



**HALIFAX REGIONAL COUNCIL
MINUTES
March 10, 2015**

PRESENT: Mayor Mike Savage
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: Deputy Mayor Lorelei Nicoll

STAFF: Mr. Richard Butts, Chief Administrative Officer
Mr. John Traves, Municipal Solicitor
Ms. Cathy Mellett, Municipal Clerk
Ms. Sheilagh Edmonds, Legislative Assistant
Mr. Andrew Reid, 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_2015-03-10_live-committee.mp4.html*

*The agenda, supporting documents, and information items circulated to Council are available online:
<http://www.halifax.ca/council/agendasc/150310rc-agenda.php>*

The meeting was called to order at 4:00 p.m., and recessed at 5:12 p.m. Council reconvened in at 6:00 p.m. Council moved into an In Camera session at 9:10 and reconvened at 10:03 p.m. Council adjourned at 10:09 p.m.

1. INVOCATION

The Mayor called the meeting to order at 4:00 p.m. with the Invocation being led by Councillor Mosher.

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

Additions:

- 14.1 **Case H00409** - Request to Deregister 2267 Brunswick Street, Halifax as a Municipal Heritage Property
Motion – Set a date for a public hearing
- 14.2 Ratification of Motion from Committee of the Whole – Fire Services Operational Review – 2014 Update
- 14.3 Councillor Mason – Letter to the Honourable Karen Casey, Minister of Education and Early Childhood Development

Deferred:

At Councillor Hendsbee's request, Council agreed to defer item 11.1.3.

At Councillor Whitman's request, Council agreed to forward Information Item 6 to the March 31, 2015 agenda.

MOVED by Councillor McCluskey, seconded by Councillor Whitman that the agenda, as amended be approved. 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 **Case 18255 – Dartmouth Municipal Planning Strategy (MPS) Amendments and Amending Development Agreement 530 Portland Street and 104 Green Village Lane, Dartmouth (Joint Public Hearing with Harbour East and Marine Drive Community Council)**

The public hearing was held later in the meeting. See page 7.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence

The Clerk noted that correspondence was received for Committee of the Whole item 3, and Regional Council item 9.1. This correspondence was circulated to Council.

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

10.2 Petitions

10.2.1 Councillor Watts

Councillor Watts submitted a petition with over 1900 signatures asking for Regional Council to keep Fire Station #4 Lady Hammond Road, Halifax open.

10.2.2 Councillor Watts

Councillor Watts submitted a petition with over 1000 signatures asking Regional Council to take whatever steps necessary to keep all fire stations open.

10.2.3 Councillor McCluskey

Councillor McCluskey submitted a petition with 333 signatures opposing the closure of Fire Station 13, King Street, Dartmouth

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Sole Source Award – Halifax Regional Water Commission Regional Centre Local Wastewater Capacity Analysis

The following was before Council:

- A staff recommendation report dated January 23, 2015.

MOVED by Councillor Mason, seconded by Councillor Walker that Halifax Regional Council, in accordance with the sole source provisions of Administrative Order 35, Section 8(11)(A) sub-section (k) “For the procurement from a public body or a not-for-profit corporation, “ award a contract for the Regional Centre Local Wastewater Capacity Analysis to Halifax Regional Water Commission not to exceed a cost of \$150,000.00 including net HST, with funding from CDV00738 – Centre Plans/Design, as outlined in the Financial Implications section of the January 23, 2015 staff report.

Mr. Peter Duncan, Manager, Asset and Transportation Planning, and Mr. Jacob Ritchie, Urban Design Manager, Planning and Development responded to questions.

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

In favour: Mayor Savage; and Councillors: Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Adams, Rankin, Johns, Craig, and Outhit

Against: Councillor Whitman

Not present: Deputy Mayor Nicoll

11.1.2 Award – RFP #P14-356, Animal Shelter Services

The following was before Council:

- A staff recommendation report dated January 22, 2015.

MOVED by Councillor Hendsbee, seconded by Councillor Whitman that Halifax Regional Council award RFP #P14-356, Animal Shelter Services to the highest scoring proponent, Homeward Bound for a five (5) year term commencing April 1, 2015, subject to annual review, at a total cost of \$2,401,376.69 (net HST included) with funding from Operating Budget, Cost Centre S320 as outlined in the Financial Implications section of the January 22, 2015 staff report.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll

11.1.3 Porters Lake Canal, Highway 207, Seaforth/Three Fathom Harbour

The following was before Council:

- A staff recommendation report dated February 2, 2015.

This matter was deferred during the approval of the order of business.

11.1.4 Invitation to Participate in 2015 Carbon Disclosure Project

The following was before Council:

- A staff recommendation report dated January 29, 2015.

MOVED by Councillor Watts, seconded by Councillor Whitman that Halifax Regional Council endorse participation in the 2015 Carbon Disclosure Project (CDP) Annual Information Request.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll

11.1.5 First Reading, Proposed By-law S-803, Respecting Amendments to By-law S800 Respecting Temporary Signs

The following was before Council:

- A staff recommendation report dated February 9, 2015

MOVED by Councillor Mason, seconded by Councillor Hendsbee that Halifax Regional Council give First Reading to By-law S-803, amending By-law S-801, Respecting Licensing of Temporary Signs, as set out in Attachment D of the February 9, 2015 staff report.

