

# HALIFAX REGIONAL MUNICIPALITY

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## HALIFAX REGIONAL COUNCIL MINUTES

**November 2, 2010**

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

REGRETS: Councillor: Steve Streach

STAFF: Mr. Wayne Anstey, Acting Chief Administrative Officer  
Ms. Mary Ellen Donovan, Municipal Solicitor  
Ms. Sherryll Murphy, Acting Municipal Clerk  
Ms. Krista Tidgwell, Legislative Assistant

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## 1. INVOCATION

The Mayor called the meeting to order at 3:00 p.m. with the Invocation being led by Councillor Sloane.

## SELECTION OF DEPUTY MAYOR

Mayor Kelly called for nominations for Deputy Mayor.

**MOVED by Councillor Blumenthal, seconded by Councillor Karsten, that Councillor Smith be nominated for the position of Deputy Mayor.**

Councillor Blumenthal provided comments in support for the nomination.

Mayor Kelly called three times for any further nominations; hearing none it was **MOVED by Councillor Hendsbee, seconded by Councillor Johns, that the nominations cease. MOTION PUT AND PASSED.**

**Councillor Smith was declared Deputy Mayor for 2010-2011.**

Councillor Johns expressed appreciation to Mayor Kelly, Council and District 19 residents for allowing him to serve as Deputy Mayor for 2009-2010. He further wished Deputy Mayor Smith a good year as Deputy Mayor.

Deputy Mayor Smith expressed appreciation to Council for appointing him as Deputy Mayor and to the residents of District 9 for allowing him to represent them in Council over the last ten years. He further expressed his commitment to the role over the next year.

## 2. SPECIAL COMMUNITY ANNOUNCEMENTS

Councillor Barkhouse invited residents to attend the Community Craft Fair at Tallahassee Recreation Centre on November 7<sup>th</sup>.

Councillor McCluskey congratulated the HRM fire fighters who attended the 2010 Combat Challenge Event in Ontario, Texas and Nova Scotia.

Councillor Wile noted that she represented Mayor Kelly at the Communities in Bloom held in Halifax on October 27<sup>th</sup> to 30<sup>th</sup>. She expressed her appreciation to HRM staff for their hard work and efforts. Councillor Wile presented Mayor Kelly with a gift from the Friendship Ambassadors of the Communities in Bloom and the Mayor of Guelph, Ontario.

Councillor Nicoll encouraged residents of District 4 and Harbour East to attend the HRM District Boundary Review Public Information Meeting on November 3<sup>rd</sup> at 7 p.m. in the

Westphal Room, Cole Harbour Place. She noted that the film screening Still Here: A Journey to Triumph will be presented November 5<sup>th</sup> at the Black Cultural Centre and on November 6<sup>th</sup> at the Oxford Theatre. Tickets are available at the door, \$12 for adults and \$8 for children 12 and under, with proceeds going to support the Build a Bridge Youth Society. Further, the Westphal Cole Harbour Fire Fighters Association is hosting its annual auction and dance on November 6<sup>th</sup> at 5:30 p.m. at the Cole Harbour Fire Hall.

Councillor Lund announced that the St. George's Anglican Church is hosting its annual ham and sauerkraut supper on November 6<sup>th</sup> from 4:30 p.m. to 6:30 p.m. He further encouraged residents to attend the special church service at the St. Peter's Anglican Church on November 7<sup>th</sup> at 10:30 a.m. Special guest speaker, Phillip Wrightman will tell his story of his experience as a teenager in a concentration camp. Councillor Lund noted that the St. Margaret's Bay Toy Library is holding a fundraising bingo at the Seabright Legion on November 7<sup>th</sup> at 2 p.m.

Councillor Hum announced that there will also be a District Boundary Review Public Information Meeting on November 3<sup>rd</sup> at 7 p.m. at the Halifax West High School. Information regarding the meeting can be found online at [www.halifax.ca](http://www.halifax.ca). She further invited residents and Councillors to attend the Maskwa Aquatic Club's open house on November 4<sup>th</sup> from 3:30 p.m. to 6:30 p.m.

Councillor Blumenthal advised that there will be a District Boundary Review Public Information Meeting at the St. Andrews Centre on November 4<sup>th</sup> at 7 p.m. He expressed his gratitude towards HRM and the Armed Forces for their Mess Dinner held last week. The Armed Forces celebrated their 100<sup>th</sup> year anniversary at the Museum of the Atlantic. He further congratulated the Italian community on their upcoming celebration of San Martino being held on November 6<sup>th</sup>. Councillor Blumenthal invited the Jewish community and others to help celebrate Kristallnacht, meaning the Night of Broken Glass on November 7<sup>th</sup>.

Councillor Dalrymple invited residents to attend the opening of the Regional Fire Fighters Interpretative Center and Museum at the old Station 45, Fall River. The Centre will be open to the public between 11 a.m. to 5 p.m. with no admission; however, donations will be accepted. There will be an auction fundraiser at the Angels Restaurant on Sackville Drive with proceeds going to support the rebuilding of the Beaver Bank Community Centre. Councillor Dalrymple announced that there will be a District Boundary Review Public Information Meeting on November 10<sup>th</sup> at 7 p.m. at the Gordon Snow Community Centre.

Councillor Hendsbee made the following announcements:

- the Eastern Shore Joint Emergency Management Team will be meeting on November 3<sup>rd</sup> at 7 p.m. at the Ground Search and Rescue building, Head of Chezzetcook

- the Porters Lake Community Services Association will be meeting on November 3<sup>rd</sup> at 8 p.m. at the Porters Lake Community Centre
- the 20<sup>th</sup> anniversary of Lawrencetown Fire Department Auxiliary Pie Day Fundraiser will be held on November 6<sup>th</sup>
- the Lawrencetown Society's quilt show and sale will be on November 6<sup>th</sup> from 9 a.m. to 3 p.m. at the Lawrencetown Community Center
- there will be a 10 a.m. North Preston Church remembrance service followed by a cenotaph dedication at 11:30 a.m. on November 7<sup>th</sup>; the Lieutenant Governor is anticipated to attend the service
- the Lake Echo Seniors are hosting a Lake Echo Community History Book Project on November 7<sup>th</sup> from 1 p.m. to 4 p.m.; residents are asked to contribute stories, photographs and additional information about the history of the community of Lake Echo

Mayor Kelly exited the meeting at 3:16 p.m. and Deputy Mayor Smith assumed the Chair.

Councillor Watts advised that Dr. Heywood Sanders will be making a presentation on the new convention centre on November 8<sup>th</sup> from 7 p.m. to 9 p.m. The event will be held at the School of Business, Saint Mary's University. Further, the Peninsula Community Council will be holding its regular meeting on November 8<sup>th</sup> from 7 p.m. at City Hall.

