

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES June 13, 2006

PRESENT:

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

REGRETS:

Councillor Len Goucher

STAFF:

Mr. Dan English, 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 1:30 p.m. with the Invocation being led by Councillor Hum.

At this time Council observed a Moment of Silence in remembrance of Senator Mike Forrestal.

2. APPROVAL OF MINUTES - May 16 & 30, 2006

MOVED by Councillor Sloane, seconded by Councillor Wile, that the minutes of May 16 & 20, 2006 be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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

Additions

MOVED by Deputy Mayor Walker, seconded by Councillor Streach, that item 9.1.25, Regional Plan Response to Public Hearing - Supplementary Report, be deferred to June 27, 2006. MOTION PUT AND PASSED UNANIMOUSLY.

Deputy Mayor Walker requested Information Item #6, Memorandum from Director, Transportation & Public Works, dated May 30, 2006 re Review of 2005/2006 Winter Works Program be referred to the June 20, 2006 In Camera session.

- 11.1 Personnel Matter - Contract - Chief Administrative Officer (CAO)
- 11.2 Property Matter - Sale of 1 Theakston Lane, Spryfield, (former B.C. Silver School)
- 11.3 Legal Matter - Settlement of Claim by Insurer

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

4. BUSINESS ARISING OUT OF THE MINUTES - NONE

5. MOTIONS OF RECONSIDERATION - NONE

6. MOTIONS OF RECISSION - NONE

7. CONSIDERATION OF DEFERRED BUSINESS

**7.1 Councillor McInroy - Canadian Urban Transportation Association
Resolution Regarding Bill C-66**

MOVED by Councillor McInroy, seconded by Councillor McCluskey, that Regional Council call on the Federal Government to:

- **Make permanent the Federal Investment in public transit provided under the Public Transit Capital Trust announced in Budget 2006.**
- **Ensure that this investment is distributed based on ridership to all transit systems across Canada.**
- **Ensure that this investment is over and above any existing Federal or Provincial funding already in place.**

MOTION PUT AND PASSED UNANIMOUSLY.

8. CORRESPONDENCE, PETITIONS AND DELEGATIONS

8.1 Correspondence - None

8.2 Petitions

Councillor Adams served a petition on behalf of the residents of Duncan's Cove Road requesting the road be paved. The Councillor noted the request had been previously made in 1991 to the Provincial Government and the former County of Halifax. He requested staff provide information on what happened to the petition at that time.

8.3 Presentation

8.3.1 Canadian Union of Public Employees (CUPE) Local 108 Contracting Out Committee

Mr. Graham Downey and Mr. Dave Carr made a presentation to Council regarding contracting out services noting:

- CUPE 108 represents approximately 450 employees of HRM in areas such as snow and ice removal, parks and grounds and other vital services,
- The workforce is shrinking as there is a reliance on contracting out,
- Expertise is missing when public contractors are used,
- HRM fuel costs are lower because of bulk purchasing,
- Employees have to repair shoddy work done by some of these contractors,
- Contractors equipment is used in the winter although HRM has the equipment to do the work,

- HRM owned equipment is being stored and not utilized,
- Moving damaged equipment to Turner Driver for repairs is a dangerous undertaking,
- Contracting out services is having a negative impact on the workers and the quality of work being done.

Mr. Dan English, CAO, advised that the budget before Council has not contemplated any additional contracting of services nor layoffs.

Mayor Kelly thanked Mr. Downey and Mr. Carr for their presentation.

9. REPORTS

9.1 CHIEF ADMINISTRATIVE OFFICER

9.1.1 Tender 06-051 - Seven (7) 3/4 Ton Pick-up Trucks, 9,200 GVW

- A report dated May 16, 2006, on the above noted, was before Council.

MOVED by Councillor Younger, seconded by Councillor Karsten, that Council award Tender No. 06-051, for Seven (7) 2007 3/4 Ton Pick-up Trucks, to MacPhee Pontiac for a Tender price of \$177,128.00 (net HST included) with funding from Capital Account No. CVD00413 - General Fleet Replacement, as outlined in the Budget Implications Section of the May 16, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.2 Tender 06-061 - Four (4) 4-Wheel Drive Litter Vacuums

- A report dated May 18, 2006, on the above noted, was before Council.

