

HALIFAX REGIONAL COUNCIL
MINUTES

November 22, 2011

PRESENT:

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

REGRETS:

Councillor Dawn Sloane

STAFF:

Mr. Richard Butts, 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 6:07 p.m. with the Invocation being led by Councillor Hum.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a variety of community announcements and acknowledgements.

3. APPROVAL OF MINUTES – Committee of the Whole October 4, 2011 and Halifax Regional Council October 18 and 25, 2011

MOVED by Councillor McCluskey, seconded by Councillor Nicoll that the Committee of the Whole minutes dated October 4, 2011 and Halifax Regional Council minutes dated October 18 and 25, 2011 be approved as presented. MOTION PUT AND PASSED.

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

Additions:

- 12.1 Oval Naming Rights and Sponsorship
- 12.2 CONTRACTUAL MATTER - Oval Naming Rights and Sponsorship
- 12.3 Additional Community Naming Recognition for the Oval – Councillor Smith

Councillor Watts requested clarification regarding why her notice of motion made at the November 15, 2011 meeting was not on the agenda.

Ms. Sherryll Murphy, Acting Municipal Clerk, advised that on November 15, 2011 Council voted on the question of adding the matter to the Council agenda and that the motion was defeated. Council had provided direction on the matter and it could not come back on the agenda for a further two (2) months unless directed by a two-thirds vote of Council to do so.

MOVED by Councillor Nicoll, seconded by Councillor Blumenthal that the agenda 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. CORRESPONDENCE, PETITIONS & DELEGATIONS

9.1 Correspondence - None

9.2 Petitions - None

9.3 Presentations - None

10. REPORTS

10.1 CHIEF ADMINISTRATIVE OFFICER

10.1.1 Request for Encroachment – Main Street Banners - Dartmouth

A staff report dated September 2, 2011 was before Council

MOVED by Councillor Fisher, seconded by Councillor McCluskey that Halifax Regional Council approve the request to allow banners to be installed on light standards within the HRM right of way, subject to the encroachment agreement attached to the September 2, 2011 staff report. MOTION PUT AND PASSED.

10.1.2 Less than Market Value Temporary Lease Agreement – 3182 Highway #2 (Former Fall River Recreation Centre)

A staff report dated October 28, 2011 was before Council.

MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee that Halifax Regional Council enter into a less than market value temporary lease agreement with the Fall River & District Lions Club as per the terms and conditions set out in Table 1 of the October 28, 2011 staff report. MOTION PUT AND PASSED.

10.1.3 HRM Smart Trip E-Pass – Authorization to Enter into Agreements with Employers

A staff report dated November 1, 2011 was before Council.

Correspondence dated November 22, 2011 from Ms. Rochelle Owen, Director – Office of Sustainability, Dalhousie University, was submitted.

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

- 1) Authorize the Director of Metro Transit to enter into Agreements, on behalf of Halifax Regional Municipality, with employers who agree to participate in the SmartTrip E-Pass program; and**

- 2) Approve the program as designed and as set out in the November 1, 2011 staff report and recommend it be forwarded to the 2012/2013 budget process for consideration.**

A discussion on the motion ensued with staff responding to questions.

Councillor Rankin referred to the submitted correspondence dated November 22, 2011, requesting that funding for this initiative, which is being forwarded to the 2012/2013 budget, be amended to allow Dalhousie University to proceed in January 2012 rather than delaying implementation of the program until the 2012/2013 budget debate.

Mr. Richard Butts, Chief Administrative Officer, advised that it was staff's recommendation to leave this program until the 2012/2013 budget as the amendment would create a mid year budget change.

Mr. Mike Labrecque, Deputy Chief Administrative Officer, provided clarification that the report that was before Council on November 15, 2011 regarding this matter came from the Transportation Standing Committee and spoke directly about the program, and the report before Council now seeks to have the Director of Metro Transit approve the individual contracts for the program.

MOTION PUT AND PASSED.

10.1.4 First Reading Proposed By-Law S-434, An Amendment to By-Law S-400, Respecting Local Improvement Charges – New Paving Projects Outside the Core Area – Joan Elizabeth Way, Sandy Point Road, Mannette Court

A staff report dated October 18, 2011 was before Council.

