



P.O. Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Information Item Number 7

Transportation Standing Committee

March 26, 2015

TO: Chair and Members of the Transportation Standing Committee
Original Signed

SUBMITTED BY: _____
Richard Butts, Chief Administrative Officer

DATE: March 17, 2015

SUBJECT: Taxi & Limousine Committee - Background

INFORMATION REPORT

ORIGIN

December 2013 Motion of the Transportation Standing Committee requesting a staff report regarding reinstatement of a Taxi Advisory Committee

LEGISLATIVE AUTHORITY

Under the Halifax Regional Charter Regional Council has the authority to provide direction in regard to the establishment of advisory Committees.

BACKGROUND

In July 2011 as part of the Governance Review of Boards and Committees Halifax Regional Council provided direction to:

- a) Repeal Administrative Order # 38 respecting the Taxi & Limousine Advisory Committee, and
- b) Provide direction to the CAO to have staff constitute an industry/user/staff liaison committee in accordance with the terms of reference with a focus on the "common client" of taxi and limousine user in HRM and on the industry as a transportation service provider.

The creation of the Liaison Committee reflected the governance position that, as an industry regulated by Regional Council staff, through the CAO, are accountable to Council for recommendations related to the regulation of the industry in the public interest. It further reflects that industry is responsible to create the structures which enable them to effectively advocate on behalf of their interests.

DISCUSSION

The staff reports leading up to Council's decision to repeal AO #38 and direct staff to create the Liaison Committee structure were extensive dating back to January and May 2005 when then CAO George McLellan undertook a review of the then existing Taxi & Limousine Committee structure and followed by the reviews undertaken in March 2011 (see attachments).

Each review summarized similar issues with the Taxi & Limousine Advisory Committee:

- The committee was not effectively carrying out the mandate of Council
- The committee did not reflect both industry and user interests
- The Industry does not speak with a single voice so representation is problematic
- It is the responsibility of industry to advocate on behalf of industry interests

The industry/user/staff liaison committee has been in place since 2011 and has provided effective liaison and consultation with staff and included representatives from industry, stakeholders, accessibility committee and users. In September 10, 2014 the Transportation Standing Committee the TSC requested that staff and the liaison Committee undertake an extensive consultation process in regard to proposed Amendments to By-law T1000 and Administrative Order 39, Respecting the Regulation of Taxis & Limousines in Halifax, which is currently underway.

Staff continue to follow the direction provided by Regional Council on July 5, 2011 to work with the Taxi & Limousine Liaison Committee as an advisory body to staff who are accountable for the advice and recommendations to Council related to the regulation of the industry in the public interest.

FINANCIAL IMPLICATIONS

There are no financial implications to this report.

COMMUNITY ENGAGEMENT

Not applicable

ATTACHMENTS

- 1) Minutes and Report to Regional Council July 5, 2011
- 2) Transportation Standing Committee report to Regional Council dated March 28, 2011 (with staff report dated March 10, 2011 attached)

A copy of this report can be obtained online at <http://www.halifax.ca/commcoun/index.php> then choose the appropriate Community Council and meeting date, or by contacting the Office of the Municipal Clerk at 902.490.4210, or Fax 902.490.4208.

Original Signed

Report Prepared/Approved by: Cathy J. Mellett, Municipal Clerk 902.490.6456

ATTACHMENT 1

EXTRACT OF THE MINUTES OF HALIFAX REGIONAL COUNCIL JULY 5, 2011

11.5.2 Taxi & Limousine Advisory Committee

The June 24, 2011 Transportation Standing Committee report was before Council.

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

- 1. Repeal Administrative Order #38 Respecting the Creation of a Taxi & Limousine Advisory Committee, and;**
- 2. Provide direction to the CAO to have staff of Community Projects, Halifax Regional Police, constitute an Industry/Staff Liaison Committee with revisions to the proposed Terms of Reference as outlined in Attachment A of the June 21, 2011 Supplementary Report.**

During the discussion it was noted that the Committee would be permitted to elect its own Chair.

Deputy Mayor Smith expressed concern with the composition of the new Committee. Ms. Andrea MacDonald, Manager, Animal and Taxi/Limousine Services, advised that through consultation with the Chief Administrative Officer, it was determined that the Committee would have to have representation from each of the three zones, as well as citizens-at-large. Based on Council's request, staff has reduced representation from the Airport Authority, TIANIS and the hotel industry from the previous Committee.

Mr. Mike Labrecque, Deputy Chief Administrative Officer, further clarified that the concept of the Committee is modeled after the development liaison group.

Ms. Mary Ellen Donovan, Municipal Solicitor, clarified that staff would bring forward recommendations respecting legislative amendments from the liaison group to the Transportation Standing Committee prior to going forward to Regional Council.

Further clarification was provided respecting keeping the key stakeholders informed, as well the membership open call process.

MOTION PUT AND PASSED.

Report to Regional Council July 5, 2011 on following pages...



P.O. Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Item No. 11.5.2
Halifax Regional Council
July 5, 2011

TO: Mayor Kelly and Members of Halifax Regional Council

Original Signed

SUBMITTED BY:

: Reg Rankin, Chair, Transportation Standing Committee

DATE: June 24, 2011

SUBJECT: Taxi & Limousine Advisory Committee

ORIGIN

Approval of the recommendation outlined in the June 21, 2011 report before the Transportation Standing Committee at the meeting of June 23, 2011.

The motion of Regional Council of April 15, 2011 regarding the report and recommendations of the Transportation Standing Committee with regard to the Taxi and Limousine Advisory Committee and Administrative Order #38. This matter was referred to the CAO for review, and for the CAO to report back to the Transportation Standing Committee.

RECOMMENDATION

The Transportation Standing Committee recommends that Halifax Regional Council:

1. Repeal Administrative Order #38 Respecting the Creation of a Taxi & Limousine Advisory Committee, and
2. Provide direction to the CAO to have staff of Community Projects, Halifax Regional Police, constitute an Industry/Staff Liaison Committee with revisions to the proposed Terms of Reference as outlined in Attachment A of the June 21, 2011 supplementary report.

BACKGROUND / DISCUSSION

A staff report (dated March 10, 2011) was presented to the Transportation Standing Committee on March 24, 2011. The Committee approved the staff recommendation regarding Administrative Order 38 and the creation of a Taxi and Limousine/Staff, Industry Liaison Group, which was forwarded to Regional Council on April 5, 2011.

Council referred this matter to the CAO for review, and for the CAO to report back to the Transportation Standing Committee.

The Transportation Standing Committee were presented with a supplementary staff report at their meeting on June 23, 2011, and following a brief discussion approved the staff recommendation outlined in the June 21, 2011 staff report.

BUDGET IMPLICATIONS

There are no new budget implications to this report. The cost is less than \$1000 annually and is in the current operating budget Account A121. Any budget implications would be handled administratively between HRP and the Clerk's office.

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Project and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Project and Operating reserves, as well as any relevant legislation.

COMMUNITY ENGAGEMENT

Staff of Community Projects. Halifax Regional Police Service consulted with stakeholders such as the Halifax International Airport Authority, TIANs and representatives of the hotel industry, along with members of the existing Taxi & Limousine Advisory Committee. Further consultation will take place when staff brings forward recommendations to Regional Council on amendments to the By-laws and Administrative Orders related to Taxi & Limousines services.

The Transportation Standing Committee is comprised of eight duly elected members of Council. Composition is made up of a member from each of HRM's six Community Councils, along with two members at large. Transportation Standing Committee meetings are held once a month and are open to the public, unless otherwise stated. Agendas, reports, and minutes from these meetings are posted online.

ALTERNATIVES

1. Council could choose to disband the current Taxi & Limousine Advisory Committee and chose to not have any HRM driven Industry Liaison Group.
2. Council could choose to retain the present Taxi & Limousine Advisory Committee as outlined in Administrative Order 38 and nominate one of its members or another member of Council to serve as Chair of the Committee as outlined in Administrative Order 38.
3. Council could choose to approve the initial recommendation of the Transportation Standing Committee.

ATTACHMENTS

1. Supplementary staff report dated June 21, 2011.
2. Transportation Standing Committee report dated March 28, 2011 can be viewed at:
<http://www.halifax.ca/council/agendasc/documents/110405cal021.pdf>

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/cagenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Jennifer Weagle, Legislative Assistant, 490-6517



P.O. Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Attachment 1

Transportation Standing Committee
June 23, 2011

TO: Chair and Members of the Transportation Standing Committee
Original Signed

SUBMITTED BY: Richard Butts, CAO

DATE: June 21, 2011

SUBJECT: Taxi & Limousine Advisory Committee

SUPPLEMENTARY REPORT

ORIGIN

The motion of Regional Council of April 15, 2011 regarding the report and recommendations of the Transportation Standing Committee in regard to the Taxi & Limousine Advisory Committee and Administrative Order #38.

That this matter be referred to the CAO for review, and for the CAO to report back to the Transportation Standing Committee.

