

HALIFAX REGIONAL MUNICIPALITY

**HALIFAX REGIONAL COUNCIL
JANUARY 18, 2005
MINUTES**

PRESENT:

Mayor Peter J. Kelly
Deputy Mayor Goucher
Councillors: Steve Streach
Krista Snow
David Hendsbee
Harry McInroy
Gloria McCluskey
Andrew Younger
Bill Karsten
Becky Kent
Mary Wile
Patrick Murphy
Dawn Sloane
Sue Uteck
Sheila Fougere
Russell Walker
Debbie Hum
Linda Mosher
Stephen D. Adams
Brad Johns
Robert P. Harvey
Reg Rankin
Gary Meade

REGRETS:

Councillor Jim Smith

STAFF:

Mr. Dan English, Acting Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Jan Gibson, Municipal Clerk
Ms. Patti Halliday, Legislative Assistant

Table of Contents

1.	INVOCATION	4
2.	APPROVAL OF MINUTES - NONE	4
3.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS	4
4.	BUSINESS ARISING OUT OF THE MINUTES	4
5.	MOTIONS OF RECONSIDERATION - NONE	4
6	MOTIONS OF RESCISSION - NONE	4
7.	CONSIDERATION OF DEFERRED BUSINESS - January 11, 2005	4
	7.1 Councillor Sloane - Grand Parade Parking	4
	7.2 Councillor Sloane - Administrative Order Twenty-Eight	5
8.	PUBLIC HEARINGS	6
	8.1 Administrative Order SC-37 Respecting Closure of a Portion of Maitland Street	6
	8.2 Case 00702: Amendments to Halifax Municipal Planning Strategy and Land Use By-law - 6193 Young Street (at Windsor Street), Halifax (supp report)	7
9.	CORRESPONDENCE, PETITIONS & DELEGATIONS	9
	9.1 Correspondence	9
	9.1.1 Nova Scotia International Air Show - Request for Fly Over	9
	9.2 Petitions	10
	9.2.1 Councillor Younger - Shubie Park	10
	9.2.2 Councillor Sloane - Grand Parade Parking	10
	9.3 Presentations	10
	9.3.1 "Save Our Shubie Park" Committee	10
10.	REPORTS	12
	10.1 CHIEF ADMINISTRATIVE OFFICER	12
	10.1.1 Tender 04-165, Integrated Telecommunications and Dispatch Centre, 21 Mount Hope Ave., Dartmouth	12
	10.1.2 Community Consultation - Provincial Interchange Country View Estates Highway 118	10
	10.1.3 Case 00733: Amendments to Halifax Municipal Planning Strategy and	

	Land Use By-law - 6770 Jubilee Road	12
	10.1.4 Halifax Regional Water Commission Relationship & Governance .	13
	10.1.5 Extension of Services to Lively Subdivision	14
	10.2 HARBOUR EAST COMMUNITY COUNCIL	15
	10.2.1 Case 00698: Amendments to Dartmouth's Municipal Planning Strategy and Land Use By-Law - Protection of Lake Banook Canoe Course	15
11.	MOTIONS	15
	11.1 Councillor Younger - Proposed Amendments to Bill C-266 of the Federal Parliament of Canada	15
12.	ADDED ITEMS	16
13.	NOTICES OF MOTION	16
	13.1 Councillor Sloane - Abolish all Community Councils, AO 2, 4, 7, 26, 28, 34	16
	13.2 Councillor Walker - Property Matter, 101 Albro Lake Road, Lot 3A, Dartmouth	18
14.	ADJOURNMENT	18

1. INVOCATION

Mayor Kelly called the meeting to order at 6:00 p.m. with the Invocation led by Councillor Younger.

ACKNOWLEDGEMENTS

Councillor Mosher acknowledged and congratulated the efforts of former councillor Mr. Brian Warshick, Mr. George McLellan, Chief Administrative Officer, staff and Destination Halifax in the successful bid for HRM to host the 2006 Juno Awards.

Councillor Goucher expressed congratulations to Mr. Bert Thompson, Philae Shriners, in his recent election to the position of Potentate for Nova Scotia

Later in the meeting, Councillor Younger acknowledged the presence in the gallery of Ms. Joan Massey, MLA, Dartmouth East.

2. APPROVAL OF MINUTES - NONE

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

Councillor Younger requested that Item 10.1.2 Community Consultation - Provincial Interchange Country View Estates Highway 118 be moved up on the agenda to immediately follow Item 9.3.1 Presentation - Save Our Shubie Park” Committee.