Mr. Chris Davis, Supervisor, Right of Way, and Mr. Taso Koutroulakis, Manager, Traffic Management responded to questions.

Councillor Hendsbee advised that public feedback was supportive of the idea of permitting new posters to be placed over old posters and, therefore, he was prepared to move an amendment in this regard.

MOVED by Councillor Hendsbee, seconded by Councillor McCluskey that the By-law be amended to enable new posters to be placed over older posters.

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

In favour: Councillors: Dalrymple, Hendsbee, Whitman, and Craig

Against: Mayor Savage; and Councillors: Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Adams, Rankin, Johns, and Outhit

Not present: Deputy Mayor Nicoll

MOVED by Councillor Adams, seconded by Councillor Whitman that the By-law be amended to enable apartment buildings over 50 units to post rental signs year-round.

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

In favour: Mayor Savage; and Councillors: Dalrymple, Hendsbee, Adams, Rankin, Whitman, and Outhit.

Against: Councillors: Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Johns, and Craig

Not present: Deputy Mayor Nicoll

Mayor Savage called for the vote on the main motion.

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

In favour: Mayor Savage; and Councillors: Dalrymple, Karsten, McCluskey, Fisher, Mason, Watts, Mosher, Walker, Adams, Rankin, Whitman, Johns, Craig, and Outhit.

Against: Councillor Hendsbee

Not Present: Deputy Mayor Nicoll

11.1.6 First Reading, Proposed By-law S-439, Respecting Amendments to By-law S-400 Respecting Charges for Street Improvements

The following was before Council:

- A staff recommendation report dated February 5, 2015.

MOVED by Councillor Johns, seconded by that Halifax Regional Council give First Reading to proposed By-law S-439, amending By-law S-400, the Street Improvement By-law, as set out in Attachment 1 of the staff report dated February 5, 2015.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll

11.1.7 Proposed Amendments to Administrative Order 50, Respecting Disposal of Surplus Real Property – Land Requirements – Eastern Passage High School and Dartmouth South P-9 School Sites

The following was before Council:

- A staff recommendation report dated February 26, 2015.

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

- 1. Adopt the amendments to Administrative Order 50, the Disposal of Surplus Real Property Administrative Order, as set out in Attachment 6 of the staff report dated February 26, 2015;**

2. **Declare that portion of the Eastern Passage Commons property (PID 00373597) as shown in Attachment 1 of the staff report dated February 26, 2015 surplus to municipal purposes and categorize the property, as Intergovernmental Transfer, as per Administrative Order 50;**
3. **Declare the properties at Prince Arthur Junior High (PID 40288573 and 40611733), as shown in Attachment 2 of the staff report dated February 26, 2015, surplus to municipal purposes and categorize the property, as Intergovernmental Transfer, as per Administrative Order 50;**
4. **Authorize the mayor and Municipal Clerk to enter into an Agreement with the Province of Nova Scotia subject to order in council approval, for the conveyance of lands as per the terms and conditions outlined in Table 1 and 2 of the staff report dated February 26, 2015; and**
5. **Authorize entering into an agreement between HRM and the Halifax Regional School Board to allow for the joint use of the HRM sports field immediately south of Seaside Elementary School for both educational and community recreation purposes.**

Councillor Karsten advised that he had a very minor amendment to put forward, which he has discussed with staff and staff are supportive of the amendment.

MOVED by Councillor Karsten, seconded by Councillor McCluskey that recommendation 5 be amended to read as follows:

“ Authorize entering into an agreement between HRM and the Halifax Regional School Board to allow for the joint use of one of the HRM sports field on the Eastern Passage Common for both educational and community recreation purposes.”

THE AMENDMENT TO THE MOTION WAS PUT AND PASSED UNANIMOUSLY.

Not Present: Deputy Mayor Nicoll

Referring to Attachment 1 of the staff report, Councillor Karsten advised that he spoke with staff about a corner property that could possibly be worked into the 12 acres allotted for the school. Councillor Karsten also pointed out that an April 24, 2012 motion by Regional Council with respect to staff initiating a site development plan has been put on hold awaiting terms of this agreement with the Nova Scotia Department of Education. Councillor Karsten advised that with the passing of this motion, staff can start work on the site development plan.

Ms. Jane Fraser, Director , Operations Support, Mr. Peter Stickings, Manager, Corporate Real Estate, and Ms. Denise Schofield, Manager Regional Recreation responded to questions.

