



**HALIFAX REGIONAL COUNCIL  
MINUTES  
August 5, 2014**

PRESENT: Mayor Mike Savage  
Deputy Mayor Darren Fisher  
Councillors: Barry Dalrymple  
David Hendsbee  
Bill Karsten  
Lorelei Nicoll  
Waye Mason  
Jennifer Watts  
Linda Mosher  
Russell Walker  
Stephen Adams  
Reg Rankin  
Matt Whitman  
Steve Craig  
Tim Outhit

REGRETS: Councillors: Gloria McCluskey  
Brad Johns

STAFF: Mr. Mike Labrecque, Deputy Chief Administrative Officer  
Ms. Karen Brown, Acting Municipal Solicitor  
Ms. Cathy Mellett, Municipal Clerk  
Ms. Krista Vining, Legislative Assistant  
Mr. Quentin Hill, Legislative Assistant

*The following does not represent a verbatim record of the proceedings of this meeting.*

A video recording of this meeting is available: [http://archive.isiglobal.ca/vod/halifax/archive\\_2014-08-05\\_live.mp4.html](http://archive.isiglobal.ca/vod/halifax/archive_2014-08-05_live.mp4.html)

The agenda, supporting documents, and information items circulated to Council are available online: <http://www.halifax.ca/council/agendasc/140805rcagenda.php>

*The meeting was called to order at 1:00 p.m., and recessed at 2:59 p.m. Council reconvened in at 3:12 p.m. Council recessed again at 5:25 p.m. and reconvened at 6:00 p.m. Council moved into an In Camera session at 7:55 p.m. and reconvened at 8:35 p.m. Council adjourned at 8:40 p.m.*

**1. INVOCATION**

The Mayor called the meeting to order with the Invocation being led by Councillor Adams.

**2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillors noted a number of special community announcements and acknowledgements.

Councillor Outhit entered the meeting at 1:09 p.m.

Mayor Savage recognized Pastor Gerry Leet who was in attendance and a round of applause was given to the City Centre Ministry for the work they do in the community.

**3. APPROVAL OF MINUTES – June 24, 2014 Committee of the Whole**

Councillor Rankin noted a correction to his comments on page 3; the last sentence should read *public hearing*. He further asked the Clerk to review the recording to verify his comments around exporting waste.

**MOVED by Councillor Watts, seconded by Councillor Nicoll that the June 24, 2014 Committee of the Whole minutes be approved as amended. MOTION PUT AND PASSED.**

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

Additions:

IN CAMERA

13.4.2 Grafton St. Agreement of Purchase and Sale – Buy Back Agreement – Private and Confidential Report

Councillor Mason requested Information Item 2 - Memorandum from the Acting Director of Transportation and Public Works dated June 16, 2014 re: Winter Operations End of Season Report be added to the September 9, 2014 Council agenda.

Item 14.1 Councillor Watts – Request for Staff Report re: Surplus Halifax Transit Fleet

**MOVED by Councillor Mason, seconded by Councillor Watts that the agenda be approved as amended. MOTION PUT AND PASSED.**

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

**6. MOTIONS OF RECONSIDERATION – NONE**

**7. MOTIONS OF RESCISSION – NONE**

**8. CONSIDERATION OF DEFERRED BUSINESS – July 29, 2014**

**8.1 Case 18388 – Amendments to the Halifax Municipal Planning Strategy (MPS) and the Halifax Peninsula Land Use By-law (LUB), and Development Agreement – 6395 and 6399 North Street, Halifax**

The following was before Council:

- A staff recommendation report dated July 7, 2014
- Correspondence from Graham MacDougall and Daniel Scott

**MOVED by Councillor Watts, seconded by Councillor Mason that Halifax Regional Council not initiate the process to consider amending the Halifax Municipal Planning Strategy and Halifax Peninsula Land Use By-law for the lands located at 6395 and 6399 North Street, Halifax, to permit a seven storey residential building by development agreement.**

Councillors Watts indicated that there has been clear direction around the specific issues of concern raised by staff. From the emails she had received, residents support development, but agree with some of the issues raised by staff and would like to have community consultation around these concerns. Councillor Watts asked staff to provide clarification around their concerns with how the building height was measured, the number of parking levels, and their concern with the base of the building and setbacks.

Ms. Dali Salih, Planner, Development Approvals, explained that in the staff report the base coverage was calculated at 95%. She noted that lot coverage under the definition of the Land Use By-law for Halifax Peninsula was the total area of the land covered by all buildings on the lot; which included the podium and the tower in this proposal at 95%. Ms. Salih clarified that parking was one level not two. She further explained that the one level of underground parking, at grade parking or enclosed parking could include 62 parking spaces. Ms. Salih further confirmed that the total height of the building, including the mechanical equipment, was at 85 feet. She added that from ground level to the roof, the building height was calculated between 75 to 80 feet but that staff considered the total height massing by including different elements of the structure.

Councillor Watts spoke to this location being an important development site on the peninsula and for District 8, and supporting density and development but ensuing this was the best development suitable for the neighbourhood.

Councillor Hendsbee spoke against the motion, expressing that there was an opportunity for a proposal to come forward and for having community engagement; especially for a major corridor on North Street. He further spoke to support for densification in this area.

Councillor Walker was also supportive of initiating the process and hearing from the community to gain understanding of their views of the proposal around height, and other matters.

Councillor Mosher supported the motion and provided an example of how Halifax and West Community Council reviews these types of proposals on a case by case basis; taking into consideration the existing community profile, defining characteristics of the neighbourhood and neighbourhood compatibility. She referred to the reasons outlined by staff in the report dated July 7, 2014 for not supporting the initiation of the MPS amendments process for the proposal on the basis of the proposed height, massing, transition and streetscape issues. As well, she was not supportive of the developer's decision to proceed with the application without community consultation as suggested by staff, and was concerned that the proposal does not fit within the characteristics of the neighbourhood.

Councillor Karsten did not support the motion pointing out that the Regional Plan calls for densification in the urban core, and agreed with Councillor Walker that initiating the process and going through the various stages was appropriate. He further pointed out that he has not received any correspondence from residents on this proposal.

Councillor Mason spoke in support of the motion, explaining that although the Regional Plan encourages densification in the downtown core it does not mean that a high rise development would be appropriate at any location. The Regional Plan provides for the Centre Plan which encourages opportunity sites and corridors where densification is appropriate.

Council continued to discuss the motion with members speaking for and against the motion. In response to a request, Mr. Richard Harvey, Major Projects Planner spoke to the reasons around staff's recommendation as identified in the July 7, 2014 staff report. He explained that when staff looks at places identified as being suitable for redevelopment, consideration is given to the site, the context and surrounding land uses. There are certain parts of the proposal that staff reviewed and indicated that do not meet the expectations for the existing circumstances. In response to a question raised around the lot coverage, Ms. Salih advised that the maximum lot coverage under the current R-2 zoning applied to this site was 35% which allowed for setbacks.

