provided by Regional Council.**

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

11.1.5 HRM Asset Names

The following was before Council:

- A staff recommendation report dated November 4, 2014

MOVED by Councillor Mosher, seconded by Councillor Adams, that Halifax Regional Council approve:

1. **The addition of the commemorative names identified in Attachment A of the November 4, 2014 staff report to the existing Commemorative Names List;**
2. **The trail name Geizer Hill Trail, for the unnamed trail in Green Park Close Park as shown on Attachment B of the November 4, 2014 staff report;**
3. **The trail name Cabin Lake Trail, for the unnamed trail in Hemlock Ravine Park as shown on Attachment C of the November 4, 2014 staff report;**
4. **The park feature name Liam Mathers All Wheels Park, for the unnamed park feature in the Hubbards Recreation Centre Park as shown on Attachment D of the November 4, 2014 staff report;**
5. **The renaming of the Metropolitan Ave Park Running Track to the Donald “Punch” Syms Memorial Running Track, in the Metropolitan Ave Park as shown on Attachment E of the November 4, 2014 staff report;**
6. **The renaming of the Westmount Elementary Tennis Court to the Bluebirds Memorial Tennis Courts, in the Westmount Elementary School Park as shown on Attachment F of the November 4, 2014 staff report; and**
7. **The administrative park names as outlined in Attachment G of the November 4, 2014 staff report.**

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

11.1.6 Proposed Amendments to Administrative Order 58, Respecting the Delegation of Certain Authorities Administrative Order Motion – Councillor Dalrymple – Approve Amendments to Administrative Order 58

The following was before Council:

- A staff recommendation report dated November 6, 2014

MOVED by Councillor Dalrymple, seconded by Deputy Mayor Nicoll, that Halifax Regional Council:

1. **Adopt the amendments to Administrative Order 58, the *Delegation of Certain Authorities Administrative Order*, to delegate the authorities set out in Attachment 2 of the staff report dated November 6, 2014 to the Chief of Police; and**
2. **Adopt the amendments to Administrative Order 58, the *Delegation of Certain Authorities Administrative Order*, to delegate the authorities set out in Attachment 2 of the staff report dated November 6, 2014 to the Chief Administrative Officer and staff.**

Responding to questions from members of Council, Mr. John Traves, Municipal Solicitor, clarified that

traditionally, the Chief of Police was classified as a Director within the HRM organizational structure, although the reality of the position is different. He noted that this is a housekeeping amendment to clarify that role.

The motion was split at the request of Council.

MOVED by Councillor Dalrymple, seconded by Deputy Mayor Nicoll, that Halifax Regional Council:

- 1. Adopt the amendments to Administrative Order 58, the *Delegation of Certain Authorities Administrative Order*, to delegate the authorities set out in Attachment 2 of the staff report dated November 6, 2014 to the Chief of Police.**

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

In favour: Mayor Savage, Deputy Mayor Nicoll, and Councillors Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Adams, Rankin, Whitman, and Outhit.

Against: Councillor Craig

Not present: Councillor Johns

MOVED by Councillor Dalrymple, seconded by Deputy Mayor Nicoll, that Halifax Regional Council:

- 2. Adopt the amendments to Administrative Order 58, the *Delegation of Certain Authorities Administrative Order*, to delegate the authorities set out in Attachment 2 of the staff report dated November 6, 2014 to the Chief Administrative Officer and staff.**

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

**11.1.7 Case 19282 – Amendments to the Regional Subdivision By-law regarding Park Dedication
Motion – Give First Reading and Schedule a Public Hearing**

The following was before Council:

- A staff recommendation report dated November 17, 2014

MOVED by Councillor Hendsbee, seconded by Deputy Mayor Nicoll, that Halifax Regional Council give first reading to the proposed amendments to the Regional Subdivision By-law, as provided in Attachment A of the staff report dated November 17, 2014, to clarify the cash-in-lieu of land park dedication requirements and schedule a public hearing.

Responding to questions from members of Council, Mr. John Traves, Municipal Solicitor, clarified that ongoing litigation with Armco Construction on the topic of parkland dedication is a separate matter. He further confirmed that the proposed amendments to the Regional Subdivision By-law will clarify the intent of the original policy to ensure that Council's will is being met.

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

11.1.8 Proposed Mainland Common Off-leash Dog Park

The following was before Council:

- A staff recommendation report dated November 13, 2014
- Correspondence from Bruce E. Smith and Andrew Paris, Chair, Africville Heritage Trust.

MOVED by Councillor Rankin, seconded by Councillor Walker, that Halifax Regional Council direct staff to:

- 1. Proceed with the commissioning of a fenced off-leash dog park on the Halifax Mainland Common as per the contents of the November 13, 2014 staff report and according to the following:**
 - a) the area to be commissioned as a fenced off-leash dog park shall be according to the boundaries and phasing shown on Attachment 2 of the November 13, 2014 staff report;**
 - b) Phase I of the off-leash dog park will be according to the concept shown on Attachment 2 of the November 13, 2014 staff report and shall be operational by December 31, 2014; and**
 - c) Phase 2 of the off-leash dog park will be according to the concept shown on Attachment 2 of the November 13, 2014 staff report.**
- 2. Include capital and operating funding for the Mainland Common Off-leash Dog Park in the 2015/16 Budget for Regional Council's consideration, as outlined in the Financial Implications' section of the November 13, 2014 staff report; and**
- 3. Close the Africville Park off-leash area as soon as Phase 1 of the Mainland Common off-leash park is operational and no later than December 31, 2014.**

Councillor Walker spoke of the importance of maintaining the commitment to off-leash dog park users that the Mainland Common off-leash dog park will be completed for their use.

