

HALIFAX REGIONAL COUNCIL
MINUTES
May 24, 2005

PRESENT:

Mayor Peter Kelly
Deputy Mayor Len Goucher
Councillors: Steve Streach
Krista Snow
David Hendsbee
Harry McInroy
Gloria McCluskey
Andrew Younger
Bill Karsten
Becky Kent
Jim Smith
Mary Wile
Patrick Murphy
Dawn Sloane
Sue Uteck
Sheila Fougere
Russell Walker
Debbie Hum
Linda Mosher
Steve Adams
Brad Johns
Robert Harvey
Reg Rankin
Gary Meade

STAFF:

Mr. George McLellan, Chief Administrative Officer
Mr. Wayne Anstey, Municipal Solicitor
Ms. Sherryll Murphy, Acting Municipal Clerk
Ms. Julia Horncastle, Legislative Assistant

TABLE OF CONTENTS

1.	INVOCATION	04
2.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS	04
3.	APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS	04
4.	BUSINESS ARISING OUT OF THE MINUTES	04
5.	MOTIONS OF RECONSIDERATION - NONE	04
6.	MOTIONS OF RESCISSION - NONE	04
7.	CONSIDERATION OF DEFERRED BUSINESS	
7.1	Administrative Order 10: Property Tax Exemption for Residential Homeowners - Revision to Program Criteria and Level of Assistant (Supplementary Report)	04
8.	PUBLIC HEARINGS	
8.1	By-Law P-1002 - Respecting On-Street Parking Exemptions and Permits	04
9.	CORRESPONDENCE, PETITIONS AND DELEGATIONS	
9.1	Correspondence - None	04
9.2	Petitions	04
10.	REPORTS	
10.1	CHIEF ADMINISTRATIVE OFFICER	
10.1.1	Tender 05-219, Paving Renewal, Water Main Renewal, Sewer Upgrade and Gas Line Installation Rose Street - East Region	04
10.1.2	Tender 05-224, Prince's Lodge Sewer and Water Servicing - West Region	04
10.1.3	Capital Budget Increase - Cost Sharing Various Projects .	05
10.1.4	Structure - Taxi & Limousine Advisory Committee	05
10.1.5	Armshore Drive Sewer Servicing	05
10.1.6	Herring Cove Water and Sewer Services, Herring Cove ..	05
10.1.7	Harbour Solutions Project - Sewage Collection System Contract, Amendment #6	06

10.1.8	Case 00788 - Amendments to the Eastern Passage/ Cow Bay MPS and LUB	06
10.1.9	Increase in Contract for Claims Management Services ...	07
10.1.10	All Channel Alerting - Letter of Support	07
10.1.11	Agreement for Highway 118 Interchange	09
10.1.12	Administrative Order #33, Respecting Open Air Burning - Communities of Bayside, Brookside and Lower Prospect	09
10.1.13	First Reading By-Law O-108, Amendment to By-Law O-103, Respecting Open Air Burning	11
10.2	TAXI AND LIMOUSINE COMMITTEE	
10.2.1	Advertising on Taxis	11
11.	MOTIONS	
11.1	Councillor Younger - Amendment to By-Law N-200 Respecting Noise ...	12
12.	ADDED ITEMS	
12.1	Councillor Rankin - Request to have Information Item #3 re: Resource Recovery Fund Board (RRFB) - Environment Depot Handling Fee Increase	12
12.2	Underground Utilities Feasibility Study	13
12.3	Personnel Matter - Settlement	13
12.4	Property Matter - North Preston Treatment Plant	14
12.5	Personnel Matter - Membership Selection Committee	14
12.6	Contractual Matter - Supplementary Funding - HRSB	15
13.	NOTICES OF MOTION	18
14.	ADJOURNMENT	18

1. INVOCATION

The meeting was called to order at 6:00 p.m. with the invocation being led by Councillor Meade.

2. APPROVAL OF MINUTES - May 10, 2005

Councillor Murphy noted that under item #7 he had asked questions regarding Devonshire Rink in his district.