**MOTION PUT AND DEFEATED.** (6 in favour, 9 against)

In favour: Mayor Savage, Councillors Nicoll, Mason, Watts, Mosher and Outhit

Against: Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Karsten, Walker, Adams, Rankin, Whitman and Craig

Not present: Councillors McCluskey and Johns

As requested by Councillor Hendsbee, Ms. Salih provided clarification on the two alternatives provided in the July 7, 2014 staff report.

**MOVED by Councillor Hendsbee, seconded by Councillor Karsten that Halifax Regional Council approve Alternative 1 of the staff report dated July 7, 2014 to initiate the Municipal Planning Strategy (MPS) amendment process for the proposal, subject to changes being made to the proposal as outlined in the staff report dated July 7, 2014 and gained through public consultation. MOTION PUT AND PASSED.** (12 in favour, 3 against)

In favour: Mayor Savage, Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Karsten, Nicoll, Walker, Adams, Rankin, Whitman, Craig and Outhit

Against: Councillors Mason, Watts and Mosher

Not present: Councillors McCluskey and Johns

## **8.2 First Reading Proposed By-law O-110, Proposed Amendments to By-Law O-109 Respecting Open Air Burning**

The following was before Council:

- A staff recommendation report dated July 8, 2014

**MOVED by Councillor Hendsbee, seconded by Councillor Nicoll that Halifax Regional Council give First Reading to consider the adoption of proposed By-law O-110, amending By-law O-109 Respecting Open Air Burning as set out in Attachment 2 of the staff report dated July 8, 2014.**

Councillor Hendsbee advised that this motion was to bring HRM's rules and regulations in conformity with the Provincial rules.

In response to a question on the amendment to By-law O-109, Section 8 Campfires 'No Permit Required Zone', Deputy Fire Chief Roy Hollett confirmed that this did not include urban areas and that campfires were not permitted on un-serviced lots (i.e. no water and no sewer).

**MOVED by Councillor Craig, seconded by Councillor Whitman that the motion be amended to add the following wording to Section 8.1: Campfires are not permitted at any time in the “permit required” zones. As well, add the following wording to Section 7 - Outdoor Wood Burning Appliance introduction: Outdoor wood burning appliances “whether CSA or ULC approved or not” may be used throughout the Municipality “without permit”.**

Council entered into a discussion on the amendment. Deputy Chief Hollett responded to questions around outdoor burning appliances. He clarified that there were two types: appliances that are approved by CSA and ULC that are tested to ensure they are safe for use under the conditions outlined by the manufacture and appliances that are not CSA approved. He added that chimineas were a type of unit used and were generally not CSA approved as in most cases the construction methods are not documented. He added that the manufacture’s burning recommendation for chimineas is to refer to the local by-law. In CSA and ULC approved units the fires are contained. The amendments advise residents to check the manufacture’s recommendations and apparatuses for units which are not CSA approved and do not have recommendations instructing the public to review their local by-law.

In response to a question raised around responding to smoke complaints, Deputy Chief Hollett clarified that Fire Services would be called in to ensure that what people are burning is permitted. He noted that even if a person was burning dry firewood with appropriate setbacks, there would still be smoke, although lessor levels, and in these cases Fire Services would refer to the Provincial Department of Environment for air quality.

In response to a concern around people leaving fires unattended, Deputy Chief Hollett advised that Fire Services typically receives calls that are brush fire related and not for leaving fires unattended, as most people extinguish fires in outdoor burning apparatuses. Fire Services have received calls related to fires and noise and have attended the location and advised people to extinguish the fire.

At the request of Council the amendment was spilt and the vote taken.

**MOVED by Councillor Craig, seconded by Councillor Whitman that the motion be amended to add the following wording to Section 8.1: Campfires are not permitted at any time in the “permit required” zones. MOTION PUT AND PASSED. (13 in favour, 2 against)**

In favour: Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Karsten, Nicoll, Mason, Watts, Mosher, Walker, Rankin, Whitman, Craig and Outhit

Against: Mayor Savage and Councillor Adams

Not present: Councillors McCluskey and Johns

**MOVED by Councillor Craig, seconded by Councillor Whitman that the motion be amended to add the following wording to Section 7 - Outdoor Wood Burning Appliance introduction: Outdoor wood burning appliances “whether CSA or ULC approved or not” may be used throughout the Municipality “without permit”. MOTION PUT AND PASSED. (10 in favour, 5 against)**

In favour: Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Nicoll, Mason, Walker, Rankin, Whitman, Craig, and Outhit

Against: Mayor Savage, Councillors Karsten, Watts, Mosher and Adams

Not present: Councillors McCluskey and Johns

The motion before Council now reads:

**MOVED by Councillor Hendsbee, seconded by Councillor Nicoll that Halifax Regional Council give First Reading to consider the adoption of proposed By-law O-110, amending By-law O-109**

**Respecting Open Air Burning as set out in Attachment 2 of the staff report dated July 8, 2014, with the following amendments to Sections 8.1 and 7.**

- **The following words be added to Section 8.1: Campfires are not permitted at any time in the “permit required” zones.**
- **The following words be added to the introduction of Section 7 Outdoor Wood Burning Appliance: Outdoor wood burning appliances “whether CSA or ULC approved or not” may be sued throughout the Municipality “without permit”.**

**MOTION PUT AND PASSED.** (14 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Karsten, Nicoll, Mason, Watts, Mosher, Walker, Rankin, Whitman, Craig and Outhit

Against: Councillor Adams

Not present: Councillors McCluskey and Johns

Councillor Rankin exited the meeting at this time.

**8.3 Proposed Administrative Order 2014-007-ADM, Respecting Grants to Professional Arts Organizations – Interim Professional Arts Organization Grant Program  
Motion – Councillor Mason – Approve Administrative Order 2014-007-ADM**

The following was before Council:

- A staff recommendation report dated June 26, 2014

**MOVED by Councillor Mason, seconded by Councillor Nicoll that Halifax Regional Council adopt Administrative Order 2014-007-ADM, Respecting Grants to Professional Arts Organizations as attached to the staff report dated June 26, 2014 which outlines the implementation of the interim Professional Arts Organization Grant Program.**

In response to questions raised in the community around the reasons for restricting grants to not-for-profits, Councillor Mason explained that unlike grants to private property owners relative to the *Heritage Property Act*, the Municipality was restricted to only give grants to not-for-profits under the Charter. Councillor Dalrymple did not support the motion as the Grants Committee has been asking for extra funding over the last five years for distributions to the Arts community. He noted that he did not agree with forming a new committee and suggested a simpler process of allocating the additional funds to the Grants Committee for distribution to arts organizations.

**MOTION PUT AND PASSED.** (12 in favour, 2 against)

In favour: Mayor Savage, Deputy Mayor Fisher, Councillor Karsten, Nicoll, Mason, Watts, Mosher, Walker, Adams, Whitman, Craig and Outhit

Against: Councillor Dalrymple and Hendsbee

Not present: Councillors McCluskey, Johns and Rankin

**8.4 Deputy Mayor Fisher – Amendments to the Land Use By-Law for Dartmouth to Clarify the Definition of “Shipping Container”**

The following was before Council:

- A request for Council’s consideration form

At the request of Deputy Mayor Fisher, the Municipal Clerk displayed a photograph of a commercial property with several truck trailers in the parking lot adjacent to a residential neighbourhood.