Councillor Rankin announced that the Timberlea Baptist Church is hosting a social on November 6<sup>th</sup> from 10 a.m. to 12 p.m. Admission is \$5 per person and \$20 per family with proceeds going towards the Mission's projects. The St. Andrew's Church will be hosting a turkey supper from 4:30 p.m. to 6 p.m. on November 6<sup>th</sup>. Tickets are \$5 per person and children under five are free; takeout is available.

Councillor Sloane made the following announcements:

- the last public consultation for the new library will be held on November 4<sup>th</sup> from 7 p.m. to 9 p.m. at Pier 21
- The Coast Best of Halifax Party will be held at the Art Gallery of Nova Scotia at 6:30 p.m. on November 6<sup>th</sup>
- the Turbine Showcase will be held at the St. Pat's Church on November 5<sup>th</sup>
- the Stepping Stones' fundraiser will be held on November 6<sup>th</sup> at 10 p.m. at the Paragon
- Music Nova Scotia is hosting Music Week in Yarmouth on November 7<sup>th</sup>; Tunes at Noon has been nominated for an award
- there will be a screening of *Sludge Diet* a documentary by Mario Desmarais at Park Lane on November 7<sup>th</sup>; hosts are Ellen Page and Lil MacPherson of the Wooden Monkey

Councillor Adams advised that Spryfield's Annual Santa Clause Parade will be on November 28<sup>th</sup> at 2 p.m. He noted that there will be a change in the route; the parade will run along the Herring Cove Road, down Drysdale Road to the Spryfield Lions Rink. Additional information can be found on HRM's website or by calling Bruce Holland at 452-7472.

Councillor Uteck advised that HRM recently lost a great representative and citizen, Dick Loiselle. Highlights of Mr. Loiselle's accomplishments are:

- one of the founders and instrumental in bringing the Pan American Games to Halifax in 1982
- a catalyst for major sporting events in HRM
- worked for many years as a Director of the Nova Scotia Abilities Foundation
- brought the first 24 hour relay to HRM
- recently appointed to the Board of Governors for HRM's Winter Games

Councillor Uteck requested a letter be sent to Mr. Loiselle's wife, Linda and family expressing Council's thoughts and sympathies.

Councillor Fisher invited residents and veterans to attend the veteran's tribute hosted by the Main Street and Area Business Improvement Association on November 6<sup>th</sup> at 11 a.m. Veterans will lead the way in a marching band parade followed by the military, police and scouts. Additional events include a World War II re-enactment and 1940's dance group.

Councillor Lund advised that there will be a District Boundary Review Public Information Meeting on November 10<sup>th</sup> at the St. Margaret's Centre at 7:30 p.m. He acknowledged that the St. Margaret's Lions Club received an award from the Lions Foundation of Canada for their road toll fundraising efforts in support of Seeing Eye dogs. To date the Club has raised enough money to support 10 Seeing Eye dogs, which is more than any other Club in Canada. He commented that the Chairperson for the road tolls is former Councillor Gary Mead.

Councillor Walker presented Councillor McCluskey with a recognition certificate from the 105 USNM conference held in Membertou respecting her 18 years of dedicated service.

### **3. APPROVAL OF MINUTES – October 12 & 19, 2010**

Councillor Watts requested that the following clarification points be added to the October 19<sup>th</sup> minutes:

- not HRM's intention to have backyard lounge areas
- zoning designations can be changed
- hours and floor area for each lounge can be determined through the Development Agreement process and existing hours/floor area will not be seen as a precedent

- Councillor Fisher noted that on page 3 of the October 12<sup>th</sup> minutes, he had congratulated Councillor McCluskey on her 25<sup>th</sup> year elected as an *Aldermen* and not Alderperson. As well, he congratulated Mayor Kelly on *his 25<sup>th</sup> year anniversary since first being elected.*

Councillor Hendsbee noted a correction on Page 4 of the October 12<sup>th</sup> minutes, St. David's Church should be *St. Augustine's Church.*

**MOVED by Councillor McCluskey, seconded by Councillor Nicoll, that the October 12 & 19, 2010 minutes be approved, as amended. MOTION PUT AND PASSED.**

Councillor Walker presented Councillor Sloane with a recognition certificate from the 105 USNM conference respecting her 10 years of dedicated service.

Mayor Kelly entered the meeting at 3:28 p.m. and assumed the Chair.

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

##### Additions:

##### In Camera

- 13.1 Property Matter – Tenant Lease, Dartmouth Ferry Terminal
- 13.2 Property Matter – Property Disposal – Cole Harbour Road, Cole Harbour
- 13.3 Contractual Matter – Electronic Equipment
- 13.4 Property Matter – Declassification of Property Matter Report

##### Deferred:

Item 11.3.3 – Councillor Blumenthal – Cancellation of #3 Manor Bus

In response to a request made by Councillor Rankin, Council agreed to proceed with Items 10.1.1 – Request for Fly Past, 10.2 – Petitions and Item 14 – Notices of Motion as the first Order of Business.

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

- 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. PUBLIC HEARINGS – 6:00 P.M.**



### **9.1 Case H00349 – De-registration of 5755 Sackville Street, Halifax as a Municipally Registered Heritage Property**

This matter was discussed later in the meeting, see page 22.

#### **10.1.1 Request for Fly-Past – Remembrance Day Ceremonies**

A letter from S.M. Michaud, Colonel, Wing Commander, dated October 18, 2010 was before Council.

**MOVED by Councillor McCluskey, seconded by Deputy Mayor Smith, that Halifax Regional Council grant permission for 12 Wing Shearwater to fly a Sea King over Cenotaphs located at Halifax Grand Parade, Eastern Passage, Cole Harbour and Sullivan’s Pond between 11:02 a.m. and 11:20 a.m. on November 11, 2010.**

**MOTIONS PUT AND PASSED.**

### **10.2 Petitions**

#### **10.2.1 Councillor Sloane**

Councillor Sloane submitted a petition containing 188 signatures requesting that Halifax Regional Council retain the #3 Manor bus route until a proper re-evaluation of the route, its purpose and the mandate of the Municipality is completed.

Councillor Blumenthal submitted an additional 512 signatures in support of retaining the #3 Manor bus route.

## **14. NOTICES OF MOTION**

### **14.1 Councillor Rankin**

Councillor Rankin gave Notice of Motion that at the next regular meeting of the Halifax Regional Council to be held on November 9, 2010, he intends to introduce a motion to request that Halifax Regional Council amend the formula set out in Administrative Order #17, used for determining Councillor and Mayor salaries, to be subject to a percentage increase no greater than the current Nova Scotia Consumer Price Index and that the amendment be effective November 1, 2010.

