

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL MINUTES

July 6, 2010

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
Dawn M. Sloane
Sue Uteck
Jennifer Watts
Russell Walker
Debbie Hum
Stephen D. Adams
Robert P. Harvey
Tim Outhit
Reg Rankin
Peter Lund

REGRETS:

Councillors: Jerry Blumenthal
Linda Mosher

STAFF:

Mr. Wayne Anstey, Acting Chief Administrative Officer
Ms. Karen Brown, Acting Municipal Solicitor
Ms. Cathy Mellett, Municipal Clerk
Ms. Sheilagh Edmonds, Legislative Assistant

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1. INVOCATION

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

At the request of Deputy Mayor Johns, **Council agreed** to move up item 9.3.1 Presentation - City of Hakodate - Mayor Masanori Nishio to be heard at this time

At 6:02 p.m. Councillors Barkhouse and McCluskey entered the meeting.

9.3 Presentations

9.3.1 City of Hakodate - Mayor Masanori Nishio

Mayor Masanori Nishio addressed Council through an interpreter. He expressed his appreciation for the welcome he and his delegation have received on this visit, noting that it has been six years since his last trip to Halifax. The Mayor noted that the twinning ties between Halifax and Hakodate go back 28 years and have been highlighted with exchange visits. He advised that the delegation on this trip was made up of representatives from universities, economic circles, and citizens. In closing, Mayor Nasanori Nishio indicated he would continue his efforts to build on the friendship the two cities have developed, and he thanked Council for its support and advised that he hoped for continued support in strengthening the ties in the future. The Mayor then presented Mayor Kelly with a framed photograph of the HRM Christmas tree which is presented to Hakodate each December as a symbol of friendship.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillor Uteck advised of the annual Quinpool Cruise taking place on the weekend of July 17 and 18; and added that on July 19, the Green Zone will be held which will illustrate the best of green transportation.

Councillor Rankin announced a barbeque chicken and strawberry shortcake supper at the Trinity United Church in Timberlea.

Councillor Lund acknowledged the volunteers of Fun Days which was held at Westwood Hills, White Hills, and Allen Heights on July 1 and July 3. He also expressed appreciation to the volunteers of Upper Hammonds Plains Road for organizing a parade on July 1 which included members of the Fire Department and RCMP. In addition, Councillor Lund announced the following upcoming events in his district:

- the Unicorn Theatre Barbeque on July 17 - Ogden Trust Building in Hubbards
- the Unicorn Theatre CD release on July 21- Bay Community Centre
- the Unicorn Theatre Gala on July 24 - Community Centre
- Annual Tuna Flat races - July 24 at the former fishplant building in Hubbards

Councillor Watts announced a Public Information Meeting July 7 at Bloomfield Centre regarding a development proposal for the corner of Almon and Gladstone Streets; and the Lebanese Festival held on July 10 and 11 at the Olympic Centre on Hunter Street.

Councillor McCluskey advised that July 7 at the Findlay Centre a public meeting will be held in regard to the Dartmouth View Planes; and on July 7 at the Alderney Library, Helen Creighton Room, the Trails of Halifax official book launch will take place and will be followed by a trail walk.

Councillor Streach advised of the following upcoming events in his district:

- grand opening of the Mark's and Willie's Lounge on July 17- Head Jeddore
- Mastodon Days Festival - Carroll's Corner, beginning July 17
- Musquodoboit Harbour Lions Fair - July 21 to July 24

Councillor Dalrymple thanked the volunteers and committees for the successful Beaver Bank Canada Days, the Lakeview Homeowner's Flag Raising ceremonies, and Fall River's first Canal Days. He also thanked the volunteers and sponsors for putting on a very successful event entitled, 'Putting on a Grand Day at Grand Lake' which was a fundraiser for the Cobequid Health Foundation and raised over \$66,000.

Deputy Mayor Johns advised that, unfortunately, due to other Council business this was the first year he and Councillor Harvey were unable to host the first Tea at the Fultz House Museum and he apologized to the residents of Districts 19 and 20 who came out to the Tea expecting to visit with them. Deputy Mayor Johns thanked the volunteers from the Sackville Community Development Association for organizing and running Sackville Patriot Days over the past week. In particular he offered congratulations to Mr. Gordon Morgan, the past Chair of the Committee who recently stepped down after 13 years of service. He announced that July 8 North West Community Council will be holding its monthly community council meeting at the Wallas Lucas Community Centre.

Councillor Hendsbee advised of the following upcoming events in his district:

- St. David's Strawberry Supper - July 8 - Lake Echo
- Lake Echo Fiesta Days, beginning on July 9 with a Merchandise Bingo at the Community Centre; a parade on July 10 and Community Centre Family activities; Cash Bingo and Fireworks on July 11.
- St. Barnabas Church Hot Turkey Supper - July 31 - Head Chezzetcook .

Councillor Sloane expressed her appreciation to all those volunteers and participants who were involved in Canada Day activities; she thanked the countries that participated in the recent Fleet Review; and the participants and volunteers involved with Membertou 400, and the organizers of the Queen Elizabeth II Halifax Visit; and

participants and volunteers of the Multi-cultural Festival. Councillor Sloane advised that this year's Pride Parade will be held on July 24

Councillor Karsten announced a special Household Hazardous Waste Depot will be held at MicMac Mall on July 17.

