



**HALIFAX REGIONAL COUNCIL
MINUTES
February 23, 2016**

PRESENT: Mayor Mike Savage
Deputy Mayor Matt Whitman
Councillors: David Hendsbee
Bill Karsten
Lorelai Nicoll
Gloria McCluskey
Tony Mancini
Waye Mason
Jennifer Watts
Linda Mosher
Russell Walker
Stephen Adams
Reg Rankin
Steve Craig
Tim Outhit

REGRETS: Councillors: Barry Dalrymple
Brad Johns

STAFF: Mr. John Traves, Acting Chief Administrative Officer
Mr. Martin Ward, Acting Municipal Solicitor
Mr. Kevin Arjoon, Municipal Clerk
Ms. Phoebe Rai, 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://www.halifax.ca/site/exit.php?url=http://archive.isiglobal.ca/vod/halifax/archive_2016-02-23_live.mp4.html

The agenda, supporting documents, and information items circulated to Council are available online:

<http://www.halifax.ca/council/agendasc/160223rc-agenda.php>

The meeting was called to order at 11:50 a.m., and recessed at 12:04 p.m. Council reconvened in at 1:00 p.m. Council recessed at 3:47 p.m. and reconvened in at 4:00 p.m. Council recessed at 5:10 p.m. and reconvened in at 6:00 p.m. Council moved into an In Camera (In Private) session at 9:09 p.m. and reconvened at 9:27 p.m. Council adjourned at 9:33 p.m.

1. CALL TO ORDER

The Mayor called the meeting to order at 11:50 a.m. and Council stood for a moment of reflection.

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:

17.1 Ratification of Motion from Committee of the Whole – Proposed Administrative Order 2015-004-OP Respecting Traffic Calming

16.2.1 2016 Volunteer Award Recipients – *Private and Confidential Report*

Private and Confidential Information Items

1. Private and Confidential In Camera (In Private) Information Report - re: Legal Advice – Transition Allowance

2. Private and Confidential In Camera (In Private) Information Report - re: Personnel Matter – CAO Recruitment

Council agreed to receive the presentation from the Halifax Regional Water Commission, agenda item 12.3, at 2:00 p.m.

MOVED by Councillor Rankin, seconded by Deputy Mayor Whitman

THAT the agenda be approved as amended.

Two-third majority vote required.

MOTION PUT AND PASSED.

5. BUSINESS ARISING OUT OF THE MINUTES – NONE

6. CALL FOR DECLARATION OF CONFLICT OF INTERESTS – NONE

7. MOTIONS OF RECONSIDERATION – NONE

8. MOTIONS OF RESCISSION – NONE

Council recessed at 12:04 p.m. and reconvened at 1:00 p.m.

9. CONSIDERATION OF DEFERRED BUSINESS – February 16, 2016 & July 21, 2015

9.1 COMMUNITY PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE – February 16, 2016

9.1.1 Planning and Development – Public Consultation Renewed

The following was before Council:

- A recommendation report dated February 4, 2016 submitted by the Chair of the Community Planning and Economic Development Standing Committee, with attached staff report dated January 6, 2016
- A staff presentation dated February 23, 2016

MOVED by Councillor McCluskey, seconded by Councillor Karsten

THAT Halifax Regional Council waive the rules of order to permit Committee of the Whole speaking rules.

MOTION PUT AND PASSED.

MOVED by Councillor Mason, seconded by Councillor Nicoll

THAT Halifax Regional Council

- 1. Direct staff to develop a new Administrative Order, which would outline required and optional engagement activities for planning applications, policy amendments, and new policy development undertaken by the Planning & Development business unit and return to the Community Planning and Economic Development Standing Committee when this work is complete;**
- 2. Direct staff to investigate opportunities to implement new engagement tools as well as modernized existing tools on a go-forward basis in an effort to modernize the planning process;**
- 3. Initiate the process to consider amending the Regional Municipal Planning Strategy so as to require consistency in public consultation requirement / standards throughout all Municipal Planning Strategies and Secondary Municipal Planning Strategies; and**
- 4. Direct staff to return to the Community Planning and Economic Development Standing Committee on a yearly basis with the purpose of reporting on engagement activities performed in that year, and recommended improvements to the process.**

Council determined to receive a staff presentation on the matter.

Mr. Carl Purvis, Acting Supervisor, Community Planning delivered a presentation regarding public consultation. Mr. Purvis provided an overview of current practice and requirements under the *Halifax Regional Municipal Charter*. He outlined the benefits of the proposed process and how activities would be reported to Regional Council.

MOVED by Councillor McCluskey, seconded by Councillor Hendsbee

THAT the motion be amended such that references to the matter returning to the Community Planning and Economic Development Standing Committee are replaced with Regional Council.

Mr. Martin Ward, Acting Director, Legal Services advised that Schedule 3 of Administrative Order One delegates this matter to the Community Planning and Economic Development Standing Committee, so the amendment would require a two-thirds majority in order to pass.

Two-third majority vote required.

MOTION TO AMEND PUT AND PASSED. (10 in favour, 5 against)

In favour: Deputy Mayor Whitman, Councillors Hendsbee, Karsten, Nicoll, McCluskey, Mosher, Walker, Adams, Craig and Outhit.

Against: Mayor Savage, Councillors Mancini, Mason, Watts, and Rankin.

Not present: Councillors Dalrymple and Johns.

A discussion ensued with Mr. Purvis responding to questions of clarification. Councillors presented the following questions, comments and suggestions to be considered by staff:

- Would the area Councillor have input on which engagement tools are chosen?
- Expand the amount of notice provided before matters come to Regional Council;
- Maintain face-to-face Public Information Meetings as a key engagement piece;
- Members of rural communities may have limited access to internet-based engagement tools;
- Consider how the information from Public Information Meetings is captured via minutes and recordings;
- Provide clarity to residents on quasi-judicial processes; and
- Ensure Public Hearings are held within the affected community.