MOVED by Councillor Walker, seconded by Councillor Rankin, that recommendation 1 (c) be amended to add "and opened by May 30, 2015". AMENDMENT PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Adams and Johns

MOVED by Councillor Walker, seconded by Councillor Watts, that recommendation 2 be amended to add "and be included in the pre-budget submission regarding budgets and awards for consideration by Committee of the Whole." AMENDMENT PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

The motion, as amended, was before Council as follows:

MOVED by Councillor Rankin, seconded by Councillor Walker, that Halifax Regional Council direct staff to:

- 1. Proceed with the commissioning of a fenced off-leash dog park on the Halifax Mainland Common as per the contents of the November 13, 2014 staff report and according to the following:**

- a) the area to be commissioned as a fenced off-leash dog park shall be according to the boundaries and phasing shown on Attachment 2 of the November 13, 2014 staff report
 - b) Phase I of the off-leash dog park will be according to the concept shown on Attachment 2 of the November 13, 2014 staff report and shall be operational by December 31, 2014; and
 - c) Phase 2 of the off-leash dog park will be according to the concept shown on Attachment 2 of the November 13, 2014 staff report *and opened by May 30, 2015.*
2. Include capital and operating funding for the Mainland Common Off-leash Dog Park in the 2015/16 Budget for Regional Council's consideration, as outlined in the Financial Implications section of the November 13, 2014 staff report, *and be included in the pre-budget submission regarding budgets and awards for consideration by Committee of the Whole; and*
 3. Close the Africville Park off-leash area as soon as Phase 1 of the Mainland Common off-leash park is operational and no later than December 31, 2014.

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

11.2 COMMUNITY PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

11.2.1 Amendments to Terms of Reference for the Community Design Advisory Committee (CDAC)

The following was before Council:

- A recommendation report from the Community Planning and Economic Development Standing Committee dated November 24, 2014.

MOVED by Deputy Mayor Nicoll, seconded by Councillor Watts, that Halifax Regional Council amend the Terms of Reference to the Community Design Advisory Committee as shown in Attachment A of the November 24, 2014 report from the Community Planning and Economic Development Standing Committee.

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

Regional Council recessed at 2:47 p.m., reconvening at 3:04 p.m.

11.3 EXECUTIVE STANDING COMMITTEE

11.3.1 2015 Council Meeting Schedule

The following was before Council:

- A recommendation report from the Executive Standing Committee dated November 24, 2014.

MOVED by Councillor Mosher, seconded by Deputy Mayor Nicoll, that Halifax Regional Council approve the proposed 2015 Regional Council meeting schedule as outlined in Attachment 1 of the September 2, 2014 staff report.

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

In favour: Mayor Savage, Deputy Mayor Nicoll, and Councillors Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Adams, Rankin, Whitman, and Craig.

Against: Councillor Outhit

Not present: Councillor Johns

11.3.2 Council Appointment – Liaison to the HRM Acadian/Francophone Community

The following was before Council:

- A recommendation report from the Executive Standing Committee dated November 24, 2014

MOVED by Councillor McCluskey, seconded by Deputy Mayor Nicoll, that Halifax Regional Council approve the appointment of Councillor Darren Fisher to act as an official liaison between Council and the HRM Acadian/Francophone community so as to better support how their interests are represented within the municipal government framework.

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

11.3.3 Municipal Voting Rights for Permanent Residents

The following was before Council:

- A recommendation report from the Executive Standing Committee dated November 24, 2014
- Correspondence from Adam Grant dated November 25, 2014
- Information from the Government of Canada Immigration & Citizenship website re: Understanding permanent resident status

Mayor Savage took a seat with Council and Deputy Mayor Nicoll took the Chair.

Mayor Savage commented that immigrants build growth and create wealth, and allowing municipal voting rights for permanent residents would be in line with the Ivany Report, in terms of creating an inclusive and welcoming community. He noted that this would be consistent with practices in many other places around the world and is supported by the Immigration Settlement Association of Nova Scotia. Mayor Savage advised that the definition of a Permanent Resident is very clearly laid out on the Citizenship and Immigration Canada website as “someone who has been given permanent resident status by immigrating to Canada, but is not a Canadian citizen”. He noted that this initiative would need the cooperation of other levels of government as well as organizations such as the Union of Nova Scotia Municipalities. Mayor Savage commented on the application process involved in becoming a Permanent Resident, indicating that it can take up to five years. He noted that Permanent Residents live, work, raise families and pay taxes here, and use municipal services.

