



**HALIFAX REGIONAL COUNCIL
MINUTES
June 21, 2016**

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

STAFF: Mr. John Traves, Acting Chief Administrative Officer
Ms. Karen Brown, Acting Municipal Solicitor
Mr. Kevin Arjoon, Municipal Clerk
Ms. Sheilagh Edmonds, Legislative Assistant
Mr. Liam MacSween, Legislative Assistant
Ms. Phoebe Rai, 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_2016-06-21_live.mp4.html

The agenda, supporting documents, and information items circulated to Council are available online:
<http://www.halifax.ca/council/agendasc/160621rc-agenda.php>

The meeting was called to order at 10:00 a.m., and recessed at 11:52 a.m. Council reconvened at 1:00 and recessed at 2:58 p.m. Council moved into an In Camera (In Private) session at 3:17 p.m. and reconvened at 5:10 p.m. Council reconvened at 6:00 p.m. and adjourned at 7:02 p.m.

1. CALL TO ORDER

The Mayor called the meeting to order at 10:00 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 – May 24 & 31, 2016

MOVED by Councillor McCluskey, seconded by Councillor Nicoll

THAT the minutes of May 24 and 31, 2016 be approved.

MOTION PUT AND PASSED.

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

Additions:

- 16.2.1 Councillor Rankin - Personnel Matter - Blue Mountain Birch Cove Lands
- 16.2.2 Mayor Savage - Personnel Matter – CAO Recruitment Update

Mayor Savage noted that Councillor Watts excused herself from the meeting briefly to attend an event on behalf of the Municipality, and has asked that Council wait until her return before dealing with items 14.1.9 and 14.2.1, to which it was agreed.

The Clerk noted that Councillor Mosher has advised she will be late for the meeting due to a scheduling conflict and asked that Council wait until she arrives before dealing with items 14.1.12 and 14.2.2, to which it was agreed.

MOVED by Councillor Nicoll, seconded by Councillor Walker

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**
- 9. CONSIDERATION OF DEFERRED BUSINESS – NONE**
- 10. NOTICES OF TABLED MATTERS – NONE**

11. HERITAGE HEARING

11.1 Case H00414 – Request to Register 280 Portland Street, Dartmouth as a Municipal Heritage Property

This matter was dealt with later in the meeting. See page 7.

PUBLIC HEARING

11.2 By-law N-200, Respecting Noise – Exemption Application – Halifax Pride Festival

This matter was dealt with later in the meeting. See Page 12.

11.3 Case 19507 – Amendments to the Regional Subdivision By-law

This matter was dealt with later in the meeting. See Page 12.

12. CORRESPONDENCE, PETITIONS & DELEGATIONS

12.1 Correspondence

The Clerk noted that correspondence was received for item: 15.1. This correspondence was circulated to Council.

12.2 Petitions - None

13. INFORMATION ITEMS BROUGHT FORWARD – NONE

14. REPORTS

14.1 CHIEF ADMINISTRATIVE OFFICER

14.1.1 Award – Tender No. T16-177 – Scotiabank Roof Replacement

The following was before Council:

- A staff recommendation report dated May 26, 2016

MOVED by Councillor Mason, seconded by Councillor McCluskey.

THAT Halifax Regional Council award Tender No. T16-177, Scotiabank Centre Roof Replacement, to the lowest bidder meeting specification, McCarthy's Roofing Ltd. for a Total Price of \$2,136,000 (HST fully refundable), with funding from Project No. CB000028 – Scotiabank Centre, as outlined in the Financial Implications section of the staff report dated May 26, 2016.