RECOMMENDATION

That the Transportation Standing Committee advance the recommendation to Regional Council to:

1) Repeal Administrative Order #38 Respecting the Creation of a Taxi & Limousine Advisory Committee, and

2) Provide direction to me as CAO to have staff of Community Projects, Halifax Regional Police constitute an Industry/Staff Liaison Committee with revisions to the proposed Terms of Reference as outlined in Attachment A of this supplementary report.

BACKGROUND

In a meeting with staff the background respecting Administrative Orders #38 and #39 were reviewed, as was the recommendation to repeal Administrative Order #38 – Regarding the Taxi & Limousine Advisory Committee, along with the basis for the recommendation to move to an industry/staff liaison group and the rationale for the proposed membership of the liaison group.

The concern expressed to my office was that the proposed membership of the liaison group may be too large to be effective. In keeping with direction from Regional Council those concerns were considered.

DISCUSSION

The recommendations of the Transportation Standing Committee are, in my view, in keeping with appropriate accountability for oversight of the By-laws and Administrative Orders related to the Taxi & Limousine Industry in HRM.

The objectives in constituting an industry liaison group would be:

- To ensure a strong service focus to the industry
- To ensure the industry continues as an integral and healthy part of HRM's transportation system

To address those objectives it is important to provide the opportunity for the liaison group to be as effective as possible and not represent such diverse interests that it loses focus.

In keeping with that direction staff has proposed to revise the membership of the liaison group to include primarily industry and citizen/users, including a representative from the Accessibility Advisory Committee and the accessible taxi industry.

Staff of Community Projects, Halifax Regional Police Service have been in contact with stakeholders such as the Halifax International Airport Authority, TIANS and representatives of the hotel industry and have assured them that stakeholder consultations will not be negatively impacted by the proposed amendments to the liaison group.

In advancing that recommendation I have no concerns that a robust consultation process will be followed when staff brings forward recommendations to Regional Council on amendments to the By-laws and Administrative Orders related to Taxi & Limousine services in HRM.

BUDGET IMPLICATIONS

There are no budget implications to this report.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Project and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Project and Operating reserves, as well as any relevant legislation.

COMMUNITY ENGAGEMENT

N/A

ALTERNATIVES

- 1) To advance to Regional Council the initial recommendations of the Standing Committee
- 2) To advance to Regional Council the revised Terms of Reference and Recommendation contained in this report.
- 3) To propose to Regional Council any alternative recommendation/s.

ATTACHMENTS

Attachment A – Revised Proposed Terms of Reference of the Taxi & Limousine Liaison Group

A copy of this report can be obtained online at <http://www.halifax.ca/boardscom/index.html#standing> then choose the appropriate Standing Committee and meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Cathy J. Mellett, Municipal Clerk ph.: 490-6456 email melletc@halifax.ca

Reviewed by: Andrea Macdonald, Manager, Animal and Taxi/Limousine Services, Community Projects, HRP

Proposed Terms of Reference (as revised) – Attachment A

Taxi & Limousine Liaison Group

Mandate:

The Taxi & Limousine Liaison Group develops and maintains business processes, business practices, and legislation which facilitate a positive, productive working relationship between staff of Community Projects, HRP, Taxi & Limousine Industry and related stakeholders. The focus of which shall be the impact on the "common client", the citizens, businesses and visitors to the Halifax Regional Municipality.

Guiding Principle:

Client Focus: all participants maintain a focus on the impact of the practises and legislation on the "common client", the Taxi and Limousine users.

Clarity: ensures the industry knows their roles and responsibilities; HRM's business practices and regulations promote services to the "common client".

Efficiency: realizing maximum benefits with minimal resources and regulation.

Effectiveness: providing the highest degree of client service.

Accountability: identifying what the "common client" expects from HRM staff and industry.

Consistency & Fairness: in terms of approach, practises and regulations throughout HRM.

Responsibilities:

- Promotes and encourages a safe, accessible, friendly and professional service to the "common client".
- Promotes and encourages an adequate level of service which meets the demands of the "common client" and visitors to the Halifax Regional Municipality.
- Promotes a standard for quality service and professionalism.
- Provide advice to Community Projects staff, respecting business practices, processes and legislation.

Membership:

- Community Projects Staff
- One member who is a Taxi Broker
- One member who is a taxi driver and taxi owner from Halifax zone
- One member who is a taxi driver and taxi owner from Dartmouth zone
- One member who is a taxi driver and taxi owner from County zone
- One member who is a limousine driver and limousine owner
- One member who is an accessible taxi driver and accessible taxi owner
- Three members who are citizens at large and users of the taxi and /or limousine industry in HRM (a citizen from each zone if possible) and who do not have a financial interest in the taxi or limousine industry.
- One member who is a representative from HRM's Accessibility Advisory Committee

Proposed Terms of Reference (as revised) - Attachment A

Administrative:

Group meetings can be held quarterly at a regular time and place, or as agenda items warrant. Any additional meetings can be scheduled as required. Notice of meetings, agendas and related information will be circulated to the group by Community Projects, of HRP, one week in advance of the meeting. Minutes of the meeting will be the responsibility of the committee and will be circulated to group members only.

(Date approved)

ATTACHMENT 2

**Transportation Standing Committee Report to Regional Council April 5, 2011
and associated Staff reports.**

Item No. 10.2.1
Halifax Regional Council
April 5, 2011

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY: Original Signed
Rég Rankin/Chair, Transportation Standing Committee

DATE: March 28, 2011

SUBJECT: Taxi & Limousine Advisory Committee

ORIGIN

Transportation Standing Committee meeting of March 24, 2011.

Council Motion of October 12, 2010 regarding the establishment of Standing Committees of Council and adopting, in principle, the consolidation of current committees of Council under the mandate of the Standing Committees.

RECOMMENDATION

The Transportation Standing Committee recommends to Halifax Regional Council that:

1. Administrative Order Number Thirty-eight - *Respecting the Creation of the Taxi and Limousine Advisory Committee*, be repealed; and
2. Council direct staff of Community Projects, HRP to constitute a Taxi & Limousine/Staff, Industry Liaison Group, as outlined in the Proposed Terms of Reference in Attachment C of this report, the purpose of which is to facilitate a positive, productive working relationship between HRM By-law Services and the Taxi and Limousine Industry and related stakeholder and to focus on service to the "common client", the Taxi & Limousine users in HRM.

BACKGROUND / DISCUSSION

The Transportation Standing Committee were presented the attached staff report at their meeting on March 24, 2011, and following a brief discussion approved the staff recommendation outlined in the March 10, 2011 staff report.

BUDGET IMPLICATIONS

There are no new budget implications to this report. The cost is less than \$1000 annually and is in the current operating budget Account A121. Any budget implications would be handled administratively between HRP and the Clerk's office.

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Project and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Project and Operating reserves, as well as any relevant legislation.

COMMUNITY ENGAGEMENT

See attached staff report dated March 10, 2011.

ALTERNATIVES

1. Council could choose to disband the current Taxi & Limousine Advisory Committee and chose to not have any HRM driven Industry Liaison Group.
2. Council could choose to retain the present Taxi & Limousine Advisory Committee as outlined in Administrative Order 38 and nominate one of its members or another member of Council to serve as Chair of the Committee as outlined in Administrative Order 38.

ATTACHMENTS

Staff report dated March 10, 2011.

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/agenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208

Report Prepared by: Jennifer Weagle, Legislative Assistant, 490-6517

Transportation Standing Committee
March 24, 2011

TO: Chair and Members of the Transportation Standing Committee of Council
Original Signed

SUBMITTED BY: _____
Cathy J. Mellett, Municipal Clerk

DATE: March 10, 2011

SUBJECT: Taxi & Limousine Advisory Committee

ORIGIN

Council Motion of October 12, 2010 regarding the establishment of Standing Committees of Council and adopting, in principle, the consolidation of current committees of Council under the mandate of the Standing Committees.

RECOMMENDATION

That the Transportation Standing Committee recommend to Regional Council that;

- 1) Administrative Order Number Thirty-eight- Respecting the Creation of the Taxi and Limousine Advisory Committee, be repealed, and
- 2) Council direct staff of Community Project, HRP to constitute a Taxi & Limousine/Staff, Industry Liaison Group, as outlined in the Proposed Terms of Reference in Attachment C of this report, the purpose of which is to facilitate a positive, productive working relationship between HRM By-law Services and the Taxi and Limousine Industry and related stakeholder and to focus on service to the "common client", the Taxi & Limousine users in HRM.

BACKGROUND

In May 2005 at the request of Regional Council staff brought forward a report which disbanded the existing Hotel Standards Committee and Taxi and Limousine Committees and establish a new combined Taxi & Limousine Advisory Committee under new Terms of Reference prepared by the Municipal Solicitor.