Councillor Barkhouse advised of an Afternoon Tea on July 14 at the Cow Bay Hall.

Councillor Adams advised that on June 26, he and Councillor Mosher, along with a group of residents planted a flower bed at the end of North West Arm Drive. Councillor Adams also acknowledged Rick Grant, former Ward 7 Alderman for the City of Halifax, sitting in the public gallery this evening.

Councillor Hum announced a public Information meeting on July 15, Keshen Goodman Library concerning Case 16104 and 16106 - an application regarding the last of Bedford West Holdings/Halifax Water and Nova Scotia Transportation and Infrastructure Renewal to amend the boundaries of Sub area 5 and 9 of Bedford West and 9 and 10. Councillor Hum also announced that on July 10 the Sydney Stephen High School Reunion will be held at the Cunard Centre for those who graduated between the years of 1960-72.

Councillor Fisher extended an invitation to everyone to attend the 61st Maritime Fiddle Festival from July 8 - 12 in Dartmouth.

Councillor Rankin acknowledged Mr. Bruce Holland, sitting in the public gallery, advising that he was a Councillor with the former Halifax County and, subsequently served as Provincial MLA for Timberlea Prospect.

Councillor Outhit thanked the volunteers and HRM staff that were involved in Bedford Days and, in particular, he expressed appreciation to Deborah Taylor for her 8 years of service on the Committee, four of which were as Chair. He also thanked the sponsors of the fireworks display for Bedford Days. Councillor Outhit expressed appreciation to those residents who helped with the Councillors Community Cleanup.

Councillor Nicoll announced that in conjunction with the book launch at Alderney Landing this Wednesday, author Michael Haines will be leading a hike on the Salt Marsh Trail in Cole Harbour on July 10.

Deputy Mayor Johns congratulated Zach Barkhouse, noting that he was the son of Councillor Barkhouse, on producing the documentary entitled, *The Mint State*, and advised that it will be shown in the Park Lane Theatre soon.

Councillor Hendsbee announced St. Anslem's 80th Annual Picnic will be held July 9 to the 11 in West Chezzetcook.

Councillor Hendsbee noted that former Halifax Alderman, Randy Dewell passed away recently and he asked that Council recognize his service with a moment of silence.

Mayor Kelly asked Council to rise and a moment of silence was held in recognition of Randy Dewell, a former Alderman with the City of Halifax.

3. APPROVAL OF MINUTES

Councillor Nicoll referred to the June 8, 2010 minutes and requested a minor amendment. She referred to page 18, para. 2 and stated that in her question to Peter Bigelow she had noted a dollar figure, and she indicated she would like this included in her remarks.

MOVED by Councillor McCluskey, seconded by Councillor Sloane that the minutes of June 8, 2010, as amended, and June 15, 2010 be approved. MOTION PUT AND PASSED.

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

Additions:

- 12.1 Councillor Rankin - Request to add Information Item #12, Pinedale Park Subdivision Water Utility.
- 12.2 Contractual Matter - HRM Desktop Software
- 12.3 Contractual Matter - Rogers Cable Communications Limited Encroachment Agreement
- 12.4 Contractual Matter - MTS Allstream Encroachment Agreement
- 12.5 Capital Ideas - Leveraging Urban Investment for Regional Prosperity
- 12.6 Capital Ideas - Leveraging Urban Investment for Regional Prosperity
- 12.7 Councillor Rankin - Transit Drivers Resolution

Deletion:

- 11.1. Motion - Councillor Karsten

MOVED by Councillor Sloane, seconded by Councillor McCluskey that the agenda, as amended, be approved. 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 - NONE

9. CORRESPONDENCE, PETITIONS & DELEGATIONS:

9.1 Correspondence

9.2 Petitions:

9.2.1 Councillor Adams

Councillor Adams served a petition from the Spryfield and District Business Commission with 2639 signatures opposing the elimination of a traffic lane on Herring Cove Road.

9.2.2 Councillor Nicoll

Councillor Nicoll served a petition from residents of Cole Harbour containing 247 signatures opposing Nova Scotia Power's Cole Harbour-Eastern Passage Transmission Project if an alternate route cannot be found and recommending the wires be installed underground.

9.2.3 Councillor Watts

Councillor Watts served a petition from the Halifax Cycling Coalition regarding the Cross Town Connector Proposal with 1,418 signatures supporting the installation of an active transportation corridor in the form of a bike lane that connects South End Halifax to the North End and (eventually) Bedford and, supporting the planning and implementation of the corridor by the end of year 2011.

9.2.4 Councillor Watts

Councillor Watts served a petition with 49 signatures supporting the installation of two bike lanes on Herring Cove Road, between Old Sambro Road and Hartlen Avenue.

9.3 Presentations

9.3.1 City of Hakodate - Mayor Masanori Nishio

Council dealt with this item earlier in the meeting. See page 3.

