

# HALIFAX REGIONAL MUNICIPALITY

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## HALIFAX REGIONAL COUNCIL MINUTES January 28, 2003

PRESENT:

Mayor Peter Kelly  
Deputy Mayor Harry McInroy  
Councillors: Steve Streach  
Gary Hines  
Keith Colwell  
Ron Cooper  
Brian Warshick  
Condo Sarto  
Bruce Hetherington  
Jim Smith  
John Cunningham  
Jerry Blumenthal  
Dawn Sloane  
Sue Uteck  
Sheila Fougere  
Russell Walker  
Diana Whalen  
Linda Mosher  
Stephen Adams  
Brad Johns  
Robert Harvey  
Reg Rankin  
Gary Meade

ABSENT

WITH REGRETS: Councillor Len Goucher

STAFF:

Mr. George McLellan, Chief Administrative Officer  
Mr. Wayne Anstey, Municipal Solicitor  
Ms. Vi Carmichael, Municipal Clerk  
Ms. Julia Horncastle, Legislative Assistant

TABLE OF CONTENTS

1.	INVOCATION .....	4
	SPECIAL PRESENTATION - Nova Scotia Recycles Day Student Awards .....	4
2.	APPROVAL OF MINUTES - NONE .....	4
3.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS .....	5
4.	BUSINESS ARISING OUT OF THE MINUTES .....	5
5.	MOTIONS OF RECONSIDERATION - NONE .....	5
6.	MOTIONS OF RESCISSION - NONE .....	5
7.	CONSIDERATION OF DEFERRED BUSINESS - NONE .....	5
8.	CORRESPONDENCE, PETITIONS & DELEGATIONS	
	8.1 Correspondence - None .....	5
	8.2 Petitions .....	5
	8.3 Presentation	
	8.3.1 Canadian Parents for French - Rhonda Dean, Exec. Director. ....	5
9.	REPORTS	
	9.1 CHIEF ADMINISTRATIVE OFFICER	
	9.1.1 Tender 02-288, Hines Road Sanitary Sewer (Phase II and III) Shearwater - Eastern Passage .....	6
	9.1.2 Quotation 2002D567, Overhead Sign Structure Replacement, A. Murray MacKay Bridge Ramp - Western Region .....	6
	9.1.3 Request for Proposal 02-103, Operating Lease for Seventeen (17) Transit Buses .....	7
	9.1.4 Railway Crossing Gates - Wright Avenue .....	7
	9.2 MEMBERS OF COUNCIL	
	9.2.1 Councillor Johns - Transportation - Downtown - Airport .....	8
10.	MOTIONS .....	8
11.	ADDED ITEMS .....	8

HALIFAX REGIONAL MUNICIPALITY  
REGIONAL COUNCIL MINUTES

3

JANUARY 28, 2003

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12. NOTICES OF MOTION ..... 9

13. ADJOURNMENT ..... 9

1. **INVOCATION**

The meeting was called to order at 6:00 p.m. with the Invocation being led by Councillor Sarto.

**SPECIAL PRESENTATION - Nova Scotia Recycles Day Student Awards**

Mr. Jim Bauld, Diversion Coordinator, Solid Waste, presented the recipients of the Nova Scotia Recycles Day Student Awards to Council. Mayor Kelly, on behalf of Council, congratulated the award recipients.

Councillor Rankin requested the Mayor, on behalf of Council, send a letter of congratulations to Mr. Jack Layton on his winning the leadership of the New Democratic Party.

Councillor Sloane requested the Mayor, on behalf of Council, send a letter of congratulations to Dr. Sylvia Hamilton, Halifax film maker, on being awarded the Portia White Award.

2. **APPROVAL OF MINUTES - NONE**

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

Additions

11.1 Membership Selection Committee - Appointment of Citizen and Councillors

11.2 Legal Matter - Captain William Spry Centre - Litigation

Information Item

Proclamation - African Heritage Month - February, 2003.

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

4. **BUSINESS ARISING OUT OF THE MINUTES - NONE**

5. **MOTIONS OF RECONSIDERATION - NONE**

6. **MOTIONS OF RESCISSION - NONE**

7. **CONSIDERATION OF DEFERRED BUSINESS - NONE**

At the request of Councillor Adams, Council agreed to address item 11.2, Legal Matter - Captain Will Spry Centre - Litigation, at this time.

11.2 **Legal Matter - Captain William Spry Centre Litigation**

- This matter was discussed during an In Camera session held prior to the Regular Session and was now before Council for ratification.

**MOVED by Councillor Adams, seconded by Councillor Mosher, that Regional Council approve the settlement of its claims against the designer and builder of the Captain William Spry Centre upon payment of the sum of \$450,000. MOTION PUT AND PASSED UNANIMOUSLY.**

(Councillor Adams left the meeting at 6:15 p.m.)

8. **CORRESPONDENCE, PETITIONS AND DELEGATIONS**

8.1 **Correspondence - None**

8.2 **Petitions**

8.2.1 **Councillor Harvey**

Councillor Harvey served a petition from concerned parents and community members in the Sackville Centennial Elementary School Area requesting the construction of a sidewalk on George Street, between Pinehill and the entry to Sackville Centennial School. The Councillor requested the petition be forwarded to the Director of Public Works and Transportation for a response.

8.3 **Presentation**

8.3.1 **Canadian Parents for French - Rhonda Dean, Executive Director**

- Correspondence from Ms. Rhonda Dean, Executive Director, Canadian Parents for French, Nova Scotia, dated January 17, 2003, was before Council.