MOVED by Councillor Sloane, seconded by Councillor Walker, that the minutes of May 10, 2005, as amended, be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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

Additions

- 12.1 Councillor Rankin - Request to bring information item #3 re: Resource Recovery Fund Board - Environmental Depot Handling Fee Increase forward on the agenda
- 12.2 Underground Utilities Feasibility Study
- 12.3 Personnel Matter - Settlement
- 12.4 Property Matter - North Preston Treatment Plant
- 12.5 Personnel Matter - Membership Selection Committee
- 12.6 Contractual Matter - Supplementary Funding HRSB

Councillor Mosher provided an update on the upcoming Deadmans Island Dedication Ceremony.

Councillor Fougere recognized the organizers of the Blue Nose Marathon and requested the Mayor forward a letter recognizing their efforts.

MOVED by Councillor McInroy, seconded by Councillor Karsten, that the Order of Business, as amended, be approved. MOTION PUT AND PASSED.

4. BUSINESS ARISING OUT OF THE MINUTES - NONE

5. MOTIONS OF RECONSIDERATION - NONE

6. MOTIONS OF RESCISSION - NONE

7. CONSIDERATION OF DEFERRED BUSINESS

7.1 Administrative Order 10: Property Tax Exemption for Residential Homeowners - Revisions to Program Criteria and Level of Assistance (supplementary report)

- A supplementary report from the Grants Committee, dated May 18, 2005, on the above noted, was before Council.
- A report from the Grants Committee, dated April 25, 2005, on the above noted, was before Council.

MOVED by Councillor Walker, seconded by Councillor Sloane, that Regional Council approve the proposed amendments to Administrative Order 10 as detailed in the Discussion section of the supplementary report, from the Grants Committee, dated May 18, 2005, for implementation effective April 1, 2005. MOTION PUT AND PASSED UNANIMOUSLY.

8. PUBLIC HEARINGS

8.1 By-law P-1002, Respecting On-Street Parking Exemptions and Permits

- An extract from the draft May 3, 2005 Regional Council minutes was before Council
- A staff report dated May 3, 2005, on the above noted was before Council.

Mayor Kelly called for those wishing to speak either in favour of or in opposition to the proposed by-law. Hearing none, the following motion was placed.

MOVED by Councillor Sloane, seconded by Councillor Snow, that the public hearing close. MOTION PUT AND PASSED UNANIMOUSLY.

DECISION OF COUNCIL

MOVED by Councillor Sloane, seconded by Councillor Fougere, that Council approve By-Law P-1002 as outlined in the attached amendment to the staff report dated May 3, 2005. MOTION PUT AND PASSED.

9. CORRESPONDENCE, PETITIONS & DELEGATIONS

9.1 Correspondence - None

9.2 Petitions

9.2.1 Councillor Karsten

Councillor Karsten served a petition on behalf of the residents of Portland Hills/Portland Estates requesting the installation of a three way stop sign on Portland Hills Drive at Waterside Terrace.

Councillor Karsten served a petition on behalf of the residents of Portland Estates requesting the installation of a sidewalk on Portland Estates Blvd. west from Wedgewood Court to Rosehill Drive.

10. REPORTS

10.1 CHIEF ADMINISTRATIVE OFFICER

10.1.1 Tender 05-219, Paving Renewal, Water Main Renewal, Sewer Upgrade and Gas Line Installation, Rose Street - East Region

- A staff report dated May 13, 2005, on the above noted, was before Council.

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

- 1. Approve an increase in the Gross Budget for Capital Account No. CYU00716, Paving Renewal Program, by \$81,375, to reflect cost sharing of the cost of the water main renewal on Rose Street with no change in the Net Budget.**
- 2. Approve an increase in the Gross Budget for Capital Account No. CYU00716, Paving Renewal Program, by \$23,248, to reflect cost sharing to cover the cost of the gas line installation on Rose Street with no change in the Net Budget.**
- 3. Award Tender No. 05-219, Paving Renewal, Water Main Renewal, Sewer Upgrade and Gas Line Installation, Rose Street - East Region to Harbour Construction Company Limited for materials and services listed at the unit prices quoted for a Tender Price of \$294,307 including net HST from Capital Account No. CYU00716 Paving Renewal Program and Capital Account No. CGU00461 Sewer Laterals Replacements, with funding authorized as per the Budget Implications section of the report dated May 13, 2005.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.2 Tender 05-224, Prince's Lodge Sewer and Water Servicing - West Region

- A staff report dated May 11, 2005, on the above noted, was before Council.

