



**HALIFAX REGIONAL COUNCIL
MINUTES
May 12, 2015**

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

STAFF: Mr. Richard Butts, Chief Administrative Officer
Mr. John Traves, Municipal Solicitor
Ms. Cathy Mellett, Municipal Clerk
Ms. Phoebe Smith, Legislative Assistant
Ms. Sheilagh Edmonds, 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_2015-05-12_live.mp4.html

The agenda, supporting documents, and information items circulated to Council are available online: <http://www.halifax.ca/council/agendasc/150512rc-agenda.php>

The meeting was called to order at 1:00 p.m. and recessed at 2:55 p.m. Council reconvened in at 3:15 p.m. and recessed at 4:53 p.m. Council reconvened at 6:00 p.m., recessed at 6:35 p.m., and reconvened again at 6:40 p.m. Council moved into an In Camera session at 7:38 and reconvened at 7:52 p.m. Council adjourned at 7:53 p.m.

1. INVOCATION

The Mayor called the meeting to order at 1:00 p.m. and Council stood for a moment of reflection.

Mayor Savage noted that there will be a special presentation of the Halifax Citizenship Awards at 6:00 p.m.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of special community announcements and acknowledgements.

Council observed a moment of silence honouring Mr. Bob Legere.

Mayor Savage welcomed Mr. Bruce Zvaniga as the new Director of Transportation and Public Works.

3. APPROVAL OF MINUTES – April 14, 2015

MOVED by Councillor McCluskey, seconded by Councillor Mason that the minutes of April 14, 2015 be approved as circulated. MOTION PUT AND PASSED.

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

Additions:

MOVED by Mayor Savage, seconded by Deputy Mayor Nicoll, regarding In Camera Item No. 13.2.1 entitled Irving Shipyard, that:

- 1) the Private and Confidential staff report dated May 5, 2015 be immediately declassified**
- 2) the matter be dealt with in public session, and**
- 3) the matter be moved to the first order of business prior to CAO reports**

MOTION PUT AND PASSED

Private and Confidential Information Item 2 - Labour Relations - Halifax Water

14.1 Initiation Report - to amend the Regional Municipal Planning Strategy to enable greater flexibility to use within select areas of the Burnside Business Park Expansion Area

MOVED by Councillor Adams, seconded by Councillor Walker that the agenda be approved as amended (Two-third majority vote required). MOTION PUT AND PASSED.

5. BUSINESS ARISING OUT OF THE MINUTES – NONE

6. MOTIONS OF RECONSIDERATION – NONE

7. MOTIONS OF RESCISSION – NONE

8. CONSIDERATION OF DEFERRED BUSINESS – NONE

9. PUBLIC HEARINGS – NONE

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 Correspondence

The Clerk noted that correspondence was received for item 11.1.3. This correspondence was circulated to Council. For a detailed list of correspondence received refer to the specific agenda item.

10.2 Petitions – NONE

10.3 Presentation – NONE

Council agreed to deal with item 11.1.1 first as staff prepared to present on item 13.2.1.

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Unit Price Tender No. 15-206, Resurfacing, New Concrete Curb & Gutter, New Sidewalk, Watermain Renewal and New Gas Main - Penhorn Drive and Sarnia Avenue – East Region

The following was before Council:

- A staff recommendation report dated April 20, 2015

MOVED by Councillor McCluskey, seconded by Deputy Mayor Nicoll that Council:

- 1. Approve a budget increase of \$666,252.12 (net HST included) to Project Account No. CR000005 Street Recapitalization, funded through cost sharing with Halifax Water and Heritage Gas.**
- 2. Award Tender No. 15-206, Resurfacing, New Concrete Curb & Gutter, New Sidewalk, Watermain Renewal and New Gas Main – Penhorn Drive and Sarnia Avenue – East Region, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$1,326,194.63 (net HST included) with funding from Project Account Nos. CR000005 – Street Recapitalization and CR000003 – New Sidewalks, as outlined in the Financial Implications section of the April 20, 2015 staff report.**

MOTION PUT AND PASSED UNANIMOUSLY.

13.2.1 Irving Shipyard – Private and Confidential Report

The following was before Council:

- A declassified private and confidential staff recommendation report dated May 5, 2015, with attached legislation, proposed by-law T-1100, and report from Turner & Drake Partners Ltd
- A staff presentation dated May 12, 2015

Mr. Greg Keefe, Director of Finance and ICT delivered a presentation providing context on the agreement with Irving Shipbuilding Inc. (ISI).

MOVED by Councillor McCluskey, seconded by Councillor Karsten that Regional Council approve the taxation agreement between the Halifax Regional Municipality (“Municipality”) and Irving Shipbuilding Inc. (“ISI”), as set out in Schedule 1 of Attachment B of the report dated May 5, 2015, and, in open Council, commence the by-law adoption process to approve the taxation agreement.

Councillor McCluskey asked how much ISI had paid in taxes the last time the taxes were not appealed. Mr. Keefe responded that the figure was \$576,000, based on an approximate assessment of \$18 million. In response to a follow up question, Mr. Keefe advised that the fixed obsolescence rate of 75% was arrived at through consultation with Turner Drake & Partners Ltd.