MOVED by Councillor Sloane, seconded by Deputy Mayor Goucher, that the Agenda be approved, as amended. MOTION PUT AND PASSED UNANIMOUSLY.

4. BUSINESS ARISING OUT OF THE MINUTES

5. MOTIONS OF RECONSIDERATION - NONE

6 MOTIONS OF RESCISSION - NONE

7. CONSIDERATION OF DEFERRED BUSINESS - January 11, 2005

7.1 Councillor Sloane - Grand Parade Parking

“To reconsider the motion adopted by Council on December 14, 2004 regarding Item 10.1.10 - Grand Parade Parking.”

C The following motion was adopted by Council on December 14, 2004: *MOVED by Councillor Streach, seconded by Councillor Hendsbee, that Council defer a decision to further limit parking in the Grand Parade until the completion of the Grand Parade Management Plan and refer the staff report to the Councillors' Office for further comment.*

MOVED by Councillor Sloane, seconded by Councillor Meade, that the motion of January 11, 2005 regarding Grand Parade Parking be reconsidered.

Councillor Sloane stated the Grand Parade is a common place and should be used by everyone. The Councillor noted an additional 1,100 signatures have been received on the petition requesting HRM to disallow parking in the Grand Parade. Councillor Sloane suggested Council should show the residents its willingness to make a change and not park in the Grand Parade until the study is completed.

A **Recorded Vote** was taken. **MOTION DEFEATED.**

Members of Council voting **in favour** of the motion: Mayor Kelly, Councillors: McCluskey, Younger, Kent, Murphy, Sloane, Uteck, Fougere, Hum and Harvey.

Members of Council voting **against** the motion: Deputy Mayor Goucher, Councillors: Streach, Snow, Hendsbee, McInroy, Karsten, Wile, Walker, Mosher, Adams, Johns, Rankin and Meade.

(Councillor Smith was absent.)

7.2 Councillor Sloane - Administrative Order Twenty-Eight

"To reconsider the motion adopted by Council on December 14, 2004 respecting Administrative Order Twenty-Eight, the Peninsula Community Council Administrative Order."

C The following motion was adopted by Regional Council on December 14, 2004: *MOVED by Councillor Fougere, seconded by Councillor Walker, that, as a policy pursuant to the Municipal Government Act, Council adopt an Administrative Order to amend Administrative Order Twenty Eight, the Peninsula Community Council Administrative Order to incorporate changes to the community council boundary made necessary by the changes in the Polling District Boundaries ordered by the Nova Scotia Utility and Review Board effective November 2004 and to delete the Halifax Central Business District (Section III), the Halifax Waterfront Plan area (Section IV), and the Spring Garden Road (Section IX) from the Peninsula Community Council.*

Councillor Sloane stated this Administrative Order goes against the principles of democracy and it creates a double standard. The Councillor noted other small community councils will be voting on large developments outside the urban area which will greatly affect traffic, essential services, sewage treatment, infrastructure, quality of life, etc., in HRM. Councillor Sloane stated she is only asking Council for the same support that was given to the Harbour East Community Council with respect to its boundaries.

MOVED by Councillor Sloane, seconded by Deputy Mayor Goucher, that the motion of January 11, 2005 regarding Administrative Order Twenty-Eight be reconsidered.

A **Recorded Vote** was taken. **MOTION PUT AND DEFEATED.**

Members of Council voting **in favour** of the motion: Mayor Kelly, Deputy Mayor Goucher and Councillor Sloane.

Members of Council voting **against** the motion: Councillors: Streach, Snow, Hendsbee, McInroy, McCluskey, Younger, Karsten, Kent, Wile, Murphy, Uteck, Fougere, Walker, Hum, Mosher, Adams, Johns, Harvey, Rankin and Meade.

(Councillor Smith was absent.)

8. PUBLIC HEARINGS

8.1 Administrative Order SC-37 Respecting Closure of a Portion of Maitland Street

C A staff report dated December 9, 2004 was previously circulated to Council.

Mr. Tom Crouse, Team Leader, Real Property and Asset Management, presented the report to Council and responded to questions of clarification.