The question was called on the amended motion as follows:

THAT Halifax Regional Council

1. **Direct staff to develop a new Administrative Order, which would outline required and optional engagement activities for planning applications, policy amendments, and new policy development undertaken by the Planning & Development business unit and return to Regional Council when this work is complete;**
2. **Direct staff to investigate opportunities to implement new engagement tools as well as modernized existing tools on a go-forward basis in an effort to modernize the planning process;**
3. **Initiate the process to consider amending the Regional Municipal Planning Strategy so as to require consistency in public consultation requirement / standards throughout all Municipal Planning Strategies and Secondary Municipal Planning Strategies; and**
4. **Direct staff to return to Regional Council on a yearly basis with the purpose of reporting on engagement activities performed in that year, and recommended improvements to the process.**

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple and Johns.

Council agreed to consider agenda item 9.2.2 at this time.

9.2.2 First Reading, Proposed By-law T-1001, Amendments to By-law T-1000, Respecting Taxis, Accessible Taxis and Limousines and Administrative Order 39, Respecting Taxis & Limousines Regulation

The following was before Council:

- A recommendation report dated January 22, 2016 submitted by the Chair of the Transportation Standing Committee, with attached staff supplementary report dated December 22, 2015
- Correspondence dated February 22, 2016 from Pat Gates, Nancy Beaton, Gerry Post, Steve Estey, Warren Reed, and Paul Vienneau

MOVED by Councillor Craig, seconded by Deputy Mayor Whitman

THAT First Reading of proposed By-Law T-1001 be deferred until the report requested by the Transportation Standing Committee on June 25, 2015 regarding accessible taxi service is dealt with.

MOTION PUT AND PASSED. (11 in favour, 4 against)

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Hendsbee, Karsten, Nicoll, McCluskey, Mancini, Mason, Watts, Craig and Outhit.

Against: Councillors: Mosher, Walker, Adams, and Rankin.

Not present: Councillors Dalrymple and Johns.

Council agreed to consider agenda item 14.1.4 at this time.

14.1.4 Leaf Collection Program

The following was before Council:

- A staff recommendation report dated January 29, 2016

MOVED by Councillor Mosher, seconded by Deputy Mayor Whitman

THAT consideration of this matter be deferred to the March 8, 2016 meeting of Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple and Johns.

Councillor Mosher left the meeting at 2:00 p.m.

Council then proceeded to receive the presentation for agenda item 12.3.1 as determined during the setting of the order of business.

12.3.1 Halifax Water 2016/17 Business Plan

The following was before Council:

- A staff information report dated February 12, 2016
- Halifax Regional Water Commission presentation dated February 23, 2016

Mr. Carl Yates, General Manager, Halifax Water delivered a presentation regarding the Halifax Regional Water Commission 2016/2017 Business Plan. He outlined upcoming major capital water, wastewater, storm water, and corporate projects. Mr. Yates indicated that the largest capital project over the next two years will be the Aerotech Wastewater Treatment Facility Upgrade and Expansion program. He provided an update of infrastructure funding provided by the provincial and federal governments and advised that staff are developing an additional priority list for infrastructure funding to be brought to Council.

Mr. Yates and colleagues Ms. Cathie O'Toole, Director, Corporate Services and Mr. Jamie Hannam, Director, Engineering and Information Services responded to questions of clarification from Council, noting the following:

- The growth driver of the capital budget program funded by development charges is predominantly referring to growth from the bigger infrastructure projects including treatment plants, transmission mains, and trunk sewers;

- Capital investment will gradually and steadily increase over time toward a sustainable level. This year there is a spike due to federal and provincial infrastructure funding for the Aerotech program. The trend is between 70 and 80 percent of a sustainable level, with continual progress. Sustainability is not expected to be achieved within the current five year business plan;
- To achieve sustainability, investment should equal the natural decay of the system;
- There is currently a feasibility project underway regarding the possibility of district energy at the Cogswell interchange;
- Trenchless technology has enabled Halifax Water to clean water and sewer mains and reline the system at significantly less cost and disruption to the neighbourhood;
- The AMI/AMR Meter System Upgrade program will provide the customer with more information regarding their water consumption;
- There is a Customer Care Centre initiative underway, which when completed will provide a central access point to customers for all Halifax Water services;
- Adjustments will be made to improve fairness in the billing system, and an application to the Nova Scotia Utility and Review Board for a rate adjustment is anticipated;
- Halifax Water is awaiting additional details regarding provincial and federal programs outside the Building Canada fund, and will bring forward priorities for Council's consideration based on pressing infrastructure needs as outlined in the five year business plan; and
- Public fire protection revenue is now at a stable level;

The Mayor thanked Halifax Water staff for the presentation, highlighting the utility's significant achievements and improved coordination.

Council recessed at 3:47 p.m. and reconvened at 4:00 p.m.

9.1.2 Recommended Legislative Authority to Suspend Potential Development in the Barrington South (Old South Suburb) while Establishing a Heritage Conservation District

The following was before Council:

- A recommendation report dated February 3, 2016 submitted by the Chair of the Community Planning and Economic Development Standing Committee, with attached staff report dated September 20, 2015

MOVED by Councillor Mason, seconded by Councillor Watts

THAT Halifax Regional Council request the Province to amend the Heritage Property Act and Heritage Conservation Districts regulations, where appropriate, to authorize the Council to adopt a by-law that would suspend specific types of developments, for a period not exceeding one (1) year, within the boundaries of an area that Council has identified as part of a background study to establish a Heritage Conservation District. The by-law shall identify and restrict inappropriate development activity for the period in which it is in effect. Another by-law, under this provision, cannot be established, in an area which was previously subject to by-law, for a period of three years once the by-law ceases to be in effect.