In the reports dated January 11, 2005 and May 24, 2005 (Attachment A) staff was of the opinion that the Taxi and Limousine industry has no more of a need for an advisory committee reporting directly to Council than any other industry operating in HRM. Taking into consideration the input from both the Hotel and Taxi industries staff was prepared, at that time, to recommend the continuation of one combined advisory body. Staff was also of the opinion that Council representation on the Committee, if formed, was not required since Council members could receive input on industry issues when they came before Council. What was seen as important was that the mandate of any committee related to the Taxi and Limousine Industry focus on improvements of service to the public.

The combined Taxi & Limousine Advisory Committee, under a revised terms of reference, was established by Council in August 2005 through Administrative Order Thirty-Eight (Attachment B). The original committee membership did not include a Council representative. A report from the committee dated February 7, 2006 requested that one member of Regional Council be added to the committee and that member serve as chair of the Committee.

As part of the recommendations of Council in adopting the Standing Committee structure and as part of the overall transportation system in HRM, the Taxi and Limousine Advisory Committee was placed under the Transportation Advisory Committee for their review and consideration.

DISCUSSION

Little has changed since the staff reports of January 2005 and May 2005. The revised Taxi & Limousine Advisory Committee continues to meet sporadically and, by their own reports, have difficulty bringing forward concrete actions or recommendations that focus on improved service to the public.

What has changed is that, since 2005, HRM has successfully implemented several industry liaison groups. While not committees of Council, these industry liaison groups have served to be effective vehicles for HRM administration to work with Industry and Stakeholders to focus on industry improvement and enhance working relationships and the recommendations coming to Council. The most effective of these has been the Development Industry Liaison Group which, together with HRM Community Development, Development & Planning Services has been a highly recognized and regarded initiative.

It is the position of staff that these Industry Liaison Groups should form the model for how to address issues related to the Taxi and Limousine Industry in HRM. It continues to be the position of staff and the current Chair of the Taxi & Limousine Advisory Committee that;

- The Taxi & Limousine industry in HRM has no more need for an advisory committee reporting to Council (or a Standing Committee of Council) than any other industry operating in HRM,
- That Administrative Order Number 38 should be repealed, and,
- That staff of Community Projects, HRP establish an Industry Liaison Group to provide the forum for liaising with industry and stakeholders, as proposed in Appendix C of this report,
- The Liaison Group would follow the model established through the Development Industry Liaison Group,
- That Council representation on that Liaison Group is not necessary since Council members will have an opportunity for their input on industry issues when they come before Council or the Standing Committee and the industry and stakeholders will be engaged by staff, through the Liaison group, during the development of their recommendations to Council,
- That the HRM Administrative body responsible for the Taxi & Limousine Liaison Group shall be Community Projects, HRP, and
- That the Taxi & Limousine Liaison Group needs to have a stated mandate which is to facilitate a positive, productive working relationship between Community Projects, HRP and the Taxi Industry and related stakeholder with a focus on service to the “common client”, the Taxi & Limousine users in HRM.

BUDGET IMPLICATIONS

Currently the Community Projects department, HRP, which oversees the Administration and Enforcement of By-law T-108, Respecting the Regulation of Taxi & Limousines, does not have the administrative staff to assume the responsibility of establishing and maintaining a Liaison Group as outlined in recommendation of this report.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Project and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Project and Operating reserves, as well as any relevant legislation.

COMMUNITY ENGAGEMENT

It is recommended that this report and the recommendations of the Transportation Standing Committee should be forwarded to the Taxi and Limousine Advisory Committee.

ALTERNATIVES

1. The Transportation Standing Committee could disband the currently Taxi & Limousine Advisory Committee and chose not have any HRM driven Industry Liaison Group.
2. The Transportation Standing Committee could choose to retain the present Taxi & Limousine Advisory Committee as outlined in Administrative Order 38 and nominate one of its members or another member of Council to serve as Chair of the Committee as outlined in Administrative Order 38.

ATTACHMENTS

Attachment A - Staff Reports of September 11, 2005 and May 24, 2005 which resulted in the establishment of the current Taxi & Limousine Advisory Committee Structure

Attachment B -- Administrative Order Thirty-eight – Respecting the Creation of the Taxi and Limousine Advisory Committee

Attachment C – “Proposed Terms of Reference –Taxi & Limousine Liaison Group – as proposed by Staff

A copy of this report can be obtained online at <http://www.halifax.ca/commcoun/cc.html> then choose the appropriate Community Council and meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Cathy J. Mellett, Municipal Clerk, 490-6456 email: melletc@halifax.ca

Report Reviewed& Approved by: Staff of Community Projects, Halifax Regional Police Services

Attachment A



P.O. Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Halifax Regional Council
May 24, 2005
6:00 p.m.

TO: Mayor Kelly and Members of Regional Council
Original Signed

SUBMITTED BY: George McLellan, Chief Administrative Officer
Original Signed

Wayne Anstey, Q.C., Municipal Solicitor

DATE: May 16, 2005

SUBJECT: Structure - Taxi and Limousine Committee

ORIGIN

A staff report dated January 6, 2005 was before Regional Council on January 11, 2005 for its consideration (Copy of Report attached as Appendix "A"). The report recommended that

the Taxi and Limousine Committee as well as the Hotel Standards Committee be disbanded and that staff be directed to arrange for the introduction of the necessary legislation amendments to accomplish that end.

The following resolution was adopted by Regional Council:

MOVED by Councillor Walker, seconded by Councillor Hum, that this matter be referred back to staff for a report following consultation with both the Taxi and Limousine Committee and the Hotel Standards Committee, regarding the feasibility of combining both Committees.

RECOMMENDATION:

It is recommended that

- (1) The Current Taxi and Limousine Committee as well as the Hotel Standards Committee be disbanded;
- (2) A new Taxi and Limousine Advisory Committee to appointed pursuant to the Terms of Reference set forth in Appendix "H" attached to this report;
- (3) Staff be directed to arrange for the introduction of the necessary legislation amendments to accomplish these ends.

BACKGROUND:

Following the Regional Council meeting of January 11, 2005, the issue was discussed with the Taxi and Limousine Committee at its meeting of January 31, 2005. An extract of the minutes of that meeting outlining the discussions that took place are attached as Appendix "B". At that time the Committee adopted the following resolution:

MOVED by Councillor McCluskey, seconded by Don Shannon that the Regional Taxi and Limousine Committee be retained with the addition of one representative from the Hotel Association and one from the Tourism industry and that the Hotel Standards Committee be disbanded. MOTION PUT AND PASSED UNANIMOUSLY.

The Hotel Standards Committee met on March 10, 2005 to discuss the issue. The Committee strongly expressed their desire to continue as an advisory committee to Regional Council in regards to taxi/limousine service standards. The Committee commented that they have forwarded recommendations to Council/Taxi Committee in regards to their mandate to improve the level of service for visitors to the HRM and to enhance the working relationship between taxi drivers and the entire tourism industry.

The Municipal Solicitor agreed to prepare a draft Terms of Reference - including mandate and possible composition options - for a possible new taxi standards advisory committee for consideration by the Hotel Standards Committee with emphasis on public service, quality of car and driver. The new Committee would have more public involvement and be less industry (taxi/limo) driven. For example: composition could have representation from the following: Hotel Association of Nova Scotia, Tourism Industry Association Of Nova Scotia, Halifax Regional Chamber of Commerce, area businesses, members of the public and perhaps one or two Taxi Industry representatives.

The Municipal Solicitor prepared a draft of the Terms of Reference/Mandate to the Hotel Standards Committee as requested and these were reviewed by the Committee on April 07, 2005. A copy of the minutes of that meeting of the Hotel Standards Committee is attached as Appendix "D" and a copy of the Terms of Reference as approved by the Hotel Standards Committee is attached as Appendix "E".

The draft Terms of Reference approved by the Hotel Standards Committee were referred to the Taxi and Limousine Committee for their comments at their meeting held on April 18, 2005. The extract of the minutes (draft) of that meeting respecting this issue are attached as Appendix "F".

DISCUSSION:

While staff are still of the opinion that the Taxi and Limousine industry has no more need for an advisory committee reporting directly to Council than any other industry operating in HRM, staff has taking into consideration the input of the present Taxi and Limousine Committee and the Hotel Standards Committee and is prepared to recommend the continuation of one advisory body to replace

the two present committees.

In staff's opinion, the primary purpose in the municipality regulating the taxi and limousine industry is to ensure that the public receives a safe and effective taxi and limousine service within the municipality as an integral part of the overall transportation system. In achieving this goal, it is necessary for the municipality to regulate the quality and safety of vehicles, the qualification and training of drivers and to create a regulatory environment in which the industry can operate effectively in the public interest.

In staff's opinion a Committee should consist of representatives of stakeholder groups such as the chamber of commerce, the tourism industry, the hotel and hospitality industry and the general public, including representatives from the disabled community. In staff's opinion, Council representation is not necessary since Council members will have an opportunity to input on industry issues when they come before Council. This Committee could receive input from all interested parties including owners, brokers and drivers.

Staff are not convinced that either model suggested by the two existing committees is appropriate.

