

HALIFAX REGIONAL COUNCIL
MINUTES
January 8, 2008

PRESENT:

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

REGRETS:

Councillors: Gary Martin
Reg Rankin

STAFF:

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

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1. **INVOCATION**

The meeting was called to order at 1:00 p.m. with the Invocation being led by Councillor Murphy.

Deputy Mayor Adams assumed the Chair.

SWEARING IN CEREMONY - COUNCILLOR DISTRICT 8 - WOODSIDE - EASTERN PASSAGE

Mayor Kelly administered the Oath of Office to Councillor Elect Jackie Barkhouse. Councillor Barkhouse took her seat in Council as Councillor for District 8 - Woodside - Eastern Passage.

Councillor Barkhouse thanked her family and friends for their support throughout the campaign, and also thanked the residents of District 8 for their support.

MOVED by Councillor Walker, seconded by Councillor Sloane, that pursuant to Section 18(6) of the *Municipal Elections Act*, Regional Council hereby authorizes Councillor Gary Martin to be excused from all Council related duties due to his current illness. MOTION PUT AND PASSED.

Council recessed at 1:10 p.m. to move to the Committee of the Whole agenda.

Council reconvened at 6:00 p.m. with Mayor Kelly assuming the Chair.

2. **SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillor Meade offered congratulations to Brad Marchand of Hammond's Plains, for winning gold for Canada in the World Junior Hockey Championships.

Councillor Younger noted that a public meeting to discuss the Main Street Streetscape will be held on Monday, January 14, 2008, with an open house at 6:00 p.m. and presentation at 7:00 p.m.

Councillor Hendsbee advised that community consultation meetings for Imagine Our Schools will be held on Wednesday January 9, 2008, at the Akerley Nova Scotia Community College campus and on Thursday, January 10, 2008, at the Black Cultural Centre.

3. **APPROVAL OF MINUTES** - December 4 & 11, 2007

Councillor McCluskey noted amendments to the December 11, 2007 Regional Council minutes.

MOVED by Councillor Sloane, seconded by Councillor McCluskey, that the Regional Council minutes of December 4 & 11, 2007 be approved, as amended. MOTION PUT AND PASSED.

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

Additions:

- 13.1 Taxi Owner License Issues
- 13.2 Contractual Matter - Urban Renewal Lands Agreement - Canadian Mortgage and Housing Corporation (CMHC) Settlement
- 13.3 Legal Matter - Demand Side Management
- 13.4 Legal Matter - Settlement of Claim
- 13.5 Legal Matter - Appeal of Decision of Harbour East Community Council

Deletions:

- 6.1 Motion of Reconsideration - Councillor Karsten

Council agreed to hold the Public Hearing as the first order of business.

At the request of Councillor Karsten, Council agreed to move Item 12.1 Motion - Councillor Karsten - to immediately follow the public hearing.

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

9. **PUBLIC HEARINGS - 6:00 p.m.**

- 9.1 **By-Law T-221, An Amendment to By-Law T-200, Respecting Tax Exemptions for Non-Profit Organizations: 2007 - 2008** (Supplementary Report)

- C An extract of the draft Regional Council minutes of December 4, 2007 was before Council.

C A Supplementary Report dated December 5, 2007 on the above noted was before Council.

Ms. Peta-Jane Temple, Team Lead, Tax, Grants & Special Projects, Finance, presented supplementary report to Council, noting that this report identifies the budget implications of corrections and amendments to the staff report dated November 20, 2007, and also notes three appeals.

Councillor Younger commented that the effective date of a conversion from the Commercial to the Residential tax rate for the Dartmouth Kinsmen Club is listed in the report as April 1, 2007. He noted however, that the Boys and Girls Club are not moving out of the building until July.

At the request of Councillor McCluskey, Ms. Temple advised that Club 24 does have a partial tax exemption at this time, and they had requested an increase to 100% tax exemption, which was declined by the Grants Committee, and has since been appealed. She noted that Club 24 was excluded from the November 14, 2007 staff report in error, and subsequently included in the December 5, 2007 supplementary report. Ms. Temple advised that the appeal by Club 24 will be considered by the Grants Committee at their February meeting, or Regional Council may choose to render a decision independent of the Grants Committee.

