



**HALIFAX REGIONAL COUNCIL  
MINUTES  
November 10, 2015**

PRESENT: Mayor Mike Savage  
Deputy Mayor Lorelei Nicoll  
Councillors: Barry Dalrymple  
David Hendsbee  
Bill Karsten  
Gloria McCluskey  
District 6 - Vacant  
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. Sheilagh Edmonds, Legislative Assistant  
Ms. Phoebe Rai, 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\\_2015-11-10\\_live.mp4.html](http://archive.isiglobal.ca/vod/halifax/archive_2015-11-10_live.mp4.html)

The agenda, supporting documents, and information items circulated to Council are available online: <http://www.halifax.ca/council/agendasc/151110rc-agenda.php>

*The meeting was called to order at 3:05 p.m., and recessed at 5:01 p.m.  
Council reconvened at 6:00 p.m. and adjourned at 9:18 p.m.*

**1. INVOCATION/REFLECTION**

The Mayor called the meeting to order at 3:05 p.m. and Council stood for a moment of reflection.

**2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillors noted a number of special community announcements and acknowledgements.

**SELECTION OF DEPUTY MAYOR**

Mayor Savage extended his appreciation to Deputy Mayor Nicoll for her service during her tenure as Deputy Mayor, and asked for nominations for Deputy Mayor for 2015/16.

MOVED by Councillor Mason, seconded by Councillor Karsten

**That Councillor Russell Walker be nominated for Deputy Mayor.**

MOVED by Councillor Adams, seconded by Councillor McCluskey

**That Councillor Matt Whitman be nominated for Deputy Mayor.**

The Mayor called three times for any further nominations; there being none, Councillor McCluskey moved that nominations cease.

Councillors Walker and Whitman addressed Council speaking to their nominations to serve as Deputy Mayor.

Following a vote was carried out by secret ballot the Municipal Solicitor declared Councillor Whitman as Deputy Mayor for 2015/16.

**3. APPROVAL OF MINUTES - NONE**

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

Deletion:

- 8.2 Case 01192 – Halifax Stanfield International Airport – Regulation of Adjacent Development (Supplementary Staff Report)  
(i) North West Community Council report dated July 24, 2015

Additions:

- 14.1 Ratification of Motion from Committee of the Whole – Commercial Tax Options for Small Business

The Clerk advised that at the October 27, 2015 Regional Council meeting there was Notice of Motion for proposed amendments to Administrative Order 29, Civic Addressing Policies at this meeting of Regional Council however, due to delay in the report Notice will be given again at this meeting, and the amendments will come forward on November 24, 2015.

MOVED by Councillor McCluskey seconded by Councillor Nicoll,

**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:**
- 8.1 Proposed Administrative Order 2014-020-GOV, Revised Marketing Levy Special Events Reserve Grants**

The following was before Regional Council:

- Extract of the Regional Council minutes of May 26, 2015.
- Extract of the Committee of the Whole minutes of May 26, 2015.
- A supplementary staff report dated October 23, 2015.
- A report dated January 23, 2015 submitted by the Chair of Audit and Finance Standing Committee.

MOVED by Councillor Craig seconded by Deputy Mayor Whitman

**That Halifax Regional Council**

- 1. Amend item 1 of the motion of the main motion before Regional Council on February 3, 2015 as follows:**
  - (a) by striking out the word “staff” after the word “the” and before the word “report”;**
  - (b) by adding the word “supplementary” after the word “the” and before the word “report”;**
  - (c) by striking out the words and date “December 5, 2014” after the word “dated” and before the word “with”;**
  - (d) by adding the words and “October 23, 2015” after the word “dated” and before the word “with”;**
  - (e) striking out the words “with the following amendment:” after the words and date “October 23, 2015”; and**
  - (f) striking out the amendment**

**So it reads:**

**Adopt Administrative Order 2014-020-GOV, *Respecting Marketing Levy Special Event Reserve Grants*, as outlined in Attachment 1 of the supplementary report dated October 23, 2015;**

- 2. Amend item 3 of the motion of the main motion before Regional Council on February 3, 2015 as follows:**

- (a) strike out the number “5” after the word “Attachment” and before the word “of”;
  - (b) add the number “2” after the word “Attachment” and before the word “of”;
  - (c) by striking out the word “staff” after the word “the” and before the word “report”;
  - (d) by adding the word “supplementary” after the word “the” and before the word “report”;
  - (e) by striking out the words and date “December 5, 2014” after the word “dated” and before the semicolon;
  - (f) by adding the words and “October 23, 2015” after the word “dated” and before the semicolon;
- So it reads:

Approve the revised Marketing Levy Special Event Reserve Business Case as outlined in Attachment 2 of the staff report dated October 23, 2015; and

- 3. Item 4 of the motion of the main motion before Regional Council on February 3, 2015 is deleted.

**MOTION PUT AND PASSED UNANIMOUSLY.**

**8.2 Case 01192 – Halifax Stanfield International Airport – Regulation of Adjacent Development**

The following was before Council:

- A supplementary staff recommendation report dated October 21, 2015
- A recommendation report dated July 24, 2015 from North West Community Council; attached was a staff recommendation report dated June 24, 2015.
- Correspondence dated November 9, 2015 submitted by Michael Laurie.

This item was deleted during the approval of the order of business.

**9. PUBLIC HEARINGS**

**9.1 Disposal of Surplus Property – Portion of Block B2Y-1 (PID No. 00217018) Portland Street, Dartmouth**

The public hearing was held later in the meeting. See page 10.

**9.2 Proposed By-law A-700, Respecting Animals and Responsible Pet Ownership and Proposed By-law N-301, Respecting Nuisances**

The public hearing was held later in the meeting. See page 10.

**10. CORRESPONDENCE, PETITIONS & DELEGATIONS**

**10.1 Correspondence**

The Clerk noted that correspondence was received for the following items: Committee of the Whole item 4; and items 8.2, 9.1, 9.2, and 11.1.10. This correspondence was circulated to Council.

**10.2 Petitions - None**

**11. REPORTS**

**11.1 CHIEF ADMINISTRATIVE OFFICER**

**11.1.1 Award – Sole Source Purchase of Electronic Motor Vehicle (eMVA) Report module from Versaterm Inc.**

The following was before Council:

- A staff recommendation report dated September 22, 2015.

