

HALIFAX REGIONAL MUNICIPALITY

HALIFAX REGIONAL COUNCIL

MINUTES

February 1, 2011

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

REGRETS: Councillors: Linda Mosher

STAFF: Mr. Wayne Anstey, Acting Chief Administrative Officer
Ms. Kirby Grant, Acting Municipal Solicitor
Ms. Sherryl Murphy, Acting Municipal Clerk
Ms. Chris Newson, Legislative Assistant

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1. INVOCATION

Mayor Kelly called the meeting to order at 6:01 p.m. with the invocation being led by Councillor Streach.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillor Barkhouse announced that the Eastern Passage Skating Rink on Caldwell Road is now open; contact the Tallahassie Recreation Centre for more information.

Councillor Sloane announced a lunchtime talk on Sustainable Environments and Development will be held at the Art Gallery of Nova Scotia on Friday, February 4th.

Councillor Adams announced a Public Information Meeting to be held on Thursday, February 3rd at the Captain William Spry Centre in regard to a proposed development at 286/290 Herring Cove Road.

Councillor Hendsbee announced the following upcoming community events:

- Public Information Meeting to be held in regard to the proposed Eastlink Telecommunications Tower for Leslie Road, East Lawrencetown at the Lawrencetown Community Centre.
- Saturday, February 5th; Chezzetcook and District Lions Club will celebrate their 26th Anniversary with an Annual Dinner and Anniversary Dance.
- Sunday, February 6th, there will be an open house at the North Preston Community Centre in regard to the proposed expansion of the Community Centre.

Councillor Watts announced that:

- the Bicycle Action Committee meeting of February 2nd has been rescheduled to February 10th.
- on Thursday, February 3rd, another in the series of the public consultation regarding the day to day operations of an Urban Farm will be held at 5:30 p.m. in the Citadel Cunard Room at the Hotel Atlantica, Robie Street.
- Peninsula Community Council will meet on February 7th.

Councillor Lund announced the 17th Annual Hubbards & Area Winter Carnival from February 4th to 17th; contact the Coordinator, Aspotogan Heritage Trust at 857-1133 for more information.

Councilor McCluskey announced a Public Information Meeting, in regard to proposed changes to the Dartmouth Transit Terminal, will be held with the Harbour East Community Council meeting on Thursday, February 3rd at the Old Dartmouth City Hall Council Chamber at 6:00 p.m.

Councillor Dalrymple announced that Halifax Stanfield International Airport (HSIA) is the very first airport in Canada to have earned the “Airport Service Quality (ASQ) Assured” industry benchmark of service excellence. HSIA is just the tenth airport in the world to receive this prized designation. HSIA has been ranked the best airport in the world in its class for the last seven consecutive years.

3. APPROVAL OF THE MINUTES – January 18, 2011

MOVED by Councillor McCluskey, seconded by Councillor Harvey that the minutes of January 18, 2011, as presented, be approved. MOTION PUT AND PASSED.

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

Additions: 13.1 Bedford Transit Alternatives/Commuter Rail Feasibility Analysis
13.2 Request for letter to the Province re: Government Wharf Road, Eastern Passage - Councillor Barkhouse

Deletions: 11.4.2 Councillor Nicoll - Request for report re: Community Building and Cultural Development - Deferred for further research

MOVED by Councillor Blumenthal, seconded by Councillor Sloane 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. PUBLIC HEARINGS

9.1 Case 15937: Fenwick Tower Redevelopment – Municipal Planning Strategy/Land Use By-Law Amendments and Development Agreement: Joint Public Hearing of Regional Council and Peninsula Community Council.

A copy of the Presentation dated February 1, 2011 was before Council.
An extract of the January 11, 2011 Regional Council minutes was before Council.
A Peninsula Community Council report dated December 14, 2010 was before Council.
A copy of the staff report dated November 18, 2010 was before Council.

Written submissions were received from the following persons and were before Council:
Evelyn Cameron including signatures of fifty (50) residents not in favour of Case 15937;

Erica Schollenberg, Rebecca Jamieson, Christopher Beaumont, Chris Spencer, Beverly Miller, and Peter Delefes for the Heritage Trust of Nova Scotia.

Mr. Richard Harvey, Senior Planner, presented the report. He then responded to questions of clarification from Members of Council.