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

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

Against: Councillor Hendsbee

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.2 Award – Tender No. T16-177 – Scotiabank Centre Roof Replacement

The following was before Council:

- A staff recommendation report dated May 27, 2016

MOVED by Councillor Mancini, seconded by Councillor McCluskey

THAT Halifax Regional Council:

1. **Approve a budget increase of \$387,693 (net HST included) to Project Account No. CR000005, funded through cost sharing with Halifax Water, as outlined in the Financial Implications section of the staff report dated May 27, 2016; and**
2. **Award Tender No. 16-226, Pavement Renewal & Water Main Renewal – Farquharson Street – East Region, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$647,595 (net HST included) with funding from Project Account No. CR000005 – Street Recapitalization, as outlined in the Financial Implications section of the staff report dated May 27, 2016.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.3 Award – Unit Tender Price No. 16-249, Street Reconstruction, New Concrete Curb & Gutter and Asphalt Walkway Resurfacing, Landrace Crescent – East Region

The following was before Council:

- A staff recommendation report dated May 24, 2016

MOVED by Councillor Mancini, seconded by Councillor Karsten

THAT Halifax Regional Council award Tender No. 16-249, Street Reconstruction New Concrete Curb & Gutter and Asphalt Walkway Resurfacing, Landrace Crescent – East Region to the lowest bidder meeting specifications, Basin Contracting Limited for a Total Tender Price of \$524,394 (net HST included) with funding from Project Account Nos. CR000005 – Street Recapitalization and CRU01079 – Other Road Related Works, as outlined in the Financial Implications section of the staff report dated May 24, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.4 2016-17 Budgets and Business Plans for Area Rated Services

The following was before Council:

- A staff recommendation report dated May 30, 2016

MOVED by Councillor Rankin, seconded by Councillor Adams

THAT Halifax Regional Council approve the attached Resolution to Approve Area Rates and Amend the Approved Operating Budget for Fiscal 2016-17 (Appendix A), Schedule of Area Tax Rates (Appendix B), and Budgeted Revenues (Appendix C) of the staff report dated May 30, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.5 Discovery Centre Funding Request

The following was before Council:

- A staff recommendation report dated June 7, 2016

MOVED by Councillor Adams, seconded by Councillor Mason

THAT Halifax Regional Council

1. **Authorize payment of the accrued funding of \$145,000 to the Discovery Centre from the 2015-2016 fiscal year for meeting the terms and conditions as outlined in the executed 2014-2015 Contribution Agreement between HRM and The Discovery Centre;**
2. **Approve entering into a three-year Contribution Agreement with the Discovery Centre for the 2016-2017, 2017-2018, and 2018-2019 fiscal years with annual funding of \$145,000, subject to appropriation of funds by Regional Council through HRM's annual budgetary approval process; and**
3. **Direct the Acting Chief Administrative Officer, or his delegate, to negotiate and execute such a three year Contribution Agreement on terms acceptable to the Acting Chief Administrative Officer.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.6 Proposed Amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies – Case CA0106 – Street Naming from March 1 - March 31, 2016

The following was before Council:

- A staff recommendation report dated May 25, 2016

MOVED by Councillor Mancini, seconded by Deputy Mayor Whitman

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 May 25, 2016 in order to approve the naming of four public streets and the renaming of six portions of a private road as identified in Attachment B and Maps 1 and 2 of the staff report dated May 25, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.7 Proposed Amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies Case CA0107 – Street Naming from April 1 – May 31, 2016

The following was before Council:

- A staff recommendation report dated May 31, 2016

MOVED by Councillor Hendsbee, seconded by Deputy Mayor Whitman

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 May 31, 2016 in order to approve the naming of two new public streets and seven new private lanes as identified in Attachment B and Maps 1-6 of the staff report dated May 31, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.8 Case 20211 – Amendments to the Bedford Municipal Planning Strategy and Land Use By-law to allow service stations within the ILI (Light Industrial) Zone, Bedford

The following was before Council:

- A staff recommendation report dated May 25, 2016

MOVED by Councillor Outhit, seconded by Councillor Johns

THAT Halifax Regional Council direct staff to initiate the process to consider amending the Bedford Municipal Planning Strategy and Land Use By-law to:

- 1. Add service stations to the list of permitted uses within the ILI Zone; and**
- 2. Adopt a public participation program for the consideration of said amendments that shall be comprised of a request for written comments from the public through notification that includes the placement of a regular newspaper advertisement and the posting of information on HRM's website, in lieu of a public information meeting and other provisions of the February 25, 1997 Regional Council Resolution Regarding a Public Participation Program for Municipal Planning Strategy Amendments.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Dalrymple, Watts, and Mosher

14.1.9 Second Reading, Proposed By-Law U-100, Respecting User Charges

This matter was dealt with later in the meeting. See page 9.