MOVED by Councillor Hendsbee, seconded by Deputy Mayor Karsten that Halifax Regional Council:

- 1. Give First Reading to By-Law S-434, an amendment to By-Law S-400 (Respecting Charges for Street Improvements), relating to New Paving of Subdivision Streets Outside the Core Area – 2010 for Joan Elizabeth Way, Mannette Court and Sandy Point Road. The Local Improvement Charges are to be recovered via a uniform lot charge of \$4,042.13 to the 44 properties located on the above noted streets (refer to the plan attached to the staff report dated October 18, 2011). The total amount of recovery for these roads is \$177,853.64 (net HST included); and**
- 2. Schedule a Public Hearing for January 10, 2012.**

MOTION PUT AND PASSED.

10.2 HERITAGE ADVISORY COMMITTEE

10.2.1 Case H00353 – Application to Consider 1141 Cartaret Street, Halifax as a Municipally Registered Heritage Property

A report from the Heritage Advisory Committee dated November 4, 2011 was before Council.

MOVED by Councillor Uteck, seconded by Deputy Mayor Karsten that Halifax Regional Council set a date of January 10, 2012 for a heritage hearing to consider the application. MOTION PUT AND PASSED.

10.2.2 Case H00359 – Application to Consider 5720-22 Inglis Street, Halifax as a Municipally Registered Heritage Property

A report from the Heritage Advisory Committee dated November 4, 2011 was before Council.

MOVED by Councillor Uteck, seconded by Councillor Blumenthal that Halifax Regional Council set a date of January 10, 2012 for a heritage hearing to consider the application. MOTION PUT AND PASSED.

10.3 SPECIAL EVENTS ADVISORY COMMITTEE

10.3.1 Festival and Events Grant Program – Second Intake

A report from the Special Events Advisory Committee dated November 15, 2011 was before Council.

MOVED by Councillor Uteck, seconded by Councillor Nicoll that Halifax Regional Council approve the 2011/2012 Festival & Event grant awards (2nd Intake) for a total of \$5,250, as presented in Table 1 of the October 6, 2011 staff report, subject to confirmation of event attendance and financial information to confirm that the funding is still required. MOTION PUT AND PASSED.

10.3.2 Non-Annual Events Grant Program – Second Intake

A report from the Special Events Advisory Committee dated November 15, 2011 was before Council.

MOVED by Councillor Uteck, seconded by Councillor Johns that Halifax Regional Council approve an increase to operating cost center C772 in the amount of \$131,500 with funding as a 2011/2012 withdrawal from the Marketing Levy Special Events Reserve (MLSER) - Q315: for five (5) grant awards from the 2011/2012 Non-Annual Events (second intake) as identified in Table 1, page 7 of the October 6, 2011 staff report with the following amendments:

Sporting Events:

- (i) **Defer the National Basketball League of Canada All Star Weekend (11/12) pending further discussion by the Special Events Advisory Committee**
- (ii) **CIS Final 8 recommended award of \$50,000; an increase of \$4,250 from the recommended amount of \$45,750**
- (iii) **Canadian Sailing (CYA) Championships in the amount of \$2,000 as recommended pending confirmation of the event attendance and financial information to confirm that the funding is still required for events that have already occurred and;**
- (iv) **the addition of the Telus World Skin event with a recommended grant award of \$75,000 contingent upon (Glen Arbour) a) securing the event, b) securing provincial funding of \$125,000, c) discussion and agreement in regard to HRM obtaining an appropriate share of sponsorship advertising associated with the event.**

Tourism Events:

- (i) **International Bazaar in the amount of \$4,500 pending confirmation of the event attendance and financial information to confirm that the funding is still required for events that have already occurred.**
- 2. Approve, in principle, four (4) grant awards for a total of \$524,500 from the 2011/2012 Non-Annual Events (second intake) for 2012/2013 events as identified in Table 1, page 7 of the October 6, 2011 staff report and as amended by the Special Events Advisory Committee, to be funded from the MLSER - Q315 as follows:**

Sporting Events:

- i) **Aileen Meagher International Track Classic recommended award of \$14,500; a decrease of \$5,000 from \$19,500.**

Tourism Events:

- (i) **Tall Ships Nova Scotia 2012 in the amount of \$500,000; a decrease of \$67,000 from the proposed \$567,000, and;**
- (ii) **Removal of the Clipper Round the World Yacht Race as the applicant has withdrawn their application.**

Major Civic Celebrations:

- (i) **Artist for a Day - NSCAD 125 in the amount of \$10,000; an increase of \$250 from the recommended amount of \$9,750.**
3. **Defer consideration of the 2013 Continental Cup of Curling application until further information is provided.**

MOTION PUT AND PASSED.