The Mayor called for the voted on the amended motion, which now reads:

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

1. **Adopt the amendments to Administrative Order 50, the Disposal of Surplus Real Property Administrative Order, as set out in Attachment 6 of the staff report dated February 26, 2015;**
2. **Declare that portion of the Eastern Passage Commons property (PID 00373597) as shown in Attachment 1 of the staff report dated February 26, 2015 surplus to municipal purposes and categorize the property, as Intergovernmental Transfer, as per Administrative Order 50;**
3. **Declare the properties at Prince Arthur Junior High (PID 40288573 and 40611733), as shown in Attachment 2 of the staff report dated February 26, 2015, surplus to municipal purposes and categorize the property, as Intergovernmental Transfer, as per Administrative Order 50;**

4. **Authorize the mayor and Municipal Clerk to enter into an Agreement with the Province of Nova Scotia subject to order in council approval, for the conveyance of lands as per the terms and conditions outlined in Table 1 and 2 of the staff report dated February 26, 2015; and**
5. **Authorize entering into an agreement between HRM and the Halifax Regional School Board to allow for the joint use of one of the HRM sports field on the Eastern Passage Common for both educational and community recreation purposes.**

THE MOTION, AS AMENDED, WAS PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll

Council recessed at 5:12 p.m.

Council reconvened at 6:00 p.m. for the public hearing

9.1 Case 18255 – Dartmouth Municipal Planning Strategy (MPS) Amendments and Amending Development Agreement 530 Portland Street and 104 Green Village Lane, Dartmouth (Joint Public Hearing with Harbour East and Marine Drive Community Council)

The following was before Council:

- A staff recommendation report dated January 12, 2015
- A staff presentation dated March 10, 2015
- Correspondence from: Mike and Janice Finnigan, Helen Horne, Jean Durrant, Audrey and Fred MacKay, Jean MacQuarrie, and James Meredith
- Applicant's presentation

Mr. Darryll Joudrey, Planner, presented Case 18255 as detailed in the staff recommendation report dated January 12, 2015.

The Mayor thanked Mr. Joudrey for his presentation.

Councillor McCluskey commented on the sidewalk plan, pg. 9. "Traffic Flows" and requested Mr. Joudrey illustrate the location of the sidewalks. Mr. Joudrey noted locations on the corner of Portland St. to the site access and on Green Village Lane. Councillor McCluskey questioned if these were the only resulting changes from the public information meeting. Mr. Joudrey confirmed that these were the only changes, along with changes to amenity spaces. He referenced Building A's at grade park on the roof of a parking structure, Building B's amenity space at the rear, and Building C's substantial amenity space connected via sidewalk. Councillor McCluskey questioned who performed the traffic study and its contents. She noted it had not been included in the package. Mr. Joudrey responded that Greg O'Brien had authored the report. He furthermore indicated that the flow on Portland Street could handle the added vehicles per hour.

Councillor Fisher questioned what level of detail will be included once the development agreement reaches Harbour East and Marine Drive Community Council (HEMDCC) for approval. He commented that not much information has been provided so far. He also questioned if the information before Council was the final design. Councillor Fisher inquired if there was an option for another entrance or exit near the green space. Mr. Joudrey responded that once the supplementary report comes forward to HEMDCC, the staff report will be included, containing more details including information pertaining to the non-substantial amendments. He also responded that it was the final design and that there would not be another entrance or exit.

Councillor Watts stated concern around the sewer system and sewage capacity. She questioned if this issue had been addressed following the public information meeting. Mr. Joudrey responded that Halifax

Water had reviewed the applications and determined there were no concerns for the capacity and water flow.

Councillor McCluskey stated problems around pump overflow with the condominium abutting the site. She questioned if the pump location would be indoors or outdoors. Mr. Joudrey stated that he did not have information on its location, however, he could find out.

The Mayor opened the public hearing and invited the applicant to come forward.

Mr. Peter Connor, Connor Architects and Planners Ltd. on behalf of the applicant, described the proposal. He described the building footprints of Buildings A, B, and C. He stated that this proposal was initiated in 2011 and he believed it had kept abreast of developments in the Regional Plan and Centre Plan. He also stated that the buildings illustrated in the concept plan may change in terms of the systems and materials, therefore non-substantive changes would be considered at further stages in the development. He highlighted the site's proximity to the transit terminal and presented the pedestrian, vehicular, and bicycle circulation routes. Regarding the routes, he noted that they did not take into account the new sidewalks. He highlighted provisions for bicycle parking, described underground parking, and presented renderings of the proposal. He highlighted the streetscape between Building B and C. Mr. Connor also underscored that the proposal intended to create a walking community.

Councillor Hendsbee questioned access across Portland Street to Penhorn Mall's bus terminal and if any consideration had been given to creating a safer passageway for pedestrians. Mr. Connor indicated that the highway was under the jurisdiction of Transportation and Infrastructure Renewal. He responded that a formalized elevated walkway, including a ramp for cyclist and wheelchair users had been considered. He stated that his office might create a concept to be forwarded to the Province and HRM.

