

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL
MINUTES
July 3, 2007

PRESENT:

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

STAFF:

Mr. Wayne Anstey, Acting Chief Administrative Officer
Ms. Mary Ellen Donovan, Municipal Solicitor
Ms. Jan Gibson, Municipal Clerk
Ms. Julia Horncastle, Legislative Assistant

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1. INVOCATION

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

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillor Sloane thanked those who participated in the celebration of the unveiling of the new monument at the North Branch Library on Gottingen Street.

Councillor Hendsbee advised that the Lake Echo Fiesta Days and parade will be held on Saturday, July 7th.

Councillor Martin introduced the "Bedford Blues" volunteer group.

Councillor Mosher advised road work will commence on July 9th and residents and commuters were advised that the St. Margaret's Bay Road will be down to one lane for the remainder of the summer.

Councillor Younger presented the Jeux de l'Acadie flag to the Municipality.

Councillor Adams advised he had attended the JL Ilsley High School graduation as well as the Spryfield Residents Association picnic. He advised that a public information meeting will be held at the Captain William Spry Centre on Thursday at 7:00 p.m. to deal with the B. C. Silver property.

Councillor Murphy advised District 11 will be holding the Lantern Festival on July 19th.

Councillor Snow advised the opening of the Beaver Bank/Kinsac Skate Park will take place on July 7th at 1:00 p.m.

Councillor Kent thanked those who contributed to and participated in the Canada Day events. She noted a fundraising dance will be held on July 7th in support of the local policing office in Eastern Passage/Cow Bay.

Councillor Johns thanked those who participated in Sackville Patriot Days.

Councillor Sloane advised the Skate Park opening has been rescheduled to July 5th. She advised Jazz Fest will be taking place from July 13 to 17 and the Pride parade will be taking place on July 21st.

Councillor Smith advised the Farrell Benevolent Society will be holding their annual meeting on Sunday, July 8th at 7:00 p.m. at Farrell Hall.

Councillor Streach advised that there will be a recruitment drive/family day picnic hosted by the HRM Fire Services on Saturday, July 7th at noon.

Councillor McCluskey advised three of the tall ships will be berthing at the Dartmouth waterfront.

3. APPROVAL OF MINUTES - June 19, 2007

MOVED by Councillor Sloane, seconded by Councillor Snow, that the minutes of June 19, 2007 be approved. MOTION PUT AND PASSED UNANIMOUSLY.

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

Additions

- 13.1 Legal Matter - Settlement of Claim
- 13.2 Personnel Matter - Citizen and Councillor Appointments to Boards, Committees and Commissions
- 13.3 Graffiti Management Plan and Draft Graffiti By-Law

At the request of Councillor Mosher, Council agreed to address item 13.3 immediately following item 8.

MOVED by Councillor Sloane, seconded by Councillor Snow, that the Order of Business, as amended, be approved. MOTION PUT AND PASSED UNANIMOUSLY.

5. BUSINESS ARISING OUT OF THE MINUTES - NONE

6. MOTIONS OF RECONSIDERATION - NONE

7. MOTIONS OF RESCISSION - NONE

8. CONSIDERATION OF DEFERRED BUSINESS - NONE

13.3 Graffiti Management Plan and Draft Graffiti By-Law

- This item was addressed at an earlier Committee of the Whole session and was now before Council for ratification.

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

1. **Amend the attached draft by-Law of the revised June 14, 2007 staff report by removing:**
 - Sections 2 (ii) - 2 (vi) (Definitions);**
 - Section 10 (Supplying to Minors), and**
 - Section 11 (Placement of Signage).**

Further, Council approve in principle the revised draft By-Law in accordance with Administrative Order Number 32 Respecting the Procedures for Developing By-Laws as it pertains to the draft Graffiti By-Law. Further, that Council request correspondence be directed to the Province to request appropriate changes to the Municipal Government Act to allow the Graffiti By-Law to cover the sale of articles. Further, that Council direct a letter to the Federal government requesting consideration of the possession of graffiti implements being included as a section of the Criminal Code.

2. **The Graffiti Management plan be amended by the elimination of reference to the “No Tolerance” Zones definition.**

MOTION PUT AND PASSED.

9. **PUBLIC HEARINGS**

9.1 **By-Law N-200, Respecting Noise - Exemption Application - Royal Nova Scotia Yacht Squadron**

- A report dated June 13, 2007, on the above noted, was before Council.