Responding to a question from Councillor Dalrymple, Mr. Keefe indicated that the agreement with the Halifax International Airport Authority (HIAA) dates back approximately 15 years and was based on a development agreement, and he explained that the agreements are similar in the sense that they both use proxies to measure the level of work: for the airport, the proxy is people passing through; whereas for ISI it would be the number of employees.

Councillor Rankin provided commentary with respect to the history of ISI and shipbuilding in Halifax, and he indicated his support for using employment as a proxy.

Councillor Watts sought clarity regarding the taxation cap noted in the report and asked if staff could provide a figure for comparison of the overall projected revenue from 2016 – 2038 without the proposed agreement in place. On the proposed by-law, Councillor Watts requested confirmation that the intent is to establish a mechanism for putting these types of taxation agreements in place without needing provincial approval. She highlighted the definition of “eligible industrial property” and questioned whether this would impose an obligation on Council to respond to these types of requests.

Mr. John Traves, Municipal Solicitor advised that the amendments to the legislative framework allow the municipality to enter into taxation agreements with eligible industrial properties, and noted that the definition of this term was provided in the provincial legislation.

In response, Mr. Keefe noted that this is the first such agreement for the municipality, as other agreements were implemented by provincial legislation. He clarified that the \$2,000,000 cap is specific to the variable revenue portion of the taxation agreement, which is in addition to the base rate that starts at \$569,000 and increases by 1% annually. He advised that he cannot provide a figure for comparison because it is difficult to speculate on what would have happened through the appeals process.

Mr. Richard Butts, Chief Administrative Officer noted that the recommendation of staff represents an approximation of what that would be. Mr. Traves concurred and advised that the valuation of external obsolescence is 75% which is on the low side of the ranges that have been laid out for similar facilities. He cited court rulings that have taken external obsolescence into consideration.

Responding to questions from Deputy Mayor Nicoll regarding the use of the word “contractor” in the agreement, Mr. Keefe noted that it is in the collective agreement between Irving and their employees that if ISI were to hire outside contractors, there is required documentation. HRM would be informed and this would be counted as an ISI employee on site. Regarding the 1% yearly increase he noted that this is a proxy as the land value will increase but building depreciation brings the value back down.

Councillor Adams asked what the buildings have been insured for and questioned why that value was not used in the agreement. Mr. Keefe responded that the insured value was not known. Councillor McCluskey advised that the insured value represents the full replacement value and thus is not the same as calculating market value, which must consider depreciation. She noted that this process was intended to establish what the property would fetch on the open market and provided commentary on her experience with the Dartmouth shipyards.

Councillor Karsten asked whether any part of this agreement could be interpreted as a tax break for ISI, to which Mr. Keefe responded that he did not believe this agreement could be construed as a tax break but as a reasonable negotiated agreement.

In response to questions from Councillor Johns, Mr. Keefe noted that the ISI assets in question are currently worth \$66 million, generating approximately \$1.6 million in annual revenue. Councillor Johns inquired as to why the figure in the agreement starts lower than what the city was collecting prior to these discussions. Mr. Keefe responded that the starting point is prior to the construction of the new building to fulfill the shipbuilding contract, retroactive to April 2014. Mr. Traves clarified that while taxes were received for that year, they were paid under appeal.

Councillor Outhit queried whether there were other businesses that would have the unique use to which this legislation from the province would apply. Mr. Keefe responded that there are no other businesses that currently fit the description. Mr. Traves noted that “eligible industrial properties” as defined by the province applies to land that meets the specific criteria laid out in the legislation and thus is broad in the sense that any business falling within that category can come to Council and request consideration.

Councillor Craig noted that the definition of “eligible industrial properties” requires the property be occupied by the same single occupant, and he requested commentary on the minimum assessed value and criteria that it be occupied by the same single occupant. Mr. Keefe responded that regardless of any corporate structure, the owner of the property is determined by the Parcel Identification (PID). With respect to the minimum value, Mr. Keefe advised that this figure was selected so as to establish a cut-off for properties that can be considered unique in HRM. In response to additional questioning, Mr. Keefe advised that large businesses often have non-contiguous sites and staff decided to consider them together rather than face confusion related to employees moving back and forth between sites.

Mayor Savage stepped down from the Chair to speak to this matter. Deputy Mayor Nicoll assumed the Chair.

Mayor Savage advised that this agreement was initiated when Council authorized staff to evaluate an arrangement for valuation of the property. He highlighted that it was positive both that Council is discussing the matter openly and that the province has agreed that Council should take responsibility for this type of decision. He advised that this proposal will determine the value of the property in a manner that will be fair to municipal taxpayers and also consider legal precedent. Mayor Savage noted that the last time taxes were paid on the property without dispute the amount was \$560,000, whereas under this arrangement the city will collect \$2.5 million with potential of increasing every year. He concluded by noting that the agreement would provide the city with certainty and increased revenue.

Mayor Savage resumed the Chair at 2:30 p.m.