As noted above, in staff's opinion,

- (1) Council representation on the committee is not necessary;
- (2) Both Committees are too large;
- (3) The Committee suggested by the present Taxi and Limousine Advisory Committee has too many industry representatives.
- (4) The mandate as suggested by the present Taxi and Limousine Advisory Committee does not focus sufficiently on public service.

Accordingly, staff are suggesting a compromise between the two structures suggested by the two existing Committees. The staff recommendation is set out in Appendix "H" attached.

BUDGET IMPLICATIONS

This recommendation has no significant budget implications.

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approval Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Operating reserves, as well as any relevant legislation and business plans.

ALTERNATIVES

Council could adopt the terms of reference and mandate suggested by either of the existing Committees. Staff's preference would be those recommended by the Hotel Standards Committee in Schedule "E".

ATTACHMENTS:

Appendix "A" - Staff Report dated January 6, 2005.

Appendix "B" - Extract of Minutes - Taxi And Limousine Advisory Committee - January 31, 2005

Appendix "C" - Minutes - Hotel Standards Committee - March 10, 2005

Appendix "D" - Minutes - Hotel Standards Committee - April 07, 2005

Appendix "E" - Terms of Reference - Taxi And Limousine Advisory Committee - As Suggested by Hotel Standards Committee

Appendix "F" - Extract of Minutes - Taxi And Limousine Advisory Committee - April 18, 2005.

Appendix "G" - Terms of Reference - Taxi And Limousine Advisory Committee - As Suggested by Current Taxi And Limousine Advisory Committee

Appendix "H" - Terms of Reference - Taxi And Limousine Advisory Committee - Staff Recommendation

Additional copies of this report and information on its status can be obtained by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report prepared by: Wayne Anstey, Q.C., Municipal Solicitor.

Report approved by: _____, Original Signed
Wayne Anstey, Director of Legal Services 490-4229

Appendix "A"

Halifax Regional Council
January 11, 2005
6:00 p.m.

TO: Mayor Kelly and Members of Regional Council

SUBMITTED BY: _____
George McLellan, Chief Administrative Officer

Wayne Anstey, Q.C., Municipal Solicitor

DATE: January 06, 2005

SUBJECT: Taxi and Limousine Committee

ORIGIN

Direction from Regional Council that staff bring forward a recommendation on the future structure of the Taxi and Limousine Committee.

RECOMMENDATION:

It is recommended that the Taxi and Limousine Committee as well as the Hotel Standards Committee be disbanded and that staff be directed to arrange for the introduction of the necessary legislation amendments to accomplish that end.

BACKGROUND:

The Taxi and Limousine Committee is established by By-Law T-100 (copy attached as Appendix "A") The Committee is presently composed of eleven members made up as follows:

- (e) two Councillors;
- (f) two citizens of the Region which are not and have not been involved within the last five years prior to their appointment in taxi or limousine industries;
- (g) three taxi brokers (owners or managers) one from each zone;
- (h) three taxi drivers/owners (one from each zone);
- (i) one limousine representative.

The mandate of the Committee is to promote and encourage service to the public, professionalism, and the interests of the taxi and limousine industries as an integral part of the regional transportation system.

Pursuant to the By-law, the Committee may receive recommendations and submissions, conduct investigations and ultimately make recommendations to Council on the following topics.

- (a) rates and fees;
- (b) limitation of the number of taxi or limousine drivers in the various zones of the Municipality;
- (c) the role of the taxi and limousine industries in regional transportation objectives;
- (d) problems generally in the taxi and limousine industries; and
- (e) changes to by-laws or other legislation relevant to the taxi and limousine industries

however, the Committee has no power to resolve or mediate in individual disputes within the taxi or limousine industries.

In addition, under the Taxi and Limousine By-law 108, a Hotel Standards Committee is established. That Committee is made up of nine members appointed as follows:

- (a) one member appointed by Tourism Halifax;
- (b) one member appointed by the Tourism Industry Association of Nova Scotia;
- (c) two members appointed by the Hotel Association of Halifax
 - (i) one to act as chair; and
 - (ii) the other to represent the hotel industry at the Concierge or Public Service Manager level, this appointment to be on a rotational basis among the Hotels;
- (d) five members appointed by Council on the recommendation of the Mayor with
 - (i) one member being a Hotel Standards licensed taxi driver;
 - (ii) one member being a licensed Hotel Standards taxi owner;
 - (iii) one member being an owner or manager of a 24 hour dispatch taxi brokerage;
 - (iv) one member being a member of Council; and
 - (v) one member being a concierge from a residential facility.

The mandate of the Hotel Standards Committee is to improve the level of service for visitors to the Halifax Regional Municipality and to enhance the working relationship between taxi drivers and the entire tourism industry.

Prior to amalgamation, there were taxi and limousine committees in both the former cities of Halifax and Dartmouth. The Town of Bedford and the Halifax County Municipality has no such industry committees.

The make-up of the former City of Halifax committee was similar to the current Committee while the committee in the former City of Dartmouth was made up of 5 Councillors and 1 citizen at large.

Staff has done a survey of a number of the more prominent cities across Canada (15 in total) to determine the governance structure in place in each of those communities. In addition information was obtained from Manitoba and British Columbia where the taxi industry is regulated provincially.

The results of that survey are attached as Appendix "B".

Of the 15 cities surveyed, 8 of the municipalities do not have any taxi committee of any kind in place. In the local region, there are no taxi committees in place in Prince Edward Island and New Brunswick. Saint John, New Brunswick did have a committee until May, 2004, when the members of the Committee walked out. Toronto has not had an active committee since 2003. It is currently under review by the Council. The mandate and structure of the committees in Ottawa and Mississauga are currently under review. There appears to be a trend in that committees that exist in eastern Canada appear to have industry members as a majority or at least a substantial portion of its committee. On the other hand, committees in western Canada appear to have no industry representation.

DISCUSSION:

In staff's opinion, the primary purpose in the municipality regulating the taxi and limousine industry is to ensure that the public receives a safe and effective taxi and limousine service within the municipality as an integral part of the overall transportation system. In achieving this goal, it is necessary for the municipality to regulate the quality and safety of vehicles, the qualification and training of drivers and to create a regulatory environment in which the industry can operate effectively in the public interest.

Unfortunately, it is staff's observation that, for the most part, in recent years, the Committee has not focussed on the interests of the public, but rather on the financial self-interests of the owners and operators. The Committee has resisted efforts to raise the standards for both vehicles and drivers. The Committee has not been prepared to attempt to address major problems facing the industry such as the "leasing" of roof lights. Much of the discussion time of the Committee has been spent on issues like taxi limitations and transferability which many members of the industry see as a potentially substantial financial windfall to current members of the industry. Recent discussions have shifted from limitations on taxi vehicles to limitations on drivers. Historically, this has resulted in citizen members of the Committee losing interest in the Committee and eventually ceasing to attend. In recent months, even industry members have begun to become frustrated with the Committee proceedings with the result that it has been difficult to achieve and maintain quorums. Non-committee members of the industry have expressed frustration with the ineffectiveness of the Committee.

The Hotel Standards Committee was first established in the former City of Halifax with a goal of upgrading the quality of taxis and the drivers servicing hotels. A standard was set for both vehicles and drivers who would be permitted to access private stands on hotel properties. Since that time, the standard for all taxis has been upgraded to the hotel standard so that there is now no higher standard for taxis which can be licensed to operate anywhere and those that access hotels. In addition, all new drivers are now required to take the same training as was originally established for hotel standard drivers. Therefore, in staff's opinion, the purpose of the Committee has become redundant.

There are many industries operating in the municipality which are regulated to some extent either by the Municipality or the Province. HRM has not created an advisory committee for these industries. Most facets of the transportation in the Province of Nova Scotia are regulated either by

the Province or by municipalities. HRM has not created advisory committees for other sectors of the transportation industry other than for taxis and limousines. As our research has pointed out, the majority of communities do not have advisory committees in place with respect to the taxi and limousine industry and there is no indication that those communities that do not have committees are any less effective in regulating the industry. Even in the absence of an HRM sponsored Committee, there is nothing to prevent the HRM taxi and limousine industry from organizing itself to input to Council on issues that it considers important to the industry. Likewise if the hotel industry wishes to organize itself with respect to standards for taxis and limousines accessing their private stands they can do so on their own without HRM assistance.

If Council does perceive a need to continue to have an oversight body with respect to this industry, then it is staff's opinion that one advisory body should replace the two present committees and be made up of representatives of stakeholder groups such as the chamber of commerce, the tourism industry, the hotel and hospitality industry and the general public, including representatives from the disabled community. Council representation is not necessary since Council members will have an opportunity to input on industry issues when they come before Council. This Committee could receive input from all interested parties including owners, brokers and drivers.

BUDGET IMPLICATIONS

This recommendation has no significant budget implications. There would be some small savings as a result of staff no longer being required to provide support services to the Committees.

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Operating reserves, as well as any relevant legislation and business plans.