Mayor Kelly called three times for members of the public wishing to speak either in favour of or against the street closure. Hearing none, the following motion was put:

MOVED by Councillor Adams, seconded by Deputy Mayor Goucher, that the Public Hearing be closed. MOTION PUT AND PASSED UNANIMOUSLY.

COUNCIL DECISION

MOVED by Councillor Sloane, seconded by Councillor Snow, that Council adopt

Administrative Order SC-37 Respecting Closure of a Portion of Maitland Street Right of Way, Halifax.

Councillor Hendsbee expressed concern that this may create a double standard with respect to future road construction or the transfer/upgrading of other roads in the area. In response, Mr. Ken Reashor, Manager, Traffic and Transportation, stated staff does not believe this will set any precedent for other locations. Councillor Uteck added that this road closure was requested by the Peninsula Community Council to allow the development to occur.

MOTION PUT AND PASSED UNANIMOUSLY.

8.2 Case 00702: Amendments to Halifax Municipal Planning Strategy and Land Use By-law - 6193 Young Street (at Windsor Street), Halifax (supp report)

C A staff report dated January 6, 2005, was previously circulated to Council.

C Correspondence from the following was circulated to Council: Ellen O'Reilly, W. L. Carl Myers, Gilbert Lussier, Ken O'Brien, David Aalders, Peter Leslie, Beverly Miller, Donald Westin, Hugh Pullen, Gregor MacAskill, Samara Eaton,

Mr. Angus Shaffenburg, Planner, presented the report to Council and responded to questions of clarification making the following points:

C The cost to readvertise this public hearing was approximately \$600 which will be absorbed by Planning Services.

C Originally there were four access points proposed for this site. As this was unacceptable in staff's opinion, it was restricted to two full-turn access sites: one on Young Street and one on Windsor Street.

C Staff saw no reason to restrict the amount of development, but they did restrict the number and location of driveways to meet the traffic requirements for the site.

C Staff checked with Police Services who indicated there were no recorded accidents at this intersection.

C There is a letter from the consultant for the applicant which indicates a lighting study will be done, but staff was not aware of the status of this study.

C The current traffic signal lights in the area will remain in place.

C The construction of the new intersection of Bayers/Windsor/Young has modified pedestrian distance to travel; however, it does not create a greater hazard for pedestrians crossing the intersection.

C If the land parcel currently owned by Petro-Canada is not re-zoned, it cannot be used for a commercial purpose.

Mayor Kelly called for members of the public wishing to speak either in favour of or against the re-zoning.

Mr. Paul Card, Halifax

Mr. Card addressed Council speaking against the re-zoning making the following points:

- C The addition of a 24-hour service station complex would absolutely add 24 hours of continual traffic in the intersection.
- C The re-zoning is not a housekeeping matter as all previous Councils felt it necessary for this land to be designated park and institutional.
- C The broader context of what decisions Council is making in the entire area has to be considered, not just this development.

Mr. Ross Cantwell, Consultant for Petro-Canada

Mr. Cantwell addressed Council making the following points:

- C Petro-Canada is one of the largest gas station operators in Canada, and they see this site as their flagship for HRM.
- C The applicant will be maintaining a landscape architect to prepare a proper landscape plan for the property. Lighting engineers are also on staff to conduct photometric studies.
- C Due to the size of the site, it is possible to set the gas station away from the intersection.
- C Conversations have taken place with DND, and the reason this particular site was sold was the buildings were old and DND recognized they could get a premium for the property as it was located at a major intersection.

Mayor Kelly called three times for any further members of the public wishing to speak either in favour of or against re-zoning. Hearing none, the following motion was put:

MOVED by Deputy Mayor Goucher, seconded by Councillor McCluskey, that the Public Hearing be closed. MOTION PUT AND PASSED UNANIMOUSLY.

COUNCIL DECISION

MOVED by Councillor Murphy, seconded by Councillor Karsten, that Council:

- 1. Adopt the amendments to re-designate the lands at 6193 Young Street, at the north side of Young Street and the east side of Windsor Street, Halifax, to**

“Commercial” and to re-zone to C-2 (General Business) Zone, as set out in Attachment “A” of the staff report dated January 6, 2005, and,

- 2. Adopt the amendments to re-designate the existing adjacent commercial properties along Young Street to “Commercial” on the Generalized Future Land Use Map, as set out in Attachment “A” of the staff report dated January 6, 2005.**

Members of Council speaking against the motion, made the following comments:

- C The 24-hour convenience store will create additional noise and traffic at all hours.
- C The rules do not allow the public to have input where there is in-fill development next to a residential neighbourhood to address issues such as hours of operation.
- C There is already a sufficient number of gas stations in the area.
- C Not all accidents are reported, so the statistics provided by Police Services may not be accurate.
- C Concern was expressed with the potential for short-cutting through the gas station.
- C Safety concern was expressed with regard to the two access points.
- C This development will create traffic, visibility and noise issues.
- C Concern was expressed with environmental issues in the future with respect to the gas station.