In response to a question from Councillor Johns, Mr. Traves advised that the proposed by-law would only approve the taxation agreement with ISI, and that any further agreements of this type would require separate negotiation and a decision of Council to amend the by-law.

In response to questions from Councillor Whitman as to how this agreement was negotiated, Mr. Butts noted that the agreement before Council represents the resolution of a disagreement on the property’s value that is fair and equitable to both sides.

MOTION PUT AND PASSED. (13 in favour, 4 against)

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

Against: Councillors: Watts, Adams, Whitman, and Johns.

11.1.2 Proposed Amendments to Administrative Order 15, the License, Permits and Processing Fees Administrative Order – Sidewalk Café Fee Structure

The following was before Council:

- A staff recommendation report dated April 9, 2015

MOVED by Councillor Mason, seconded by Councillor Watts that Halifax Regional Council adopt the proposed amendments to Administrative Order 15, *the License, Permits and Processing Fees Administrative Order*, as set out in Attachment C, of the staff report dated April 9, 2015.

MOTION PUT AND PASSED UNANIMOUSLY.

Council recessed at 2:55 p.m.

Council reconvened at 3:15 p.m.

11.1.3 Bicycle Lane Partnership with Dalhousie University

The following was before Council:

- A staff recommendation report dated April 13, 2015, with attached Dalhousie Protected Bicycle Lane Proposal
- Correspondence dated May 8, 2015 from Janet Shotwell, May 10, 2015 from Marcia McIntyre, and May 12, 2015 from Blair Mitchell of Mitchell & Ferguson and Associates submitted by Jerry Reddick

MOVED by Councillor Mason, seconded by Councillor Whitman that Halifax Regional Council:

1. **Approve the construction of protected bicycle lanes on University Avenue as described in the staff report dated April 13, 2015; and**
2. **Authorize the Chief Administrative Officer to enter into an agreement with Dalhousie University for the construction and pilot operation of said bicycle lanes.**

Councillor Mason remarked that there has been much discussion in the public both supporting and opposing this initiative. He acknowledged that 24 metered parking spots will be lost, but noted Dalhousie will be placing 27 new metered stalls. Similarly, he advised that 9 accessible parking spaces would be relocated from University Avenue to the corners of Edward, Henry and Seymour streets and the area in front of the Killam Library. Finally, he noted that taxi stands would be relocated to LeMarchant Street and that loading will still be able to take place in front of the University Street buildings. Councillor Mason highlighted that as a pilot project, there will be many factors to evaluate.

Councillor McCluskey questioned whether a public hearing was required to close part of the street. Mr. John Traves, Municipal Solicitor, advised that under the *Motor Vehicle Act* there is authority to create a bicycle lane as is a marked lane within the roadway, so the motion before Council would simply designate a portion of the street for use as a bicycle lane which does not require a public hearing.

Mr. David MacIsaac, Transportation Demand Management Program Supervisor, responding to questions from Councillor Adams, noted that accessible parking spaces would be relocated up to a block and a half away, and the maintenance figure was based on costs that Dalhousie has established and includes snow clearing.

Councillor Karsten indicated an interest in addressing accessibility concerns and questioned whether there would be designated drop off and pick up spots on University Avenue. Mr. MacIsaac responded that in front of each building there would be a break in the bollards for vehicles to load and unload.

Councillor Watts noted that this project presents a way to gain concrete experience of a protected bike lane without requiring a huge investment from the municipality. She advised that this pilot project came out of years of discussion amongst local institutions including Dalhousie University, St. Mary's University and the IWK that have been working to support sustainable transportation. She also noted that the report states that staff is prepared to install additional accessible parking spots upon request.

Councillor Hendsbee questioned how the pilot project would be evaluated and echoed concerns regarding accessibility issues. He advised that he felt this project was a short term solution and suggested that a large investment would be required to find a long term solution. Mr. MacIsaac responded that a functional plan of the entire corridor would be initiated later this year and will come back to Council with a proposal for a permanent facility.

Councillor McCluskey asked whether staff consulted with the accessibility community during this process. Mr. MacIsaac responded that the Dalhousie Accessibility Office did not present any objections to the project. He noted that a presentation was made to the Accessibility Advisory Committee and there was

discussion but no clear opposition to the plans. Mr. Traves advised that the public consultation process adopted by Council does not target specific identifiable individuals or groups of people.

Councillor McCluskey inquired as to whether the vendor who works on the street was consulted and the impact this would have on his business. Mr. MacIsaac responded that Dalhousie reached out to the vendor and there would be no change to the current sidewalk vending permit. Mr. Traves advised that the area is currently a no parking zone.

Mayor Savage asked staff whether there would be options explored to protect people with disabilities, assuming the motion before Council passes. Mr. MacIsaac responded that staff would be monitoring the relocated accessible parking spaces to determine if more spots should be added. He also noted that as a pilot project, staff expects to receive feedback from Dalhousie as well as other users of the street and making changes as necessary. Mr. Traves added that it would be at HRM's sole discretion to terminate the project if the way it progresses is unsatisfactory.

MOTION PUT AND PASSED. (11 in favour, 5 against)

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

Against: Councillors: Hendsbee, Karsten, McCluskey, Walker, and Adams.