The Mayor called three times for any speakers for or against By-law T-221 Tax Exemption for Non-Profit Organizations 2007-08. Hearing none, the following motion was placed:

MOVED by Councillor Karsten, seconded by Councillor McCluskey, that the public hearing be closed. MOTION PUT AND PASSED.

MOVED by Councillor Walker, seconded by Councillor Sloane, that Regional Council approve:

- 1. The exemptions or partial exemptions awarded to 182 organizations under By-law T-200, as per Schedules 26 to 30 shown in Attachment 1 of the staff report of November 20, 2007, for fiscal year 2006-2007 be renewed for fiscal year 2007-2008 for a combined total cost of \$1,968,587;**
- 2. The addition of five (5) properties to By-law T-200 for fiscal year 2007-2008. Namely, Supportive Housing for Young Mothers (Schedule 27), Affirmative Industries Association of Nova Scotia (Schedule 30), Ecology Action Centre (Schedule 29), Alexandra Children's Centre (Schedule 29) and Dartmouth Kinsmen Club (Schedule 29) for a combined total cost of \$36,566 as detailed in Attachment 2 of the staff report dated November 20, 2007;**

3. **The decline of four (4) applications as per Attachment 3 of the staff report of November 20, 2007 and the appeal from Club 24 as detailed in this report. The deferral of twenty-eight (28) applications to fiscal year 2008-2009 (as per Attachment 4 of the staff report of November 20, 2007), excluding Dartmouth Non-Profit Housing Society whose exemption status shall be effective as of April 1, 2007, as detailed in this report, and the removal of seven (7) exemption recipients (listed in Attachment 5 of the staff report of November 20, 2007).**
4. **Acceptance of a late application from Canoe-Kayak Canada: Atlantic Division for the 2008-2009 program.**
5. **An adjustment to the Feed Nova Scotia grant as per the December 5, 2007 report.**

MOVED by Councillor Younger, seconded by Councillor Karsten, that the effective date for the Dartmouth Kinsmen Club be amended to July 1, 2008. MOTION PUT AND PASSED.

Councillor McCluskey requested clarification regarding whether Club 24 rents their facility for community events.

MOVED by Councillor McCluskey, seconded by Councillor Uteck that the Club 24 application be referred back to the Grants Committee. MOTION PUT AND PASSED.

The amended main motion was voted on at this time, as follows:

MOVED by Councillor Walker, seconded by Councillor Sloane, that Regional Council approve:

1. **The exemptions or partial exemptions awarded to 182 organizations under By-law T-200, as per Schedules 26 to 30 shown in Attachment 1 of the staff report of November 20, 2007, for fiscal year 2006-2007 be renewed for fiscal year 2007-2008 for a combined total cost of \$1,968,587;**
2. **The addition of five (5) properties to By-law T-200 for fiscal year 2007-2008. Namely, Supportive Housing for Young Mothers (Schedule 27), Affirmative Industries Association of Nova Scotia (Schedule 30), Ecology Action Centre (Schedule 29), Alexandra Children's Centre (Schedule 29) and Dartmouth Kinsmen Club (Schedule 29) for a combined total cost of \$36,566 as detailed in Attachment 2 of the staff report dated November 20, 2007;**

3. The decline of four (4) applications as per Attachment 3 of the staff report of November 20, 2007. The deferral of twenty-eight (28) applications to fiscal year 2008-2009 (as per Attachment 4 of the staff report of November 20, 2007), excluding Dartmouth Non-Profit Housing Society whose exemption status shall be effective as of April 1, 2007, as detailed in this report, and the removal of seven (7) exemption recipients (listed in Attachment 5 of the staff report of November 20, 2007);
4. Acceptance of a late application from Canoe-Kayak Canada: Atlantic Division for the 2008-2009 program;
5. An adjustment to the Feed Nova Scotia grant as per the December 5, 2007 report;
6. The effective date for the Dartmouth Kinsmen Club be July 1, 2008;
7. That the appeal for Club 24 be referred back to the Grants Committee for further review.