MOVED by Councillor Mason, seconded by Councillor Mosher

**THAT Halifax Regional Council award the purchase of Electronic Motor Vehicle (eMVA) Reporting module to Versaterm Inc. at a cost of \$107,877.61 net HST included, in accordance with Administrative Order 35, Procurement Policy Sole Source / Single Source Purchases Section 8 (11) (A) (a) ‘To ensure compatibility with existing products, to recognize exclusive rights, such as exclusive licenses, copyright and patent rights, or to maintain specialized products that must be maintained by the manufacturer or its representative’ with funding from Project No. C1990023 – Electronic File Management HRP, as outlined in the Financial Implications section of the September 22, 2015 staff report.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**11.1.2 Award – RFP #P15-327, Integrated Internet and Telephone Voting**

The following was before Council:

- A staff recommendation report dated November 4, 2015.

MOVED by Councillor Mason, seconded by Councillor Nicoll

**THAT Halifax Regional Council approve a standing offer agreement with the highest scoring proponent to RFP #P15-327, Integrated Internet and Telephone Voting, Intelivote for the period beginning May 1, 2016 and ending April 30, 2020. Per the conditions of the RFP, the use of the standing offer is only upon the approval of Halifax Regional Council of an integrated internet and telephone voting strategy, per Section 146A of the Municipal Elections Act.**

**MOTION PUT AND PASSED.** (15 in favour, 1 against)

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

Against: Councillor Johns

**11.1.3 Special Election: District 6 – Harbourview – Burnside – Dartmouth East**

The following was before Council:

- A staff recommendation report dated October 23, 2015.

MOVED by Councillor Karsten, seconded by Councillor McCluskey

**THAT Halifax Regional Council:**

1. **Set the 2016 Special Election in District 6 – Harbourview – Burnside – Dartmouth East for Saturday, January 23, 2016; and**
2. **Set the dates for voting as follows:**
  - a. **Ordinary Polling Day be set for Saturday, January 23, 2016;**
  - b. **In person advanced polls be set for Saturday, January 16, 2016 and Tuesday, January 19, 2016; and**
  - c. **Alternative voting advanced polls be set to commence on Saturday, January 16, 2016 at 8:00 a.m. and be kept open until Thursday, January 21, 2016 at 7:00 p.m.**

**MOTION PUT AND PASSED.** (15 in favour, 1 against)

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

Against: Councillor Johns

**11.1.4 First Reading, Proposed By-law A-403, Proposed Amendments to By-law A-400, Respecting Alternative Voting for Ordinary Municipal Elections**

The following was before Council:

- A staff recommendation report dated October 23, 2015.

MOVED by Councillor Watts, seconded by Deputy Mayor Whitman

**THAT Halifax Regional Council give First Reading to proposed By-law A-403, further amending By-law A-400 the Alternative Voting By-law, as set out in Attachment 2 of the staff report dated October 23, 2015.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**11.1.5 Donation of Surplus Halifax Regional Fire and Emergency Trunked Portable Radios**

The following was before Council:

- A staff recommendation report dated September 16, 2015.

MOVED by Councillor Hendsbee, seconded by Councillor Nicoll

**THAT Halifax Regional Council approve the donation of remaining TMR portable radios upon request to fire departments providing mutual or automatic aid to HRM.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillor Rankin

**11.1.6 Second Reading, Proposed By-law S-441, an Amendment to By-law S-400 Respecting Charges for Street Improvement – New Paving Projects outside the Core Area - 2014**

The following was before Council:

- A staff recommendation report dated July 16, 2015.
- An extract of the September 22, 2015 Regional Council minutes.

MOVED by Deputy Mayor Whitman, seconded by Councillor McCluskey

**THAT Halifax Regional Council:**

1. Approve the 2014 Local Improvement Charges as outlined in the attached By-law S-441; and
2. Adopt By-law S-441, amending By-law S-400, the Street Improvement By-law as set out in Attachment 1 of the staff report dated July 16, 2015.

**MOTION PUT AND PASSED UNANIMOUSLY.**

**11.1.7 Fire Stations Nos. 62 and 63**

The following was before Council:

- A staff recommendation report dated November 10, 2015.

MOVED by Councillor Adams, seconded by Councillor Mosher

**THAT Halifax Regional Council:**

1. Direct staff to prepare for Regional Council's consideration, a detailed capital/land/operating costs for the consolidation of Station Nos. 62 (Harrietsfield) and 63 (Sambro) in a new centralized location; and
2. Direct staff to initiate the process to decommission Station No. 62 (Harrietsfield) and to initiate settlement discussions with the insurer for a cash settlement based on the estimated cost of repair for Station No. 62.

MOVED by Councillor Adams, seconded by Councillor Hendsbee

**That the motion be amended to have staff initiate the process as outlined in Administrative Order 50 – The Disposal of Surplus Real Property, to declare Station 63 (Sambro) surplus to the needs of Halifax Fire Services.**

Councillor Adams explained that he was requesting the amendment because, if approved by Council, he would like to have the process of declaring Station 63 surplus run parallel with the process for siting a new station. This would assist those community groups who may be interested in the former fire station building.

**THE AMENDMENT TO THE MOTION WAS PUT AND PASSED UNANIMOUSLY.**

The amended motion now reads:

**That Halifax Regional Council:**

1. Direct staff to prepare for Regional Council's consideration, a detailed capital/land/operating costs for the consolidation of Station Nos. 62 (Harrietsfield) and 63 (Sambro) in a new centralized location; and
2. Direct staff to initiate the process to decommission Station No. 62 (Harrietsfield) and to initiate settlement discussions with the insurer for a cash settlement based on the estimated cost of repair for Station No. 62.
3. That staff initiate the process as outlined in Administrative Order 50 – The Disposal of Surplus Real Property, to declare Station 63 (Sambro) surplus to the needs of Halifax Fire Services.

**THE MOTION, AS AMENDED WAS PUT AND PASSED UNANIMOUSLY.**

**11.1.8 Award – Request for Proposal (RFP) P15-328, Consulting Services in Support of the Regional Centre Plan**

The following was before Council:

- A staff recommendation report dated September 24, 2015.

MOVED by Councillor Mason, seconded by Councillor McCluskey

**THAT Halifax Regional Council award RFP #P15-328, Consulting Services in the Support of the Regional Centre Plan to the highest scoring proponent, O2 Planning and Design at a cost of \$610,596.61 net HST included, with funding from the Strategic Studies Reserve (Q330) as outlined in the Financial Implications section of the September 24, 2015 staff report.**

In response to questions in regard to the scoring of the RFP and in house capacity to do the work Mr. Jacob Ritchie, Manager, Urban Design explained that staff's view is that this is a complex project and that a consultant would best be able to carry out the work in association with staff. He advised that there are some elements that can be done in house, but there are areas of expertise that staff do not have and the consultant will provide.