Not present: Councillor Johns.

11.2 AUDIT AND FINANCE STANDING COMMITTEE

11.2.1 Shakespeare by the Sea, Point Pleasant Park

The following was before Council:

- A recommendation report dated May 4, 2015 from the Chair of the Audit & Finance Standing Committee, with attached staff report dated April 28, 2015.

MOVED by Councillor Karsten, seconded by Councillor Mason that Halifax Regional Council, as a result of the increased estimated costs, confirm direction to staff to complete minimal repairs to Park - Place Theatre to allow ongoing use as office, storage and rehearsal space with funding being allocated as follows:

- 1. Approve a request to authorize expenditure to Project No. CBX01269 — Mechanical in the amount of \$45,000 as outlined in the Financial Implications section of the staff report dated April 28, 2015.**
- 2. Approve a request to authorize expenditure to Project No. CBX01270 — Structural in the amount of \$55,000 as outlined in the Financial Implications section of the staff report dated April 28, 2015.**
- 3. Approve a request to authorize expenditure to Project No. CBX01272 — Roof in the amount of \$10,000 as outlined in the Financial Implications section of the staff report dated April 28, 2015.**
- 4. Approve a request to authorize expenditure to Project No. CBX01275 — Electrical in the amount of \$15,000 as outlined in the Financial Implications section of the staff report dated April 28, 2015**
- 5. Approve an increase to Project No. CBX01270 — Structural — in an amount equal to the lesser of the repair cost or \$100,000 representing the insurance policy deductible from M320 Insurance Claims cost centre with any additional amount being received from the property insurance companies above \$100,000 be directed to CBX01270— Structural to offset the costs of the project.**

Councillor Karsten noted that there was a thorough discussion at the Audit and Finance Standing Committee and clarified that although the fifth recommendation indicates an increase of \$100,000, this does not indicate a cost overrun.

Mr. Terry Gallagher, Manager of Corporate Facility Design and Construction noted that in the report from last October staff identified the cost to repair the building due to fire damage at \$100,000 but failed to note the \$100,000 insurance policy deductible. He advised that the report listed several options for repairs, and \$100,000 should have been added to each option.

Councillor Whitman requested information on the insurance policy and clarity with respect to the motion of rescission passed by Council.

Mr. Gallagher responded that the budget provides a minimum deductible of \$100,000 per event. In regard to the motion of rescission Ms. Denise Schofield, Manager of Program Support Services Parks and Recreation advised that Regional Council has approved a lease agreement for the Shakespeare by the Sea Association; however, it was later determined that because the building is on federal property, there needed to be a license agreement. She noted that as a result, Council needed to rescind the lease agreement so that it could be replaced by a license agreement. On the matter of insurance, Ms. Schofield added that if there is an event where the costs are higher than the \$100,000 deductible, that amount would be recovered.

Councillor Craig requested information on what the Shakespeare by the Sea pays the municipality to use the building, and he commented that the building will not be reinstated to its full capacity but just brought up to be functional as an office and rehearsal space. Ms. Schofield responded that the agreement with Shakespeare by the Sea equivalent to a grant of just less than \$21,000 per year.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns.

11.2.2 Spider Lake Park – 42 Bunchberry Lane

The following was before Council:

- A recommendation report dated May 4, 2015 from the Chair of the Audit & Finance Standing Committee, with attached staff report dated April 24, 2015

MOVED by Councillor Karsten, seconded by Councillor Dalrymple that Halifax Regional Council:

- 1. Classify the Spider Lake playground as a “Municipal Recreational Facility” under Council’s “Recreation and Community Facilities Taxation Classification”**
- 2. Approve an increase of \$70,000 to CP000004-Parks, Sports Courts and Fields-Service Improvements, with funding from the Parkland Reserve Q107 for the development of the Spider Lake Park and authorize staff to proceed with the joint funding application with the Spider Lake Community Park Society for a Provincial Recreation Facility Development Grant of up to \$35,000;**
- 3. Should the Provincial funding not be secured, approve an additional increase of \$35,000 to CP000004-Parks, Sports Courts and Fields-Service Improvements with funding from the Parkland Reserve Q107 to cover the shortfall.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns.

11.3 COMMUNITY PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

11.3.1 Proposed Administrative Order 2014-019-GOV, ArtsHalifax Advisory Committee Administrative Order

The following was before Council:

- A recommendation report dated April 20, 2015 from the Chair of the Community Planning and Economic Development Standing Committee, with attached Amended Proposed Administrative Order Number 2014-019-GOV and staff report dated March 17, 2015

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

- 1. Adopt Administrative Order 2014-019-GOV, "ArtsHalifax Advisory Committee Administrative Order" as outlined in Attachment 1 the Community Planning and Economic Development Standing Committee report dated April 20, 2015 (as amended to remove Section 12 (c)) and**
- 2. Amend the Administrative Order to delete section 17 and subsequently renumber the Administrative Order accordingly for clarity in regard to the Committee's role as a staff advisory Committee.**
- 3. Approve the consolidation of the current public art annual operating programs (open projects and artist in residencies) and the associated budget of \$60,000 into the Interim Grants to Professional Arts Organizations Program, subject to the procedural conditions outlined in Administrative Order 2014-007-ADM, "the Administrative Order on Grants to Professional Arts Organizations"; and**
- 4. Approve the approach for remaining Special Arts and Culture Advisory Committee recommendations as outlined in Table 2 of the March 17, 2015 staff report.**

Councillor Mason clarified that the amendment to remove section 12 (c) was due to the fact that this is a staff advisory body and thus would receive support through the Business Unit and not the Clerk's Office.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Johns.

