

HALIFAX REGIONAL COUNCIL  
MINUTES  
October 25, 2005

PRESENT:

Mayor Peter Kelly  
Deputy Mayor Len Goucher  
Councillors: Steve Streach  
Krista Snow  
David Hendsbee  
Harry McInroy  
Gloria McCluskey  
Andrew Younger  
Bill Karsten  
Becky Kent  
Jim Smith  
Mary Wile  
Patrick Murphy  
Sue Uteck  
Sheila Fougere  
Russell Walker  
Debbie Hum  
Linda Mosher  
Stephen Adams  
Robert Harvey  
Gary Meade

REGRETS:

Councillors: Dawn Sloane  
Brad Johns  
Reg Rankin

STAFF:

Mr. Dan English, Acting Chief Administrative Officer  
Ms. Mary Ellen Donovan, Municipal Solicitor  
Ms. Jan Gibson, Municipal Clerk  
Ms. Julia Horncastle, Legislative Assistant

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**1. INVOCATION**

The meeting was called to order at 6:00 p.m. with the Invocation being led by Councillor Smith.

**2. APPROVAL OF MINUTES - October 11, 2005**

**MOVED by Councillor Kent, seconded by Councillor Karsten, that the minutes of October 11, 2005 be approved. MOTION PUT AND PASSED UNANIMOUSLY.**

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

Council agreed to address Item 8.3.1 - 2014 Commonwealth Games Bid prior to Item 7.1.

Additions

- 11.1 Contractual Matter - 2014 Commonwealth Games Bid
- 11.2 Legal Matter - Settlement of Claim
- 11.3 Municipal Rural Infrastructure Funding Criteria (MRIF)

**MOVED by Councillor Hendsbee, seconded by Councillor Snow, that the Order of Business, as amended, be approved. MOTION PUT AND PASSED UNANIMOUSLY.**

**4. BUSINESS ARISING OUT OF THE MINUTES**

**5. MOTIONS OF RECONSIDERATION - NONE**

**6. MOTIONS OF RESCISSION - NONE**

As per the Order of Business, Council addressed item 8.3.1 at this point.

**8.3.1 2014 Commonwealth Games Bid**

Two videos providing information on the Games was shown to Council.

Mr. Fred MacGillivray addressed Council regarding the bid for the 2014 Commonwealth Games stating it will be an unprecedented experience. He thanked the Premier, Mayor and volunteers who assisted in bringing this initiative to fruition.

Mayor Kelly thanked Mr. MacGillivray for his presentation and brought forward Item 11.1 to be addressed at this time.

**11.1            Contractual Matter - 2014 Commonwealth Games Bid**

- This item was addressed at an In Camera meeting held prior to the regular session and was now before Council for ratification.

Councillor Streach stated that the future benefits and legacy opportunities for all of HRM and the Province far outweigh the risks.

**MOVED by Councillor Streach, seconded by Councillor Smith, that Halifax Regional Council:**

1. **Endorse the Halifax 2014 Commonwealth Games Bid submission to be forwarded to Commonwealth Games Canada for November 1, 2005.**
2. **Authorize the Mayor and Municipal Clerk to sign the “Candidate Bid City Agreement”.**
3. **The report not be released until the successful bid city is announced in December, 2005.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**7.                CONSIDERATION OF DEFERRED BUSINESS**

**7.1              City Watch**

- A report dated September 28, 2005, on the above noted, was before Council.
- A copy of the presentation was submitted to the Clerk.

Mr. Gary Martin, Manager, Community Response Team, presented the staff report noting City Watch would be used to notify the public with regard to:

- Emergencies such as forest fires, floods and evacuations,
- Disaster response/recovery,
- Public health issues,
- Public safety such as Neighbourhood Watch notices, criminal notifications, Community Responses,
- Water main damage, supply disruptions, etc,

**MOVED by Councillor Snow, seconded by Councillor Hum, that Halifax Regional Council endorse the use of the City Watch system for broadcasting messaging only**

**in support of public health and public safety issues, emergency preparedness and disaster response and recovery.**

In response to Councillor Snow, Mr. Martin advised every stakeholder business unit is working to make the system work in relation to the safety element in promoting City Watch.

Supt. Gordon Barnett, RCMP, advised he has been promoting the system through his Townhall meetings as a public safety initiative.

In response to Councillor Smith, Mr. Martin advised Community Safety will have to be defined and each request will be scrutinized in relation to public events and how it fits in with the Corporate Scorecard on safety. He advised they are currently trying to obtain the 911 database.

Councillor Hendsbee expressed concern with how people will ensure they are on the City Watch system as there are many different phone networks in use. In response, Mr. Martin advised the system can recognize voice mail and does recognize cell phones. He advised different phone networks will not pose a difficulty.

In response to Councillor Kent with regard to creating a data base, Ms. Geri Kaiser, Director, Shared Services, advised that in order for any program or service to be involved in the City Watch system, a community organization that is linked to health and safety has to have a voluntary group that will manage the resident data base.