14.1.10 Paving of HRM-owned Gravel Roads

The following was before Council:

- A staff recommendation report dated March 23, 2016

MOVED by Councillor Johns, seconded by Deputy Mayor Whitman

THAT Halifax Regional Council direct staff to:

- 1. Eliminate new Local Improvement Charges as a funding option for the paving of HRM-owned gravel roads, effective April 1, 2017; and**
- 2. Prioritize the paving of HRM-owned gravel roads in the annual capital plan using operational and technical criteria, with lower-priority, HRM-owned gravel roads remaining unpaved**

A discussion ensued with Mr. David Huble, Manager, Design and Construction and Mr. Bruce Fisher, Manager, Financial Policy and Planning responding to questions.

Several councillors indicated they did not support the staff recommendation, but instead preferred Alternative 2 presented in the staff report.

In response to a question as to why Sharons Place was not included in the list HRM-owned gravel roads, outlined in attachment 1 of the staff report, Mr. Huble indicated that the omission was an oversight and he would look into the matter.

At 11:28 a.m. Councillor Watts returned to the meeting.

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

In favour: Councillors: Walker, Johns, Craig, and Outhit

Against: Mayor Savage; Deputy Mayor Whitman; and Councillors: Hendsbee, Karsten, Nicoll, McCluskey, Mancini, Mason, Watts, Adams, and Rankin

Not present: Councillors Dalrymple and Mosher

MOVED by Councillor Rankin, seconded by Councillor Adams

THAT Regional Council direct staff to revise the Local Improvement Charge (LIC) Policy based on Option 1, hence eliminating the right of petition and lowering the LIC rate from 50% to 33%. The net cost to HRM would be \$4.1m.

MOVED by Councillor Craig, seconded by Councillor Johns

THAT the motion be amended that staff be further directed to consider including additional criteria when considering the paving of gravel roads, such as public parking, and/or public use, with the intent of reducing the overall costs paid by the taxpayer.

Mayor Savage advised that Council would recess for a lunch break, and following this it would deal with the Heritage Hearing, and then reconvene discussion on item 14.1.10.

At 11:52 a.m. Council recessed.

At 1:00 p.m. Council reconvened and Councillors Dalrymple and Mosher joined the meeting.

Council dealt with item 11.1 at this time.

11.1 Case H00414 – Request to Register 280 Portland Street, Dartmouth as a Municipal Heritage Property

The following was before Council:

-
- A report from the Heritage Advisory Committee dated March 8, 2016 with attached staff recommendation report dated January 18, 2016
- Correspondence dated June 7, 2016 from Allison Chubbs
- An extract of the Regional Council March 22, 2016 minutes regarding this matter
- A revised location map for 280 Portland Street
- A presentation entitled Case H00414: Consideration of 280 Portland Street, Dartmouth as a Municipal Heritage Property

Ms. Shilo Gempton, Planner 1 provided the staff presentation on the application by Ms. Allison Chubbs to have her property located at 280 Portland Street, Dartmouth, registered as a municipal heritage property. In her remarks, she noted that there had been an error on the location map of the initial staff report, and that a revised location map had been circulated to Council.

In response to a question, Ms. Gempton confirmed that the registration forms were revised to ensure the correct location map, PID number, and civic address have been registered on the property, and that notification was sent to the owner, as well as being registered on title.

Mayor Savage advised that the property owner could come forward at this time to address Council, if she wished. No one came forward.

MOVED by Deputy Mayor Whitman, seconded by Councillor Watts

THAT the heritage hearing close.

MOVED by Councillor McCluskey, seconded by Councillor Mancini

THAT Halifax Regional Council approve the registration of 280 Portland Street, Dartmouth as shown on the revised Location Map for 280 Portland Street, as a municipal heritage property.

MOTION PUT AND PASSED UNANIMOUSLY.

Council continued discussion on item 14.1.10. The following motion and amendment were on the floor:

MOVED by Councillor Rankin, seconded by Councillor Adams

THAT Regional Council direct staff to revise the Local Improvement Charge (LIC) Policy based on Option 1, hence eliminating the right of petition and lowering the LIC rate from 50% to 33%. The next cost to HRM would be \$4.1m.