MOVED by Mayor Savage, seconded by Councillor Mason, that Halifax Regional Council:

- 1. Endorse including permanent residents as qualified electors to vote in municipal and school board elections; and**
- 2. Direct staff to consult with the Province of Nova Scotia’s department of Municipal Affairs to move the recommendation forward.**

Mayor Savage returned to the Chair and Deputy Mayor Nicoll returned to her seat with Council.

Council discussed the motion.

In response to questions from Councillor Watts, Mayor Savage indicated that the motion would direct staff to work with the provinces to seek changes to the *Municipal Elections Act*, or as a second option, to seek changes to the Halifax Charter to implement the change for the Municipality's electorate.

In response to questions from Councillor Walker with regard to extending the period of time a permanent resident would have to reside within the Municipality, Ms. Cathy Mellett, Municipal Clerk, advised that a permanent resident would have to meet all other criteria for a qualified voter, which is set out in the *Municipal Elections Act* as being ordinarily resident in the municipality for a period of three months immediately preceding ordinary polling day. She noted that any other time period would be inequitable.

Councillor Hendsbee, noting concern that there may be a court challenge to such a change in legislation, questioned whether a plebiscite should be held on the matter. Mr. John Traves, Municipal Solicitor, indicated that the only way there would be a court challenge would be to discriminate against permanent residents in some way.

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

In favour: Mayor Savage, Deputy Mayor Nicoll, and Councillors Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Rankin, Whitman, Craig, and Outhit.

Against: Councillor Adams

Not present: Councillor Johns

11.4 MEMBERS OF COUNCIL

11.4.1 Councillor McCluskey – Halifax Regional Water Commission 2013/14 Annual Report

The following was before Council:

- An information report dated October 22, 2014

Councillor McCluskey had requested that the Information Report before Council at the November 18, 2014 meeting be brought forward to this Council meeting for discussion and to share the information in the annual report.

Mr. Carl Yates, General Manager, Mr. Jamie Hannam, and Mr. Alan Campbell, Supervisor, Budgets and Financial Analysis, Halifax Water, responded to questions from members of Council.

At the request of Councillor Craig, Mr. Yates confirmed he would discuss with the Board of Directors the possibility of making board meetings open to the public.

In response to questions from Deputy Mayor Nicoll regarding communications, Mr. Yates indicated that Halifax Water has a five year business plan that he offered to circulate to members of Council, and suggested he could review it during a lunch and learn session with Council.

With regard to concerns raised by Councillor McCluskey regarding overflows from the pumping station at Maple Ridge Mobile Home Park running into a nearby lake, Mr. Hannam indicated he would speak with Halifax Water engineering staff and get back to the Councillor.

Councillor Karsten requested information on a proposed capital project in the area of Bella Vista behind Alder Piper Park. Mr. Hannam indicated he would follow up with the Councillor.

Mayor Savage thanked Mr. Yates and staff for attending.

11.4.2 Councillor Adams – Support for Engage Nova Scotia

The following was before Council:

- A Request for Council's Consideration document from Councillor Adams

MOVED by Councillor Adams, seconded by Councillor Outhit, that Halifax Regional Council request a staff report to:

- Evaluate *Engage Nova Scotia's* request for a funding contribution; and,**
- Investigate opportunities to support the general direction of *Engage Nova Scotia*, including participation in upcoming forums, roundtables and conferences; and**
- Report to the Audit & Finance Standing Committee with recommendations during its January 2015 meeting**

Councillor Adams commented that post-Ivany Commission, Halifax is uniquely positioned to lead the province's economic recovery. He noted that working with Engage Nova Scotia may present opportunities to tap into leadership and ideas that will advance a vibrant, inclusive and resilient Nova Scotia.

With the agreement of the mover and seconder, Deputy Mayor Nicoll put forward an amendment to recommendation (c), as follows:

- Report to the *Community Planning and Economic Development Standing Committee and the Audit & Finance Standing Committee with recommendations no later than March 2015.***

AMENDMENT PUT AND PASSED.

The motion, as amended, was before Council, as follows:

MOVED by Councillor Adams, seconded by Councillor Outhit, that Halifax Regional Council request a staff report to:

- Evaluate *Engage Nova Scotia's* request for a funding contribution; and,**
- Investigate opportunities to support the general direction of *Engage Nova Scotia*, including participation in upcoming forums, roundtables and conferences; and**
- Report to the *Community Planning and Economic Development Standing Committee and the Audit & Finance Standing Committee with recommendations no later than March 2015.***

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Johns and Craig

11.4.3 Councillor Mosher – Establishment of a Multicultural Advisory Committee

The following was before Council:

- A Request for Council's Consideration document from Councillor Mosher with Municipal Best Practices for Multiculturalism information.
- Correspondence from Norman Nahas, President, Canadian Lebanese Chamber of Commerce; Yonggan Zhao, President, The Chinese Society of Nova Scotia; Valerie A. Payn, President and CEO, Halifax Chamber of Commerce; and Ed Savage, Project Manager, Multicultural Association of Nova Scotia.

MOVED by Councillor Mosher, seconded by Councillor Hendsbee, that Halifax Regional Council requests a staff report to investigate the option of establishing a Multicultural Advisory Committee. The committee would focus on ensuring that after immigration we focus on integration. The committee could also be tasked with identifying and defining the strategic role that Halifax Regional Municipality plays in the direction of local multicultural initiatives and the gaps needed to be filled.