Councillor Mason clarified that the proposed by-law would suspend specific types of developments for up to one year as a part of the process to establish new heritage conservation districts on a go-forward basis, not specifically in relation to Barrington South.

Responding to questions of clarification, Mr. Seamus McGreal, Heritage Planner advised that the proposed by-law would specify the types of development to be restricted in order to give time for development of a Heritage Conservation District Plan. He indicated that enabling provincial legislation would be required in order to provide the legislative authority to enact such a by-law.

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

In favour: Mayor Savage, Councillors: Hendsbee, Karsten, Nicoll, McCluskey, Mancini, Mason, Watts, Adams, Rankin, Craig and Outhit.

Against: Deputy Mayor Whitman and Councillor Walker.

Not present: Councillors Dalrymple, Mosher, and Johns.

9.2 TRANSPORTATION STANDING COMMITTEE – February 16, 2016

9.2.1 Public Boat Launch – Dartmouth Shoreline

The following was before Council:

- A recommendation report dated January 26, 2016 submitted by the Chair of the Transportation Standing Committee, with attached recommendation report dated January 11, 2016 from the Chair of the Harbour East Marine Drive Community Council, with attached staff report dated November 2, 2015
- Correspondence dated February 23, 2016 from Dusan Soudek

MOVED by Councillor McCluskey, seconded by Deputy Mayor Whitman

THAT Halifax Regional Council direct staff to incorporate public boat launch opportunities into planning considerations of future private or public land developments along the Dartmouth ocean shore.

A friendly amendment was subsequently moved by Councillor McCluskey as follows:

THAT the motion be amended to replace the phrase “Dartmouth ocean shore” with “Dartmouth/Halifax Waterfront.”

The motion now reads:

THAT Halifax Regional Council direct staff to incorporate public boat launch opportunities into planning considerations of future private or public land developments along the Dartmouth/Halifax Waterfront.

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, Rankin, and Johns.

9.2.2 First Reading, Proposed By-law T-1001, Amendments to By-law T-1000, Respecting Taxis, Accessible Taxis and Limousines and Administrative Order 39, Respecting Taxis & Limousines Regulation

This matter was dealt with earlier in the meeting, see pages 4-5 for details.

9.2.3 Vending By-law Types of Goods and Permit Fee Structure

The following was before Council:

- A recommendation report dated January 25, 2016 submitted by the Chair of the Transportation Standing Committee, with attached staff report dated November 26, 2015

MOVED by Councillor Outhit, seconded by Deputy Mayor Whitman

THAT Halifax Regional Council direct that no amendments be made to the By-Law C-501 Respecting Vending on Municipal Lands as it pertains to the types of goods that may be sold on municipal lands; and that no amendments be made to Administrative Order 15 Respecting License, Permit And Processing Fees as it pertains to the license fee structure.

MOTION PUT AND PASSED. (13 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Karsten, Nicoll, McCluskey, Mancini, Mason, Watts, Walker, Adams, Rankin, Craig and Outhit.

Against: Councillor Hendsbee.

Not present: Councillors Dalrymple, Mosher and Johns.

9.3 HALIFAX AND WEST COMMUNITY COUNCIL – July 21, 2015

9.3.1 Case 18120 - Municipal Planning Strategy and Land Use By-Law Amendments for 348 Purcell's Cove Road, Halifax

The following was before Council:

- A recommendation report dated June 29, 2015 submitted by the Chair of the Halifax and West Community Council, with attached staff report dated June 9, 2015
- A supplementary information report dated February 1, 2016

Mr. John Traves, Acting Chief Administrative Officer left the meeting at 4:30 p.m. and Mr. Mike Labrecque, Deputy Chief Administrative Officer took his seat.

MOVED by Councillor Adams, seconded by Deputy Mayor Whitman

THAT Halifax Regional Council refuse the request to amend the Halifax Municipal Planning Strategy (MPS) and Halifax Mainland Land Use By-law (LUB) to permit existing buildings and land uses (single unit dwelling, office of a professional person and accessory buildings) at 348 Purcell's Cove Road, Halifax.

Councillor Adams provided commentary with respect to the history of the matter, outlining a related court decision and noting that the court did not order demolition of the property. Councillor Adams spoke in favour of defeating the motion and proceeding to consider MPS and LUB amendments that would allow the dwelling to remain and convert the office to a second dwelling.

Mr. Joshua Judah, Senior Solicitor provided further detail on the court proceedings, informing Council that there was a guilty plea entered to avoid a trial, leading to a guilty verdict and associated fine. He commented that there was no compliance order issued at that stage to bring the land into compliance because there was a clear understanding that the property owner would engage in some type of planning process to attempt to establish a legal basis for the building.

Ms. Kelly Denty, Manager, Development Approvals and Mr. Paul Sampson, Planner responded to questions of clarification from Council.

Mr. Sampson responded to a question regarding the walkway parcel owned by HRM noting that the portion on the property in question is in place and has been well maintained; however, the rest of the walkway has not been developed. Mr. Sampson indicated that staff do not have information regarding possible building code issues, and advised that if Council approves MPS amendments there would be an investigation to ensure compliance through the permitting process.

Ms. Denty responded to a question regarding the process, advising that if the motion to refuse the request to amend the MPS and LUB is approved, the compliance issue would proceed forward. She indicated that in that case, one option available to the property owner would be to apply for different amendments.