In response to a question regarding public engagement, Mr. Ritchie advised that staff intend to reach out to all parts of the Municipality, and noted that one of the consultants in the proposal by O2 Planning and Design is a local firm that will have the awareness of local concerns.

Councillor Dalrymple stressed the importance of keeping Council updated on the project, and Mr. Ritchie assured Council that staff would be providing regular updates. It was noted that, under the Terms of Reference of the Standing Committees, updates would be provided to the Community Planning and Economic Development Standing Committee which the Committee could forward to Regional Council as an information item.

#### **MOTION PUT AND PASSED UNANIMOUSLY.**

#### **11.1.9 First Reading, Proposed By-laws S-610 and S611, Solid Waste Collection and Disposal**

The following was before Council:

- A staff recommendation report dated October 28, 2015
- A letter submitted by Councillor Rankin RE: ICI Commercial Garbage Received at Halifax's Otter Lake Waste Management and Processing Facility, signed by Matthew Keliher, Manager, Solid Waste Resources

MOVED by Councillor Walker, seconded by Councillor Hendsbee

**THAT Halifax Regional Council:**

- 1. Give First Reading to By-law S-610, amending By-law S-600, the *Solid Waste Resource Collection and Disposal By-law*, as set out in Attachment 2 of the staff report dated October 28, 2015, and direct the By-law S-610 be published on January 1, 2016 unless:
  - a) the Clerk of the Municipality receives confirmation from the Minister of Environment prior to January 1, 2016 that a 140,000 tonne vertical expansion has been approved for Cell 6 of the Otter Lake Facility, in which case By-law S-610 shall be published on April 1, 2016; or**
  - b) an extension Agreement is negotiated between Halifax and Mirror NS and is ratified by Halifax Regional Council prior to January 1, 2016; and****
- 2. Give First Reading to By-law S-611 as set out in Attachment 3 of the staff report dated October 28, 2015, amending By-law S-600, the *Solid Waste Resource and Collection***



**and Disposal By-law, by repealing By-law S-610, and direct that By-law S-611 not be published unless:**

- a) **vertical expansion of the entire Otter Lake Facility is approved by the Minister of Environment prior to April 1, 2016; or**
- b) **an extension Agreement is negotiated between Halifax and Mirror NS and is ratified by Halifax Regional Council prior to January 1, 2016.**

Councillor Rankin asked that Council reject the By-law. He added that if, in the event Council wanted to proceed, a public hearing should be held given the scope of the By-law. In reference to his submitted letter, Councillor Rankin pointed out that the contingency plan wasn't part of the public consultation and he suggested that in his view an unnecessary crisis has been manufactured because cell 7 wasn't built on schedule. Councillor Rankin added that there was no crisis, and advised that those haulers who have paid for the infrastructure would be hurt because they will have to remove ICI waste at their own cost.

In response to a question, Mr. Matt Keliher, Manager, Solid Waste Resources clarified that if Council approves the amendment of the By-law, as of January 1, 2016 only residential waste will be accepted at the Otter Lake Waste facility. He added that Miller Waste has come forward with a proposal of building a transfer station at the compost facility in Burnside, and indicated they believe they can handle small haulers. Mr. Keliher added that staff is currently working through the logistics of this proposal.

Mr. John Traves, Municipal Solicitor pointed out that this option (restriction of ICI waste as of January 1, 2016) would only be a last case scenario in the event the Municipality wasn't successful in its application of the 140,000 tonne vertical lift or in reaching an agreement with Mirror NS with respect to constructing the new Cell.

Mr. Keliher further clarified that it is Miller's intention to build the transfer station in Burnside regardless of what happens. He advised that Mirror NS is also proposing to build a transfer station at the Otter Lake facility and staff are reviewing the documents and intend to send them to the Province by the end of the week. He indicated that the Community Monitory Committee has been and would be advised of all aspects required under the agreement.

Mr. Richard Butts, CAO emphasized that this was a contingency plan, as already directed by Regional Council based on a contingency against any possible negative outcome of the application to the Province in regard to vertical expansion or negotiations with Mirror. He added that the outcome of the renegotiations with Mirror NS will be back to Regional Council by December 8, 2015, as directed by Council, and could make a contingency plan redundant.

Regional Council recessed at 5:01 p.m. and reconvened at 6:00 p.m.

## **9. PUBLIC HEARINGS**

### **9.1 Disposal of Surplus Property – Portion of Block B2Y-1 (PID No. 00217018) Portland Street, Dartmouth**

The following was before Council:

- A staff recommendation report dated September 21, 2015
- A private and confidential information report dated September 21, 2015
- Correspondence dated November 1, 2015 from Leo McKenna
- An extract of draft minutes from the October 20, 2015 meeting of Regional Council

Mr. Tom Crouse, Acquisition and Disposal Manager, Corporate Real Estate, presented regarding the disposal of the surplus property as outlined in the recommendation report dated September 21, 2015. He advised that no further subdivision of the property would be permitted due to insufficient lot frontage.

The Mayor opened the public hearing, inviting anyone who wished to speak on the matter to come forward.

The Mayor called three times for speakers and there being none it was MOVED by Councillor McCluskey, seconded by Councillor Nicoll

**THAT the public hearing close.**

**MOTION PUT AND PASSED.**

MOVED by Councillor Karsten, seconded by Councillor McCluskey

**THAT Halifax Regional Council authorize the Mayor and Municipal Clerk to enter into a purchase and sale agreement for the disposal of a portion of Block B2Y-1 (PID No. 00217018), which is parkland 'dedicated' lands located abutting Civic No. 669 Portland Street, Dartmouth, as per the terms and conditions outlined in Table 1 of the Confidential Information report dated September 21, 2015.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**9.2 Proposed By-law A-700, Respecting Animals and Responsible Pet Ownership and Proposed By-law N-302 Respecting Nuisances**

The following was before Council:

- A staff presentation dated November 10, 2015
- A staff recommendation report dated September 18, 2015
- Correspondence dated October 28, 2015 from Wendy Gillespie and November 9, 2015 from Wendy McDonald
- An extract of draft minutes from the October 20, 2015 meeting of Regional Council

First Reading on this matter was given at Regional Council on October 20, 2015.

Ms. Andrea MacDonald, Manager, License Standards, and Ms. Lori Scolaro, Supervisor, Regional Field Operations presented on proposed By-laws A-700 and N-302. They provided an overview of the originating Regional and Community Council motions and outlined the issues addressed in the proposed By-law as detailed in the staff recommendation report dated September 18, 2015. Staff responded to questions of clarification from Council.

Councillor Hendsbee requested clarification regarding whether the restriction on the feeding of waterfowl on all lands abutting or adjacent to lakes would be applied to private lands.