Mayor Kelly explained the rules of procedure for Public Hearings then called for anyone wishing to speak for or against the proposal to come forward at this time.

Mr. Metlej, Vice-President, Templeton Properties, commented that Templeton Properties held significant public consultation before approaching HRM for an application as they wanted to make the site the best for everyone. He then showed two videos; one commenting on urban sprawl/urban densification and the second outlining the proposed project.

Ms. Judy Howe, Halifax, advised that she was a resident of McKeen Manor and was in support of the Templeton Property building as it would be a welcome addition to the community and would not affect McKeen Manor.

Mr. Sydney Howe, Halifax, advised that he was in support of the Templeton Property proposal.

Ms. Rebecca Jamieson, Halifax, noted that she has been a resident of Fenwick Street since 1983. She expressed concern that the proposed development would make the Fenwick Tower 20% larger including a higher roof due to an additional structure. Most residents of Fenwick Street would prefer to have the Fenwick Tower building torn down and do not want it to be made bigger. She expressed concern with the already high transient population in the neighbourhood; existing traffic and garbage issues that may increase if the proposed development were to move forward. The 510 proposed rental units would double the transient population. The neighbourhood recently faced eighteen (18) months of road construction during the Feshwater Brook project and are now facing a potential six (6) more years of construction with this project. She demanded that the neighbourhood have some relief. The staff report indicates that the project would have no adverse affect on the neighbourhood in regard to the wind/traffic studies, however; those studies were not complete or had inadequate information. The traffic report was filed on January 12, 2011, however; some or all of Fenwick Street was closed to through traffic from June until December 2010 because of the sewer replacement project. There is no data in the report in regard to traffic on Fenwick Street as the street has only been open for three (3) weeks. An addendum to the report dealt mainly with onsite parking. She advised that she has no issue with the onsite parking, however; curb side data was collected on a weekday in May after the students had gone. Consideration should be given in regard to trying to drive down Fenwick Street on a Saturday when the students are in town. Before any decision is made, a Wind Study and neighbourhood impact study should be done and available for public scrutiny / review and action taken on the negative impacts to the neighbourhood in regard to traffic and size of the development.

Mr. Chris Beaumont, Halifax, submitted a copy of his comments for the record. He advised that he is a resident of Fenwick Street and is concerned with the excessive density proposed for this development. He participated in the public consultation process arranged by Templeton Properties which had a lot of merit, however; because so many people were invited to have input it became "*Why don't we do this? / Why don't we do that?*" and the consultation has become excessive. The proposal far exceeds many of the existing policies and regulations including the population density for an R-3 Zone. He referred to the Public Information Meeting minutes and noted that the density would be 2.5 times the maximum density. Page 7 of the report has a rationale for the additional density from Templeton Properties that explains it as a tradeoff between increased density and the efficient use of the site/additional community amenities. Referencing Page 8 of the report, he questioned why staff were ignoring the existing regulations in regard to density and requested that the proposal be evaluated using the existing criteria. The proposal has too much density with too little improvement for the neighbourhood and will exacerbate the existing problems of a transient population, traffic, parking, garbage, litter, noise and wind. This proposal would set an extraordinarily bad precedent for future development agreements. Staff should determine a reasonable density limit that cannot be exceeded. The remedy is that there be no addition to Fenwick Tower and that the South Street Tower be a condo development with a stable population.

Ms. Carolyn Murphy, Halifax, advised that she was in support of redeveloping Fenwick Tower as, currently, it is an eyesore. The proposal is a beautifully, aesthetic building and a step forward for HRM. The development will offer small business development opportunities and should be granted permission to move forward.

Mr. Chris Khoury, Halifax, advised that he owns properties on Fenwick and Queen Streets and has lived in the area for twenty-three (23) years. He is in support of the Templeton Properties project as it is time to move forward. The existing building is an eyesore. The proposal has planned the parking very well in regard to businesses and properties in the area. The development will help to clean up the neighbourhood. The green initiatives helps HRM's goal of being top in green emissions. The project would increase the value of his business. He submitted a petition with 4937 signatures of area residents in support of the project.

