

HALIFAX REGIONAL COUNCIL  
MINUTES  
November 17, 2009

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

STAFF: Mr. Dan English, Chief Administrative Officer  
Ms. Mary Ellen Donovan, Municipal Solicitor  
Ms. Sherryll Murphy, Acting Municipal Clerk  
Ms. Barbara Coleman, Legislative Assistant

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## 1. INVOCATION

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

## 2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillor Sloane advised that on November 18, 2009, the Olympic Torch festivities were happening at the Parade Square at City Hall from 6:00 until 8:00 p.m. Both Sidney Crosby and Sarah Conrad, torch carriers, will be there. There will also be live entertainment while waiting for the torch to arrive.

Councillor Sloane indicated that the Parade of Lights will be held on November 21, 2009. Murphy's on the Wharf will be offering free hot chocolate and the Waterfront Development Corporation will be providing free parking to the public until after the parade. The Dartmouth Boys Choir will be performing.

Councillor Sloane advised Council that she represented the Mayor and Council last weekend at a training event with the Red Cross Life Guard Project Team. The life guards came from across the country to train using a new manual. She indicated that she accepted two plaques, one, on behalf of the Halifax Regional Municipality for helping out with this training event. The second plaque was accepted on behalf of Captain William Spry Community Centre for helping out as well. She gave the plaques to Mayor Peter Kelly and Councillor Steve Adams.

Deputy Mayor Johns announced that the Olympic Relay Run will be travelling throughout many communities in HRM. To see the complete schedule of the times that the torch would be in a particular area, one could visit HRM's website at [www.halifax.ca](http://www.halifax.ca).

Councillor Blumenthal indicated to the residents of the north end, that the fire station, on Duffus Street, has the Olympic flag flying. Further he reminded residents of the Needham Centre area, there is a meeting on Monday, November 23, 2009 at Needham's Centre from 7 to 8:30 p.m. to discuss the possibility of the closure of the Needham Centre.

Councillor Blumenthal reminded residents of the St. Andrew's Centre, there is a meeting on Wednesday, November 25, 2009 at St. Andrew's Centre from 7 to 8:30 p.m. to discuss the possibility of the closure of the St. Andrew's Centre.

Councillor Uteck entered the meeting at 6:10 p.m.

Councillor Hum announced that the vehicle entourage for the Olympic Relay Run will be coming through District 16 at the corner of the Bedford Highway and Kearney Lake Road on Friday at approximately 8:05 to 8:20 a.m. barring traffic delays.

Councillor Hum advised that she was a presenter at the *Duke of Edinburgh Awards* at the Bella Rose Theatre this evening and would be leaving Council shortly. She also offered her congratulations to the students that were receiving medals.

Councillor Hum left the meeting at 6:15 p.m.

Councillor McCluskey indicated that she represented the Mayor and Council at the launch of *Operation Red Nose*. *Operation Red Nose*, with its Provincial sponsor, Insurance Bureau of Canada, offers a safe drive home in one's own car to drinking drivers during the holidays in order to keep Nova Scotia's roads safer. She offered her thanks to the organizers, the Insurance Bureau of Canada and the volunteers that collectively make this possible.

Councillor McCluskey invited residents to come out for the Olympic Relay Run tomorrow. It will be passing the Lakefront Apartments near the schools, Five Corners in Dartmouth, and the Dartmouth Waterfront on its way to the Bridge around 2:00 p.m.

Councillor Mosher announced that the International Tai Kwon Do Championship Blackbelt Canada 2009 World Federation Olympic style tournament will be held Saturday, December 5, 2009 at the Halifax West High School, 283 Thomas Raddell Drive. Registration, for both sparring and forms, must be completed by November 30, 2009.

Councillor Mosher indicated that the Olympic Relay Run will be heading down the St. Margarets Bay Road and through the Armdale Rotary Rounddale on November 18, 2009 at approximately 4:13 p.m.

Councillor Dalrymple advised that on Thursday, November 26, 2009 an open town hall meeting will be held at the Harold T. Barrett Junior High School, 862 Beaver Bank Road, Beaver Bank at 7:00 p.m. to update the community on the fire at the Beaver Bank community centre and to answer any questions that residents may have. He also wanted to thank the over 40 volunteers that showed up at the Dartmouth Crossing and took part in a road toll to raise over \$4000.00 for the Beaver Bank Community Centre Rebuild project.