11.4 SPECIAL EVENTS ADVISORY COMMITTEE

11.4.1 Hallmark Events Grants 2015

The following was before Council:

- A recommendation report dated May 1, 2015 from the Chair of the Special Events Advisory Committee, with attached staff report dated April 17, 2015

MOVED by Councillor Craig, seconded by Deputy Mayor Nicoll that Halifax Regional Council approve the following nine (9) Hallmark events grants from the 2015-16 Marketing Levy Special Events Reserve (Q315) for a total of \$390,000.00, as listed below and subject to financial implications section of the staff report dated April 17, 2015:

- a) \$100,000.00 to the Royal Nova Scotia International Tattoo on the condition that that there are no changes to the public parade programming associated with the event, or the grant will be lowered to \$90,000.00;**
- b) \$60,000.00 to the Blue Nose Marathon;**
- c) \$40,000.00 to the Halifax International Buskers Festival;**
- d) \$40,000.00 to the Halifax Jazz Festival;**
- e) \$40,000.00 to the Atlantic Film Festival;**
- f) \$40,000.00 to the Halifax Pop Explosion;**
- g) \$30,000.00 to the Halifax Pride Festival;**
- h) \$25,000.00 to the Shearwater East Dartmouth Minor Hockey Association (SEDMHA);**
- i) \$15,000.00 to the Scotia Festival of Music**

Councillor Craig noted that all nine events have been considered Hallmark Events for a number of years and, with one exception, the amounts listed are the same as have been given in previous years. He advised that the Special Events Advisory Committee had reduced the recommended grant for the Halifax International Buskers Festival from \$50,000 to \$40,000 due to insufficient information to substantiate the recommendation. Councillor Craig indicated that he subsequently met with representatives from the Buskers Festival and gathered more information that would support the initial request of \$50,000.

Councillor Adams moved an amendment, seconded by Councillor Fisher that notwithstanding the terms of the reference of the Special Events Advisory Committee (SEAC), to increase the grant to the Halifax International Buskers Festival to \$50,000 as had been initially recommended by staff.

Councillor Karsten expressed reluctance to support the amended motion with no information to justify the difference in the grant amount for the Buskers Festival.

Mayor Savage noted that ordinarily this amendment would go back to the Committee for consideration and then return to Regional Council. However, in this case the change is not arbitrary since new information came to light after the last Committee meeting, so it would be appropriate for Council to consider the amendment at this time. Mr. John Traves, Municipal Solicitor noted that the amended motion could be passed notwithstanding the terms of reference of the SEAC, as noted in the motion.

Councillor Walker asked how much funding remains in the Marketing Levy Special Events Reserve. Ms. Denise Schofield, Manager of Program Support, Parks and Recreation advised that if Council approves the motion on the floor there will be \$635,031.00 remaining. She advised further that staff are currently reviewing applications for the non-annual and exception requests and will be coming to the SEAC in June to approve the allocation of funds from the same Reserve. Councillor Walker responded that if Council makes changes to increase the funds for some events, there will be less available to other events and indicated his support for sending the motion back to the SEAC for their further consideration.

Councillor Watts noted that the Bluenose Marathon will have already taken place by the time SEAC holds their next meeting, and proposed to vote on the other grants with the exception of the Buskers Festival, which could be referred back to the Committee for reconsideration. Mr. Richard Butts, Chief Administrative Officer advised that Council could approve the grant of \$40,000 for the Buskers Festival and also send it back to Committee for the additional \$10,000.

Councillor Craig advised that the amounts recommended by staff were based on what was done last year and staff are currently developing improved evaluation criteria to bring to Committee of the Whole.

MOTION TO AMEND PUT AND PASSED. (11 in favour, 5 against)

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

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

Not present: Councillor Johns.

Councillor McCluskey asked staff why Hal-Con was not on the list of Hallmark events. Ms. Schofield responded that Hallmark events must be designated as such by Council.

The main motion as amended was now before Council.

MOVED by Councillor Craig, seconded by Deputy Mayor Nicoll that Halifax Regional Council approve the following nine (9) Hallmark events grants from the 2015-16 Marketing Levy Special Events Reserve (Q315) for a total of \$400,000.00, as listed below and subject to financial implications section of the staff report dated April 17, 2015:

- a) \$100,000.00 to the Royal Nova Scotia International Tattoo on the condition that that there are no changes to the public parade programming associated with the event, or the grant will be lowered to \$90,000.00;
- b) \$60,000.00 to the Blue Nose Marathon;
- c) \$50,000.00 to the Halifax International Buskers Festival (as amended)
- d) \$40,000.00 to the Halifax Jazz Festival;
- e) \$40,000.00 to the Atlantic Film Festival;
- f) \$40,000.00 to the Halifax Pop Explosion;
- g) \$30,000.00 to the Halifax Pride Festival;
- h) \$25,000.00 to the Shearwater East Dartmouth Minor Hockey Association (SEDMHA);
- i) \$15,000.00 to the Scotia Festival of Music

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Johns and Mosher.