Staff Sgt. Robin McNeil presented the report to Council.

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

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

MOVED by Councillor Mosher, seconded by Councillor McCluskey, that Regional Council approve the Royal Nova Scotia Yacht Squadron’s application (attached as Appendix A to the June 13, 2007 staff report) for an exemption from the provisions of By-Law N-200, Respecting Noise pursuant to the contents of the staff report and any matters at the hearing. MOTION PUT AND PASSED UNANIMOUSLY.

9.2 **By-Law L-125, An Amendment to By-Law L-100, Respecting Charges for**

Local Improvements - Municipal Service Extension to Lively Subdivision

- A supplementary report dated June 12, 2007, on the above noted was before Council.
- A report dated May 29, 2007, on the above noted, was before Council.

Mr. Jamie Hannam, Chief Engineer, Halifax Regional Water Commission, presented the report to Council.

Councillor Johns noted correspondence had been received from Mr. Bill MacDonald, Lively Road and presented correspondence from Mr. Gordon Given, Sackville Drive as well as a petition containing 47 signatures

In response to Councillor Fougere, Mr. Hannam confirmed that there would be an asphalt bike lane for the entire length of the project.

Mayor Kelly called for those wishing to speak in favour of or in opposition to the proposed By-Law.

Ms. Susan Morris, Middle Sackville, spoke in support of the project

Mr. Ronald Morris, Middle Sackville, speaking in support of the project stated \$112.00 per foot is an appropriate amount to charge.

Mr. Alan White, Middle Sackville, stated he supported the project although he did not feel the residents should be paying the cost as they did not ask for the service.

Mayor Kelly called three times for any additional speakers. Hearing none, the following motion was placed.

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

MOVED by Councillor Johns, seconded by Councillor Harvey, that Regional Council approve By-Law L-125 Respecting Charges for the Municipal Services Extension to the Lively Subdivision. MOTION PUT AND PASSED UNANIMOUSLY.

9.3 By-Law S-900, Respecting the Establishment of Controlled Access Streets for Streets Within the Halifax Regional Municipality

- A supplementary staff report, dated June 28, 2007, on the above noted, was before Council.

- A report dated May 9, 2007, on the above noted, was before Council.

Mr. Ken Reashor, Manager, Traffic and Right of Way, presented the report to Council.

Mayor Kelly called three times for anyone 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 Younger, seconded by Councillor Karsten, that the public hearing close. MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Councillor Meade, seconded by Councillor Karsten, that Regional Council approve By-Law S-900, Respecting the Establishment of Controlled Access Streets for Streets within the Halifax Regional Municipality. MOTION PUT AND PASSED UNANIMOUSLY.

9.4 Case 00989 - Amendments to the Regional Municipal Planning Strategy and Subdivision By-Law

- A supplementary report dated June 22, 2007, on the above noted, was before Council.
- A report dated June 12, 2007, on the above noted, was before Council.

Ms. Maureen Ryan, Planner, presented the report to Council.

In response to questions of Council, the following clarifications were made:

- An "Area of Land" date will be established and once a land owner subdivides a property and creates the first three lots, they would have altered the "Area of Land" date and therefore not entitled to any further amendment,
- There is no way of indicating whether a lot was subdivided to give to a family member or for another reason as the regulation is applied equally across the board regardless of circumstance if the requirements are met,
- The revenue from this would average \$460,000 per year,
- The 10% is of the assessed value of the land proposed to be subdivided,
- This only looks at the as of right subdivision approval process and what is required to be dedicated under subdivision approvals,
- 75% of the parkland revenue was collected in the agricultural, rural resource and rural commuter designations from the period between 2003 to 2006,
- How the money collected is spent is not regulated,
- The amendments will have no effect on the development agreement process.

Council recessed at 8:10 p.m.

Council reconvened at 8:25 p.m.

Mayor Kelly called for those wishing to speak either in favour of or in opposition to the amendments.

Mr. Terry Casavechia, addressed Council stating:

- Under the new By-Law rules, it is more difficult for non developers to subdivide,
- He is not in favour of the 5% tax being doubled to ten percent after the first three lots,
- The profit loss factor would be 10 to 15% without the parkland tax factored in,
- HRM should scrap the this tax and go to public parks with everyone paying,
- HRM should roll back the original 5%,
- Affordable housing starts with affordable land,
- Taxes should not be collected until land is sold,
- This is a double tax,
- Council should reconsider this tax.