Ms. MacDonald noted that the staff recommendation is for the restriction to be applied to both private and public areas as per Council's previous direction on the matter.

Councillor Hendsbee requested information on the communications strategy, to which Ms. MacDonald replied that if the By-laws are adopted, staff will engage with Corporate Communications to inform the public of the changes.

Councillor Watts commented that it will be important to also educate residents that HRM is an "on-leash" municipality, and that the policy is to only provide signage where off-leash is permitted.

The Mayor opened public hearing and called for anyone wishing to speak to come forward.

The Mayor called three times for speakers, and there being none it was MOVED by Councillor Karsten, seconded by Councillor Johns

**THAT the public hearing close.**

**MOTION PUT AND PASSED.**

MOVED by Councillor Hendsbee, seconded by Councillor McCluskey

**THAT Halifax Regional Council:**

1. **Adopt By-law A-700, *Respecting Animals and Responsible Pet Ownership*, which will repeal and replace By-law A-300, including housekeeping and general amendments, as set out in Appendix A of the staff report dated September 18, 2015;**
2. **Adopt By-law N-302 (attached as Appendix C of the staff report dated September 18, 2015) amending By-law N-300, *Respecting Nuisances* to repeal Part 3 – Cats, Section 12 (1)(a) and (b) to include these provisions in proposed By-law A-700, as set out in Appendix A of the staff report dated September 18, 2015; and**
3. **Adopt the amendments to Administrative Order 11, *Respecting the Animal By-Law*, as set out in Appendix F of the staff report dated September 18, 2015.**

Councillor Hendsbee indicated that he did not support applying the By-law on private property.

MOVED by Councillor Hendsbee, seconded by Councillor McCluskey

**THAT Section 16 (1) (a) be amended to insert the word “public” before the word “land.”**

Ms. MacDonald advised that the recommendation to include private property in the By-law was in accordance with Council’s direction, noting that there had been an issue regarding the feeding of waterfowl from private property on Moody Lake.

**AMENDMENT PUT AND DEFEATED.** (4 in favour, 12 against)

In favour: Deputy Mayor Whitman, Councillors: Hendsbee, McCluskey, and Johns.

Against: Mayor Savage, Councillors: Dalrymple, Karsten, Nicoll, Mason, Watts, Mosher, Walker, Adams, Rankin, Craig, and Outhit.

Councillor McCluskey expressed interest in an amendment to request a change to the *Charter* to enable the municipality to implement By-law provisions for the purpose of recovering the costs of veterinary visits and other expenses related to injuries caused by dogs.

Mr. John Traves, Municipal Solicitor advised that this would not be an amendment to the By-law before Council and would therefore require a separate staff report and recommendation.

Councillor McCluskey questioned why staff did not recommend amending legislation regarding victim expenses as indicated on page 4 of the report.

Ms. MacDonald advised that staff deemed current options through the civil court system to be sufficient.

**MAIN MOTION PUT AND PASSED UNANIMOUSLY.**

**11.1.9 First Reading, Proposed By-laws S-610 and S611, Solid Waste Collection and Disposal**

At this time Council continued consideration of item 11.1.9 - First Reading, Proposed By-laws S-610 and S611, Solid Waste Collection and Disposal with Mr. Matt Keliher, Director, Solid Waste responding to questions of clarification.

Councillor Adams questioned whether a contingency would be needed if Cell 7 had been built and inquired as to when the capacity of Cell 6 would be exhausted and how Mirror NS would be able to complete construction of the cell in time.

Mr. Keliher responded that the construction of Cell 7 would negate the need to go to the contingency plan; that, based on projections, the capacity of Cell 6 would be exhausted in September or October 2016, depending on the waste flow; and that Mirror NS had a plan to construct Cell 7 provided an agreement between Mirror NS and the Municipality could be reached. Mr. Keliher noted that Mirror's plan included extending the life of Cell 6 by exporting some of the waste entering the facility.

Councillor Rankin provided commentary with respect to the local community's position regarding the matter. He expressed concern regarding a two-tiered system of users and suggested that the contingency plan was not necessary.

Council proceeded to vote on the main motion:

**THAT Halifax Regional Council:**

1. **Give First Reading to By-law S-610, amending By-law S-600, the Solid Waste Resource Collection and Disposal By-law, as set out in Attachment 2 of the staff report dated October 28, 2015, and direct the By-law S-610 be published on January 1, 2016 unless:**
  - a) **the Clerk of the Municipality receives confirmation from the Minister of Environment prior to January 1, 2016 that a 140,000 tonne vertical expansion has been approved for Cell 6 of the Otter Lake Facility, in which case By-law S-610 shall be published on April 1, 2016; or**
  - b) **an extension Agreement is negotiated between Halifax and Mirror NS and is ratified by Halifax Regional Council prior to January 1, 2016; and**
2. **Give First Reading to By-law S-611 as set out in Attachment 3 of the staff report dated October 28, 2015, amending By-law S-600, the Solid Waste Resource and Collection and Disposal By-law, by repealing By-law S-610, and direct that By-law S-611 not be published unless:**
  - a) **vertical expansion of the entire Otter Lake Facility is approved by the Minister of Environment prior to April 1, 2016; or**
  - b) **an extension Agreement is negotiated between Halifax and Mirror NS and is ratified by Halifax Regional Council prior to January 1, 2016.**

**MOTION PUT AND PASSED.** (10 in favour, 6 against)

In favour: Mayor Savage, Councillors: Hendsbee, Karsten, Nicoll, McCluskey, Mason, Watts, Walker, Craig and Outhit.

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Mosher, Adams, Rankin, and Johns.

It was then MOVED by Councillor Rankin, seconded by Councillor Adams

**THAT a public hearing be scheduled on December 8, 2015 in conjunction with Second Reading.**

Mr. John Traves, Municipal Solicitor indicated that staff anticipates returning to Council with an agreement on December 8, 2015 which, if approved, would negate the necessity for the Second Reading. In response to a question from Councillor Hendsbee, Mr. Traves noted that Council may move to cancel the public hearing at any Regional Council meeting on or before December 8, 2015.

**MOTION PUT AND PASSED.** (14 in favour, 2 against)

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

Against: Councillors Karsten and Walker.