Councillor Dalrymple advised that two Christmas parades will be held in his area with the first one being hosted by the Fall River Lions Club, to be held on Sunday, November 29, beginning at the LWF Community Hall at 1:00 p.m. He suggested that residents are encouraged to bring food donations for the Christmas Express Food Drive. The second one will be hosted by the Beaver Bank Lions Club, a Parade of Lights, to be held on Sunday, December 6, 2009 at 6:00 p.m. starting from Barrett Lumber Company on the Beaver Bank Rd. The Mayor will be in attendance.

Councillor Nicholl announced that Saturday, November 21, 2009, HRM is holding their Volunteer Conference at the Dartmouth Holiday Inn, Harbourview. It is an all day event

with many workshops for anyone who wishes to participate in their community.

Councillor Nicholl advised that the Olympic Relay Run will be passing the Black Cultural Centre on November 18, 2009 at 12:30 p.m. She offered her congratulations to Shawn McCormick and all the other torch bearers.

Councillor Hendsbee announced that the Olympic Relay Run will be leaving the Black Cultural Centre and travelling the Ross Road area passing the Ross Road Elementary School and back into Cole Harbour on November 18, 2009 at approximately 1:30 p.m.

Councillor Hendsbee indicated that on Saturday, November 21, 2009 there will be a Society Quilt Show at the Lawrencetown Community Centre from 10:00 till 2:00 p.m. He further indicated that on Saturday, November 21, 2009 there will be a Girl Guides of Lawrencetown Christmas Craft Bingo at Lawrencetown Community Centre at 1:00 p.m. on Sunday, November 22, 2009.

The Councillor also noted that on Saturday, November 21, 2009, there is going to be the annual Fire Auxiliary's Christmas Turkey supper from 3:00 till 6:00 p.m. He indicated that on Tuesday, November 24, 2009 the Community Health Board will be holding a meeting to discuss HRM's health, as the result of the completed health surveys, at the Lawrencetown Community Centre at 7:00 to 9:00 p.m.

Councillor Rankin advised the residents of his district that the Torch Relay Run will be going through Beachville at Lakeside Park Drive and at the Coca Cola Plant, one of the sponsors of the Atlantic Torch Relay at 3:30 p.m on November 18, 2009. Websites to check for the Torch Relay Run in its entirety can be found at [www.halifax.ca](http://www.halifax.ca) or [www.vancouver.ca](http://www.vancouver.ca).

Councillor Watts indicated that the Torch Relay Run will be running through District 14 on November 18, 2009 between 3:00 and 3:30 p.m. at Oxford Street School along North Street. She indicated that there will be an ecumenical church service for residents who are concerned about poverty at the St. Andrew Presbyterian Church in Dartmouth, on Sunday, November 27, 2009 at 7:00 p.m.

Councillor Watts noted on Monday, November 28, 2009 there will be a meeting for interested residents to discuss the off - leash dog strategy for Larry O'Connell Park at St. Agnes Church, Mumford and Chebucto at 6:30 p.m.

Councillor Watts indicated to the residents of the peninsula that there would be a series of three meetings held to discuss the closures of community centres in their respective areas on Monday, November 23, 2009 at Needham's Centre from 7 to 8:30, on Wednesday, November 25, 2009 at St. Andrew's Centre from 7 to 8:30 p.m. and finally on Thursday, November 26, 2009 at the Halifax Forum from 7 to 8:30 p.m.

Councillor Outhit indicated that on Sunday, November 22, 2009, at 5:45 p.m, starting at the Bedford Place Mall and ending at the Dewolfe Park, there will be a *Light up Bedford* parade. Following that, there will be a tree lighting ceremony and a carol sing at Dewolfe Park. He advised Council that a brief ceremony will held in the memory of the late Councillor Gary Martin to dedicate a permanent Christmas tree to be used in future years for Bedford's Tree Lighting Ceremonies.

Councillor Adams announced that on November 29, 2009, the annual Santa Claus parade will be held for Districts 17 and 18. Members of Council and members of the public are urged to check Councillor Adam's website for information on submitting an entry for the parade, the time and date of the parade and the routing of the parade.

Councillor Uteck reminded Council and the sporting residents of HRM that the hunt for the Vanier Cup begins again this Saturday, November 21, 2009 at 1:30 p.m. (St. Mary's University versus the Calgary Dinosaurs).