### **14.2 Councillor Uteck**

Councillor Uteck gave Notice of Motion that at the next regular meeting of the Halifax Regional Council to be held on November 9, 2010, she intends to introduce a motion to amend Administrative Order #17 by adding Section 2(b) to state the following:

“notwithstanding the entitlement to annual remuneration provided by Section 2, upon notice to the Chief Administrative Officer of the Municipality, a Member of Council shall receive such lesser annual remuneration as directed by the member of Council.”

### **14.3 Councillor Sloane**

Councillor Sloane gave Notice of Motion that at the next regular meeting of the Halifax Regional Council to be held on November 9, 2010, she intends to introduce a motion to change the process and procedures for the selection of Deputy Mayor.

### **10.3 Presentations**

#### **10.3.1 Business Commissions/Associations**

##### **(i) Downtown Halifax Business Commission – Paul MacKinnon, Executive Director**

An email from Paul MacKinnon dated November 1, 2010 with attached supplementary information regarding the presentation by the Capital District Business Improvement District Commissions (BIDs) was circulated to Council.

Mr. Paul Mackinnon, Executive Director, Downtown Halifax Business Commission, introduced the speakers and provided a brief overview of the Business Commissions/Associations presentation. Highlights were as follows:

- BIDs are businesses within a particular district that pay a membership levy through their taxes in order to fund an organization to collectively do what they could not do individually (ie. cooperative marketing, beautification, cleanliness, event programming and acting as a voice for the area)
- the BIDs core funding comes from the members; self imposed over and above the regular property tax
- BIDs are created by the members and can be disbanded by the members
- each BID works for and represents solely the businesses within the area; each business reports to a private sector board
- collectively the BIDs represent over 2,500 businesses within HRM, which represents tens of thousands employees
- the BIDs relationship with HRM is important
- the BIDs membership levy is collected by HRM as a separate line item on Municipal tax bills
- the BIDs work closely with HRM on many programs and services; the BIDs have a signed service agreement with HRM, which ensures that the BIDs perform the core functions in exchange for HRM collecting the membership levy
- the model of having BIDs being partners in economic development within cities is a very successful model
- the four BIDs believe that the success to the urban core is directly linked to the economic success of all 23 Districts

**(ii) Quinpool Road Business Association – Karla Nicholson, General Manager**

Ms. Karla Nicholson, General Manager, Quinpool Road Business Association, provided a history of the joint projects between the BIDs and HRM. Highlights were as follows:

- the development of the Capital District Task Force (CDTF) in 2005 brought forward many initiatives such as the opportunity for the BIDs to expand their level of services within each of their Districts to benefit both the business community and the community at large
- a budget was developed through the CDTF dedicated to implementing joint initiatives with each of the BIDs, which resulted in thousands of new dollars being leveraged from within the BIDs for joint initiative programming
- after submitting the budget and joint marketing initiative plan for 2010/11 and receiving approval from HRM, the BIDs were informed in July 2010 of budget cuts from HRM
- the budget cuts had a serious negative effect on the marketing of the Quinpool Road BID and the other BIDs in the Capital District for 2010/11
- each of the BIDs can provide examples of the additional programming they deliver each year based on securing financial partners such as HRM.
- to effectively support the Strategic Urban Partnership it is essential that accommodations be made within HRM's budgeting process to extend the financial relationship with the BIDs in the Capital District

**(iii) Spring Garden Road Merchants Association – Bernard Smith, Manager**

Mr. Bernard Smith, Manager, Spring Garden Road Merchants Association, noted that HRM had been contributing \$150,000 per year into BIDs; however, due to the recent budget cuts HRM's contribution has decreased to \$100,000. The funds received from HRM along with the leveraged amount from the members of the Spring Garden Road BID total approximately \$2 million worth of programming and promotional activity into the business district such as beautification.

Councillor Mosher entered the meeting at 3:46 p.m.

Mr. Smith outlined the Spring Garden Roads BID's concerns:

- concerned with the outmigration of the business activity from the Capital District; at present construction in the central capital area costs approximately \$10 per square foot more than it does on the periphery
- the Spring Garden Road BID strongly recommends that HRM review the construction charges within the Capital District to better reflect the realities of the situation
- these charges are having a negative affect on the Capital District, which will have implications respecting employment, activity on the streets and property values
- the Capital District is a generator of tax revenue for HRM and should be looked at as a source of funding

- concerned that the cap on residential assessment will cause HRM to consider business tax as an additional source of revenue; a business tax increase at this time would adversely affect the inner core Capital District; the Spring Garden Road BID recommends that Council consider an inner core and outer core commercial rate

**(iv) Downtown Dartmouth Business Commission – Tim Olive, Executive Director**

A copy of Mr. Olive's speaking notes was provided for the record.

Mr. Tim Olive, Executive Director, Downtown Dartmouth Business Commission, delivered an overview of the Downtown Dartmouth BID to Council. Highlights were as follows:

- a staff report entitled Capital Ideas: Leveraging Urban Investment for Regional Prosperity was before Council on June 22, 2010; Council unanimously supported the report to commit to its primary premise that strategic urban investment creates regional prosperity
- a key to obtaining successful funding partners is to recognize the priorities of the potential private and public partners and focus on areas with mutual objectives
- HRM needs to identify the balance between maintaining current tax revenues and ensuring all tax payers share in economic sustainability
- a recent report by the Conference Board of Canada indicated that HRM was "under-funded" primarily due to the inability for all governments to commit to long term key strategic investment in the Capital District; HRM's acceptance of the Capital Ideas Report has begun to reverse this trend
- there is a need for HRM to identify key financial, policy and legislative tools and incentives that need to be created or amended in order to attract investment to the urban core
- HRM needs to establish a Strategic Urban Reserve fund for urban core beautification and infrastructure improvement; it is suggested that 1% of the annual budget should go into this fund, as is the practice in other Canadian cities
- HRM needs incentives for development of privately owned vacant land in the urban core (ie. a higher tax rate for vacant structures as opposed to occupied structures); the tax change would be offset through development tax holidays
- the BIDs support the recommendation that Regional Council review HRM/Provincial tax and development fees structure to identify significant changes that are currently a disincentive to downtown property development
- the BIDs support the Urban Core Action Plan's recommendation that HRM implement a five year Carbon Rebate Program as an incentive to consumers to purchase new homes/condos within the urban core
- it is suggested that HRM consider the implementation of an impact fee on selected major office, commercial and retail development in the suburban core

region existing building stock or create new developments within the Capital District.