Mr. Jack Fader, Halifax, commented that Templeton Properties has done a lot of work/preparation for this project to satisfy the community and to make that area one of the nicer areas in the city. The existing Fenwick Tower is an ugly building. He noted that the recent road work for the sewer upgrades was inconvenient, however; the result is a sewer system that now works much better.

Ms. Evelyn Cameron, submitted a letter with fifty-two (52) signatures from Seniors in McKeen Manor opposed to the proposed building that would be built next to the driveway of McKeen Manor as it would take away the open space. She expressed concern with congestion in the lot beside Fenwick Tower as the underground parking will be interrelated and could exit onto Fenwick or South Streets. The traffic study was done between 11:00 a.m. and 12:00 noon on two weekdays and no mention was made

of the two Metro Transit buses that run all day nor the traffic going to and from the Sobeys on Queen Street. The proposed commercial spaces will add more parking/traffic but there will be no free parking. She is opposed to the development.

Ms. Beverly Miller, Halifax, commented that the project, with 1300 people and 92,000 square feet of commercial space proposed on less than two acres, is outrageous. She noted that there has been public involvement but almost no neighbourhood involvement during the public consultation process as the public included people from all over the city. The area residents have not heard anything since the Public Information Meeting held nine months ago. She questioned why HRM staff was not taking responsibility for the public consultation process as they are doing for other projects. Amending the Land Use By-Law (LUB) rather than adhering to the existing LUB in regard to density is a serious legal precedent for HRM in that if it is done for one Developer it will have to be done for others. The Supplementary Staff report, in regard to a traffic study, does not mention traffic at all as it is basically a parking study and was done by the Developer, not HRM staff. There are no current traffic counts and no estimates for future traffic counts based on the development. There has been no discussion on the narrow Fenwick Street that has to have parking for residents and access to the commercial that already exists as well as accessibility for garbage/delivery trucks. She noted that there are four seniors residents in the area and pedestrians are the most common users of the streets and sidewalks; there are a number of Seniors and Students who are on foot. She requested that Council not approve the proposal until a proper traffic and wind study has been done.

Mr. Dylan Sagar, Halifax, noted that he was a recent graduate of St. Mary's University and was now a small business owner in the community and has lived in the area for five years. The south end of Halifax is a prestigious area to live and has a certain aura, however; the existing building is appalling. He noted that students do not live there by choice as the area is referred to as the "student ghetto". The proposed development would take one of the ugliest buildings and make it one of the more desirable buildings.

Mr. Jonathan Lampier, Dartmouth, advised that he is the Director of FUSION Halifax and has a background in planning from Dalhousie University. He has been part of the public consultation process and is impressed with the process as the Developer brought in a lot of people to learn what they wanted in their community. He suggested that HRM use this public consultation process as a model. The existing tower is not pretty and it is not feasible to tear it down. He noted that he is not concerned with the density as the people who live there will not be driving to work downtown when it is only a five minute walk. He intends to move to Halifax and would be interested in the proposed Fenwick Tower development.

Mr. Jerry Martin, Halifax, noted his support for the Fenwick Tower development due to the green initiatives and affordable housing portion that would provide an opportunity for some people to be better integrated into the community. The green initiatives will be a great savings on heating and other issues that large buildings face. There will also be more money going to the city in the way of taxes that will help improve the neighbourhood streets.

Mr. Calum Yvong, Halifax, commented that the Developer has been in business for decades, knows what he is doing, and wants to improve this site. He has participated in the outstanding public input/consultation process. What they now have to consider is the site staying as it is for another ten years, or; change. He supports the project.

Ms. Caitlin Stanosie, Halifax, commented that she is in favour of the development. A tremendous amount of work has already been done and to complain about the construction required to redevelop this site is silly as a better building will be put in place.

Mr. Ali Alwarith, Halifax, advised that he has been a resident of the south end for twelve (12) years and is in support of the Templeton Properties project.

Mr. Chris Spencer, Halifax, explained that he has lived on Fenwick Street, in a heritage home, for thirteen (13) years. There are many positives associated with the development as there are many problems with the existing space that have to be addressed. He expressed appreciation to the Developer for attempting to engage the community. A goal of HRMbyDesign is to keep neighbourhoods alive, therefore; he requested that safeguards be put in place in regard to density related concerns and parking issues facing the local residents. He cautioned that if the development is not carefully managed, with input from the community, it will destroy the area.

