

# HALIFAX REGIONAL MUNICIPALITY

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## HALIFAX REGIONAL COUNCIL MINUTES April 6, 2010

### REVISED

PRESENT: Mayor Peter Kelly  
Deputy Mayor Brad Johns  
Councillors: Steve Streach  
Barry Dalrymple  
David Hendsbee  
Lorelei Nicoll  
Gloria McCluskey  
Darren Fisher  
Bill Karsten  
Jackie Barkhouse  
Jim Smith  
Mary Wile  
Jerry Blumenthal  
Dawn Sloane  
Sue Uteck  
Jennifer Watts  
Russell Walker  
Debbie Hum  
Linda Mosher  
Stephen D. Adams  
Robert Harvey  
Tim Outhit  
Reg Rankin  
Peter Lund

REGRETS: None

STAFF: Mr. Dan English, Chief Administrative Officer  
Ms. Mary Ellen Donovan, Municipal Solicitor  
Ms. Sherryl Murphy, Acting Municipal Clerk  
Ms. Krista Tidgwell, Legislative Assistant

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## **1. INVOCATION**

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

## **2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillor McCluskey advised that she represented Mayor Kelly at the SEDMHA International Minor Hockey Tournament opening. She congratulated the Committee for their hard work and noted that there were 260 teams, as well, HRM's logo was on all of SEDMHA's advertising.

Councillor Barkhouse announced that on April 10<sup>th</sup> and 11<sup>th</sup> from 10 a.m. to 4 p.m. there will be a spring hobby show and sale at the Shearwater Aviation Museum with all proceeds going to the Museum. She listed the items being displayed and noted that the general admission is \$3 per person and \$10 per family.

Councillor Harvey congratulated Owen Davis, Al Hollingsworth and the crew of Sackville Community Radio 106.9 FM. The special events station launched on April 3<sup>rd</sup>.

Councillor Mosher reminded Regatta Point property owners of the April 7<sup>th</sup> meeting. She further noted that on April 8<sup>th</sup> there will be a meeting at the Captain William Spry Centre at 8 p.m. regarding Case 15976, to amend the Development Agreement for Rockcliffe Village.

Councillor Lund announced that on April 10<sup>th</sup> at 6 p.m. the Emmanuel Baptist Church is hosting a Rise in Love for Haiti Benefit Concert. A variety of entertainment was noted. Admission is \$20 per person and tickets can be purchased at the Church. All proceeds will be forwarded to the Cup of Cold Water project to assist in rebuilding an orphanage in Haiti. He encouraged all to attend.

Councillor Watts noted there will be a Public Information Meeting on April 7<sup>th</sup> at the Bloomfield Centre regarding a Windsor Street rezoning application. There will be a meeting at the Saint Mary's Boat Club on April 14<sup>th</sup> regarding European Fire Ants. Members of the Museum of Natural History will be present to speak on this issue and she encouraged concerned residents to attend. She further noted that Scrabble for the grandmothers of Africa will be held on April 11<sup>th</sup> at 2 p.m. at the All Saint Cathedral, all are welcome to attend.

Councillor Dalrymple advised that there will be an open public meeting at the Ashley Jefferson School on April 12<sup>th</sup> at 7 p.m. The meeting is in regard to the Fall River Sobey's planned expansion. He noted that as of April 5<sup>th</sup>, HRM is accepting applications to form the new Fall River Recreation Centre Volunteer Board. There are nine positions available and applications can be submitted online or dropped off at the

Fall River Recreation Centre.

Councillor Karsten acknowledged that April 9<sup>th</sup> is Councillor Hendsbee birthday and wished him a happy birthday.

Councillor Hendsbee indicated that April 8<sup>th</sup> will be the grand opening of the East Preston Recreation Centre fitness room. He noted that the Rushwood Elementary School will be hosting an auction on April 10<sup>th</sup> at Big Leagues, Cole Harbour from 2 p.m. to 5 p.m.

Councillor Fisher invited the public to attend the Halifax Regional Trails Association's annual general meeting on April 12<sup>th</sup>. There will be a brief Meet and Greet at 4:30 p.m. followed by a short hike through Shubie Park.

Councillor Sloane advised that on April 16<sup>th</sup> at 9 a.m., the Royal Bank of Canada will be hosting the RBC Amazing Challenge for AIDS in Grand Parade. There will be 16 challenges throughout downtown Halifax. She noted that she will be participating in the challenge and listed the other members on her team.

Councillor Smith announced that there will be a Public Information Meeting on April 7<sup>th</sup> at 7 p.m. in the Helen Creighton Room of the Alderney Library regarding a proposal to consider group homes by Development Agreement in R2 zones. There will be a Public Information Meeting on April 12<sup>th</sup> at 7 p.m. at the Northbrook Community Centre, to discuss a proposal to permit a six unit multi-residential building located off Windmill Road.