Councillor Barkhouse advised residents that a Lynn Drive Neighbourhood Watch meeting will be held at the South End Baptist Church, 60 Hastings Drive, Thursday, November 26, 2009 beginning at 7:00 p.m

Councillor Barkhouse furthered announced the Holiday Lighting at Quigley's Corner in Eastern Passage at 3 p.m. on Sunday, November 29, 2009.

Councillor Harvey announced that the Olympic Torch Relay will be coming to Sackville on Friday, November 20, 2009 at 8:20 a.m. The route that the torch will be travelling is up Sackville Drive from Cobequid Road, and then up to Beaver Bank Connector and over to the HWY 101 Rd. One of the runners will be Ms. Joyce Falkirk of Sackville.

Councillor Lund advised residents, who live along the Hammonds Plains Road, a community fair and fundraiser for the Hammonds Plains School Board will be held on Thursday, November 19 form 7:00 til 9:00 p.m. at the Hammonds Plains Consolidated School. This fair will provide a good opportunity for residents to come out and meet small business owners in their area.

### **3. APPROVAL OF MINUTES - October 27, 2009**

**MOVED By Councillor Sloane, seconded by Councillor Lund, that the minutes of October 27, 2009, as presented, be approved. MOTION PUT AND PASSED**

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

Additions: 12.1 Request for Proposal 09-070 - Leased Office Accommodations  
12.2 HRM Revised Debt Servicing Plan

The following items were deferred to the next meeting of the Regional Council scheduled for November 24, 2009:

- 10.1.1 Tender 09-289 - Dartmouth Harbourfront Trail - Parker Street Retaining Wall - East Region
- 10.1.3 First Reading Proposed By-Law T-140, An Amendment to By-Law T-108, Respecting Regulation of Taxis & Limousines - Hybrid and Smaller Fuel Efficient Vehicles and Additional Amendments
- 10.4.1 Special Events Grant Funding Requests - Second Intake Date Ending June 26, 2009

Councillor Hendsbee requested that Item 3 - Contractual Matter - By-Law Services Review -Information Report be brought back to a future Council session.

**MOVED By Councillor Sloane, seconded by Councillor Blumenthal, that the agenda, as amended, be approved. MOTION PUT AND PASSED**

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

**6. MOTIONS OF RECONSIDERATION - NONE**

**7. MOTIONS OF RESCISSION - NONE**

**8. CONSIDERATION OF DEFERRED BUSINESS - November 10, 2009**

**8.1 Motion - Councillor Walker - Membership Selection Committee**

**MOVED By Councillor Walker, seconded by Councillor McCluskey that Halifax Regional Council disband the Committee and have the Mayor and Deputy Mayor bring forward the members to Council.**

A discussion ensued during which it was asked if the motion could be amended to reflect that this would only be an interim process until Council could complete their work on Committee Reform. Both the mover of the motion and the seconder of the motion agreed to this change.

The motion now reads:

**Moved by Councillor Walker, seconded by Councillor McCluskey that Halifax Regional Council:**

- **disband the Membership Selection Committee and have the Mayor and Deputy Mayor bring forward the members to Council; and further that.**
- **this be an interim process until Council can complete its work on Committee Reform.**

## **MOTION DEFEATED**

### **9. CORRESPONDENCE, PETITIONS & DELEGATIONS**

#### **9.1 Correspondence - None**

#### **9.2 Petitions**

##### **9.2.1 Petition to Reinstate the Proposed Downtown Shuttle**

Councillor Sloane previously submitted a petition to reinstate the proposed downtown shuttle on October 27, 2009 to which 19 more names were added at this session of Regional Council.

### **10. REPORTS**

#### **10.1 CHIEF ADMINISTRATIVE OFFICER**

##### **10.1.1 Tender 09-289 - Dartmouth Harbourfront Trail - Parker Street Retaining Wall - East Region**

This matter was deferred to the next meeting of Halifax Regional Council scheduled for November 23, 2009 during the setting of the agenda.

##### **10.1.2 Appointment of Heritage Officers**

- A staff report dated October 28, 2009 was submitted.

