

HALIFAX REGIONAL COUNCIL  
MINUTES

January 11, 2011

PRESENT:

Mayor Peter Kelly  
Deputy Mayor Jim Smith  
Councillors: Steve Streach  
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  
Stephen Adams  
Brad Johns  
Tim Outhit  
Reg Rankin  
Peter Lund

REGRETS:

Councillors: Linda Mosher  
Robert Harvey

STAFF:

Mr. Wayne Anstey, Acting Chief Administrative Officer  
Ms. Mary Ellen Donovan, Municipal Solicitor  
Ms. Sherryll Murphy, Acting Municipal Clerk  
Ms. Shawnee Gregory, Legislative Assistant

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## **1. INVOCATION**

The Mayor called the meeting to order at 6:01 p.m. with the Invocation being led by Councillor Outhit.

## **2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillor Sloane indicated that she had represented Council earlier that day at the swearing in of 41 new Canadians from 22 countries. She also wished to thank the staff working at the Canada Games Skating Oval and the neighbours as the more than 1000 people per day using the site had been unexpected.

Councillor Barkhouse announced that the opening of the Eastern Passage Outdoor Skating Rink would be held on January 15, 2011.

Councillor Hum stated that the ribbon cutting ceremony for the new Canada Games Centre would be held on January 15, 2011 and that a public open house would also take place on January 16, 2011. She also indicated that a joint Public Information Meeting regarding Bedford West Sub Area 9 would be taking place at Basinview School on January 12, 2011; with a storm date of January 13, 2011.

Councillor Uteck indicated that Dr. Tom Traves, President of Dalhousie University, would be holding the annual university community meeting on January 12, 2011.

Councillor Lund acknowledged the Volunteer Fire Departments of Upper Hammonds Plains, Hammonds Plains and Bay Road for their successful food drive held in December 2010. He also announced a town hall meeting at the Hammonds Plains Fire Hall on January 17, 2011.

Councillor McCluskey advised that the geese at Sullivan's pond were still present as they refused to leave when Hope for Wildlife attempted to move them. She noted that Hope would not force the geese for fear of causing them stress.

Councillor Hendsbee stated that the Halifax Chamber of Commerce Economic Scorecard meeting would be taking place on January 12, 2011, that there would be a benefit for Mr. Shane Wambolt at the Porter's Lake Pub on January 14, 2011 and that the Nova Scotia Mass Choir Tribute to Martin Luther King would be held at the Rebecca Cohn Auditorium on January 15, 2011.

Councillor Johns rose on a point of personal privilege; stating that there was an article on page 4 of the Chronicle Herald on January 5, 2011 regarding the outcome of Environment Canada's probe of issues at the Halifax Sewage Treatment Plant. He advised that Environment Canada stated that the incident was no fault of HRM.

### **3. APPROVAL OF MINUTES**

Amendment:

December 14, 2010: Page 3, Item 4.2.1 – Councillor Watts indicated that the amount of \$374,000 for the Convention Centre was incorrect

**MOVED by Councillor McCluskey, seconded by Councillor Nicoll that the minutes of November 30, December 7 & 13, 2010 be approved as presented and December 14, 2010 approved as amended. MOTION PUT AND PASSED.**

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

Additions:

- 13.1 Legal Matter – Settlement of Claim
- 13.2 Legal Matter – Settlement of Claim
- 13.3 Transit (Access-a-Bus Strategic Plan)
- 13.4 Transit (Metro Transit Strategic Ferry Operations Plan)
- 13.5 Woodside Ferry Terminal – Councillor Barkhouse
- 13.6 Leave of Absence Request for Councillor Mosher – Councillor Adams

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

### **5. BUSINESS ARISING OUT OF THE MINUTES – NONE**

### **6. MOTIONS OF RECONSIDERATION – NONE**

### **7. MOTIONS OF RESCISSION – NONE**

Council dealt with item 9.1 at this time

### **9. PUBLIC HEARINGS**

#### **9.1 Proposed By-Law T-227, An Amendment To By-law T-200, Respecting Tax Exemption for Non-Profit Organizations 2010-2011**

First Reading of this matter was given at Regional Council's December 7, 2010 meeting.