MOVED by Councillor Hum, seconded by Councillor Walker, that Council:

- 1. Award Tender No. 05-224, Prince's Lodge - Sewer and Water Servicing to Sackville Trenching Limited for materials and services listed at the unit prices quoted for a Tender Prince of \$1,250,796 including net HST from Capital Account No. CGU00646, Prince's Lodge Water and Sewer, with funding authorized as per the Budget Implications section of the report dated May 11, 2005.**
- 2. Approve the appointment of O'Halloran Campbell Consultants Limited for construction inspection services for a total of \$37,706 including net HST with funding as outlined in the Budget Implications section of the report.**

In response to Councillor Uteck with regards to frontage calculations on the assumption that large lots will be subdivided at some future date, Ms. Dale McLennan, Director of Finance, advised that with these large lots and corner lots the formula does provide for the potential and the value that accrues to the land for subdivision. She stated that this was consistent with the existing policy.

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.3 Capital Budget Increase - Cost Sharing Various Projects

- A staff report dated May 13, 2005, on the above noted, was before Council.

MOVED by Councillor Murphy, seconded by Councillor Karsten, that Council approve an increase in the Gross Capital Budget in the amount of \$12,000 to Capital Account No. CPC00467 - Regional Trails Development, \$4,000 to Capital Account No. CPC00304 - Ball Field Upgrades and \$8,500 to Capital Account No. CP300559 - Playground Upgrades & Replacements for a total increase to the gross Capital Budget of \$24,500 with no change to the Net Budget, as outlined in the table in the discussion section of the report dated May 13, 2005. MOTION PUT AND PASSED UNANIMOUSLY.

10.1.4 Structure - Taxi & Limousine Advisory Committee

- A staff report dated May 16, 2005, on the above noted, was before Council.

MOVED by Councillor Mosher, seconded by Councillor Wile, that:

- 1. The current Taxi and Limousine Committee as well as the Hotel Standards Committee be disbanded;**
- 2. A new Taxi and Limousine Advisory Committee to be appointed pursuant to the Terms of Reference set forth in Appendix "H" attached to the staff report dated May 16, 2005;**
- 3. Staff be directed to arrange for the introduction of the necessary legislation amendments to accomplish these ends.**

Following discussion, the following motion was placed.

MOVED by Councillor Smith, seconded by Councillor Sloane, that the new Committee be made up of five residents. MOTION DEFEATED.

Following further discussion, the following motion was placed.

MOVED by Councillor Johns, seconded by Councillor Hendsbee, that membership be increased to include a representative of Halifax Regional Council who would assume the role of Chair. MOTION DEFEATED.

At the request of Councillor Streach, Council agreed to split the main motion.

MOVED by Councillor Mosher, seconded by Councillor Wile, that:

- 1. The current Taxi and Limousine Committee as well as the Hotel Standards Committee be disbanded. MOTION PUT AND PASSED.**

Those voting **in favour** of the motion were: Mayor Kelly, Deputy Mayor Goucher and Councillors Streach, Snow, Hendsbee, McInroy, Younger, Karsten, Kent, Smith, Sloane, Uteck, Hum, Mosher, Johns, Harvey, Rankin and Meade.

Those voting **against** the motion were: Councillors McCluskey, Wile, Murphy, Walker, and Adams.

Councillor Fougere was absent for the vote.

MOVED by Councillor Mosher, seconded by Councillor Wile, that:

- 2. A new Taxi and Limousine Advisory Committee to be appointed pursuant to the Terms of Reference set forth in Appendix "H" attached to the staff report dated May 16, 2005. MOTION DEFEATED.**

Those voting **in favour** of the motion were: Mayor Kelly, Deputy Mayor Goucher and Councillors Hendsbee, Younger, Wile, Uteck, Hum, Adams, Rankin and Meade.

Those voting **against** the motion were: Councillors Streach, Snow, McInroy, McCluskey, Karsten, Kent, Smith, Murphy, Sloane, Walker, Mosher, Johns and Harvey.

Councillors Fougere was absent for the vote.

MOVED by Councillor Mosher, seconded by Councillor Wile, that:

- 3. Staff be directed to arrange for the introduction of the necessary legislation amendments to accomplish these ends. MOTION PUT AND PASSED.**

Those voting **in favour** of the motion were: Mayor Kelly, Deputy Mayor Goucher and Councillors Streach, Snow, Hendsbee, McInroy, Younger, Karsten, Kent, Smith, Wile, Sloane, Uteck, Hum, Mosher, Johns, Harvey, Rankin and Meade.