Councillor Mosher spoke of how a Multicultural Advisory Committee could help newcomers integrate into life in the Municipality, and create a welcoming community to keep immigrants in Halifax. She noted that the Federation of Canadian Municipalities encourages municipal governments to develop policies and programs to foster social inclusiveness and support diversity, and referenced information circulated to Council on best practices for multiculturalism in other Canadian municipalities.

Council discussed the motion, with several members noting that there are already many initiatives with the municipality and other levels of government, as well as community organizations that focus on integration of immigrants, and cautioned against duplication of work.

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

12. MOTIONS

12.1 Councillor McCluskey

That Halifax Regional Council request a staff report to consider licensing bicycles for cyclist 18 years of age and older.

The following was before Council:

- Correspondence from Alexandra MacNutt, Lyse Boyce, John van Gorp, Heather Dzioba, Sharon Brisson, and Jayme Melrose.

Councillor McCluskey advised that she had brought forward this notice of motion at the request of residents who had been knocked to the ground by cyclists and experienced cyclists disobeying laws. She noted that she had engaged with members of Council over the weekend, and has determined that Council is not supportive of licensing for cyclists and she no longer wishes to bring forward the motion.

Council discussed how to deal with the notice of motion.

MOVED by Councillor Adams, seconded by Councillor Craig, that section 53 of Administrative Order One, regarding Notices of Motion, be waived.

A two-third majority vote was required.

MOTION PUT AND PASSED. (11 in favour, 5 against)

In favour: Deputy Mayor Nicoll, and Councillors Dalrymple, Karsten, McCluskey, Fisher, Mason, Adams, Rankin, Whitman, Craig, and Outhit.

Against: Mayor Savage, and Councillors Hendsbee, Watts, Mosher, and Walker.

Councillor Johns was not present for the vote.

MOVED by Councillor Adams, seconded by Councillor Hendsbee, that Halifax Regional Council request a staff report to consider licensing bicycles for cyclist 18 years of age and older.

Councillor Adams asked Council to not support the motion.

MOVED by Councillor Hendsbee that the motion be amended to read that Halifax Regional Council request a staff report to consider *one lifetime* licensing *and registration* of bicycles for cyclist 18 years of age and older.

There being no seconder, the **AMENDMENT WAS LOST.**

The main motion was voted on at this time.

MOTION DEFEATED. (2 in favour, 14 against)

In favour: Councillors Hendsbee and McCluskey

Against: Mayor Savage, Deputy Mayor Nicoll, and Councillors Dalrymple, Karsten, Fisher, Mason, Watts, Mosher, Walker, Adams, Rankin, Whitman, Craig, and Outhit.

Councillor Johns was not present for the vote.

12.2 Councillor Whitman

That Halifax Regional Council request a staff report to review and consider options to enable the community to continue to have access to the Black Point Community Fire Hall; in particular, consideration that the HRM retain the hall and that HRM enter into a lease agreement with the St. Margaret's Bay/Boutilier's Point Recreation Association as the hall is widely utilized by the community.

MOVED by Councillor Whitman, seconded by Councillor Adams, that Halifax Regional Council request a staff report to review and consider options to enable the community to continue to have access to the Black Point Community Fire Hall; in particular, consideration that the HRM retain the hall and that HRM enter into a lease agreement with the St. Margaret's Bay/Boutilier's Point Recreation Association as the hall is widely utilized by the community.

Councillor Whitman noted that the Black Point Community Fire Hall is a volunteer only fire hall without enough volunteers. He indicated that people in the community want to be able to use the hall, but there is no one to look after access to the building.

MOTION PUT AND PASSED UNANIMOUSLY.

Councillor Johns was not present for the vote.

13. IN CAMERA

Council rose at 5:15 p.m. to go into a private In Camera session, in accordance with Section 19 of the *Halifax Regional Municipality Charter*, for the purpose of dealing with the following:

13.1 Personnel Matter

13.1.1 Audit and Finance Standing Committee – *Private and Confidential Report*

This item was addressed during the In Camera session, and was ratified in the public session, prior to the start of the public hearing.

13.1.2 3273 Prospect Road, PID 00377861, White's Lake

This item was addressed during the In Camera session.

14. ADDED ITEMS - NONE

15. NOTICES OF MOTION

15.1 Councillor Karsten

Take notice that, at the next meeting of Halifax Regional Council to be held on December 9, 2014, I intend to propose amendments to Administrative Order 12, the *Traffic Authority Administrative Order*, to extend and/or reappoint the appointments of the Traffic Authority and the Deputy Traffic Authority.

15.2 Councillor Dalrymple

Take notice that at the next meeting of Halifax Regional Council to be held on December 9, 2014, I intend to put forward a motion that the Halifax Regional Municipality supports Seaside Wireless Communications Inc.'s application to participate in the Connecting Canadians program to increase internet speeds available to its customers in HRM and forward a letter of support to Industry Canada.

15.3 Councillor Mason

Take notice that at the next meeting of Halifax Regional Council, to be held on December 9, 2014, I intend to put forward a motion that Halifax Regional Council request a staff report to examine potential funding options for HRM to contribute up to 1/3 funding, not to exceed 80K, to complete renovations to increase Dalhousie Aquatic Centre's occupancy from 424 to 898 total persons.