**MOVED By Councillor Watts, seconded by Councillor Lund, that Halifax Regional Council appoint the staff included in Attachment "A" of the report dated October 29, 2009 as a Heritage Officer and their alternates, pursuant to Sections 19G(1) and 19G(2) of the *Nova Scotia Heritage Property Act*.**

In response to Councillor Uteck's questions, Mr. Kurt Pyle advised the following:

- Staff did not consider having the heritage office held at arm's length
- Two heritage planners were chosen as a first heritage officer and an alternate, Mr. Pyle would also be assisting
- Both heritage officers would be required to take on all the existing projects on Barrington Street.
- There are no upcoming budget requests to have a third heritage officer at this time.

- Staff will be monitoring the workload.

### **MOTION PUT AND PASSED**

#### **10.1.3 First Reading Proposed By-Law T-140, An Amendment to By-Law T-108, Respecting Regulation of Taxis & Limousines - Hybrid and Smaller Fuel Efficient Vehicles and Additional Amendments Motion - Councillor Karsten - Move First Reading**

This matter was deferred to the next meeting of Halifax Regional Council scheduled for November 23, 2009 during the setting of the agenda.

### **10.2 GRANT COMMITTEE**

#### **10.2.1 Community Leases - Centre of Diverse Visible Cultures, Bloomfield Centre, 2786 Agricola Street, Halifax - Less Than Market Value Lease**

- A report dated November 3, 2009 from the HRM Grants Committee was submitted.

**MOVED By Councillor Blumenthal, seconded by Councillor Wile, that Halifax Regional Council approve a change to the lease agreement and to continue to lease space to the Centre for Diverse Visible Cultures at the Bloomfield Centre with a significant space reduction as detailed in the discussion section of the September 28, 2009 report.**

### **MOTION PUT AND PASSED**

#### **10.2.2 Less Than Market Value Sale, 1247 Bedford Highway, Bedford - Alrasoul Islamic Society**

- A report dated November 4, 2009 from the HRM Grants Committee was submitted.

**MOVED By Councillor Outhit, seconded by Councillor Walker, that Halifax Regional Council:**

- **Approve in Principle to enter into an Agreement of Purchase and Sale whereby the property located at 1247 Bedford Highway, Bedford, be conveyed to the Alrasoul Islamic Society Centre at less than market value for the sum of \$375,000, plus all associated costs as per the terms and conditions set out in the staff report dated September 1, 2009 and;**
- 2. Set a date for a public hearing.**

Councillor Adams requested clarification as to why, in February 2008, Council rejected an offer of \$575,000 because there was an interest that the community maintain public access and now Council is being asked to accept \$375,000. Councillor Outhit responded that Councillor Adam's information is correct, however, HRM maintains more public access to the building for community events as part of the present agreement.

## **MOTION PUT AND PASSED**

### **10.3 SOLID WASTE RESOURCE ADVISORY COMMITTEE**

#### **10.3.1 Replacement of Roof - Waste Stabilization Facility, Otter Lake**

- A report dated November 2, 2009 from the Solid Waste Resource Advisory Committee was submitted.

**MOVED By Councillor Karsten, seconded by Councillor Uteck, that Halifax Regional Council approve Option #2, i.e., demolition and new construction of the Waste Water Facility roof with the ceasing of operations for five to six months, as contained in the staff report dated September 24, 2009.**

Discussion ensued including the following highlights:

- there is more potential for health and safety risks with Option 1 than with Option 2
- Principle #4 of the Integrated Solid Waste/Resources Management Strategy would be compromised with either Option, however, it would be better managed with Option # 2
- Financially, there is more risk of overrun of the budget with Option 1 than with Option 2. With Option 2, Council knows exactly what is being asked financially
- A work plan, subject to Council's approval, will be submitted by MIRROR NS to outline how this project will be managed
- there are relatively few workers involved
- there should be no impact on the schedule for future cells
- leachate will be collected and treated and landfill gases will be collected and flared off.

Mr. Bauld clarified that when staff first reviewed the proposals, Option 1 was recommended as the preferred option to respect the integrity of Principle # 4. Staff requested that the consultants look at it from that approach. Option 2 was suggested by MIRROR NS.

Councillor Rankin further advised Council the consultants had not advised in their report that organics would be going into the landfill under Option 1. Therefore staff's report was predicated on the notion that the integrity of Principle #4 would be maintained and this is why staff chose Option #1.