**MOVED by Deputy Mayor Fisher, seconded by Councillor Whitman that Halifax Regional Council request a staff report with suggested amendments to the Land Use By-law for Dartmouth to clarify the definition of “shipping container” and if it includes transport trucks and truck trailer, or if they should be included in the definition.**

Deputy Mayor Fisher advised that residents have expressed concern that when the building was at full capacity, truck trailers were brought in and filled with merchandise/stock. This has been going on over the past four years and when a container becomes full another one is brought in, to the point that almost all the parking spaces are being taken up by containers of merchandise/stock. He agreed that it was site related but was concerned that any commercial business abutting a residential street would be able to do the same and asked staff to provide clarification around whether this was permitted under the Land Use By-law and if so, he suggested that changes may be needed.

Council entered into a discussion with Councillor Nicoll providing an example of a similar situation of truck trailers being purchased and placed on a lot on Main Street. She and Councillor Craig asked that staff review Land Use By-law amendments for all planning areas throughout HRM, to which the mover and seconder agreed.

The motion before Council now reads:

**MOVED by Deputy Mayor Fisher, seconded by Councillor Whitman that Halifax Regional Council request a staff report with suggested amendments to the Land Use By-law for all planning areas throughout HRM to clarify the definition of “shipping container” and if it includes transport trucks and truck trailers, or if they should be included in the definition.**

Further discussion ensued with Councillor Mosher asking that the staff report include a review of commercial vehicles parked in residential driveways.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin and Johns

## **8.5 Councillor Watts - Canada Post Service Levels**

The following was before Council:

- A request for Council's consideration form

Councillor Hendsbee declared a conflict of interest and exited his seat.

**MOVED by Councillor Watts, seconded by Councillor Mason that Halifax Regional Council request that the Mayor write to the Federal Minister responsible for Canada Post on behalf of Council to express concern about the changes to current levels of postal service in small and rural communities and the phasing out of residential door-to-door delivery in Canada and encourage Canada Post to find alternate sources of revenue to support continuing these services.**

Councillor Watts expressed concern regarding an aging population and people with mobility issues in relation to accessibility and maintenance issues with the mailboxes. She asked Council to write Canada Post raising these concerns and encouraging them to reconsider their decision on door-to-door delivery.

Council entered into discussion with several members speaking against the motion; expressing that Canada Post was an autonomous federal body that had the ability to change the regulations and that this was an across Canada initiative. It was noted that that the work of the Federation of Canadian Municipalities (FCM) in regard to the working agreement with Canada Post related to the location and

services related to the new boxes has been an important initiative. It was also noted that rural areas have never received door-to-door service.

**MOTION PUT AND DEFEATED.** (3 in favour, 11 against)

In favour: Councillors Mason, Watts and Outhit

Against: Mayor Savage, Deputy Mayor Fisher and Councillors Dalrymple, Karsten, Nicoll, Mosher, Walker, Adams, Rankin, Whitman and Craig

Not present: Councillors Hendsbee, McCluskey and Johns

Councillor Hendsbee rejoined the meeting at this time.

#### **8.6 Councillor Mosher**

A Notice of Motion was given on July 22, 2014

**MOVED by Councillor Mosher, seconded by Councillor Mason that Halifax Regional Council request a staff report relating to tender awards for snow removal and ice control contracts. And that in addition to awarding tenders to lowest bidder meeting specifications – consideration be given in the report to procurement specifications also including a proviso that a contractor can only bid if they are in good standing with the municipality and that bidders must not have outstanding legal, procurement, or performance issues.**

Councillor Mosher stated that this matter arose from a report that came to Council July 22, 2014 around awarding a bid for snow removal and ice control for HRM buildings. The award process did not involve ranking for factors such as understanding HRM's needs, technical solutions or project methodology or knowledge of the area and was based on cost and awarding to the lowest bidder. When reviewing the list of bids, she noticed that there were some companies which performed sidewalk snow removal this winter and there were outstanding issues that were not resolved by the June 1, 2014 deadline. Councillor Mosher wanted to ensure that Council was analysing their performance contracts that were previously awarded and make sure the contract specifications are being met.

In response to questions raised around past performance, Mr. Mike Labrecque, Deputy Chief Administrative Officer advised that staff would have to review the specific non-performance issues raised by Councillor Mosher and report back to Council.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

Council recessed at 2:59 p.m. and reconvened at 3:12 p.m.

#### **8.7 Joint Community Planning and Economic Development & Audit and Finance Standing Committees – Audit and Finance Standing Committee – Building Canada Fund Infrastructure Projects**

The following was before Council:

- A recommendation report from the Audit and Finance Standing Committee dated May 6, 2014
- A copy of staff's presentation entitled: Building Canada Fund

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

- 1. Approve the list of projects outlined under each of Council's three priority areas, for potential federal infrastructure funding. These projects are the seven water and**



wastewater related projects described in the body of the report, the seven categories of transit projects in Metro Transit's 10 year capital plan, and the list of projects for the 5-Year \$50 Million downtown capital campaign approved by Council in February 2014.

2. Direct staff to submit applications to the Building Canada Fund, and implement an advocacy strategy to begin negotiations to secure funds for some or all of the projects listed in the staff report dated May 6, 2014.

Council entered into a discussion with staff providing confirmation that the projects were all previously approved by Council with the direction to select the projects identified in the motion as priority projects to go forward for application.

**MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee that the motion be amended to add to the Water & Wastewater projects to be put forward to install municipal water services from Fall River Village Road to the end of the Fall River Road.**

Councillor Dalrymple spoke to the background around this project and that once completed, it would allow the Fall River community to have municipal water service. He asked staff for an updated feasibility and financial study as the last one completed was three years ago. He further asked that it be added to the list and that Council seek funding support from the other levels of government.

Council entered into discussion with Ms. Anne Totten, Corporate Policy Analyst noting that the list of projects was determined with Halifax Transit and Halifax Water selected as the top priority projects under the 10 year Capital Plan.

In regards to cost, Councillor Dalrymple indicated that the total cost estimated three years ago was \$4.1 million and he was looking for HRM to pay one-third of the cost.

A discussion ensued with members suggesting that a staff report be requested to provide additional information around the financial implications of the addition of this project. In response to a question raised, Ms. Totten confirmed that drinking water projects were eligible.

**MOTION TO AMEND PUT AND PASSED.** (9 in favour, 6 against)

In favour: Councillors Dalrymple, Hendsbee, Nicoll, Mosher, Walker, Adams, Rankin, Whitman and Outhit

Against: Mayor Savage, Deputy Mayor Fisher, Councillors Karsten, Mason, Watts and Craig

Not present: Councillors McCluskey and Johns

The motion before Council now reads:

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

1. Approve the list of projects outlined under each of Council's three priority areas, for potential federal infrastructure funding. These projects are the seven water and wastewater related projects described in the body of the report plus the amendment approved by Regional Council August 5, 2014 regarding the Fall River water project, the seven categories of transit projects in Metro Transit's 10 year capital plan, and the list of projects for the 5-Year \$50 Million downtown capital campaign approved by Council in February 2014.
2. Direct staff to submit applications to the Building Canada Fund, and implement an advocacy strategy to begin negotiations to secure funds for some or all of the projects listed in the staff report dated May 6, 2014 as amended.