**9.3.2 Halifax International Airport Authority
(I) Tom Ruth, President and CEO
(ii) Michael Healy, Vice President - Infrastructure and Technology**

Mr. Tom Ruth, President and CEO, Halifax International Airport Authority, and Mr. Michael Healy, Vice President, Infrastructure and Technology, Halifax International Airport Authority provided an update to Council on the recent activities at the Halifax Stanfield International Airport, and reviewed their latest economic impact study results, their financial situation and the report on their latest global recognition for customer service. As well, they reviewed their capital activities under the HIAA and HRM development grant agreement and this year's capital projects. Highlights of their remarks are:

- C Last year the forecast was for a drop in passenger numbers; however, the drop was only 4.5 percent below their record year of 2008; and in 2010 they are tracking 2.4 percent above 2009
- C Airport activity generated over \$14 million in retail sales tax for HRM
- C The airport provides 12,575 jobs in Nova Scotia, directly and indirectly; and has a wage and salary impact of \$456 million
- C Despite global challenges, the airport posted a surplus in 2009, and this was invested back into the airport
- C Capital expenditures in 2009 totalled \$38.9 million; HRM provided a Development Grant of \$1.48 million
- C The 2010 capital program expenditures are \$29 million and this will mostly be used to finish the projects started in 2009

Mr. Ruth and Mr. Healy responded to questions and Mayor Kelly thanked them for their presentation.

10. REPORTS

10.1 CHIEF ADMINISTRATIVE OFFICER

10.1.1 Herring Cove Bike Lanes

(i) Active Transportation Committee Report

(ii) Tender 10-209 - Pavement Resurfacing - Herring Cove Road (Old Sambro Road to Arthur Street) - West Region

- C A report dated June 24, 2010 was submitted from the Chair of the Active Transportation Advisory Committee.
- C A staff report dated June 21, 2010 was submitted.

Written submissions were received from the following:

Bev Mahon (Recreation Nova Scotia), Menna MacIsaac (Heart and Stroke Foundation of Nova Scotia), Paul Rudden, Peter Rogers, Clive MacGregor, Janet Conrad, Susan and Andrew Ross, Dawn Kellett, Natalie Chavarie, Marie-Claude Gregoire, Christine Krochak, Conor Hancey, Peter Dwyer, Edson Castilho, Janet Barlow, Aaron Smith, Bruce MarcWhirter, Al Barbour, Lis Van Berkel, Andrew King, Matt Margison, Madeleine Matheson, Patricia Manuel, Rochelle Owen, Kathy Watts, Brennan Vogel, Martha R. Leary (two different submissions), Alex McLellan, Nancy Covington, Avery Bain, Ian McGrath, Patricia Leader, Trish McCourt, Ken Munro, Daniel Girard, Emily Rideout, Lindy Weilgart, Hal Whitehead, Debbie Davis, Bill Campbell, Phillip Girard, Rich Peckham, Sheila Zurbrigg, Gabe Girard, Meinhard Doelle, Bob Book (Chebucto West Community Health Board), Janet Shotwell, Tarah Wright, Lauralee Sim, Laurie MacNeil, Ken Smith and Heather Mills, Margo Kerr, Judy Anderson, Anita Opalka, Helen, Hilary Marentette, Ken Smith, Shane Hawkins, Maura McHugh, Layton Dorey, Chris Oakley, Justin Huston, Jenny Gammon, Katherine Kitching, Marta Ciechonska, Ben Sichel, Fran Dunn, Laura Merdsoy, Kathleen Singleton, Darrell Davis, Stella Lord, Jeanne Manning Stright, Sara Aikens, Sonja Bathia, Bonnie Sue McFarland, Kathleen

Shipp, Maura Nolan, Colleen Purcell, Coleen Nolan, Diana Dibblee, John and Carly Traves, Silas Magee, Paula Costello, Jack Smith, Elizabeth Peirce, Bill Lord, Dan Doherty, Jane and Steve Hart, Tara Ibrahim, Janet Beatie, Phyllis Hayden, Liliane and Jim Flinn, Dave Hickey, Dominic Gniewek (Spryfield & District Business Commission), Heather Whitehead (Spryfield Walking Club), Mark Pineo, Jim MacLean, Murray Coolican, Morris Givner (two different submissions), Sheila Stevenson, Art Ormiston, Louise Hanavan, Sara F.L. Kirk, Richard Grant, Judy Read Guernsey, Nick Jupp, Dave Watts (two different submissions), Nancy Wooden (Spryfield Residents' Association), Bruce Cooke, Darlene Croscup, Cec Caines, Alice Morgan, Sara Lipson, Lawrence Plug, Kaarin Tae, Richard L. Evans, David Sampson, Lara Green, Steven Bedard and Lauralee Sim (Halifax Cycling Coalition), Jen Powley (Ecology Action Centre), Rachel Deloughery, Tim Roberts, Scott MacPhee (Nova Scotia Bikeways Coalition), Jennifer McGowan, Rob Chambers.