AMENDED MOTION PUT AND PASSED.

12. **MOTIONS**

12.1 **Councillor Karsten**

“To request a staff report that a change be made to HRM’s policy regarding water quality notification. HRM currently has a Lakes Quality Sampling Program and Baseline Sampling Program in various lakes within the Municipality. The results of these tests are on line. However, currently HRM does not notify the public of Public Health concerns unless it is an HRM supervised swim area. I propose that Regional Council request a staff report regarding the possibility of staff notifying the public of poor water quality, particularly when high counts of faecal coliform are detected within the lakes tested. This would apply whether it is an HRM supervised swim area or not.”

MOVED by Councillor Karsten, seconded by Councillor Younger, that Regional Council request a staff report regarding the possibility of staff notifying the public of poor water quality in HRM lakes, particularly when high counts of faecal coliform are detected within the lakes tested, regardless of whether the lake is an HRM supervised swim area or not.

Councillor Karsten commented that levels far in excess of the CCME guidelines have been measured in local lakes this past summer, in swimming and recreation areas.

At the request of Councillor Karsten, Mr. Dan English, CAO, indicated that staff could prepare the report within the next 2-3 weeks, for this matter to be included in the upcoming budget process.

Councillor Younger noted that water quality test results are difficult to find on the HRM website, and suggested that results be made more easily accessible.

MOVED by Councillor Walker, seconded by Councillor Younger, that the motion be amended to include notification of the Department of Health of poor water quality in HRM lakes. MOTION PUT AND PASSED.

The amended motion was voted on at this time, as follows:

MOVED by Councillor Karsten, seconded by Councillor Younger, that Regional Council request a staff report regarding the possibility of staff notifying the public and the Department of Health of poor water quality in HRM lakes, particularly when high counts of faecal coliform are detected within the lakes tested, regardless of whether the lake is an HRM supervised swim area or not. MOTION PUT AND PASSED.

5. **BUSINESS ARISING OUT OF THE Minutes** - None

6. **MOTIONS OF RECONSIDERATION** - December 11, 2007

6.1 **Councillor Karsten**

“To reconsider the motion of December 11, 2007 regarding adoption of By-Law A-301, Respecting Animals and Responsible Pet Ownership, the purpose of which is to amend By-Law A-300, Section 6 (3), to allow cats on public property that have been spayed or neutered.”

This item was deleted under the approval of the Order of Business.

7. **MOTIONS OF RESCISSION** - December 11, 2007

7.1 **Councillor McCluskey**

“To rescind the motion of December 11, 2007 to release the In Camera report dated November 29, 2007 entitled Appeal of Decision of Harbour East Community Council.”

MOVED by Councillor McCluskey, seconded by Councillor Younger, to rescind the motion of December 11, 2007 to release the In Camera report dated November 29, 2007 entitled Appeal of Decision of Harbour East Community Council.

Ms. Mary Ellen Donovan, Municipal Solicitor, advised that Council agreed earlier today to file a cross appeal on this matter, and that the report would be inappropriate to release as it discusses the appeal.

MOTION PUT AND PASSED.

8. CONSIDERATION OF DEFERRED BUSINESS - None

9. PUBLIC HEARINGS - 6:00 p.m.

9.1 By-Law T-221, An Amendment to By-Law T-200, Respecting Tax Exemptions for Non-Profit Organizations: 2007 - 2008 (Supplementary Report)

This item was addressed earlier in the meeting. See page 5.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence

Councillor Smith submitted correspondence from the Greater Burnside Business Association requesting certain members of Council and senior staff attend their upcoming semi-annual meeting on February 13, 2008 from 10:00 a.m. to 12:00 noon to discuss and facilitate ideas and solutions for improvements to infrastructure and services. Councillor Smith requested that the letter be circulated to members of Council and senior staff indicated on the letter.