MOVED by Councillor Smith, seconded by Councillor McCluskey, that Council award Tender No. 06-061, for Four (4) 2006 4-Wheel Drive Litter Vacuums to Saunders Equipment Limited for a Tender Price of \$239,989.00 (net HST included) with funding from Capital Account No. CVD00413 - General Fleet Replacement, as outlined in the Budget Implications section of the May 18, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.3 Tender 06 - Three (3) 2007 4x4 Crewcab and Chassis with Service Body, 11, 200 GVWR

- A report dated May 18, 2006, on the above noted, was before Council.

MOVED by Councillor McCluskey, seconded by Councillor Younger, that Council award Tender No. 06-062, for Three (3) 2007 4x4 Crewcab and Chassis with Service body to Chebucto Ford Sales for a Tender Price of \$153,248.00 (net HST included) with funding from Capital Account No. CVJ00894 and CVJ00895 as outlined in the Budget Implications section of the May 18, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.4 Tender 06-208 - Paving Resurfacing and Water Main Renewal Lawson Avenue, East Region

- A report dated May 31, 2006, on the above noted, was before Council.

MOVED by Councillor Younger, seconded by Councillor McCluskey, that Council:

- 1. Approve an increase in the Gross Budget for Capital Account No. CZU00782, Paving Resurfacing by \$259,425 with no change to the Net Budget to reflect cost sharing of the water main related work from the Halifax Regional Water Commission.**
- 2. Award Tender No. 06-208, Resurfacing and Water Main Renewal, Lawson Avenue - East Region to Silco Contracting Limited for materials and services listed at the unit prices quoted for a Tender Price of \$536,990 including net HST from Capital Account No. CZU00782, Resurfacing and Capital Account No. CGU00461, Sewer Lateral Replacements, with funding authorized as per the Budget Implications section of the May 31, 2006 report.**

Councillor Younger requested that it be noted for the record that he was requesting this project proceed quickly.

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.5 Tender 06 - 248 - Traffic Signal Upgrades, Dunbrack Street at Kearney Lake Road, West Region & Pleasant Street at Highway 111 (Circumferential Highway) - East Region

- A report dated June 2, 2006, on the above noted, was before Council.

MOVED by Councillor Hum, seconded by Councillor Kent, that Council award Tender No. 06-248, Traffic Signal Upgrades, Dunbrack Street at Kearney Lake Road - West Region and Pleasant Street at Highway 111 (Circumferential Highway) - East Region to XL Electric Limited for materials and services listed at the unit prices quoted for a

Tender Price of \$115,519.32 including net HST from the Approved Advanced 2006/07 Capital budget from Account Nos. CTU00422, Traffic Signal Compliance Program and CTU00419, Traffic Signal Rehabilitation Program, with funding authorized as per the Budget Implications section of the June 2, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.6 Tender 06 - 253 - New Paving of Subdivision Streets Inside the Core Area - Lakecrest Drive - Central Region

- A report dated May 30, 2006, on the above noted, was before Council.

MOVED by Councillor Johns, seconded by Councillor Sloane, that Council:

- 1. Approve the recovery of Local Improvement Charges for the new paving of Lakecrest Drive - Central Region by an area rate for District 19 and by levy of a lot charge to the abutting property owners.**
- 2. Award Tender No. 06-253, New Paving of Subdivision Streets Inside the Core Area - Lakecrest Drive - Central Region to Ocean Contractors Limited for materials and services listed at the unit prices quoted for a Tender Price of \$253,401 including net HST from Capital Account No. CXU00715, New Paving of Subdivision Streets Inside the Core Area, with funding authorized as per the Budget Implications section of the May 30, 2006 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.7 Tender 06 - 241 - Main Artery Patching - East, West and Central Region

- A report dated June 2, 2006, on the above noted, was before Council.

MOVED by Councillor Kent, seconded by Councillor Smith, that Council award Tender No. 06-241, Main Artery Patching - East, West and Central Regions to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a revised Tender Price of \$1,096,446 including net HST from Capital Account No. CZU00564, Main Artery Patching, with funding authorized as per the Budget Implications section of the June 2, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.8 Tender 06 - 238 - Sidewalk Renewals - East Region

- A report dated June 2, 2006, on the above noted, was before Council.