A report dated November 15, 2010 from the Chair of the HRM Grants Committee was before Council for consideration.

Ms. Peta Jane Temple, Team Lead of Grants & Contributions, provided the presentation on Proposed By-Law T-227, An Amendment to By-law T-200, Respecting Tax Exemption for Non-Profit Organizations 2010-2011. She noted that the Grant Program's

budget could not accommodate all requests received and the Grants Committee had recommended renewal of those already in the Program at their current level of exemption; stating that all other requests were then reviewed in order of submission. Ms. Temple advised that staff reviewed applications whose properties was assessed at the commercial tax rate as that rate is two thirds higher than the residential rate, and recommended they be reduced to the residential rate; noting that the remaining funds were inadequate to address the rest of the requests. She stated that it was being recommended that tenancy based properties be deferred pending the proposed redesign of the Grants Program

Ms. Temple also clarified the following points:

Subsequent to the staff report of November 15, 2010, staff had been advised of the sale of a property in receipt of partial tax exemption under By-law T-200. W. Williams Non-Profit Housing (Alice Housing) sold a property located at 95-97 Windmill Road, Dartmouth on November 8th, 2010. The property was exempt at 75% of the Residential rate, Schedule 27 and the exemption is non transferable.

Therefore, By-law T-227 (page 32) should be amended as follows:  
Schedule 27 of By-law T-200 is amended by:

Remove ANN#04687558, W.Williams Non-Profit Housing, 95-97 Windmill Road, Dartmouth.

The current exemption is pro-rated for 222 days (April 1, 2010 to November 8<sup>th</sup>, 2010) for a cost of \$1,588.05. The new owner shall be responsible for payment of the balance of \$1,022.92.

This one-time saving (\$1,022.92) to the program amends the budget implications section of the report (page 3) to increase the balance from \$23,874 to \$24,896.92.

Ms. Temple advised that the Council motion of November 30, 2010 regarding the deferral of a decision on the Rocky Lake Association had not been included in the Notice of Motion for the Public Hearing. She indicated that if it was still Council's intent to defer, staff would require sufficient time to conduct an additional Public Hearing which would be difficult to accomplish by March 31, 2011, the end of the fiscal year. Ms. Temple stated that Council could also defer decision to the 2011/2012 budget year and remove this item from the motion. Finally, she indicated that Council could approve the Rocky Lake Association Commercial Agreement with conditions which would give staff direction to award conversion only if they receive an acceptable payment plan by March 31, 2011; noting that tax exemptions could not be granted retroactively.

Ms. Temple then responded to questions of clarification from Council.

Ms. Temple indicated that the budget balance already included the Rocky Lake Association commercial conversion; however, there would be a savings to the Program if it were deferred until the 2011/12 budget.

Mayor Kelly opened the Public Hearing and called three times for those wishing to speak for or against Proposed By-Law T-227, An Amendment to By-law T-200, Respecting Tax Exemption for Non-Profit Organizations 2010-2011. As there was no one wishing to speak, the following motion was passed:

**MOVED by Councillor Johns, seconded by Councillor Sloane that Public Hearing be closed. MOTION PUT AND PASSED.**

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

1. **The renewal of tax exemption status for the 2010-2011 fiscal year for 176 organizations presently on By-law T-200 at a combined cost of \$2,580,572;**
2. **A one-time adjustment to Sport Nova Scotia and Ocean Glen Society tax accounts for a combined total cost of \$9,502;**
3. **The addition of twelve (12) properties as detailed in Attachment 2 of the October 7, 2010 staff report for a combined total cost of \$113,074;**
4. **The removal of Nova Scotia Nature Trust Account ANN#04958535, Ostrea Lake, for an annual saving of \$322 and the ANN#04687558, W.Williams Non-Profit Housing, 95-97 Windmill Road, Dartmouth for a cost saving of \$1,345;**
5. **The decline of eleven (11) applications as detailed in Attachment 4 of the October 7, 2010 staff report; and**
6. **The deferral of fifty-two (52) applications as detailed in Attachment 5 of the October 7, 2010 staff report.**

Discussion on the motion ensued with staff responding to questions.

