

HALIFAX REGIONAL COUNCIL  
MINUTES

March 6, 2012

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  
Dawn Sloane  
Sue Uteck  
Jennifer Watts  
Russell Walker  
Linda Mosher  
Steve Adams  
Robert Harvey  
Tim Outhit  
Reg Rankin  
Peter Lund

REGRETS:

Councillors: Debbie Hum  
Brad Johns

STAFF:

Mr. Richard Butts, Chief Administrative Officer  
Ms. Mary Ellen Donovan, Municipal Solicitor  
Ms. Cathy Mellett, Municipal Clerk  
Ms. Sherrill Murphy, Acting Municipal Clerk  
Ms. Chris Newson, Legislative Assistant  
Ms. Krista Vining, Legislative Assistant

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**1. INVOCATION**

Mayor Kelly called the meeting to order at 3:01 p.m. with the Invocation being led by Councillor Nicoll.

**MOVED by Councillor Walker, seconded by Councillor Wile that Halifax Regional Council move to In Camera at this time to deal with Labour Relations matter 15.2.1 Amalgamated Transit Union (ATU) Contract Negotiations. MOTION PUT AND PASSED.**

Council convened at 3:02 p.m. to move into In Camera.  
Council reconvened at 6:03 p.m.

**2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillors noted a number of community announcements and acknowledgements.

**3. APPROVAL OF MINUTES – February 14, 2012**

A revised set of February 14, 2012 minutes was circulated to Council for approval.

**MOVED by Councillor Sloane, seconded by Councillor Wile that the minutes of February 14, 2012, be approved, as presented. MOTION PUT AND PASSED.**

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

**MOVED by Councillor Sloane, seconded by Councillor Nicoll that the Order of Business, be approved, as presented. 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 HEARING**

**9.1 BY-LAW N-200, RESPECTING NOISE – EXEMPTION APPLICATION**

- (i) Noise By-Law Exemption, Titanic 100**
- (ii) Noise By-Law Exemption, Canadian Cancer Society's 2012 Relay for Life**

The following was before Council:

- A staff report dated February 15, 2012 entitled: Noise By-Law Exemption, Titanic 100

- A staff report dated February 15, 2012 entitled: Noise By-Law Exemption, Canadian Cancer Society's 2012 Relay for Life

Mr. Scott Hill, Regional Co-ordinator By-Law Services, provided an overview of the exemptions to By-Law N-200 respecting noise.

Mayor Kelly explained the Rules of Procedure for public hearings and called for speakers to come forward at this time to speak for or against By-Law N-200.

**Mr. Valentin Mocanu, District Coordinator, Canadian Cancer Society**, indicated that the Canadian Cancer Society's Relay for Life is the largest annual fundraising event in the world. He noted that this year there will be 25 events in Nova Scotia, of which five are in HRM. Last year the Canadian Cancer Society fundraised over \$2.5 million; this year they hope to fundraise \$2.8 million for cancer research and prevention. Mr. Mocanu went on to note that the events are lead by volunteers and supported by staff. Teams of 10 to 12 participants come together to raise funds that help fight against all forms of cancer. He commented that Relay for Life is more than a fundraising event. At these community events, participants celebrate the lives of people who have been touched by cancer and those who have lost their battle. On behalf of the Canadian Cancer Society, Mr. Mocanu thanked Council for their support in seeing the success of the 2012 Relay for Life.

Mayor Kelly gave the third and final call for speakers; there being no further speakers, it was **MOVED by Councillor McCluskey, seconded by Deputy Mayor Karsten that the public hearing be closed. MOTION PUT AND PASSED.**

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

1. **Approve the Titanic 100 application for an exemption from the provisions of the Noise By-Law pursuant to the schedule attached as Appendix C to the February 15, 2012 report.**
2. **Approve the Canadian Cancer Society Relay for Life application for an exemption from the provisions of the Noise By-Law pursuant to the schedule attached as Appendix C of the February 15, 2012 report.**

**MOTION PUT AND PASSED.**

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

### **10.1 Correspondence – None**

## **10.2 Petitions**

### **10.2.1 Councillor Rankin**

Councillor Rankin submitted a petition containing 96 signatures from Halifax West High School students “demanding that Metro Transit end the strike and return to work immediately.”

## **11. REPORTS**

### **11.1 CHIEF ADMINISTRATIVE OFFICER**

#### **11.1.1 2012 Municipal Elections – Appointment of Returning Officer, Delegation of Duties and Use of the Provincial List of Electors**

A staff report dated February 14, 2012 was before Council.