Ms. Adrienne Abbott, East Chezzetcook, addressed Council stating:

- Council should reconsider this issue as it pits urban, rural and suburban constituents against each other,
- Something is lost in rural communities when someone tries to give a piece of land to a family member,
- There needs to be timely notification of this tax and not to be told after your application is in progress,
- Council should take into account the rural reality of this municipality.

Mr. Clifford Hines, Carroll's Corner, addressed Council stating:

- Council should take a look at the difference between rural, suburban and urban areas,
- Rural areas are being taxed for things that have nothing to do with them,
- Money being raised in the rural areas is not coming back to these areas,
- Rural areas should be exempt,
- Council should take a hard look at the rural areas.

Ms. Mary Hines, Carroll's Corner, addressed Council stating she was shocked when she applied for a subdivision and was told she owed a thousand dollars.

Mr. Jody Isenor, Carroll's Corner, addressed Council stating:

- The new provincial Land Registration Act makes a distinction between a family gift of property and one that is not,
- Gifted lots from direct family are exempt from necessary migrations in the new land title system,
- The parkland fee must be paid up front,
- Subdivision approval is only granted after the fee is paid,
- Lots are not created until after the money is paid.

Mr. Danny Muir, Old Guysborough Road, stated that having to pay the fee first can cause a hardship as many people are selling a piece of land in order to make money.

A representative of the Ecology Action Centre addressed Council stating:

- They are requesting Regional Council turn down this amendment as it is too broad and sweeping,
- The original proposal sought an exemption for the Eastern Shore, Musquodoboit Valley and forested land,
- They can't support this if it applies to all HRM,
- They are requesting the proposal be rejected and Council try to find a way to deal with the original problem of how to be fair and reasonable to the residents in the rural areas.

Mr. Paul Henneck, Onslow, stated the reduction in cost is a good thing.

Ms. Roberta Rudnicki, Lawrencetown, questioned what would happen in an instance where a piece of property is jointly owned and the owners wished to subdivide in order that each would have a piece of land.

Ms. Janet Kane, Waverley stated she supported the reduction in the tax. She noted there should be a difference for someone who wants to divide a piece of property to give land to a family member and someone who is doing it for profit.

Mayor Kelly called three times for any additional speakers. Hearing none, the following motion was placed.

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

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

1. **Regional Council approve amendment to the Regional MPS and Subdivision By-Law to reduce the park dedication requirement from 10% to 5% for three lots or less within the Halifax Regional Municipality.**
2. **Adopt the amendments to the Regional MPS and Subdivision By-Law as provided in the amended Attachments 1 and 2 which would be to include the words "within Halifax Regional Municipality" and excludes reference to all other designations.**
3. **Effective date of area of land being in existence June 16, 2007.**

Councillor Hendsbee stated this might be seen as a fair and reasonable compromise and if there is to be a rule then it apply equally across all HRM without exemptions or exceptions given to the rural areas.

Councillor Younger expressed concern for those instances where a piece of land is divided for a family member or as a gift. He noted that the large developers are not included in this five or ten percent as this applies to small subdivisions.

In response to Councillor Hum as to the impact this would have on the Birch Cove Lake/Blue Mountain Regional Park, staff advised the Urban Settlement designation of the Regional Plan puts in place that there would have to be a large master plan in that area before any development could take place which would have to come back to Council as a development agreement. It was noted the parkland dedication in such an instance may not necessarily be monetary.

Councillor Streach stated that people in the farming community are being unfairly treated by this tax and placed the following motion.

MOVED by Councillor Streach, seconded by Councillor Snow, that as well as the 10 - 5%, HRM exempt the Parkland Dedication requirements for three (3) lots or less for subdivision development within the rural resource designation (Eastern Shore East), agricultural communities defined by the catchment area of the Musquodoboit Rural High School. MOTION DEFEATED.

MOVED by Councillor Karsten, seconded by Councillor Snow, that Council continue beyond 10:00 p.m. MOTION PUT AND PASSED.

Councillor Wile stated there is a difference between rural and urban which has to be taken into consideration and the fee should be paid when the land is sold.