Councillor Blumenthal advised that the Province is hosting a volunteer luncheon on April 12<sup>th</sup> at the Westin Hotel to honour volunteers within Nova Scotia. There will be a meeting for the dog walkers of Seaview Park on April 12<sup>th</sup> at 7 p.m. at the Saint Margaret of Scotland Anglican Church, all are invited to attend. He further noted that the Maritime Museum of the Atlantic will be celebrating Holocaust Memorial Day on April 11<sup>th</sup> at 7:30 p.m.

### **3. APPROVAL OF MINUTES - March 23, 2010**

Councillor McCluskey noted that on page 4 the name Malardo should be "Valardo".

**MOVED by Councillor Wile, seconded by Councillor Blumenthal, that the minutes of March 23, 2010, be approved, as amended. MOTION PUT AND PASSED.**

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

Additions:

12.1 Councillor McCluskey - Request for Staff Report re: Staffing BPIM

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

**5. BUSINESS ARISING OUT OF THE MINUTES - NONE**

**6. MOTIONS OF RECONSIDERATION - NONE**

**7. MOTIONS OF RESCISSION - NONE**

**8. CONSIDERATION OF DEFERRED BUSINESS - March 23, 2010**

**8.1 Walk 21 - International Charter for Walking  
(i) Active Transportation Advisory Committee Report  
(ii) Supplementary Information Report**

The following documents were before Council:

- Correspondence from Menna MacIassac, CEO of the Heart and Stroke Foundation of Nova Scotia, dated March 26, 2010.
- A report from the Active Transportation Advisory Committee dated March 30, 2010.
- A supplementary report dated March 31, 2010.

**MOVED by Councillor Mosher, seconded by Councillor Uteck, that Halifax Regional Council approve in principle the Walk 21 initiative and tailor the objectives to mention the uniqueness of the HRM Trail System in HRM.**

Councillors thanked staff and those involved for their efforts and hard work.

**MOTION PUT AND PASSED.**

**9. CORRESPONDENCE, PETITIONS & DELEGATIONS - None**

**9.1 Correspondence - None**

**9.2 Petitions**

**9.2.1 Councillor Watts**

Councillor Watts submitted a petition containing 132 signatures requesting that Halifax

Regional Council not provide public funds or lands for the new convention centre to a private developer which may impact the view of the centre harbour and George's Island from the roadway on Citadel Hill.

### **9.2.2 Councillor Hendsbee**

Councillor Hendsbee submitted a petition containing 549 signatures requesting that Halifax Regional Council reject the application submitted by Mountain View Mobile Home Park Limited, Case No. 01278 on the basis that:

- As no official environmental impact study has been conducted, it has not been determined whether this development is environmentally sound or sustainable.
- Due to the proposed substantial increase in ratio of mobile homes to single family residences, it may negatively affect home values in the Community.
- The proposed limit in age of occupancy of the units to 50+ years, therefore nominally making the number of occupants per unit to two, has been stated by HRM planning staff as not legally enforceable.
- The number of mobile home units proposed by the developer has increased from 200 to 300+ between the two public information meetings, indicating that the proposed number of units, once amendments and/or rezoning is undertaken, may be further increased.

Councillor Hendsbee raised concern regarding an email dated April 1, 2010 submitted by Michel Gaudreu and requested that legal staff review the contents of the email and advise accordingly.

### **9.2.3 Councillor Barkhouse**

Councillor Barkhouse submitted a petition containing 40 signatures requesting that Halifax Regional Council not open Howard Avenue as a thoroughfare.

## **10. REPORTS**

### **10.1 CHIEF ADMINISTRATIVE OFFICER**

#### **10.1.1 Tender 10-202 - Pavement Resurfacing and Watermain Replacement, Windmill Road and Pavement Resurfacing Alderney Drive - East Region**

- A staff report dated March 18, 2010 was before Council.

**MOVED by Councillor McCluskey, seconded by Councillor Sloane, that Halifax Regional Council:**

- 1. Approve a budget increase of \$132,704.00 (net HST included) to Capital Account No.CZU01082- Resurfacing Program and \$20,169.00 (net HST included) to Capital Account No. CYU01076-Curb Renewals, funded through cost sharing with Halifax Water, as outlined in the Budget Implications section of the March 18, 2010 staff report; and**
- 2. Award Tender No. 10-202 Pavement Resurfacing and Watermain Replacement, Windmill Road and Pavement Resurfacing, Alderney Drive - East Region to Dexter Construction Company Limited for a Total Tender Price of \$594,220.29 (net HST included) with funding from Capital Account Nos. CZU01082- Resurfacing Program, CKU01084 - Sidewalk Renewals and CYU01076 - Curb Renewals as outlined in the Budget Implications section of the March 18, 2010 staff report.**

Council entered into discussion, with staff responding to questions.

**MOTION PUT AND PASSED.**

**10.1.2 Case 15953 - Utility Uses - All Plan Areas**

- A staff report dated March 12, 2010 was before Council.