A discussion ensued regarding the implications of the motion on the floor with respect to possible demolition of the buildings on the property. Council agreed to resume discussion of the matter later in the meeting.

Council recessed at 5:10 p.m.

The meeting reconvened at 6:00 p.m. Councillors Dalrymple, Mosher, and Johns were not present.

11. PUBLIC HEARINGS

11.1 Case 20150 – Amendment to the River-lakes Secondary Plan under the Planning Districts 14 and 17 Municipal Planning Strategy (MPS) to allow the use of a wider range of techniques to reduce phosphorus emission

The following was before Council:

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- A report from North West Community Council dated January 12, 2016 with attached staff recommendation report dated December 11, 2015
- A staff presentation on the river-lakes net phosphorus policy amendment
- A draft minute extract from Regional Council January 26, 2016
- Correspondence from S.M. Mandaville, Soil & Water Conservation Society of Metro Halifax

Ms. Maureen Ryan, Senior Planner provided the staff presentation on a proposed amendment to the River-lakes Secondary Plan under the Planning Districts 14 and 17 Municipal Planning Strategy to allow the use of a wider range of techniques to reduce phosphorus emissions. She advised that the intent of the policy is to protect the Shubenacadie Lakes from further deterioration by controlling the amount of phosphorus emitted into the receiving waters from large scale development. She noted further that consultants have advised that it will not be possible to achieve a net phosphorus abatement through natural treatment alone, therefore there is a need to allow a variety of mechanisms such as advance stormwater treatment, setbacks from lakes, sedimentation and erosion controls as well as density controls.

Ms. Ryan responded to questions of clarification.

In response to a question of whether the policy has been in place for other lakes, Ms. Ryan explained that there are a number of policies in place where staff place limits on phosphorus emissions and try to achieve trophic status, but nothing to this extent. She further added that staff consider this a pilot project and will try to assess its efficacy for achieving a no net increase. She also noted that this approach is one of the approaches recommended under the watershed studies.

Mayor Savage indicated that, with Regional Council being the initiator of this process there is no applicant to come forward. He reviewed the rules of procedure and opened the public hearing.

The Mayor called three times for any speakers; there being none, it was

MOVED by Councillor McCluskey, seconded by Councillor Karsten

That the public hearing close.

MOTION PUT AND PASSED.

MOVED by Councillor Craig, seconded by Councillor Outhit

THAT Halifax Regional Council approve the proposed amendments to the River-Lakes Secondary Plan under Planning Districts 14 and 17 Municipal Planning Strategy (MPS) as set out in Attachment A of the staff report dated December 11, 2015.

Councillor Walker expressed concern that his interpretation of the staff report is that the run-off has to be treated before it leaves the property. He noted that Halifax Water has indicated it wanted run-off remedied before it leaves the property, therefore, this will put the cost back on the homeowner. He questioned what the remedy will cost before it gets to the system.

In response, Ms. Ryan explained that advanced stormwater devices could be placed on the common property that would be servicing the proposed development. She added that she did not know what the cost of a stormwater retention pond and treatment would be, and it would be something she would have to respond back to Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns

Council then returned to item 9.3.1. Mr. Mike Labrecque, Deputy CAO was in the CAO's seat.

9.3.1 Case 18120 - Municipal Planning Strategy and Land Use By-Law Amendments for 348 Purcell's Cove Road, Halifax

The following motion was on the floor:

MOVED by Councillor Adams, seconded by Deputy Mayor Whitman

THAT Halifax Regional Council refuse the request to amend the Halifax Municipal Planning Strategy (MPS) and Halifax Mainland Land Use By-law (LUB) to permit existing buildings and land uses (single unit dwelling, office of a professional person and accessory buildings) at 348 Purcell's Cove Road, Halifax

Mayor Savage advised that in Council's previous discussion there was confusion around what an affirmative vote would mean, therefore, the Acting Municipal Solicitor would provide clarification.

Mr. Ward, Acting Municipal Solicitor explained that if Council approves the motion, the effect of this will be to refuse the owner's application and the situation will remain the same, i.e. there will be an illegal use of the building and the land. The effect of this for the Municipality is that the Municipality can look at enforcement action, either prosecution or an application to the court for an order to tear down the building. He noted that these are discretionary enforcement actions. For the property owner, the effect of the decision is the option of bringing the uses in compliance with the bylaw, or the property owner could re-apply for some other option.

Mr. Ward then explained that if Council votes down the motion, then Council has the option of allowing the request as is, or alternatively, Council could direct staff to prepare further amendments based on what Council considers to be acceptable uses of the buildings.

Mr. Ward added that in regard to Councillor Craig's question on rescission, Council cannot have a motion of rescission on a planning matter; Council could have a motion of reconsideration, but the mover of the motion would have to be on the prevailing side, and would have to give notice at the same meeting that he or she will be bringing it forward to the following meeting.

MOTION PUT AND DEFEATED (4 in favour; 10 against)

In favour: Councillors: Nicoll, Mancini, Mason, and Watts.

Against: Mayor Savage; Deputy Mayor Whitman; and Councillors: Hendsbee, Karsten, McCluskey, Walker, Adams, Rankin, Craig, and Outhit

Not Present: Councillors: Dalrymple, Mosher, and Johns.

MOVED by Councillor Adams, seconded by Deputy Mayor Whitman

That Halifax Regional Council refer this matter back to staff with direction to prepare amendments to the Halifax MPS and Halifax Mainland LUB to permit the existing buildings and land uses with the exception that the building containing the office use on Lot G-1 can only be used as an accessory building to the dwelling on lot G-2, municipally known as 348 Purcell's Cove Road, Halifax.