Mr. Jim Meredith, resident of Green Village Lane, voiced opposition to the proposal. He indicated that he had circulated a letter on Nov. 5, 2013 regarding the development. He indicated that no mail out notification to affected residents was given before the Harbour East and Marine Drive Community Council meeting on January 8, 2015. Regarding area density, Mr. Meredith quoted page 4 of the staff report before HEMDCC, dated December 15, 2014, stating that amendments are only due to changes in circumstances. He stated that no circumstances had changed in the past 15 years. Regarding traffic impact and access, Mr. Meredith indicated disagreement with page 6 of the December 15, 2014 report. He stated disagreement with parking for non-residents policy, indicating it would cause visitors to overflow on Green Village Lane. Mr. Meredith stated disagreement with the location of sidewalks in the agreement, quoting MPS policy IP1c,4,4. He also raised concern for potential safety issues and pedestrian collisions due to the locations of the sidewalks. Mr. Meredith stated disapproval for the proposed heights of the 9 and 10 storey buildings, indicating they would distort the community feel. Mr. Meredith stated concern regarding oversight of developer, quoting page 6 of the December 15, 2014 report regarding purchase of row parcels. He questioned the accountability for landscaping in the future. He also stated disapproval for the proposal to rezone the lands.

Mr. Bob Horn, resident Evergreen Condominium, outlined concerns for the development, he indicated that the land was originally rezoned R-1 to multiple use. He stated that this would be the second or third time the land has been rezoned. Mr. Horn described traffic flows onto Cole Harbour Road as heavy and stated concern for the strain that the buildings might add. He also noted that a traffic impact statement had been performed by an independent party and emphasized that the department of Transportation and Infrastructure Renewal should perform a study to determine if the flow could be managed. Mr. Horn stated that the development is too large and not conducive to development due to the steep slope. He also indicated concern that although there were sidewalks, there may be no way to cross the road.

Mr. George Rupert, resident Evergreen Condominium, stated he was opposed to the proposal. He indicated that on the south side of Evergreen plaza was a daycare with 100 children. He voiced concern for the daycare centre needing to be re-located due to construction. Secondly, he stated that the sidewalk on the west side of Green Village Lane would be unusable due to runoff in the winter time. Regarding bicyclists, he indicated that it would not be appropriate on Green Village Lane.

The Mayor called three more times for additional speakers. **MOVED by Councillor McCluskey, seconded by Councillor Adams that the public hearing be closed.**

In response to the public comments, Mr. Conner stated that the property was acquired by its current owner in 2007 and it was the first time he had requested a change in zoning. He also stated that all zoning is transitory over time.

MOVED by Councillor Karsten, seconded by Councillor Hendsbee that Halifax Regional Council adopt the proposed amendments to the Dartmouth Municipal Planning Strategy (MPS) as set out in Attachment A of the December 15, 2014 staff report.

Councillor Karsten questioned if fire and emergency vehicles provided input regarding road widths during the development approvals phase. He questioned if this information would impact the allowance for no-parking signs. Councillor Karsten emphasized that all stipulations in the development agreement be followed adamantly, including landscaping. He questioned if a deposit would be put down on development agreements left in reserve. Councillor Karsten also commented on the existing daycare playground and asked if there had been any discussion on accommodating the daycare during construction. He asked that this matter be included for the record to be addressed.

Mr. Joudrey stated that the development engineer would forward information pertaining to the traffic impact statement to the appropriate divisions and that this would affect no-parking signs. He responded regarding the development agreement that the Development Officer would ensure the items negotiated in the development agreement are carried out to the fullest. Regarding the deposit, he stated that it was not a requirement for a development agreement. Mr. Joudrey responded that no discussion had been held regarding the day care.

Councillor McCluskey indicated that she had attended two public information meetings on the proposal and she highlighted that few changes have resulted. She drew attention to correspondence received regarding traffic and sewage. She questioned if there would be a time to create changes to the buildings when the proposal comes before Community Council. Councillor McCluskey also stated concern for the amount of traffic and potential for collisions. She stated concern over the traffic impact study and commented that that the study should be before Council. She also requested follow up regarding the sewage situation.

Mr. Joudrey clarified that the development agreement would be voted on at the Community Council meeting. Mr. Joudrey indicated that Council may give input after the MPS amendment comes into effect.

Councillor Hendsbee requested clarification if the proposal met the Penhorn Mall planning exercise in terms of the Centre Plan. He voiced approval for the application and indicated it was conducive to the geography and slope of the area.

Mr. Joudrey stated that he had met early on in the application process with the Penhorn Mall visioning team and attempted to mirror what was occurring in that exercise. He stated that it was unfortunate the Penhorn Concept Plan did not go forward; however, the public comments from the exercise had been examined.

Councillor Watts stated concern for accessibility on the development site given the slopes. She also voiced disapproval for the building renderings and cautioned that a fuller level of detail should have been provided.

Councillor McCluskey questioned if the decision could be appealed by the Nova Scotia Utility and Review Board and if traffic would be included. Mr. Joudrey clarified that the decision of Community Council in regard to the development agreement could be appealed based on how well it carries out MPS policy. He indicated traffic would be included in this.

Councillor Fisher indicated disapproval for the final design and stated that he would be looking for an updated design once it came back to Community Council. He indicated that the building design could be improved; however, stated that there was no policy reason to refuse the MPS amendment.

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

In favour: Mayor Savage and Councillors: Dalrymple, Hendsbee, Karsten, Fisher, Mason, Mosher, Walker, Adams, Rankin, Whitman, Johns, Craig, and Outhit

Against: Councillors: McCluskey and Watts

Not present: Deputy Mayor Nicoll

At this time, Councillor Outhit acknowledged and thanked the first Bedford Scout troops for their attendance.