Those voting **against** the motion were: Councillors McCluskey, Murphy, Walker and Adams.

Councillor Fougere was absent for the vote.

10.1.5 Armshore Drive Sewer Servicing

- A staff report dated May 9, 2005, on the above noted was before Council.

MOVED by Councillor Mosher, seconded by Deputy Mayor Goucher, that Regional Council:

- 1. Approve a new Capital Budget project for Armshore Drive Sewer Servicing in the amount of \$160,000 (gross) with the net residual amount (after external funding and other recoveries) funded from a local improvement charge as defined in By-Law L-123, with no net budget increase to HRM.**

2. **Approve in principle and begin the formal process for the adoption of By-Law L-123 respecting charges for the Armshore Drive Sewer Servicing, attached to the report dated May 9, 2005.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.6 Herring Cove Water and Sewer Servicing

- A staff report dated May 18, 2005, on the above noted, was before Council.

Councillor Adams advised the properties of 1425, 1434 and 1442 John Brackett Drive should be included with the civic addresses identified for the servicing.

MOVED by Councillor Adams, seconded by Councillor Walker, that Regional Council:

1. **Approve the Capital Budget for Herring Cove Water and Sewer Servicing in the amount of \$14,700,000 (gross) with the net residual amount (after funding from pre-approved capital budgets for Community Integration Funds within the Harbour Solutions Project, HRWC, Infrastructure Funding and other recoveries) funded from a Local Improvement Charge as defined in By-Law L-124.**
2. **Approve funding in the amount of \$540,000 from the Sewer Redevelopment Reserve (Q104) for the sewer oversizing component of this project.**
3. **Approve in principle, and begin the formal process for the adoption of By-Law Number L-124 respecting charges for Herring Cove Water and Sewer Servicing, attached to the staff report dated May 18, 2005.**
4. **Approve the allocation of \$300,000 from the Harbour Solutions Project, Community Integration Fund to be used for community trails at the future Wastewater Treatment Plant (WWT) site and for recreational uses at the Latter Pond area of Herring Cove, as per the recommendation of the Herring Cove Community Liaison Committee and consistent with the Policy for Expenditures from Community Integration Funds.**
5. **Approve \$4,500,000 from the Harbour Solutions Project, Community Integration Fund to be used for the design and construction of water and sewer services in the Community of Herring Cove, as per the recommendation**

of the Herring Cove Community Liaison Committee and consistent with the Policy for Expenditures from Community Integration Funds.

Councillor Adams noted private roads are not included in this and requested staff consider looking at the private road issue separate from this particular process.

Without a vote being taken on the motion on the floor, the following motion was placed.

MOVED by Councillor Adams, seconded by Councillor Mosher, that Regional Council forward a letter to both Ministers Godfrey and Barnett to ask for additional support for the community of Herring Cove to make this project more affordable. MOTION PUT AND PASSED.

Council agreed to hear from Mr. Bruce Cook, Finance Chair, Herring Cove Liaison Committee, who advised all surveys were hand delivered and although there is support for the water and sewer, there is also some concern regarding associated costs.

Councillor Uteck requested a staff information report with information going back to 1998 as to why there were no options presented to residents of Point Pleasant Drive. Mr. McLellan advised a staff report would be provided.

MAIN MOTION PUT AND PASSED UNANIMOUSLY.

10.1.7 Harbour Solutions Project - Sewage Collection System Contract, Amendment #6

- A staff report dated May 17, 2005, on the above noted, was before Council.

MOVED by Councillor Younger, seconded by Councillor Wile, that Halifax Regional Council:

- 1. Approve Amendment #6 to the Halifax Harbour Solutions Infrastructure Development Agreement with Dexter Construction Company Limited to include the addition of the Salter and Duke Streets Drainage Area Sewage Separation Project, which comprises sewer and water main replacements, with funding available from capital project CSE00500 - Combined Sewer Overflow Prevention per the Budget Implications section of the report dated May 17, 2005.**
- 2. Authorize the execution by the Mayor and Municipal Clerk of Amendment #6 (substantially in the form of Appendix A of the staff report dated May 17, 2005)**

to the Infrastructure Development Agreement.

MOTION PUT AND PASSED

10.1.8 Case 00788 - Amendments to the Eastern Passage/Cow Bay Municipal Planning Strategy and Land Use By-Law

- A staff report dated May 13, 2005, on the above noted, was before Council.