ALTERNATIVES

If Council does perceive a need to continue to have an oversight body with respect to this industry, then it is staff's opinion that one advisory body should replace the two present committees and be made up of representatives of stakeholder groups such as the chamber of commerce, the tourism industry, the hotel and hospitality industry and the general public, including representatives from the disabled community.

ATTACHMENTS:

Appendix "A" - By-Law T-100 Respecting Taxi and Limousine Committee

Appendix "B" - Survey Of Information Respecting Taxi Industry Governance From Select Cities Across Canada

Additional copies of this report and information on its status can be obtained by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report prepared by: Wayne Anstey, Q.C., Municipal Solicitor.

Report approved by: _____,
Wayne Anstey, Director of Legal Services 490-4229

Appendix "B"

Extract of Minutes
Regional Taxi And Limousine Advisory Committee
January 31, 2005

6.2 Future Structure Taxi and Limousine

The following motion from Regional Council was before the Committee for consideration:

This matter be referred back to staff for a report following consultation with both the Taxi and Limousine Committee and the Hotel Standards Committee regarding the feasibility of combining both Committees.

The Committee agreed that members of the industry/public would be permitted to speak. Members of the Committee and members of the industry seated in the gallery commented regarding the above motion and the future structure of the Committee as follows:

- Hotel Standards Committee membership duplicates that of the Regional Taxi and Limousine Committee in terms of driver representative, broker representative, and a member of Council.
- The standard for new drivers is to complete national certification, there is only one standard for vehicles (those cars that have hotel standard designation are inspected twice annually while those that aren't are required to have one inspection). What is the purpose of the Hotel Standards Committee.
- As they are not governed by By-Law T-108, brokers should not have a vote on the Committee, they could sit on the Committee and have input but not be a voting member.
- There are 2000 members of the taxi industry in HRM and, in order to be just, the Taxi Committee must represent that group of people.
- Brokers are an integral part of the taxi industry and are serious stakeholders at this Committee. Brokers deserve a place at this Committee and a vote. Brokers should be asked if they would want to be regulated by T-108.
- Comment on original report: The Committee's numbers were reduced by resignations and the three meeting missed rule was not enforced. Both these things had an impact on the Committee's ability to maintain a quorum.
- Halifax zone has 610 vehicles with one driver representative. The Dartmouth and County zones have many fewer vehicles with the same representation. Believe that the Regional Taxi And Limousine Advisory Committee Minutes 6 January 31, 2005 Halifax zone should have one additional driver representative.

MOVED by Councillor McCluskey, seconded by Don Shannon that the Regional Taxi and Limousine Committee be retained with the addition of one representative from the Hotel Association and one from the Tourism industry and that the Hotel Standards Committee be disbanded. MOTION PUT AND PASSED UNANIMOUSLY.

Appendix "C"

HOTEL STANDARDS COMMITTEE

SPECIAL MEETING

MINUTES

March 10, 2005

PRESENT:

Bill Harrison, Chair
Ivan Boyd (1:09 pm)
Darlene Grant Fiander
Robert Richards
Councillor Mary Wile

ABSENT:

Suzanne Leblanc
Derek Mathers
Peter McIlveen (regrets)

STAFF:

Mr. Wayne Anstey, Municipal Solicitor
Ms. Chris Newson, Legislative Assistant

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2.3	Letter dated January 11, 2005 from Ms. Darlene Grant Fiander, Executive Director TIAN, to Councillor Linda Mosher, Chair of the Regional Taxi and Limousine Advisory Committee	3
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1. CALL TO ORDER

Mr. Bill Harrison, Chair, called the meeting to order at 1:06 pm in the Trophy Room, 2nd Floor, City Hall, 1841 Argyle Street

2. MANDATE OF THE HOTEL STANDARDS COMMITTEE

- 2.1 Terms of Reference for the Hotel Standards Committee as per By-Law T-108 including the mandate for the Committee.
- 2.2 Report dated January 6, 2005 to Regional Council entitled "Taxi and Limousine Committee".
- 2.3 Letter dated January 11, 2005 from Ms. Darlene Grant Fiander, Executive Director TIANs, to Councillor Linda Mosher, Chair of the Regional Taxi and Limousine Advisory Committee.

Items 2.1 - 2.3 were discussed together at this time.

Mr. Bill Harrison, Chair of the Hotel Standards Committee (HSC) explained one accomplishment achieved by the HSC was the establishment of the concept of a *hotel standard* vehicle by Regional Council. Now, that standard of vehicle is mandatory and is part of By-Law T-108.

The HSC is currently considering an amendment to existing legislation to approve a name change to *Halifax Regional Taxi Standards Committee* as "*hotel standards*" is no longer the sole function of the HSC. The term "*hotel standards*" leaves a bad feeling with those drivers who have not become "*hotel standard*" (nationally) certified. Ms. Darlene Grant-Fiander, Director, Tourism Human Resource Council (THRC), added that over 350 drivers have been Nationally Certified and that number is growing closer to 500. Mr. Harrison advised that Nova Scotia has the highest level of national certification in the country. Seasoned drivers are also encouraged to participate in the national certification program.

The mandate of HSC is also to fulfill value of tourism to the area. A visitor's impression, especially from the airport, is very important and therefore quality of car and driver are important.

Mr. Harrison explained the HSC was formed due to dis-satisfaction of local hotels with the quality of car. Since HSC's formation there have been huge improvements in the quality of car/driver/service.

There is a quarterly publication now being sent to drivers from the THRC in an effort to inform drivers of what is going on in HRM such as conferences coming to town, large events planned at the Metro Centre/WTCC and Cruise Ship information for example. This information will assist in ensuring there will be sufficient taxi coverage for those events.

Mr. Harrison added that the overall impact of taxis/tourism has similar benefits to residents of Halifax as local residents will benefit from the quality of vehicle/service as well.

Ms. Darlene Grant Fiander advised that HSC wrote a letter to Councillor Linda Mosher, Acting Chair of the Regional Taxi and Limousine Advisory Committee, regarding concerns with the proposal to disband this Committee. *A copy of the letter was distributed in the agenda package*

for today's meeting.

Ms. Grant Fiander outlined the following points:

1. There is misinformation that HSC has arrived to where it needs to be. (The car standard is part of the By-law but it is not enforced).
2. A large portion of the taxi industry is not required to make any investment in themselves. There is still a lot of work to do in this regard (ie; all drivers being nationally certified).
3. HSC is *not* part of the Regional Taxi and Limousine Advisory Committee.
4. HSC is perhaps not communicating what they are doing. Perhaps HSC could meet with/report to Regional Council more often. HSC has presented to Regional Council and are willing to do so more frequently.
- (ii) HSC/TIANS/HANS produce a quarterly newsletter for the benefit of the taxi/limo drivers.
- (ii) TIANS offers a \$50 rebate for the National Certification Program.
- (ii) Why is HSC being considered for disbandment?

The Committee then responded to questions from Mr. Wayne Anstey, Municipal Solicitor and author of the report before the Committee.

Mr. Anstey raised the following points:

1. The report recommending disbandment was written in the context that HRM has limited resources, particularly in the Municipal Clerk's Office, Legal Services and the Taxi Inspector's office. The Committees meet monthly, although HSC has recently amended their meeting schedule to meet every second month.
- (ii) The genesis of the report stems more from frustrations with the Regional Taxi and Limousine Advisory Committee than the Hotel Standards Committee. Members of the taxi industry as well as Regional Council have expressed frustration with the Regional Taxi and Limousine Advisory Committee. Research of municipalities across the country shows regulation of the taxi industry is done by the various municipalities yet, in eastern Canada, the Committees were primarily made up of industry representatives while western communities had less industry representation. The Committees seem to become dysfunctional when industry is heavily involved.
- (ii) The staff recommendation is that the taxi industry itself could form a committee and meet whenever they want and provide their own support. When an issue has to be brought forward to Regional Council, in regards to a By-law amendment, the Committee could then forward their recommendations to Regional Council.
- (ii) Recently some issues have come forward to Regional Council from the Hotel Standards Committee but prior to that, since HSC's formation, there were very few recommendations coming forward. The only recommendation was for mandatory National Certification for all taxi and limousine drivers. Hotel standards became mandatory for all cars when the new by-law was adopted. Currently, the only difference between hotel standard vehicles and non-hotel standard vehicles is the number of vehicle

inspections required per year. (One inspection per year for non-hotel standard certified cars and two inspections per year for hotel standard certified cars) Also, some drivers have been "grand-fathered" and there has been no real change in attitude of existing drivers toward certification. Drivers constantly ask the question: *"What is the value for me to be nationally certified?"* Mr. Anstey explained that due to the lack of recommendations coming forward from the Hotel Standards Committee, staff's reaction was to ask *"Is there a role for the committee anyway?"*

Mr. Anstey advised alternatives to disbandment would be:

- The taxi industry could form their own Committee as mentioned previously.
- Regional Council could have one committee. Two committees does seem to create conflict and the question is asked: *"Why are there two Committees?"*
- Have more of a mix in membership on one Committee. Currently, the Regional Taxi and Limousine Advisory Committee has two members of the public, two Councillors, with the remaining members being taxi industry members. There could be a possible blend of the two Committees with continuing representation from the general public, tourism industry, council, broader business community (Chamber of Commerce) and be more directed to customer service. The current Regional Taxi and Limousine Advisory Committee seems to be more oriented toward self-serving matters and service to the public was secondary (staff's observation). Preference would be for a new group that is more representative of the community.

