

HALIFAX REGIONAL COUNCIL

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HALIFAX REGIONAL COUNCIL  
MINUTES  
November 14, 2006

PRESENT:

Mayor Peter Kelly  
Deputy Mayor Sue Uteck  
Councillors: Krista Snow  
David Hendsbee  
Gloria McCluskey  
Becky Kent  
Mary Wile  
Sheila Fougere  
Debbie Hum  
Linda Mosher  
Stephen Adams  
Brad Johns  
Robert Harvey  
Gary Martin

REGRETS:

Councillors: Steve Streach  
Harry McInroy  
Andrew Younger  
Bill Karsten  
Jim Smith  
Patrick Murphy  
Dawn Sloane  
Russell Walker  
Reg Rankin  
Gary Meade

STAFF:

Ms. Geri Kaiser, 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 5:15 p.m. with the Invocation being led by Councillor Wile.

**2. APPROVAL OF MINUTES - NONE**

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

Additions

- 11.1 Property Matter - Less than Market Value Lease
- 11.2 Legal Matter - Court Appeal
- 11.3 Active Transportation
- 11.4 Gravel Road Paving Prioritization
- 11.5 Assessment Cap

**MOVED by Deputy Mayor Uteck, seconded by Councillor Fougere, 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 RESCISSION - NONE**

**7. CONSIDERATION OF DEFERRED BUSINESS - NONE**

**8. CORRESPONDENCE, PETITIONS AND DELEGATIONS**

**8.1 Correspondence - None**

**8.2 Petitions - None**

**9. REPORTS - NONE**

**10. MOTIONS - NONE**

**11. ADDED ITEMS**

**11.1            Property Matter - Less than Market Value Lease**

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

**MOVED by Councillor McCluskey, seconded by Councillor Fougere that:**

- 1.     Regional Council authorize the Mayor and Municipal Clerk to enter into a less than market value lease agreement for a portion of the premises located at 2786 Agricola Street, Halifax, with the Ecology Action Centre, as per the terms and conditions as set out in the November 6, 2006 private and confidential report.**
- 2.     Authorize the immediate release of the report.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**11.2            Legal Matter - Court Appeal**

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

**MOVED by Deputy Mayor Uteck, seconded by Councillor Johns, that:**

- 1.     An appeal of the Court decision not be pursued.**
- 2.     Council approve the withdrawal of funds as per the budget implications of the November 10, 2006 private and confidential report.**
- 3.     The report may be released to the public.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**11.3            Active Transportation**

- The following motion was passed at an earlier Committee of the Whole session and was now before Council for ratification.

**MOVED by Councillor Fougere, seconded by Councillor Kent, that Regional Council:**

1. **Adopt in principle the Active Transportation Functional Plan to guide the promotion and implementation of active transportation within HRM.**
2. **The promotion and implementation be subject to Crime Prevention Through Environmental Design (CPTED) audits.**
3. **That crosswalks on multiple lane roads incorporate design criteria for “half signal” controls.**

**MOTION PUT AND PASSED.**

**11.4           Gravel Road Paving Prioritization**

- The following motion was passed at an earlier Committee of the Whole session and was now before Council for ratification.

**MOVED by Councillor Hendsbee, seconded by Councillor Snow, that:**

1. **That Regional Council approve Option No. 5 (Prioritization of gravel roads based on Geographic Area, Maintenance and Road Classification) as outlined in the Discussion section of the October 17, 2006 staff report;**
2. **That the remaining 2006/07 “Paving of Gravel Roads inside the Core Area” projects be given priority and carried forward as paving projects for the 2007/08 capital program. These remaining streets include Hillary Crescent, District 8, Sidhu Drive, District 2; and Buckingham and Abbey Road, District 23;**
3. **That the remaining 2006/07 “Paving of Gravel Roads outside the Core Area” projects be given priority and carried forward as paving projects for the 2007/08 Aid to Municipality Program (provided funding is available from the Province). These remaining streets include Ben Court and Lynwood Drive, District 22 and West Avenue, District 2.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**11.5           Assessment Cap Legislation**

- The following motion was passed at an earlier Committee of the Whole session and was now before Council for ratification.

**MOVED by Deputy Mayor Uteck, seconded by Councillor Fougere, that HRM request that before passing Bill 92 the Province complete a full review of the assessment cap in Nova Scotia in particular its (1) economic impact, and (2) impact on tax burden.**

Councillor Mosher requested a recorded vote and that her comments be recorded verbatim for the record.

Councillor Mosher stated for the record, "although I agree that the current property valuation system is fundamentally unfair, I urge Councillors not to support the motion as it may jeopardize the extension of the Provincial CAP program in the future".

Councillor Fougere, stated for the record, that HRM is aware that most of Council supports the cap but to make a decision on its future we would like to have the information provided to municipality before the bill is passed.

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

Those voting in favour were Deputy Mayor Uteck and Councillors Snow, Hendsbee, Kent, Wile, Fougere, Hum, Johns, Harvey and Martin.

Those voting against were Mayor Kelly and Councillors McCluskey, Mosher and Adams.

Councillors Streach, McInroy, Younger, Karsten, Smith, Murphy, Sloane, Walker, Rankin and Meade were absent.

**12.            NOTICES OF MOTION - NONE**

**13.            ADJOURNMENT**

The meeting was adjourned at 5:36 p.m.

Jan Gibson  
Municipal Clerk

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

1. Memorandum from Acting Director, Finance dated November 8, 2006 re: Tax Exemption for Non-Profit Organizations in Receipt of Municipal Contracts: Policy Implications
2. Memorandum from Acting Director, Finance dated October 25, 2006 re: Award of Tender 06-074 - Winter Sidewalk Snow and Ice Control - Western Region
3. Memorandum from Traffic Authority dated October 25, 2006 re: Pedestrian Signal Indicators
4. Memorandum from Traffic Authority dated October 26, 2006 re: 2006 Crosswalk Education and Public Awareness Program
5. Memorandum from Acting Chief Director, Fire & Emergency Service dated November 1, 2006 re: Honorariums - Fire Volunteers
6. Memorandum from Acting Chief Director, Fire & Emergency Service dated October 25, 2006 re: Feasibility of Combining Fire Stations 14 & 18
7. Memorandum from Director, Community Development dated October 30, 2006 re: Bloomfield Centre: Review of Tenant Occupancy
8. Memorandum from Director, Environmental Management Services dated November 9, 2006 re: Rolling Stones Wrap-Up Report Update
9. Memorandum from the Municipal Clerk dated November 10, 2006 re: Requests for Presentation to Council - None