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

- 1. Appoint Cathy J. Mellett, Municipal Clerk, as the HRM Returning Officer to conduct the 2012 HRM Municipal and School Board elections.**
- 2. Direct the Returning Officer to use the permanent register of electors of the Province of Nova Scotia, Elections Nova Scotia and direct the Mayor and Municipal Clerk to execute the Information Sharing Agreement with Elections Nova Scotia, as provided as Attachment 1 of the February 14, 2012 report.**
- 3. Delegate certain duties and responsibilities as provided for under the Municipal Elections Act**
  - (1) To the Returning Officer: Fix the dates for alternative voting advanced polls;**
  - (2) To the Municipal Clerk: Appoint assistant returning officer/s as required;**
  - (3) To the Municipal Clerk: Make, revise and amend the tariff of fees and expenses and provide for the method of rendering and verifying accounts for payment.**

Ms. Cathy Mellett, Municipal Clerk responded to questions of clarification and concerns related to the accuracy of the 2012 Municipal voters list and residents having opportunities to add their names to list. Ms. Mellett further addressed questions respecting the various methods available to residents for casting their vote and concerns with changes in polling stations.

**MOTION PUT AND PASSED.**

**11.1.2 Withdrawal from Municipal Election Reserve Q313**

A staff report dated February 21, 2012 was before Council.

**MOVED by Deputy Mayor Karsten, seconded by Councillor Nicoll that Halifax Regional Council approve the withdrawal of \$25,000 from the Municipal Election Reserve Account Q313 to Election Operating Account A125 in fiscal 2011/2012 to cover expenses to be incurred in regard to the 2012 Municipal Election during this fiscal year.**

Ms. Cathy Mellett, Municipal Clerk responded to questions raised regarding the Halifax Regional School Board's contribution towards election costs and the various methods of advertising (ie. main papers, community papers and radio).

In response to a question raised by Councillor McCluskey respecting advertising on the Eastern Passage radio station, Ms. Mellett advised that she would report back to the Councillor.

**MOTION PUT AND PASSED.**

**11.1.3 Case 17489 – Initiation Report to Amend the Bedford Municipal Planning Strategy for 82, 88 and 92 Dartmouth Road, Bedford**

A staff report dated January 30, 2012 was before Council.

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

- a) **Initiate the process to consider amending the Bedford Municipal Planning Strategy and Land Use By-Law to permit multiple unit dwelling uses at 82, 88 and 92 Dartmouth Road, Bedford.**
- b) **Request staff to follow the public participation program as adopted by Council in February 1997.**

**MOTION PUT AND PASSED.**

**11.2 EXECUTIVE STANDING COMMITTEE**

**11.2.1 Administrative Order One – Alignment with Robert's Rules of Order**

A report from the Executive Standing Committee dated February 27, 2012 was before Council.

**MOVED by Councillor Adams, seconded by Councillor Watts that Halifax Regional Council Give First Reading of the proposed amendments to Administrative Order One, the purpose if which is to better align notices of Rescission and Reconsideration with Robert's Rules of Order.**

Ms. Cathy Mellett, Municipal Clerk responded to a question regarding the proposed amendment.

Councillor Harvey referenced two Canadian sources: Beauchesne's Parliamentary Rules and Forms and Bourinot's Rules of Order. He noted that Robert's Rules of Order is most commonly sourced but questioned why HRM is using an American source.

Following a brief discussion, the mover and seconder agreed to revise the motion to include a referral back to the Executive Standing Committee of the referenced source relative to Administrative Order One, in order to research possible Canadian sources.

The motion now reads:

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

- 1. Give First Reading to Administrative Order One as found in Attachment 2 of the report dated February 13, 2012, to better align notices of rescission and reconsideration with Robert's Rules of Order; and**
- 2. Matter of referenced source relative to Administrative Order One was referred back to the Executive Standing Committee to research possible Canadian sources.**

**MOTION PUT AND PASSED.**

- 12. MOTIONS – NONE**
- 13. ADDED ITEMS – NONE**
- 14. NOTICES OF MOTION**
- 14.1 Councillor Dalrymple**

"Take Notice that, at the next regular Regional Council meeting, to be held on Tuesday, the 20<sup>th</sup> day of March 2012, I propose to move First Reading of Proposed By-Law S-500, Respecting Charges for the Solar City Program."

Note was made that Mary Ellen Donovan, Municipal Solicitor would be retiring at the end of the month. Appreciation was expressed to Ms. Donovan for her guidance and years of service with HRM.

**MOVED by Councillor Wile, seconded by Councillor Blumenthal that Halifax Regional Council reconvene back into In Camera at this time to conclude discussions on the Amalgamated Transit Union contract negotiations. MOTION PUT AND PASSED.**

**15. IN CAMERA**

**15.1 In Camera Minutes - February 14, 2012**

The In Camera minutes of February 4, 2012 were approved during the In Camera session.

**15.2 Labour Relations**

**15.2.1 ATU Contract Negotiations Update - Oral**

This matter was dealt with during the In Camera session.

**16. ADJOURNMENT**

The meeting adjourned at 6:44 p.m. to convene In Camera.

Cathy J. Mellett  
Municipal Clerk

INFORMATION ITEMS

1. Memorandum from Acting Director, Finance and Information Technology dated February 9, 2012 – re: Guidelines – HRM Spending During Municipal, Provincial or Federal Elections
2. Memorandum from Director, Legal Services and Risk Management dated February 20, 2012 re: Status of By-law Prosecutions – November 1, 2011 - November 30, 2011
3. Memorandum from the Municipal Clerk dated February 28, 2012 re: Requests for Presentation to Council – None