MOTION PUT AND PASSED. (10 in favour, 4 against)

In favour: Mayor Savage; Deputy Mayor Whitman; and Councillors: Hendsbee, Karsten, McCluskey, Walker, Adams, Rankin, Craig, and Outhit.

Against: Councillors: Nicoll, Mancini, Mason, and Watts.

Not present: Councillors: Dalrymple, Mosher, and Johns

10. NOTICES OF TABLED MATTERS – NONE

12. CORRESPONDENCE, PETITIONS & DELEGATIONS

12.1 Correspondence

The Clerk noted that correspondence was received for items: 11.1, 9.2.1, 9.2.2, 14.2.1, 14.3.1, 14.4.1, and 14.4.2 This correspondence was circulated to Council.

12.2 Petitions - None

12.3 Presentation

12.3.1 Halifax Water 2016/17 Business Plan

This item was dealt with earlier in the meeting. See page 11.

13. INFORMATION ITEMS BROUGHT FORWARD – NONE

14. REPORTS

14.1 CHIEF ADMINISTRATIVE OFFICER

14.1.1 Proposed Amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies - Case CA0103 – Street Naming from August 1, 2015 to October 31, 2015

The following was before Council:

- A staff recommendation report dated February 1, 2016.

MOVED by Councillor Mason, seconded by Councillor Nicoll

That Halifax Regional Council adopt the proposed amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies as set out in Attachment A of the staff report dated February 1, 2016 in order to approve the naming of ten private lanes and seven public streets as identified in Attachment B of the staff report dated February 1, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Mosher and Johns

14.1.2 Proposed Administrative Order SC-80, Respecting closure of a portion of Robie Street, Halifax

The following was before Council:

- A staff recommendation report dated January 26, 2016.

MOVED by Councillor Watts, seconded by Councillor Mason

That Halifax Regional Council:

- 1. Declare the portion of the Robie Street right-of-way in front of 2859 Robie Street, Halifax, shown as Parcel R1 in Attachment "A" of the staff report dated January 26, 2016, surplus to municipal requirements, and categorize Parcel R1, as 'Extraordinary', as per Administrative Order 50**
- 2. Approve Administrative Order SC-80 to close a portion of Robie Street that is in front of 2859 Robie Street, as shown as Parcel R-1, in Attachment "A" of the staff report dated January 26, 2016.**

Councillor Watts indicated that she wished to defer this matter until she can carry out public consultation. She pointed out that although the staff report stated the area Councillor had been advised as per Administrative Order 50, she had not been advised of the recommendation.

MOVED by Councillor Watts, seconded by Councillor Mason

That this matter be deferred to March 22, 2016.

MOTION TO DEFER WAS PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns.

14.1.3 HRM's Yearly Allocation to Community Monitoring Committee

The following was before Council:

- A staff recommendation report dated February 5, 2016.

MOVED by Councillor Rankin, seconded by Councillor Adams

That Halifax Regional Council provide the Community Monitoring Committee with an annual allocation of \$90,000.

A brief discussion ensued with staff responding to questions. Concerns were expressed in regard to a lack of information on how the funds have been spent in the past, and that information on the Community Monitoring Committee (CMC) was difficult to find, such as meeting dates and minutes. Suggestions were put forward for: more transparency and accountability from the Committee; that Council needs more clarity around the Agreement with CMC; and that the CMC should provide an annual report to Council.

MOTION PUT AND PASSED. (11 in favour, 3 against)

In favour: Mayor Savage; Deputy Mayor Whitman; and Councillors: Hendsbee, Mancini, Mason, Watts, Walker, Adams, Rankin, Craig, and Outhit.

Against: Councillors: Karsten, Nicoll, and McCluskey.

Not present: Councillors: Dalrymple, Mosher, and Johns.

14.1.4 Leaf Collection Program

This item was deferred to the next meeting of Council during the setting of the agenda.

14.1.5 Proposed Administrative Order SC-81, Respecting Closure of a Portion of Portland Street, Dartmouth

The following was before Council:

- A staff recommendation report dated January 29, 2016.

MOVED by Councillor McCluskey, seconded by Councillor Karsten

That Halifax Regional Council:

- 1. Declare the portion of the Portland Street right of way in front of 520-530 Portland Street, Dartmouth, shown as Parcel PS-B in Attachment "A" of the staff report dated January 29, 2016, surplus to municipal requirements, and categorize Parcel PS-B, as 'Extraordinary', as per Administrative Order 50**
- 2. Approve Administrative Order SC-81 to close a portion of Portland Street, shown as Parcel PS-B, in Attachment "A" of the staff report dated January 29, 2016.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Whitman; and Councillors: Dalrymple, Mosher, and Johns

14.1.6 Case 20224 – Amendments to the Sackville Municipal Planning Strategy and Sackville Drive Secondary Planning Strategy, 900 & 902 Sackville Drive, Sackville

The following was before Council:

- A staff recommendation report dated February 1, 2016.

MOVED by Councillor Craig, seconded by Councillor Outhit

That Halifax Regional Council direct staff to:

- 1. Initiate the process to consider amending the Sackville Municipal Planning Strategy (MPS) and Sackville Drive Secondary Planning Strategy to enable Kent Building Supplies to expand onto land located at 900/902 Sackville Drive; and**
- 2. Follow the public participation program for municipal planning strategy amendments that was adopted by Regional Council on February 27, 1997.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Whitman; and Councillors: Dalrymple, Mosher, and Johns.

14.1.7 Funding Request - Lake District Recreation Association (LRDA)

The following was before Council:

- A staff recommendation report dated February 11, 2016.