11.5 MEMBERS OF COUNCIL

11.5.1 Councillor Outhit – Proposed Amendments to Administrative Order 53

The following was before Council:

- A Councillor Request for Consideration Form.

Councillor Outhit noted that for many years there has been a Beer Fest during Bedford Days, but DeWolf Park now cannot participate as it cannot hold alcohol related events per Administrative Order 53.

MOVED by Councillor Outhit, seconded by Councillor Whitman that Halifax Regional Council:

1. Request a staff report to amend Administrative Order 53, Municipal Alcohol Policy, to add DeWolf Park, Bedford for one event only during Bedford Days to Schedule A “HRM Facility Categories where Alcohol is Permitted” and;
2. Consider this motion as providing Notice of Motion of the intent to bring forward a recommendation to amend the Administrative Order to that effect at a future meeting of Regional Council.

Councillor McCluskey indicated her opposition to the motion, noting that Dartmouth has recently stopped hosting beer tents due to negative implications for the community.

Councillor Mason offered a friendly amendment to include the word “annually” in the motion for clarity. Councillor Outhit accepted the amendment. The motion on the floor now reads:

MOVED by Councillor Outhit, seconded by Councillor Whitman that Halifax Regional Council:

1. Request a staff report to amend Administrative Order 53, Municipal Alcohol Policy, to add DeWolf Park, Bedford for one event annually during Bedford Days to Schedule A “HRM Facility Categories where Alcohol is Permitted” and;
2. Consider this motion as providing Notice of Motion of the intent to bring forward a recommendation to amend the Administrative Order to that effect at a future meeting of Regional Council.

Councillor Watts requested an overall context as to the direction the municipality is taking on these types of events and requested a list of the different sites and events where alcohol is permitted.

Denise Schofield, Manager of Program Support Parks and Recreation advised that Administrative Order 53 contains a list outlining the different sites where alcohol can be consumed, and this motion would add DeWolf Park for this one event. In response to a follow up question from Councillor Watts, Ms. Schofield noted that there are currently no other sites permitted to sell alcohol for one event only.

Deputy Mayor Nicoll asked where this motion originated and details on what type of event would be held.

Councillor Outhit indicated that it originated with the Bedford Days Planning Committee and Bedford Volunteer Fire, and explained that the event is held on one Saturday evening a year to raise funds for Bedford Volunteer Fire.

MOTION PUT AND PASSED. (13 in favour, 3 against)

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

Against: Councillors: Karsten, McCluskey, and Watts.

Not present: Councillor Johns.

11.5.2 Councillor Mosher – Plebiscite for 2016 Municipal Election

The following was before Council:

- A Councillor Request for Consideration Form, with attached staff information report dated May 20, 2008.

MOVED by Councillor Mosher, seconded by Councillor Whitman that Halifax Regional Council consider conducting a plebiscite, to coincide with the 2016 Municipal election, giving the electorate of our Municipality an opportunity to voice their opinion on topics including strategic direction and funding.

And further, that Council request an update on the 2008 staff report with respect to holding a plebiscite in conjunction with a municipal election.

Councillor Mosher noted that holding a plebiscite in conjunction with the upcoming election would provide an opportunity for voters to express their opinion on high-level projects. She referenced past plebiscites on Sunday shopping and supplementary education funding and suggested that the question topics include a new stadium, performing arts centre, sidewalk snow clearing, and others that could be added. She highlighted the plebiscite in Vancouver regarding transit and the high response volume it has garnered. She closed by noting that plebiscites engage the electorate and encourages people to vote.

A short discussion ensued with several Councillors indicating they did not feel there was a need for a plebiscite and expressing concern that the results could be confusing. Councillor Hendsbee added that plebiscites should only be considered where it can be ensured that the public is well informed on the matter in question. Councillor Adams suggested that Council should have a report considering these issues if there is a possibility that it could increase voter turnout.

MOTION PUT AND DEFEATED. (5 in favour, 11 against)

In favour: Councillors: Mosher, Adams, Rankin, Whitman, and Outhit.

Against: Mayor Savage, Deputy Mayor Nicoll, Councillors: Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Walker, and Craig.

Not present: Councillor Johns.

12. MOTIONS

12.1 Councillor Karsten

Notice of Motion was given at the April 28, 2015 meeting of Regional Council.

MOVED by Councillor Karsten, seconded by Deputy Mayor Nicoll that Halifax Regional Council request a staff report to confirm the direction given by the Crosswalk Safety Advisory Committee and Council as it relates to the repainting of existing crosswalk lines for a second time in the fall of each year.