MOVED by Councillor Adams, seconded by Councillor Karsten:

- 1. That Halifax Regional Council award Tender No. 10-209, Pavement Resurfacing - Herring Cove Road (Old Sambro Road to Arthur Street) - West Region to Dexter Construction Company Limited for a Total Tender Price of \$1,173,217.50 (net HST included), with funding from Project No.CZU01082 - Resurfacing, and from Project No.CDV00734 - Hubs & Corridors, as outlined in the Budget Implications section of the June 21, 2010 staff report**
- 2. Reinstate the existing pavement markings.**

Councillor Adams advised that he wanted to clarify first that he, the members of his community and business community do not oppose bike lanes, but are opposed to reducing the traffic lanes on Herring Cove Road from five lanes to three lanes. He suggested that the letters submitted to Council in favour of the bike lanes are from individuals who do not live in Spryfield. In support of his view, Councillor Adams quoted references from the Regional Plan, correspondence from staff, sections of the Municipal Planning Strategy, and the Streetscape Plan, all of which he advised support maintaining four lanes, and not reduced traffic capacity.

Councillor Adams also addressed the staff report and advised that the studies quoted are not reflective of this situation because they deal with streets that were reduced to three lanes from four, whereas, in this situation the Herring Cove Road would be reduced to four lanes from five. He reviewed the types of businesses that are located along Herring Cove Road and indicated that slowed traffic and increased bicyclists would not help these types of businesses.

Councillor Watts advised that she would not support the motion adding that this is a great opportunity for HRM to move forward in the vision to become a sustainable community and falls within many planning documents which recommend the inclusion of bike lanes. She referred to a recent article in *Business Week* which suggested that cities were leading the way in the fight to reduce carbon input. Councillor Watts

advised that it was Council's role to take the initiative to make the hard decisions which will make a difference in environmental sustainability. She pointed out that the bike lane will not cost HRM money to install, and it will become part of the solution to address traffic congestion in the long term, and will begin to build the network for infrastructure for cycling.

Mr. Ken Reashor, Acting Director, Transportation and Public Works, responded to questions, clarifying the following points:

- C the proposal will not narrow the road—the curbs are staying in place; the proposal is to move the lines to maintain traffic flow and improve pedestrian and bicycle safety.
- C the road is overbuilt for the traffic it currently has; when the traffic reaches capacity, there are two options—either bring back the lane or move the curbs
- C the medians are part of the streetscaping project and, either way, the medians will remain—the proposal is for concrete medians
- C staff can accommodate bike lanes with what is presently there; in terms of building bike lanes into the roadway, the cost would be significant

Council recessed at 8:11 p.m.

Council reconvened at 8:23 p.m.

MOVED by Councillor Walker, seconded by Councillor Wile that the question now be put.

Mayor Kelly advised that there has been a call for the question, and two-thirds majority is required to affirm the motion.

THE MOTION TO CALL FOR THE QUESTION WAS DEFEATED.

Council continued with it's discussion with Mr. Reashor responding to questions.

- C The width of a bike lane can vary depending on what is available; in this case, the way it is being configured, 2 metres is being provided
- C The difference between a wide curb lane and a bike lane is that a wide curb lane is typically only 4.5 metres; a full bike lane requires 5 metres in width—a 3.5 metre lane and a 1.5 metre bike lane
- C All of Herring Cove Road is identified as a bike lane with 2 kilometres further out on the Herring Cove Road already built; there are bike lanes in the Willams Lake Road area which connects to this location; as well, it connects to the bike lanes on Purcell's Cove Road and further phases are planned for Purcell's Cove Road which could take people from this area to the Round-about

In closing the debate, Councillor Adams pointed out that the bike lanes referenced by Mr. Reashor should not be considered as a true bike lane because it is only a metre wide. Councillor Adams indicated that he has spoken with two former Spryfield area Aldermen, Rick Grant and Nancy Wooden, who served in the 1970's and 1980's and were in support of keeping the road at four lanes. He added that during that time, land was expropriated from individuals to make this a four lane road. Councillor Adams submitted additional letters opposing the reduction in lanes. He emphasized that the proposal was not consistent with the streetscape study which was clear in stating that lanes should not be reduced. In conclusion Councillor Adams noted that 2600 people have signed a petition against the lane reduction, in contrast to 30 cyclists who use the road.

Mayor Kelly advised that a recorded vote would be taken and that the motion would be split and each item voted on separately.

MOVED by Councillor Adams, seconded by Councillor Karsten that Halifax Regional Council award Tender No. 10-209, Pavement Resurfacing - Herring Cove Road (Old Sambro Road to Arthur Street) - West Region to Dexter Construction Company Limited for a Total Tender Price of \$1,173,217.50 (net HST included), with funding from Project No. CZU01082 - Resurfacing, and from Project No. CDV00734 - Hubs & Corridors, as outlined in the Budget Implications section of the June 21, 2010 staff report. MOTION PUT AND PASSED

Those voting in favour: Mayor Peter Kelly, Deputy Mayor Brad Johns; and Councillors: Streach, Dalrymple, Hendsbee, Nicoll, McCluskey, Fisher, Karsten, Barkhouse, Smith, Wile, Sloane, Uteck, Watts, Walker, Hum, Adams, Harvey, Outhit, Rankin, and Lund.

Those voting against: None.

Those not in attendance: Councillors: Jerry Blumenthal and Linda Mosher.

MOVED by Councillor Adams, seconded by Councillor Karsten that staff reinstate the existing pavement markings. MOTION PUT AND PASSED.