A **Recorded Vote** was taken. **MOTION DEFEATED.**

Members of Council voting **in favour** of the motion: Councillors: Hendsbee, McInroy, Sloane, Walker, Rankin and Meade.

Members of Council voting **against** the motion: Mayor Kelly, Deputy Mayor Goucher, Councillors: Streach, Snow, McCluskey, Younger, Karsten, Kent, Wile, Murphy, Uteck, Fougere, Hum, Mosher, Adams, Johns and Harvey.

(Councillor Smith was absent.)

9. CORRESPONDENCE, PETITIONS & DELEGATIONS

9.1 Correspondence

9.1.1 Nova Scotia International Air Show - Request for Fly Over

- C Correspondence from Colin Stephenson, Executive Director, Nova Scotia International Air Show, dated January 11, 2005, was before Council for its

consideration.

Councillor Kent read the correspondence into the record.

MOVED by Councillor Kent, seconded by Councillor McCluskey, that Halifax Regional Council grant permission for the Canadian Forces Snowbirds and other flying participants of the air display to over-fly the Halifax Regional Municipality populated areas during the period of the 2005 Nova Scotia International Air Show.

Councillor Streach expressed concern with the closure of certain roads in his District, particularly the Old Guysborough Road, during last year's air show, and suggested this matter be deferred pending receipt of further information.

MOVED by Councillor Streach, seconded by Councillor Sloane, that this matter be deferred pending receipt of further information.

In discussion of the deferral, several Councillors noted the request was only for the over-fly and traffic issues could be resolved separately.

The vote was taken on the deferral. **MOTION DEFEATED.**

The vote was then taken on the main motion.

MOTION PUT AND PASSED UNANIMOUSLY.

9.2 Petitions

9.2.1 Councillor Younger - Shubie Park

Councillor Younger served a petition signed by approximately 3,066 residents opposing any interchange on Hwy 118 as the increased traffic volume, noise, fumes and destruction of habitat will threaten the enjoyment of the unique and beautiful park. The petition also called upon the Province of Nova Scotia to develop other options in consultation with the public that do not involve an interchange at Hwy 118.

9.2.2 Councillor Sloane - Grand Parade Parking

Councillor Sloane served a petition containing approximately 1,100 names of residents requesting the Grand Parade be made a car-free zone.

9.3 Presentations

9.3.1 “Save Our Shubie Park” Committee
(i) Rhonda Totten
(ii) Lorraine DeVanthey

Ms. Totten and Ms. DeVanthey made a presentation to Regional Council opposing the proposed interchange on Highway 118.

As agreed to during Approval of the Order of Business, Council addressed Item 10.1.2 at this time.

10.1.2 Community Consultation - Provincial Interchange Country View Estates Highway 118

C A staff report dated January 14, 2005, was before Council for its consideration.

Mr. Peter Bigelow, Manager, Real Property Planning, presented the report to Council. Copies of his presentation were circulated.

MOVED by Councillor Younger, seconded by Councillor Karsten, that Council approve design Option C (attached to the staff report dated January 14, 2005) as the preferred concept for the Hwy 118 Interchange.

In discussion of the motion, members of Council made the following points:

- C The public has spoken loud and clear, and they do not want Option B nor the risk of the Province pursuing Option A.
- C Option C is the best choice of those presented, however, many residents would choose no interchange at all if that was an option.
- C The process has failed as public involvement was not sought out in a proactive manner. The Open House provided some improvement but, in the end, the process did not live up to the demands of all. The Province, the former City of Dartmouth, and HRM could have done better.
- C Although 3,066 people who use Shubie Park signed a petition, a request for a meeting with the Minister was denied.
- C It is difficult for residents to understand what is taking place when things keep changing.
- C Big box development is creating the urgency for the interchange.
- C The Province has broken commitments in the past.
- C The noise created from the development cannot be measured as it will be unknown until it is completed.
- C This situation should serve as a sample of the problem in HRM in terms of obtaining

public engagement in issues.