A further discussion and questioning of staff ensued.

**MOVED by Councillor Adams, seconded by Councillor Rankin that the Phase 4 sewer and water project for Herring Cove be added to the list of projects for water and wastewater related projects being put forward.**

A brief discussion was held on the amendment.

**MOTION TO AMEND PUT AND PASSED.** (9 in favour, 6 against)

In favour: Councillors Dalrymple, Hendsbee, Nicoll, Mosher, Walker, Adams, Rankin, Whitman and Outhit

Against: Mayor Savage, Deputy Mayor Fisher, Councillors Nicoll, Mason, Watts and Craig

Not present: Councillors McCluskey and Johns

The motion before Council now reads:

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

- 1. Approve the list of projects outlined under each of Council's three priority areas, for potential federal infrastructure funding. These projects are the seven water and wastewater related projects described in the body of the report plus the amendments approved by Regional Council Aug 5, 2014 regarding the Fall River water project and Phase 4 Sewer and Water project in Herring Cove, the seven categories of transit projects in Metro Transit's 10 year capital plan, and the list of projects for the 5-Year \$50 Million downtown capital campaign approved by Council in February 2014.**
- 2. Direct staff to submit applications to the Building Canada Fund, and implement an advocacy strategy to begin negotiations to secure funds for some or all of the projects listed in the staff report dated May 6, 2014 as amended.**

Councillor Rankin requested that the first recommendation be separated into three components, to which Council agreed.

The motion before Council now reads:

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

- 1. Approve the list of projects outlined under each of Council's three priority areas, for potential federal infrastructure funding. These projects are**
  - a. the seven water and wastewater related projects described in the body of the report and the amendments approved by Regional Council on August 5, 2014 regarding the Fall River water project and the Phase 4 Sewer and Water project in Herring Cove,**
  - b. the seven categories of transit projects in Metro Transit's 10 year capital plan, and**
  - c. the list of projects for the 5- Year \$50 Million downtown capital campaign approved by Council in February 2014.**
- 2. Direct staff to submit applications to the Building Canada Fund, and implement an advocacy strategy to begin negotiations to secure funds for some or all of the projects listed in the staff report dated May 6, 2014 as amended.**

At the request of Councillor Karsten and with the approval of Council, the motion was split.

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

1. **Approve the list of projects outlined under each of Council's water and wastewater priority area for potential federal infrastructure funding. These projects are**
  - a. **the seven water and wastewater related projects described in the body of the report plus the amendments approved by Regional Council Aug 5, 2014 regarding the Fall River water project and Phase 4 Sewer and Water project in Herring Cove,**

**MOTION PUT AND PASSED.** (14 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Karsten, Nicoll, Mason, Watts, Mosher, Walker, Adams, Whitman, Craig and Outhit

Against: Councillor Rankin

Not present: Councillors McCluskey and Johns

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

1. **Approve the list of projects outlined under each of Council's three priority areas, for potential federal infrastructure funding. These projects are**
  - b. **the seven categories of transit projects in Metro Transit's 10 year capital plan, and**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

1. **Approve the list of projects outlined under each of Council's three priority areas, for potential federal infrastructure funding. These projects are**
  - c. **the list of projects for the 5- Year \$50 Million downtown capital campaign approved by Council in February 2014.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**MOVED by Councillor Karsten, seconded by Councillor Mosher that Halifax Regional Council:**

2. **Direct staff to submit applications to the Building Canada Fund, and implement an advocacy strategy to begin negotiations to secure funds for some or all of the projects listed in the staff report dated May 6, 2014 as amended.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

## **9. PUBLIC HEARINGS**

### **9.1 By-law N-200, Respecting Noise – Exemption Application – University of King's College Orientation**

This matter was addressed later in the meeting, see page 19.

**9.2 By-law N-200, Respecting Noise – Exemption Application – DALFest**

This matter was addressed later in the meeting, see page 20.

**10. CORRESPONDENCE, PETITIONS & DELEGATIONS**

**10.1 Correspondence**

The Clerk noted that correspondence was received for items: 8.1 and 12.1. This correspondence was circulated to Council.

For a detailed list of correspondence received refer to the specific agenda item.

**10.2 Petitions – None**

**11. REPORTS**

**11.1 CHIEF ADMINISTRATIVE OFFICER**

**11.1.1 Award – RFP No. 14-102, Supply of up to Twenty-Five (25) Para-Transit Buses**

The following was before Council:

- A staff recommendation report dated July 17, 2014

**MOVED by Councillor Mason, seconded by Councillor Nicoll that Halifax Regional Council:**

- 1. Award RFP No. P14-102, Supply of up to twenty five (25) Para-Transit Buses, to the highest scoring proponent, Overland Custom Coach (2007) Inc. for a total value of \$2,460,018.10, net HST included, over a three year period.**
- 2. Authorize the purchase of two (2) Para-Transit expansion buses and four (4) Para-Transit replacement buses for fiscal year 2014/15, for a Total Price of \$576,472.14 (net HST included) with funding from CVD00429 (Access-A-Bus Vehicle) and CVD00430 (Access-A-Bus Replacement) as outlined in the Financial Implications section of the July 17, 2014 staff report.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.1.2 Award – Unit Price Tender No. 14-224, Street Recapitalization – Waterwheel Crescent and Noria Crescent – Central Region**

The following was before Council:

- A staff recommendation report dated July 9, 2014

**MOVED by Deputy Mayor Fisher, seconded by Councillor Craig that Halifax Regional Council award Tender No. 14-224, Street Recapitalization – Waterwheel Crescent and Noria Crescent – Central Region, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$1,017,101.35 (net HST included) with funding from Project Account No(s). CR000005 – Street Recapitalization, CYU01076 – Curb Renewals, and CRU01079 – Other Road Related Works, as outlined in the Financial Implications section of the July 9, 2014 staff report. MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Mosher and Johns

**11.1.3 Award – Unit Price Tender No. 14-274 New Sidewalk and Storm Sewer. Sackville Drive – District 14**

The following was before Council:

- A staff recommendation report dated July 17, 2014

**MOVED by Councillor Craig, seconded by Councillor Whitman that Halifax Regional Council:**

1. **Approve a budget increase of \$101,701.79 (net HST included) to Project Account No. CR000003 – New Sidewalks, funded through cost sharing with Halifax Water.**
2. **Award Tender No. 14-274, New Sidewalk and Storm Sewer, Sackville Drive – District 14, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$642,506.05 (net HST included) with funding from Project Account No. CR000003 – New Sidewalks, as outlined in the Financial Implications section of the July 17, 2014 staff report.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.1.4 Case 19258 – Amendments to the Downtown Dartmouth Secondary Planning Strategy (SPS) and Land Use By-Law (LUB) to enable residential development at 8 Linden Lea, Dartmouth**

The following was before Council:

- A staff recommendation report dated July 7, 2014

**MOVED by Councillor Karsten, seconded by Councillor Nicoll that Halifax Regional Council:**

1. **Direct staff to initiate the process to consider amending the Downtown Dartmouth Secondary Planning Strategy and Land Use By-law to allow consideration of a multi-unit residential building by development agreement at 8 Linden Lea, Dartmouth, as shown on Map 1 of the staff report dated July 7, 2014; and**
2. **Direct staff to follow the public participation program for the MPS amendment process as approved by Council in February 1997.**

A brief discussion was held with staff providing clarification around the process.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.1.5 Proposed Amendments to Administrative Order 46, HRM Asset Naming Policies**

The following was before Council:

- A staff recommendation report dated June 20, 2014

**MOVED by Councillor Mosher, seconded by Councillor Whitman that Halifax Regional Council adopt amendments to Administrative Order 46, the *HRM Asset Naming Administrative Order*, to:**

1. **include park bridges, gazebos/shelters, and outdoor rinks under the definition of “park features” as contained in Attachments A and B of the staff report dated June 20, 2014; and**

**2. include provisions for people or person(s) still living for commemorative naming purposes as contained in Attachments A and B of the staff report dated June 20, 2014.**

Council entered into discussion with Ms. Gayle MacLean, Civic Address Coordinator and Chair of the HRM Asset Naming Committee clarifying that the Committee's approach to HRM commemorating a body of work/lifetime achievement. In the past the Committee has received requests for commemoration which could not be accommodated due to the posthumous clause. She confirmed that almost all of the requests are for residents who have retired from their career.

In response to a question raised around having a provision to remove a name from an asset should it be required, Ms. Karen Brown, Solicitor advised that Council has the authority to review the Policy and make an amendment.

Councillor Karsten indicated concerned regarding the second recommendation of the motion. He referred to Council's reasoning for naming assets after people who have died and the requirement to have a one year waiting period to allow time for reflection and to avoid reactive decision making based on a traumatic event, as indicated in the June 20, 2014 staff report.

**MOTION PUT AND PASSED.** (14 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Nicoll, Mason, Watts, Mosher, Walker, Adams, Rankin, Whitman, Craig and Outhit

Against: Councillor Karsten

Not present: Councillors McCluskey and Johns

**11.1.6 Proposed Administrative Order 2014-006-ADM, Respecting Open Data**

The following was before Council:

- A staff recommendation report dated June 27, 2014
- Revised Attachment A: Administrative Order Number 2014-006-ADM Respecting Open Data

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

- 1. Adopt the proposed Administrative Order Number 2014-006-ADM, Respecting Open Data, as set out in the revised circulated copies of Attachment A; and**
- 2. Repeal the Geographic Data Dissemination Policy (GDDP) adopted by Regional Council on June 20, 2006.**

Council entered into discussion with members expressing their enthusiasm for the project. Ms. Donna Davis, Chief Information Officer provided confirmation that the new data sets would be released by the end of September 2014.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.1.7 Seniors' Snow Removal Assistance Program**

The following was before Council:

- A staff recommendation report dated July 2, 2014

**MOVED by Councillor Mason, seconded by Councillor Karsten that Halifax Regional Council provide approval to enter into a multi-year agreement with the Halifax YMCA to administer the**

**Seniors' Snow Removal Assistance Program, subject to annual budget approval, which would allow for stability and confidence with residents and provide the YMCA a strong foundation for increased service delivery through efficiencies of a multi-year program.**

Mr. Chris Mitchell, Manager of Municipal Operations spoke to the number of residents being served and noted there was no maximum number except as budget allows. He explained that one of the benefits of going to a multi-year plan with the YMCA was that of the \$400,000 budget, \$60,000 was administrative costs and the rest goes to snow removal services. He anticipated that as the YMCA gains experience, the YMCA could reduce their administrative costs and expand their service to more clients. Staff further provided clarification on the specifics of the program which included snow removal of front steps, back steps, a path to the oil tank, and in the past a path to the sidewalk but does not include driveways.

Councillor Hendsbee spoke to an aging population and having provisions in place for increasing funding as he anticipated an increase in applications as this program became more known to the public. Mr. Mike Labrecque, Deputy Chief Administrative Officer indicated that this was an option for Council as part of future budget debates.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

#### **11.1.8 Union of Nova Scotia Municipalities (UNSM) Conference Resolutions 2014**

The following was before Council:

- A staff recommendation report dated June 25, 2014

**MOVED by Councillor Walker, seconded by Councillor Rankin that Halifax Regional Council forward the following three resolutions described in this report to the UNSM Annual Conference in November 2014:**

- **HRM Charter Review**
- **Federal Funding for Affordable Housing**
- **Provincial-Municipal Solid Waste Working Group**

Staff clarified that the resolution for the HRM Charter Review was to advise the province of UNSM's support for the review.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

#### **11.1.9 Crosswalk Safety Advisory Committee – Crosswalk Safety Work Plan and Pedestrian Safety Action Plan (Supplementary Report) i) Transportation Standing Committee - Crosswalk Safety Work Plan (Information Report)**

The following was before Council:

- A supplementary staff recommendation report dated July 9, 2014
- An information report from the Transportation Standing Committee dated July 2, 2014

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

- 1. Adopt the Crosswalk Safety Work Plan goals and associated action items (produced by the Crosswalk Safety Advisory Committee) as key inputs feeding into the 2014/2015 Pedestrian Safety Action Plan (approved by Regional Council on March 18, 2014); and**
- 2. Direct staff to continue to assess those action items from the Crosswalk Safety Work Plan, identified in this report as not having been incorporated for implementation in the**

**2014/2015 Pedestrian Safety Action Plan, for inclusion in the 2015/2016 Pedestrian Safety Action Plan or other subsequent revisions as appropriate.**

Council entered into discussion with Councillor Dalrymple making reference to the implementation of the Crosswalk Safety Awareness Day being planned for late fall. Comments were made around the paint not lasting on the zebra marked crosswalks. Councillor Karsten added that marking of crosswalks is not complete and may not be done until September. He like many of the members were concerned with the paint fading from wear and tear, and suggested either having more contractors to do the painting or reviewing next year's budget to allow for painting to be done twice a year. The Deputy Chief Administrative Officer advised that staff would take this feedback into consideration.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.1.10 Less than Market Sale - 2581 Brunswick Street, Halifax to the City of Halifax Non-Profit Housing Society**

The following was before Council:

- A staff recommendation report dated July 24, 2014

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

1. Waive the requirement for the HRM Grants Committee to recommend to Halifax Regional Council the Less than Market Sale;
2. Declare the property at 2581 Brunswick Street, Halifax, as shown in Attachment "A" of the staff report dated July 24, 2014, surplus to municipal purposes;
3. Categorize the property at 2581 Brunswick Street, as 'Extraordinary', as per Administrative Order 50; and
4. Direct staff to set a date for a public hearing for the less than market sale of 2581 Brunswick Street, Halifax.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Johns and Outhit

**11.2 AUDIT AND FINANCE STANDING COMMITTEE**

**11.2.1 Award – Quotation No. Q14M069 Solar Wall Installation at Dartmouth Sportsplex**

The following was before Council:

- A recommendation report from the Audit and Finance Standing Committee dated July 25, 2014

**MOVED by Councillor Karsten, seconded by Councillor Nicoll that Halifax Regional Council:**

1. Approve a budget increase of \$124,284.96 to Project Account No. CB000002 – Major Facilities Upgrades, with funding from the 2014/15 Operating Account D948 – Sustainable Community Projects, to reflect additional funding required for Solar Wall Installation at Dartmouth Sportsplex.
2. Award Quotation No. Q14M069 – Solar Wall Installation at Dartmouth Sportsplex, to Markland Associates at a cost of \$104,284.96, net HST included, with funding as outlined in the Financial Implications section of the July 12, 2014 staff report.