Council recessed at 5:15 p.m.

The meeting reconvened at 6:02 p.m.

Prior to the start of the Public Hearing, Council ratified a motion from the In Camera session held earlier on this date, as follows:

13.1 Personnel Matter

13.1.1 Audit and Finance Standing Committee – *Private and Confidential Report*

MOVED by Councillor Karsten, seconded by Deputy Mayor Nicoll that Halifax Regional Council ratify the recommendation of the Audit and Finance Standing Committee as contained in the November 27, 2014 report from the Audit and Finance Standing Committee and not release the November 27, 2014 report.

MOTION PUT AND PASSED UNANIMOUSLY.

Not Present: Councillor Johns

9. PUBLIC HEARINGS

9.1 Proposed By-Law S-608, Respecting the Amendment of By-Law S-600, the Solid Waste Resource Collection and Disposal By-Law

The following was before Council:

- A staff recommendation report dated August 21, 2014
- An extract of the September 23, 2014 Regional Council minutes
- A staff presentation dated December 2, 2014
- Correspondence was submitted from : Wade MacDonald, Faye McLean, Nick Newbery (2), Jill Rafuse, Jerry Tannous (2), Peter Foley, Frank Letourneau, Kim MacDonald, Brian O'Brien, Gary Murphy, Lyle Goldberg, Carolyn Crowell (2), Kathlyne Smith, Suzanne Varley-Doyle, Jennifer Chapman, Darlene Graham, Michael Pilotte, Cameron Stewart, Greg and Jesse Hutcheinson, Shannon Doane, Dale Glennie, Cate and Tom West, Peter Terroux, Sylvie Doucet, Harry Pineo,

Daniel AJ Sokolov, Victor Matthews, Valda Walsh, Marc Swanson, Sheila Fougere, Tara Ibrahim, JoAnn Cunningham (2), Ken Donnelly, and Tom Servaes.

Mayor Savage outlined the Rules of Procedure for public hearings.

Mr. Matthew Keliher, Acting Manager of Solid Waste Resources addressed Council and explained that the public hearing was to consider proposed amendments to By-law S-600 in regard to the clear bag initiative which would require all bags to be clear but one, which could be an opaque/black bag; and to propose a bag limit reduction of six to four bags. He also noted there were proposed amendments to the organic program involving the removal of boxboard from the green bin, the banning of grass clippings from collection, and the mandating of kraft paper bags for separate collection of excess leaf and yard waste.

Mr. Keliher advised that the rationale for the proposed changes was to continue to pursue Council's objectives of the Integrated Resource Management Strategy to maximize reduction, reuse and recycling of waste resources; to maximize environmental and fiscal sustainability of the waste program; and to foster public stewardship and conservation. He added that the outcome of the program changes will result in increased source separation, and that the separated material will be put in the proper waste stream. This will reduce the amount of waste going to the landfill and free up capacity at the compost facility and provide a better quality compost product. Other points highlighted in his presentation were:

- garbage cans can be used with a clear bag for those individuals who are concerned about privacy and protection from the elements.
- boxboard will go from the green bin to blue bag, however it can continue to be used to wrap wet food waste that is going in the green bin.
- grass clippings will not be permitted in the green bin and residents will be educated to manage grass clippings on their lawns.
- the program will have an implementation phase of 6 months and staff will be working with Corporate Communications staff on a public education campaign.

Mr. Keliher and Ms. Laurie Lewis, Diversion Planning Coordinator responded to questions, clarifying the following points:

- the rationale for not permitting grass clippings in the green bin is largely due to capacity issues. i.e. the clippings take up space which is needed for the organic waste.
- if people are using garbage cans, they need to be lined with a bag and this is to provide consistency for the approved hauler the Municipality has contracted.
- grass clippings are extremely high in nitrogen and can affect the compost mix, therefore, it's best managed if left on lawns rather than combined with the compost mix.
- the rationale for proposing a bag limit of 4 or less is to reduce overall waste and is in keeping with the average number of bags per household.

Mayor Savage opened the public hearing.

Mr. Adam Grant, Dartmouth addressed Council and referring to information in the staff report suggested that bag limits with comparative cities was revealing because regular household amounts put this Municipality under the limits of the other comparative cities. He pointed out that HRM is the only city that doesn't offer an alternative program for excess waste, for example, providing bag tags or specific times of the year when the limits don't apply. Mr. Grant added that this proposal is a significant reduction and noted that other cities have no limit on the amount of yard waste that can be put out. Mr. Grant advised that he felt it was reasonable to leave the limit at 6 bags, and that the bylaw should be comparative with other municipalities across the country. He added that approval of the bylaw will result in the residents of this Municipality getting less service than other municipalities across the country.

Mr. Sheldon Doyle, Rockingham advised Council that he has embraced composting and recycling but he was discouraged with the proposed amendments to the bylaw because it seems that his efforts in this regard are never enough. He added that mandating the use of clear bags seems to be collective punishment to all, because of the actions of a few. Mr. Doyle went on to note that clear bags will result in increased scavenging and that citizens deserve to be permitted to have one opaque bag. He expressed concern that that he will be required to use a plastic bag inside a garbage can, and that the Municipality will no longer collect grass clippings.