- the development of parking spaces in the downtown is a significant and mandatory cost; an alternative to funding the parking would be to apply a special parking tax on major suburban shopping malls to aid the imbalance in the real costs of parking services to the customer who chooses suburban shopping as opposed to downtown shopping.
- Regional Council should consider the acquisition of a Municipal Bond whose monies would be used to ensure the long term sustainability and viability of the downtown core region.
- funding partnerships are the key to the future economic growth of the Capital District as no one entity can afford to meet the financial challenges
- the business community within the Capital District is prepared to take a major role in securing the necessary partners.

**(v) Main Street Dartmouth and Area Business Association – William Mills, Executive Director**

Information brochures entitled: Main Street Dartmouth & Area Business Improvement Association and Main Street BID 2010 Annual General Meeting were before Council.

Mr. William Mills, Executive Director, Main Street Dartmouth and Area, provided an overview of the newly created Main Street Business Improvement District and updated Council on the recent developments within the Main Street area. Highlights were as follows:

- the Main Street Vision and Streetscape Study was approved by Council in May 2008 and suggested that Main Street create a business improvement district
- the Main Street BID was incorporated in July 2008 and the BID completed its first full year of operation in April 2010.
- the Main Street BIDC consists of approximately 160 business members who contribute approximately \$2.3 million in commercial taxes each year to HRM
- The Main Street BID welcomes a number of HRM initiatives in the community such as way finding signs, resurfacing/rebuilding of Hartland Street including benches, trees and waste bins, and planting of additional trees along Main Street.
- a traffic study of the Main Street area is underway and will identify changes needed in improving traffic flow and allowing for better pedestrian traffic.
- over the past two years HRM staff has been working on a complete revision of the Dartmouth Land Use By-law for the Main Street area; the BID has been working with HRM staff to provide its input; the BID feel this will attract new investment and development within the Main Street area and it requests Council's support in this regard

**(vi) Spryfield and District Business Commission – Bruce Holland, Executive Director**

Bruce Holland, Executive Director, Spryfield and District Business Commission, provided an overview of the Spryfield BID. The following points were noted:

- the Spryfield BID looks to strengthen its relationship with Council, HRM staff and other BIDs within the area
- currently in the process of developing an organization of BIDs Regionally, which occurred two weeks ago in Fredericton, NB
- the BIDs are trying to strengthen and improve businesses; improvements have been made with the implementation of the Spryfield Streetscape Study
- the Spryfield BID's budget is \$105,000 (\$75,000 is from the levy); the BID is able to levy other funds because of the Business Commission
- the BID believes that vibrant downtowns, as well as, vibrant suburban main streets are essential
- the Spryfield and District BID asks that Council strive for equity between the downtown and suburban BIDs

**(vii) Sackville and District Business Association – Michelle Champniss, Executive Director**

An information brochure entitled: Sackville Drive Business Association 2009-2010 Annual Report was before Council.

Michelle Champniss, Executive Director, Sackville and District Business Association, provided an overview of the Sackville BID. Highlights were noted:

- the Sackville BID represents more than 350 businesses and 150 commercial property owners within the Sackville Drive area
- the Sackville BID serves it's membership through business outreach and assistance, advocacy, street beautification, marketing and events
- the Sackville BID works closely with the North West Community Council, HRM Planning and Councillors
- the commercial property owners in the Sackville Business District pay approximately \$5.2 million in taxes per year; the third highest commercial property tax base of the seven HRM BIDs
- in addition to the property tax, the commercial property owners also contribute to a levy which is reinvested into making the Sackville District a viable and vibrant business economy
- the Sackville BID was able to almost double the levy funds by sourcing funding from both the Provincial and Federal government and private sector
- the Sackville Drive area is a main street shopping district for approximately 40,000 residents; 90% of residents access the shops along Sackville Drive every week

- in May 2002 the Sackville Drive Streetscape Design Study was adopted by Council; since then only a handful of recommendations from this plan have been implemented by HRM
- investment by the public sector is crucial in stimulating private sector development
- the Sackville BID request that Council invest in the Sackville Business District by working with the BID to move forward the projects in the Sackville Drive Streetscape Design Study

Mayor Kelly advised that the comments made during the presentation will be referred to staff and will come back to Council for future review and discussion.

Councillor Karsten thanked the BIDs for their presentations. He suggested the opportunity of having a Lunch and Learn session with the BIDs. Mayor Kelly indicated that staff would take this into consideration.

## **11. REPORTS**

### **11.1 CHIEF ADMINISTRATIVE OFFICER**

#### **11.1.1 Tender 10-007R – Traffic Signal Maintenance**

A staff report dated October 1, 2010 was before Council.

**MOVED by Councillor Nicoll, seconded by Councillor Hendsbee, that Halifax Regional Council:**

- 1. Award Tender No. 10-007R to Black & McDonald Ltd. for material and services listed at the unit prices quoted for a Total Tender Price of \$367,964.82 (net HST included) for Year One (1) of the contract, October 1, 2010 to September 30, 2011 with funding from Operating Account No. R827 Traffic Signal Maintenance as outlined in the Budget Implications section of the October 1, 2010 staff report;**
- 2. Approve the award for Year Two (2) of the contract, October 1, 2011 to September 30, 2012 to Black & McDonald Ltd. for \$234,071.03 (net HST included) contingent upon an annual performance review and budget allocation; and**
- 3. Approve the award for Year Three (3) of the contract, October 1, 2012 to September 30, 2013 to Black & McDonald Ltd. for \$238,509.49 (net HST included) contingent upon an annual performance review and budget allocation.**

Council entered into discussion with staff responding to questions.

In response to a request from Councillor McCluskey respecting the previous contract's unit price, Mr. Taso Koutroulakis, Acting Manager, Traffic Right of Way, Transportation and Public Information, advised that this information could be provided.

Mayor Kelly left the meeting at 4:09 p.m. and Deputy Mayor Smith assumed the Chair.

**MOTION PUT AND PASSED.**

**11.1.2 Case 16367 – Municipal Planning Strategy and Land Use By-Law Amendments – 286/290 Herring Cove Road, Halifax**

A staff report dated October 7, 2010 was before Council.

**MOVED by Councillor Adams, seconded by Councillor Mosher, that Halifax Regional Council:**

- 1. Authorize staff to initiate a process to consider amending the Municipal Planning Strategy for Halifax (MPS) and the Land Use By-law for Halifax Mainland (LUB) to permit a multi-unit residential development at 286/290 Herring Cove Road, Halifax, as well consider other amendments, as appropriate, to the MPS and LUB for the proposed study area described in the October 7, 2010 staff report.**
- 2. Request that staff follow the public participation program approved by Council on February 25, 1997.**

**MOTION PUT AND PASSED.**

**11.1.3 Halifax Cycling Coalition Petition – Cross Town Connector Proposal**

A staff report dated October 8, 2010 was before Council.