#### **11.1.10 Shannon Park – Land Acquisition and Stadium Background and Options**

The following was before Council:

- A staff recommendation report dated October 9, 2015.
- A private and confidential information report dated November 2, 2015
- Correspondence dated November 9, 2015 from Jeff Whitman

MOVED by Councillor Mason, seconded by Councillor Karsten

#### **THAT Halifax Regional Council:**

- 1. Direct Staff to continue to work with the Canada Lands Company on the development of community concept plans, integrating the policy and concepts of the Centre Plan currently under development in addition to exploring opportunities for the integration of a diverse mix of housing types, affordability and public amenities;**
- 2. Direct staff to expand upon the original analysis of 10,000 and 14,000 seat stadium previously completed in the Halifax Stadium Analysis – Phase 2 and undertake further analysis of the financial case, business model, and feasibility of a 20,000+ seat stadium, with funding from the Strategic Growth Reserve Q126;**
- 3. Direct Staff to more precisely define how much land would be required to construct a sports stadium seating 20,000+ people, and engage the Canada Land Company in more detailed conversations regarding the location and purchase price of a portion of Shannon Park to accommodate such a facility;**
- 4. Continue to coordinate with Halifax Water with regard to their infrastructure requirements within the Shannon Park community and the impacts that these requirements may have on land values and required land ownership; and**
- 5. Direct staff to provide a report to Regional Council at such time a planning application is submitted to Halifax Regional Municipality which would outline the proposed community concept in addition to staff recommendations on parks / open space location, use, as well as opportunities for public transportation integration into the project.**

Councillor Mason outlined concerns with parts 2 and 3 of the motion, indicating that he felt that considering a 20,000+ seat stadium would be contrary to the findings of the Phase 2 Stadium Analysis Report. He also expressed doubt that the Shannon Park location was the best location for a stadium, and suggested that purchasing a portion of Shannon Park could hurt the entire development if Council does not ultimately determine to build on the site.

Councillor Hendsbee voiced support for analysing the feasibility of a 20,000+ seat stadium citing other arenas in the municipality that can accommodate smaller crowds such as the Scotiabank Centre.

Councillor Watts proposed that the vote be split and urged Council to support recommendations 1, 4, and 5. She suggested that recommendations 2 and 3 would divert considerable resources from other Council priorities. She expressed interest in moving alternative three (3) from the staff report should parts 2 and 3 of the main motion be defeated.

Several Councillors spoke against parts 2 and 3 of the motion citing the lack of partners from other levels of government and the private sector.

Councillor Walker advised that approving the motion would not commit the municipality to build a stadium on the site, but to continue the analysis.

Councillor Dalrymple commented that he could support the construction of a stadium but questioned the expense involved in the Shannon Park location.

Councillor Karsten provided commentary with respect to previously held public hearings regarding Shannon Park, indicating that there was considerable public support for building a stadium on the land. He suggested that purchasing a portion of the land would not adversely affect the Canada Lands Company development, considering that the project would be phased over several years.

Responding to a question from Councillor Karsten regarding the possible consequences of purchasing a portion of the Shannon Park land, Mr. Richard Butts, Chief Administrative Officer indicated that if the municipality were to purchase the land it would be saleable at a future date, but there could be buy-back provisions in the contract. Mr. Butts commented that most successful stadiums are built in an urban environment, and the Shannon Park land is the only urban option available.

Deputy Mayor Whitman requested the sum of expenditures to date on studies assessing the possibility of building a stadium and what the financial implications of continued analysis would be.

Mr. Mike Labrecque, Deputy Chief Administrative Officer responded that approximately \$300,000 to \$400,000 had been expended in Phases 1 and 2 including broad public consultation.

Mr. Carl Purvis, Acting Supervisor Community Planning, responded that it would be difficult to determine the costs because the proposal is to build on existing work, and the scope has not yet been determined.

Councillor McCluskey questioned what the cost would be to remediate the lands if contaminated.

Mr. Bob Bjerke, Director of Planning and Development responded that the municipality would expect to pay full market value and in return receive land that would be fully serviced and ready for construction.

Councillor Rankin commented that if Council directs staff to continue discussions with the Canada Lands Company, there must be a reasonable possibility that Council will purchase the land. He expressed his opinion that the information provided does not support the construction of a stadium in the near future.

Councillor Nicoll expressed interest in the municipality purchasing a portion of the Shannon Park property. She requested clarity regarding Mr. Butts' previous statement, asking whether he felt that the Shannon Park location would be the only potential urban site for a stadium within the next fifteen years.

Mr. Butts responded that he could not predict what land would be available in future, but it was unlikely that another urban property of that size would become available within fifteen years.

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

Mayor Savage spoke in support of the motion, providing commentary with respect to previous public consultation on the matter. He noted that the Canada Lands Company is ready to proceed with their development, and they have requested clarity regarding the municipality's interest in the land. The Mayor commented he supports a contingency plan that would include acquiring a part of Shannon Park for possible future development as a stadium or a different facility. Regarding the possible size of a stadium, he advised that the Atlantic Mayors Congress has been in discussions around an integrated Atlantic Provinces sports strategy, and suggested that a smaller 14,000 seat stadium would compete with Moncton's arena. He concluded by noting that if Council ultimately determines to purchase but not to build on the land, it would likely be easy to sell.

Mayor Savage resumed the Chair.

The vote on the main motion was split, as requested earlier in the meeting.

MOVED by Councillor Mason, seconded by Councillor Karsten

**THAT Halifax Regional Council:**

- 1. Direct Staff to continue to work with the Canada Lands Company on the development of community concept plans, integrating the policy and concepts of the Centre Plan currently under development in addition to exploring opportunities for the integration of a diverse mix of housing types, affordability and public amenities;**

**MOTION PUT AND PASSED.** (15 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Hendsbee, Karsten, Nicoll, McCluskey, Mason, Watts, Mosher, Walker, Adams, Rankin, Johns, Craig, and Outhit.

Against: Councillor Dalrymple

- 2. Direct staff to expand upon the original analysis of 10,000 and 14,000 seat stadium previously completed in the Halifax Stadium Analysis – Phase 2 and undertake further analysis of the financial case, business model, and feasibility of a 20,000+ seat stadium, with funding from the Strategic Growth Reserve Q126;**

**MOTION PUT AND DEFEATED.** (6 in favour, 10 against)

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Hendsbee, Karsten, Nicoll, and Walker.

Against: Councillors: Dalrymple, McCluskey, Mason, Watts, Mosher, Adams, Rankin, Johns, Craig and Outhit.

- 3. Direct Staff to more precisely define how much land would be required to construct a sports stadium seating 20,000+ people, and engage the Canada Land Company in more detailed conversations regarding the location and purchase price of a portion of Shannon Park to accommodate such a facility;**

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

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Hendsbee, Karsten, and Walker.

Against: Councillors: Dalrymple, Nicoll, McCluskey, Mason, Watts, Mosher, Adams, Rankin, Johns, Craig and Outhit.