Mr. Harrison thanked Mr. Anstey for his comments but stressed again that the focus of the HSC is on *service*. Mr. Anstey added that some committees in the western provinces had no taxi industry members on them. He clarified that staff is not recommending that extreme as there should be some representation from the industry. He also clarified that the Taxi Inspector would still exist whether there is a Committee or not.

Ms Darlene Grant-Fiander further commented:

- (iv) Part of HSC's concern with the original review of the two Committees outlined in the report before us today was that HSC was not involved in that review. HSC was not asked to comment. There is a council member on the HSC and staff persons (a Legislative Assistant and a Taxi Inspector). She added HSC assumed information was being communicated to Regional Council through the Councillor and the two staff persons.
- (iv) Staff should be aware of industry investment (by HANS and TIANS), such as the \$30,000 that was leveraged to cover the first 100 drivers who took the national certification program. HANS and TIANS is investing on behalf of the taxi industry. There has been a lot of work done and an opportunity to bring that information forward before this report appeared would have been appreciated. HANS and TIANS are continuing to provide subsidies for the national certification course as well.
- (iv) The mandate for the Taxi Committee is broader than HSC. If staff are proposing a restructure, it will take a while as they are different mandates. If you are changing the mandate of the HSC, we want to know.

Ms Fiander reminded Mr. Anstey that there is "good action happening" as HRM has been able to leverage tremendous amounts of "funding" for the taxi industry through HANS and TIANS. There are drivers who say the certification program is good.

Mr. Anstey inquired if a new Committee was formed whose focus was service to the public and quality of service, to the tourists, visitors, business, residents of the areas, would that be something that HANS and TIANS would be interested in participating in? Mr. Harrison responded if that were the key mandate of the Committee and the composition were clearly defined, that would be good. He further commented that it has to be an HRM initiative and not a hotel one. The biggest outstanding issue is ENFORCEMENT of the existing By-Laws.

Mr. Harrison explained that to date, the focus (of Hotel Standards) has been on a small community in Halifax but that has to be expanded so that service is the same whether the visitor/resident is coming off a ferry in Dartmouth or arriving at the airport. The same quality of service and product should be available throughout HRM. Recently, due to a taxi driver's injuries, HSC has been discussing how to make things better for the drivers as well (such as lower insurance rates or the opportunity for health insurance). He added TIANS will inquire into the matter of insurance and provide an update at the next HSC meeting.

Mr. Robert Richards, member of HSC, added the Hotel Standards Committee perked up the taxi drivers and now Nova Scotia is the most certified province in the country. This committee should be left alone, it serves a good purpose.

Mr. Ivan Boyd, Community Residential Facility Concierge Representative, commented that if HSC is disbanded, it would take away powers of hotel staff, especially to enforce issues that happen at taxi stands. Concierge's diffuse situations that the Taxi Inspector cannot get to. He further commented that he has noted that drivers who serve the residential properties are much better behaved than at hotel properties. Without the HSC as it is, you would miss a lot and to further Halifax's reputation as a tourism destination, things would be lost.

Mr. Anstey clarified that with or without the HSC or the Regional Taxi and Limousine Advisory Committee, legislation would continue. The By-Laws would still be in effect, the pineapple sticker would still be there and the standards to inspect the cars twice per year would remain, drivers would still be required to be nationally certified and only those drivers could locate on hotel stands. If a violation of those By-Laws occur, hotel staff could call police or taxi licensing and have them act either concurrently with the incident or subsequent to them. He added that the role for the Municipality is focussing on the quality of service for the resident and visitor. The role of the municipality should not be in the business interest of the taxi drivers (transferability and licensing). HRM does not, for example, get involved in the business of Acadia Lines.

Mr. Anstey further clarified that there would not be a hiatus in the meetings of the Committee if Regional Council decided to create one Committee instead of two. There would be a seamless transition one from the other.

Mr. Ed Flewwelling, a member of the public in attendance, was given permission to address the Committee. He raised the following points:

- Advised he is a member of the taxi industry and that you cannot get the public interested in serving on the Taxi Committee as they do not have the staying power or the interest in the Committee. The Regional Taxi and Limousine Advisory Committee tried to have two members of the public on their committee but there are restrictions such as the person has to have been removed from the taxi industry for no less than five (5) years. The public members serve for one year and then they are gone just when they start to understand.

- The long term desire of the industry is to have the zones open and have the owners own the license. Staff resources could be opened up if the zones were open.
- We all want more enforcement.
- 70% of new drivers are immigrants here and the English exam has been questioned as drivers cannot communicate.
- It is the customer who pays the driver/owner so it is in the driver's/owner's best interest to provide good service.
- I believe the two Committees should continue on as they are but there should be a better marriage.
- Disappointed that there is not more support from the hotel industry.

Mr. Anstey advised he would draft a Terms of Reference for the proposed "new" Regional Taxi Committee for review by HSC before sending a report to Regional Council.

(iii) ADJOURNMENT

The meeting was adjourned at 2:27 pm

Chris Newson
Legislative Assistant

Appendix "D"

HOTEL STANDARDS COMMITTEE

SPECIAL MEETING

MINUTES

April 7, 2005

PRESENT:

Bill Harrison, Chair
Darlene Grant Fiander, Vice-Chair
Derek Mathers
Councillor Mary Wile

**ABSENT WITH
REGRETS:**

Ivan Boyd
Suzanne Leblanc
Peter McIlveen
Robert Richards

STAFF:

Mr. Wayne Anstey, Municipal Solicitor
Mr. Kevin Hindle, Operations Coordinator, Taxi and Limousine
Services
Ms. Shelley Acker, Manager of Visitor and Customer Service,
Recreation Tourism and Culture
Ms. Chris Newson, Legislative Assistant

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6)	Date of Next Meeting	5
7)	Adjournment	5

1. **CALL TO ORDER**

Mr. Bill Harrison, Chair, called the meeting to order at 9:06 am in Suite 414, Radisson Suite Hotel, Hollis Street, Halifax without quorum present.

2. **APPROVAL OF AGENDA. ADDITIONS AND DELETIONS**

The agenda was approved as presented.

3. **APPROVAL OF THE MINUTES** - Regular meeting of February 2, 2005 and Special meeting of March 10, 2005.

Deferred.

(iv) **PROPOSED NEW TAXI AND LIMOUSINE ADVISORY COMMITTEE**

4.1 Draft Terms of Reference: Taxi and Limousine Advisory Committee

- A copy of the draft Terms of Reference, dated xxx, for the proposed new Taxi and Limousine Advisory Committee was before the Committee.

Upon review of the above document, the Hotel Standards Committee suggested the following amendments:

Mandate:

Under bullet 2, remove the following: "...riders, including seniors and those with disabilities" and also "...and, to enhance the working relationship between taxi drivers and the entire travelling public;". The wording for bullet 2 is to be:

Work with all stakeholders to encourage the industry to improve the level of service for all citizens, businesses and visitors to the Halifax Regional Municipality.

Under bullet 3, remove the following: "...better communication between the industry and its customers, ..." and also "...environmentally friendly cabs that are fuel efficient;". The wording is to be:

Work to encourage a standard of quality service and professionally trained driver.

Bullet 4 is to be added and worded as follows:

Enhance communication with stakeholders and promote best practices within the industry.

The Mandate section will now read as follows:

The mandate of the Taxi and Limousine Advisory Committee is to:

1. Promote and encourage a safe, accessible, friendly and professional service to the public as an integral part of the regional transportation system.

2. Work with all stakeholders to encourage the industry to improve the level of service for all citizens, businesses and visitors to the Halifax Regional Municipality.
3. Work to promote and encourage a standard of quality service and professionally trained driver throughout the industry.
4. Enhance communication with stakeholders and promote best practices within the industry.
5. Make recommendations to Regional Council respecting improvements to the Taxi and Limousine By-Law and its enforcement.

Membership:

- TANS reference - should be changed to the Nova Scotia Tourism Human Resource Council (THRC)
- Four members of the taxi industry would be represented including 1 licensed limousine owner or driver. The Committee agreed to the following: If one person appointed is a licensed owner from Halifax, then the two other positions are to be filled with a person from the County or Dartmouth zone respectively. There would remain three industry representatives with those three appointments also representing the three zones.
- Suggest an appointment from the Transportation Committee of the Metropolitan Chamber of Commerce be included as part of the composition.
- Bullet 10: wording to be changed to eliminate the word "*pecuniary industry*" and replaced with "*financial interest*".
- Last paragraph, delete last two (2) lines "*unless a representative.... applicable appointment*". The paragraph should now read:

**Members of the Committee appointed pursuant to numbers 1-3 and 10 shall be appointed by Halifax Regional Council.*

- Place an asterix before the number 1, 2, 3 and 10 of the membership composition list.