MOVED by Councillor Smith, seconded by Councillor McCluskey, that Council award Tender No. 06-238, Sidewalk Renewals, East Region to Ocean Contracting Limited for materials and services listed at the unit prices quoted for a Tender Price of \$125,801 including net HST from Capital Account No. CKU00783, Sidewalk Renewals, with funding authorized as per the Budget Implications section of the June 2, 2006

report. **MOTION PUT AND PASSED UNANIMOUSLY.**

9.1.9 Tender 06 - 257 - Thin Overlay - Asphalt and Chipsealed Streets, Various Locations

- A report dated June 2, 2006, on the above noted, was before Council.

MOVED by Councillor McCluskey, seconded by Councillor Kent, that Council award Tender No. 06-257, Thin Overlay - Asphalt and Chipsealed Streets, Various Locations to Dexter Construction Limited for materials and services listed at the unit prices quoted for a Tender Price of \$1,080,006 including net HST from Capital Account No. CZU00782 Resurfacing and Capital Account No. CRU00683 Concrete Curb Renewals, with funding authorized as per the Budget Implications section of the June 2, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.10 Tender 06 - 042 - Spryfield Wave Pool Dehumidification

- A report dated May 29, 2006, on the above noted, was before Council.

MOVED by Councillor Adams, seconded by Councillor Mosher, that Council award Tender No. 06-042 Spryfield Wave Pool Dehumidification to Western Plumbing and hearing for materials and services specified, for a total tender price of \$248,214 including net HST, with funding in the amount of \$195,424 from Capital Account No. CB300864 and \$52,790 from Capital Account No. CB300551, as per the Budget Implications section of the May 29, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.11 Capital Budget Increase and Tender 06 - 154 - Shannon Park School Playground & Supply & Installation

- A report dated June 1, 2006, on the above noted, was before Council.

MOVED by Councillor Smith, seconded by Councillor Sloane, that Council:

- 1. Approve an increase in the Gross Capital Budget to Capital Account No. CP300850 by \$40,000 with no change to the Net Budget, to reflect the additional funds from the Shannon Park Enhancement Committee, as per the Background section of the June 1, 2006 report,**
- 2. Award Tender No. 06-154 Shannon Park School Playground Supply and Installation to PlayPower LT Canada Inc. for materials and services specified,**

for a total tender price of \$63,698.00, including net HST, with funding from

Capital Account No. CP300850, Capital Account No. CP300867, Capital Account No. CCV00665, and Capital Account No. CP300750, as per the Budget Implications section of the June 1, 2006 report.

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.12 Capital Budget Increase - Belchers Marsh Park Interpretive Signage

- A report dated May 19, 2006, on the above noted, was before Council.

MOVED by Councillor Hum, seconded by Deputy Mayor Walker, that HRM approve an increase in the Gross Capital Budget to Capital Account No. CCV00666 - District 16 District Capital Funds By \$5,000 with no change to the Net Budget, to reflect the additional funding secured by the Halifax North West Trails Association, as per the Background section of the May 19, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.13 Capital Budget Increase - Cost Sharing - Eastern Passage Skate Park

- A report dated June 23, 2006, on the above noted, was before Council.

MOVED by Councillor Kent, seconded by Councillor McCluskey, that Council approve an increase in the Gross Capital Budget for Capital Account No. CP300854 - Skateboarding Facilities by \$7,808.17, with no change to the Net Budget, to reflect the cost sharing from Youth and Community Partnership Against Crime (YACPAC), as per the Budget Implications section of the June 23, 2006 report. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.14 Tender 06 - 351 - Ellenvale Run Drainage Improvements - Main Street Green Area Diversion

- A report dated June 1, 2006, on the above noted, was before Council.