- C It was not until the interchange became a reality in the last few months that people got energized around it, and, at that time, it was too late to do much about it.
- C It is clear the public participation process does not work, and it needs to be fixed.

In response, staff made the following comments:

- C The Province has indicated it will start planning for the interchange tomorrow and, in all likelihood, if Council does not make a decision, Option A would be pursued as the other two options involve land expropriation.
- C Each option has a cost. HRM will incur a percentage based on a cost-sharing formula.
- C Jacques Whitford conducted a noise study based on present noise on Hwy 118, the upward construction of the ramps, and traffic volume appropriate to the development.

A Recorded Vote was taken. **MOTION PUT AND PASSED.**

Members of Council voting **in favour** of the motion: Deputy Mayor Goucher, Councillors: Streach, Snow, Hendsbee, McInroy, Younger, Karsten, Kent, Wile, Murphy, Uteck, Fougere, Walker, Hum, Mosher, Adams, Johns, Harvey, Rankin and Meade.

Members of Council voting **against** the motion: Mayor Kelly, Councillors: McCluskey and Sloane.

(Councillor Smith was absent.)

RECESS

A recess was taken at 8:15 p.m. The meeting reconvened at 8:25 p.m.

10. REPORTS

10.1 CHIEF ADMINISTRATIVE OFFICER

10.1.1 Tender 04-165, Integrated Telecommunications and Dispatch Centre, 21 Mount Hope Ave., Dartmouth

- C A staff report dated December 24, 2004, was before Council for its consideration.

MOVED by Councillor Johns, seconded by Councillor Hum, that Regional Council

award Tender No. 04-165 to Rideau Construction Inc. for construction of the new Integrated Telecommunication and Dispatch Centre located at 21 Mount Hope Avenue, Dartmouth, for a total project cost of \$3,687,974 from Capital Account No. CB200516, with funding authorized as per the Budget Implications section of the staff report dated December 24, 2004.

Following a brief discussion, the vote was taken.

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.2 Community Consultation - Provincial Interchange Country View Estates Highway 118

This item was addressed earlier in the meeting.

10.1.3 Case 00733: Amendments to Halifax Municipal Planning Strategy and Land Use By-law - 6770 Jubilee Road

C A staff report dated January 7, 2005, was before Council for its consideration.

MOVED by Councillor Uteck, seconded by Councillor Fougere, that Regional Council:

- 1. Instruct staff to initiate a process to consider amending the Halifax Municipal Planning Strategy (MPS) and Halifax Peninsula Land Use By-Law (LUB) to allow, by way of a development agreement, for an additional dwelling unit through interior conversion at 6770 Jubilee Road, Halifax (PID 00079038).**
- 2. Request that public participation be undertaken in accordance with the Public Participation Resolution adopted by Regional Council on February 25, 1997. MOTION PUT AND PASSED UNANIMOUSLY.**

10.1.4 Halifax Regional Water Commission Relationship & Governance

C A staff report, dated January 12, 2005, was before Council for its consideration.

C A Halifax Regional Water Commission report entitled HRM/HRWC, A Partnership that Works, was circulated to members of Council.

MOVED by Councillor Rankin, seconded by Deputy Mayor Goucher, that:

1. **There be no change to HRWC's governance and administrative structure at this time.**
2. **HRM staff continue to review the HRM/HRWC relationship for improvement opportunities in cooperation with HRWC, and report to Council within 60 days of the presentation of the HRWC Annual Report.**
3. **HRWC present their proposed annual business plan to Council for information and feedback purposes as part of HRM's annual business planning process.**
4. **HRWC, EMS, and Regional Planning to return to Council with recommendations as part of Regional Planning, to address extensions of water to areas without access to centralized sewer service. (This report should be complete by March 31st, 2005).**
5. **Encroachments on watershed lands must have HRM Council approval in addition to HRWC Board Approval, and must be in compliance with the applicable Watershed Act.**

In response to a question of Councillor Johns regarding the timeframe for receipt of this report, Mayor Kelly noted the report is the result of a request he put forth in 1999. Ms. Cathie O'Toole, Manager, Environmental Performance (Energy & Utilities), stated the report has been in progress since 1999, but the issue is complex and it involved almost every business unit, all directors, Water Commission staff and some external parties, which was part of the reason for the delay. Councillor Johns stated he felt that six years was not an acceptable time frame for a report to come back to Council.