10.2 Petitions - None

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Tender 07-380 - One (1) 28 Foot Fire / Rescue Boat

- A report dated December 14, 2007, on the above noted, was before Council.

Councillor Streach noted concern regarding a letter received by members of Council earlier that day from a local boat building company stating concerns with the inadequacy of the recommended fire/rescue boat.

Responding to questions and concerns from members of Council, Fire and Emergency Services staff clarified the following:

- C Considerable research was undertaken on types of fire/rescue boats available;
- C On-site sea trials were done with the recommended boat after the tender was put out;
- C MicMac Fire & Safety Ltd. was the only bidder on the tender.

MOVED by Councillor Streach, seconded by Deputy Mayor Adams, that this matter be deferred back to staff for a supplementary report.

Staff continued to respond to questions and concerns from members of Council, noting the following:

- C The recommended boat is designed to operate within the conditions of Halifax harbour;
- C Fires along the shoreline, and not on ships at anchor, are HRM's responsibility, unless requested to assist the Coast Guard or the Department of National Defence;
- C Fire and Emergency Services staff do have the certification required to operate the boat;
- C Staff met with the local company that wrote the letter, along with other local manufacturers, to review the tender and the procurement process;
- C No local companies have experience building a fire boat, but have retrofitted boats to fire boats;
- C Staff also tested the rescue boat built by the company that wrote the letter, and while it was a very impressive rescue boat, it was not the fire/rescue boat that staff require;
- C The recommended boat is well proven in New York and Winnipeg, and was used after Hurricane Katrina to put out oil fires;
- C There is also a fire boat that is built in Cornwall, although it costs about \$750,000, which is out of the budget range of Fire and Emergency Services;
- C Fire boats used by the Navy in Halifax are retrofitted tug boats and cost between \$8-15 million new;
- C The recommended boat takes about 180 days to build, plus training time for staff;
- C The recommended boat also meets all Canadian marine regulations.

Chief Bill Mosher clarified, at the request of Council, that he does not believe this boat will be a financial or operational failure and will not endanger the users or incident victims, as stated in the letter.

MOTION TO DEFER DEFEATED.

MOVED by Councillor Younger, seconded by Councillor Karsten, that Regional Council award Tender No. 07-380, for one (1) Model 2008 Fire/Rescue Boat to MicMac Fire & Safety Ltd. for a Tender Price of \$256,086.00 (net HST included) with funding from Capital Account No. CVJ00703 as outlined in the Budget Implications section of the December 14, 2007 report. MOTION PUT AND PASSED.

11.1.2 Case 01095 - Halifax Municipal Planning Strategy and Land Use By-Law Amendments re: Pet Care Facilities in Residential Zones

- A report dated December 12, 2007, on the above noted, was before Council.
- Information on in-home pet care facilities from Janet Chernin, owner, Canine Casbah, was distributed to Council.

MOVED by Councillor Fougere, seconded by Councillor Sloane, that Regional Council initiate a process to amend the Halifax Municipal Planning Strategy and Peninsula Land Use By-law to consider pet care facilities in residential zones through development agreement process.

Councillor Fougere indicated that the Canine Casbah has operated in her district for 12 years without complaint. She noted that the public information meeting on this subject was overwhelmingly positive, and she has 169 emails in support of the Canine Casbah. Councillor Fougere indicated that this issue has also arisen in other districts within HRM and is an issue that needs to be considered by Council.

Mr. Austin French, Manager, Planning Services, indicated that staff have recommended against this for the reasons set out in the staff report, in particular, that there is ample opportunity for such facilities in other zones. He noted that this issue has been raised at other Community Councils, and suggested that if Council wishes, the issue be looked at through all of HRM, and not just Peninsular Halifax.

Discussion ensued regarding this matter, with staff responding to questions of clarification from Council.

MOTION PUT AND PASSED.

