

HALIFAX REGIONAL COUNCIL
MINUTES
November 25, 2008

PRESENT:

Mayor Peter Kelly
Deputy Mayor David Hendsbee
Councillors: Steve Streach
Barry Dalrymple
David Hendsbee
Lorelei Nicoll
Gloria McCluskey
Andrew Younger
Bill Karsten
Jackie Barkhouse
Jim Smith
Mary Wile
Jerry Blumenthal
Dawn Sloane
Sue Uteck
Jennifer Watts
Russell Walker
Debbie Hum
Linda Mosher
Steve Adams
Brad Johns
Robert Harvey
Tim Outhit
Peter Lund
Reg Rankin

STAFF:

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

12. ADDED ITEMS 8

13. NOTICES OF MOTION 8

14. ADJOURNMENT 8

1. **INVOCATION**

The Mayor called the meeting to order at 1:04 p.m. with the Invocation being led by Councillor Dalrymple.

SWEARING IN - COUNCILLOR DISTRICT 23 - HAMMONDS PLAINS - ST. MARGARETS

Mayor Kelly administered the Oath of Office to Councillor Elect Peter Lund. Councillor Lund took his seat in Council as Councillor for District 23 - Hammonds Plains - St. Margarets.

CHARTER UPDATE

Ms. Mary Ellen Donovan, Municipal Solicitor, provided an update; advising that the charter had been approved and that it would come into effect upon proclamation.

SELECTION OF DEPUTY MAYOR

Mayor Kelly called for nominations for Deputy Mayor.

MOVED by Councillor Uteck, seconded by Councillor Harvey, that Councillor Brad Johns be nominated for the position of Deputy Mayor.

Councillors Uteck and Harvey provided comments in support of the nomination.

MOVED by Councillor Hum, seconded by Councillor Karsten, that Councillor David Hendsbee be nominated for the position of Deputy Mayor.

Councillors Hum and Karsten provided comments in support of the nomination.

Mayor Kelly called three times for any further nominations.

Both nominees briefly addressed Council with respect to their nominations.

Following the vote, **Councillor Hendsbee was declared Deputy Mayor for 2008-2009.**

Mayor Kelly thanked Councillor Adams for his help as Deputy Mayor for 2007-2008.

2. **SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillor Sloane thanked the Mayor, HRM staff and everyone who had attended the annual Grand Parade Christmas Tree Lighting on November 22, 2008.

Councillor Dalrymple indicated that the Fall River Lions Club Christmas Parade would be held on Sunday, November 30, 2008 and advised that non perishable food items would be collected during the event.

Councillor Hum indicated that there would be a Condo Owners of Nova Scotia meeting on Wednesday, November 26, 2008, at 7 p.m.

Councillor McCluskey indicated that the Dartmouth Christmas Tree Lighting Ceremony would be taking place on November 29, 2008 at 4:30 p.m. at Sullivan's Pond. She also thanked the many sponsors of the event.

Councillor Watts indicated that Shopping Under the Stars would be taking place in the Quinpool Business District on Friday evening, November 28, 2008.

Councillor Outhit advised that the Bedford Christmas Tree Lighting had been rescheduled for Monday evening, December 1, 2008 at DeWolfe Park.

Councillor Smith advised Council that the second annual staff and Councillor meeting with the Greater Burnside Business Association was being held at the Ramada at 8:00 a.m. on November 26, 2008.

3. **APPROVAL OF MINUTES - NONE**
4. **APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS - NONE**
5. **BUSINESS ARISING OUT OF THE MINUTES - NONE**
6. **MOTIONS OF RECONSIDERATION - NONE**
7. **MOTIONS OF RESCISSION - NONE**
8. **CONSIDERATION OF DEFERRED BUSINESS - NONE**
- 9 **CORRESPONDENCE, PETITIONS & DELEGATIONS**
- 9.1 **Correspondence - None**

9.2 Petitions - None

10. REPORTS

10.1 CHIEF ADMINISTRATIVE OFFICER

10.1.1 Tender No. 08-184 Lighting and Electrical - Stratford Gardens

C A report dated November 5, 2008 was before Council.

MOVED BY Councillor Wile, seconded by Councillor Walker, that Regional Council award Tender No. 08-184 - Lighting & Electrical - Stratford Gardens to Ainsworth Atlantic for a Total Tender Price of \$129,961.35 (net HST included) with funding from Capital Account Nos. CCV00660 - District 10 Capital Funds, CP300750 - Building Communities Capital Funds, and CP30087 - District 10 Building Community Funds, as outlined in the Budget Implications of the report dated November 5, 2008. MOTION PUT AND PASSED.