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

- 1. Award Tender No. 06-351, Ellenvale Run Drainage Improvements - Main Street Green Area Diversion to W. Eric Whebby Limited for materials and services listed at the unit prices quoted for a Tender Price of \$347,522 including net HST from Capital Account No. CGI00615, Ellenvale Run, Dartmouth, Drainage Improvements, with funding authorized as per the Budget Implications section of the June 1, 2006 report.**

2. **Approve the appointment of CBCL Limited for contract administration and inspection services on this project for an estimated fee of \$35,890 including net HST from Capital Account No. CGI00615, Ellenvale Run, Dartmouth, Drainage Improvements, with funding authorized as per the Budget Implications section of the June 1, 2006 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.15 Tender 05 -053 - Ellenvale Run Drainage Improvements - Josephine Court Levee, East Region

- A report dated May 31, 2006, on the above noted, was before Council.

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

1. **Award Tender No. 05-353, Ellenvale Run Drainage Improvements - Josephine Court Levee to Humphrey's Landscape and Construction Limited for materials and services listed at the unit prices quoted for a Tender Price of \$189,711 including net HST from Capital Account No. CGI00615, Ellenvale Run, Dartmouth, Drainage Improvements, with funding authorized as per the Budget Implications section of the May 31, 2006 report.**
2. **Approve the appointment of CBCL Limited for contract administration and inspection services on this project for an estimated fee of \$10,609 including net HST from Capital Account No. CGI00615, Ellenvale Run, Dartmouth, Drainage Improvements, with funding authorized as per the Budget Implications section of the May 31, 2006 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.16 Tender 06 - 002 - Traffic Signal Maintenance

- A report dated May 29, 2006, on the above noted, was before Council.

MOVED by Councillor Wile, seconded by Deputy Mayor Walker, that Council award Tender No. 06-002, Traffic Signal Maintenance to the lowest bidder meeting specifications, Black & MacDonald Limited for a Tender Price of \$282,042.50 plus net HST from Account No. R827-6399 Traffic Lights - Contract Services, with funding authorized as per the Budget Implications section of the May 29, 2006 report.

Councillor Smith requested yearly cost data be included in tenders.

MOTION PUT AND PASSED.

9.1.17 Tender 06 -227 - Highway 207 Culvert Replacement (Intersection to Ross Road) - East Region

- A report dated May 31, 2006, on the above noted, was before Council.

MOVED by Councillor Hendsbee, seconded by Councillor Sloane, that Council award Tender No. 06-227, Highway 207 Culvert Replacement (Intersection to Ross Road) - East Region to W. Eric Whebby Ltd. for materials and services listed at the unit prices quoted for a Tender Price of \$173,235 including net HST from Capital Account No. CGR00492, Ross Road Area Storm Sewer, with funding authorized per the Budget Implications section of the May 31, 2006.

Councillor Hendsbee requested staff advise the contractor of stormwater issues in the area, especially with regard to the Greenvale flooding.

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.18 Tender 06 - 228 - Bedford Highway/Crosby/Millview Sewer and Water Servicing - Central Region

- A report dated June 8, 2006, on the above noted, was before Council.

MOVED by Councillor Hum, seconded by Councillor Wile, that Regional Council:

- 1. Approve an increase in the Gross Budget for Capital Account No. CGU00753, Bedford Highway/Millview Water and Sewer Servicing in the amount of \$650,000 including net HST, with the net residual amount (after external funding and other recoveries) funded from local improvement charges as defined in By-Law L-122, with no net budget increase to HRM.**
- 2. Accept the offer of a \$150,000 non-repayable contribution from Service Nova Scotia and Municipal Relations, through the Provincial Capital Assistance Program (PCAP), as detailed in the letter dated May 8, 2006 attached to the June 8, 2006 staff report.**
- 3. Approve funding in the amount of \$30,000 from the Sewer Redevelopment**

Reserve (Q104) for the sewer oversizing component of this project.

- 4. Award Tender No. 06-228, Bedford Highway/Crosby/Millview Sewer and Water Servicing - Central Region to Dexter Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$1,223,947 including net HST, from Capital Account No. CGU00753, Bedford Highway/Millview Water and Sewer Servicing, with funding authorized as per the Budget Implications section of the June 8, 2006 staff report.**

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.19 Cost Shared Paving of Subdivision Streets Outside the Core, Construction Agreement No. 2006-003

- A report dated June 8, 2006, on the above noted, was before Council.