11.1.3 Case 01074 - Amendments to all Land Use By-Laws Regarding the Definition of Day Care Facilities

- C A report dated December 18, 2007 on the above noted was before Council.
- C A copy of the staff presentation was before Council.

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

- 1. Request staff to initiate a process to amend all HRM Land Use By-laws to establish a consistent definition that permits the provision of day care service for children 12 years of age and under; and**
- 2. Direct staff to hold a Public Information Meeting regarding this issue in each of the three administrative regions of HRM.**

MOTION PUT AND PASSED.

MOVED by Councillor Walker, seconded by Councillor Hum, that Regional Council request that staff, during the Public Information meetings for this matter, also consult and advise on appropriate requirements for home-based day care facility operators, as well as the scale and possible use of development agreements for these uses. MOTION PUT AND PASSED.

11.1.4 Economic Strategy Target Measures

- A report dated January 2, 2007, on the above noted, was before Council.
- C A supplementary information report dated January 7, 2007 on the above noted was before Council.

Mr. Jim Donovan, Manager of Economic Development, and Mr. Stephen Dempsey, President , Greater Halifax Partnership, reviewed the reports with Council, noting that they are seeking endorsement from Regional Council regarding amendments to the Halifax Regional Economic Strategy Outcome Measures, as per the “recommended actions” outlined in the tables on measured targets for the Economic Strategy, as set out in the January 2, 2007 staff report. They advised that the Halifax Chamber of Commerce will be preparing a score card on the Economic Strategy, and all recommended amendments were arrived at in consultation with the Chamber of Commerce.

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

- 1. Endorse amendments to the Halifax Regional Economic Strategy Outcome Measures as per the “recommended actions” outlined in the tables on measured targets for the Economic Strategy attached to the January 2, 2008 report;**
- 2. Request a follow up action report on planned improvements in the areas being changed.**

Mr. Dempsey clarified that, at this point, staff are making recommendation on changes to be made to the benchmarks that will measure the success of the Economic Strategy, not to make changes to the Strategy or report on progress. He further clarified that the Chamber will report on the progress of the Strategy for the 2007 year in February.

Members of Council noted the following suggestions:

- C A need for an action plan on the amendments, including an action plan on how to increase immigration and population growth in HRM,
- C A concern with a lack of funding for Economic Strategy implementation;

- C A number of targets indicated require Federal and Provincial partnerships and commitment;
- C The Immigration Strategy should be reviewed;
- C Public investment needs to be increased;
- C HRM needs to develop creative strategies to fund initiatives such as Pier 21, NSCAD and the Farmer's Market;
- C That the Immigration Strategy be reviewed with each census cycle;
- C That all post-secondary institutions, not only Universities and NSCC, be included in the strategy to increase university admissions.

MOTION PUT AND PASSED.

Council recessed at 8:23 p.m.

Council reconvened at 8:41 p.m.

11.1.5 First Reading Proposed By-Law C-700, Respecting Municipal Cemeteries, and an Amendment to Administrative Order 20, Respecting Fees for Cemetery Services

- A report dated December 4, 2007, on the above noted, was before Council.

MOVED by Councillor McCluskey, seconded by Councillor Murphy, that Regional Council Give First Reading to By-Law C-700, Respecting Municipal Cemeteries, and an Amendment to Administrative Order 20, Respecting Fees for Cemetery Services, and set a date for a public hearing.

At the request of Councillor Streach, Ms. Geri Kaiser, Deputy CAO, Corporate Services & Strategy, advised that the Grants Committee will be responding to the Councillor's previous inquiry regarding the use of District Capital Funds for cemetery maintenance.

MOTION PUT AND PASSED.

11.1.6 First Reading Proposed By-Law T-137, An Amendment to By-Law T-108, Respecting the Regulation of Taxis and Limousines - Seating Capacity

- A report dated December 4, 2007, on the above noted, was before Council.
- C A copy of the staff presentation was distributed to Council.

MOVED by Councillor Deputy Mayor Adams, seconded by Councillor Walker, Give First Reading to By-Law T-108, Respecting the Regulations of Taxis and Limousines, and set a date for a public hearing. MOTION PUT AND PASSED.