MOVED by Councillor Wile, seconded by Councillor Streach, that the motion now be put. MOTION PUT AND PASSED.

A recorded vote on the main motion was requested.

MOTION PUT AND PASSED (12 in favour, 10 against)

Those voting in favour were Mayor Kelly and Councillors Streach, Snow, Hendsbee, McInroy, McCluskey, Younger, Karsten, Kent, Murphy, Walker and Adams.

Those voting against were Deputy Mayor Uteck and Councillors Smith, Wile, Sloane, Fougere, Hum, Johns, Harvey, Rankin and Meade.

Councillors Mosher and Martin were not present for the vote.

10. CORRESPONDENCE, PETITIONS AND DELEGATIONS

10.1 Correspondence - None

10.2 Petitions

Councillor Harvey served a petition on behalf of the residents of Balsam Circle requesting the paving and installation of new concrete curbing on the street.

Councillor Adams served a petition on behalf of the residents in support of Mishoo's Corner Store, Herring Cove having the right to rebuild as per the Land Use By-law requirements.

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Tender 07-062 - Biennial Refit, Halifax III Ferry

Due to time constraints, Council agreed the Chief Administrative Officer would approve as per the Interim Award Policy.

11.1.2 Tender 07-152 - Metro Transit Renovation - Phase II, 200 Ilsley Avenue

Due to time constraints, Council agreed the Chief Administrative Officer would approve as per the Interim Award Policy.

11.1.3 Tender 07-226 - Paving Renewal and Resurfacing, Chain Lake Drive - West Region

Due to time constraints, Council agreed the Chief Administrative Officer would approve as per the Interim Award Policy.

11.1.4 Tender 07-255 - Street Reconstruction and Sewer and Water Main Replacement, Nightingale Drive - West Region

Due to time constraints, Council agreed the Chief Administrative Officer would approve as per the Interim Award Policy.

11.1.5 Tender 07-256 - Paving Renewal and New Sidewalk, Smokey Drive - Central Region

- A report dated June 15, 2007, on the above noted was before Council.

MOVED by Councillor Johns, seconded by Councillor Kent, that Council:

1. **Approve the recovery of Local Improvement Charges for the new concrete sidewalk on Smokey Drive - Central Region by an area rate for a portion of District 19;**
2. **Award Tender No. 07-256, Paving Renewal and New Sidewalk, Smokey Drive - Central Region to Ocean Contractors Limited for material and services listed at the unit prices quoted for a Total Tender Price of \$422,507.46 (net HST included) with funding from Capital Account No. CYU00784 - Paving Renewal Program and Capital Account No. CJU00785 - New Sidewalks, as outlined in the Budget Implications section of the June 15, 2007 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.6 Tender 07-257 - New Sidewalk, Lucasville Road - Central Region

- A report dated June 15, 2007, on the above noted, was before Council.

MOVED by Councillor Johns, seconded by Councillor McCluskey, that Council:

1. **Approve the recovery of Local Improvement Charges for the new concrete sidewalk and new concrete curb and gutter on Lucasville Road - Central Region by an area rate for a portion of District 19;**
2. **Award Tender No. 07-257, New Sidewalk, Lucasville Road - Central Region to Dexter Construction Company Limited for a Total Tender Price of \$101,877.56 (net HST included) with funding from Capital Account No. CJU00785 - New Sidewalks, as outlined in the Budget Implications section of the June 15, 2007 report.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.7 Tender 07-354 - Roach's Pond Pumping Station/Forcemain Replacement

Due to time constraints, Council agreed the Chief Administrative Officer would approve

as per the Interim Award Policy.

11.1.8 Tender 07-237 - Fairview Overpass Combined Sewer Rehabilitation - West Region

- A report dated July 3, 2007, on the above noted, was before Council.

