

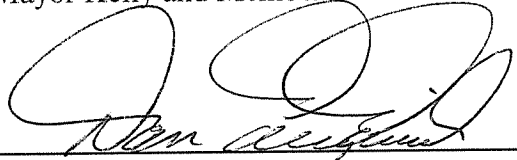
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PO Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Halifax Regional Council
September 9, 2003

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY: 
for George McLellan, Chief Administrative Officer

DATE: September 2, 2003

SUBJECT: Special Election - HRM Districts 2, 3, 16

ORIGIN

Resignation of Gary Hines, Councillor for District 2, Waverley-Dutch Settlement; Keith Colwell, Councillor for District 3, Preston-Porter's Lake; and Diana Whalen, Councillor for District 16, Prince's Lodge-Clayton Park West, from the Halifax Regional Council.

RECOMMENDATION

It is recommended that :

1. Council accept the resignations of Councillors Hines, Colwell and Whalen from Halifax Regional Council.
2. Approve the appointment of Jan Gibson, Deputy Municipal Clerk, as Returning Officer to conduct the Special Election in Districts 2, 3 and 16 to fill the vacancies on the Halifax Regional Council.
3. Permit the Returning Officer to use in this Special Election the list of electors prepared for the 2003 Provincial Election, as provided for in the Municipal Elections Act.
4. Set the date of **Saturday, November 8, 2003** as Ordinary Polling Day. Further, set the first Advance Poll date of Saturday, November 1, 2003. The second Advance Poll day will be Tuesday, November 4, 2003, as is mandatory under the Municipal Elections Act.
5. Approve a withdrawal from the Election Reserve, Q313, in the amount of \$65,000.

BACKGROUND

Messrs. Hines and Colwell and Ms. Whalen, Councillors for Districts 2, 3 and 16 respectively, being successful candidates in the recent Provincial election, have tendered their resignations from Regional Council.

Pursuant to Section 4(1) of the Municipal Elections Act, "Council shall appoint a returning officer, who may be the clerk, another municipal employee or another person who is not a municipal employee, to conduct all regular and special elections required under this Act."

Section 30 (2) (b) of the Act states that "Where a special election is to be held, the returning officer may use the list of electors prepared in the most recent federal or provincial election, or in an election held pursuant to this act."

There is a requirement under the Municipal Elections Act to conduct advance polls, one of which is stated in the Act (Tuesday before ordinary polling day) and "one other day fixed by Council, by resolution, which shall be either Thursday, the ninth day before ordinary polling day or Saturday, the seventh day before ordinary polling day."

BUDGET IMPLICATIONS

In 2001 Council approved the establishment of Election Reserve (Q313) to provide an infrastructure for the conduct of the municipal elections as well as for any special elections which may become necessary. Accordingly, a portion of those reserve funds will be drawn to conduct special elections in HRM Districts 2, 3 and 16. This expenditure, at approximately \$65,000, represents the first withdrawal from the Election Reserve. Funding availability has been confirmed by the staff of Financial Services.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating and Capital budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation. If approved this will increase the withdrawals from the 03/04 Reserve budget.

ALTERNATIVES

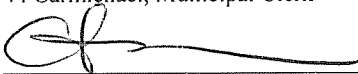
There are no alternatives. Pursuant to legislation, a Special Election must take place to fill the vacancies on Regional Council.

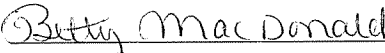
ATTACHMENTS

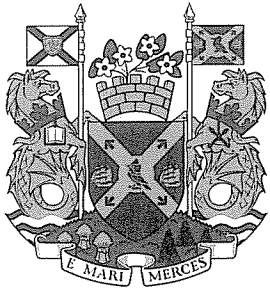
Letters of Resignation.

Additional copies of this report, and information on its status, can be obtained by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Vi Carmichael, Municipal Clerk

Report Approved by: 
foe S. Dale MacLennan, C.A. Director, Financial Services, 490-6308

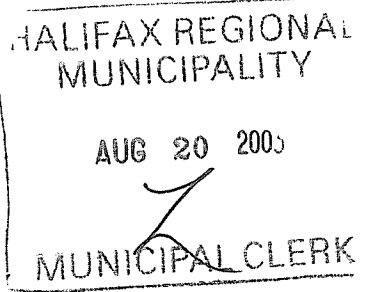
Report Approved by: 
Betty MacDonald, Director of Governance & Strategic Initiatives, 490-4769



Councillor's Office

Halifax Regional Municipality
Post Office Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Tel: (902) 490-4050
Fax: (902) 490-4122
www.halifax.ca



August 19, 2003

Vi Carmichael, Municipal Clerk
Halifax Regional Municipality
P.O. Box 1749
Halifax, NS B3J 3A5

Dear Vi;

I am resigning from my position as Halifax Regional Municipality Councillor, effective Friday, August 29, 2003.

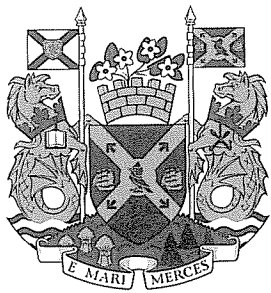
I thank you and your staff for the assistance you have provided to me during my time as Councillor.

Yours sincerely,

Gary Hines
Councillor, District 2

**Councillor Gary Hines
District 2
Waverley-Dutch Settlement**

Tel: (902) 860-4358
Cell: (902) 488-4802
Fax: (902) 860-4356



Councillor's Office

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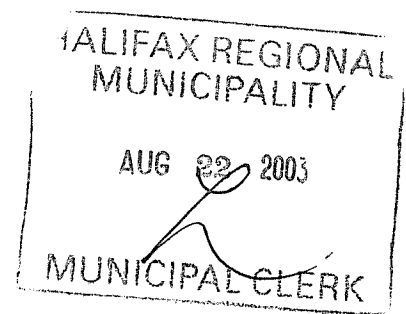
Tel: (902) 490-4050
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Diana Whalen
Councillor, District 16

Prince's Lodge -
Rockingham -
Clayton Park West

Cell: 476-4116

Email:
whalend@region.halifax.ns.ca



August 19, 2003

Vi Carmichael, Municipal Clerk
Halifax Regional Municipality
P.O. Box 1749
Halifax, NS B3J 3A5

Dear Vi:

I am resigning from my position as Halifax Regional Municipality Councillor, effective Friday, August 29, 2003, at 5:00 p.m.

I would like to thank you and members of your staff for the support assistance you have provided to me during my time as Councillor.

Yours very truly

DIANA WHALEN
COUNCILLOR
DISTRICT 16

HALIFAX
REGIONAL MUNICIPALITY

September 3, 2003

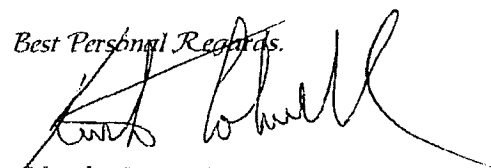
*Mayor Kelly
Members of Regional Council
City Hall
Halifax, NS*

Dear Fellow Councillors.

*I hereby submit my resignation from Halifax Regional Council effective September 3, 2003.
The 4 years I spent on Regional Council were both informative and enjoyable.*

*I want to wish Council ever success in the future and look forward to working with you in my
new capacity as the MCA for the Preston riding.*

Best Personal Regards.


*Keith Colwell
Councillor, HRM*

**53 Capri Dr
WEST PORTERS LAKE
B3E 1L5
827-4550
FAX: 827-5228**