Mr. Jim Gumpert, Birch Cove, addressed Council advising that he had three points to make with regard to this matter. He noted that he agrees with the proposal of one opaque bag, although he felt that the clear bags will result in more scavenging and more mess as a result. With regard to leaving grass clipping on the lawn, Mr. Gumpert explained that he bought a new lawnmower with the mulcher attachment, and found it did not work well, in particular, when the grass was wet. Mr. Gumpert advised that it wasn't practical for residents to have compost heaps in their backyard and requested that Council turn down this amendment. Mr. Gumpert also noted that the information on the disposal of pet waste needs clarification.

Mr. Jeff Traver, Bedford spoke in support of clear bags advising that it will result in increased diversion. He added that in other places he has lived, clear bags were a requirement and that he feels the 6 month transition time will be very helpful for the residents and that, given time, residents initial apprehension to use clear bags will be replaced with pride with the fact that Halifax has taken a leadership role on this matter.

Mr. Stephen Taylor, Lower Sackville expressed concern about the proposed amendments regarding the reduction in permitted bag limit and how grass clippings would be treated. He suggested that a reduction in the bag limit is a reduction in service, therefore, there should be a corresponding tax break. He encouraged Council to maintain the current bag limit but if the decision was made to reduce the limit, he asked Council to provide the flexibility to legally exceed the bag limit through options such as the 'bag tag'. Mr. Taylor pointed out that the information on whether grocery store bags could be used in the clear bags was confusing and needed clarification. He also noted that the information was not clear on whether 6-unit apartment buildings are permitted an opaque bag. In conclusion, Mr. Taylor expressed concern about the Municipality's ability to monitor compliance and provide effective enforcement if the bylaw were amended as presented.

Mr. Michael Boyd, Cole Harbour advised that he opposed the requirement of kraft bags because they were more expensive than plastic bags and he pointed out that a green bin will hold about 20 plastic bags of leaves. He also noted that elderly people find it difficult to carry the large kraft bags. Mr. Boyd recommended that some grass clippings be permitted in the green bins to help alleviate odour. He noted that weed clippings are permitted in a green bin but grass clippings won't be permitted, and questioned the difference between permitting weeds versus grass clippings in the green bin. Mr. Boyd advised that he believed that permitting only one dark bag will be an inconvenience to seniors.

Mr. David Wimberly, Head of St. Margaret's Bay, addressed Council and advised that he was presenting, in part, as a representative of the *It's Not Garbage Coalition*. Mr. Wimberley spoke in support of the proposed changes with two exceptions. He asked that Council make a small modification to the proposed bylaw that would allow residents to use trash cans without a plastic bag, and to allow box board to be used in compost as well as being recycled. He noted that box board is high in boron and is very good for organics. Mr. Wimberley added that he supports the idea of a personal tag system for bags, and that it is important to have a good public education program around the proposed changes.

Mr. John Wimberly, Halifax, spoke in support of the proposed changes. He noted that as a young person growing up in the region, he was accustomed to recycling and composting and he believes that the younger generation will have no difficulty with the proposed bylaw because it is a way of life they grew up with.

Mr. Frank Letourneau, St. Margaret's Bay Road indicated that he agreed with most of the comments of the previous speakers. He indicated that he could support the reduction of 6 bags to 4 and using kraft

paper bags instead of plastic but that he preferred plastic for its convenience. Mr. Letourneau added that he would prefer, though, to be able to use one garbage can and put his various bags of garbage in the one can.

Mr. Bud Lantz, Halifax, advised Council to be cognizant of the effect their decisions will have on the residents of the Municipality. He noted, for example, the proposal for grass clippings and for requiring a plastic bag when using a garbage can.

Ms. Faye MacLean, Dartmouth, advised that she did not support using the brown bags for yard waste and indicated that last week someone in her neighbourhood put out four of these bags and left them out in the rain and they became soggy. She questioned if there were going to be limits placed on blue bags and black bags, and if disposal of medical supplies by residents has been considered.

The Mayor called three times for any other speakers; there being none, it was **MOVED by Councillor McCluskey, seconded by Councillor Karsten that the public hearing close. MOTION PUT AND PASSED.**

Staff responded to questions from Council.

In response to a question from Councillor Whitman, Mr. Keliher advised a plastic bag is required inside a garbage can for consistency reasons. He explained that the haulers contracted by the Municipality have the consistency of lifting garbage bags, and not emptying garbage cans into the truck.

In response to a question by Councillor Karsten, Mr. Keliher advised that research has shown that kraft bags hold up in the elements and meet the industry standard. He added that plastic bags have the problem of getting caught in the shredders and this results in contamination of the end product.

In response to questions by Councillor Outhit, Mr. Keliher advised that research was carried out on the bag tag concept and it was determined that the more economically advantaged you are, the more waste you can throw away. With regard to removing box board from the compost, Mr. Keliher advised that the box board was taking up valuable space in the compost and can be better utilized as a recycled product. He advised that multi-unit buildings will be required to use only clear bags.