**MOTION PUT AND PASSED UNANIMOUSLY.**

**7.2 Councillor Snow - Car Pool Parking Lot - Fall River**

**MOVED by Councillor Snow, seconded by Councillor Younger, that a staff report be requested with respect to creating a car pool parking lot in Fall River either on exiting HRM property or by purchasing the necessary land. MOTION PUT AND PASSED UNANIMOUSLY.**

**7.3 Councillor Snow - Status of Various Small Water/Sewer Systems**

**MOVED by Councillor Snow, seconded by Councillor Karsten, that staff provide a report on the Miller Lake and Collins Park water system and the Lockview Road and Thompson Driver Sewer system.**

Councillor Snow requested the report address the following questions:

- What is the condition and/or performance of all four systems,

- Are the systems adequately serving the residents and at a reasonable cost,
- When will the systems be at capacity or outdated by environmental standards,
- What steps are being taken by HRM to be proactive in upgrading these systems.

**MOTION PUT AND PASSED UNANIMOUSLY.**

**8. CORRESPONDENCE, PETITIONS AND CORRESPONDENCE**

**8.1 Correspondence - None**

**8.2 Petitions**

Councillor Walker served a petition on behalf of the tenants of the MacDonald-Laurier Place, 3 Ford Street, Halifax requesting Metro Transit amend route #3 (Manors) to include Main Avenue in Fairview.

**8.3 Presentation**

**8.3.1 2014 Commonwealth Games Bid**

This item was addressed earlier in the meeting. (See page 4)

**9. REPORTS**

**9.1 CHIEF ADMINISTRATIVE OFFICER**

**9.1.1 Tender 05-209, Culvert Replacement, Herring Cove Road**

- A report dated October 11, 2005, on the above noted, was before Council.

**MOVED by Councillor Adams, seconded by Councillor Mosher, that Regional Council:**

- 1. Approve an increase to Capital Project No. CGU00569, Herring Cove Road (617) Culvert Replacement in the amount of \$70,000.**
- 2. Approve a withdrawal from the Sewer Redevelopment Reserve, Q104 in the amount of \$70,000.**
- 3. Approve an increase in the Gross Budget by \$23,788 to reflect cost sharing on**

the water main renewal on Herring Cove Road from HRWC with no change in the Net Budget.

4. Award Tender No. 05-209, Culvert Replacement, Herring Cove Road - West Region to Affinity Contracting & Environmental Ltd. for materials and services listed at the unit prices quoted for a Tender Price of \$214,925 including net HST from Capital Account No. CGU00569, Herring Cove Road (617) Culvert Replacement, with funding authorized as per the Budget Implications section of the October 11, 2005 report.

**MOTION PUT AND PASSED UNANIMOUSLY.**

**9.1.2 Sustainable Community Reserve - Energy Performance Contract Funding**

- A report dated October 12, 2005, on the above noted, was before Council.

**MOVED by Councillor Adams, seconded by Councillor Snow, that Halifax Regional Municipal Council authorize the reprioritizing of existing funding within the Sustainable Community (Green) Reserve Q127 as shown on the Project Matrix for years 04/05 and 05/06 attached to the October 12, 2005 report. MOTION PUT AND PASSED UNANIMOUSLY.**

**9.1.3 Metro Transit Energy Performance Contract - Phase 1**

- A report dated October 12, 2005, on the above noted, was before Council.

**MOVED by Councillor Adams, seconded by Councillor Mosher, that:**

1. HRM Council authorize creating a new Capital Account for Metro Transit Energy Performance Contract,
2. HRM Council authorize project funding via non-repayable withdrawals of:
  - \$183,000 from Capital Account CBR00748 (200 Illsley Air Quality Improvements)
  - \$220,000 from Sustainable Community Reserve Q127
3. HRM Council authorize project funding via repayable withdrawals of:
  - \$250,625 from Service Improvement Reserve Q310
  - \$180,000 from the Strategic Growth Reserve Q126

4. **HRM Council authorize HRM to enter into Phase One of an Energy Performance Contract for the Metro Transit facility at 200 Illsley Avenue with Johnson Controls for an amount of \$846,082 including net HST.**
5. **HRM Council authorize required expenditures of \$11,543 including net HST for Indoor Air Quality Monitoring and Structural Consulting fees during implementation of Johnson Controls Energy Performance Contract.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**9.1.4 Gas Tax Agreement**

- A report dated October 20, 2005, on the above noted, was before Council.

**MOVED by Councillor Walker, seconded by Councillor Wile, that Mayor Peter Kelly and the Municipal Clerk, on behalf of Halifax Regional Municipality, execute the Municipal Funding Agreement between the Province of Nova Scotia and Halifax Regional Municipality.**

In response to Councillor Streach regarding the project list, Mr. Dan English, Acting Chief Administrative Officer, advised the program is application based; therefore, HRM has to report that the monies that are being provided by the gas tax are being used on incremental capital works. He advised HRM will be able to demonstrate for reporting purposes this year and, when the Capital Budget comes forward for next year, some of the projects can be linked to the gas tax.