Councillor Karsten requested a clarifying amendment to indicate that this motion is to reflect repainting only at uncontrolled zebra-marked crosswalks with high volumes. Councillor Outhit requested the phrase “as required” be added, to which Council agreed. The motion on the floor now reads:

MOVED by Councillor Karsten, seconded by Deputy Mayor Nicoll that Halifax Regional Council request a staff report to confirm the direction given by the Crosswalk Safety Advisory Committee and Council as it relates to the repainting of existing crosswalk lines for a second time in the fall of each year as required, specifically at uncontrolled, zebra-marked crosswalks, high vehicle and/or high pedestrian volume roadways.

Councillor Craig requested that staff also consider repainting road markings in multiple-lane intersections where they have become too faded to be viewed by motorists.

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Rankin and Johns.

12.2 Councillor Fisher

Notice of Motion was given at the April 28, 2015 meeting of Regional Council.

MOVED by Councillor Fisher, seconded by Councillor Hendsbee that Halifax Regional Council request a staff report on acquiring the land at PID 00191668 as it pertains to the Council-approved Main Street plan and 2011 Transportation Study Main Street area, Dartmouth envisioning the extension of Hartlen Street across Main Street to Lakecrest Drive as land becomes available and budgets allow.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Rankin and Johns

Council recessed at 4:53 p.m.

Council reconvened at 6:00 p.m.

SPECIAL PRESENTATION – CITIZENSHIP AWARDS – 6:00 P.M.

Deputy Mayor Nicoll welcomed everyone to the 2015 Citizenship Awards, and Mayor Savage and Members of Council presented awards to the following students:

Hannah Stokdijk – Musquodoboit Rural High School
Dylan Logan – Duncan MacMillan High school
Dylan Walsh – Gaetz Brook Junior High School
Emma Sanders – Oyster Pond Academy
Kardeisha Provo – Ross Road School
Leah Riel – Eric Graves Memorial Junior High School
Madison Butler - Eastern Passage Education Centre
Kiera Sparks-Lucas – Astral Drive Junior High School
Lindsay Norrie – Graham Creighton Junior High School
Quinn Marnitz – Sir Robert Borden Junior High School

Earla Smith – Caldonia Junior High School
Justin Gray – Armbrae Academy
Nathan Young – Bicentennial School
Jared Grinter – John Martin Junior High School
Maria O'Brien – Ellenvale Junior High School
Maya Iatrou – Halifax Central Junior High School
Cameron Barrett – Fountain Academy
Madeleine Putnam – Highland Park Junior High School
Meaghan Reardon – Gorsebrook Junior High School
Phoenix Christmas – Shambhala School
Skye Newberry – Oxford School
Abigail Nodwell – Saint Agnes Junior High School
Emma Jacobson – King's View Academy
Marina Turbide – Ecole Secondaire du Sommet
Sokhiba Khayol – Ridgecliff Middle School
Ashley Boehner – Sandy Lake Academy
Conner Morrison – Clayton Park Junior High School
Dominik Drozdowski - Elizabeth Sutherland School
Helena Smajlovic – Rockington Heights School
Julia Slaunwhite – Cunard Junior High School
Olivia Turner – Brookside Junior High school
Sylvanna Fenianos – Herring Cove Junior High School
Avleen Munday – Park West School
Emma Warhuus – Fairview Junior High School
Sarah Price – Madeline Symonds Middle School
Zoe Carvery – Millwood High school
Connor Joseph Adams – Sackville High School
Maggie MacKay – Rocky Lake Junior High School
Nicholas Goerz – Halifax Christian Academy

Deputy Mayor Nicoll acknowledged those recipients that were unable to attend this evening's event:

Hannah Baillie – Sacred Heart School of Halifax
Rachel Brouwer – Bedford Academy
Margaret Sams – Prince Arthur Junior High School
Maeve Beckett – Five Bridges Junior High School

Council recessed at 6:35 p.m.

Council reconvened at 6:40 p.m.

12.3 Councillor Mason

MOVED by Councillor Mason, seconded by Councillor Craig that Halifax Regional Council:

- 1) Request a staff report detailing a plan to meet the following direction of Regional Council within three years.**
 - A. All fire trucks that are crewed by full time firefighters shall be crewed with four firefighters unless a safe alternative can be proposed**
 - B. There shall be crewed aerials on the east and west sides of the harbour**
- 2) Further, direct that staff provide a report to Regional Council every six months with a progress update.**

Councillor Mason advised that he was bringing this motion forward because he believed there was a need for Council to provide clarity and direction to staff around its decision with regard to Fire Services.

Councillor McCluskey advised that in her view Council provided sufficient direction to the Fire Chief, and that the only difference was that Council did not specify that the Plan be brought back in 3 years.

Councillor Outhit advised that he supported the spirit of the motion; however he was concerned with the timeline of 3 years for the staff report, because it was his understanding when Council discussed this previously, that existing stations that were understaffed with less than 4 fire fighters would be addressed in one year. He noted that if this motion is passed, it would extend the timeline.