- 4. Continue to coordinate with Halifax Water with regard to their infrastructure requirements within the Shannon Park community and the impacts that these requirements may have on land values and required land ownership; and**

**MOTION PUT AND PASSED.** (15 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Hendsbee, Karsten, Nicoll, McCluskey, Mason, Watts, Mosher, Walker, Adams, Rankin, Johns, Craig, and Outhit.

Against: Councillor Dalrymple

- 5. Direct staff to provide a report to Regional Council at such time a planning application is submitted to Halifax Regional Municipality which would outline the proposed community concept in addition to staff recommendations on parks /**

**open space location, use, as well as opportunities for public transportation integration into the project.**

**MOTION PUT AND PASSED.** (15 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Hendsbee, Karsten, Nicoll, McCluskey, Mason, Watts, Mosher, Walker, Adams, Rankin, Johns, Craig, and Outhit.

Against: Councillor Dalrymple

It was then MOVED by Councillor Watts, seconded by Councillor Mason

**THAT Halifax Regional Council direct staff to inform the Canada Lands Company that Halifax Regional Municipality will not be making an offer to purchase a portion of the Shannon Park lands for the purpose of a recreation/sport facility campus due in part to recent decisions of Regional Council on other regional recreational infrastructure projects in the area, with any public space acquisition in the community being acquired through the subdivision process.**

Councillor Hendsbee commented that the motion would eliminate the possibility of considering a stadium on the site in the future should conditions change, and expressed his view that it was unnecessary.

MOVED by Councillor Hendsbee, seconded by Councillor Mosher

**THAT Regional Council table the motion on the floor.**

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

In favour: Mayor Savage, Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Karsten, Nicoll, Mosher and Walker.

Against: Councillors: McCluskey, Mason, Watts, Adams, Rankin, Johns, Craig, and Outhit.

Council resumed discussion on the motion. Responding to a question from Councillor Nicoll, Mr. Butts confirmed that there would be approximately nine to ten acres of parkland dedication in Shannon Park.

**MOTION PUT AND PASSED.** (9 in favour, 7 against)

In favour: Councillors: Nicoll, McCluskey, Mason, Watts, Mosher, Adams, Johns, Craig, and Outhit.

Against: Mayor Savage, Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Karsten, Walker, and Rankin.

Council recessed at 8:31 p.m. and Councillors Rankin and Johns left the meeting. Council reconvened at 8:37 p.m.

## **11.2 AUDIT AND FINANCE STANDING COMMITTEE**

### **11.2.1 Access-A-Bus Procurement**

The following was before Council:

- A recommendation report dated October 26, 2015 from the Chair of the Audit and Finance Standing Committee; attached was a staff recommendation report dated October 16, 2015.

MOVED by Councillor Karsten, seconded by Councillor Mosher



**THAT Halifax Regional Council approve advanced capital funding for the procurement of seven (7) Para-Transit Vehicles from Overland – Customer Couch (2007) Ltd. for a total amount of \$730,000 net HST included, project number CVD00430 Access-A-Bus Replacement.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

**11.2.2 Budget Increase CBU01004 – Former CA Beckett School – Soil Remediation**

The following was before Council:

- A recommendation report dated October 26, 2015 from the Chair of the Audit and Finance Standing Committee; attached was a staff recommendation report dated September 17, 2015.

MOVED by Councillor Mosher, seconded by Councillor McCluskey

**THAT Halifax Regional Council:**

1. Increase Project No. CBU01004 — Former CA Beckett School - Soil Remediation by \$218,372.02 (net HST included) with cost sharing \$215,872.02 from Halifax Regional School Board (HRSB) and \$2,500 from CAPPOOL as outlined in the Financial Implications section of the staff report dated September 17, 2015.
2. Increase PO No. 2070720498 to Vector Demolition, by \$187,714.80 (net HST included) with cost sharing \$168,943.32 from Halifax Regional School Board (HRSB) and \$18,771.48(10% net HST included) HRMs cost-shared portion.
3. Increase PO No. 2070356885 to Stantec, by \$52,143 (net HST included) with cost sharing \$46,928.70 from Halifax Regional School Board (HRSB) and \$5,214.30 (10%, net HST included) HRM's cost-shared portion.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

**11.2.3 Mini-Hybrid Thermal System for Halifax Transit Buses – Project Review**

The following was before Council:

- A recommendation report dated October 26, 2015 was submitted by the Chair of the Audit and Finance Standing Committee; attached was a staff recommendation report dated July 22, 2015.

MOVED by Councillor Karsten, seconded by Councillor Nicoll

**THAT Halifax Regional Council**

1. Terminate the Installation of Mini-Hybrid Thermal Systems on Halifax Transit buses manufactured between 2005 and 2007; a total of forty-three vehicles; of which fifteen have been budgeted for;
2. Reduce Project Account CM020006, Emission Reduction — Public Transit Buses for the installation of the Mini-Hybrid Thermal Systems on these buses as outlined in the Financial Implications Section of the staff report dated July 22, 2015; and
3. Continue the Installation of Mini-Hybrid Thermal Systems on nineteen (19) Halifax Transit buses manufactured between 2008 and 2009.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

**11.3 ENVIRONMENT AND SUSTAINABILITY STANDING COMMITTEE**

### 11.3.1 Membership on the National Zero Waste Council

The following was before Council:

- A recommendation report dated October 6, 2015 submitted by the Chair of the Environment and Sustainability Standing Committee

MOVED by Councillor Watts, seconded by Councillor Mason

**THAT Halifax Regional Council appoint a member of the Environment and Sustainability Standing Committee to serve on the National Zero Waste Council, the appointment to be made through an Expression of Interest to members of the Environment & Sustainability Standing Committee.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

### 11.4 EXECUTIVE STANDING COMMITTEE

#### 11.4.1 2016 Council Meeting Schedule

The following was before Council:

- A recommendation report dated November 2, 2015 submitted by the Chair of the Executive Standing Committee, attached was a staff recommendation report dated August 6, 2015.

MOVED by Councillor Mosher, seconded by Councillor Watts

**THAT Halifax Regional Council accept the amended 2016 Halifax Regional Council meeting schedule as set out in Attachment 1 of the November 2, 2015 Executive Standing Committee report.**

**MOTION PUT AND PASSED.** (13 in favour, 1 against)

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

Against: Councillor Outhit.

Not present: Councillors Rankin and Johns.