Deputy Mayor Fisher sought clarification around the possibility of using waste heat from the arena, as this was not an option identified in the staff report. Mr. Richard McLellan, Manager, Energy and Environment provided input that the cost of collecting surplus energy from facilities is substantial but noted he would provide a specific response in regard to Sportsplex. Councillor Dalrymple asked that all of Council be copied on staff's response.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.2.2 Proposed Administrative Order 2014-012-ADM, Respecting Grants for Rural Transit - HRM Rural Transit Funding Program**

The following was before Council:

- A recommendation report from the Audit and Finance Standing Committee dated July 25, 2014

**MOVED by Councillor Dalrymple, seconded by Councillor Whitman that Halifax Regional Council:**

- 1. Adopt Administrative Order Number 2014-012-ADM Respecting Grants for Rural Transit as outlined in Attachment 1 of the staff report dated June 23, 2014, and repeal the HRM Community Based Transit Funding Program approved by Regional Council on March 26, 2013.**
- 2. Approve the amendments to Administrative Order Number 2014-012-ADM Respecting Grants for Rural Transit as outlined in Attachment 2 of the Audit and Finance Standing Committee report dated July 25, 2014.**

A brief discussion was held.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.2.3 Regional Parking Strategy and Urban Core Improvement Reserve Q329**

The following was before Council:

- A recommendation report from the Audit and Finance Standing Committee dated July 25, 2014

**MOVED by Councillor Mason, seconded by Councillor Karsten that Halifax Regional Council approve the establishment of the Regional Parking Strategy & Urban Core Improvement Reserve (Q329), as per the Reserve Business Case outlined in Attachment 1 of the staff report dated July 7, 2014.**

Councillor Mason asked the status of report outlining a strategic reserve plan as identified in the Economic Plan. Mr. Greg Keefe, Director of Finance and Information Technology advised that the business case had not yet been completed for that reserve and was still being reviewed by staff.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey and Johns

**11.2.4 Renewal of Halifax Regional Water Commission (HRWC) Dividend Agreement**

The following was before Council:

- A recommendation report from the Audit and Finance Standing Committee dated July 25, 2014

**MOVED by Councillor Walker, seconded by Councillor Karsten that Halifax Regional Council approve the proposed Dividend Agreement between the HRM and the HRWC, as shown in Attachment 1 of the staff report dated June 5, 2014 for the five-year period of April 1, 2015 to March 31, 2020, subject to approval of the Nova Scotia Utility and Review Board (NSUARB). MOTION PUT AND PASSED. (14 in favour, 1 against)**

In favour: Mayor Savage, Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Karsten, Nicoll, Mason, Watts, Mosher, Walker, Adams, Rankin, Whitman and Craig

Against: Councillor Outhit

Not present: Councillors McCluskey and Johns

### **11.2.5 Elections and Electronic Voting (E-Voting) Citizen Engagement**

The following was before Council:

- A recommendation report from the Audit and Finance Standing Committee dated July 25, 2014

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

- 1. Approve the revised Reserve Business Case for 0313 - Municipal Elections as per attachment 1 of the staff report dated July 16, 2014.**
- 2. Approve an operating budget increase of \$55,000 to A125 with funding as a withdrawal from the Municipal Elections Reserve, 0313 to conduct a public engagement initiative with regard to using Electronic Voting (e-voting) for upcoming elections in Halifax.**

Ms. Cathy Mellett, Municipal Clerk outlined the feedback received from the Audit and Finance Standing Committee at their July 23, 2014 meeting. Ms. Mellett explained that the Standing Committee provided clear direction, should Council agree, to use this process to engage the public regarding the question of how to impact positively on voter participation in Municipal elections in addition to the role of electronic voting; as identified in the discussion section of the July 25, 2014 Audit and Finance Standing Committee report.

Councillor Walker could not justify spending \$55,000 to promote electronic voting, expressing that Nova Scotians are leaders in electronic voting and is well engaged with the public around electronic voting. Note was made that the review would be broader than electronic voting and would be looking to address ways to improve voter participation and the secrecy of the ballot.

During the discussion Ms. Mellett clarified that in the last election just over 60% of voters chose to vote electronically. She added that the advanced poll was strictly electronic and noted how the voting models have changed across Canada. In terms of participation, staff is envisioning using a discussion paper and electronic media to engage people from across the region; one event, webcasted to allow people to participate from their community. More detail regarding the specifics of the process will be provided.

**MOTION PUT AND PASSED. (12 in favour, 3 against)**

In favour: Mayor Savage, Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Nicoll, Mason, Watts, Mosher, Adams, Whitman, Craig and Outhit

Against: Councillors Karsten, Walker and Rankin

Not present: Councillors McCluskey and Johns

Council recessed at 5:25 p.m.

Council reconvened at 6:00 p.m. for the public hearings. Councillors McCluskey, Rankin and Johns were not in attendance.

## 9. PUBLIC HEARINGS

### 9.1 By-law N-200, Respecting Noise – Exemption Application – University of King’s College Orientation

The following was before Council:

- A staff recommendation report dated July 14, 2014

Ms. Erin Dobson, Coordinator Support Services provided an overview of the application from the University of Kings College Student Union for an exemption from By-law N-200 Respecting Noise for events being held on Saturday, August 30, 2014 and Friday, September 5, 2014.

Mayor Savage opened the public hearing and called three times for anyone wishing to address Council on this matter; there being none it was **MOVED by Councillor Karsten, seconded by Councillor Nicoll that the public hearing close. MOTION PUT AND PASSED.**

**MOVED by Councillor Mason, seconded by Councillor Nicoll that Halifax Regional Council approve the King’s College Student Union and Orientation Week Committee’s application for an exemption from the provisions of the Noise By-Law pursuant to the contents of the staff report dated July 14, 2014.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

### 9.2 By-law N-200, Respecting Noise – Exemption Application – DALFest

The following was before Council:

- A staff recommendation report dated July 21, 2014

Ms. Erin Dobson, Coordinator Support Services provided an overview of the application from the Dalhousie University Student Union for an exemption from By-law N-200 Respecting Noise for events being held on Friday, September 12, 2014 and September 13, 2014.