An email from Terry Kempt, the MLD Clinic, dated November 1, 2010 entitled Halifax Cycling Coalition Petition – Cross Town Connector Proposal was circulated to Council.

**MOVED by Councillor Watts, seconded by Councillor Sloane, that Halifax Regional Council direct staff to pursue the implementation of a Cross Town Connector bike lane on the Halifax peninsula by completing their evaluation of potential routes and bringing the matter back to Regional Council following public consultation, and discussion and recommendation by the Active Transportation Advisory Committee and Peninsula Community Council.**



Councillor Watts thanked the Halifax Cycling Collation for bringing their petition forward. She further noted the importance of community engagement regarding proposed routes.

Further points noted during Council's discussion:

- the importance of safe travel routes for cyclists
- having the required infrastructure for cyclists (ie. bike lockers, end of trip facilities with showers)
- the requirement for public education
- the possibility of sacrificing parking to allow for daylight hour bike lanes

Mayor Kelly entered the meeting at 4:23 p.m. and assumed the Chair.

### **MOTION PUT AND PASSED.**

#### **11.1.4 Construction & Subdivision Agreements – Mount Hope Avenue Extension**

A staff report dated August 16, 2010 was before Council.

**MOVED by Councillor Barkhouse, seconded by Councillor Karsten, that Halifax Regional Council:**

- 1. Authorize the Mayor and the Municipal Clerk, by resolution of Regional Council, to enter into a Construction Agreement 2010-004 between HRM, the Nova Scotia Department of Transportation and Infrastructure Renewal (NSTIR), and the Nova Scotia Innovation Corporation (Innovacorp) for the Mount Hope Avenue Extension project.**
- 2. Authorize the Mayor and the Municipal Clerk, by resolution of Regional Council, to enter into a Subdivision Agreement between HRM, Halifax Regional Water Commission (HRWC), and the Nova Scotia Innovation Corporation (Innovacorp) for the Mount Hope Avenue Extension project.**

Council entered into discussion with staff responding to questions.

Mr. Peter Duncan, Manager, Infrastructure and Asset Management, noted the following points:

- the capital cost contributions anticipated from the lands are in respect to the Mount Hope Interchange
- HRM is not investing any additional funds
- the lands were outside of the charge area and HRM had never budgeted to recover any money from these lands
- the roads within the parks are owned by HRM but the lots were developed and owned by the Province

Councillor McCluskey expressed concern regarding HRM's contribution being greater than the Province's contribution

- the Province has capped its share at \$640,000
- the Mount Hope Interchange will provide a direct link from Russell Lake West to the Woodside Ferry Terminal
- HRM is not paying for the water mains; Innovacorp is responsible for the costs of providing water and wastewater services to the lands, as well as, future costs to connect the water line to Russell Lake West
- Innovacorp has indicated that they will not subdivide the lands until the water main has been extended across Highway 111 and ties into the Russell Lake West water mains; the water pressure problems should be rectified once the connection has been made
- HRM staff has not seen a plan of the subdivision to date; however, Innovacorp is eligible to create approximately four lots

In response to concern raised by Councillor Lund regarding HRM's contribution and the benefits, Mr. Ken Reashor, Director, Traffic Authority, Transportation and Public Works, advised that a benefit analysis was completed during the construction of the Mount Hope Interchange. There are benefits to the relief of traffic congestion along Pleasant Street. Staff has received numerous complaints respecting the level of traffic congestion during peak hours. The connection will provide access from Highway 111 to accommodate the additional businesses within the Woodside Industrial Park and planned growth along the corridor of Pleasant Street with the Community College. He further noted that the connection will allow for extensive transit routing within the Woodside Industrial Park.

Councillor Barkhouse noted the importance of this connection moving forward and reminded Council that this information has already been before them.

In response to a question raised by Councillor Watts, Mr. Reashor indicated that a multiuse pathway trail was incorporated into the interchange. The interchange was not a barrier to HRM's active transportation system anticipated for the area. The connection will allow for residents to bike across the intersection into the subdivision and utilize the existing roads to access the Woodside Ferry Terminal.

Councillor Karsten reminded Council that at the time of the further stages of Russell Lake West, Council had approved a Master Plan for Morris Russell Lake, as well as, a Development Agreement for the Russell Lake West. He commented that this piece is a crucial link for the entire community.

#### **MOTION PUT AND PASSED.**

Council agreed to address Item 11.3.1 – Councillor Mosher – Integrated Transportation Authority at this time.

### **11.3.1 Councillor Mosher – Integrated Transportation Authority**

The following was before Council:

- An extract of Committee of the Whole February 10, 2009 minutes.
- An extract of Regional Council April 14, 2009 minutes.
- A staff report dated March 26, 2009.
- Correspondence from Premier Darrell Dexter dated September 21, 2009 and Minister Bill Estabrooks dated October 28, 2009.
- A copy of the CTA Direction Piece dated August 2010.

**MOVED by Councillor Mosher, seconded by Councillor Wile, that Halifax Regional Council direct the Strategic Joint Regional Transportation Planning Committee to provide:**

- 1. a status update; and**
- 2. an analysis report on how to move forward, including specific details and a draft Terms of Reference, and come back with a strategy to go to the Province of Nova Scotia based on the model of the Greater Vancouver Transportation Authority.**

Councillor Mosher provided an update to Council respecting a bill that was before the Province in 2004 to establish a transportation authority for the Capital Region, which would include HRM's Department of Transportation, Provincial Department of Transportation, Bridge Commission, Metro Transit, Airport Authority, Port Authority and CN Rail. She noted that the Province never gave second reading the bill due to lack of information.

Council entered into discussion.

Councillor Karsten referenced the October 28<sup>th</sup> letter from Minister Estabrooks regarding the status of the Strategic Joint Regional Transportation Planning Committee (SJRTPC) and whether or not new information had developed in regards to the bill. If so, HRM should contact the Province. Mayor Kelly advised that HRM is under the impression that the Province has not directed their Committee to enter into discussion with HRM's Committee at this time. Councillor Karsten asked whether HRM had followed up on the October 28<sup>th</sup> letter and whether or not HRM had missed an opportunity to expedite the process of forming the Committee.