#### 11.4.2 Extension of Rights in Municipal and School Board Elections to Permanent Residents

The following was before Council:

- A recommendation report dated November 2, 2015 submitted by the Chair of the Executive Standing Committee; attached was a staff recommendation report dated October 26, 2015

MOVED by Councillor Mosher, seconded by Councillor Craig

**THAT Halifax Regional Council**

1. **Confirm Council's resolution to include permanent residents as qualified electors to vote in municipal and school board elections, which, if enacted and under the current requirements for nomination (Section 43 (1) of the Municipal Elections Act), would enable a permanent resident who registers and who is on the final list of electors to nominate a candidate for office; and**

2. **Request that the Province of Nova Scotia retain the requirement of citizenship as a qualification as a candidate for office.**
  3. **Request the Province of Nova Scotia's Department of Municipal Affairs move the recommendation forward with enabling legislation to change the Charter.**
- And, it is further recommended that the Mayor be authorized to write to the Minister of Municipal Affairs outlining the position of Council in regard to this matter.**

Councillor Adams requested additional information regarding the motion. Mayor Savage responded that Council had passed a motion on December 2, 2014 requesting that the province include permanent residents as qualified electors to vote in municipal and school board elections. He advised that Minister Furey had responded that he believed it would be most aligned with democratic principles to extend the right to permanent residents to vote, run for office, and nominate candidates, and he sought clarification of Regional Council's position on the matter.

A brief discussion ensued with Council requesting additional clarification as to the rationale behind the recommendation from staff.

Ms. Cathy Mellett, Municipal Clerk, advised that there are a variety of models used around the world, and that most draw a distinction between the requirements for electors and candidates. She advised that New Zealand is the model most comparable to Halifax as a Commonwealth country with a similar municipal government structure. Following the New Zealand model, and in keeping with Council's initial direction, staff recommend that permanent residents be granted the right to vote in local elections while retaining citizenship as a requirement to stand for office.

**MOTION PUT AND PASSED.** (13 in favour, 1 against)

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

Against: Councillor Adams.

Not present: Councillors Rankin and Johns.

## **11.5 TRANSPORTATION STANDING COMMITTEE**

### **11.5.1 Pilot Project regarding Taxi Stands at Authorized Fire Hydrants**

The following was before Council:

- A recommendation report dated October 26, 2015 from by the Chair of the Transportation Standing Committee; attached was a staff recommendation report dated June 16, 2014.

MOVED by Councillor Walker, seconded by Deputy Mayor Whitman

**THAT Halifax Regional Council authorize the HRM Traffic Services to request the Province of Nova Scotia to amend the Nova Scotia Motor Vehicle Act in support of a pilot project enabling taxis to stand at authorized Fire Hydrants.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

## **11.6 HERITAGE ADVISORY COMMITTEE**

### **11.6.1 Case H00420 – Application to consider 2720 Gottingen Street, Halifax as a Municipally Registered Heritage Property**

The following was before Council:

- A recommendation report dated October 28, 2015 submitted by the Chair of the Heritage Advisory Committee, with attached staff report dated September 29, 2015.

MOVED by Councillor Watts, seconded by Councillor Nicoll

**THAT Halifax Regional Council set a date for a heritage hearing to consider the heritage registration application of 2720 Gottingen Street, Halifax as shown on Map 1 of the staff report dated September 29, 2015.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

## **11.7 MEMBERS OF COUNCIL**

### **11.7.1 Councillor Whitman – Award of Contracts – CAO Approval**

The following was before Council:

- A staff information report dated October 2, 2015.

Deputy Mayor Whitman requested staff to comment on the three sole source awards listed on the first page of Appendix A to the staff report dated October 2, 2015.

Mr. Stephen Terry, Senior Procurement Consultant, Finance & ICT responded that the three awards in question were not publicly bid because the products would be impossible to buy from another source due to issues of compatibility with existing equipment as well as intellectual property rights.

Referencing the third page, Deputy Mayor Whitman sought information regarding the awarding of RFP 14-032R, Water Quality Monitoring to the second highest scoring proponent.

Mr. Terry responded that the second highest scoring proponent was selected because the highest scoring proponent was no longer available to perform the services due to the closure of its local offices.

### **11.7.2 Councillor Adams – Weekly Collection Services for Recyclables**

The following was before Council:

- A staff information report dated October 14, 2015.

MOVED by Councillor Adams, seconded by Councillor Walker

**THAT Halifax Regional Council forward the information report dated October 14, 2015 to staff for comparison to the total waste management budget as part of the presentation for 2016/17 budget discussions.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Mason, Rankin and Johns.

### **11.7.3 Councillor Karsten – Extension of Weekly Green Cart Collection during the month of September**

The following was before Council:

- A "Request for Council's Consideration" form submitted by Councillor Karsten, with attached staff information report dated October 2, 2015.

MOVED by Councillor Karsten, seconded by Councillor Adams

**THAT Halifax Regional Council forward the information report dated October 2, 2015 to staff for comparison to the total waste management budget as part of the presentation for 2016/17 budget discussions.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

**11.7.4 Councillor Adams – Sidewalk – Prospect Road**

The following was before Council:

- A “Request for Council’s Consideration” form submitted by Councillor Adams.

MOVED by Councillor Adams, seconded by Deputy Mayor Whitman

**THAT Halifax Regional Council request a staff report outlining the feasibility and process to install a sidewalk along a 0.27 mile (444 metre) portion of Prospect Road from PID#’s 00380667 to 40805129.**

Councillor Hendsbee suggested that the report also consider maintenance requirements and insurance.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

**12. MOTIONS**

**12.1 Ratification of Motion from Committee of the Whole – October 27, 2015 – Proposed Amendments to Administrative Order One, Respecting the Procedures of the Council**

The following motion was considered at the October 27, 2015 meeting of the Committee of the Whole and was before Council for ratification.