TERMS OF OFFICE:

- Stagger appointments so you will not have three new industry members coming in at the same time.

MEETINGS:

- Change reference to Chairman to Chair and Vice-Chairman to Vice-Chair.

Follow-up:

5. The "amended" terms of reference will be presented to the Taxi and Limousine Committee for their comments at the April 18th meeting.

6. Mr. Anstey is to revise the draft terms of reference and forward to the Hotel Standards Committee Chair. Additional comments/changes coming from the Taxi and Limousine Advisory Committee are to be forwarded on to the Hotel Standards Committee Chair/members for review/comment before the report goes forward to Regional Council. The HSC will meet in May to review the final draft Terms of Reference before the report goes forward to Regional Council.
5. ADDED ITEMS - None
6. NEXT MEETING - possible special meeting for May 5, 2005. Next regular meeting will be on Thursday, June 2, 2005.
7. ADJOURNMENT

The meeting was adjourned at 10.30 am.

Chris Newson
Legislative Assistant

Appendix "E"

Terms Of Reference Taxi and Limousine Advisory Committee (As Suggested by Hotel Standards Committee)

Mandate:

The mandate of the Taxi and Limousine Advisory Committee is to

- 1 Promote and encourage a safe, accessible, friendly and professional service to the public as an integral part of the regional transportation system;
- 2 Work with all stakeholders to encourage the industry to improve the level of service for all citizens, businesses, and visitors to the Halifax Regional Municipality;
- 3 Work to promote and encourage a standard of quality service and professionally trained drivers throughout the industry;
- 4 Enhance communication with stakeholders and promote best practices within the industry;
- 5 Make recommendations to Regional Council respecting improvements to the Taxi and Limousine By-law and its enforcement.

Membership:

1. * 3 members of the Taxi Industry (1 being a licensed taxi owner, 1 being a licensed taxi driver who is not a taxi owner and 1 being a broker; with each member being from a different taxi zone);
2. * 1 licensed Limousine Owner or Driver;
3. 1 member of HRM Regional Council;
4. 1 member appointed by the Nova Scotia Tourism Human Resource Council (THRC);
5. 1 member appointed by the Hotel Association of Nova Scotia;
6. 1 member appointed by the Halifax International Airport Authority Board;
7. 1 member appointed by the Halifax Port Authority;
8. 1 member appointed by and from the Transportation Committee of the Metropolitan Halifax Chamber of Commerce;
9. 1 member appointed by the HRM Advisory Committee For Persons With Disabilities;
- and
10. * 2 members of the public not having a financial interest in the taxi industry.

* Members of the Committee appointed pursuant to numbers 1-3 and 10 shall be appointed by Halifax Regional Council.

Term of Office:

The members of the Committee shall be appointed for such term as deemed appropriate by the appointing authority and shall hold office at the pleasure of that authority. The appointing authorities shall use their best efforts in cooperation with HRM to stagger the terms of their appointments to promote a sufficient number of experienced members on the Committee at any one time.

A member who is absent from three consecutive meetings of the Committee without cause shall be deemed to have resigned. If the Councillor member of the Committee ceases to be a Councillor, during the member's term on the Committee, the member's appointment shall be vacated.

Meetings:

The Committee shall meet within thirty (30) days of its appointment each year and thereafter at the call of the Chair, or at the request of any seven members of the Committee. The Committee shall, at its first meeting each year, elect from its members a Chair and a Vice-Chair who shall act in the absence of the Chair for the coming year.

Quorum:

A quorum of the Committee for each meeting shall be one half of the actual number of members on the Committee from time to time.

Procedures:

The procedure of the Committee shall be governed, by the Rules of Order Administrative Order of the Regional Council

Appendix "F"

Extract of Draft Minutes
Taxi and Limousine Committee
April 18, 2005

4.3 Draft Terms of Reference - Taxi and Limousine Committee

- Draft Terms of Reference dated April 8, 2005 were before the Committee for consideration.

Mr. Anstey briefly reviewed the Terms of Reference and the process to date noting that the document before the Committee included input received from the Hotel Standards Committee. Mr. Anstey advised that following this meeting, he would prepare a report for Council which would include the input received from both the Hotel Standards Committee and the Taxi and Limousine Committee.

During discussion of the Terms of Reference Committee members made the following points:

- Proposed mandate appears to be limiting in terms of dealing with issues/problems such as rates, limitation, and transferability
- Question raised as to why such groups as the Chamber of Commerce and the Halifax Port Authority are proposed and the Restaurant Association is not
- In current system, all drivers from all zones are represented. Driver in one zone would not necessarily know the market of a driver in another zone
- Why is the Chamber of Commerce suggested as a member. The Chamber has not brought forward any concerns over the last number of year
- One member of Council allows for only one point of view to be taken to Council
- There is a risk with appointing a driver who is not an owner that the driver will be in a lease arrangement
- Concern regarding the frequency of meetings proposed - meetings should be held monthly

MOVED by Mr. Withrow, seconded by Mr. Richards the Committee reiterate its recommendation of January 21, 2005 that the Regional Taxi and Limousine Committee be retained with the addition of one representative from the Hotel Association and one from the Tourism industry and that the Hotel Standards Committee be disbanded, with an amendment that a representative member from the Persons with Disabilities Committee also serve on the Committee and further that the mandate remain as it presently exists in By-Law T-100, Respecting a Regional Taxi and Limousine Committee.

Mr. Withrow noted that one of the problems with the existing Committee is that the membership of the Committee has not been maintained. When members resigned/did not attend they were not replaced (i.e. member of public, owner and driver representatives for the County). Thus the Committee was not effective.

Following a brief discussion, the Chair clarified that this matter was referred from Council to the Taxi and Limousine and the Hotel Standards Committees. The input from these Committees will now be reported back to Council in a staff report.

The Committee requested that the Taxi Committee recommendation for membership appear within

the staff report as follows:

2. The Committee shall consist of fourteen (14) members who shall be appointed by Council on the recommendation of the Mayor and shall consist of:

- (a) two (2) Councillors;
- (b) two (2) citizens of the Region which are not and have not been involved within the last five years prior to their appointment in taxi or limousine industries;
- (c) three (3) taxi brokers (owners or managers) one from each zone;
- (d) three (3) taxi drivers/owners (one from each zone);
- (e) one (1) limousine representative;
- (f) one (1) representative of the Hotel Association;
- (g) one (1) representative of the Tourism industry;
- (h) one (1) representative of the Persons with Disabilities Committee.

Appendix "G"

Terms Of Reference Taxi and Limousine Committee (As suggested by Present Taxi and Limousine Committee)

Mandate:

The mandate of the Taxi and Limousine Advisory Committee is to receive recommendations and submissions, conduct investigations and ultimately make recommendations to Council on the following topics:

- (a) rates and fees,
- (b) limitation of the number of taxi or limousine drivers in the various zones of the Municipality;
- (c) the role of the taxi and limousine industries in regional transportation objectives;
- (d) problems generally in the taxi and limousine industries; and
- (e) changes to by-laws or other legislation relevant to the taxi and limousine industries;

Membership:

- 1. 2 Councillors;
- 2. 2 citizens of the Region which are not and have not been involved within the last five years prior to their appointment in taxi or limousine industries;
- 3. 3 taxi brokers (owners or managers) one from each zone);
- 4. 3 taxi drivers/owners (one from each zone);
- 5. 1 limousine representative;
- 6. 1 member appointed by the Hotel Association of Nova Scotia;
- 7. 1 member appointed by the Nova Scotia Tourism Human Resource Council (THRC);
- and
- 8. 1 member appointed by the HRM Advisory Committee For Persons With Disabilities.

* Members of the Committee appointed pursuant to numbers 1-5 shall be appointed by Halifax Regional Council

Term of Office:

The members of the Committee shall be appointed for such term as deemed appropriate by the appointing authority and shall hold office at the pleasure of that authority. The appointing authorities shall use their best efforts in cooperation with HRM to stagger the terms of their appointments to promote a sufficient number of experienced members on the Committee at any one time.

A member who is absent from three consecutive meetings of the Committee without cause shall be deemed to have resigned. If the Councillor member of the Committee ceases to be a Councillor, during the member's term on the Committee, the member's appointment shall be vacated.

Meetings:

The Committee shall meet within thirty (30) days of its appointment each year and thereafter at the call of the Chair, or at the request of any seven members of the Committee. The Committee shall, at its first meeting each year, elect from its members a Chair and a Vice-Chair who shall act in the absence of the Chair for the coming year.

Quorum:

A quorum of the Committee for each meeting shall be one half of the actual number of members on the Committee from time to time.

Procedures:

The procedure of the Committee shall be governed, by the Rules of Order Administrative Order of the Regional Council.