11. MOTIONS - NONE

12. ADDED ITEMS

12.1 Naming Rights and Sponsorship

A staff report dated November 22, 2011 was circulated to members of Council at this meeting

The following correspondence was before Council:

- E-mail dated October 31, 2011 from Daniela Meir, Halifax
- Letter dated November 11, 2011 from John Ross, Professor and Program Director, Department of Emergency Medicine, Dalhousie University
- Letter dated November 14, 2011 Shirley Ann Rogers, Executive Director, Injury Free Nova Scotia
- Letter dated November 16, 2011 from Dr. Gaynor Watson-Creed, Medical Officer of Health and Dr. Ronald Fraser, Clinical Academic Leader, Addiction and Prevention Treatment Services, Capital District Health Authority
- Letter dated November 17, 2011 from Dr. Ruth Carter, Director, Mental Health and Addictions; Maureen Brennan, Manager, CHOICES – Adolescent Treatment Program; and Derek Leduc, Prevention/Health Promotion Specialist, CHOICES at IWK Health Centre
- E-mail dated November 17, 2011 from Rob Chambers, Halef Court Resident
- E-mail dated November 17, 2011 from Scott MacPhail
- E-mail dated November 17, 2011 from Dan and Jane Stevens, Bobolink Street
- E-mail dated November 20, 2011 from Nancy Hodinott
- E-mail dated November 20, 2011 from Adam Fine
- E-mail dated November 21, 2011 from Ron Blakeney, Dartmouth
- E-mail dated November 21, 2011 from Robert Strang, Chief Public Health Officer, Department of Health and Wellness
- Letter dated November 21, 2011 from Jennifer Heatley, Executive Director, Atlantic Coalition on Injury Prevention

MOVED by Councillor Walker, seconded by Councillor Nicoll that Halifax Regional Council direct staff to return to Council in the next fiscal year with a recommendation on an approach to a sponsorship policy in general. MOTION PUT AND PASSED.

12.2 CONTRACTUAL MATTER - Oval Naming Rights and Sponsorship

The following motion was passed at the In Camera session held earlier in the day and was now before Council for ratification:

MOVED by Councillor Walker, seconded by Deputy Mayor Karsten that Halifax Regional Council:

- 1. Approve the key terms of agreement, as amended, Oval Naming Rights as outlined in the discussion section of the November 1, 2011 Private and Confidential staff report, with subsequent letters of agreement to be ratified by Regional Council at a future date; and authorize the Mayor and Municipal Clerk to execute letters of agreement; and,**
- 2. Approve the recommended recognition approach with the 2011 Canada Winter Games Host Society and the World Figure Skating Championship Legacy Fund as outlined in the Discussion section of the November 1, 2011 Private and Confidential staff report; and,**
- 3. Publicly recognize the approved naming partner as outlined in the discussion section of the November 1, 2011 Private and Confidential staff report at a public event agreed to by all parties, pending the opening of the Oval for the 2011/2012 season.**
- 4. Not release this report to the public until the letters of agreement have been executed.**

MOTION PUT AND PASSED.

12.3 Councillor Smith

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

- 1. Request a staff report regarding the potential for naming some facilities at the Skating Oval after Mr. Robert McCall and other local members of the skating community; and**
- 2. Request that staff forward the submitted information regarding this matter to the corporation awarded naming rights for the Oval for their consideration.**

MOTION PUT AND PASSED.

13. NOTICES OF MOTION

13.1 Councillor Hendsbee

Councillor Hendsbee submitted a Notice of Motion that on a future day he shall move the adoption of the following resolution:

Be it resolved that this Municipal Council encourage the House of Assembly to show some hospitality and extend an invitation to the Occupy NS Movement to take up shelter and assemble on their lawn around the statue of Joseph Howe, Nova Scotia's own champion for our freedom of speech and freedom of the press, and

Be it further resolved that this Municipal Council note with regret that the Provincial Government has not had any open dialogue with the Occupy Nova Scotia supporters to discuss their pertinent issues such as poverty, wage parity, income assistance, housing, education, corporation taxation, natural resource development, and other concerns that are within the realm and jurisdiction of the Legislature.

The Notice of Motion was ruled out of order by the Municipal Solicitor.

13.2 Councillor Blumenthal

Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, the 6th day of December 2011, I propose to move First Reading of By-law C-702, the purpose of which is to amend By-law C-700 Respecting Cemeteries and Administrative Order 20, Respecting Fees for Cemetery Services.

14. ADJOURNMENT

The meeting was adjourned at 6:52 p.m.

Cathy J. Mellett
Municipal Clerk

INFORMATION ITEMS
November 22, 2011

1. Memorandum from the Municipal Clerk dated November 14, 2011
re: Requests for Presentation to Council - None