MOVED by Councillor Kent, seconded by Councillor Sloane, that Halifax Regional Council:

- 1. Initiate the process to amend the Municipal Planning Strategy and Land Use By-Law for Eastern Passage/Cow Bay to remove the requirement for direct vehicular access to Shore Road for sites in Fisherman's Cove and to modify the list of permitted uses of the location, and,**
- 2. Request staff to follow the public participation program as approved by Council in February, 1997.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.9 Increase in Contract for Claims Management Services

- A staff report dated May 19, 2005, on the above noted, was before Council.

MOVED by Councillor Karsten, seconded by Councillor Sloane, that Regional Council authorize an increase in the contract with Crawford Adjusters Canada, for an amount not to exceed \$237,472.70 including net HST, for additional project and claims management services required in connection with Hurricane Juan and the 2004 blizzard claims under the Disaster Financial Assistance Program with funding as per the Budget Implications section of the May 19, 2005 staff report. MOTION PUT AND PASSED UNANIMOUSLY.

10.1.10 All Channel Alerting - Letter of Support

- A staff report dated May 18, 2005, on the above noted, was before Council.

MOVED by Councillor Streach, seconded by Councillor Fougere, that Regional Council send a letter of support to the Canadian Radio-Television and

Telecommunications Commission (CRTC) supporting the application from Pelmorex Communications Inc. for the development and implementation of an ALL CHANNEL ALERTING system.

Councillor Streach noted there are many residents of HRM that do not have cable nor satellite and placed the following amendment.

MOVED by Councillor Streach, seconded by Councillor Younger, that a letter be sent to the CRTC encouraging them to look at broadcast signals. MOTION PUT AND PASSED UNANIMOUSLY.

The motion as amended now reads:

MOVED by Councillor Streach, seconded by Councillor Fougere, that Regional Council:

- 1. Send a letter of support to the Canadian Radio-television and Telecommunications Commission (CRTC) supporting the application from Pelmorex Communications Inc. for the development and implementation of an ALL CHANNEL ALERTING system.**
- 2. Send a letter to the CRTC encouraging them to look at broadcast signals.**

MOTION PUT AND PASSED UNANIMOUSLY.

10.1.11 Agreement for Highway 118 Interchange

- A staff report dated may 17, 2005, on the above noted, was before Council.

MOVED by Councillor Smith, seconded by Councillor McInroy, that His Worship the Mayor and the Municipal Clerk be authorized, by resolution of Regional Council, to sign on behalf of Halifax Regional Municipality, the Construction Agreement for the construction of the proposed Highway 118 interchange to access the former Countryview lands.

Ken Reashor, Manager, Traffic and Right of Way Services, provided clarification on a number of concerns posed by members of Council.

In response to Councillor Karsten, Ms. Dale McLennan, Director of Finance advised she would provide the Councillor with the tax deed transfer tax information regarding this property.

Councillor Hendsbee expressed concern with the increased cost and the amount of lighting that was proposed.

Mr. Reashor advised Option C is what is being designed and what the cost estimates are based on, noting Option C is what the public had seen at the open houses and what Council approved in January. He advised Option B shows the amount of land required.

MOTION PUT AND PASSED.

10.1.12 Administrative Order #33, Respecting Open Air Burning - Communities of Bayside, Brookside and Lower Prospect

- A staff report dated May 18, 2005, on the above noted, was before Council.

MOVED by Councillor Meade, seconded by Councillor Walker, that Council approve First Reading for the adoption of the Amendment to Administrative Order No. 33, Section 2 - to include the following communities in which a burning permit is not required, providing all requirements that are outlined in Section 13 of the By-Law O-103 are met: Bayside, Brookside and Lower Prospect. MOTION PUT AND PASSED UNANIMOUSLY.

10.1.13 First Reading By-Law O-108, Amendment to By-Law O-103, Respecting Open Air Burning

- A staff report dated May 18, 2005, on the above noted, was before Council.