Wayne Anstey, Acting Chief Administrative Officer, advised that Minister Estabrooks' letter was inviting HRM to bring forward any new information. He indicated that this matter is on the SJRTPC's agenda for discussion and will be discussed if the Provincial representatives are open for this discussion. He and Mayor Kelly also raised this issue

during the pre-legislature visits to the three Caucuses and there appeared to be some interest.

Councillor Hendsbee suggested that the Committee be expanded to include the Halifax Bridge Commission.

**MOTION PUT AND PASSED.**

Council recessed at 4:56 p.m.

Council reconvened at 6:00 p.m. with Councillors Mosher and Rankin absent.

**9. PUBLIC HEARINGS – 6:00 P.M.**

**9.1 Case H00349 – De-registration of 5755 Sackville Street, Halifax as a Municipally Registered Heritage Property**

The following was before Council:

- A copy of the presentation dated November 2, 2010 entitled De-Registration of a Municipal Heritage Property, 5755 Sackville Street, Halifax.
- An extract of Regional Council September 28, 2010 minutes.
- A report from the Heritage Advisory Committee dated September 14, 2010.

Ms. Maggie Holm, Heritage Planner, Community Development, delivered a presentation to Council.

Mayor Kelly reviewed the Rules of Procedure for Public Hearings and opened the hearing for members of the public to speak.

Mayor Kelly called three times for speakers; there being none, it was **MOVED by Councillor McCluskey, seconded by Councillor Karsten, that the public hearing close. MOTION PUT AND PASSED.**

**MOVED by Councillor Watts, seconded by Councillor Sloane, that Halifax Regional Council approve the de-registration of 5755 Sackville Street, Halifax, as shown on Map 1 of the July 9, 2010 staff report.**

**MOTION PUT AND PASSED.**

**10. CORRESPONDENCE, PETITIONS & DELEGATIONS**

**10.1 Correspondence**

**10.1.1 Request for Fly-Past – Remembrance Day Ceremonies**

This matter was discussed earlier in the meeting, see page 9.

## **10.2 Petitions - none-**

### **10.2.1 Councillor Sloane**

This matter was discussed earlier in the meeting, see page 9.

## **10.3 Presentations**

### **10.3.1 Business Commissions/Associations**

- (i) Downtown Halifax Business Commission – Paul MacKinnon, Executive Director**
- (ii) Quinpool Road Business Association – Karla Nicholson, General Manager**
- (iii) Spring Garden Road Merchants Association – Bernard Smith, Manager**
- (iv) Downtown Dartmouth Business Commission – Tim Olive, Executive Director**
- (v) Main Street Dartmouth and Area Business Association – William Mills, Executive Director**
- (vi) Spryfield and District Business Commission – Bruce Holland, Executive Director**
- (vii) Sackville and District Business Association – Michelle Champniss, Executive Director**

This matter was presented earlier in the meeting, see pages 10 to 16.

## **11. REPORTS**

### **11.1 CHIEF ADMINISTRATIVE OFFICER**

#### **11.1.1 Tender 10-007R – Traffic Signal Maintenance**

#### **11.1.2 Case 16367 – Municipal Planning Strategy and Land Use By-Law Amendments – 286/290 Herring Cove Road, Halifax**

#### **11.1.3 Halifax Cycling Coalition Petition – Cross Town Connector Proposal**

#### **11.1.4 Construction & Subdivision Agreements – Mount Hope Avenue Extension**

Items 11.1.1, 11.1.2, 11.1.3 and 11.1.4 were discussed earlier in the meeting, see pages 17, 18 and 19.

## **11.2 ENERGY & UNDERGROUND SERVICES ADVISORY COMMITTEE**

### **11.2.1 Community Solar Project**

A copy of the presentation entitled Community Solar Project was before Council.

A report from the Energy and Underground Services Advisory Committee dated October 18, 2010 was before the Committee.

Mr. Richard MacLellan, Manager, Sustainable Environment Management Office, Infrastructure and Asset Management, delivered the presentation to Council.

Council entered into discussion with staff responding to questions.

In response to a question raised by Councillor Johns, Mr. MacLellan advised that if approved by Council, staff will proceed with an intake process through HRM's website. Staff foresees a surplus of applicants for this program and therefore, details will have to be worked out respecting qualified applicants and funding for the project.

Ms. Mary Ellen Donovan, Municipal Solicitor, advised that this project is dependent upon legislative approval from the Province. There has been some indication that the Province has an interest in this program. She noted that the amendment would not be confined to solar opportunities; although this project would be exclusive to solar. The amendment would be relative to all energy efficiency equipment.

**MOVED by Councillor Dalrymple, seconded by Councillor Sloane, that Halifax Regional Council:**

- 1. Continue to explore the potential financial, administrative, environmental and local economic impacts of a community solar project, and update Council as required.**
- 2. Hold public engagement sessions to gauge residents' feedback on the uptake of a voluntary pilot program for solar hot water installations.**
- 3. Request the Province of Nova Scotia amend the HRM Charter to enable security of financing of energy conservation or environmental improvement of a property via lien authority.**

Councillor Hendsbee raised concern regarding the potential of solar installations affecting HRM's historical/heritage site lines. Mr. MacLellan advised that during the consultation period, staff will be refining the details respecting applicants' qualifications; issues such as this would have to be incorporated.

In response to a question raised by Deputy Mayor Smith, Mr. Julian Boyle, Energy Auditor, Infrastructure and Asset Management, advised that solar hot water panels were chosen because they can be easily applied on a larger scale than solar air heating. He further noted that the paybacks are comparable between solar air heating and solar hot water heating. He commented that if the program is successful, other forms of solar technologies could be incorporated.

In response to a question raised by Deputy Mayor Smith, Ms. Donovan advised that the Municipality is not the only entity that could take this form of initiative on. To date, those

other entities have not done so. The intent is that there be no net cost to the Municipality.

Deputy Mayor Smith suggested that Council review the level of staffing required and the possibility of increasing the number of units from 500 to 1,000 homes.

Mr. MacLellan indicated that Council will have an opportunity to review a model of the program's cost and potential profit when staff returns to Council.

In response to a question raised by Councillor Lund, Ms. Donovan advised that staff has spoken with the Province's Department of Energy and Service Nova Scotia respecting the amendment and has drafted proposed language for their review.

During the ensuing discussion the following points were noted:

- the importance of public consultation
- the possibility of programs being offered to residents with lower incomes
- the importance of the program being cost neutral to the Municipality
- the opportunity for other forms of sustainable methods that could provide potential rebates
- other sustainable methods should be reviewed

In response to a question raised by Councillor Wile, Mr. MacLellan indicated that as the Municipality will be setting up contracts to install the panels, Council could chose to implement a charge to the residents that is either cost neutral or profitable.