10.1.2 Award - Tender No. 08-185, Dale Bennet Memorial Ballfield Lighting

C A report dated November 3, 2008 was before Council.

MOVED BY Councillor Streach, seconded by Councillor Hendsbee, that Regional Council award Tender No. 08-185 - Dale Bennett Memorial Ballfield Lighting to Ainsworth Inc. for a Total Tender Price of \$133,343.05 (net HST included) with funding from Capital Project CPX01008 Ball Field Upgrades, as outlined in the Budget Implications section of the report dated November 3, 2008. MOTION PUT AND PASSED.

10.1.3 (Unwanted) Home Delivery of Flyers and Free Newspapers

C A report dated November 13, 2008 was before Council.

MOVED BY Councillor McCluskey, seconded by Councillor Karsten, that Regional Council request that the Mayor request that the Department of the Environment devote the resources required to enforce the litter provisions of the *Environmental Act of Nova Scotia* and that the Minister continue to issue Environmental Warning

Reports to offenders, and further that HRM staff continue to support the Minister of the Environment in affecting successful prosecution.

Several Councillors expressed concern that this motion was not taking enough action to fix the issue. Ms. Mary Ellen Donovan, Municipal Solicitor, advised that this fell under the Province's jurisdiction and that By-Law enforcement was investigating those issues that fell under municipal jurisdiction when complaints were made.

MOTION PUT AND PASSED.

10.1.4 Dartmouth Harbourfront Trail Canal Bridge Approaches - Request for Funding

C A report dated November 12, 2008 was before Council.

MOVED BY Councillor McCluskey, seconded by Councillor Karsten, that Regional Council authorize a payment of \$80,000 to the Waterfront Development Corporation as per the budget Implications section of the report dated November 12, 2008; for the completion of the approach to the Dartmouth Harbourfront Trail Canal Bridge. MOTION PUT AND PASSED.

10.1.5 Proposed Amendments to Administrative Order One - Public Hearing Process

C A report dated November 4, 2008 was before Council.

MOVED BY Councillor Mosher, seconded by Councillor Walker, that Regional Council approve amendments to Administrative Order One as set out in Appendix "A" of the November 4, 2008 staff report. MOTION PUT AND PASSED.

11. MOTIONS

11.1 Councillor Younger

MOVED BY Councillor Younger, seconded by Councillor Uteck, that Regional Council amend Administrative Order 1 as follows: Section 15(1) be replaced to require that all votes at a Regional Council, Committee of the Whole, or In Camera meeting shall be recorded votes with the exception of, approval of minutes and order of business, requests by correspondence, and adjournment, unless otherwise requested by a Member of Council. Further, that Section 15, parts 2, 3, and 4 be repealed.

A recorded vote was taken on the motion.

MOTION DEFEATED.

Those voting in favour were Deputy Mayor Hendsbee and Councillors Dalrymple, Nicoll, McCluskey, Younger, Karsten, Wile, Sloane, Uteck, Watts, Hum and Johns.

Those voting against were Mayor Kelly and Councillors Streach, Barkhouse, Smith, Blumenthal, Walker, Mosher, Adams, Harvey, Outhit, Rankin and Lund.

12. ADDED ITEMS - NONE

13. NOTICES OF MOTION

13.1 Councillor Karsten

Councillor Karsten gave notice that at the next meeting of Regional Council to be held on Tuesday, December 2, 2008 to introduce a motion to amend Administrative Order 1 section 1.5 (1): When a vote is taken orally, or by show of hands the presiding officer shall indicate the results by announcing the number for or against.

13.2 Councillor Sloane

Councillor Sloane gave notice that at the next meeting of Regional Council to be held on Tuesday, December 2, 2008 to introduce a motion to investigate other options for the election of Deputy Mayor.

14. ADJOURNMENT

The meeting was adjourned at 2:09 p.m.

Julia Horncastle
Acting Municipal Clerk

The following were distributed as Information Items:

1. Proclamation - World AIDS Day & Aboriginal AIDS Awareness Week - December 1 - 5, 2008
2. Memorandum from Director, Business Planning & Information Management dated October 28, 2008 re: Harbour Solutions Project - 2nd Quarter Report - July to September, 2008
3. Memorandum from Deputy Chief Administrative Officer, Corporate Services & Strategy dated November 21, 2008 re: Second Quarter 2008 / 2009 Financial Report
4. Memorandum from Director, Legal Services & Risk Management dated November 21, 2008 re: Heritage Gas Rate Application
5. Memorandum from the Acting Municipal Clerk dated November 21, 2008 re: Requests for Presentation to Council - None
6. Memorandum from Deputy Chief Administrative Officer, Corporate Services & Strategy dated November 20, 2008 re: Budget Impact - World Economic Conditions