Mr. John Goshen, Halifax, advised that, as a Realtor looking for Halifax's best long term interest, this project is an opportunity to improve the site and incorporate good green initiatives. The apartment buildings lined up from Enfield into the city shows that there are no places to build in the city. The video on urban sprawl explained the affect sprawl has on everyone. The Developer is experienced and produces quality developments. Mr. Goshen advised that he was in full support of the project.

In conclusion, Mr. Metlej explained that Templeton Properties are long term owners who have pride in ownership and will continue to engage the public as it is their vision for this project to be a landmark in HRM.

Mayor Kelly gave the third call for speakers; hearing none it was **MOVED by Councillor Karsten, seconded by Councillor Johns that the Public Hearing be closed. MOTION PUT AND PASSED.**

MOVED by Councillor Uteck, seconded by Councillor Blumenthal that Halifax Regional Council approve the proposed amendments to the Halifax Municipal Planning Strategy and the Halifax Peninsula Land Use By-Law as contained in Attachments A and B of the November 18, 2010 staff report.

Councillor Uteck responded to concerns raised by area residents in regard to the proposed development as follows:

- consideration of closing a portion of Fenwick Street may be a positive for the commercially vibrant district

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- the proposed amendments are site specific to Fenwick Street. This is an opportunity to update the current policy that dates from 1964.
 - staff chose to not concentrate on density but rather on form as per HRMbyDesign
 - there was some misunderstanding that the proposed building planned for the vacant lot next to McKeen Manor would include the Developer purchasing McKeen Manor and possibly increasing rents
 - there have been reports in regard to wind, shadow, parking and the traffic impact in relation to this project.
 - if traffic were to be the number one priority for deterring development in the downtown, there would be no development in the downtown
 - most students do not have cars
 - there is a curb cut in place where, hopefully, the Traffic Authority will approve a mid-stream crosswalk
 - parking controls, in regard to the area residents, should be reviewed
 - the public consultation process has gone beyond requirements and should be used as a model by other Developers

Councillor Uteck requested Council's support for the project.

In response to a comment by Councillor Johns, Mr. Paul Dunphy, Director, Community Development, explained that the issue of affordable housing is more substantive than simply adding it as a requirement to Development Agreements. The Municipal Government Act outlines what the municipality may regulate and the issue of affordable housing is outside the municipality's jurisdiction, therefore; it is not enforceable. An Affordable Housing Functional Study, coming to Regional Council, will include a full suite of options for Council's consideration.

Councillor Dalrymple suggested that the video on Urban Sprawl had negative connotations and that use of the video should be reconsidered when looking to obtain support from suburban areas.

Councillor Sloane noted that, in regard to density, the proposal includes mostly one and two bedroom units where currently there are three bedroom units available, therefore; the density may actually diminish. She acknowledged her support for the affordable housing consideration.

Councillor Rankin acknowledged his support for the proposal as it supports the Regional Plan in regard to densifying the downtown. This project provides Council an opportunity to signal Developers to come forward with similar projects in support of the Regional Plan. The extensive public consultation process resulted in a balance of considerations.

In response to a concern raised by Councillor Watts in regard to what impact the site specific amendments to the MPS and LUB may have on other developments, Ms. Kirby Grant, Solicitor, explained that although the amendments may set a precedent it is not a

legal precedent as it is within the municipality's abilities to amend the MPS and LUB. Considering that the proposed amendments are site specific amendments, they will not affect the rest of the area.

In response to concerns raised by Councillor Watts in regard to the traffic study, Mr. Richard Harvey advised that the study had been submitted and reviewed by HRM staff.

Councillor Watts acknowledged her support for the project as it is a unique opportunity. Development to encourage densification is encouraged, as long as it is done in the appropriate context and respecting local neighbourhoods, as it would assist HRM's Greenprint plan. Although not all traffic/transit issues may be resolved, the area residents would most likely be walkers. Options will be considered by the Peninsula Community Council during the Development Agreement stage. The affordable housing component being initiated by the Developer is commendable as it would be great for people to have the option of living on the Peninsula in an area they can afford.