MOVED by Councillor Craig, seconded by Councillor Outhit

That Halifax Regional Council:

- 1. Approve entering into a one-year agreement with the option to extend for two additional years with the Lake District Recreation Association with annual funding of \$50,000, subject to consideration through HRM's annual budget approval process; and**
- 2. Direct the Acting Chief Administrative Officer, or his delegate, to negotiate and execute a contribution agreement on behalf of the Municipality with the Lake District Recreation Association that, in the opinion of the Acting Chief Administrative Officer or his delegate, achieves the outcomes of the Municipality as identified in the staff report dated February 11, 2016.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns.

14.2 AUDIT AND FINANCE STANDING COMMITTEE

14.2.1 Integrated Mobility Plan

The following was before Council:

- A recommendation report dated February 16, 2016 from the Vice Chair of the Audit and Finance Standing Committee; attached was a recommendation report dated January 22, 2016 from the Chair of the Transportation Standing Committee and a staff recommendation report dated January 5, 2016.
- Correspondence was submitted from Ryan MacLeod, Halifax Partnership; Sean Gillis, Ashley Morton and Anthony Rosborough on behalf of 'It's More than Buses'; Paul MacKinnon, Downtown Business Commission

MOVED by Councillor Karsten, seconded by Councillor Outhit

THAT Halifax Regional Council approve an increase to the 2015/16 operating budget, to reflect the approval to undertake the Integrated Mobility Plan, as directed by Council, with funding from the Strategic Studies Reserve, Q330, as described in the Financial Implications section of the staff report dated January 5, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns.

14.2.2 Tax Relief for Non-Profit Organizations – Proposed Renewal of Tax Relief for Leases Removed from Administrative Order Schedules

The following was before Council:

- A recommendation report dated February 16, 2016 from the Vice Chair of the Audit and Finance Standing Committee; attached was a staff recommendation report dated January 27, 2016.

MOVED by Councillor Walker, seconded by Councillor Mason

That Halifax Regional Council approve a grant for the nine (9) organizations/ten (10) properties listed in Attachment 1 of the staff report dated January 27, 2016 for fiscal year 2015-16, effective April 1, 2015, unless stated otherwise, at an estimated combined cost of \$129,766 from Account M311-8006.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns.

14.2.3 Budget Increase CBU01004 Former CA Beckett School Soil Remediation

The following was before Council:

- A recommendation report dated February 16, 2016 from the Vice Chair of the Audit and Finance Standing Committee; attached was a staff recommendation report dated January 11, 2016.

MOVED by Councillor McCluskey, seconded by Councillor Karsten

THAT Halifax Regional Council:

- 1. Increase Project No. CBU01004 – Former CA Beckett School – Soil Remediation by \$135,000.00 (net HST included) with cost sharing \$121,500.00 from Halifax Regional School Board (HRSB) and \$13,500.00 from CAPPOOL as outlined in the Financial Implications section of the staff report dated January 11, 2016.**
- 2. Increase PO No. 2070720498 to Vector Demolition, by \$130,000.00 (net HST included) with cost sharing \$117,000.00 from Halifax Regional School Board (HRSB) and \$13,000.00 (10%, net HST included) HRM’s cost-shared portion.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns.

14.3 ENVIRONMENT AND SUSTAINABILITY STANDING COMMITTEE

14.3.1 Organics Processing and Management

The following was before Council:

- A recommendation report dated February 4, 2016 submitted from the Chair of the Environment and Sustainability Standing Committee; attached was a staff report dated January 6, 2016
- Correspondence dated February 11, 2016 submitted from Doug Hickman on behalf of Ecology Action Centre.
- A staff presentation

MOVED by Councillor Watts, seconded by Councillor Nicoll

THAT Halifax Regional Council direct staff to initiate the process to identify a service provider for organics management and processing as per the scope of work and requirements included as Attachment A to the staff report dated January 6, 2016 and to return to Halifax Regional Council to award the organics management and processing contract.

Councillor Karsten put forward the following amendment to the motion. Councillor Watts indicated that she deemed it a friendly amendment:

That the motion be amended to insert after “January 6, 2016, the following:

“and that Halifax Regional Council further direct staff to:

- 1. Consult with stakeholders to receive input in the development of the Request for Qualification and the Request for Proposal;***
- 2. Return to Council with a recommended RFQ for input and approval prior to its***

issuance along with consultation feedback;

3. ***Return to Council with an update on the RFQ and a recommended RFP for input and approval prior to its issuance”***

The amended motion now reads:

Halifax Regional Council direct staff to initiate the process to identify a service provider for organics management and processing as per the scope of work and requirements included as Attachment A to the report dated January 6, 2016 and that Halifax Regional Council further direct staff to:

1. **Consult with stakeholders to receive input in the development of the Request for Qualification and the Request for Proposal;**
2. **Return to Council with a recommended RFQ for input and approval prior to its issuance along with consultation feedback;**
3. **Return to Council with an update on the RFQ and a recommended RFP for input and approval prior to its issuance; and**
4. **Return to Halifax Regional Council to award the organics management and processing contract.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns.

14.4 HARBOUR-EAST MARINE DRIVE COMMUNITY COUNCIL

14.4.1 Disbursement of Funds from the Musquodoboit Harbour Common Area Rate, cost centre C160

The following was before Council:

- A recommendation report dated February 8, 2016 from the Chair of Harbour East-Marine Drive Community Council
- Correspondence from Tristan Cleveland on behalf of *Our HRM Alliance*.