MOVED by Councillor Craig, seconded by Councillor Johns

THAT the motion be amended that staff be further directed to consider including additional criteria when considering the paving of gravel roads, such as public parking, and/or public use, with the intent of reducing the overall costs paid by the taxpayer.

In response to a question of whether the amendment would cause a delay for staff in regard to the work outlined in the main motion, Mr. Fisher indicated that it would not create a delay.

The Mayor called for the vote on the amendment

MOTION TO AMEND WAS PUT AND PASSED. (13 in favour, 4 against)

In favour: Mayor Savage; Deputy Mayor Whitman; and Councillors: Dalrymple, Nicoll, Mancini, Mason, Watts, Mosher, Adams, Rankin, Johns, Craig, and Outhit

Against: Councillors: Hendsbee, Karsten, McCluskey, and Walker.

A discussion ensued with regard to the LIC rate percentage split, and the mover of the motion agreed to a friendly amendment to reflect the split as being 33 1/3% instead of 33%.

The Mayor called for the vote on the amended motion, which now reads as follows:

MOVED by Councillor Rankin, seconded by Councillor Adams

That Halifax Regional Council direct staff to revise the Local Improvement Charge (LIC) Policy based on Option 1 as described in the report dated March 23, 2016, eliminating the right of petition, lowering the LIC rate from 50% to 33 1/3%, resulting in the net cost to HRM of \$4.1m, and staff be further directed to consider including additional criteria when considering the paving of gravel roads, such as public parking, and/or public use, with the intent of reducing the overall costs paid by the taxpayer.

MOTION, AS AMENDED, WAS PUT AND PASSED UNANIMOUSLY.

14.1.9 Second Reading, Proposed By-Law U-100, Respecting User Charges

The following was before Council:

- A staff recommendation report dated April 7, 2016
- An extract of the Regional Council Minutes from May 31, 2016
- Correspondence from Beck Marval

MOVED by Councillor Watts, seconded by Deputy Mayor Whitman

THAT Halifax Regional Council adopt By-Law U-100, the User Charges By-law attached to the staff report dated April 7, 2016 as Attachment 1, with the amendment passed at First Reading to delete “before July 1, 2016” from Section 3(h) (Schedule 1) with respect to Beaver Bank Monarch Drive Elementary School.

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.11 Standing Committee Role – Staff Report Production

The following was before Council:

- A staff recommendation report dated May 27, 2016

MOVED by Councillor Mosher, seconded by Deputy Mayor Whitman

THAT Halifax Regional Council direct the CAO to ensure all Regional Council staff report requests where the subject matter aligns with any approved Standing Committee terms of reference are delivered to Regional Council after any review by the Standing Committee.

In response to a question of clarification, Mr. Traves, Acting CAO, explained that any matter dealt with by a Standing Committee which had originated at Regional Council, will be forwarded to Regional Council from the Standing Committee..

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.12 Councillor Appointment – Diverse Voices for Change Local Working Group

The following was before Council:

- A staff recommendation report dated June 13, 2016

MOVED by Councillor Watts, seconded by Councillor Karsten

THAT Halifax Regional Council appoint Councillor Linda Mosher to the Diverse Voices for Change Local Working Group for a term to August 31, 2018.

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.13 Federal Infrastructure Applications

The following was before Council:

- A revised staff recommendation report dated May 19, 2016.

MOVED by Councillor Rankin, seconded by Councillor Karsten

THAT Halifax Regional Council:

- **Submit the seven projects described below, totaling \$66.05 million, for cost-shared funding approval under the Clean Water & Wastewater Fund (CWWF);**

- **Submit the 16 proposed transit projects described below, totaling \$58.21 million, for cost-shared funding approval under the Public Transit Infrastructure Fund (PTIF); and**
- **Direct staff to submit applications and undertake necessary advocacy work to secure funds.**
- **Request the Mayor and staff to advocate with the Province and Federal Government for the equitable distribution of Building Canada Funds projects across the province, including in HRM.**

Ms. Anne Totten, Intergovernmental Affairs Advisor responded to questions.