Ms. Dean made a presentation to Council regarding the Tie a Teal Ribbon campaign in support of French second language education in Canada. Ms. Dean outlined some of the programs and initiatives Canadian Parents for French support.

**9. REPORTS**

**9.1 CHIEF ADMINISTRATIVE OFFICER**

**9.1.1 Tender 02-288, Hines Road Sanitary Sewer (Phase II and III) Shearwater - Eastern Region**

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated January 16, 2003, on the above noted, was before Council.

**MOVED by Deputy Mayor McInroy, seconded by Councillor Hetherington, that Council award Tender No. 02-288, Hines Road Sanitary Sewer (Phase II and III) Shearwater - East Region to Amber Contracting Limited for materials and services listed at the unit prices quoted for a Tender Price of \$433,711, plus net HST for a total of \$461,594 from Account No. CSR00624, Hines Road - Trunk Sewer Replacement, with funding as per the Budget Implications section of the staff report dated January 16, 2003. MOTION PUT AND PASSED UNANIMOUSLY.**

**9.1.2 Quotation 2002D567, Overhead Sign Structure Replacement, A. Murray MacKay Bridge Ramp - Western Region**

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated January 16, 2003, on the above noted, was before Council.

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

- 1. approve an increase in the budget of Account No. CRU00231 - Other Road Related Works by \$24,605 to cover cost sharing. These funds are to be recovered from the Nova Scotia Department of Transportation and Public Works and the Halifax-Dartmouth Bridge Commission as cost sharing (as per the attachments to the staff report dated January 16, 2003).**
- 2. award Quotation No. 2002D567, Overhead Sign Structure Replacement, A. Murray MacKay Bridge ramp - West Region be awarded to Black & MacDonald Limited for materials and services listed at the unit prices quoted for a Quotation Price of \$35,821, plus taxes for a total of \$39,613 from Account No.**

**CRU00231, Other Road Related Works - Overhead Sign Structure Repairs, with funding authorized as per the Budget Implications section of the report dated January 16, 2003.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**9.1.3        Request for Proposal 02-103, Operating Lease for Seventeen (17) Transit Buses**

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated January 21, 2003, on the above noted, was before Council.

**MOVED by Councillor Cunningham, seconded by Councillor Fougere, that:**

- 1. Council approve a Capital Project for the acquisition of seventeen (17) transit buses which would increase the 2002/03 Capital Budget in the amount of \$7,008,366. Funding for this Capital Project will be provided as detailed in the Budget Implications section of the report dated January 21, 2003.**
- 2. The impact on the 2002/03 debt target, pursuant to the Multi-Year Financial Strategy, as outlined in the Budget Implications section of the report dated January 21, 2003, be remedied by the end of 2003/04.**

Councillor Uteck requested staff provide a supplementary report on what the financial implications are going to be and what impact this will have on the operating budget for 2003/04.

**MOTION PUT AND PASSED UNANIMOUSLY.**

**9.1.4        Railway Crossing Gates - Wright Avenue**

- A report prepared for Mr. George McLellan, Chief Administrative Officer, dated January 17, 2003, on the above noted, was before Council.

**MOVED by Councillor Smith, seconded by Councillor Warshick, that Regional Council authorize the Mayor and Municipal Clerk to sign the attached agreement to the staff report dated January 17, 2003 with CN to fund \$27,550.00 or 12.5% of the \$220,400 cost of upgrading the CN rail crossing on Wright Avenue with funding authorized from Account No. CTR00428 and Account No. CTR00905 as per the Budget Implications section of the report dated January 17, 2003. MOTION PUT AND**

**PASSED UNANIMOUSLY.**

**9.2            MEMBERS OF COUNCIL**

**9.2.1        Councillor Johns - Transportation - Downtown - Airport**

**MOVED by Councillor Johns, seconded by Councillor Warshick, that staff be requested to undertake a feasibility study and provide a report on the implementation of a Downtown to Airport transit route two or three times per day. MOTION PUT AND PASSED.**

**10.           MOTIONS - NONE**

**11.           ADDED ITEMS**

**11.1        Membership Selection Committee - Appointment of Citizens and Councillors**

**MOVED by Councillor Streach, seconded by Councillor Blumenthal, that Council approve:**

- 1.        That Max Miller be appointed to the Community Monitoring Committee to November, 2003.**
- 2.        That Barbara Kane be nominated to serve the Halifax Port Authority for a three year term to February, 2006.**
- 3.        That Councillor Sarto be appointed to the Halifax-Dartmouth Natal Day Steering Committee to fill an unexpired term to November, 2003.**
- 4.        That Trevor Johnson be appointed to the Board of Police Commissioners for a three year term to March, 2006**
- 5.        That Regional Council request the Greater Halifax Partnership to increase the representation from two members to three members of Council (including the Mayor).**
- 6.        Further, the letter include a formal request to have the 90 day notice period waived.**



**MOTION PUT AND PASSED.**

**11.2            Legal Matter - Captain William Spry Centre - Litigation**

This item was addressed earlier in the meeting. (See page 5)

**12.            NOTICES OF MOTION**

**12.1            Councillor Harvey**

Take Notice that at the next regular meeting of the Halifax Regional Council to be held on February 4, 2003, I intend to introduce a motion of First Reading of By-Law Number S-203, Respecting Smoke Free Places in the Halifax Regional Municipality.

**13.            ADJOURNMENT**

The meeting was adjourned at 7:00 p.m.

Vi Carmichael  
Municipal Clerk