11.1.7 First Reading Proposed By-Law A-301, An Amendment to By-Law A-300, Respecting Animals and Responsible Pet Ownership

- A supplementary report dated December 20, 2007 on the above noted was before Council.
- A staff report dated December 5, 2007 on the above noted was before Council.
- An extract of the draft Regional Council minutes of December 11, 2007 was before Council.

MOVED by Deputy Mayor Adams, seconded by Councillor Younger, that Regional Council Give First Reading to By-Law A-301 (attached as Appendix A to the December 20, 2007 supplementary report), and set a date for a public hearing to adopt the By-Law.

Deputy Mayor Adams asked that Council not support this motion.

MOVED by Deputy Mayor Adams, seconded by Councillor Younger, that the question now be put. MOTION PUT AND PASSED.

MOTION DEFEATED.

11.2 BIKEWAYS ADVISORY COMMITTEE

11.2.1 Annual Report (Presentation)

C A report dated December 5, 2007, on the above noted was before Council.

Councillor Fougere presented the Bikeways Advisory Committee Annual Report to Council, as outlined in the staff report.

Councillor Fougere responded to questions from members of Council, advising the following:

- C The Bike Plan requires a \$300,000 per year investment to implement, and in order to make the best use of public funds, staff capitalize on projects already taking place;
- C The Bike Map is reviewed with each capital project going before Council, to identify opportunities to construct bike lanes in conjunction with capital projects;
- C The Regional Plan requires pedestrian and cyclist transportation and it is Council's responsibility to ensure that these modes of transportation are included in development agreements;
- C The current ongoing review of the Parking Strategy will allow for opportunities for bike lanes on the Peninsula;
- C The Halifax Regional Police have a bicycle registry for residents to register their bicycle serial numbers in case of theft.

11.3 **HERITAGE ADVISORY COMMITTEE**

11.3.1 **Proposed Federal Tax Incentives - Preservation of Heritage Buildings**

C A report dated December 17, 2007 on the above noted was before Council.

MOVED by Councillor Harvey, seconded by Councillor Sloane, that Regional Council support the following recommendations made by the Heritage Trust of Nova Scotia and request that Regional Council, through the Mayor, write to the Prime Minister, the Minister of Finance, and the Standing Committee on Finance, recommending serious consideration to include the following tax incentives in the Federal budget:

1. **Canada should establish a tax credit for the commercial rehabilitation of heritage buildings;**
2. **Canada should establish an individual income tax credit for the repair of heritage buildings;**
3. **GST and HST on the cost of qualified repairs to heritage buildings should be rebated; and**
4. **Volunteers should be allowed a deduction for the expenses entailed in their volunteer work.**

Councillor Karsten noted that recommendation #4 does not fit with the first three, and requested that this recommendation be voted on separately.

Councillor Harvey responded to questions of clarification from Council.

MOVED by Councillor Harvey, seconded by Councillor Sloane, that Regional Council support the following recommendations made by the Heritage Trust of Nova Scotia and request that Regional Council, through the Mayor, write to the Prime Minister, the Minister of Finance, and the Standing Committee on Finance, recommending serious consideration to include the following tax incentives in the Federal budget:

1. **Canada should establish a tax credit for the commercial rehabilitation of heritage buildings;**
2. **Canada should establish an individual income tax credit for the repair of heritage buildings;**
3. **GST and HST on the cost of qualified repairs to heritage buildings should be rebated; and**

MOTION PUT AND PASSED.

MOVED by Councillor Harvey, seconded by Councillor Sloane, that

4. Volunteers should be allowed a deduction for the expenses entailed in their volunteer work.

MOTION PUT AND PASSED.

11.3.2 Case H00210 - Application to Consider 22404 Highway #7 (MacPhee House), Sheet Harbour, as Municipally Registered Heritage Property

C An extract of the Regional Council minutes of November 13, 2007 was before Council.

C A report dated November 6, 2007 on the above noted was before Council.