Those voting in favour: Mayor Peter Kelly, Deputy Mayor Brad Johns; and Councillors: Adams, Dalrymple, Hum, Karsten, Lund, McCluskey, Rankin, Smith, Streach, Walker, and Wile.

Those voting against: Councillors: Barkhouse, Fisher, Harvey, Hendsbee, Nicoll, Outhit, Sloane, Uteck and Watts.

Those not in attendance: Councillors: Jerry Blumenthal and Linda Mosher.

10.1.2 Early Delivery of Transit Vehicles

C A staff report dated June 25, 2010 was submitted.

MOVED by Councillor Rankin, seconded by Councillor Wile Halifax Regional Council:

- 1. Approve an increase to the 2010-11 project budget in the amount of \$7,700,000 (net HST included), Project CVD00434 - \$4,000,000 and Project CVD00435 - \$3,700,000;**
- 2. Approve a reduction of the 2010-11 budget for Project Account CMX01123 - New Conventional Ferry from \$2,000,000 to \$300,000;**
- 3. Approve the \$7,700,000 be funded from Ferry Replacement Reserve (Q129) to cover the full cost of the vehicle purchase as per the Budget Implications section of the June 25, 2010 staff report.**

Mr. Eddie Robar, Transportation and Public Works; Ms. Cathie O'Toole, Director of Finance; Mr. Ken Reashor, Acting Director, Transportation and Public Works; and Mr. Wayne Anstey, Acting Chief Administrative Officer responded to questions.

In response to a question by Councillor McCluskey as to whether approval of this recommendation would delay the purchase of the new ferry for Woodside, Mr. Robar advised that it would not, explaining that the initiation of this project had \$2 million in this year's budget for funding, however, staff anticipate spending only \$300,000 of that amount this year to begin the project.

In response to a question by Councillor Uteck, Mr. Ken Reashor, Acting Director, Transportation and Public Works clarified that the buses were not already on order, adding that this was an opportunity, but Council does not have to purchase these buses in advance if it does not wish to, and there is no penalty.

In response to a question by Councillor Karsten, Mr. Robar advised that NovaBus provided some benefit to the pre-order of buses in that they will give a deferral of payment until 2011-12 but delivery of the vehicles would be in 2010-11. In response to a further question as to whether 10 or 15 buses will be delivered, Mr. Robar added that the amount currently discussed 2011/12 will be for 10 articulated vehicles, and not 15. He explained that with adjustments to the budget those other vehicles have been pushed out to the subsequent year.

Councillor Barkhouse expressed concern that the recommendation would impact on the ferry for Woodside and advised that she wanted assurance that this motion will not impact on the timeline of the delivery of the new ferry.

In response, Mr. Robar explained that staff have earmarked \$300,000 this year to begin the process which will involve issuing a tender for design in July for the Ferry; this will be evaluated and staff will then bring a recommendation to Council on an award of tender. In response to a further question from Councillor Barkhouse as to whether using these funds will slow down the process for the new ferry, Mr. Robar re-affirmed

that it would not, and that this year's only expenditure would be \$300,000 for issuing the tender on the design.

Mr. Anstey suggested to Councillor Barkhouse that if she wanted assurance that the funds for the ferry would not be lost, that she add to the motion directing staff to replace the \$1.7 million being borrowed this year in the 2011/ 12 budget.

MOVED by Councillor Barkhouse, seconded by Councillor Sloane that the motion be amended to include direction that staff replace the \$1.7 million (being borrowed from the reserve in this fiscal year) in the 2011/12 budget. MOTION PUT AND PASSED.

Staff responded to further questions.

The amended motion now reads:

1. **Approve an increase to the 2010-11 project budget in the amount of \$7,700,000 (net HST included), Project CVD00434 - \$4,000,000 and Project CVD00435 - \$3,700,000;**
2. **Approve a reduction of the 2010-11 budget for Project Account CMX01123 - New Conventional Ferry from \$2,000,000 to \$300,000;**
3. **Approve the \$7,700,000 be funded from Ferry Replacement Reserve (Q129) to cover the full cost of the vehicle purchase as per the Budget Implications section of the June 25, 2010 staff report.**
4. **Staff replace the \$1.7 million (being borrowed from the reserve in this fiscal year) in the 2011/12 budget.**

MOTION PUT AND PASSED.

10.1.3 5755 Sackville Street, Halifax - Proposed Change in Project Scope

- C A staff report dated June 25, 2010 was submitted.

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

1. **Approve initiating the process for de-registration of the municipally registered heritage property located at 5755 Sackville Street, Halifax, and waive the one-year moratorium on demolition;**
2. **Direct staff to notify ACOA that the approve RInC Program funding of \$300,000 will no longer be required for this project;**

3. **Cover expenses of the WAAC relating to this project as per the Budget Implications section of the June 25, 2010 staff report.**

Mr. Austin French, Manager, Planning Services responded to questions.

MOTION PUT AND PASSED.

10.1.4 Mount Hope Avenue Extension Funding

- C A staff report dated June 8, 2010 was submitted.