MOVED by Councillor Hendsbee, seconded by Councillor Snow, that:

- 1. Council approve First Reading to amend the Open Air Burning By-Law O-103 Section 3, Subsection (b) Section (1) pertaining to the application of the By-law to permit the issuance of municipal burning permits during the provincial fire season at the discretion of the local fire chiefs when safe climate conditions warrant it to do so.**

MOTION PUT AND PASSED

MOVED by Councillor Hendsbee, seconded by Councillor Walker that part 2 of the motion be referred to the composite chiefs and rural management committees for their input. Part 2 of the motion reads:

“Council not approve an amendment to Open Air Burning By-Law O-103 to allow for more local municipal involvement and control over the issuance of provincial burning permits, until more information is obtained on HRM’s ability to have control over the issuance of Department of Natural Resources permits.”

MOTION PUT AND PASSED.

10.2 TAXI AND LIMOUSINE COMMITTEE

10.2.1 Advertising on Taxis

- A report dated May 10, 2005 from the Taxi and Limousine Committee, on the above noted, was before Council.

MOVED by Councillor Mosher, seconded by Councillor Sloane, that Halifax Regional Council not pursue advertising on rooflights. MOTION PUT AND PASSED

Those voting **in favour** of the motion were: Councillors Streach, Snow, McInroy, Younger, Karsten, Sloane, Uteck, Fougere, Walker, Hum, Mosher, Johns and Meade.

Those voting **against** the motion were: Mayor Kelly, Deputy Mayor Goucher and Councillors: Hendsbee, McCluskey, Kent, Smith, Wile, Murphy, Adams, Harvey and Rankin.

11. MOTIONS

11.1 Councillor Younger - Amendment to By-Law N-200 Respecting Noise

MOVED by Councillor Younger, seconded by Councillor Karsten, that Halifax Regional Council approve an amendment to By-Law N-200 Respecting Noise by adding the following section to Schedule A, Part 2:

“(14) the maintenance or other repair of commercial vehicles outdoors, or in a building which is not fully enclosed in such a way as to prevent the escape of noise, shall be prohibited as per the hours listed under Item C of the Prohibited Times section of this by-law, if said operation is within 250 feet of a residential property”

MOTION PUT AND PASSED UNANIMOUSLY.

12. ADDED ITEMS

12.1 Councillor Rankin - Request to have information item #3 re: Resource Recovery Fund Board (RRFB) - Environment Depot Handling Fee Increase

MOVED by Councillor Rankin, seconded by Councillor Meade, that:

- 1. A letter be forwarded to the Minister of Environment and Labour, the Honourable Kerry Morash, requesting he immediately undertake a review of the membership of the RRFB Board, for the purpose of enhancing municipal representation to a minimum of 50%, to the level that recognizes and is appropriate to the level of commitment by all fifty-five (55) municipalities, as mandated by the Province, and**
- 2. This change of the membership of the RRFB Board be completed in advance of the June Annual General Meeting, thereby ensuring an appropriate level of municipal representation on the RRFB Board for the coming year.**

MOTION PUT AND PASSED.

12.2 Underground Utilities Feasibility Study

- This matter was discussed at a Committee of the Whole session held prior to the regular session and was now before Council for ratification.**

MOVED by Councillor Mosher, seconded by Councillor Adams, that Halifax Regional Municipality:

- 1. Develop a Joint Trench Agreement in cooperation with the utilities.**
- 2. Pending adoption of a Joint Trench Agreement, prepare recommendations regarding the type of developments which should have underground services as well as the type of services to be placed underground.**
- 3. Develop a plan to extend the existing pole-free zone giving priority to the Capital District, pending negotiation of cost sharing agreements, and delineation of responsibilities amongst utilities and HRM.**
- 4. Give priority to investigating direct home secondary installs.**

MOTION PUT AND PASSED UNANIMOUSLY.

12.3 Personnel Matter - Settlement

- This matter was discussed at an In Camera session held prior to the regular session and was now before Council for ratification.

MOVED by Deputy Mayor Goucher, seconded by Councillor Snow that Halifax Regional Council

- 1. Approve the proposed agreement of settlement as set out in the Private and Confidential staff report dated May 24, 2005 and authorize HRM's solicitors (McInnes Cooper) to formally conclude an agreement with the Employee's solicitor, the terms of which the Employee will be required to keep confidential.**
- 2. Not release the Private and Confidential staff report dated May 24, 2005 to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

12.4 Property Matter - North Preston Treatment Plant

- This matter was discussed at an In Camera session held prior to the regular session and was now before Council for ratification.