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

- 1. Authorize staff to close, or reduce the balances in, the projects listed in Attachment 1 of the July 3, 2007 staff report,**
- 2. Approve an increase in the gross budget for Capital Account No. CSU00116 in the amount of \$1,406,175, funded from the closure, or reduction in the balance of, the projects listed in Attachment 1 of the July 3, 2007 staff report.**
- 3. Award Tender No. 07-237, Fairview Overpass Combined Sewer Rehabilitation - West Region to J.R. Eisener Contracting Ltd. for material and services listed at the unit prices quoted for a Total Tender Price of \$2,043,550.18 (net HST included) with funding from Capital Account No. CSU00116 - Fairview Overpass Combined Sewer Rehabilitation, as outlined in the Budget Implications section of this report, subject to the resolution of easement and access issues as outlined in the Discussion section of the July 3, 2007 staff report;**
- 4. Approve the appointment of O'Halloran Campbell Consultants Limited for contract administration and construction inspection services for an estimated fee of \$50,000 including net HST from Capital Account No. CSU00116 - Fairview Overpass Combined Sewer Rehabilitation, as outlined in the Budget Implications section of this report, subject to the resolution of easement and access issues as outlined in the Discussion section of the July 3, 2007 staff report.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.9 Tender 07-080 - Lake Safety Patrol and Lifeguard Services

Due to time constraints, Council agreed the Chief Administrative Officer would approve as per the Interim Award Policy.

11.1.10 Request for Proposal 07-047 - Cellular and Blackberry Services

Due to time constraints, Council agreed the Chief Administrative Officer would approve as per the Interim Award Policy.

11.1.11 Case 00971 - Municipal Planning Strategy and Land Use By-Law Amendments for the Halkirk (Keiths Brewery) Lands, Lower Water and Bishop Streets, Halifax

- A report dated June 12, 2007, on the above noted, was before Council.

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

- 1. Authorize staff to initiate a process to consider amending the Halifax Municipal Planning Strategy and Halifax Peninsula Land Use By-law to include the southern portion of the "Keith's Brewery" lands, bounded by Lower Water, Bishop, Hollis and Salter Streets, within the Central Business District and CBD Sub-Area of the Halifax Waterfront Development Area and to enter into a development agreement for a mixed-use development; and**
- 2. Instruct that the Municipal Planning Strategy amendment process include a public participation program in accordance with the Public Participation Resolution adopted by Halifax Regional Council on February 25, 1997.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.12 Proposed Amendment to Administrative Order 37 - New Mobile Canteen Motor Vehicle Site - Argyle Street

- A report dated June 5, 2007, on the above noted, was before Council.

**MOVED by Councillor Sloane, seconded by Councillor Wile, that Halifax Regional Council amend Administrative Order Number 37 to add a new mobile canteen site on Argyle Street as specified in Attachment "A" of the June 5, 2007 staff report.
MOTION PUT AND PASSED UNANIMOUSLY.**

11.1.13 First Reading Proposed By-Law L-126, An Amendment to By-Law L-100, Respecting Charges for Local Improvements - Spider Lake Water Services Extension

- A report dated June 25, 2007, on the above noted was before Council.

MOVED by Councillor Younger, seconded by Councillor Snow, that Regional

Council:

1. **Approve the Capital Budget for Spider Lake Water Service Extension in the amount of \$674,030 gross, including net HST, with the net residual amount (after HRWC funding) funded from a Local Improvement Charge (LIC),**
2. **Approve in principle and begin the formal adoption process for, the adoption of By-Law L-126 respecting charges for the Spider Lake Water Services Extension, attached to the staff report as Attachment 1,**
3. **Subject to the approval of By-Law L-126, authorize the Halifax Regional Water Commission (HRWC) to be the contracting agency for the installation of the necessary water infrastructure within the Spider Lake project area including required engineering construction management services and material testing,**
4. **Have legal and planning staff review alternative 2.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.14 First Reading Proposed By-Law N-300, Respecting Nuisances

- A report dated June 27, 2007, on the above noted, was before Council.

MOVED by Councillor Younger, seconded by Councillor Karsten, that Regional Council:

1. **Give first reading to Part 1 - Nuisance on Streets and Part 2 - Shopping Carts of By-L-300, Respecting Nuisances (Appendix A to the June 27, 2007 staff report),**
2. **Upon adoption of the By-Law, approve an amendment to Administrative Order 15, Respecting License, Permit and Process fees (Appendix B to the June 27, 2007 staff report),**
3. **Upon adoption of the By-Law, authorize staff to submit a request to the Province to include penalties levied under the By-Law in the Summary Offence Proceedings Act.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.2 NORTH WEST COMMUNITY COUNCIL

11.2.1 Case 01034 - Regional Subdivision By-Law Amendments for Bedford West Business Campus

- A report dated June 22, 2007, on the above noted, was before Council.