In response to a question posed by Councillor Johns, Ms. Temple noted that the Rocky Lake Association owed \$80,000 or more in back taxes to HRM.

**MOVED by Councillor Johns, seconded by Councillor Karsten that the motion be amended to state that the Rocky Lake Association be granted conditional approval with the provision that a payment agreement relating to unpaid taxes be negotiated by March 31, 2011.**

Discussion on the amendment ensued.

Councillor Walker expressed concern that if Council was going to put conditions on the Rocky Lake Association, the group should be present to speak as they would not have a chance to appeal the amendment as the Public hearing was now closed.

Ms. Mary Ellen Donovan, Municipal Solicitor, stated that the main motion before Council was to allow or not allow exemption; therefore, a positive motion with conditions did fit within that spectrum.

Councillor Outhit noted that the motion passed at the November 30, 2010 Council meeting already deferred decision on the Rocky Lake Association until they made arrangements to pay their back taxes and that all the amendment was asking for was that arrangements be made by March 31, 2011 to be considered for exemption.

Councillor Walker stated, for the record, that the Rocky Lake Association had asked for exemption for the past three years in a row and were only being considered now. He advised that he would accept the amendment as long as it took precedence over the past deferral.

A vote was taken on the amendment.

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

The motion now reads:

**MOVED by Councillor Walker, seconded by Councillor Sloane that Halifax Regional Council approve By-law T227, the purpose of which is to allow for the following amendments to By-law T200, Respecting Tax Exemption:**

- 1. The renewal of tax exemption status for the 2010/2011 fiscal year for 176 organizations presently on Bylaw T200 at a combined cost of \$2,580,572;**
- 2. A one time adjustment to Sport Nova Scotia and Ocean Glen Society tax accounts for a combined total cost of \$9,502;**
- 3. The addition of twelve (12) properties as detailed in Attachment 2 of the October 7, 2010 staff report for a combined total cost of \$113,074; with the provision that a payment agreement relating to unpaid taxes be negotiated with the Rocky Lake Association by March 31, 2011;**
- 4. The removal of Nova Scotia Nature Trust Account ANN#04958535, Ostrea Lake, and W. William Non Profit Housing Account ANN#04687558, for an annual saving of \$1,345;**
- 5. The decline of eleven (11) applications as detailed in Attachment 4 of the October 7, 2010 staff report;**

**6. The deferral of fifty two (52) applications as detailed in Attachment 5 of the October 7, 2010 staff report.**

Discussion on the main motion continued.

Councillor McCluskey expressed concern that there may be inaccuracy and inequity in property assessments; particularly in reference to the Titans Gymnastics & Trampoline Club.

Ms. Temple advised that the Club had just purchased their land and created their own private property; therefore, the property had not yet been assessed and could not receive exemption as a result. She stated that it was her understanding that financial services was doing a reconciliation of that land.

In response to a question posed by Councillor Karsten, Ms. Temple stated that the Auditor General's Office was reviewing grant contributions generically and that detailed policies and procedures for the grants process would be generated from the upcoming Program review with Council.

**MOVED by Councillor McCluskey, seconded by Councillor Sloane that the matter regarding an increase from residential rate to total exemption for the Titans Gymnastics & Trampoline Club be referred back to the Grants Committee.**

A vote was taken on the amendment.

**MOTION PUT AND PASSED.**

The main motion now reads:

**MOVED by Councillor Walker, seconded by Councillor Sloane that Halifax Regional Council approve By-Law T227, the purpose of which is to allow for the following amendments to By-Law T200, Respecting Tax Exemption:**

- 1. The renewal of tax exemption status for the 2010/2011 fiscal year for 176 organizations presently on By-law T200 at a combined cost of \$2,580,572;**
- 2. A one time adjustment to Sport Nova Scotia and Ocean Glen Society tax accounts for a combined total cost of \$9,502;**
- 3. The addition of twelve (12) properties as detailed in Attachment 2 of the October 7, 2010 staff report for a combined total cost of \$113,074; with the provision that a payment agreement relating to unpaid taxes be negotiated with the Rocky Lake Association by March 31, 2011;**