Deputy Mayor Smith, in response to concerns raised by the proposal being precedent setting, commented that Council would not be approving construction of a thirty-three (33) storey building at this site if it did not already exist. He encouraged development that would update other buildings and densify the downtown as long as they did not increase the height.

MOTION PUT AND PASSED.

Council recessed at 7:52 p.m.

Council reconvened at 8:06 p.m.

10. CORRESPONDENCE, PETITIONS & DELEGATIONS

10.1 CORRESPONDENCE – NONE

10.2 PETITIONS

10.2.1 Councillor Sloane

Councillor Sloane submitted a petition with 400 names of residents requesting an opportunity for the public to voice their opinions and suggestions for alternative solutions regarding the parking ban in the HRM as they are against the current policy as it stands.

10.2.2 Councillor Streach

Councillor Streach submitted a petition with 364 signatures from residents in the catchment area identified in the Sheet Harbour Streetscape Phase 1 project opposing the tax assessment on their properties and requesting that Council overturn its previous

decision in regard to the tax assessment in connection with the Sheet Harbour Streetscape Phase 1 project.

11. REPORTS

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Greater Halifax Partnership – Compliance Re: Regional Community Development Act

A report dated January 20, 2011 was before Council.

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

- 1. Endorse the concept of establishing a community economic development arm of the Greater Halifax Partnership (Partnership) as an entity pursuant to the *Regional Community Development (RCD) Act* (Attachment 1); and**
- 2. Pursuant to Section 6 of the *RCD Act*, authorize the Mayor to prepare a letter to the Minister of the Nova Scotia Department of Economic and Rural Development and Tourism (NSDERT) requesting the Minister to establish a regional development agency for the specific purpose of undertaking community economic development activities within HRM.**

In response to a concerns raised by Members of Council, Mr. Jim Donovan, Manager, Economic Development, explained that the former Halifax Regional Development Agency was established under the Societies Act. The province is now advising that all RDA's funded by them must incorporate under the RDA Act. The legislation already exists and is administered by the province. The Minister of Rural and Economic Development and Tourism may, at their sole discretion, establish an RDA under that Act. The RDA would act as a subsidiary arm of the GHP and would report to the GHP Board of Directors. There is no anticipated additional cost to HRM as GHP currently does community based work and would package that element of their overall business operations into the RDA.

MOTION PUT AND PASSED.

11.1.2 Permanent Encroachment – 3081 Robie Street, Halifax

A report dated January 5, 2011 was before Council.

MOVED by Councillor Blumenthal, seconded by Deputy Mayor Smith that Halifax Regional Council approve the application for a permanent encroachment of a roof overhang over Demone Street, Halifax and formalize this approval with the attached encroachment agreement. MOTION PUT AND PASSED.

11.1.3 Revised Area Rate And Project Funding For Sheet Harbour Streetscape Phase 1

A report dated January 16, 2011 was before Council.

MOVED by Councillor Streach, seconded by Councillor McCluskey that Halifax Regional Council increase the budget amount for Project No. CDX01145 – Sheet Harbour Streetscape, by \$646,023 to cover the additional project costs and reflect cost sharing from the Infrastructure Stimulus Fund (\$356,832) and from the HRM General Rate (\$217,191), from account Project No. CDV00734 – Regional Streetscapes, Hubs and Corridors, plus the additional amount of funds to be received from the Nova Scotia Transportation and Infrastructure Renewal (NSTIR) (\$72,000), as outlined in the Budget Implications section of the January 16, 2011 report.

Councillor Streach noted that the project was 10% over budget and Phase 2 would not be done, therefore; \$1 million was returned to HRM. The Federal and Provincial governments have both agreed to cover 1/3 of the over budget amount and the request is for HRM to do the same.

MOTION PUT AND PASSED.

11.1.4 Encroachment Agreement – Armour Group, Waterside Centre

A report dated January 21, 2011 was before Council.

A copy of correspondence dated January 31, 2011, from Mr. Gordon Parsons, Vice-President & Chief Operating Officer for the Armour Group Limited, was before Council.