MOVED by Councillor Hendsbee, seconded by Councillor McCluskey, that His Worship the Mayor and the Municipal Clerk be authorized, by resolution of Regional Council, to sign on behalf of Halifax Regional Municipality, Construction Agreement No. 2006-003 between HRM and the Nova Scotia Department of Transportation and Public Works (NSDOT&PW), to pave the 14 “J” class subdivision roads, as outlined in the Discussion Section of the June 8, 2006 report.

In response to Councillor Adams, Council was advised that staff would obtain the road classification definitions from the Province and forward them on to members of Council. The Councillor further requested staff obtain clarification from the Province as to why the “G” class streets were not included.

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.20 Aerotech Park/Halifax International Airport Sewer Rate Increase

- A report dated May 25, 2006, on the above noted, was before Council.

MOVED by Councillor Snow, seconded by Councillor McCluskey, that Regional Council:

- 1. Authorize staff to increase the Pollution Control Charges to \$1.029 per cubic meter for the Aerotech Park/Halifax International Airport wastewater system customers (other than HIAA), effective June 1, 2006, in order to be consistent with the application of Pollution Charges levied to wastewater customers**

throughout the remainder of HRM; and,

2. In the interest of fairness and equity throughout the Region, formally request the Halifax International Airport Authority to amend the 1987 Agreement in order to be subject to the Pollution Control Charges as currently established by Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.21 Mobile Home Park Advisory Committee Terms of Reference

- A report dated April 11, 2006, on the above noted, was before Council.

MOVED by Councillor Snow, seconded by Councillor McCluskey, that Regional Council approve the proposed Terms of Reference for the Mobile Home Park Advisory Committee.

At the request of Councillor Johns, the mover and seconder agreed to amend the Terms of Reference to delete the line "*The Chair shall be Councillor Krista Snow*" and to include that the Chair shall be a Councillor.

The motion as amended now reads.

MOVED by Councillor Snow, seconded by Councillor McCluskey, that Regional Council approve the proposed Terms of Reference for the Mobile Home Park Advisory Committee with the line "The Chair shall be Councillor Krista Snow" being deleted and the line "The Chair shall be a Councillor" added.

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

MOVED by Deputy Mayor Walker, seconded by Councillor Smith, that the Committee be made up of seven (7) Councillors. MOTION DEFEATED.

MAIN MOTION PUT AND PASSED UNANIMOUSLY.

9.1.22 Reserve Business Cases and Transfers 2005/2006

- A report dated June 2, 2006, on the above noted, was before Council.

MOVED by Deputy Mayor Walker, seconded by Councillor Wile, that Council:

1. **Approve the Reserve Business Cases and 2005/06 Budget as per the attachments to the June 2, 2006 report for the following reserves:**
 - **Q321 Information and Communication Technologies**
 - **Q130 Capital Replacement Reserve**
 - **Q107 Parkland Development Reserve**
 - **Q306 Self Insurance Reserve**

2. **Approve the following Reserve contributions for 2005/06:**
 - **Q103 Capital Surplus Account - \$3,141,868 - To reduce required debt funding in 2006/07**
 - **Q120 Otter Lake Landfill Closure - \$700,000**
 - **Q315 Special Events Reserve - \$62,500**
 - **Q101 Sale of Capital Assets (Sale of Land) - \$1,200,000**
 - **Q130 Capital Replacement - \$115,000**

3. **Approve a withdrawal of \$260,773 from Q309 Snow & Ice Control Reserve to reflect actual costs in 2005/06.**

Councillor Hendsbee requested that the status of all reserves be provided to Council during budget debates. He requested the information include the amounts, what is being implemented and what is being drawn upon in those reserve.

In response to Councillor Uteck regarding Parkland Reserves, Mr. Cathie O'Toole, Acting Director, Financial Services, advised this is one of the reserves that was operating without a business case and this will formalize the process for Council to approve transactions on that account.

In response to Councillor Fougere, Ms. O'Toole advised the funds come from the General Fund and Operating Surplus with the transactions occurring as at March 31, 2006. These are the last transactions of the fiscal year and once these entries are made the financial statements are prepared for the auditors.

Mr. Wayne Anstey assumed the Chair as Chief Administrative Officer at 3:00 p.m.

Councillor Fougere requested the motion be split and each item voted on separately.