MOVED by Councillor Hendsbee, seconded by Councillor McCluskey

That Halifax Regional Council approve \$10,000 payable to the Musquodoboit Harbour and Area Chamber of Commerce and Civic Affairs (MHACCCA) as partial funding for completion of a Master Conceptual Plan by Ekistics Plan and Design for the Eastern Shore West Municipal Planning Area with funding to be provided from the Musquodoboit Harbour Common Area Rate, cost centre C160.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Dalrymple, Mosher, and Johns.

14.4.2 Request for Staff Report Regarding the Removal of the Halifax Logo from all Signage in the Harbour East-Marine Drive Communities

The following was before Council:

- A recommendation information report dated February 8, 2016 from the Chair of Harbour East-Marine Drive Community Council.

- Correspondence dated February 22, 2016 from Bryn Jones-Vaillancourt

MOVED by Councillor McCluskey, seconded by Councillor Karsten

That Regional Council request a staff report regarding the removal of the Halifax logo and brand from all community signs, landmarks and flagpoles in the Harbour East Marine Drive Communities.

Councillor McCluskey addressed her motion advising that the residents of Dartmouth feel they are losing their identity and that in a recent survey, it showed that 64% were in favour of removing the Halifax logo and brand from their community.

A discussion ensued with concerns expressed about the cost implications of removing and replacing signs, and of the need for recognition of the brand and consistency in branding. With a number of Councillors indicating they could not support the motion on the floor, an amendment was put forward.

MOVED by Councillor McCluskey, seconded by Councillor Mancini

That the motion be amended to read as follows:

Regional Council request staff report regarding the *application* of the Halifax logo and brand on all community signs, landmarks and flagpoles in the Harbour East Marine Drive Communities.

THE AMENDMENT WAS PUT AND PASSED UNANIMOUSLY.

Not Present: Councillors: Dalrymple, Mosher, and Johns.

THE MOTION AS AMENDED WAS PUT AND PASSED UNANIMOUSLY.

Not Present: Councillors: Dalrymple, Mosher, and Johns.

14.5 GRANTS COMMITTEE

14.5.1 Proposed Amendments to Administrative Order 2014-001-ADM Respecting Tax Relief to Non-Profit Organizations – New Applications, Renewals, and Proposed Amendments for 2015-16 Fiscal Year

The following was before Council:

- A recommendation report dated February 9, 2016 from the Chair of the Grants Committee; attached was a staff recommendation report dated January 21, 2016.

MOVED by Councillor Walker, seconded by Deputy Mayor Whitman

That Halifax Regional Council repeal and replace Schedules 26, 27, 28, 29 and 30 of Administrative Order 2014-001-ADM Respecting Tax Relief to Non-Profit Organizations as set out in Attachment 2, 3, 4, 5, 6, and 7 of the supplementary staff report dated January 21, 2016 at a combined total cost of \$3,308,002 from Account M311-8006.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Mosher, Rankin, and Johns.

14.5.2 Halifax Explosion Recommended Grants

The following was before Council:

- A recommendation report dated February 9, 2016 from the Chair of the Grants Committee; attached was a staff recommendation report dated January 19, 2016.

MOVED by Councillor Watts, seconded by Councillor Walker

THAT Halifax Regional Council approve:

Ten (10) awards as detailed in the Discussion section of the staff report dated January 19, 2016 (Attachment 1) for a combined total of \$90,760 from Account M311-8004 Community Grants Program; and

Transfer of \$47,647 from M311-8004 to the Operation Surplus Reserve Q328.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Mosher, Rankin, and Johns.

15. MOTIONS- NONE

Council dealt with item 17.1 at this time.

17. ADDED ITEMS

17.1 Ratification of Motion from Committee of the Whole – Proposed Administrative Order 2015-004-OP Respecting Traffic Calming

MOVED by Councillor Walker, seconded by Councillor Outhit

That Halifax Regional Council approve Administrative Order #2015-004-OP, the Traffic Calming Administrative Order, as outlined in Attachment A of the Transportation Standing Committee report dated October 2, 2015 with the following amendments:

That section 31 is amended to replace the reference to “section 29” with a reference to “section 30” so it reads: “If traffic calming measures are removed from a street in accordance with section 30, subsequent traffic calming requests shall not be considered...” and

That section 3 (e) be amended to remove the words (includes major school bus route)

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Mosher, Rankin, and Johns.

16. IN CAMERA (IN PRIVATE)

16.1 Property Matter

16.1.1 Property Acquisition – 145 Main Street Dartmouth – Private and Confidential Report

The following was before Council:

- A Private and Confidential staff recommendation report dated February 16, 2016.

MOVED by Councillor Karsten, seconded by Councillor Nicoll

That Halifax Regional Council:

1. **Approve an increase to Capital Project CTU00897, Road Corridor Land Acquisition for the purchase of land to be funded from the Sale of Capital Assets Reserve (Sale of Land) Q101, as detailed in the Financial Implications of the January 6, 2016 private and confidential staff report and Table 3;**
2. **Authorize the Mayor and Municipal Clerk to execute an Agreement of Purchase for 145 Main Street, PID 191668, located in Dartmouth for future right-of-way requirements, as per the terms and conditions outlined in the private and confidential staff report dated January 6, 2016, Table 1, and the financial implications section of the private and confidential staff report dated January 6, 2016; and**
3. **Authorize staff to proceed with Alternative No. 4, as shown in Table 2 of the private and confidential staff report dated January 6, 2016, following conveyance of 145 Main Street, Dartmouth; and**
4. **It is further recommended that this report not be released to the public until the transaction has closed.**

Without a vote being taken on the motion it was:

MOVED by Councillor Watts, seconded by Councillor Mason

That Council convene In Camera.

MOTION PUT AND PASSED.

At 9:09 p.m. Council recessed to convene In Camera.