**MOVED by Councillor Streach, seconded by Councillor Walker, that Halifax Regional Council:**

- 1. Initiate the process to consider amending the Regional Municipal Planning Strategy, all Secondary Municipal Planning Strategies and all Land Use By-laws to clarify HRM's land use policies and regulations in relation to utility uses; and**
- 2. Direct staff to hold a Public Meeting regarding this issue in each of the three administrative regions of HRM.**

In response to questions raised by Councillor McCluskey, Joseph Driscoll, Senior Planner, Community Development, advised that the work at Alderney is permitted; however, the sale of the energy off the site is not permitted. He indicated that staff would like to clarify HRM's position with regard to utilities. Staff are of the opinion that necessary upgrades to critical infrastructure are not best served through discretionary planning approval processes; therefore, staff is recommending that these be dealt with through one process.



Councillor Fisher asked if this review is strictly to deal with excess heating possibilities. Mr. Driscoll advised that the issue with the geothermal utilities is the sale of the energy. The use of energy on the site would not be an issue; however, HRM is dealing with the commercial use (the sale of energy to other property owners), which is not permitted in the zone.

**MOTION PUT AND PASSED.**

**10.1.3 Case 15787 - Amendments to Dartmouth Municipal Planning Strategy and Russell Lake West Development Agreement, Dartmouth**

- A staff report dated March 16, 2010 was before Council.

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

- 1. Initiate the process to consider amending the Dartmouth Municipal Planning Strategy (MPS) to allow changes to the existing development agreement for Russell Lake West in regard to the dwelling types and street layout within Blocks H, J, F and G; and**
- 2. Direct staff to follow the public participation program approved by Council in February 1997.**

Council entered into discussion with staff responding to questions. Mr. Driscoll noted that there will be a public meeting, as well as, a joint public hearing between Harbour East Community Council and Regional Council. A recommendation will be forwarded to Council from Harbour East Community Council.

**MOTION PUT AND PASSED.**

**10.1.4 Proposed Funding Agreement for the Citadel Theatre, Halifax**

- A staff report dated March 4, 2010 was before Council.

**MOVED by Councillor Sloane, seconded by Councillor Outhit, that Halifax Regional Council approve the draft funding agreement, Attachment 1 of the March 4, 2010 staff report, between HRM, the Halifax Regional School Board, and the Citadel Theatre Society to facilitate disbursement of the \$500,000 capital grant for the purpose of interior fit-up of the Citadel Theatre.**

Following a brief discussion, during which staff responded to questions, the **MOTION** was **PUT AND PASSED.**

## 10.2 MEMBERS OF COUNCIL

### 10.2.1 Deputy Mayor Johns - Request to add March 30, 2010 Information Item to the Agenda - Zebra Crosswalk Markings

- An information report dated March 12, 2010 was before Council.

Deputy Mayor Johns advised that his questions have been addressed by staff.

Councillor Karsten indicated that he has not had an opportunity to speak to staff on this item. He commented that he had no recollection of any requests to bring this matter back to Council.

Ken Reashor, Acting Director/Traffic Authority, Transportation and Public Works, advised that the Clerks Office had included this matter on the Council agenda due to a motion of Council as provided to them.

Councillor Karsten advised his understanding was that Council had approved this matter in April of 2009.

Following a brief discussion it was, **MOVED by Councillor Karsten, seconded by Councillor Fisher, that Halifax Regional Council move the Information Report dated March 12, 2010 to budgetary discussions.**

During the ensuing discussion the following requests were made:

Councillor Mosher requested that staff provide the safety data for marked crosswalks.

Councillor Smith requested that staff identify the standards for the various crosswalk markings throughout HRM.

## MOTION PUT AND PASSED.

### 11. MOTIONS - NONE

### 12. ADDED ITEMS

#### 12.1 Councillor McCluskey - Request for Staff Report re: Staffing Business Planning and Information Management (BPIM)

Councillor McCluskey raised concern regarding a memo from staff stating that additional staffing would be added to HRM's Business Planning and Information Management department.

**MOVED by Councillor McCluskey, seconded by Councillor Karsten, that the Chief Administrative Officer provide a report to the members of Council clarifying the intent with regard to hiring additional staff in BPIM.**

Dan English, Chief Administrative Officer, advised that the Senior Management Team has not approved any additional staffing for BPIM. He commented that effective March 26, 2010 HRM has a hiring freeze until Council approves the budget. He commented that until he has reviewed the documentation, he could not comment further on this matter.

**MOTION PUT AND PASSED.**

### **13. NOTICES OF MOTION**

#### **13.1 Councillor Lund**

Councillor Lund gave Notice of Motion that at the next regular Regional Council meeting, to be held on Tuesday, the 13<sup>th</sup> day of April, 2010, he proposes to move First Reading of an amendment to Administrative Order #16, the purpose of which is to provide for an increase in fees for disposal of commercial materials received at HRM's waste resource management facilities, effective June 1, 2010.

### **14. ADJOURNMENT**

The meeting adjourned at 6:58 p.m.

Cathy Mellett  
Acting Municipal Clerk

**INFORMATION ITEMS**  
**April 6, 2010**

1. Memorandum from Director, Infrastructure & Asset Management dated March 23, 2010 re: Coastal Management and Climate Change Adaption
2. Memorandum from the Acting Clerk Manager dated April 1, 2010 re: Request for Presentation to Council - None