MOVED by Councillor Barkhouse, seconded by Councillor Nicoll that Regional Council:

1. **Approve an increase to Capital Account No. CTX01112, Mount Hope Avenue Extension, by \$564,255 by transferring \$114,255 from Capital Account CQU01223 - Access Road and Extension of Ragged Lake Boulevard and \$450,000 from Capital Account CTX01113 - Downtown Street Network Changes.**
2. **Approve an increase to Capital Account No. CTX01112, Mount Hope Avenue Extension by \$315,745 to reflect cost sharing in the amount of \$275,745 from Innovacorp and \$40,000 from Heritage Gas as outlined in the budget implications section of the June 8, 2010 staff report.**

Mr. Peter Duncan, Manager, Infrastructure Planning responded to questions.

MOTION PUT AND PASSED.

10.1.5 Proposed By-Law S-606, An Amendment to By-Law S-600, Respecting Solid Waste Resource Collection and Disposal

- C A staff report dated June 24, 2010 was submitted.

MOVED by Councillor Lund, seconded by Councillor Karsten that Regional Council approve in principle By-Law S-606, An Amendment to By-Law S-600, Respecting Solid Waste Collection and Disposal, Charges on Outstanding Accounts, as outlined in Appendix "A" of the June 24, 2010 staff report. MOTION PUT AND PASSED.

**10.1.6 Proposed Amendment to Administrative Order 20, respecting Fees for Cemetery Services
Motion - Councillor Harvey - Approve Admin. Order 20**

- C A staff report dated June 15, 2010 was submitted.

MOVED by Councillor Harvey, seconded by Councillor Sloane that Halifax Regional Council approve amendments to Administrative Order 20, Respecting Fees for Cemetery Services as set out in Appendix 1 of the staff report dated June 15, 2010 and omitting the old prices referenced in this appendix. MOTION PUT AND PASSED.

10.1.7 First Reading Proposed By-Law S-309, An Amendment to By-Law S-300, Respecting Streets, and Amendments to Administrative Order 15, Respecting License, Permit & Processing Fees Motion - Councillor Walker - Move First Reading

C A staff report dated June 7, 2010 was submitted.

MOVED by Councillor Walker, seconded by Councillor Nicoll that Regional Council give First Reading to By-Law S-309, an amendment to By-Law S-300, Respecting Streets and associated amendments to Administrative Order 15, Respecting License, Permit and Processing Fees, with the exception of a fee for block parties, as set out in Attachments "A" and "B" of the June 7, 2010 staff report. MOTION PUT AND PASSED.

10.1.8 First Reading Proposed By-Law S-430, An Amendment to By-Law S-400, Respecting Local Improvement Charges - 2009 Projects

C A staff report dated May 21, 2010 was submitted.

MOVED by Councillor Hendsbee, seconded by Councillor Streach that Regional Council give First Reading of By-Law S-430, An Amendment to By-Law S-400, Respecting Local Improvement Charges, New Paving Projects Outside the Core Area 2009, as outlined in the staff report of May 21, 2010. MOTION PUT AND PASSED.

10.1.9 Extension to Contract - Land-based Telephone Services

C A staff report dated June 4, 2010 was submitted.

MOVED by Councillor Streach, seconded by Councillor Nicoll that Halifax Regional Council:

- 1. Extend the current contract for land-based local telephone Services (CENTREX) with Bell Aliant for a period of two (2) years: and**
- 2. Extend the current contract for long-distance telephone services with Bell Aliant for a period of two (2) years as outlined in the Budget Implications section of the June 4, 2010.**

MOTION PUT AND PASSED.

10.2 HARBOUR EAST COMMUNITY COUNCIL

10.2.1 Letter to Province of Nova Scotia - Regulations for Tattoo Businesses

- C A report dated June 15, 2010 was submitted from the Chair of Harbour East Community Council.

MOVED by Councillor McCluskey, seconded by Councillor Nicoll that Regional Council request Mayor Kelly write a letter to the Province of Nova Scotia requesting the Province implement regulations for tattoo businesses. MOTION PUT AND PASSED.

10.3 PENINSULA COMMUNITY COUNCIL

10.3.1 Case 01356 - Municipal Planning Strategy and Development Agreement - 2579 Windsor Street, Halifax

- C A report dated June 15, 2010 was submitted from the Chair of Peninsula Community Council.

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

- 1. Give Notice of Motion to consider approval fo the proposed Development Agreement contained in Attachment C of the May 19, 2010 staff report, and schedule a joint public hearing with Regional Council.**
- 2. Give First Reading to the proposed amendments to the Halifax Municipal Planning Strategy and the Halifax Peninsula Land Use by-law, as provided in Attachment A and B of the May 19, 2010 staff report, and schedule a joint public hearing with Peninsula Community Council.**

MOTION PUT AND PASSED.