In response to another question, Ms. Lewis explained that the Municipality does not have special times throughout the year for clean-ups because the service is provided year-round.

Councillor Craig pointed out that if multi-unit apartments are not permitted privacy bags, then this means that each unit would only be permitted three clear bags.

In response to Councillors' concern that the proposal around pet waste disposal was confusing Mr. Keliher advised that pet waste can be put in a grocery bag and can be put in a clear bag.

Councillor Mosher questioned if it would be possible to amend the bylaw to allow diapers to be placed in a grocery bag, and then in a clear bag.

Councillor Karsten noted that he was surprised to hear staff say that pet waste could go in a grocery bag and then inside a clear bag because at first reading the bag limit was changed to permit 3 clear bags and one opaque. He asked staff to clarify whether they meant that pet waste could go in an opaque bag.

Mr. Keliher responded that pet waste can be placed in a grocery bag, tied, and placed in a clear bag. He noted that no decision has been made with regard to diapers.

Councillor Whitman also asked for clarification, adding that he had advised a resident that diapers and pet waste could be put in either a clear bag or the opaque bag.

Mr. Keliher concurred noting that pet waste can go in either the clear or opaque bag.

Mayor Savage proposed Council take a brief recess.

Council recessed at 7:52 p.m.

Council reconvened at 8:08 p.m.

Prior to start of debate, Mayor Savage advised that the Municipal Solicitor would address Council to clarify a point of confusion that arose during questions of staff.

Mr. John Traves, Municipal Solicitor advised that during Council's questions of clarification there appeared to be confusion over the issue of pet waste and opaque bags. During the recess he and Mr. Keliher conferred about the matter and realized the confusion resulted from a clerical oversight. Mr. Traves explained that upon review, when the Bylaw was amended at First Reading to remove the limit of one opaque nested bag and replaced with a coloured bag, the line in the bylaw that should have been removed, wasn't. Mr. Traves noted that materials which would have gone into a nested bag are now to go into the privacy, i.e. dark coloured bag. He added that this was an oversight and was not a substantial change and staff will add a line to the proposed bylaw to ensure it is consistent as to what was brought forward at First Reading and what was advertised.

MOVED by Councillor Dalrymple, seconded Councillor Watts by Council that Halifax Regional Council adopt By-law S-608, amending By-law S-600, the Solid Waste Resource Collection and Disposal By-law, as set out in Attachment B of the August 21, 2014 staff report.

Councillor Watts indicated she had an amendment to put forth in regard to addressing privacy concerns and allowing a garbage can to be used as the resident's opaque bag.

MOVED by Councillor Watts, seconded by Deputy Mayor Nicoll that proposed By-law S-608 be amended to add (ib) to Section 7.2(a) to read:

“One single garbage container of the weight including contents, height and diameter indicated in Section 7.2 (a) (ii) (B) may be used as an opaque bag. The garbage in this container shall be bagged in small bags and shall not be loose.”

THE AMENDMENT WAS PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns.

Discussion ensued with Councillors expressing concern with regard to compliance and enforcement, and that multi-unit buildings will not be permitted to put out a privacy bag.

Mr. Traves advised that Council can make nonsubstantive changes and in his view it would not be a substantive change to enable apartment buildings to have a privacy bag.

Concern was expressed that some residents may have possible extenuating circumstances in regard to the disposal of pet waste or household medical waste, or other privacy issues. Mr. Keliher indicated that residents who encounter such issues can contact staff, and staff would be willing to meet and discuss the situation.

MOVED by Councillor Mason, seconded by Councillor Whitman that 6.1 d) of proposed Bylaw S-608 be amended to read:

“maximum of four (4) regulation plastic bags per unit including one (1) option privacy bag per unit to a maximum of twenty four (24) per mixed waste collection day as per section 6.1.a (3) The intent of the amendment in regard to multi-unit residential buildings is to include provisions for 4 bags per unit with one being an optional privacy bag.

THE AMENDMENT WAS PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns.

MOVED by Councillor Mason, seconded by Councillor Watts that Bylaw S-608 be amended to introduce clause 7.2 a) i) G) clear bags may not contain a privacy bag if they contain any material. THE AMENDMENT WAS PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns.

Mr. Traves indicated that the amendments passed have been nonsubstantial in nature. He advised that if there is a substantive amendment that Council wants to approve, staff will review it and make some adjustments and return to Council. Council could then have First and Second Reading, and there would be no need to have another public hearing.

Councillor Craig indicated he had an amendment to put forward, the intent of which was to keep the total allowable number of bags at 6, including a privacy (dark) bag.

MOVED by Councillor Craig, seconded by Councillor Walker that Section 6 Collectable Material – Preparation and Restrictions of proposed Bylaw S-608 be amended as follows:

6.1 (a) (i) to: A maximum of six regulation plastic bags per mixed waste collection day per unit including (1) optional privacy bag.

And to replace 6.1 (b) as proposed with the following:

6.1 (b) For eligible premises which are single family dwellings or multi-unit residential dwellings, residential home renovation waste materials may be placed for municipal collection to a maximum of five mixed waste regulation containers or bundled materials per unit per mixed waste collection day. The number of bundles shall be included in the six mixed waste regulation bag container limit as provided in Section 6.1 (a) (ii). Such bundled materials may be no more than 1.2 meters in length and 34 kilograms in weight.