Mayor Savage opened the public hearing and called three times for anyone wishing to address Council on this matter; there being none it was **MOVED by Councillor Nicoll, seconded by Councillor Whitman that the public hearing close. MOTION PUT AND PASSED.**

**MOVED by Councilor Mason, seconded by Councilor Nicoll that Halifax Regional Council approve the Dalhousie Student Union’s application for an exemption from the provisions of the Noise By-law pursuant to the content s of the staff report dated July 21, 2014.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

## 11.3 EXECUTIVE STANDING COMMITTEE

### 11.3.1 S. 369 of the Municipal Government Act – 2014 Municipal Boundary Review i) Staff Information Report

The following was before Council:

- A recommendation report from the Executive Standing Committee dated June 26, 2014

- A staff information report dated July 21, 2014

**MOVED by Councillor Mosher, seconded by Councillor Nicoll that Halifax Regional Council undertake the required polling district boundary review in 2014 as follows:**

- **Part 1: Advertise that Regional Council will receive written submission in regard to the number of polling districts (and councillors) and their boundaries and receive a staff report in regard to any matters raised through those submissions. In addition Council will conduct three (3) public hearings, one at each of the regular meetings of the Community Councils.**
- **Part 2: A staff report and resolution of Council on the matter of the number of polling districts (and councillors) and their boundaries, either recommending to confirm or alter the Nova Scotia Utility And Review Board (NSUARB) decision of December 20, 2011, to be forwarded as an application in the required form to the NSUARB by the end of December 2014.**

Councillor Mosher advised that the Municipality is required under the Municipal Governance Act to conduct a boundary every eight years.

In response to questions of Council, Ms. Mellett, Municipal Clerk advised that polling districts are determined based on the number of voters. During the last election staff did not have access to the 2012 census figures so the number of voters provided were based on estimation. She noted the new numbers were based on the 2012 census data. Ms. Mellett clarified that the boundary review would be advertised in Community papers and would be advertised well in advance of the public hearing. There would be adequate time for over the next several months for interested members of the community to express any concerns they may have.

Councillor Hendsbee felt that there should be more than one public hearing due to the size of some of the districts.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

**11.4 TRANSPORTATION STANDING COMMITTEE**

**11.4.1 Proposed Administrative Order 2014-010-ADM, Respecting Special Events Task Force Process for Events, Parades and Street Closures**

The following was before Council:

- A recommendation report from the Transportation Standing Committee dated July 25, 2015

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

- 1. Adopt the Special Events Administrative Order # 2014-010-ADM, as outlined in Attachment 1 of the staff report dated July 8, 2014, to become effective 120 days from approval date; and**
- 2. Direct staff to include establishment of a policy for waiving of fees in the work being done on both the Fees By-law and the Grants Policy.**

A brief discussion ensued.

Councillor Craig requested that a fee schedule be provided to the public with justification of costs so they know what they are getting and paying for when they hold events.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

**11.4.2 Request for Letter of Support – Nova Scotia Moves Program**

The following was before Council:

- A recommendation report from the transportation Standing Committee dated July 25, 2014

**MOVED by Councillor Nicoll, seconded by Councillor Watts that Halifax Regional Council request the Mayor to send a letter to the province in support of the Nova Scotia Moves Program.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

**11.5 GRANTS COMMITTEE**

**11.5.1 Tax Appeal – The Deanery Project Cooperative Limited**

The following was before Council:

- A recommendation report from the Grants Committee dated July 25, 2014

**MOVED by Councillor Hendsbee, seconded by Councillor Walker that Halifax Regional Council approve a one-time grant in the amount of \$815 to the Deanery Project Cooperative Limited for taxes, excluding interest on arrears, paid for the period December 6, 2012, to March 31, 2013, from account M311-8006 Tax Relief for Non-Profit Organizations.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

**11.6 SPECIAL EVENTS ADVISORY COMMITTEE**

**11.6.1 Marketing Levy Special Events Reserve 2014 (Supplementary Report)**

The following was before Council:

- An extract of the Regional Council June 24 and 25, 2014 minutes
- A supplementary recommendation report from the Special Events Advisory Committee dated July 17, 2014

**MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee that Halifax Regional Council approve an additional award of \$3,000, in addition to the \$14,500 previously awarded at Regional Council on June 24, 2014, for a total of \$17,500 to the Aileen Meagher International Track Classic as per the May 28, 2014 Special Events Advisory Committee recommendation for a revised total of \$555,500 for the Marketing Levy Special Events Reserve (MLSR) Event Grants from the 2014/15 MLSER (Q315).**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

## 12. MOTIONS

### 12.1 Mayor Savage

The following was before Council:

- Correspondence from Adam Grant

Mayor Savage stepped down from Chair and Deputy Mayor Fisher assumed the Chair at 7:40 p.m.

Mayor Savage explained he wanted to have a staff report looking at the benefits and implications of extending the right to vote in municipal elections to Permanent Residents. He explained that people can apply to become Permanent Residents long before they will receive citizenship and that the citizenship process can often take long time. He added that Permanent Residents are strong and contributing members of society; they pay taxes, create jobs, use Canadian health care but do not have the ability to vote. Now there is a belief that they contribute heavily to society and they should have the right to vote.

**MOVED by Mayor Savage, seconded by Councillor Mason that Halifax Regional Council request a staff report for submission to the Executive Standing Committee examining the benefits and implications of extending the right to vote in municipal elections to Permanent Residents. The report should include a review of practice in other jurisdictions and address administrative, intergovernmental, legislative, procedural, and social implications.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, and Johns.

Mayor Savage assumed the Chair at 7:45 p.m.

### 12.2 Councillor Dalrymple

**MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee that Halifax Regional Council, in regards to the Strategic Capital Funding Strategy, request a staff report to investigate cancelling and returning "Capital" Area Rates Funding for Recreation Building and Community Centre.**

Councillor Dalrymple commented that if Council approved the report he wanted the Fall River Recreation Centre included but noted that it had been recently paid off but would request that it be noted in the report.

Councillor Karsten felt there was an outstanding motion of Council that was similar to the one put forward by Councillor Dalrymple.

Mr. Labrecque advised that there is a similar report being worked on by the Finance Department that would encompass what was included in the motion on the floor.

Councillor Outhit explained that he would support looking into cancelling the Capital area rates but raised concern about how the money already paid could be returned.

Councillor Hendsbee indicated that the motion previously past did not include a rebate portion. He felt it would be easy to rebate the money and had been done in the past.

Deputy Mayor Fisher stated he would support the report.

Councillor Mason stated he could not support the report because he felt that local communities wanted to control the ability of building facilities in rural communities.

Councillor Craig stated he could not support the report as he felt that projects funded through the use of area rates had received a benefit by advancing ahead of other projects.

**MOTION PUT AND DEFEATED.** (6 in favour, 8 against)

In favour: Deputy Mayor Fisher, Councillors Dalrymple, Hendsbee, Adams, Whitman, and Outhit.

Against: Mayor Savage, Councillors Karsten, Nicoll, Mason, Watts, Mosher, Walker, and Craig.

Not present: Councillors McCluskey, Rankin, and Johns.

### **12.3 Councillor Mason**

**MOVED by Councillor Mason, seconded by Councillor Watts that Halifax Regional Council request a staff report no later than end of September 2014 regarding the restoration and repair of the fire damage to Park Place Theatre in Point Pleasant Park.**

Councillor Mason explained that a recent arson at the Shakespeare by the Sea Theatre left extensive damage to the facility and hoped that this would clarify what all needs to be done to have the facility available for the next season.

