

ADDITIONS AND DELETIONS

Council Agenda - July 15, 2003

IN CAMERA RECOMMENDATIONS

12.2 Property Matter - Devonshire Avenue, Halifax

It is recommended that:

1. Halifax Regional Council authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale with the Alexandra Children's Centre for a portion of PID #00086678, subject to the key business terms and conditions outlined in the report dated July 8, 2003.
2. It is further recommended that the report not be released to the public until the transaction has been completed.

12.3 Contractual Matter - Municipal Access Agreements

It is recommended that:

1. Halifax Regional Council approve the execution of municipal access agreements with Eastlink and Internetworking Atlantic in accordance with the respective terms outlined in the report dated July 11, 2003.
2. It is further recommended that the report not be released to the public.

12.4 Legal Matter - Settlement of Claim

It is recommended that Halifax Regional Council settle the claim brought by the Plaintiff in the amount of \$65,000.00 to achieve a full settlement of the Plaintiff's action upon obtaining a full release from the Plaintiff from any further claims arising out of the slip and fall accident which occurred on September 7, 2000.

12.5 Legal Matter - Settlement of Claim

It is recommended that Halifax Regional Council settle the claim brought by the Plaintiff in an amount not exceeding \$25,000.00 to achieve a full settlement of the Plaintiff's action upon obtaining a full release from the Plaintiff from any further claims arising out of the slip and fall accident which occurred on May 11, 1998.

12.6 Legal Matter - Harbour Solutions

WHEREAS beginning in September, 1998, HRM undertook a lengthy and detailed RFQ/RFP process for the implementation of the Halifax Harbour Solutions Project

("Project") and, in October, 2002, signed Agreements ("HREP Agreements") with the Halifax Regional Environmental Limited Partnership ("HREP") and others for the implementation of the Project;

AND WHEREAS Dexter Construction Company Limited had entered into Agreements ("EPC Contracts") with HREP and was one of HREP's subcontractors in connection with portions of the Project;

AND WHEREAS HREP refused to implement the Project on the terms and conditions set forth in the HREP Agreements which were signed in October of 2002;

AND WHEREAS HRM wishes to proceed with a portion of the Project while it undertakes a review of the best means of implementing the balance of the Project;

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

1. HRM enter into an Agreement with Dexter Construction Company Limited for:
 - (a) the design, planning, engineering, procurement, construction and commissioning of the Sewage Collection Systems, Roads and Outfalls and Diffusers forming part of the Halifax Harbour Solutions Project in each of Halifax, Dartmouth and Herring Cove; and
 - (b) the procurement, construction and commissioning of the Mengoni Avenue Site Expansion, for a price not to exceed \$116,164,000 plus taxes and inflation, and on the terms and conditions reviewed by Council on July 15, 2003; and
2. The Halifax Harbour Advisory Committee be authorized to review and approve the final form of the Agreement before it is executed on behalf of HRM.

****Please Note: The following In Camera recommendation regarding the Harbour Solutions Project was also ratified by Council at this meeting:***

That Council authorize staff to continue to engage our current external resources on the negotiating team at the current established rate to bring about the implementation of the Harbour Solutions Project within the overall approved budget.