

ADDITIONS AND DELETIONS
Council Agenda - May 7, 2002

Additions:

In Camera Recommendations

13.2 Legal Matter: Settlement of Claim

That Halifax Regional Council settle this claim, as set out in the April 22, 2002 Private and Confidential staff report, brought by the Plaintiff in the amount of \$20,000 as settlement in full upon obtaining a full release from the Plaintiff from any further claims arising out of the accident which occurred on March 24, 2000.

13.3 ~~13.2~~ **Legal Matter: Halifax Harbour Solutions**

WHEREAS it is proposed that the Halifax Regional Municipality ("HRM") enter into seven (7) agreements with the Halifax Regional Environmental partnership et al with respect to the Halifax Harbour Solutions Project, namely a Development Agreement, Halifax Operating and Maintenance Agreement, Halifax License, Dartmouth Operating and Maintenance Agreement, Dartmouth License, Herring Cove Operating and Maintenance Agreement and Herring Cove License (collectively, the "Project Agreements");

AND WHEREAS Council has reviewed drafts dated April 10, 2002 of the Development Agreement, the Halifax Operating Agreement and the Halifax License;

AND WHEREAS HRM has made a request to the Government of Canada and to the Province of Nova Scotia for funding assistance in order to implement the Halifax Harbour Solutions Project.

NOW THEREFORE BE IT RESOLVED as a Resolution of Council that:

- 1. HRM agree in principle to enter into the Project Agreements with Halifax Regional Environmental Partnership, Suez, Onedo North America Inc., United Water Resources Inc. and United Water Services Canada LP substantially in the form of the draft Project Agreements presented to and reviewed by Council, which Projects Agreements shall be subject to the following conditions precedent:**

- (a) **advice from the Federal Government and the Province of Nova Scotia that its request for funding has been approved; and**
 - (b) **the receipt of a decision from the Responsible Authorities that the environmental effects of the project are acceptable under the Canadian *Environmental Assessment Act*.**
2. **Before they are executed on behalf of HRM, the final form of the Project Agreements (including all Schedules) be presented to Council together with a summary of all material changes made from the April 10, 2002 drafts, which changes shall be generally consistent with the RFP and with HREP's Proposal.**