Appendix "H"

Terms Of Reference Taxi and Limousine Advisory Committee (As Recommended by HRM Staff)

Mandate:

The mandate of the Taxi and Limousine Advisory Committee is to

- 1 Promote and encourage a safe, accessible, friendly and professional service to the public as an integral part of the regional transportation system;
- 2 Work with all stakeholders to encourage the industry to improve the level of service for all citizens, businesses, and visitors to the Halifax Regional Municipality;
- 3 Work to promote and encourage a standard of quality service and professionally trained drivers throughout the industry;
- 4 Enhance communication with stakeholders and promote best practices within the industry;
- 5 Make recommendations to Regional Council respecting improvements to the Taxi and Limousine By-law and its enforcement.

Membership:

1. 3 members of the Taxi Industry (1 being a licensed taxi owner, 1 being a licensed taxi driver who is not a taxi owner and 1 being a broker; with each member being from a different taxi zone);
2. 1 licensed Limousine Owner or Driver;
3. 2 members of the public not having a financial interest in the taxi industry.
4. 1 member appointed by the Nova Scotia Tourism Human Resource Council (THRC);
5. 1 member appointed by the Hotel Association of Nova Scotia;
6. 1 member appointed by the Halifax International Airport Authority Board;
7. 1 member appointed by and from the Transportation Committee of the Metropolitan Halifax Chamber of Commerce;
8. 1 member appointed by the HRM Advisory Committee For Persons With Disabilities.

* Members of the Committee appointed pursuant to numbers 1-3 shall be appointed by Halifax Regional Council.

Term of Office:

The members of the Committee shall be appointed for such term as deemed appropriate by the appointing authority and shall hold office at the pleasure of that authority. The appointing authorities shall use their best efforts in cooperation with HRM to stagger the terms of their appointments to promote a sufficient number of experienced members on the Committee at any one time.

A member who is absent from three consecutive meetings of the Committee without cause shall be deemed to have resigned. If the Councillor member of the Committee ceases to be a Councillor, during the member's term on the Committee, the member's appointment shall be vacated.

Meetings:

The Committee shall meet within thirty (30) days of its appointment each year and thereafter at the call of the Chair, or at the request of any seven members of the Committee. The Committee shall, at

its first meeting each year, elect from its members a Chair and a Vice-Chair who shall act in the absence of the Chair for the coming year.

Quorum:

A quorum of the Committee for each meeting shall be one half of the actual number of members on the Committee from time to time.

Procedures:

The procedure of the Committee shall be governed, by the Rules of Order Administrative Order of the Regional Council.

Attachment B

HALIFAX REGIONAL MUNICIPALITY ADMINISTRATIVE ORDER NUMBER THIRTY-EIGHT RESPECTING THE CREATION OF THE TAXI AND LIMOUSINE ADVISORY COMMITTEE

BE IT RESOLVED as a policy of the Council of the Halifax Regional Municipality pursuant to Section 26 of the Municipal Government Act as follows:

Short Title

1. This Administrative Order may be cited as Administrative Order Thirty-eight, the Taxi and Limousine Advisory Committee Administrative Order.

Creation of Committee

2. There is hereby established a citizens advisory committee pursuant to Section 26 of the Municipal Government Act to be known as the Taxi and Limousine Advisory Committee.

Committee Mandate

3. The mandate of the Taxi and Limousine Advisory Committee is to
 - (a) Promote and encourage a safe, accessible, friendly and professional service to the public as an integral part of the regional transportation systems;
 - (b) Work with all stakeholders to encourage the industry to improve the level of service for all citizens, businesses, and visitors to the Halifax Regional Municipality.
 - (c) Work to promote and encourage a standard of quality service and professionally trained drivers throughout the industry;
 - (d) Enhance communication with stakeholders and promote best practices within this industry;
 - (e) Make recommendations to Regional Council respecting improvements to the Taxi and Limousine By-law and its enforcement.

Committee Membership

4. The membership shall be
 - (a) 3 members of the Taxi Industry (1 being a licensed taxi owner, 1 being a licensed taxi driver who is not a taxi owner and 1 being a broker, with each

member being from a different taxi zone);

- (b) 1 licensed Limousine Owner or Driver;
- (c) 2 members of the public not having a financial interest in the taxi industry;
- (d) 1 member of Council who shall serve as Chair;
- (e) 1 member appointed by the Nova Scotia Tourism Human Resource Council (THRC);
- (f) 1 member appointed by the Hotel Association of Nova Scotia;
- (g) 1 member appointed by the Halifax International Airport Authority Board;
- (h) 1 member appointed from a Business Association within Halifax Regional Municipality
- (i) 1 member appointed by the HRM Advisory Committee For Persons With Disabilities.

* Members of the Committee appointed pursuant to numbers a - d shall be appointed by Halifax Regional Council.

Terms of Office

5. (1) The members of the Committee shall be appointed for such term as deemed appropriate by the appointing authority and shall hold office at the pleasure of that authority. The appointing authorities shall use their best efforts in cooperation with HRM to stagger the terms of their appointments to promote a sufficient number of experienced members on the Committee at any one time.
2. A member who is absent from three consecutive meetings of the Committee without cause shall be deemed to have resigned.

Meetings

6. The Committee shall meet within thirty (30) days of its appointment each year and thereafter at the call of the Chair, or at the request of any seven members of the Committee. The Committee shall, at its first meeting each year, elect from its members a Chair and Vice-Chair who shall act in the absence of the Chair for the coming year.

Quorum

7. A quorum of the Committee for each meeting shall be one half of the actual number of members on the Committee from time to time.

Procedures

8. The procedure of the Committee shall be governed by the Rules of Order Administrative Order of the Regional Council.

Done and passed in Council this 9th day of August, 2005.

Mayor

Municipal Clerk

I, Jan Gibson, Municipal Clerk of Halifax Regional Municipality, hereby certify that the above noted Administrative Order was passed at a meeting of Halifax Regional Council held on August 9, 2005.

Jan Gibson, Municipal Clerk

Notice of Motion: Councillor Uteck
Approval:

August 2, 2005
August 9, 2005

Amendment # 1

Notice of Motion: Councillor Hendsbee
Approval:

February 7, 2006
February 14, 2006

Amendment # 2

Notice of Motion: Councillor Adams
Approval:

June 27, 2006
July 4, 2006

PROPOSED Terms of Reference

Taxi & Limousine Industry Liaison Group

Attachment C

Mandate:

Facilitate a positive, productive working relationship between Community Projects, HRP and the Taxi Industry and related stakeholders. The focus of the group shall be the impact on the "common client", the Taxi & Limousine users in HRM.

Guiding principle:

Client focus: All participants maintain a focus on the impact of the practises and legislation on the "common client", the Taxi and Limousine users. Clarity ensures the industry knows their roles and responsibilities in providing service to the Taxi & Limousine users and HRM is administering the regulations manner that promotes service to the "common client".

Efficiency: realizing maximum benefits with minimal resources and regulation

Effectiveness: providing the highest degree of client service

Accountability: identifying what is expected from HRM staff, the industry and stakeholders

Consistency & Fairness: in terms of approach, practises and regulations throughout HRM.

Mandate:

The mandate of the Taxi & Limousine Industry Liaison Group is to

- 1) promote and encourage safe, accessible, friendly and professional service to the public
- 2) work with all stakeholders to encourage the industry to improve the level of service for all citizens, businesses and visitors to the Halifax Regional Municipality
- 3) work to promote and encourage a standard of quality service and professionally trained drivers throughout the industry
- 4) enhance communications with stakeholders and promote best practise within the industry
- 5) make recommendations to Community Projects, HRP respecting improvements to the industry regulations and its enforcement

Membership: The liaison group will consist of:

1. The Manager, Animal Control and Taxi & Limousine Bylaw
2. The Regional Coordinator, Taxi & Limousine Services
3. One member appointed by the Hotel Association of Nova Scotia
4. One member appointed by the Halifax International Airport Authority
5. One member appointed by the Halifax Port Authority
6. One member from a Business Association within HRM
7. One member who is a Taxi Broker
8. Up to three taxi drivers (each member being from a different taxi zone)
9. Up to three taxi owners (each member being from a different taxi zone)
10. One member that is a licensed limousine owner only
11. One member that is a licenced limousine driver only

PROPOSED Terms of Reference

12. Up to three (3) citizens at large who are users of the taxi and/or limousine services in HRM (one from each zone if possible) and who do not have a financial interest in the taxi or limousine industry
13. One citizen representative from HRM's Accessibility Advisory Committee

Chair: The Manager of Animal Control and Taxi & Limousine Services (or designate) will be the Chair

Administrative:

Meetings are closed to the public, meetings will be held at least quarterly at a regular time and place to be set by the Chair. Any additional meetings required will be scheduled as needed. Notice of meetings, agendas and related information will be circulated to the group by Community Projects, of HRP, one week in advance of the meeting. Minutes of the meeting will be the responsibility of the committee and will be circulated to group members only.

(Date approved)