11.2 HALIFAX AND WEST COMMUNITY COUNCIL

11.2.1 Case 17174 – Amendments to the Halifax Municipal Planning Strategy (MPS) and Halifax Peninsula Land Use By-law (LUB) and a Development Agreement – 1017 and 1021 Beaufort Avenue, Halifax – First Reading

The following was before Council:

- A recommendation report dated February 18, 2015 submitted from the Chair of Halifax and West Community Council; attached was a staff report dated January 23, 2015.

MOVED by Councillor Mason, seconded by Councillor Fisher that Halifax Regional Council give First Reading to consider the proposed amendments to the Municipal Planning Strategy for Halifax (MPS) and the Land Use By-law for Halifax Peninsula (LUB) as contained in Attachments A and B of the staff report dated January 23, 2015 and schedule a joint public hearing with Halifax and West Community Council.

Councillor Whitman questioned if the agreement was already approved for 9 units and whether the developer was now asking for 6 units.

Mr. Bob Bjerke, Planning Director, clarified that 9 units could be done as of right under current zoning, while a different configuration of 6 units was now being proposed.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll, Councillor Johns

11.3 AUDIT AND FINANCE STANDING COMMITTEE

11.3.1 Third Quarter 2014/15 Financial Report

The following was before Council:

- A recommendation report dated February 27, 2015 submitted by the Chair of the Audit and Finance Standing Committee; attached was a staff report dated February 9, 2015.

MOVED by Councillor Karsten, seconded by Councillor McCluskey that Halifax Regional Council approve the withdrawal of up to \$3,101,000 from the following reserves to eliminate the 14/15 General Rate Deficit that is projected as at December 31, 2014; \$1,700,000 from Q309 Snow and Ice Control Variable Operating Reserve, \$300,000 from Q306 Self Insurance Reserve and \$1,101,000 from Q328 Operating Surplus Reserve.

Councillor Karsten stated that quarterly reports are a regular item to the Audit and Finance Committee and the Committee engaged in a robust discussion over this item. He asked for support from his colleagues.

Councillor Whitman highlighted vacancy savings and quoted the discussion section on overtime cost being paid by vacancy savings. Councillor Whitman referenced fire services and stated concern for the number of vacancies.

Mr. Richard Butts, Chief Administrative Officer, indicated there were no barriers to filling positions in fire services. He stated that those vacancies were not exceptional and would be filled at the appropriate time.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll, Councillor Johns

11.3.2 Funding Request – Dalhousie University

The following was before Council:

- A recommendation report dated February 24, 2015 from the Chair of the Audit and Finance Standing Committee; attached was a staff recommendation report dated January 27, 2015.

MOVED by Councillor Mason, seconded by Councillor Karsten that Halifax Regional Council provide 1/3 funding to Dalhousie University to complete renovations in the Dalplex Aquatic Centre, not to exceed \$80,000, to be funded from the Parks and Recreation anticipated 2014/2015 Operating Surplus and paid from Operating Account #C705-6399.

Councillor Mason stated the origin of the request. He stated that the province and Dalhousie were contributing funds and this solution provided the pool viewing area could be returned to use.

Councillor McCluskey voiced approval for the report, indicating the pool was widely used.

Councillor Adams questioned if members of Council could use their capital funds to contribute to the project. He stated concern for an inability to contribute funds to school facilities in District 11.

Mr. Louis De Montbrun commented that he did not know if the funds would qualify for capital funds. He also commented on the different restrictions in the Charter versus the District Capital Policy.

Councillor Watts highlighted the Community Grants Program section of the February 24, 2015 report. She indicated that it would have been clearer had the funding been applied for through the granting policy and she encouraged staff to look at this option in the future.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll, Councillors: Outhit and Dalrymple

11.3.3 Service Improvement Reserve Withdrawal

The following was before Council:

- A recommendation report dated February 26, 2015 from the Chair of the Audit and Finance Standing Committee; attached was a staff recommendation report dated January 20, 2015.

MOVED by Councillor Karsten, seconded by Councillor McCluskey that Halifax Regional Council approve an increase to operating account A205 – Human Resources Administration in the amount of \$389,653, including net HST, and that this increased budget is to be funded from a withdrawal from the Service Improvement Reserve (Q310) for the completion of the Human Resources

Service Delivery initiative as outlined in the Financial Implications section of the staff report dated January 20, 2015.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll, Councillors Outhit and Dalrymple

11.3.4 Funding for Engage Nova Scotia

The following was before Council:

- A recommendation report dated February 24, 2015 from the Chair of the Audit and Finance Standing Committee; attached was a recommendation report dated February 18, 2015 from the Vice Chair of the Community Planning and Economic Development Standing Committee and a staff recommendation report dated January 30, 2015.