4. **The removal of Nova Scotia Nature Trust Account ANN#04958535, Ostrea Lake, and W. William Non Profit Housing Account ANN#04687558, for an annual saving of \$1,345;**
5. **The decline of eleven (11) applications as detailed in Attachment 4 of the October 7, 2010 staff report;**
6. **The deferral of fifty two (52) applications as detailed in Attachment 5 of the October 7, 2010 staff report.**
7. **The matter regarding an increase from residential rate to total exemption for the Titans Gymnastics & Trampoline Club be referred back to the Grants Committee.**

**MOTION PUT AND PASSED.**

8. **CONSIDERATION OF DEFERRED BUSINESS – August 17, 2010**
  - 8.1 **Case 01251 – Amendments to the Halifax Municipal Planning Strategy – Western Shore Bedford Basin**
    - (i) Supplementary Report dated December 10, 2010
    - (ii) Chebucto Community Council Report dated May 11, 2010

This matter had been dealt with at Regional Council's August 17, 2010 meeting. At that time, Council deferred a decision pending a staff supplementary report responding to the written correspondence received by Council and speakers' comments made during the public hearing.

Ms. Mackenzie Stonehocker, Planner, provided the presentation on Case 01251 – Amendments to the Halifax Municipal Planning Strategy – Western Shore Bedford Basin. Highlights were as follows:

- Staff are not proposing any changes to the Wentworth Plan
- There is no density associated with water lots as they are not considered land and are not serviced
- Staff do not believe it is reasonable to consider upzoning properties at this time
- Council could decide to do so; however, a new Public Hearing would be required as the matter of upzoning was not advertised

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

1. **Approve the proposed amendments to the Halifax Municipal Planning Strategy and the Halifax Mainland Land Use By-law as provided in**

**Attachments A and B of the staff report dated February 18, 2010, with the following modifications to Attachment A:**

- (a) **Replace subsection 1.7.2 (d) with the following: “the scale of the building(s) having regard for the retention of views of the Bedford Basin from public spaces including streets and active transportation corridors;”**
- (b) **Replace subsection 1.7.2 (g) with the following “the location of the majority of the vehicular parking below or to the side or rear of the building(s) with a minimal amount of parking accommodated in the front of the building(s) only where appropriate landscape measures along the street edge are provided;” and**
- (c) **Replace subsection 1.7.3 (e) with the following: “ground and fascia signage should be designed to complement the development and be consistent throughout the site.**

**2. And further, that the question be put.**

In response to a question posed by Councillor Adams regarding the shaded parcel labeled 1 on the map, Mr. Roger Wells, Supervisor of Regional & Community Planning, advised that this area had not been included in this process as it was previously considered through a consulting plan and was, therefore, already covered by a plan and policy set.

A vote was taken that the question be put.

**MOTION DEFEATED.**

Discussion on the motion continued with staff responding to questions.

Councillor Sloane expressed concern that only certain areas were being designated without looking at the full picture and that HRM was creating roads in environmentally sensitive areas.

Mr. Wells advised that staff did look extensively at the lands between the Bedford Highway and shoreline, including the water lots, as this process was initiated as part of the Harbour Plan and was consistent from that perspective. Regarding the eventual creation of a multiuse trail along the Bedford Basin, he indicated that infill would have to be approved for the privately owned pre-confederation water lots as the Halifax Port Authority owned the post confederation lots; noting that trails would be a combination of CN, public and private lands and would have to be negotiated as well.

As several Councillors did not want to support a motion that did not include all developable lands, Mr. Wayne Anstey, Acting Chief Administrative Officer, advised that

the Emscote lands were able to be developed; however, the group had decided to not develop their lands.

Councillor Hum expressed concern that some of her fellow Councillors were questioning the process as it had been underway since 2006 and the motion was passed in principle almost two years ago.

**MOTION PUT AND PASSED.**

The meeting recessed at 7:52 p.m.

The meeting reconvened at 8:02 p.m. with the same members present with the exception of Councillor Streach.

Councillor Uteck requested that Item 11.2.1 Case 15937 – Fenwick Tower Redevelopment – Municipal Planning Strategy/Land Use By-Law Amendments and Development Agreement, be dealt with now as she had to leave the meeting. Council agreed.