Councillor McCluskey expressed concern that Attachment B of the report was only received by Council this evening and suggested the matter should be deferred to allow Councillors the opportunity to review the full document.

MOVED by Councillor McCluskey, seconded by Councillor Uteck, that this matter be deferred to allow Council the opportunity to review Appendix B.

Speaking against the deferral, Councillor Streach stated it was his understanding the points in the staff recommendation have been worked out between HRM staff and HRWC staff, and he is satisfied with the staff recommendation.

Speaking in support of the deferral, Councillor Uteck noted the Halifax Regional Water Commission Board has never had an opportunity to respond to the report. The Councillor

suggested it would be an opportune time at Committee of the Whole next week to allow the Halifax Regional Water Commission to respond or to provide a supplementary report to Council.

Both the Mover and Secunder agreed to refer this issue to Committee of the Whole. The motion now read as follows:

MOVED by Councillor McCluskey, seconded by Councillor Uteck, that this matter be referred to Committee of the Whole next week.

A **Recorded Vote** was taken. **MOTION PUT AND PASSED.**

Members of Council voting **in favour** of the motion: Mayor Kelly, Councillors: Snow, McCluskey, Younger, Kent, Wile, Murphy, Uteck, Fougere, Hum, Adams, Johns and Harvey.

Members of Council voting **against** the motion: Deputy Mayor Goucher, Councillors: Streach, Hendsbee, McInroy, Karsten, Sloane, Walker, Mosher, Rankin and Meade.

(Councillor Smith was absent.)

10.1.5 Extension of Services to Lively Subdivision

C A staff report dated January 13, 2005 was before Council for its consideration.

MOVED by Councillor Johns, seconded by Councillor Harvey, that:

- 1. HRM accept the Province's offer of \$250,000 for work related to extending wastewater, water, and sidewalk infrastructure to the Lively Subdivision in Upper Sackville.**
- 2. Approve an increase to the gross budget for Capital Account No. CG100610 in the amount of \$250,000 to reflect the funding from the Province as outlined in the Budget Implications Section of the staff report dated January 13, 2005. MOTION PUT AND PASSED UNANIMOUSLY.**

10.2 HARBOUR EAST COMMUNITY COUNCIL

10.2.1 Case 00698: Amendments to Dartmouth's Municipal Planning Strategy and Land Use By-Law - Protection of Lake Banook Canoe Course

C A report from the Harbour East Community Council, dated January 13, 2005, was

before Council for its consideration.

- C Correspondence from Katherine Greene, Terrain Group Inc., dated January 18, 2005, was circulated to Council.

MOVED by Councillor McCluskey, seconded by Councillor Karsten, that:

1. **Regional Council move First Reading and set a Public Hearing date to consider amendments to the Municipal Planning Strategy (MPS) and Land Use By-Law (LUB) for Dartmouth as outlined in the staff report dated January 12, 2005;**
2. **Regional Council approve the proposed amendments to the Municipal Planning Strategy and Land Use By-Law for Dartmouth, as shown in Attachments A and B of the staff report dated January 12, 2005, to apply a height restriction to that area of Dartmouth identified on Map 1 as "Lake Banook Canoe Course Area."**

Councillor Fougere requested that when this matter comes back to Council for the Public Hearing, that staff provide information as to how the height will be measured.

MOTION PUT AND PASSED UNANIMOUSLY.

11. MOTIONS

11.1 Councillor Younger - Proposed Amendments to Bill C-266 of the Federal Parliament of Canada

MOVED by Councillor Younger, seconded by Councillor Snow, that in this year, the 60th anniversary of the end of the Second World War, citizens and Regional Council of the Halifax Regional Municipality endorse proposed amendments to Bill C-266 of the Federal Parliament of Canada - which is an act to provide for the issuance of the Memorial Cross as a memento of personal loss - to extend the Memorial Cross award beyond the mother, to the father of the soldier, airman, or crew who dies in the line of duty.

Although some Councillors agreed with the intent of the motion, several expressed concern that it was an issue for which HRM has no jurisdiction.

MOVED by Councillor Streach, seconded by Councillor Johns, that this motion be

tabled.