MOVED by Councillor Mosher, seconded by Councillor Whitman

1. That Halifax Regional Municipality work closely with the Halifax Partnership (HP) and provide an initial grant of \$50,000 to Engage Nova Scotia (ENS), this fiscal year with the possibility of an additional grant next year, subject to Council approval and if certain conditions are met.
2. The withdrawal of funds in the amount of \$50,000 from the Operating Surplus Reserve, Q328 to cover the operating grant for fiscal 2014/2015
3. That Halifax Regional Municipality and ENS sign an Agreement along the lines of the one set out in Attachment A of the staff report dated January 30, 2015 to govern the relationship between the two parties and to set out conditions for continuation.
4. That Halifax Regional Municipality participate actively in the work of ENS where appropriate over the coming year.

Councillor Mosher noted the change to recommendation #2 regarding covering the operating grant, indicating that it is recommended by finance to ensure the commitment of funds to Engage Nova Scotia.

MOTION PUT AND PASSED UNANIMOUSLY

Not present: Deputy Mayor Nicoll, Councillors: Outhit, Dalrymple, Watts

11.4 EXECUTIVE STANDING COMMITTEE

11.4.1 Councillor Appointment to the Trade Centre Board

Councillor Mosher assumed the Chair.

The following was before Council:

- A recommendation report dated February 24, 2015 from the Chair of the Executive Committee.

MOVED by Councillor Craig, seconded by Councillor Mason that Halifax Regional Council appoint Councillors McCluskey and Walker to the Trade Centre Board for a term to April 2017.

MOTION PUT AND PASSED UNANIMOUSLY

Not present: Mayor Savage, Deputy Mayor Nicoll, Councillor Outhit

11.5 TRANSPORTATION STANDING COMMITTEE

11.5.1 Request for Reinstatement of Three Roads as Candidate Routes in the 2014-19 Halifax Active Transportation Priorities Plan

The following was before Council:

- A recommendation report dated February 27, 2015 from the Chair of the Transportation Standing Committee; attached was a staff recommendation report dated December 16, 2014.

MOVED by Councillor Rankin, seconded by Councillor Walker that Halifax Regional Council maintain the recommendation of the 2014-19 Halifax Active Transportation Priorities Plan to remove the following roads from the 'candidate On-Road Bike Route' list: 1) Cole Harbour Road (between Bissett Road and Ross Road); 2) Ross Road; and 3) Windsor Junction Road.

Mayor Savage re-assumed the Chair.

Councillor Rankin stated that staff determined this consideration was not needed due to the prioritization of the resources available in the budget and had therefore recommended to remove the roads.

Councillor Hendsbee voiced disapproval for the recommendation. He indicated that the alternative routes were not practical for cyclists travelling Highway 207. He commented that the simpler solution would be to pave the shoulders and requested that the motion be defeated.

Councillor Dalrymple stated he would not support the recommendation and disproved of the removal of the Windsor Junction Road. He indicated there was a large cycling population on this road.

Councillor Rankin questioned if the aspiration was to achieve parallel AT paths instead of using these particular roads. Mr. David McCusker, Manager Strategic Transportation Planning, responded that the Active Transportation plan strove to balance the limited resources and prioritize facilities that connected to destinations, and secondly to opt for off street greenways where possible.

Councillor Karsten voiced concern that the Bissett road had recently been included in the Cole Harbour open spaces plan. He recommended that it remain on the list and questioned the urgency for removing it.

Mr. David McCusker indicated that a list from the AT plan had been presented to Council. These corridors had not been among the list and Council had asked what the implications for reinstating them would be.

Councillor Hendsbee voiced concern that crusher dust trails could not be used by touring bikes and indicated that paved roads were preferred.

MOTION PUT AND DEFEATED. (7 in favour, 7 against)

In favour: Mayor Savage; Councillors Fisher, Mason, Watts, Mosher, Walker, Rankin

Against: Councillors Dalrymple, Hendsbee, Karsten, McCluskey, Adams, Whitman, Johns

Not present: Deputy Mayor Nicoll, Councillors: Outhit, Craig

Council discussed whether a motion of rescission was required to proceed forward with the matter. The Solicitor confirmed that the Council may make a motion to reinstate the routes.

MOVED by Councillor Hendsbee, seconded by Councillor Rankin that Regional Council reinstates the three roads or road sections as candidate on-road bicycle facilities in the 2014-19: Halifax Active Transportation Priorities Plan.

MOTION PUT AND PASSED. (9 In Favour, 6 Against)

In favour: Councillors: Dalrymple, Hendsbee, Karsten, McCluskey, Adams, Rankin, Whitman, Johns, Outhit

Against: Mayor Savage; Councillors: Fisher, Mason, Watts, Mosher, Walker

Not present: Deputy Mayor Nicoll, Councillor Craig

11.5.2 Pilot Project Pedestrian Vehicle Shared Street Concept Argyle Street

The following was before Council:

- A recommendation report dated February 27, 2015 from the Chair of the Transportation Standing Committee; attached was a staff recommendation report dated January 7, 2015.

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

- 1. Approve in principle the development of a pilot project for a trial demonstration of an “alternative street design concept” on the section of Argyle Street between Blowers and Sackville Street.**
- 2. Direct staff to advance the preparation of design details of the trial demonstration, in consultation with the Nova Centre Project, Downtown Halifax Business Commission and other area stakeholders, that addresses the trial design and issues raised in this staff report.**
- 3. Direct staff to prepare a construction budget and identify a source of funding in support of the proposed pilot project for consideration of the Audit & Finance Standing Committee and recommendation to Regional Council.**

Councillor Mason voiced approval for the pilot project and encouraged support from his colleagues.