**11.2.1 Case 15937 – Fenwick Tower Redevelopment – Municipal Planning Strategy/Land Use By-Law Amendments and Development Agreement**

A report dated December 14, 2010 was submitted from the Chair of Peninsula Community Council, with an attached staff report dated November 18, 2010.

**MOVED by Councillor Uteck, seconded by Councillor Johns, that Halifax Regional Council give First Reading to the proposed amendments to the Halifax Municipal Planning Strategy and the Halifax Peninsula Land Use By-Law, as contained in Attachments “A” and “B” of the November 18, 2010 staff report and schedule a joint public hearing with Peninsula Community Council. MOTION PUT AND PASSED.**

Councillor Uteck left the meeting at 8:04 p.m.

**9. PUBLIC HEARINGS**

**9.1 Proposed By-Law T-227, AN Amendment To By-law T-200, Respecting Tax Exemption for Non-Profit Organizations 2010-2011**

This item was dealt with earlier in the meeting. Please see page 4.

**10. CORRESPONDENCE, PETITIONS & DELEGATIONS**

**10.1 Correspondence - None**

**10.2 Petitions**

### **10.2.1 Councillor Adams**

Councillor Adams submitted a petition containing 8 signatures requesting that HRM take full ownership of Birches Drive, Halifax.

### **10.3 Presentations - None**

## **11. REPORTS**

### **11.1 CHIEF ADMINISTRATIVE OFFICER**

#### **11.1.1 User Fees for Access to HRM Sports Fields and Ball Diamonds**

A staff report dated November 30, 2010 was submitted.

**MOVED by Councillor Dalrymple, seconded by Councillor Lund that Halifax Regional Council approve an increase to the user fees charged for access to HRM sport fields and ball diamonds as per the 2011 proposed Revenue Calculations Table attached to the November 30, 2010 staff report.**

Discussion on the motion ensued with staff responding to questions.

Councillor Blumenthal indicated that he would agree to the increase if it was phased in over three years.

Mr. Anstey stated that staff asked for increases in 1999 which sports groups were in support of since the money would be used to upgrade fields; however, Council denied the increase. He stated that the fields were upgraded and funding was required to maintain fields to the upgraded standards.

Ms. Karen MacTavish, General Manager of Community Recreation Services, stated that while there had been no formal communication regarding the proposed fee increase, user groups were generally aware. She indicated that staff were only recommending increases for this year and would be looking at a longer term strategy.

Councillor Karsten agreed with Councillor Blumenthal; noting that, under the staff proposal, the end user would be paying double what they paid last year.

**MOVED by Councillor Karsten, seconded by Councillor Blumenthal that the motion be amended to state that the increase in user fees be phased in over two years.**

Discussion on the amendment ensued.

Councillor McCluskey advised that she would probably support the amendment as she knew HRM needed the money; however, she had a problem with increasing the user fees at all; noting that people were using the Skating Oval because it was free.

Mr. Peter Verge, Manager of Municipal Operations, indicated that HRM spends \$2,500,000 a year on fields for maintenance; 7% of which comes from user fee recoveries. He noted that staff were not looking to improve the service but to maintain it at status quo. He stated that staff were looking at a 2% per year increase on the budget and a 2.3% increase in costs.

Deputy Mayor Smith stated that while he did not have a problem with the fee increase for adults, he did not think children should be charged to use sports fields.

Ms. MacTavish indicated that sports teams ensure that no child is turned away due to inability to pay.

Councillor Watts proposed a further amendment as follows:

**MOVED by Councillor Watts, seconded by Councillor Sloane that the fee increase for minors to be phased in over two years and the adult fee increase to be charged in full in the first year.**

Discussion on the amendment ensued.

Councillor Karsten indicated that he did not support this further amendment as being over the age of 15 did not necessarily mean you could afford the increase; noting that university students would be impacted. He stated that his original amendment would bring \$136,000 in new revenue each year for two years.

A vote was taken on the proposed amendment.