In response, Chief Trussler advised that based on recommendations this fiscal year, he is working on filling 21 vacancies, plus the 5 positions for Sheet Harbour, and 2 positions that Council approved for Black Point. He added that this will bring up the staff on the existing trucks to 4 firefighters per truck. He pointed out that the department only has capacity to hire and train, at most, 32 fire fighters per year as training is held twice a year with a maximum class capacity of 16.

Councillor Rankin expressed concern that Council would be implementing a policy without knowing the full financial implications.

Councillor Karsten questioned if staff would have taken this direction regardless of Councillor Mason's motion. In response, the Chief Administrative Officer advised that the direction was for staff to come back with a staffing plan, but this motion narrows the options in regard to the proposed plan and requires staff to report back in six months.

Councillor Walker asked that the report address how many trucks are already staffed with 4 fire fighters.

Councillor McCluskey questioned if 4 fire fighters per truck are required for insurance purposes. The Chief Administrative Officer advised that this would be addressed in the report.

MOTION PUT AND PASSED (12 in favour, 4 against)

In favour: Deputy Mayor Nicoll; and Councillors: Dalrymple, Hendsbee, Karsten, McCluskey, Fisher, Mason, Watts, Walker, Adams, Craig, and Outhit.

Against: Mayor Savage; and Councillors: Mosher, Rankin, and Whitman

Not Present: Councillor Brad Johns

Regional Council agreed to deal with item 14.1 at this time.

14. ADDED ITEMS

14.1 Request to amend the Regional Municipal Planning Strategy to enable greater flexibility of use within select areas of the Burnside Business Park Expansion Area

The following was before Council:

- A staff recommendation report dated May 11, 2015

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

- 1. Initiate the proposed amendments to the Halifax Regional Municipal Planning Strategy (RMPS) to enable greater flexibility of use within the Burnside Business Park Expansion Area through amendments to Map 10 of the RMPS as outlined within Attachment B of the May 11, 2015 staff report; and**

2. **Waive the public participation resolution adopted by Council at the February 18, 1997 meeting and consult with the community on this amendment through newspaper notification of the amendment for a period of two weeks in addition to the provision of further detailed information be made available on the HRM website.**

Councillor Fisher thanked Council for allowing this matter to be added to the agenda, noting that it was time sensitive.

In response to a question by Councillor Watts regarding what changes proposed mean in terms of permitted uses, Mr. Bob Bjerke, Chief Planner explained that, if approved, the policies that were in place prior to RP+5 would apply to this area.

In response to a further question, Mr. Bjerke advised that retail and office uses would be allowed and added that it will allow all the uses that are permitted in the I2 zone.

MOTION PUT AND PASSED UNANIMOUSLY

Not Present: Councillor Johns

13. IN CAMERA

Council dealt with the following item in the public session.

13.1 In Camera Minutes – April 14, 2015

MOVED by Councillor Mason, seconded by Councillor Fisher that the In Camera minutes of April 14, 2015 be approved as circulated. MOTION PUT AND PASSED.

13.2 Contract Negotiations

13.2.1 Irving Shipyard – Private and Confidential Report

This matter was dealt with earlier in the meeting. See page 3 for details.

MOVED by Councillor McCluskey, seconded by Councillor Watts that Council convene in camera. MOTION PUT AND PASSED.

13.3 Property Matter

13.3.1 Prospective Land Purchase Bedford – Private and Confidential Report

The following was before Council:

- A Private and Confidential staff recommendation report dated April 16, 2015.

MOVED by Councillor Outhit, seconded by Councillor Whitman that Halifax Regional Council authorize staff to enter into negotiations as outlined in the private and confidential staff report dated April 16, 2015 for the purposes of acquiring lands for the siting of a Halifax Transit Terminal and Park & Ride Facility.

It is further recommended that the private and confidential staff report dated April 16, 2015 not be released to the public until the transaction is complete.

MOTION PUT AND PASSED UNANIMOUSLY.

Not Present: Councillor Johns

14. ADDED ITEMS

14.1 Request to amend the Regional Municipal Planning Strategy to enable greater flexibility of use within select areas of the Burnside Business Park Expansion Area

Council dealt with this matter earlier in the day. See page 15 for details.

15. NOTICES OF MOTION

15.1 Deputy Mayor Nicoll

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on May 26, 2015, I propose to move First Reading of proposed By-law T-1100, The Taxation Agreement By-law, the purpose of which is to enable the Municipality to enter into taxation agreements with the owners of eligible industrial properties respecting the taxes payable to the Municipality.”

15.2 Councillor Karsten

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on May 26, 2015, I propose to move 2 motions respecting:

1. Administrative Order 2014-020-GOV, Respecting Marketing Levy Special Event Reserve Grants, which will include repealing the “Civic and Events Granting Framework and Policy” adopted by Council on March 27, 2007; and
2. Administrative Order 2014-021-GOV, Respecting Regional Special Events Grants

The purpose of these Administrative Orders are to increase efficiency, equity and transparency in Municipal event grant funding.”

At 7:38 p.m. Council recessed to convene in camera.

At 7:52 p.m. Council reconvened.

16. ADJOURNMENT

The meeting adjourned at 7:53 p.m.

Cathy J. Mellett
Municipal Clerk