10.4 HERITAGE ADVISORY COMMITTEE

10.4.1 Heritage Incentives - Barrington Street Heritage District 2010-11

- C A report dated June 24, 2010 was submitted from the Chair of the Heritage Advisory Committee with an attached staff report dated June 7, 2010

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

- 1. Approve a grant of no more than \$100,000 and a tax credit of no more than \$376,625 for restoration, renovation and new construction on the former NFB building located at 1572 Barrington Street as described in this report and subject to recommendation #7.**
- 2. Approve a grant of no more than \$90,602 and a tax credit of no more than \$114,079 for restoration, renovation and new construction on the former Harrison (Sam the Record Man) building located 1652 Barrington Street as described in the June 7, 2010 staff report and subject to recommendation #7.**
- 3. Approve a grant of no more than \$9,398 and a tax credit of no more than \$130,338 for restoration, renovation and new construction on the former Canada permanent Trust (Sam the Record Man) building located at 1656 Barrington Street as described in the June 7, 2010 staff report and subject to recommendation #7.**
- 4. Approve a tax credit of no more than \$204,778 for restoration, renovation and new construction on the former Farquhar (Venus Pizza) building located at 1558 Barrington Street as described in the June 7, 2010 staff report and subject to recommendation #7.**
- 5. Approve a tax credit of no more than \$157,273 for restoration, renovation and new construction on the former Granite Brewery building located at 1662 Barrington Street as described in the June 7, 2010 staff report and subject to recommendation #7.**
- 6. Approve a tax credit of no more than \$25,493 for restoration and renovation of the former Nova Scotia Furnishings building located at 1668 Barrington Street as described in the June 7, 2010 staff report and subject to recommendation #7.**
- 7. Approve the grants and tax credits referenced in recommendations 1 - 6 above conditional upon, and payment to the respective applicant shall not be made until, the respective applicant has:**
 - a) completed the work set out in the respective application to the satisfaction of the municipality;**
 - b) provided receipts and invoices to support the total amount approved, and**
 - c) executed and registered at the Registry of Deeds/Land Registration Office an agreement that they will not apply to**

demolish, nor will they demolish, the respective property for 20 years from the date of the agreement.

- 8. Approve a tax credit of no more than \$4,585 for restoration and renovation of the former Brander Morris (Attica) building located at 1566 Barrington Street as described in the June 7, 2010 staff report.**
- 9. Approve a tax credit of no more than \$3,391 for restoration and renovation of the former G. M. Smith building located at 1717 Barrington Street as described in the June 7, 2010 staff report.**
- 10. Approve a tax credit of no more than \$1,524 for restoration and renovation of the former Tramway building 1598 Barrington Street as described in the June 7, 2010 staff report.**
- 11. Approve the transfer of any unused grant funds (at fiscal year end) from the 2010-11 Barrington Street Heritage Conservation District Incentives Program budget of \$200,000 (account C310-8004 Planning & Application - Grants) to the Cultural Development Reserve (account Q312) for expenditure in fiscal 2011-12, once the approved projects are completed.**

MOTION PUT AND PASSED.

10.4.2 Case 15815 - Amendments to the Downtown Halifax MPS and the Barrington Street Heritage Conservation District Plan and By-Law

- C A report dated June 24, 2010 was submitted from the Chair of the Heritage Advisory Committee with an attached staff report dated June 8, 2010.**
- C Submissions on this matter were received from: Tony Edwards, Judy Haiven, Phil Pacey, Beverly Miller, and Alan Ruffman**

MOVED by Councillor Rankin, seconded by Councillor Streach that Halifax Regional Council give First Reading and schedule a public hearing in regard to the proposed amendments to the Barrington Street Heritage Conservation District Revitalization Plan and By-law H-500 [Heritage Conservation District (Barrington Street) By-law], as provided in Attachment A of the June 8, 2010 staff report.

Councillor Rankin indicated that he supported the staff recommendation as it was always Council's intent that the noted buildings be grandfathered into the Plan.

Councillor Watts indicated that she was a member of the Heritage Advisory Committee. She noted that the Committee was not consulted originally on the impact of grandfathering, but that when staff brought this matter to the Committee, the Committee felt that, because the area is a Heritage Conservation District and to maintain the integrity of the District, the matter under consideration tonight should not move forward.

MOTION PUT AND PASSED.

11. MOTIONS

11.1 Councillor Karsten

“To request a staff report on the implications of amending By-Law S-309 respecting Streets to reflect the elimination of the \$1000.00 deposit for a residential curb cut as identified in the staff report dated June 7, 2010.”

This item had been deleted from the agenda during the Approval of the Order of Business.

12. ADDED ITEMS

12.1 Councillor Rankin - Request to add Information Item #12, Pinedale Park Subdivision Water Utility

C An information report dated May 28, 2010 was before Council.

MOVED by Councillor Rankin, seconded by Councillor Lund that the Mayor, on behalf of Council, send letter to the Province of Nova Scotia requesting consideration of providing \$75,000 to enable the study associated with the project to proceed. MOTION PUT AND PASSED.

12.2 Contractual Matter - HRM Desktop Software

This matter had been dealt with at an In Camera meeting held earlier on this date, and was before Council for ratification.

MOVED by Councillor Smith, seconded by Councillor Fisher that Halifax Regional Council, in accordance with the Sole Source Policy (Administrative Order 35, Section 8)11)(b):

- 1. Authorize the contract with Microsoft Canada as the sole source for Halifax Regional Municipality’s desktop software; and**
- 2. That the Budget Implications section of the private and confidential report dated June 11, 2010 not be released to the public.**

MOTION PUT AND PASSED.

**12.3 Contractual Matter - Rogers Cable Communications Limited
Encroachment Agreement**

This matter had been dealt with at an In Camera meeting held earlier on this date, and was before Council for ratification.