**MOTION PUT AND PASSED.**

The motion now reads:

**MOVED by Councillor Dalrymple, seconded by Councillor Lund that Halifax Regional Council approve an increase to the user fees charged for access to HRM sport fields and ball diamonds as per the 2011 proposed Revenue Calculations Table attached to the November 30, 2010 staff report with the fee increase for minors to be phased in over two years and the adult fee increase to be charged in full in the first year. MOTION PUT AND PASSED.**

#### **11.1.2 Appointment of Building Officials**

A staff report dated December 20, 2010 was submitted.

**MOVED by Councillor Hendsbee, seconded by Councillor McCluskey that Halifax Regional Council appoint the staff included in Appendix "A" of the December 20, 2010 staff report as Building Officials, pursuant to section 5(2) of the Nova Scotia Building Code Act. These appointments are effective for the duration of their current conditions of employment with Halifax Regional Municipality. MOTION PUT AND PASSED.**

**11.1.3 Second Reading Proposed By-Law T-143, an Amendment to By-Law T-108, Respecting Regulation of Taxis & Limousines and Proposed Amendments to Administrative Order 39 – Canada Winter Games**

First Reading of this matter was given at Regional Council's December 7, 2010 meeting.

**MOVED by Councillor Wile, seconded by Councillor Sloane:**

- 1. That Regional Council approve an amendment to Administrative Order 39, the purpose of which is to allow for the temporary exemption from taxi zones for the duration of the 2011 Canada Winter Games scheduled to take place February 11 – 27, 2011 as outlined in Appendix "B" of the November 30, 2010 staff report, and**
- 2. That Regional Council approve By-Law T-143, which amends Section 46 (b) of By-Law T-108, by adding the following wording "or as otherwise permitted by Administrative Order or resolution of Council."**
- 3. That Regional Council not approve wording to By-Law T-108 relative to dealing with the transportation of passengers during a medical emergency situation.**

**MOTION PUT AND PASSED.**

**11.2 PENINSULA COMMUNITY COUNCIL**

**11.2.1 Case 15937 – Fenwick Tower Redevelopment – Municipal Planning Strategy/Land Use By-Law Amendments and Development Agreement.**

This item was dealt with earlier in the meeting. Please see page 11.

**11.3 SOLID WASTE RESOURCE ADVISORY COMMITTEE**

**11.3.1 Public Consultation re: Closure of Otter Lake Landfill**

A report dated December 29, 2010 was submitted from the Chair of the Solid Waste Resource Advisory Committee.

**MOVED by Councillor Walker, seconded by Councillor Lund that Halifax Regional Council give consideration to entering into discussions with the Community Monitoring Committee (CMC), as requested in their letter dated September 9, 2010 and staff provide a report outlining this process.**

Discussion on the motion ensued.

Councillor Karsten clarified that the Solid Waste Resource Advisory Committee's intent was that the report be initiated before Council allows discussion to move forward.

Councillor Rankin asked that Council allow staff to work with the Community Monitoring Committee on a terms of reference and come back to Council with a framework for discussions.

Councillor Karsten requested that information regarding the Halifax Waste Resource Society be addressed in the report.

**MOTION PUT AND PASSED.**

#### **11.4 MEMBERS OF COUNCIL**

##### **11.4.1 Councillor Watts – Winter Parking Ban**

Correspondence was submitted from Ms. Gwen Davies, Halifax.

**MOVED by Councillor Watts, seconded by Councillor Walker that the Transportation Standing Committee engage the Traffic Authority to consider opportunities for a change to the hours of the winter parking ban in HRM from 1 a.m. to 7 a.m. to the new hours of 2 a.m. to 5 a.m., or alternative recommendations which would enable greater access to on-street parking during the winter ban period. Recommendation of the Standing Committee to be submitted to Regional Council for consideration. MOTION PUT AND PASSED.**

#### **12. MOTIONS - NONE**

#### **13. ADDED ITEMS**

##### **13.1 Legal Matter – Settlement of Claim**

This item was addressed at an In Camera session held earlier in the day and was now before Regional Council for ratification:

**MOVED by Councillor Johns, seconded by Councillor Blumenthal that Halifax Regional Council:**

1. **Settle this claim, as set out in the December 20, 2010 Private and Confidential Staff report, brought by the Plaintiff in the amount of \$35,000.00, to achieve a full and final settlement of the Plaintiff's action upon obtaining a full release from the Plaintiff from any further claims arising out of this incident on January 16, 2005; and**
2. **Not release the December 20, 2010 Private and Confidential report to the public.**

**MOTION PUT AND PASSED.**

**13.2 Legal Matter – Settlement of Claim**

This item was addressed at an In Camera session held earlier in the day and was now before Regional Council for ratification:

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

1. **Settle this claim, as set out in the Private and Confidential staff report dated December 21, 2010, brought by Economical Insurance Group in the amount of \$11,945.99; and**
2. **Not release the Private and Confidential staff report dated December 21, 2010 to the public.**

**MOTION PUT AND PASSED.**

**13.3 Transit (Access-a-Bus Strategic Plan)**

This item was addressed at a Committee of the Whole session held earlier in the day and was now before Regional Council for ratification:

**MOVED by Councillor Blumenthal, seconded by Councillor Sloane that Halifax Regional Council approve in principle the Access-a-Bus Strategic Plan and direct staff to use the plan on a go-forward basis as guidance in the planning and operation of the Access-a-Bus system, subject to further consultation to review two (2) points: grandfathering & suitability of partnership with the taxi industry. And further, that the recommended Service Strategy, as outlined in the Access-a-Bus Strategy, to refer to the 'Local Transit Taxation Area'. MOTION PUT AND PASSED.**

**13.4 Transit (Metro Transit Strategic Ferry Operations Plan)**

This item was addressed at a Committee of the Whole session held earlier in the day and was now before Regional Council for ratification:

**MOVED by Councillor Barkhouse, seconded by Councillor Sloane that Halifax Regional Council approve in principle the Metro Transit Strategic Ferry Operations Plan and direct staff to use the plan on a go forward basis as guidance in the planning and operation of the existing Harbour Ferry system. MOTION PUT AND PASSED.**

**13.5 Woodside Ferry Terminal – Councillor Barkhouse**

**MOVED by Councillor Barkhouse, seconded by Councillor Karsten that Halifax Regional Council request that staff initiate a report that identifies needed repairs and improvements, and which addresses the timeline to re-establish a repair budget for the Woodside Ferry Terminal. MOTION PUT AND PASSED.**

**13.6 Leave of Absence Request from Councillor Mosher – Councillor Adams**

**MOVED by Councillor Adams, seconded by Councillor Blumenthal that Halifax Regional Council, pursuant to Municipal Elections Act Section 18(6), grant Councillor Linda Mosher a leave of absence from meetings to begin on January 11, 2011 until such time that her Doctor gives her permission to return. MOTION PUT AND PASSED.**

**14. NOTICES OF MOTION - NONE**

**15. ADJOURNMENT**

The meeting was adjourned at 9:18 p.m.

Cathy J. Mellett  
Municipal Clerk

### INFORMATION ITEMS

The following information Items were submitted:

1. Memorandum from Director, Transportation & Public Works dated November 29, 2010 re: Waste Stabilization Facility – Roof Replacement & Structural Project
2. Memorandum from Director, Transportation & Public Works dated December 20, 2010 re: Integrated Transportation Authority
3. Memorandum from Director, Infrastructure & Asset Management dated December 17, 2010 re: Provincial Pesticide Regulations
4. Memorandum from Director, Community Development dated December 9, 2010 re: Petition – Case 15790, Hines Road and Howard Avenue, Eastern Passage
5. Memorandum from Director, Community Development dated December 3, 2010 re: Petition – Commemorative Naming Request
6. Memorandum from Director, Community Development dated November 25, 2010 re: Tenancy Plan – 1588 Barrington Street, Halifax
7. Memorandum from Director, Community Development dated December 23, 2010 re: Case 16638 – Consolidation of the Mobile Home Park By-Laws
8. Memorandum from the Municipal Clerk dated January 7, 2011 re: Requests for Presentation to Council – Ecology Action Centre re: Provincial Pesticide Regulations
9. Memorandum from Director, Community Development dated January 6, 2011 re: Outdoor Refrigerated Ice Skating Rinks