The Mayor restated the Motion as follows:

**MOVED By Councillor Karsten, seconded by Councillor Uteck, that Halifax Regional Council approve Option #2, i.e., demolition and new construction of the Waste Water Facility roof with the ceasing of operations for five to six months, as contained in the staff report dated September 24, 2009.**

A recorded vote was requested on the motion.

**MOTION PUT AND PASSED** (21 in favour, 2 against)

Those voting in favour were Councillors Streach, Hendsbee, Nicholl, McCluskey, Fisher, Karsten, Barkhouse, Smith, Wile, Blumenthal, Uteck, Watts, Walker, Mosher, Adams, Harvey, Outhit, Rankin, Lund, Deputy Mayor Johns, and Mayor Kelly.

Those voting against were Councillors Dalrymple and Sloane.

Councillor Hum was not in attendance.

#### **10.4 SPECIAL EVENTS ADVISORY COMMITTEE**

##### **10.4.1 Special Events Grant Funding Requests - Second Intake Date Ending June 26, 2009**

This matter was deferred to the next meeting of Halifax Regional Council scheduled for November 24, 2009 during the setting of the agenda.

#### **11. MOTIONS**

##### **11.1 Councillor Sloane**

MOVED By Councillor Sloane, seconded by Councillor McCluskey that staff reinvestigate the protocol for the selection of Deputy Mayor for 2010/11.”

Councillor Sloane indicated to Council that the elected term for Council is four (4) years. If the status quo remains, it would allow only four councillors the opportunity to be Deputy Mayor. Changing the length of time for election of Deputy Mayor to every four (4) months would allow each councillor the chance to be Deputy.

**MOTION PUT AND DEFEATED**

**12. ADDED ITEMS**

Councillor Adams declared a Conflict of Interest citing that he owns a company that does business with the proponent, Crombie REIT, and left the chamber at 7:14 p.m.

**12.1 Request for Proposal 09-070 - Leased Office Accommodations**

This item was dealt with at the Committee of the Whole session of November 10, 2009 and was now before Council for ratification.

**MOVED By Councillor Rankin, seconded by Councillor Sloane, that Halifax Regional Council award RFP 09-070 Leased Office Accommodation to the recommended proponent, Crombie REIT, and authorize staff to enter into detailed space design and lease contract based on the unit values outlined in the report with funding as per the Budget Implications section of the report dated October 7, 2009.**

**MOTION PUT AND PASSED**

Councillor Adams entered the Chamber at 7:18 p.m.

**12.2 HRM Revised Debt Servicing Plan**

This item was dealt with at the Committee of the Whole session of November 10, 2009 and was now before Council for ratification.

**MOVED By Councillor Smith, seconded by Councillor Wile, that Halifax Regional Council approve the revisions to the Debt Servicing Plan as part of the existing Multi-Year Financial Strategy, as outlined in the discussion section of the report dated March 19, 2009.**

**MOTION PUT AND PASSED**

**13. NOTICES OF MOTION**

**13.1 Councillor Hum**

Take notice that at the next regular Regional Council meeting, to be held on Tuesday, the 24<sup>th</sup> day of November, 2009, I intend to introduce a motion to request a staff report regarding the Citizens on Patrol program.

**13.2 Councillor Barkhouse**

Take notice that at the next regular Regional Council meeting, to be held on Tuesday, the

24<sup>th</sup> day of November, 2009, I intend to introduce a motion to request a staff report regarding the status of funding for the Woodside Ferry as it did not qualify for Federal funding under the Build Canada Fund.

**14. ADJOURNMENT**

The meeting was adjourned at 7:20 p.m.

Cathy Mellett  
Acting Municipal Clerk

**INFORMATION ITEMS**  
**November 17, 2009**

1. Proclamation - Official Launch of MADD's HRM Project Red Ribbon Campaign - November 19, 2009
2. Proclamation - National Housing Day - November 22, 2009
3. Memorandum from Chief of Police dated October 19, 2009 re: By-Law Services Review
4. Memorandum from Director, Infrastructure & Asset Management dated October 29, 2009 re: Status of Design & Construction Services 2009 / 2010 Capital Budget
5. Memorandum from Director, Infrastructure & Asset Management dated November 6, 2009 re: Gas Tax Funding Allocation
6. Memorandum from Director, Infrastructure & Asset Management dated November 17, 2009 re: Public Transit Funding Allocation
7. Memorandum from the Acting Clerk Manager dated November 13, 2009 re: Requests for Presentation to Council - None