Councillor Adams advised that he was aware of a combined water and sewer system, which is a less expensive option, and that he would like to bring this forward to Halifax Water for consideration in regard to the Herring Cove System. Councillor Adams noted that this particular system has been used on Armshore Drive and Springfield Lake.

In response to Councillor Adams, Mr. Traves, Acting CAO advised that he would provide assistance to the Councillor in this regard.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns

14.2 TRANSPORTATION STANDING COMMITTEE

14.2.1 First Reading Proposed By-law A-501, Amendment to By-law A-500 the Amending By-law and Proposed Administrative Order 2016-003-ADM – Mitigation of Construction Impacts

The following was before Council:

- A recommendation report dated June 14, 2016 submitted by the Chair of the Transportation Standing Committee, with an attached staff report dated April 13, 2016

MOVED by Councillor Mason, seconded by Councillor Outhit

THAT Halifax Regional Council give First Reading to proposed By-law A-501 amending By-law A-500, the Amending By-law, as contained in Attachment B of the staff report dated April 13, 2016, the purpose of which is to amend By-law B-201, the Building By-law; By-law E-200, the Encroachments By-law; and, By-law S-300, the Streets By-law.

In response to a question, Mr. Peter Duncan, Manager, Operations Support, indicated that staff expect the proposed by-law will help overcome some of the challenges faced in regard to communication and coordination between business units. With regard to a question on encroachment fees for overhanging signs, Mr. Duncan advised that he did not have this information at this time, and that he would follow-up with the Councillor.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns

14.2.2 Side Guard Protection on HRM Fleet

The following was before Council:

- A recommendation report dated June 14, 2016 submitted by the Chair of the Transportation Standing Committee, with an attached staff report dated May 20, 2016

MOVED by Councillor Mason, seconded by Councillor McCluskey

THAT Halifax Regional Council:

1. Direct staff to require side guard protection to achieve an approximate maximum ground clearance of 350mm, except where impractical, on:
 - a. vehicles over 4500kg purchased or leased by Halifax Regional Municipality after April 1, 2017, and;
 - b. contracted service provider vehicles over 4500kg on contracts awarded after April 1, 2017; and,
2. Direct staff to include sufficient funding in the preliminary 2017-18 Budget and Business Plan to acquire side guard protection on all appropriate vehicles purchased by, leased by, or contracted to deliver service to Halifax Regional Municipality; and
3. Direct staff to submit a report to Transportation Standing Committee in mid-2018 detailing:
 - a. the status of side guard protection implementation at that time; and
 - b. recommendations on a retrofit program to complete the implementation of fleet vehicles not subject to replacement by 2022; and,
4. Request that Halifax Water Commission review and report to Regional Council on the application of side guard protection to their fleet and contracted vehicles for 2017 and beyond.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns

15. MOTIONS

15.1 Councillor Nicoll

The following was before Council:

- A Councillor Request for Consideration form submitted by Councillor Nicoll
- Correspondence submitted from: Kevin Fraser, Board Chair, Cole Harbour Place; Peter L. Giffin; Lena Fraser, Michaela Trainor, Donna Lee, Bob Rhodenizer

MOVED by Councillor Nicoll, seconded by Councillor McCluskey

THAT Halifax Regional Council request a staff recommendation report with respect to Administrative Orders 29, Respecting HRM Civic Addressing Policies, Administrative Order 46, the HRM Asset Naming Administrative Order, and By-law C-300, the Civic Addressing By-law, to allow the possible renaming of Forest Hills Parkway to Sidney Crosby Parkway and that staff be directed to forward the draft amendments for Regional Council consideration no later than July 26, 2016.

Councillor Nicoll advised that the intent of her motion was to determine whether HRM has the ability to rename the Forest Hills Parkway, and to determine the impact of doing so for the residents and businesses of the area or whether is another way of achieving the desired outcome of recognizing the accomplishments of Sidney Crosby. She added that there is no urgency to this matter therefore the date of July 26, 2016 could be removed if Council wished.