MOVED by Councillor Uteck, seconded by Councillor Rankin that Halifax Regional Council approve the attached Encroachment Agreement to allow Armour Group to install a sea water supply and return piping on Upper Water Street to their new Waterside Centre Development with the following amendment to the agreement:

Replace Clause 3 with:

If necessary for municipal purposes, the sea water piping must be relocated within the street if requested by HRM and just cause provided, then such relocation will not be at the expense of Armour Group. Should Armour Group wish to relocate the sea water piping, such shall be done only upon receipt of the written consent of HRM, which consent shall not be unreasonably withheld and said relocation shall be at the expense of Armour Group.

Ms. Kirby Grant, Solicitor, suggested the following revisions to the wording of the proposed amended Clause 3:

- remove the section “and just cause provided” as it is redundant.

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- she expressed concern in regard to the second sentence as the issue of relocation should come to Regional Council for approval. The existing Council would not want to fetter future Councils' consideration in regard to encroachment.

Councillor Walker suggested an amendment that additional piping be installed, at HRM's cost, for future potential use so that streets/sidewalks would not be repeatedly dug up.

Ms. Denise Schofield, Manager, Development Engineering, Community Development, explained that the standard clause in regard to encroachment agreements is that "*if needed*" relocation would be at the applicant's expense. In this instance, Armour Group is requesting to install the pipe as a permanent encroachment as it is critical to the construction of the building. In regard to future potential and adding additional piping, staff are working on an Energy Functional Plan to determine how, when, and where those plans should be done.

Mr. Ken Reashor, Director, Transportation and Public Works, advised that he has worked with Legal Services on a number of agreements in regard to various utilities and every utility company has made a similar request so that they would not be responsible if a relocation were required. If approved, this would clearly set a precedent; other utilities would come back and want to renegotiate this clause.

Councillor Hendsbee requested that Armour Group be encouraged to have the easement on the other side of the property to include the Granville Mall area so that the infrastructure may be placed now to open future opportunities for other buildings to utilize the heating/cooling option.

Mayor Kelly noted that the proposed amendment would have hostile cost implications to HRM and that staff's recommendation is to maintain the standard agreement as outlined in the staff report.

Councillor Uteck explained that the pipe is already there and Armour Group just wants to extend it across the street. She advised that she sees the logic in the request and it would not be a huge precedent setting issue as Armour Group is currently leasing the pipe.

Mr. Reashor clarified that this is a standard clause, and; there are other opportunities to make adjustments on the south end of the heritage property.

Councillor Streach advised that the proposed amendment does make some sense, and; although Council is to guard the public purse strings, they are also to consider the challenges to businesses and development.

In response to concerns raised by Councillors Rankin, Hendsbee and Lund, Mr. Reashor advised that HRM would only seek relocation costs if the purpose was municipal. HRM would not require the developer to pay for a private connection. Only

once in the last seven years has HRM had to relocate with the utility being required to pay for that relocation.

MOTION PUT AND DEFEATED.

MOVED by Councillor Watts, seconded by Councillor Karsten that Halifax Regional Council approve the attached Encroachment Agreement to allow Armour Group to install a sea water supply and return piping on Upper Water Street to their new Waterside Centre development. MOTION PUT AND PASSED.

11.1.5 Easement – Armour Group Limited, Waterside Centre

A report dated January 19, 2011 was before Council.

A copy of a correspondence dated January 31, 2011 from Mr. Doug MacIsaac, President, Armour Group Limited, was before Council.

MOVED by Councillor Uteck, seconded by Councillor Rankin that the matter be deferred for one week to enable the two parties to reach an agreement in regard to the current appraisal of historic properties and that the amount not exceed \$13,000.00.

Ms. Kirby Grant, Municipal Solicitor, advised that a maximum value could not be placed on the property as it is required to be sold at market value and the alternative proposed would be placing Council in the position of determining what that market value would be.

Without a vote being taken on the motion on the floor, it was **MOVED by Councillor Uteck, seconded by Councillor McCluskey that Halifax Regional Council direct staff to apply a discounted fee based upon a negotiated agreement, with a market value of not less than \$27,000. MOTION PUT AND PASSED.**

11.2 AUDIT AND FINANCE STANDING COMMITTEE

11.2.1 COUNCILLOR APPOINTMENTS TO THE SPECIAL EVENTS ADVISORY COMMITTEE

A report dated January 24, 2011 was before Council.