MOVED by Councillor Hendsbee, seconded by Councillor Uteck, that Halifax Regional Council:

- 1. Approve the Resolution attached to the May 16, 2005 Private and Confidential staff report, pursuant to the provisions of the Expropriation Act and Municipal Government Act, for the expropriation of approximately 4.6 acres, being a portion of Parcel 1 (PID 40280737) Winder Lake, Old Lookout Hill Road, North Preston for the purpose of expanding and upgrading the North Preston Sewage Treatment Plant to meet current and future demands and to comply with environmental regulations.**
- 2. Approve a settlement, as outlined in the Budget Implications section of the May 16, 2005 Private and Confidential staff report, with Mr. Ivan Willis, based on the appraisal by Turner Drake and Partners on behalf of HRM, with funding of this amount plus related administrative and professional fees from Capital Account**

CSU00146 (North Preston Sewage Treatment Plant Expansion).

3. **Not release the May 15, 2005 Private and Confidential staff report to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

12.5 Personnel Matter - Membership Selection Committee

- This matter was discussed at an In Camera session held prior to the regular session and was now before Council for ratification.

MOVED by Councillor Streach, seconded by Deputy Mayor Goucher that Council:

1. **Approve the appointment of Leanne Strathdee to the Bedford Days Executive Committee to fill an unexpired term to November, 2005.**
2. **Approve the appointment of Betty Thomas to the Cultural Advisory Committee.**
3. **Release the May 24, 2005 Private and Confidential report from the Membership Selection Committee to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

12.6 Contractual Matter - Supplementary Funding -HRSB

- This matter was discussed at an In Camera session held prior to the regular session and was now before Council for ratification.

MOVED by Councillor Uteck, seconded by Councillor Karsten, that Regional Council request the Halifax Regional School Board to present to the next Committee of the Whole meeting the changes to their approved budget particularly as they relate to increased funding for teachers, principals and vice-principals and reduced funding to fine arts programs, supplies and school funds.

13. NOTICES OF MOTION

13.1 Councillor Adams

TAKE NOTICE that, at the next regular meeting of Halifax Regional Council to be held on Tuesday, the 14th day of June, I propose to move First Reading of By-Law L-124, the purpose of which is to set local improvement charges for Herring Cove Water and Sewer Servicing.

13.2 Councillor Mosher

TAKE NOTICE that, at the next regular meeting of Halifax Regional Council to be held on Tuesday, the 14th day of June, I propose to move First Reading of By-Law L-123, the purpose of which is to set local improvement charges for Armshore Drive Sewer Servicing.

14. ADJOURNMENT

The meeting was adjourned at 9:46 p.m.

Sherryl Murphy
Acting Municipal Clerk

The following information items were circulated to Council:

1. Proclamation - Child Care Awareness Days - June 2005
2. Proclamation - Welcome Wagon 75th Anniversary - June 6, 2005
3. Memorandum from Director, Environmental Management Services dated May 17, 2005 re: Resource Recovery Fund Board (RRFB) - Environment Depot Handling Fee Increase
4. Memorandum from Director, Environmental Management Services dated May 17, 2005 re: Corporate Environment Initiatives Group Annual Update
5. Memorandum from Director, Environmental Management Services dated May 17, 2005 re: HSP Quarterly Report (**deleted**)
6. Memorandum from Acting Director, Environmental Management Services dated May 11, 2005 re: Ecological (Solar Aquatics TM type) Wastewater Treatment
7. Memorandum from Acting Director, Real Property & Asset Management dated May 12, 2005 re: Playground Compliance Program
8. Memorandum from Director, Planning & Development dated May 16, 2005 re: Permits for Placing Concrete
9. Memorandum from Director, Planning & Development dated May 17, 2005 re: Noise & Nuisance Complaints, 198 Waverley Road, Dartmouth
10. Memorandum from Director, Environmental Management Services dated May 5, 2005 re: Advertising on Taxis
11. Memorandum from Chief, Police Services dated May 11, 2005 re: Speeding Concerns - Devonshire Avenue
12. Memorandum from Director, Transportation and Public Works dated May 17, 2005 re: 2011 Canada Winter Games Bid -Phase 3
13. Memorandum from Director, Governance and Strategic Initiatives dated May 19, 2005 re: Regional Planning Workshops
14. Memorandum from the Municipal Clerk, dated May 20, 2005 re: Requests for Presentations to Council - Neptune Theatre, Poverty in Action, Life Sciences Research Institute