Councillor Hendsbee proposed a friendly amendment to the motion to remove the reference that 'staff be directed to forward the draft amendments for Regional Council for consideration for no later than July 26, 2016', and replace it with a request that staff consider other options for commemoration. The mover of the motion agreed that the amendment was friendly. The motion now reads:

MOVED by Councillor Nicoll, seconded by Councillor McCluskey

THAT Halifax Regional Council request a staff recommendation report with respect to Administrative Orders 29, Respecting HRM Civic Addressing Policies, Administrative Order 46, the HRM Asset Naming Administrative Order, and By-law C-300, the Civic Addressing By-law, to allow the possible renaming of Forest Hills Parkway to Sidney Crosby Parkway and staff consider other options for commemoration.

MOTION PUT AND PASSED UNANIMOUSLY.

Council recessed at 2:58 p.m. and reconvened in camera (in private) at 3:17 p.m.

Council reconvened at 6:00 p.m.

11. PUBLIC HEARING

11.2 By-law N-200, Respecting Noise – Exemption Application – Halifax Pride Festival

The following was before Council:

- A staff recommendation report dated May 30, 2016

Ms. Tanya Philips, Manager, By-Law Standards provided information regarding the Halifax Pride Festival Exemption Application as set out in the staff report dated May 30, 2016.

The applicant declined the Mayor's invitation to address Council.

The Mayor reviewed the rules of procedure for public hearings and opened the public hearing for anyone wishing to speak on the matter. The Mayor called three times for anyone wishing to speak. There being none, it was MOVED by Councillor McCluskey, seconded by Councillor Mason

THAT the public hearing close.

MOTION PUT AND PASSED.

MOVED by Councillor Mason, seconded by Councillor Watts

THAT Halifax Regional Council approve the Halifax Pride's application for an exemption from the provisions of the Noise By-Law pursuant to the contents of the staff report date May 30, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

11.3 Case 19507 – Amendments to the Regional Subdivision By-law

The following was before Council:

- A recommendation report dated May 20, 2016 submitted by the Chair of the Community Planning and Economic Development Standing Committee, with an attached staff report dated March 30, 2016
- A copy of the Regional Subdivision By-law dated October 2014
- A staff presentation dated June 21, 2016
- An extract of draft minutes from the Regional Council meeting held on May 31, 2016
- A submission provided by Michele Raymond

Erin MacIntyre, Planner presented Case 19507 outlining amendments to the Regional Subdivision By-law as set out in the staff report dated March 30, 2016.

The Mayor reviewed the rules of procedure for public hearings and opened the public hearing for anyone wishing to speak on the matter.

Michèle Raymond, Halifax spoke to her experiences with the existing Regional Subdivision By-law and urged Council to consider safeguards to prevent the types of situations that led to litigation regarding her property. She recommended that subdivision agreements be signed and filed a defined period of time before a final plan of subdivision is registered and suggested that Council reject the amendments to clause 9.

The Mayor called three times for any other members of the public wishing to speak on the matter. There being none, it was MOVED by Councillor Watts, seconded by Councillor Nicoll

THAT the public hearing close.

MOTION PUT AND PASSED.

MOVED by Councillor Rankin, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 1. Approve the proposed amendments to the Regional Subdivision By-law as contained in Attachment A of the March 30, 2016 staff report with the additional amendment made at First Reading:
That section 31 is amended by adding subsections (3) and (4) directly after subsection (2) as follows:
(3) Other than lots meeting the requirements of section 34, wherever possible, side lot lines shall be substantially at right angles or radial to street lines.
(4) Wherever possible, lots shall be uniform in shape and the rear lot lines of a series of adjoining lots shall be continuous, not stepped or jogged; and**
- 2. Approve the proposed amendments to Administrative Order Number 15 Respecting License, Permit and Processing Fees as contained in Attachment B of the staff report dated March 30, 2016.**

MOVED by Councillor Rankin, seconded by Councillor Karsten

THAT the motion be amended to replace the two instances of “shall be” in section 31 subsection (4) with “are to be.”

Councillor Rankin indicated that the amendment was intended to emphasize that discretion should be used when the clause is applied.

Ms. Karen Brown, Acting Municipal Solicitor advised that such an amendment would be considered non-substantive.