**MOTION PUT AND PASSED UNANIMOUSLY.**

**9.1.5 Case 00790: Amendments to the Bedford Municipal Planning Strategy (MPS) and Land Use By-Law (LUB)**

- A report dated October 12, 2005, on the above noted, was before Council.

**MOVED by Deputy Mayor Goucher, seconded by Councillor Snow, that Regional Council.**

1. **Approve the request to initiate the process to consider amending the Bedford Municipal Planning Strategy's and Land Use By-Law's provisions relating to flag lots,**

2. Request staff to follow the public participation program as approved by Council in February 1997.

**MOTION PUT AND PASSED UNANIMOUSLY.**

9.2 **MEMBERS OF COUNCIL**

10. **MOTIONS**

10.1 **Councillor Streach - Toll Free Calling for all HRM**

**MOVED** by Councillor Streach, seconded by Deputy Mayor Goucher, that the Mayor, on behalf of Regional Council, send a letter to Aliant Communications requesting that, as part of their business planning process, they consider instituting toll free calling for all the Halifax Regional Municipality within our boundaries and that staff be instructed to take no further action on this initiative at this time. **MOTION PUT AND PASSED UNANIMOUSLY.**

11. **ADDED ITEMS**

11.1 **Contractual Matter - 2014 Commonwealth Games Bid**

This item was addressed earlier in the meeting (See page 5)

11.2 **Legal Matter- Settlement of Claim**

- This item was addressed at an In Camera meeting held prior to the regular session and was now before Council for ratification.

**MOVED** by Councillor Uteck, seconded by Councillor Fougere, that Halifax Regional Council settle this claim, as set out in the October 17, 2005 Private and Confidential staff report, brought by the Plaintiff in the amount of \$30,000.00 to achieve a full settlement of the Plaintiff's action upon obtaining a full release from the Plaintiff from any further claims arising out of a Motor Vehicle accident which occurred on May 31, 1999. **MOTION PUT AND PASSED UNANIMOUSLY.**

11.3 **Municipal Rural Infrastructure Funding Criteria (MRIF)**

- This item was addressed at a Committee of the Whole held prior to the regular session

and was now before Council for ratification.

**MOVED by Councillor Streach, seconded by Councillor Adams, that Regional Council:**

- 1. Approve 80% of MRIF Funding be allocated to rural projects and 20% elsewhere.**
- 2. Adopt the definitions for rural as used in the proposed Regional Plan for rural commuter, rural resource and agricultural as shown on the map in Attachment "A" of the staff report dated October 20, 2005.**
- 3. Approve the inclusion of the community of Herring Cove in the definition of rural pertaining to the allocation of MRIF funds.**

Without a vote being taken on the motion, the following amendment was placed.

**MOVED by Councillor Snow, seconded by Councillor Uteck, that the community of Kinsac be included in the definition of rural pertaining to the allocation of MRIF funds.  
MOTION PUT AND PASSED.**

**MOTION AS AMENDED**

**MOVED by Councillor Streach, seconded by Councillor Adams, that Regional Council:**

- 1. Approve 80% of MRIF Funding be allocated to rural projects and 20% elsewhere.**
- 2. Adopt the definitions for rural as used in the proposed Regional Plan for rural commuter, rural resource and agricultural as shown on the map in Attachment "A" of the staff report dated October 20, 2005.**
- 3. Approve the inclusion of the community of Herring Cove in the definition of rural pertaining to the allocation of MRIF funds.**
- 4. Approve the inclusion of the community of Kinsac in the definition of rural pertaining to the allocation of MRIF funds.**

**MOTION UT AND PASSED UNANIMOUSLY.**

**12.           NOTICES OF MOTION - NONE**

**13.           ADJOURNMENT**

The meeting was adjourned at 7:30 p.m.

Jan Gibson  
Municipal Clerk

**The following information items were circulated to Council:**

1. Memorandum from General Manager, Halifax Regional Water Commission dated October 14, 2005 re: Wind Turbine - Lake Major Watershed
2. Memorandum from Director, Transportation and Public Works dated October 13, 2005 re: Petition for New Paving, Mansion Road, Green Acres Subdivision - West Region
3. Memorandum from Director, Planning and Development dated October 12, 2005 re: Case 00788 Amendments to the Eastern Passage/Cow Bay Municipal Planning Strategy and Land Use By-Law
4. Memorandum from the Municipal Clerk, dated October 21, 2005 re: Requests for Presentations to Council

<b>Date of Request(s)</b>	<b>Name of Delegation(s)</b>	<b>Disposition of Request(s)</b>
October 17 - 21, 2005	<p>Halifax Coalition Against Poverty                      re: HRM Enforcement of Fire Services and By-Law Orders to repair</p> <p>Alan Ruffman                      re: Use of ground-up asphalt pavement as road shoulder repair material throughout HRM</p> <p>Darlene Fagan - Metro Karate Training Centre Inc.                      re: Institutional Zoning</p>	<p>Presentation scheduled for future meeting</p> <p>Referred to Transportation and Public Works Services</p> <p>Referred to Acting Deputy Chief Administrator</p>