C A staff report dated September 19, 2007 on the above noted was before Council.

MOVED by Councillor Streach, seconded by Councillor Sloane, that Halifax Regional Council approve the registration of 22404 Highway #7 (MacPhee House), Sheet Harbour, (shown in Map 1 of the September 19, 2007 staff report) be registered under the HRM Heritage Property Program. MOTION PUT AND PASSED.

11.4 MEMBERS OF COUNCIL

11.4.1 Councillor Snow - Request for Report re: Reimbursement of Parking / Mileage Costs for HRM Board and Committee Volunteers

MOVED by Councillor McCluskey, seconded by Councillor Hendsbee, that Regional Council request a staff report on the feasibility of HRM reimbursing HRM Board and Committee Volunteers for parking and mileage costs.

Councillor Snow indicated that the rules surrounding reimbursement for HRM Board and Committee Volunteers for parking and mileage costs is not applied consistently.

MOTION PUT AND PASSED.

12. MOTIONS

12.1 Councillor Karsten

"To request a staff report that a change be made to HRM's policy regarding water quality notification. HRM currently has a Lakes Quality Sampling Program and Baseline Sampling Program in various lakes within the Municipality. The results of these tests are on line. However, currently HRM does not notify the public of Public Health concerns unless it is an HRM supervised swim area. I propose that Regional Council request a staff report regarding the possibility of staff notifying the public of poor water quality, particularly when high counts of faecal coliform are detected

within the lakes tested. This would apply whether it is an HRM supervised swim area or not.”

This item was addressed earlier in the meeting. See page 8.

13. ADDED ITEMS

13.1 Taxi Owner License Issues

C This item was addressed at an earlier Committee of the Whole session.

MOVED by Councillor Hendsbee, seconded by Councillor McInroy, that Regional Council:

- 1. Approve in principle that:**
 - (a) Limitations on the number of taxi owner licences that may be issued in the Halifax Regional Municipality be eliminated;**
 - (b) Taxi owner licences only be issued to taxi drivers licenced and in good standing in the Halifax Regional Municipality;**
 - (c) Taxi owner licenses be limited to one per licensed driver;**
 - (d) Taxi owner licences be cancelled if the licensed driver loses his or her taxi driver’s license;**
 - (e) Taxi owner and driver licenses continue to be non-transferable;**
 - (f) Zones within the Halifax Regional Municipality be eliminated;**
 - (g) Remove the Taxi and Limousine Committee;**
 - (h) Those that are on the waiting list be dealt with first;**
 - (i) Allow any advertising on cars;**
 - (j) Drivers to be given ability to ask for reasonable amount of money up front before proceeding.**
- 2. Instruct staff to bring forward amendments to By-law T-108 to formally enact into law the items approved in principle in recommendation number 1.**

MOVED by Councillor Hendsbee, seconded by Councillor McInroy, that the question now be put. MOTION PUT AND PASSED.

Deputy Mayor Adams requested that each item be voted on separately.

MOVED by Councillor Hendsbee, seconded by Councillor McInroy, that Regional Council:

- 1. Approve in principle that:**

- (a) Limitations on the number of taxi owner licences that may be issued in the Halifax Regional Municipality be eliminated;**

MOTION PUT AND PASSED.

- (b) Taxi owner licences only be issued to taxi drivers licenced and in good standing in the Halifax Regional Municipality;**

MOTION PUT AND PASSED.

- (c) Taxi owner licenses be limited to one per licensed driver;**

MOTION PUT AND PASSED.

- (d) Taxi owner licences be cancelled if the licensed driver loses his or her driver's license;**

MOTION PUT AND PASSED.

- (e) Taxi owner and driver licenses continue to be non-transferable;**

MOTION PUT AND PASSED.

- (f) Zones within the Halifax Regional Municipality be eliminated;**

MOTION PUT AND PASSED.

- (g) Remove the Taxi and Limousine Committee;**

MOTION PUT AND PASSED.