**MOTION PUT AND PASSED UNANIMOUSLY.**

### **13. IN CAMERA**

In camera session was held later in the meeting. See page 24.

### **14 ADDED ITEMS**

#### **14.1 Councillor Watts**

**MOVED by Councillor Watts, seconded by Councillor Adams that Regional Council request a staff report on developing a process for donating buses as they become surplus to Halifax Transit fleet, to support non-profit transit systems in other municipalities and of Nova Scotia and local community transit services at no additional cost or obligation to the Halifax Regional Municipality.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

### **15. NOTICES OF MOTION**

#### **15.1 Councillor Mason**

Take notice that at the next meeting of Regional Council scheduled for September 9, 2014, I will make a motion to request staff to engage partners at Veterans Affairs Canada and local Royal Canadian Legion to explore appropriate and nationally consistent way of commemorating the sacrifices of Canadian servicemen and women in peacekeeping operations in the Afghanistan conflict on the Grand Parade and other municipal cenotaphs.

#### **15.2 Councillor Mosher**

Take Notice that at the next meeting of Regional Council scheduled for September 9, 2014, I intend to move a motion requesting a staff report that examines possibilities for:

1. Broadening the type of goods that can be sold by street right of way vendors; and
2. Minimizing permit fees. This may require changing the funding model of the permit program.

Ms. Cathy Mellett, Municipal Clerk advised that the vending by-law is already before Council and is scheduled for a public hearing on September 9, 2014. She added that this matter could only be dealt with after the public hearing.

**15.3 Councillor Karsten**

Take Notice that at the next meeting of Regional Council; I intend to request the following staff report be initiated to allow Council to consider amending By-law O-109 Respecting Open Air Burning so that outdoor wood burning appliances shall not be used within a prescribed distance of the nearest dwelling on an adjacent property.

**13. IN CAMERA**

**13.1 Personnel Matter – Deferred from July 29, 2014**  
**Citizen and Councillor appointments to boards and committees in keeping with the Public Appointment Policy adopted by Regional Council in August 2011, to be found at <http://www.halifax.ca/boardscom/documents/Citizenrecruitmentpolicy.pdf>**

**13.1.1 Citizen Appointments – Port Wallace Public Participation Committee – Private and Confidential Report**

The following was before Council:

- A private and confidential report dated July 22, 2014

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

- 1. Approve the appointments to the Port Wallace Public Participation Committee as outlined in the Attachment #1 of the staff report dated July 22, 2014.**
- 2. It is further recommended that the citizen appointments be released to the public following ratification and notification of the successful candidates.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, Johns, and Outhit.

**13.3 Personnel Matter**  
**Citizen and Councillor appointments to boards and committees in keeping with the Public Appointment Policy adopted by Regional Council in August 2011, to be found at <http://www.halifax.ca/boardscom/documents/Citizenrecruitmentpolicy.pdf>**

**13.3.1 Citizen Appointments to Halifax Explosion 100<sup>th</sup> Anniversary Advisory Committee – Private and Confidential Report**

The following was before Council:

- A private and confidential report dated July 22, 2014

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

- 1. Approve the appointments to the Halifax Explosion 100<sup>th</sup> Anniversary Advisory Committee as outlined in Attachment 1 of the report dated July 25, 2014**
- 2. It is further recommended that the citizen appointments be released to the public following ratification and notification of the successful candidates.**

**MOTION PUT AND PASSED UNANIMOUSLY.**



Not present: Councillors McCluskey, Rankin, Johns, and Outhit.

Council convened into In Camera at 7:55 p.m. and reconvened at 8:35 p.m.

**13.2 Property Matter – Deferred from July 29, 2014**  
**A matter pertaining to providing instruction and direction to officers and employees of the Municipality pertaining to the acquisition / sale of land in regard to**

**13.2.1 Industrial Land Acquisition – *Private and Confidential Report***

The following was before Council:

- A private and confidential report dated July 8, 2014

This matter was addressed during the In Camera session and was now before Council for ratification.

**MOVED by Councillor Mason, seconded by Councillor Nicoll that Halifax Regional Council authorise staff to enter into negotiations for the subject property, as provided in Table 1 of the private and confidential staff report dated July 8, 2014**

**It is further recommended that Halifax Regional Council authorize staff to also explore the acquisition of the lands as noted in the private and confidential staff report dated July 8, 2014 for industrial park development or for alternate municipal purposes.**

**It is further recommended that this report not be released to the public.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, Johns, and Outhit.

**13.4 Property Matter**  
**A matter pertaining to providing instruction and direction to officers and employees of the Municipality pertaining to the acquisition / sale of land in regard to**

**13.4.1 Request for Postponement of Buy Back Agreement, 5450 Russell Street, Halifax - Shambhala School Society – *Private and Confidential Report***

This matter was addressed during the In Camera session and was now before Council for ratification.

The following was before Council:

- A private and confidential report dated July 16, 2014

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

- 1. Decline the Shambhala School's request for a second postponement of the Buy-Back Agreement registered against 5450 Russell Street, Halifax (the "Property"), in favour of a postponement as outlined in the private and confidential staff report dated July 16, 2014;**
- 2. Approve a second postponement of the Buy-Back Agreement as outlined in the private and confidential staff report dated July 16, 2014 subject to the terms and conditions set out in Table 1 of the staff report;**
- 3. This report not to be released to the public.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, Johns, and Outhit.

**13.4.2 Grafton Street Agreement of Purchase and Sale – Buy Back Agreement – Private and Confidential Report**

This matter was addressed during the In Camera session and was now before Council for ratification.

The following was before Council:

- A private and confidential report dated July 30, 2014

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

1. **Authorize the Mayor and Clerk to amend the key terms and conditions set out in Table 1 of the in camera report dated June 6, 2014 as per the in camera report dated July 30, 2014.**
2. **It is further recommended that the in camera recommendation report dated July 30, 2014 not be released until the sale has closed.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, Johns, and Outhit.

**13.5 Contractual Matter  
A matter pertaining to contract negotiations and legal advice.**

**13.5.1 Contractual Issues – Winter Snow and Ice Control – *Private and Confidential Report***

This matter was addressed during the In Camera session and was now before Council for ratification.

The following was before Council:

- A private and confidential report dated July 30, 2014

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

1. **Authorize staff to terminate the contract as outlined in the private and confidential staff report dated July 30, 2014.**
2. **Direct staff to initiate proceedings in accordance with Section 11 of Administrative Order #35 as outlined in the private and confidential report dated July 30, 2014.**
3. **Not release this report to the public.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors McCluskey, Rankin, Johns, and Outhit.

**14. ADDED ITEMS**

**14.1 Councillor Watts – Request for Staff Report on Surplus Buses.**

This matter was addressed earlier in the meeting see page 24.

**15. NOTICES OF MOTION**

This item was addressed earlier in the meeting. See page 24.

**16. ADJOURNMENT**

The meeting was adjourned at 8:40 p.m.

Cathy J. Mellett  
Municipal Clerk