MOTION TO AMEND PUT AND PASSED. (13 in favour, 4 against)

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

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

Responding to questions of clarification, Ms. Kelly Denty, Manager, Current Planning indicated:

- Subdivision agreements become publicly available once registered, but can be made available to members of the public who wish to review it before registration;
- Clause 9 is meant to reflect the intent of Council through the Regional Plan; and
- Staff are in the early stages of considering future amendments which may include provisions regarding sustainability, rural standards for street lighting, and conservation lands.

The question was called on the amended motion as follows:

THAT Halifax Regional Council:

1. **Approve the proposed amendments to the Regional Subdivision By-law as contained in Attachment A of the March 30, 2016 staff report with the additional amendment made at First Reading:
That section 31 is amended by adding subsections (3) and (4) directly after subsection (2) as follows:
(3) Other than lots meeting the requirements of section 34, wherever possible, side lot lines shall be substantially at right angles or radial to street lines.
(4) Wherever possible, lots are to be uniform in shape and the rear lot lines of a series of adjoining lots are to be continuous, not stepped or jogged; and**
2. **Approve the proposed amendments to Administrative Order Number 15 Respecting License, Permit and Processing Fees as contained in Attachment B of the staff report dated March 30, 2016.**

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Council proceeded to consider Item 18 - Notices of Motion at this time.

18. NOTICES OF MOTION

18.1 Councillor Rankin

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on July 19, 2016, I propose to direct staff, in their forthcoming report with respect to the Facilitator’s Report Regarding Negotiation of the Proposed Boundaries for the Blue Mountain/Birch Cove Lakes Regional Park, that they address the facilitator’s recommendation in her published report that HRM needs a policy of ‘how much parkland it requires and is prepared to pay for, taking into account all factors including the adjacent (Provincial) wilderness park’ (Page 3 of Referenced Report).”

Providing further information, Mr. John Traves, Acting Chief Administrative Officer advised that the process that was followed with respect to the Blue Mountain Birch Cove Lakes Regional Park was the result of an agreement between the property owners and Halifax Regional Municipality and not the regular process the municipality would undertake. Mr. Traves indicated that the June 20, 2016 public meeting was held at the discretion of the facilitator and was intended solely for the purpose of providing written feedback to bring before Council.

16. IN CAMERA (IN PRIVATE)

16.1 Property Matter

16.1.1 Release of Buy-Back Agreement – City of Halifax Non Profit Housing Society – 2275 Brunswick Street, Halifax – Private and Confidential Report – Deferred from June 14, 2016

This matter was discussed during the In Camera (In Private) session held earlier in the meeting. The following motion was ratified in public session.

MOVED by Councillor Watts, seconded by Councillor Mason

THAT Halifax Regional Council:

1. **Authorize staff to release the Buy-Back Agreement registered against 2275 Brunswick Street, as directed by Halifax Regional Council at its In Camera (In Private) meeting dated June 21, 2016; and**

2. The private and confidential report dated May 5, 2016 not be released until the Buy-Back is formally released.

MOTION PUT AND PASSED UNANIMOUSLY.

16.1.2 Property Disposal – 90 Alderney Drive, Dartmouth, Nova Scotia – Private and Confidential Report

This matter was discussed during the In Camera (In Private) session held earlier in the meeting. The following motion was ratified in public session.

MOVED by Councillor McCluskey, seconded by Councillor Nicoll

THAT Halifax Regional Council:

1. Authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale for 90 Alderney Drive, Dartmouth as per the terms and conditions outlined in the private and confidential staff report dated May 18, 2016 and Table 1 of the private and confidential staff report dated May 18, 2016; and
2. It is further recommended that the private and confidential staff report dated May 18, 2016 not be released to the public until the transaction has closed.

MOTION PUT AND PASSED UNANIMOUSLY.

16.2 Personnel Matter

16.2.1 Blue Mountain Birch Cove Lands

This matter was addressed during the In Camera (In Private) session held earlier in the meeting.

16.2.2 CAO Recruitment Update

This matter was addressed during the In Camera (In Private) session held earlier in the meeting.

17. ADDED ITEMS - NONE

18. NOTICES OF MOTION

This matter was dealt with earlier in the meeting. See page 14 for details.

19. ADJOURNMENT

The meeting adjourned at 7:02 p.m.

Kevin Arjoon
Municipal Clerk