In response to a concern raised by Councillor Nicoll respecting panels being damaged during bad weather and who is responsible, Mr. MacLellan advised that HRM would want to have minimal and even no responsibility/liability once the panels are installed (ie. panels not working or damaged during a storm).

In response to a concern raised by Councillor Blumenthal, Mr. Boyle indicated that HRM will be reviewing and adopting the best practices (ie. installation, minimizing snow load, etc.).

In response to a question raised by Councillor Dalrymple, Mr. MacLellan indicated that the staff's understanding was that homeowners would apply to convert their older homes. Staff had not discussed the option of eligibility for new homes; however, this could be reviewed during the engagement process.

## **MOTION PUT AND PASSED.**

### **11.3 MEMBERS OF COUNCIL**

#### **11.3.1 Councillor Mosher – Integrated Transportation Authority**

This matter was discussed earlier in the meeting, see page 21.

### **11.3.2 Councillor Uteck – Library Service Review**

The following was before Council:

- A copy of the first and second slides of the May 21, 2010 Committee of the Whole – Budget Presentation entitled Service Review.
- An extract of the Committee of the Whole May 21, 2010 minutes.
- An extract of the Regional Council May 25, 2010 minutes.
- A report from the Halifax Regional Library Board dated November 1, 2010.

**MOVED by Councillor Uteck, seconded by Councillor Watts, that Halifax Regional Council exclude the library governance review from the service reviews scheduled to be tabled with Council this Fall.**

**MOVED by Councillor Uteck, seconded by Councillor Lund, that Halifax Regional Council permit the Halifax Regional Library Board to address Council. MOTION PUT AND PASSED.**

Mr. Philip Moscovitch, Chair, Halifax Regional Library Board, provided a number of reasons in support of excluding the Halifax Regional Library Board from the library service review and urged Council to support Councillor Uteck's motion. Highlights were as follows:

- the library is run by an independent volunteer board and therefore, should be specifically excluded from the library service review
- there has been no complaints about the Board, allegations of any impropriety or public outcry that would warrant a review
- the Board provides outstanding fiscal responsibility as well as client and staff satisfaction
- approximately half of HRM's residents are library users; higher percentage than the Provincial library systems
- Council has previously reviewed library governance; in 2003 a motion was defeated to dissolve the Board
- over the last seven years the Board has returned balanced budgets and has done so since amalgamation; when the Library has a surplus, the funds are transferred to the Municipality
- under the *Provincial Libraries Act* every Regional library in the Province is run by a board; a significant portion of funding comes from the Province, which is only available to the Board and not to the Municipality; in 2009-2010 Provincial funding amounted to \$4.8 million; it is likely that HRM would have to enter into a separate agreement with the Province in order to maintain this funding
- feedback from the Central Library Project's consultations indicated that residents value libraries for their openness, democratic nature, support for intellectual freedom and access to information



- the volunteer board operates at arms length from the political process; shields Councillors from political fallout related to issues such as library construction, renovations and collection
- in 2010 HRM cut funding for the mobile library, which provides services to the Eastern Shore; the Board had voted to maintain these services and absorbed a cut of \$542,000
- the Library works closely with the Municipality

Mr. Wayne Anstey, Acting Chief Administrative Officer, clarified that it was anticipated under the service review process that if the program continued, that eventually every service within the Municipality would be reviewed. He indicated that during other service reviews, HRM has not gone into those reviews with a predetermined agenda but with an open mind. Mr. Anstey clarified that under Section 72(3) of the *HRM Charter* where the Municipality provides library service directly, it is the Halifax Regional Library Board for the purposes of grants made pursuant to the *Library Act*. The Municipality is eligible for grants regardless if it has a Board.

Councillor McCluskey indicated that Council had passed a motion on May 21, 2010 to consider ways of reducing costs and one of those ways was that the Library becomes a line department.

Mayor Kelly advised that Council would have to go back and rescind the motion of May 21, 2010 and give further direction to staff if they wish to proceed in another direction.

Councillor Hum spoke in favour of the motion, noting that the Board does extensive fundraising and acknowledged the Board's engagement with the public. She commented that the Board provides expertise and knowledge from an operational and management perspective and suggested that they could do their own review and bring forward issues respecting service delivery.

Ms. Mary Ellen Donovan, Municipal Solicitor, clarified that Section 72(2) & (3) of the *HRM Charter* indicates that Provincial grants are not an issue for the Municipality. Further the points raised by Councillor Hum would be considered under the service review.

During the ensuing discussion, the following points and concerns were noted:

- the Library Board's model is working well
- the Board is well organized and operates with fiscal transparency
- concern with the impact the review will have on the new Central Library being built; create bad morale; defer service review pending completion of the Central Library

Councillor Watts noted the following points and concerns:

- the Library staff delivers a service everyday that provides unique resources to the community through cutting edge programs
- the Board reaches out to communities that are often disadvantaged

- the Board assisted with the development of the Woodlawn Library
- the Board is presently assisting with the development of the Central Library through a public consultation phase
- the Board underwent a similar review in 2003 and the existing model was approved by Council; the model works well
- the Board has continuously responded when asked to make budget cuts
- the Board has expert staff that reviews its mandate on a continuous basis
- the Board went through a visioning process and is accountable to understanding their role in saving finances, providing the best programming and giving the greatest opportunity for residents to use library services

Councillor Watts suggested that the Library Services Review be deferred.

**MOVED by Councillor Watts, seconded by Councillor Uteck, that Halifax Regional Council permit Ms. Judith Hare, CEO of the Halifax Regional Library to address Council. MOTION PUT AND PASSED.**

Ms. Judith Hare, CEO of the Halifax Regional Library, indicated that as soon the Library Board became aware of the service review she immediately contacted HRM's Executive Management Team (EMT). She had requested background information respecting the service review to gain understanding. She was advised by EMT that this was direction from Council. The Board wrote to Council in attempt to gain further understanding. She met again with EMT to discuss the review.

Ms. Hare clarified that the Board has returned some material to the Service Review Committee. The Board received a list of the services the Library provides and was concerned with their low scoring with respect to conforming to the Council Focus Areas. She indicated that the Board has not completed the remaining information due to a concern with deep service cuts, including a number of staff reductions. Ms. Hare advised the Service Review Team that the Board would be happy to participate; however, the governance issue needs to be addressed first. She expressed concern that the draft Terms of Reference, noting that it begins with the statement that the Library should become a department of Council. She suggested that the Terms of Reference be better defined.