At 9:27 p.m. Council reconvened. The following motion in regard to item 16.1.1 was on the floor:

MOVED by Councillor Karsten, seconded by Councillor Nicoll

That Halifax Regional Council:

1. **Approve an increase to Capital Project CTU00897, Road Corridor Land Acquisition for the purchase of land to be funded from the Sale of Capital Assets Reserve (Sale of Land) Q101, as detailed in the Financial Implications of the January 6, 2016 private and confidential staff report and Table 3;**
2. **Authorize the Mayor and Municipal Clerk to execute an Agreement of Purchase for 145 Main Street, PID 191668, located in Dartmouth for future right-of-way requirements, as per the terms and conditions outlined in the private and confidential staff report dated January 6, 2016, Table 1, and the financial implications section of the private and confidential staff report dated January 6, 2016; and**
3. **Authorize staff to proceed with Alternative No. 4, as shown in Table 2 of the private and confidential staff report dated January 6, 2016, following conveyance of 145 Main Street, Dartmouth; and**
4. **It is further recommended that this report not be released to the public until the transaction has closed.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not Present: Councillors: Dalrymple, Mosher, Rankin, and Johns.

16.1.2 Property Acquisition – Bedford Highway, Halifax, NS – Private and Confidential Report

This matter was dealt with in camera.

MOVED by Councillor Outhit, seconded by Councillor Walker

That Halifax Regional Council:

- 1. Authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale, as per the terms and conditions outlined in the private and confidential staff report dated January 28, 2016 and Table 1;**
- 2. Authorize Planning and Development staff to initiate the process of rezoning the property from its existing zoning classifications described within the private and confidential staff report dated January 28, 2016 to Institutional (SI) Zone under the Bedford Land Use By-Law following the acquisition;**
- 3. Authorize staff to proceed with the demolition of the existing building following the acquisition; and**
- 4. It is further recommended that the private and confidential report dated January 28, 2016 not be released to the public until the transaction has closed.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not Present: Councillors: Dalrymple, Mosher, Rankin, and Johns.

16.2.1 2016 Volunteer Award Recipients – Private and Confidential Report

The following was before Council:

- A Private and Confidential recommendation report dated February 22, 2016 from the Chair of the Executive Standing Committee; attached was a Private and Confidential staff recommendation report dated February 4, 2016.
- An In Camera Handout dated February 23, 2016.

MOVED by Councillor Hendsbee, seconded by Councillor McCluskey

That Halifax Regional Council:

- 1. Approve the individual Adult and Youth award recipients; including ten volunteers to attend the Provincial Volunteer Awards and Halifax Regional Municipality's (HRM) 2016 Volunteer of the Year Awards (Attachment 1 of the private and confidential report dated February 4, 2016) with the following amendment: 'That the additional award recipient be added to the Halifax Regional Municipality's (HRM) 2016 Volunteer of the Year Awards as outlined in the private and confidential handout dated February 23, 2016.'**
- 2. Approve Community Group award recipients in two categories in Attachment 2 of The private and confidential report dated February 4, 2016; and**
- 3. Not release the private and confidential report dated February 4, 2016 to the public Until the 2016 Halifax Regional Municipality's (HRM) Volunteer Awards Ceremony on April 13, 2016 with the following amendment:**

4. **And that the private and confidential handout dated February 23, 2016 also not be released to the public until the 2016 HRM Volunteer Awards Ceremony on April 13, 2016.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not Present: Councillors: Dalrymple, Mosher, Rankin, and Johns.

18. NOTICES OF MOTION

18.1 Councillor Craig

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on March 8, 2016 I propose to move First Reading of proposed By-law B-701, which will amend By-law B-700 Respecting the Regulation of Business Improvement Districts (BID) the purpose of which is to amend the notice provisions to increase the likelihood that commercial tenants are aware of their right to vote, and can exercise that right to vote, in relation to a BID plebiscite.”

18.2 Councillor Hendsbee

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on March 8, 2016, I propose to move amendments to Administrative Order 29, Respecting Civic Addressing Policies, the purpose of which is to approve the naming of four private lanes, four public streets and the renaming of two public streets.”

18.3 Councillor Adams

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on March 8, 2016, I propose to move amendments to Administrative Order 20, Respecting Fees for Cemetery Services, the purpose of which is to adopt amendments to the rates.”

18.4 Councillor Watts

“TAKE NOTICE that, at the next regular scheduled meeting of the Halifax Regional Council I will move the following motion:

“To request an information report respecting the Municipality’s ability to provide tax relief for property, or some portion thereof, leased by a registered non-profit organization or registered Canadian charity in the private sector with the implications in regard to:

- (i) The Municipality’s legislative authority
- (ii) The policy rationale for tax relief
- (iii) The capacity of the Municipality to administer the tax relief
- (iv) The Municipality’s financial capacity and any indirect impact on other taxpayers including non-profit organizations”

18.5 Councillor Karsten

“TAKE NOTICE that, at the next regular Regional Council meeting, to be held on March 8, 2016, I propose to introduce a Policy pursuant to Section 325 of the Halifax Municipality Charter, Administrative Order SC-82, the purpose of which is to close a portion of Irving Street right of way west of Portland Street, Dartmouth and hold a public hearing to consider adopting the proposed Administrative Order SC-82.”

18.6 Councillor Mason

“TAKE NOTICE that, at the next regular Regional Council meeting, to be held on March 8, 2016, I propose to introduce proposed Administrative Order 2015-005-GOV, respecting the Siting of a Telecommunication Antenna Administrative Order, the purpose of which is to provide a municipal review process for telecommunication antenna system submissions.”

19. ADJOURNMENT

The meeting adjourned at 9:33 p.m.

Kevin Arjoon
Municipal Clerk