Mr. Traves advised that this was a substantive amendment and, if approved, staff will revise the Bylaw and come back for First Reading.

THE AMENDMENT WAS PUT AND PASSED. (10 in favour, 6 against)

In favour: Mayor Savage; Councillors: Hendsbee, Fisher, Mason, Mosher, Walker, Adams, Rankin, Craig, and Outhit.

Against: Deputy Mayor Nicoll; Councillors: Dalrymple, Karsten, McCluskey, Watts, and Whitman

Not Present: Councillor Johns

Councillor Mosher advised that she would prefer to see the changes brought about incrementally. She pointed out that permitting only one dark bag is not going to be sufficient, in particular, for the elderly.

MOVED by Councillor Adams, seconded by Councillor Watts that Council extend the meeting beyond 10:00 p.m.

The motion required two-thirds majority.

MOTION PUT AND PASSED.

MOVED by Councillor Adams, seconded by Councillor Mosher that the Bylaw be amended to permit two dark bags and four clear bags, in total.

Mr. Traves, advised Council that this was a substantive motion.

THE AMENDMENT WAS PUT AND DEFEATED. (7 in favour, 9 against)

In favour: Councillors: Hendsbee, Mosher, Walker, Adams, Rankin, Craig, and Outhit.

Against: Mayor Savage; Deputy Mayor Nicoll; Councillors: Dalrymple, Karsten, McCluskey, Fisher, Mason, Watts, and Whitman.

Not Present: Councillor Johns.

Councillor Karsten referred to 7.2 of Attachment A and noted that 7.1 (b) states that the weight of a clear bag is not to exceed 55 lbs but in 'Container Specifications' (item 2 (a) and (b)) it states that the weight is not to exceed 74 lbs. Councillor Karsten advised that if, in the bylaw, a garbage can is being considered the same as a bag, then there is a discrepancy with the maximum weight, and he asked staff to look into this matter.

MOVED by Councillor Outhit, seconded by Councillor Hendsbee that the proposed Bylaw be amended to allow grass clippings and box board in the green bin.

THE AMENDMENT WAS PUT AND DEFEATED. (4 in favour, 12 against)

In favour: Councillors: Hendsbee, Mosher, Walker, and Outhit

Against: Mayor Savage; Deputy Mayor Nicoll; Councillors: Dalrymple, Karsten, McCluskey, Fisher, Mason, Watts, Adams, Rankin, Whitman, and Craig.

Not Present: Councillor Johns.

Prior to calling for the vote, Mayor Savage asked the Clerk to review the motion with the amendments, which read as follows:

MOVED by Councillor Dalrymple, seconded Councillor Watts that Halifax Regional Council adopt the following amendments to proposed By-Law S-608 as set out in Attachment B of the staff report dated August 21, 2014, to be referred to staff to draft the amendments and return to Council for consideration the intent of which, once adopted is to amend By-law S-600, the Solid Waste Resource Collection and Disposal By-law:

Amendment 1: (non-substantive)

Section 7.2(a) to add (ib) to read:

(ib) One single garbage container of the weight including contents, height and diameter indicated in Section 7.2 (a) (ii) (B) may be used as an opaque bag. The garbage in this container shall be bagged in small bags and shall not be loose.

Amendment 2 (non-substantive)

Amend 6.1 d) to read:

6.1 d) maximum of four (4) regulation plastic bags per unit including one (1) option privacy bag per unit to a maximum of twenty four (24) per mixed waste collection day as per section 6.1.a (3) The intent of the amendment in regard to multi-unit residential buildings is to include provisions for 4 bags per unit with one being an optional privacy bag.

Amendment 3 (non-substantive)

Introduce clause 7.2 a) i) G) clear bags may not contain a privacy bag if they contain any material.

Amendment 4 (substantive)

Section 6 Collectable Material - Preparation And Restrictions, read:

6.1 (a) (i) to: A maximum of six regulation plastic bags per mixed waste collection day per unit including (1) optional privacy bag.

And to replace 6.1 (b) as proposed with the following:

6.1 (b) For eligible premises which are single family dwellings or multi-unit residential dwellings, residential home renovation waste materials may be placed for municipal collection to a maximum of five mixed waste regulation containers or bundled materials per unit per mixed waste collection day. The number of bundles shall be included in the six mixed waste regulation bag container limit as provided in Section 6.1 (a) (ii). Such bundled materials may be no more than 1.2 meters in length and 34 kilograms in weight.

In response to a question, the Clerk clarified that if the amendments pass, they will be forwarded to staff and staff will report back to Council for First Reading; following this, there will be the appropriate advertising, and then Second Reading.

MOTION PUT AND PASSED. (14 in favour, 2 against)

In favour: Mayor Savage; Deputy Mayor Nicoll; Councillors: Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Walker, Adams, Rankin, Whitman, and Craig.

Against: Councillors Mosher and Outhit

Not Present: Councillor Johns

16. ADJOURNMENT

The meeting adjourned at 10:22 p.m.

Cathy J. Mellett
Municipal Clerk