MOVED by Deputy Mayor Walker, seconded by Councillor Wile, that Council:

1. **Approve the Reserve Business Cases and 2005/06 Budget as per the attachments to the June 2, 2006 report for the following reserves:**
 - **Q321 Information and Communication Technologies**

- Q130 Capital Replacement Reserve
- Q107 Parkland Development Reserve
- Q306 Self Insurance Reserve

MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Deputy Mayor Walker, seconded by Councillor Wile, that Council:

2. Approve the following Reserve contributions for 2005/06:
 - Q103 Capital Surplus Account - \$3,141,868 - To reduce required debt funding in 2006/07
 - Q120 Otter Lake Landfill Closure - \$700,000
 - Q315 Special Events Reserve - \$62,500
 - Q101 Sale of Capital Assets (Sale of Land) - \$1,200,000
 - Q130 Capital Replacement - \$115,000

MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Deputy Mayor Walker, seconded by Councillor Wile, that Council:

3. Approve a withdrawal of \$260,773 from Q309 Snow & Ice Control Reserve to reflect actual costs in 2005/06.

MOTION DEFEATED.

Deputy Mayor Walker requested Item #3 be added to the June 20, 2006 In Camera agenda.

9.1.23 Project 00904 - Amendments to Administrative Order 15, Respecting Licence, Permits and Processing Fees - Heritage and Planning Applications

- A report dated May 16, 2006, on the above noted, was before Council.

MOVED by Councillor Sloane, seconded by Councillor Uteck, that Administrative Order #15 Respecting License, Permit and Processing Fees be amended as shown in Attachment "A" of the May 16, 2006 report:

1. To include fees for applications for demolition and de-registration of registered heritage properties, such fee amounts to be as proposed in the May 16, 2006 report,

2. To insert updated definitions of “Major” and “Minor” type planning applications; and,
3. To insert a reference and definition for new “Intermediate” type planning applications.

MOTION PUT AND PASSED UNANIMOUSLY.

9.1.24 First Reading - By-Law T-108, Respecting Taxi and Limousine Licensing - Amendment - National Standards Certification for New Limousine Drivers

- A report dated April 25, 2006, from the Taxi and Limousine Advisory Committee, on the above noted, was before Council.

MOVED by Councillor Adams, seconded by Councillor Johns, that Regional Council give First Reading to an amendment to By-Law T-108 to mandate that all new limousine drivers be required to complete the National Certification Program similar to that required for Taxi Drivers. MOTION PUT AND PASSED UNANIMOUSLY.

9.1.25 Regional Plan Response to Public Hearing - Supplementary Report

This item was deferred to June 27, 2006 under the approval of the Order of Business.

9.2 MEMBERS OF COUNCIL

9.2.1 Councillor Johns - Litter - Drive-Thru Restaurants

MOVED by Councillor Johns, seconded by Councillor Harvey, that staff provide a report on the ability of HRM to mandate the provision of waste receptacles in the drive-thru lanes before and after the pick-up window.

Councillor Sloane requested staff speak with each of the fast food restaurants to ascertain whether they are source separating.

MOTION PUT AND PASSED

10. MOTIONS - NONE

11. ADDED ITEMS

11.1 Personnel Matter - Contract - Chief Administrative Officer (CAO)

- The following item was addressed at an earlier In Camera session and was now before Council for ratification.

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

1. **Approve the employment contract for the Chief Administrative Office (CAO) as found in Attachment A of the May 8, 2006 Private and Confidential staff report.**
2. **Release the contract upon approval by Council.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.2 Property Matter - Sale of 1 Theakston Lane, Spryfield, (former B. C. Silver School)

- The following item was addressed at an earlier In Camera session and was now before Council for ratification.

MOVED by Councillor Adams, seconded by Councillor Fougere, that Halifax Regional Council

1. **Authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale with Kimberly-Lloyd Developments Ltd. , subject to the key terms and conditions outlined in the May 8, 2006 Private and Confidential staff report.**
2. **Not release this report until the property transaction has closed.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.3 Legal Matter - Settlement of Claim by Insurer

- The following item was addressed at an earlier In Camera session and was now before Council for ratification.