In response to a request by Council, the Clerk read the motion as follows:

**MOVED by Councillor Uteck, seconded by Councillor Watts, that Halifax Regional Council exclude the library governance review from the service reviews scheduled to be tabled with Council this Fall.**

**MOVED by Councillor Uteck, seconded by Councillor Sloane, that Halifax Regional Council suspend the Rules of Order. MOTION PUT AND PASSED.**

**MOVED by Councillor Uteck, seconded by Councillor Sloane, that Halifax Regional Council rescind the portion of the May 21, 2010 motion which states that “the Library becomes a line department” and that the library governance review be excluded from the service review, scheduled to be tabled with Council this Fall. MOTION PUT AND PASSED.**

Council recessed at 8:11 p.m.  
Councillor reconvened at 8:21 p.m.

### **11.3.3 Councillor Blumenthal – Cancellation of #3 Manor Bus**

Correspondence from Eileen Power; Bill VanGorder, President, CARP Nova Scotia Chapter; Winniefred Kwak; MLA Maureen MacDonald; J.F. Waller; Donna Merriam, Administrator, Victoria Hall; Patricia MacLeod; Megan Leslie, MP; Melissa K. Andrew, Assistant Professor and Staff Physician, Division of Geriatric Medicine, Dalhousie University and CDHA; Ronald Boal was before Council.

This matter was deferred during the approval of the Order of Business.

## **12. MOTIONS**

### **12.1 Councillor Uteck**

**MOVED by Councillor Uteck, seconded by Councillor Sloane, that Halifax Regional Council amend Section 46(b) of By-law T-108 as follows: It shall be an offense for a driver licensed under this By-law other than an accessible taxi driver, to pick up or to accept a passenger in any zone other than the zone in which the vehicle is licensed and to carry that passenger to another location within that zone, except on Friday, from 11:00 p.m. to Saturday 3:00 a.m. and on Saturday, from 11:00 p.m. to Sunday 3:00 a.m. or otherwise permitted by Administrative Order or Resolution of Council.**

During a brief discussion, it was **MOVED by Councillor Walker, seconded by Councillor Adams, that the motion be amended to include during the duration of the 2011 Winter Games.**

Council entered into further discussion with the Municipal Solicitor providing procedural clarification.

The motion now reads:

**MOVED by Councillor Uteck, seconded by Councillor Sloane, that Halifax Regional Council amend Section 46(b) of By-law T-108 that for the duration of the Canada Winter Games (February 11-27) “It shall not be an offence for a driver**

licensed under this By-law to pick up or to accept a passenger in any zone and to carry that passenger to another location within that zone”.

**MOTION PUT AND PASSED.**

Deputy Mayor Smith proposed a further amendment to Section 46(b) of By-law T-108: It shall be an offence for a driver licensed under this By-law other than an accessible taxi driver, except during a medical emergency, to pick up or to accept a passenger in any zone other than the zone in which the vehicle is licensed and to carry that passenger to another location within that zone, except on Friday, from 11:00 p.m. to Saturday 3:00 a.m. and on Saturday, from 11:00 p.m. to Sunday, 3:00 a.m.

It was noted that Legal Services will provide wording for the Amendment for First Reading and will provide a definition for ‘medical emergency’.

**MOVED by Councillor Uteck, seconded by Councillor Sloane, that Halifax Regional Council amend Section 46(b) of By-law T-108: It shall be an offence for a driver license under this By-law other than an accessible taxi driver, except during a medical emergency, to pick up or to accept a passenger in any zone other than the zone in which the vehicle is licensed and to carry that passenger to another location within that zone, except on Friday, from 11:00 p.m. to Saturday 3:00 a.m. and on Saturday, from 11:00 p.m. to Sunday, 3:00 a.m.**

**MOTION PUT AND PASSED.**

**13. ADDED ITEMS**

**13.1 Property Matter – Tenant Lease, Dartmouth Ferry Terminal**

**MOVED by Councillor McCluskey, seconded by Deputy Mayor Smith, that Halifax Regional Council:**

- 1. Authorize the Mayor and Municipal Clerk to enter into a new lease agreement between the Halifax Regional Municipality (Landlord) and MacAskill’s Restaurant Limited (Tenant) based upon the terms and conditions outlined in the private and confidential report dated October 18, 2010; and**
- 2. That the private and confidential report dated October 18, 2010 not be released to the public until the lease contract has been signed by all parties.**

**MOTION PUT AND PASSED.**

**13.2 Property Matter – Property Disposal – Cole Harbour Road, Cole Harbour**

**MOVED by Councillor Nicoll, seconded by Councillor McCluskey, that Halifax Regional Council:**

- 1. Authorize the Mayor and Municipal Clerk to enter into a conditional Agreement of Purchase and Sale for the disposal of Civic No. 1213 and 1215 Cole Harbour Road, Cole Harbour as per the terms outlined in the private and confidential report dated October 18, 2010; and**
- 2. That the private and confidential report dated October 18, 2010 not be released to the public until the conveyance is completed.**

**MOTION PUT AND PASSED.**

### **13.3 Contractual Matter – Electronic Equipment**

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

- 1. Approve an increase to Project Account CIK01175 – Digital Communications Intercept System in the amount of \$117,697.20 funded from Balance Sheet Account #2152 – Police Cadet Training as per the budget implications section of the private and confidential report dated October 18, 2010.**
- 2. In accordance with the Sole Source Policy (Administrative Order 35, Section 8(11) attached to the October 18, 2010 Private and Confidential report, award the Sole Source Purchase of electronic equipment in the amount of \$117,697.20 (net HST included) to JSI Telecom with funding from Project Account CIK01175 – Digital Communications Intercept System as outlined in the Budget Implications section of the private and confidential report dated October 18, 2010.**
- 3. That the private and confidential report dated October 18, 2010 not be released to the public.**

**MOTIONS PUT AND PASSED.**

### **13.4 Property Matter – Declassification of Property Matter Report**

**MOVED by Councillor Watts, seconded by Councillor Outhit, that Halifax Regional Council approve the declassification of the In Camera report dated December 9, 2008 re: Downtown Development Opportunities subject to a FOIPOP review.**

**MOTIONS PUT AND PASSED.**

**14. NOTICES OF MOTION**

**14.1 Councillor Rankin**

**14.2 Councillor Uteck**

**14.3 Councillor Sloane**

Items 14.1, 14.2 and 14.3 were presented earlier in the meeting, see pages 9 and 10.

**15. ADJOURNMENT**

The meeting adjourned at 8:45 p.m.

Cathy J. Mellett  
Municipal Clerk

**INFORMATION ITEMS**  
**November 2, 2010**

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1. Memorandum from the Municipal Clerk dated October 29, 2010 re: Requests for Presentation to Council – Coalition to Save the View re: Proposed Convention Centre