MOVED by Councillor Nicoll, seconded by Councillor Karsten

**THAT Halifax Regional Council approve Administrative Order One, Respecting the Procedures of Council attached to the June 16, 2015 staff report including the following amendments:**

- 1. The outstanding amendments as per the motion of September 22, 2015 Committee of the Whole outlined in the ORIGIN section of the supplementary staff report dated October 21, 2015, with the removal of proposed amendments #3 and #4 regarding Consent Agenda.**
- 2. The following section amendments:**
  - a) section 8 is amended as set out in Attachment 2 of the Supplementary staff report dated October 21, 2015.**
  - b) subsection 12(6) is amended as set out in Attachment 3 with the following amendments:**
    - (i) adding the words “If the request is not in respect of a question or a staff presentation the Member must” at the beginning of the subsection; and**
    - (ii) striking out the words “The request required to be submitted pursuant to subsections (4) and (5) shall” to read as follows:**

*If the request is not in respect of a question of clarification or a staff presentation, the Member must include an explanation of the item and the reasons for making it as well as a copy of a draft motion which Council will be requested to consider.*

- c) section 30 is amended as set out in Attachment 5 of the October 21, 2015 Supplementary staff report to read:  
30. Seating of Members shall be in numerical order of their polling divisions, unless otherwise agreed to by the Mayor and Clerk.
  - d) i) subsection 19(2) is struck as set out in Attachment 7 of the October 21, 2015 Supplementary staff report and section 47A is added as set out in sections 1 and 2 of the same attachment;  
ii) subsection 45(5) is amended as set out in section 5 of Attachment 7;  
iii) the remaining amendments set out in Attachment 7 with the amendments that:
    - A. clause 3(b) be amended to strike out the word “Mayor” and replace it with the words “Presiding Officer”;
    - B. the words and comma “, or CAO designate,” be added after the abbreviation “CAO”; and
    - C. section 6 be replaced to read:  
*(3A) A petition shall be placed before Council by a Councillor who is the district Councillor, as determined by the Clerk, and in the event that no Councillor wishes to bring the petition forward, the Clerk shall bring the petition forward to Council.*
  - e) subsection 59(3) is amended as set out in section 1 of Attachment 8 of the October 21, 2015 Supplementary staff report; with the amendment that the word “un” be replaced with the word “in”;
  - f) section 28 is amended as set out in Attachment 14 of the October 21, 2015 Supplementary staff report; and
  - g) section 21 of Appendix A, Rules for Public Hearing, attached to the proposed Administrative Order One, is amended by adding the words and comma “Notwithstanding section 20,” at the beginning of the section and by de-capitalizing the word “Only”.
- 3. The amendments as set out in Attachment 1, 5, and all of Attachments 11, 12, 13 and 14 of the October 21, 2015 Supplementary staff report, and the remainder of Attachments 3 and 8, with the amendment to Attachment 8 re-wording the header to read, “MOTION IN OPPOSITION TO THE STAFF RECOMMENDATION”.
  - 4. The amendments set out in section 1 of Attachment 6 to remove the Consent Agenda;
  - 5. Approve an amendment providing for the words ‘in private’, in brackets, to immediately follow the words ‘in camera’ throughout the document.

It was then MOVED by Councillor Mason, seconded by Councillor Watts

**THAT Halifax Regional Council amend the main motion to enact the following:**

**76 (1) A motion by the Council to direct staff to perform an action shall be placed on the status sheet.**

**(2) At the first meeting of the subsequent Council following the swearing into office of the new Members, the status sheet shall be tabled and upon review Council may withdraw any item(s) from the status sheet.**

**AMENDMENT PUT AND PASSED.**

**AMENDED MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Rankin and Johns.

**13. IN CAMERA (IN PRIVATE)**

Council considered items 13.1, 13.2.1, and 13.3.1 later in the meeting. See pages 24-25 for details.

**14. ADDED ITEMS**

**14.1 Ratification of Motion from Committee of the Whole – Commercial Tax Options for Small Business**

MOVED by Councillor Mason, seconded by Councillor Hendsbee

**THAT Halifax Regional Council direct the Mayor to write the Minister of Municipal Affairs to:**

- 1. Request that the Provincial Government, in order to increase predictability for taxpayers, consider making changes to the legislation governing the assessment process for *commercial* properties so that:**
  - a. The annual valuation is averaged over a three year period or,
  - b. The *commercial* assessment roll is updated every three to four years, as is the current policy in Saskatchewan and Ontario.
- 2. And to request amendments to the *Halifax Regional Municipal Charter* that would provide Council with greater legislative authority in setting taxes and charges respecting the general tax rate and area rates for both residential and commercial properties, including:**
  - a. The authority for Council to determine and set rates and charges that are different for:
    - i. different areas of the Municipality,
    - ii. different categories and size of businesses, and
    - iii. different classes of building and size of structures, and
  - b. The authority for Council to determine and set:
    - i. a rate or charge for frontage on a street,
    - ii. a uniform charge or amount of tax that is payable per property or per dwelling unit,
    - iii. a maximum and minimum charge or amount of tax that is payable, and
    - iv. a surtax or graduated rates.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Dalrymple, Rankin and Johns.

Council proceeded to consider the following items in public session. There was no In Camera (In Private) session held.

**13.1 In Camera (In Private) Minutes – October 6, 2015**

MOVED by Councillor Walker, seconded by Councillor McCluskey

**THAT the In Camera (In Private) minutes of October 6, 2015 be approved as circulated.**

**MOTION PUT AND PASSED.**

**13.2 Property Matter**

**13.2.1 Property Acquisition for Transportation Purposes – *Private and Confidential Report***

The following was before Council:

- A private and confidential staff recommendation report dated October 23, 2015.

MOVED by Councillor Hendsbee, seconded by Councillor Mason

**That Halifax Regional Council undertake an appraisal and begin negotiations as outlined in the private and confidential Transportation Standing Committee report dated October 23, 2015.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Dalrymple, Rankin and Johns.

**13.3 Labour Relations**

**13.3.1 ATU Memorandum of Agreement – Recruitment and Retention – *Private and Confidential Report***

The following was before Council:

- A private and confidential staff recommendation report dated November 2, 2015.

MOVED by Councillor Mason, seconded by Councillor McCluskey

**THAT Halifax Regional Council ratify the Memorandum of Agreement – Recruitment and Retention as outlined in the private and confidential report dated November 2, 2015; and**

**THAT the private and confidential report dated November 2, 2015 not be released to the public.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Councillors Dalrymple, Rankin and Johns.

**15. NOTICES OF MOTION**

**15.1 Councillor Hendsbee**

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on November 24, 2015, I propose to introduce Administrative Order 2015-006-ADM, *Respecting Disclosure of Employee Salaries*, to require the public disclosure of the amount of compensation paid by the Municipality over \$100,000.”

**15.2 Deputy Mayor Whitman**

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on Tuesday, November 24, 2015, I propose to move a Motion to request a staff report on the feasibility of developing a Rockcliffe extension across Hammonds Plains Road to Highland Park south side and to create a new second entrance to the Highland Park subdivision.”

**15.3 Councillor Mason**

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on November 24, 2015, I propose to move amendments to Administrative Order 29, *Respecting Civic Addressing Policies*, the purpose of which is to add a schedule to the Administrative Order which is to ratify and confirm the street



names currently in use within the Municipality and proposing the renaming of two streets and the naming of one private lane.”

**16. ADJOURNMENT**

The meeting adjourned at 9:18 p.m.

Cathy J. Mellett  
Municipal Clerk