Councillor Hendsbee stated that an all season proposal would be a more optimum project, including thermal heating solutions of the kind pursued by Scandinavian nations. He encouraged these solutions be examined as part of the study.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll, Councillor Craig

11.5.3 Recommendations to the Province for Increasing Non-Monetary Penalties for Crosswalk Violations

The following was before Council:

- A recommendation report dated February 27, 2015 from the Chair of the Transportation Standing Committee; attached was a recommendation report dated January 26, 2015 from the Chair of the Crosswalk Safety Advisory Committee.

MOVED by Councillor McCluskey, seconded by Councillor Fisher that Halifax Regional Council request the Mayor to write a letter to the Province suggesting it re-evaluate changes to the Nova Scotia Motor Vehicle Act with respect to non-monetary penalties, as outlined in Attachment A of the report dated January 26, 2015.

Councillor McCluskey referenced Attachment A of the January 26, 2015 report. She highlighted a number of recommendations including educational options for vehicles, pedestrians and cyclists that violated crosswalk laws.

MOTION PUT AND PASSED. (14 in favour, 1 against)

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

Against: Councillor Walker

Not present: Deputy Mayor Nicoll, Councillor Craig

12. MOTIONS

12.1 Councillor Whitman

MOVED by Councillor Whitman, seconded by Councillor Hendsbee that Halifax Regional Council request a staff report to analyze the agreement with the Province of Nova Scotia Transportation and Infrastructure Renewal regarding snow clearing service outside of the municipal service boundary with options to consider equality of snow clearing service for all residents of HRM.

Councillor Whitman highlighted the difficult winter with special emphasis on the area outside the service boundary. He stated the Transportation and Infrastructure Renewal department has set priority for the 100 series and highlighted the current arrangement dating back to amalgamation. He questioned if it would be possible to reconsider this arrangement and indicated he would like this included in the staff report along with the impact in savings.

Councillor Hendsbee voiced approval for the motion and indicated that it was a problem elsewhere and the report might clarify the exchange of services, how it is determined and opportunities to transfer new territories. He stated candidate areas in Lawrencetown and that he was looking forward to the report.

Councillor Mason indicated it would be good to know if the service could be provided on behalf of the province for a fee paid by the province. Councillor Karsten concurred that the report would include serious budget implications. He also requested a description of those areas outside the service boundary in terms of the quality of standard currently being met by the province.

Councillor Adams stated that a similar report from 2003 had been requested and could be drawn on as a template.

Councillor Outhit stated support for Councillor Mason and Karsten, adding that the request needs to be clear that nothing more be downloaded on the municipality. He indicated that it would require funds or equipment as it was not currently possible to take on more.

Councillor Dalrymple stated support for the report and indicated further consideration could be given to the issue once it came back.

Councillor Whitman clarified that the comparison would not be between those outside the service boundary areas and the core area, but those areas immediately adjacent to the service boundary.

MOTION PUT AND PASSED.

(14 in favour, 1 against)

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

Against: Councillor Mosher

Not present: Deputy Mayor Nicoll, Councillor Craig

13. IN CAMERA

Council deliberated at this time if there were any items that might be deferred until the date of the next meeting.

MOVED by Councillor Mosher, seconded by Councillor Adams to defer the In Camera items to the next meeting of Regional Council. MOTION PUT AND DEFEATED.

13.1 Personnel Matter

MOVED by Councillor McCluskey, seconded by Councillor Karsten to convene in Camera.

Council Convened In Camera at 9:10 p.m.

13.1.1 Citizen Appointments to Boards and Committees

This matter was dealt with in the in camera session.

The following motion was ratified in public session:

MOVED by Councillor Watts, seconded by Councillor Johns that Halifax Regional Council

- 1. Approve the appointments to the Board of Police Commissioners as approved in the March 10, 2015 In Camera Session.**
- 2. Release the names of the appointments to the Board of Police Commissioners following Council's decision and notification of the candidates.**
- 2. Submit nominees, as approved in the March 10, 2015 In Camera Session, to the Halifax International Airport Authority (HIAA) for HIAA's consideration in filling one (1) position on the Authority.**

MOTION PUT AND PASSED. (12 in favour, 2 against)

In Favour: Mayor Savage and Councillors: Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Walker, Adams, Rankin, Whitman, Johns

Against: Councillors: Dalrymple and Outhit

Not Present: Deputy Mayor Nicoll, Councillors Mosher and Craig

13.1.2 Citizen Nominations to Halifax Harbour Bridges

This matter was dealt with in the in camera session

The following motion was ratified in public session:

MOVED by Councillor Fisher, seconded by Councillor Hendsbee that Halifax Regional Council ratify the appointments to the Halifax Harbour Bridges Commission as approved in the In Camera Session held on March 10, 2015 and further that the citizen appointments be released to the public following ratification and notification of the successful candidates.

MOTION PUT AND PASSED UNANIMOUSLY.