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

- 1. Appoint Councillor Sue Uteck for a two year term on the Special Events Advisory Committee to run from February 1, 2011 to November 30, 2013.**
- 2. Appoint Councillor Linda Mosher for a three year term on the Special Events Advisory Committee to run from August 1, 2011 to November 30, 2014.**

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3. **Appoint Councillor Barry Dalrymple for a three year term on the Special Events Advisory Committee to run from August 1, 2011 to November 30, 2014.**
 4. **Appoint Deputy Mayor Jim Smith for a two year term on the Special Events Advisory Committee to run from February 1, 2011 to November 30, 2013.**
 5. **Appoint Councillor Gloria McCluskey for a two year term on the Special Events Advisory Committee to run from February 1, 2011 to November 30, 2013.**

Councillor Johns requested that the Audit and Finance Standing Committee consider adopting a similar appointment process for Councillor appointments to the Special Events Advisory Committee as is done for the Grants Committee which is to have a nomination made by each Community Council.

MOTION PUT AND PASSED.

11.3 GRANTS COMMITTEE

11.3.1 HRM Community Grants Program 2010/2011 – Request To Reassign Capital Grant To Village Green Society, East Dover

A report dated January 17, 2011 was before Council.

MOVED by Councillor Walker, seconded by Councillor Rankin that Halifax Regional Council approve re-assignment of a capital grant in the amount of \$15,720 to the Village Green Society as per the terms and conditions set out in the Discussion section of the December 13, 2010 staff report. MOTION PUT AND PASSED.

11.4 MEMBERS OF COUNCIL

11.4.1 Councillor Johns - Advanced Funding for the 2011/2012 Project Budget

MOVED by Councillor Johns, seconded by Deputy Mayor Smith that the September 16, 2008 Regional Council motion be struck and that, in future, any advanced funding for advanced projects be brought to Regional Council for approval.

Ms. Cathie O'Toole, Director, Finance, suggested that the matter be reviewed by the Audit and Finance Standing Committee as some criteria had been approved by Council in regard to how advanced capital would be used in order to expedite projects already approved by Council.

Without a vote being taken on the motion on the floor, it was **MOVED by Councillor Johns, seconded by Councillor Hendsbee that Halifax Regional Council defer**

consideration of the matter to the Audit and Finance Standing Committee and request a report back to Regional Council.

Councillor Johns clarified that the review is in regard to the policy only and that the projects are not to be affected.

MOTION TO DEFER PUT AND PASSED.

11.4.2 Councillor Nicoll – Community Building and Cultural Development

This matter was deferred for further research during the approval of the agenda.

12. MOTIONS - NONE

13. ADDED ITEMS

13.1 Bedford Transit Alternatives/Commuter Rail Feasibility Analysis

This item was dealt with at an earlier Committee of the Whole session and was before Council for ratification.

MOVED by Councillor Lund, seconded by Councillor Harvey that Halifax Regional Council request that staff continue to study all three options, as set out in the January 10, 2011 Information Report, as potential long term strategies with review being undertaken by the Transportation Standing Committee and with the public and experts involved in this review and further that a report come back to Council (prior to the 2012/2013 budget discussions). MOTION PUT AND PASSED.

13.2 Government Wharf Road, Eastern Passage

MOVED by Councillor Barkhouse, seconded by Councillor Sloane that Halifax Regional Council request that the Mayor write to the Province of Nova Scotia requesting a prompt conclusion to the funding, paving, ongoing care and maintenance of the Government Wharf Road, Eastern Passage. MOTION PUT AND PASSED.

14. NOTICES OF MOTION

14.1 Councillor Sloane

“Take Notice that at the next regular meeting of the Halifax Regional Council to be held on February 8, 2011, I intend to introduce a motion requesting the Mayor and Regional Council send a letter to Minister Estabrooks asking for the transfer of authority pertaining to the Winter Parking Ban to Halifax Regional Council.”

15. ADJOURNMENT

The meeting was adjourned at 9:35 p.m.

Cathy J. Mellett
Municipal Clerk

INFORMATION ITEMS
February 1, 2011

1. Proclamation – African Heritage Month – February 2011
2. Proclamation – White Cane Week – February 6 – 12, 2011
3. Memorandum from the Municipal Clerk dated January 28, 2011
re: Requests for Presentation to Council - None