MOVED by Councillor Murphy, seconded by Councillor Adams, that Halifax Regional Council:

1. **Refund Lombard Canada Inc. approximately \$92,000, representing HRM's deductible less expenses, as required pursuant to the terms of HRM's policy insurance with Lombard.**
2. **Not release the June 1, 2006 Private and Confidential report.**

MOTION PUT AND PASSED UNANIMOUSLY.

12. NOTICES OF MOTION

12.1 Councillor Sloane

Take Notice that, at the next regular Regional council meeting, to be held on Tuesday, the 20th day of June, 2006, I propose to move First Reading of proposed amendments to Administrative Order 15 respecting Processing Fees for Heritage and Planning applications as outlined in the recommendation section of the staff report dated May 16, 2006.

MOVED by Councillor Adams, seconded by Deputy Mayor Walker, that Council move into In Camera to address Item #2 from the earlier In Camera session - Property Matter - Temporary Construction Easement - Former Water Transmission Line and Industrial Lands - Goodwood. MOTION PUT AND PASSED.

Following discussion, Council moved out of In Camera and ratified the following motion.

Property Matter - Temporary Construction Easement - Former Water Transmission Line and Industrial Lands - Goodwood

MOVED by Councillor Rankin, seconded by Councillor Adams, that Council:

1. **Authorize the Mayor and Municipal Clerk to enter into a temporary construction agreement with Mr. Lloyd MacLellan to cross municipal lands to permit the construction of a permanent public street serving a future heavy industrial park in Goodwood;**
2. **The easement will be subject to receiving an acknowledgement from the Provincial Department of Environment and Labour that should an application for an asphalt plant come forward that an environmental impact assessment be carried out and further that public consultation be included as part of the permitting process.**
3. **The easement be subject to receiving acknowledgement from the Department**

of Transportation that an appropriate transportation review is in place taking into account the nature of the intended uses including a proposed asphalt plant, and that the review includes the advisability of the installation of acceleration/deceleration lanes and traffic signals at the intersection of Evergreen Road and Prospect Road.

- 4. The easement will be subject to municipal construction standards with final street design to be approved by the municipality in exchange for considerations outlined in the May 30, 2006 report.**
- 5. The report may be released to the public upon ratification of Council.**

MOTION PUT AND PASSED UNANIMOUSLY.

13. ADJOURNMENT

The meeting was adjourned at 3:28 p.m.

Jan Gibson
Municipal Clerk

The following information items were circulated to Council.

1. Proclamation - National Blood Week - June 14, 2006
2. Memorandum from Director, Planning & Development dated May 9, 2006 re:Funding Application: Infrastructure Canada's KOA Program
3. Memorandum from Director, Planning & Development dated May 8, 2006 re: Insuring Heritage Properties Brochure
4. Memorandum from Director, Planning & Development dated June 2, 2006 re: Lot Grading and Sedimentation
5. Memorandum from Director, Planning & Development dated May 23, 2006 re: Chebucto Road Reversing Lane Project
6. Memorandum from Director, Transportation & Public Works dated May 30, 2006 re: Review of 2005 / 2006 Winter Works Program
7. Memorandum from Director, Transportation & Public Works dated May 12, 2006 re: Petition - Non Resident Parking on Walton Drive
8. Memorandum from Director, Transportation & Public Works dated May 16, 2006 re: Old Sackville Road (between Lucasville Road and Beaver Bank Connector) Short Cutting Study
9. Memorandum from Acting Director, Finance and Director, Transportation and Public Works dated May 25, 2006 re: Disaster Financial Assistance Update
10. Memorandum from Director, Environmental Management Services dated May 5, 2006 re: HRM Stormwater Management Guidelines
11. Memorandum from Director, Environmental Management Services dated May 17, 2006 re: Harbour Solutions Project - Quarterly Report (January - March 2006)
12. Memorandum from Director, Legal Services dated May 17, 2006 re: Case 00709: Development Agreement - Former Texpark Site, Halifax
13. Memorandum from Chief Administrative Officer dated June 9, 2006 re: Canada Strategic Infrastructure Fund - Update
14. Memorandum from the Municipal Clerk dated June 9, 2006 re: Requests for Presentation to Council - Canadian Union of Public Employees (C.U.P.E.) Local 108 Contracting Out Committee