MOVED by Councillor Johns, seconded by Councillor Harvey, that Regional Council give first reading and schedule a public hearing to consider amendments to the Regional Subdivision By-Law presented in the revised Attachment "A" of the June 8, 2007 staff report. MOTION PUT AND PASSED UNANIMOUSLY.

12. MOTIONS

12.1 Councillor Sloane - To separate the Committee of the Whole and Regional Council to two separate days (Monday and Tuesday) consecutively.

MOVED by Councillor Sloane, seconded by Councillor Younger, that Council separate Committee of the Whole and Regional Council to two separate days (Monday and Tuesday) consecutively starting in September. MOTION DEFEATED.

12.2 Councillor Walker - Impact of the Assessment Cap at CPI on HRM

MOVED by Councillor Walker, seconded by Deputy Mayor Uteck, that a report to Council and presentation on the impact of the Assessment Cap at CPI on HRM be approved. Recently the Assessment Board established that residents would be eligible for the CAP without an application process. In light of this, and the completion of a report on the Assessment CAP for the UNSM by Deloitte and Touche, it would be timely for HRM Council to request UNSM to attend Council with HRM staff to provide an overview of the Assessment Cap impact before HRM embarks on developing the 2008/09 budget. MOTION PUT AND PASSED UNANIMOUSLY.

13. ADDED ITEMS

13.1 Legal Matter - Settlement of Claim

- The following item was addressed at an earlier In Camera session and was now before Council for ratification.

MOVED by Councillor Karsten, seconded by Councillor Walker, that Halifax Regional Council:

1. **Settle this claim brought by the Plaintiff in the amount of \$32,000.00 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 accident of November 7, 2001;**
2. **Not release the June 27, 2007 Private and Confidential report to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

13.2 Personnel Matter - Citizen and Councillor Appointments to Boards, Committees and Commissions

- The following item was addressed at an earlier In Camera session and was now before Council for ratification.

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

1. **Approve the citizen and Councillor appointments to Boards, Committees and Commissions as outlined in Attachment 1 of the June 29, 2007 Private and Confidential staff report.**
2. **Not release the June 29, 2007 Private and Confidential staff report to the public with the exception of the list of appointees to the respective Boards, Committees and Commissions.**

MOTION PUT AND PASSED UNANIMOUSLY.

13.3 Graffiti Management Plan and Draft Graffiti By-law

This item was addressed earlier in the meeting. (See page 5)

14. NOTICES OF MOTION

Councillor McCluskey

Take notice that at the Regional Council meeting to be held on August 7, 2007, I propose to introduce, as a Policy pursuant to Section 315 of the Municipal Government Act, Administrative Order SC-45. The purpose of which is to effect closure of a portion of Bartlin Road, Dartmouth, Nova Scotia.

15. ADJOURNMENT

The meeting was adjourned at 10:35 p.m.

Jan Gibson
Municipal Clerk

The following information items were circulated to Council.

1. Proclamation - Halifax Highland Games and Scottish Festival Day - July 7, 2007
2. Proclamation - National Drowning Prevention Day - July 28, 2007
3. Memorandum from Intergovernmental & Corporate Affairs Advisor dated June 27, 2007 re: Municipal Rural Infrastructure Fund Prioritization Process
4. Memorandum from Director, Traffic Authority dated June 15, 2007 re: Councillor Murphy - North Barrington Street
5. Memorandum from Director, Transportation and Public Works dated June 25, 2007 re: Options to Extend Transit Service to Timberlea and Timber Trails
6. Memorandum from Director, Transportation and Public Works dated June 28, 2007 re: 2006 / 2007 Winter Works - Season End
7. Memorandum from Acting Director, Finance dated June 26, 2007 re: Tax Reform - May 2007 Consultations
8. Memorandum from Acting Director, Finance dated June 29, 2007 re: Fourth Quarter 2006 / 2007 Financial Report
9. Memorandum from Director, Community Development and Acting Director, Finance dated June 22, 2007 re: Financial Performance HRMs' Major Facilities
10. Memorandum from Director, Legal Services dated June 26, 2007 re: London (City) v. RSJ Holdings Inc.
11. Memorandum from the Municipal Clerk dated June 29, 2007 re: Requests for Presentation to Council - None