- (h) Those that are on the waiting list be dealt with first;**

MOTION PUT AND PASSED.

- (i) Allow any advertising on or inside cars;**

MOTION PUT AND PASSED.

- (j) Drivers to be given ability to ask for reasonable amount of money up front before proceeding.

MOTION PUT AND PASSED.

2. Instruct staff to bring forward amendments to By-law T-108 to formally enact into law the items approved in principle in recommendation number 1.

MOTION PUT AND PASSED.

13.2 Contractual Matter - Urban Renewal Lands Agreement - Canadian Mortgage and Housing Corporation (CMHC) Settlement

C This item was addressed at an earlier In Camera session.

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

1. Approve a one-time payment in the amount of \$108,417.61 from the Sale of Land Account Q101 and \$10,435.50 from Account 2061 for a combined total of \$118,853.11 to CMHC to recognize specific outstanding payments due under the Urban Renewal Lands Agreement;
2. Approve in principle the proposed future property sales as detailed in Items 6 to 10, of Parts B and C, of the Discussion section of the November 28, 2007 Private and Confidential staff report;
3. The November 28, 2007 Private and Confidential staff report be released to the public.

MOTION PUT AND PASSED.

13.3 Legal Matter - Demand Side Management

C This item was addressed at an earlier In Camera session.

MOVED by Councillor Barkhouse, seconded by Councillor Sloane, that Regional Council endorse HRM being a signatory on a joint letter with respect to a position on Demand Side Management governance developed with other interveners in the

coming Utility and Review Board hearing on Demand Side Management. MOTION PUT AND PASSED.

13.4 Legal Matter - Settlement of Claim

C This item was addressed at an earlier In Camera session.

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

- 1. Settle this claim in accordance with the recommendations in the Private and Confidential staff report dated January 4, 2008; and,**
- 2. The Private and Confidential staff report dated January 4, 2008 not be released to the public.**

MOTION PUT AND PASSED.

13.5 Legal Matter - Appeal of Decision of Harbour East Community Council

C This item was addressed at an earlier In Camera session.

MOVED by Councillor Karsten, seconded by Councillor Smith, that Regional Council:

- 1. Give instructions to Legal Services to file a cross appeal in the Nova Scotia Court of Appeal requesting that the Court reverse the decision of the Utility and Review Board and restore the decision of Harbour East Community Council;**
- 2. The Private and Confidential staff report dated December 31, 2007 not be released to the public; and**
- 3. The decision of Halifax Regional Council authorizing the release of the previous staff report dated December 11, 2007 be reversed and that the December 11, 2007 report not be released to the public.**

MOTION PUT AND PASSED.

14. NOTICES OF MOTION - None

15. ADJOURNMENT

The meeting was adjourned at 9:37 p.m.

Julia Horncastle
Acting Municipal Clerk

The following information items were circulated to Council:

1. Memorandum from Director, Infrastructure and Asset Management dated December 28, 2007 re: Petition for Street Upgrades, Brookside Road and Kelly Road, Brookside
2. Memorandum from Director, Infrastructure and Asset Management dated December 28, 2007 re: Petition for New Sidewalks, Bayers Lake Business Park - West Region
3. Memorandum from Acting Director, Community Development dated December 7, 2007 re: Case 00894 - Closure of Walkway from Centre Street to Union Street, Bedford
4. Memorandum from Acting Director, Community Development dated December 12, 2007 re: Petition - Development and the Herring Cove Settlement and Servicing Strategy
5. Memorandum from Acting Director, Community Development dated December 24, 2007 re: Petition - Akerley Rink Replacement
6. Memorandum from Director, Legal Services and Risk Management dated December 28, 2007 re: Status of By-Law Prosecutions - October 1 - 31, 2007
7. Memorandum from Deputy Chief Administrative Officer dated January 4, 2008 re: Special Election Halifax Regional Municipality District 8 - Woodside - Eastern Passage
8. Memorandum from the Acting Municipal Clerk dated January 4, 2008 re: Requests for Presentation to Council - Build it Right Citizen Action Group