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

1. **Approve the extension of an Encroachment Agreement with Rogers Cable Communications Limited in accordance with the respective terms outlined in the June 7, 2010 private and confidential staff report; and**
2. **That the June 23, 2010 private and confidential staff report not be released to the public.**

MOTION PUT AND PASSED.

12.4 Contractual Matter - MTS Allstream Encroachment Agreement

This matter had been dealt with at an In Camera meeting held earlier on this date, and was before Council for ratification.

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

1. **Approve the execution of an Encroachment Agreement with MTS Allstream Inc. in accordance with the respective terms outlined in the June 3, 2010 private and confidential staff report; and**
2. **That the June 23, 2010 private and confidential staff report not be released to the public.**

MOTION PUT AND PASSED.

12.5 Capital Ideas - Leveraging Urban Investment for Regional Prosperity

This matter had been dealt with at a Committee of the Whole meeting held earlier on this date, and was before Council for ratification.

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

1. **Adopt in principle the attached *Capital Ideas* discussion paper;**
2. **Direct staff to:**

- I. Undertake discussions with potential members of the proposed *Strategic Urban Partnership (SUP)*, and subsequently impanel the SUP for the purpose of creating a Terms of Reference.
- II. In collaboration with SUP members, create a Terms of Reference document to guide the SUP mandate (final Terms of Reference to be endorsed by HRM Council and other members).
- III. Explore and develop a variety of financial and policy tools to encourage development and investment in the Regional Centre.
- IV. Define an operational model for the proposed Opportunity Sites Task Force; and
- V. Report back to Regional Council on progress in approximately six (6) months.

MOTION PUT AND PASSED.

12.6 Capital Ideas - Leveraging Urban Investment for Regional Prosperity

This matter had been dealt with at a Committee of the Whole meeting held earlier on this date, and was before Council for ratification.

MOVED by Councillor Uteck, seconded by Councillor Sloane that staff prepare a report, including cost factor information, on the possibility of creating an HRM Urban Design Department to be a distinct group from the HRM Planning Department, to better assist in implementing the proposed 3 Tier Structure outlined in the Capital Ideas - Leveraging Urban Investment For Regional Prosperity staff presentation of July 6, 2010. MOTION PUT AND PASSED.

12.7 Councillor Rankin - Transit Drivers Resolution

MOVED by Councillor Rankin, seconded by Councillor Sloane that the Mayor, on behalf of Halifax Regional Council, write to the Federal Minister of Justice indicating Council's support of the Amalgamated Transit Union's and Metro Transit's efforts to reduce violence against transit employees, and that Justice Canada recognize the vulnerability of transit operators and the dangers they face while performing their duties by amending the Criminal Code to better protect transit operators. MOTION PUT AND PASSED.

13. NOTICES OF MOTION

13.1 Deputy Mayor Johns

Deputy Mayor Johns gave notice that, at the next regular Regional Council meeting, to be held on Tuesday, the 3rd day of August, 2010 he will move first reading of ByLaw

S-606 "Solid Waste collection and Disposal ByLaw," the purpose of which is to amend Section 19, "Fee Payments," to reference Administrative Order 14 for the amount and application of interest charges on past due accounts receivable.

13.2 Councillor Hendsbee

Councillor Hendsbee gave notice that, on Tuesday the 3rd day of August, 2010 he will move Second Reading of ByLaw S-430, the purpose of which is to amend ByLaw S-400, The Street Improvement ByLaw.

14. ADJOURNMENT

The meeting adjourned at 9:52 p.m.

Cathy J. Mellett
Municipal Clerk

The following information items were submitted:

1. Proclamation - Victoria Hall Day - June 26, 2010
2. Memorandum from Director, Finance dated June 15, 2010
re: Residential Tax Exemption: Revised Rebate Values for 2010-2011
3. Memorandum from Director, Community Development dated June 15, 2010
re: Halifax Wastewater Treatment Plant Capacity
4. Memorandum from Director, Community Development dated June 4, 2010
re: Petition - Formal Investigation of Effects of Development on Storm
Water Management, Cow Bay
5. Memorandum from Acting Director, Transportation & Public Works dated June
16, 2010
re: Vehicle Use within Transportation & Public Works
6. Memorandum From Director, Infrastructure & Asset Management dated June 15,
2010
re: Petition - Paving of Rockcliffe Drive - Enfield
7. Memorandum from Director, Infrastructure & Asset Management dated June 21,
2010
re: Petition - Road Upgrades, Oldham Road and Highway # 2, District 1, Central
Region
8. Memorandum from Director, Legal Services & Risk Management dated June 15,
2010
re: 2010 Legislation
9. Memorandum from Halifax 2011 Canada Games Committee dated June 2010
re: Fourth Quarter Update
10. Memorandum from Director, Legal Services and Risk Management dated June
24, 2010
re: Status of By-Law Prosecutions March 1 - March 31, 2010
11. Memorandum from Director, Human Resources dated June 14, 2010
re: Employee Issues Committee
12. Memorandum from Acting Deputy Chief Administrative Officer - Operations
dated May 28, 2010 re: Pinedale Park Subdivision Water Utility
13. Memorandum from the Municipal Clerk dated June 30, 2010 re: Requests for
Presentation to Council - None