A **Recorded Vote** was taken. **MOTION PUT AND PASSED.**

Members of Council voting **in favour** of the motion: Deputy Mayor Goucher, Councillors: Streach, Snow, McInroy, McCluskey, Karsten, Kent, Wile, Murphy, Uteck, Fougere, Walker, Hum, Mosher, Adams, Johns, Harvey, Rankin and Meade.

Members of Council voting **against** the motion: Mayor Kelly, Councillors Hendsbee and Younger.

MOTION PUT AND PASSED.

(Councillors Smith and Sloane were absent.)

12. ADDED ITEMS

There were no added items.

13. NOTICES OF MOTION

13.1 Councillor Sloane - Abolish all Community Councils, AO 2, 4, 7, 26, 28, 34

Councillor Sloane served the following Notice of Motion:

TAKE NOTICE that, at the next regular meeting of Regional Council to be held on Tuesday, the 25th day of January 2005, I intend to introduce a motion pursuant to the Municipal Government Act, to abolish all Community Councils pertaining to the following Administrative Orders of the Council of the Halifax Regional Municipality:

- C Administrative Order Number Two, the North West Community Council Administrative Order;
- C Administrative Order Number Four, the Harbour East Community Council Administrative Order;
- C Administrative Order Number Seven, the Chebucto Community Council Administrative Order;
- C Administrative Order Number Twenty-Six, the Western Region Community Council Administrative Order;
- C Administrative Order Number Thirty-Four, the Marine Drive Valley and Canal Community Council Administrative Order;
- C Administrative Order Number Twenty-Eight, the Peninsula Community Council

Administrative Order.

MOVED by Councillor Harvey, seconded by Councillor Johns, that the Rules of Order be suspended and that Councillor Sloane's Notice of Motion regarding abolishing community councils be addressed at this meeting rather than next week.

A **Recorded Vote** was taken. **MOTION PUT AND PASSED.**

Members of Council voting **in favour** of the motion: Deputy Mayor Goucher, Councillors: Streach, Snow, Hendsbee, McInroy, McCluskey, Younger, Karsten, Kent, Murphy, Fougere, Walker, Hum, Mosher, Adams, Johns, Harvey, Rankin and Meade.

Members of Council voting **against** the motion: Mayor Kelly, Councillors: Wile, Sloane and Uteck.

(Councillor Smith was absent.)

At this time Councillor Sloane served a **Notice of Motion of Reconsideration** regarding the motion to suspend the rules. However, there was **no seconder**.

MOVED by Councillor Adams, seconded by Councillor Johns, that the meeting adjourn.

A **Recorded Vote** was taken. **MOTION PUT AND DEFEATED.**

Members of Council voting **in favour** of the motion: Mayor Kelly, Councillors: Kent, Wile, Murphy and Uteck.

Members of Council voting **against** the motion: Deputy Mayor Goucher, Councillors: Streach, Snow, Hendsbee, McCluskey, Younger, Karsten, Fougere, Walker, Hum, Adams, Johns, Harvey and Rankin.

(Councillors: McInroy, Smith, Sloane, Mosher and Meade were absent.)

Councillor Sloane left the meeting at this time. There was no Seconder for her motion to abolish the Community Councils. **MOTION LOST.**

13.2 Councillor Walker - Property Matter, 101 Albro Lake Road, Lot 3A, Dartmouth

TAKE NOTICE that, at the next regular Regional Council meeting to be held on Tuesday, the 25th day of January, 2004, I propose to move First Reading of the Property Matter regarding the sale of 101 Albro Lake Road (Lot 3A), Dartmouth, to Adsum House.

14. ADJOURNMENT

There being no further business, the meeting adjourned.

Jan Gibson
Municipal Clerk

The following Information Items were circulated to Council:

1. Memorandum from Traffic Authority dated January 7, 2005 re: Pedestrian and Driver Safety - Victoria Road, Primrose Street and Victoria Road Extension Intersection
2. Memorandum from Director, Planning and Development Services dated January 4, 2005 re: Affordable Housing Studies
3. Memorandum from Traffic Authority, dated January 14, 2005 re: Case 00702: Municipal Planning Strategy and Land Use By-Law Amendment, 6193 Young Street
4. Memorandum from Director, Legal Services dated January 11, 2004 re: Status of By-Law Prosecutions - November 2004
5. Memorandum from Director, Legal Services dated January 11, 2004 re: Status of By-Law Prosecutions - December 2004
6. Memorandum from the Municipal Clerk, dated January 14, 2005 re: Requests for Presentations to Council - None