Not Present: Deputy Mayor Nicoll, Councillors Mosher and Craig

13.2 Contract Negotiations

13.2.1 Miller Waste Transfer Station Proposal

This matter was dealt with in the in camera session.

The following motion was ratified in public session:

That Halifax Regional Council:

- 1. Given that the Miller Composting Corp Lease agreement with HRM provides that they may use the property for other business purposes with the consent of Council, which consent shall not be unreasonably withheld, consent to Miller Waste's request to use a portion of 80 Gloria McCluskey Ave in Dartmouth for the purpose of constructing a transfer station.**
- 2. Direct staff to negotiate terms and conditions with Miller Waste to amend and extend the lease at the Miller Waste Compost Facility in order to facilitate a contingency plan for potential delays with the vertical expansion of the Otter Lake facility, and return to Halifax Regional Council for approval.**
- 3. That the private and confidential staff report dated February 27, 2015 not be released to the public until Council approves an amended lease with Miller Waste.**

MOTION PUT AND PASSED. (8 In Favour, 6 Against).

In Favour: Mayor Savage and Councillors: Hendsbee, Karsten, Fisher, Mason, Watts, Walker, Outhit

Against: Councillors: Dalrymple, McCluskey, Adams, Rankin, Whitman, Johns

Not Present: Deputy Mayor Nicoll, Councillors Mosher and Craig

14. ADDED ITEMS

14.1 Case H00409 - Request to Deregister 2267 Brunswick Street, Halifax as a Municipal Heritage Property – Set a date for a public hearing

The following was before Council:

- A recommendation report dated March 5, 2015 from the Vice Chair of the Heritage Advisory Committee; attached was a staff recommendation report dated February 4, 2015.

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

- 1. Commence the deregistration process for 2267 Brunswick Street, St. Patrick's Rectory by setting a public hearing date to consider the deregistration of St. Patrick's Rectory located at 2267 Brunswick Street, Halifax; and**
- 2. Direct staff to begin a new registration process for the registration for St. Patrick's Church located at 2263 Brunswick Street, Halifax as a municipal heritage property due to errors in the 1982 municipal heritage registration.**

Councillor Watts noted that the recommendation was straightforward and had gone through the Heritage Advisory Committee. She stated that the Church would appreciate the opportunity to have the matter addressed through a public hearing.

Councillor Hendsbee stated that once the proposal goes to public hearing the proposal would be self-explanatory. He requested the earliest possible date for public hearing. The Clerk responded April 14th, 2015 due to the 30 day notice requirement for Heritage hearings.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll, Councillor Outhit and Craig

14.2 Ratification of Motion from Committee of the Whole – Fire Services Operational Review 2014 Update

MOVED by Councillor Whitman, seconded by Councillor Walker that Halifax Regional Council direct that the Black Point Fire Station return to the daytime staffing model of two staff which existed prior to the suspension of fire services in the summer of 2014.

MOTION PUT AND PASSED. (10 In Favour, 4 Against).

In favour: Councillors: Dalrymple, Hendsbee, McCluskey, Fisher, Mosher, Walker, Adams, Rankin, Whitman, Johns

Against: Mayor Savage and Councillors: Karsten, Mason, Watts,

Not present: Deputy Mayor Nicoll, Councillors Outhit and Craig

14.3 Minister of Education – Motion Councillor Mason

MOVED by Councillor Mason, seconded by Councillor Fisher that Regional Council request the Mayor write a letter to Karen Casey, Minister of Education and Early Childhood development, expressing support for her decision for the replacement of the Le Marchant-St. Thomas Elementary School building and request she direct provincial staff to meet with municipal staff to determine what steps are required to finalize the site selection process.

Councillor Mason explained that this was a first step to initiating discussion with the province regarding the matter. He indicated that this motion would begin the process to allow Council to consider the street closure.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Nicoll, Councillor Craig

15. NOTICES OF MOTION

15.1 Councillor Dalrymple

Take notice that, at the next meeting of Halifax Regional Council to be held on March 24, 2015, I propose to introduce amendments to the Administrative Order Number 2014-001-ADM, Respecting Tax Relief to Non-Profit Organizations, the purpose of which is to repeal and replace schedules 27, 28, and 29.

15.2 Councillor Dalrymple

Take notice that, at the next meeting of Halifax Regional Council to be held on March 24, 2015, I propose to introduce amendments to the Administrative Order Number 2014-012-ADM, Respecting Grants for Rural Transit, the purpose of which is to:

- (a) Make it easier for first time applicants to be considered under the Administrative Order;
- (b) Allow for the consideration of applicants for the 2015-2016 fiscal year that did not meet the requirements of the Administrative order; and,

(c) Introduce other housekeeping amendments.

15.3 Councillor Hendsbee

Take notice that, at the next meeting of Halifax Regional Council to be held on March 24, 2015, I will request an in-camera staff report to deal with an issue of refunding and/or reversing a tax-sale proceeding or entertaining a land exchange proposal as a means to resolve a development dispute.

16. ADJOURNMENT

The meeting adjourned at 10:09 p.m.

Cathy J. Mellett
Municipal Clerk