



**HALIFAX REGIONAL COUNCIL
MINUTES
October 17, 2017**

PRESENT: Mayor Mike Savage
Councillors: Steve Streach
David Hendsbee
Bill Karsten
Lorelei Nicoll
Sam Austin
Tony Mancini
Waye Mason
Lindell Smith
Shawn Cleary
Russell Walker
Richard Zurawski
Matt Whitman
Lisa Blackburn
Tim Outhit

REGRETS: Deputy Mayor Steve Craig
Councillor Stephen Adams

STAFF: Jacques Dubé, Chief Administrative Officer
Martin Ward, Municipal Solicitor
Kevin Arjoon, Municipal Clerk
Jennifer Weagle, Legislative Assistant

The following does not represent a verbatim record of the proceedings of this meeting.

The agenda, reports, supporting documents, information items circulated, and video (if available) are online at halifax.ca.

*The meeting was called to order at 1:00 p.m., and recessed at 2:42 p.m. Council reconvened at 3:03 p.m.
Council adjourned at 4:56 p.m.*

1. CALL TO ORDER

The Mayor called the meeting to order at 1:00 p.m. and Council stood for a moment of reflection.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of special community announcements and acknowledgements.

3. APPROVAL OF MINUTES – NONE

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

Additions:

Information Item No. 5 - Proclamation – HMCS Kootenay Day – October 23, 2017

MOVED by Councillor Nicoll, seconded by Councillor Blackburn

THAT the agenda be approved as amended.

Two-third majority vote required.

MOTION PUT AND PASSED.

5. BUSINESS ARISING OUT OF THE MINUTES - NONE

6. CALL FOR DECLARATION OF CONFLICT OF INTERESTS - NONE

7. MOTIONS OF RECONSIDERATION – NONE

8. MOTIONS OF RESCISSION – NONE

9. CONSIDERATION OF DEFERRED BUSINESS – NONE

10. NOTICES OF TABLED MATTERS – NONE

11. PUBLIC HEARINGS - NONE

12. CORRESPONDENCE, PETITIONS & DELEGATIONS

12.1 Correspondence

The Municipal Clerk noted that no correspondence related to agenda items was received.

12.1.1 Fly-Past Request – Remembrance Day Ceremonies

The following was before Council:

- Correspondence from S.A. Connor, Colonel, 12 Wing Shearwater dated September 27, 2017 (five letters) regarding Remembrance Day Ceremonies in Oyster Pond, Sheet Harbour, Dartmouth, Cole Harbour and Eastern Passage.

MOVED by Councillor Austin, seconded by Councillor Mancini

THAT Halifax Regional Council grant permission for a Sea King or a Cyclone Helicopter to conduct flypasts at a height of 500 feet above the highest obstacle on Saturday November 11, 2017 as part of the Remembrance Day Ceremonies at the following locations and times:

- **Cenotaph, Oyster Pond, at approximately 10:45 a.m. flying West to East;**
- **Cenotaph, Sheet Harbour at approximately 10:50 a.m. flying West to East;**
- **Sullivan's Pond, Dartmouth at approximately 11:08 a.m. flying North to South;**
- **Cole Harbour Place, Cole Harbour at approximately 11:09 a.m. flying East to West; and**
- **Caen Branch #164 Legion, Eastern Passage at approximately 11:10 a.m. flying North to South.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

12.2 Petitions - NONE

13. INFORMATION ITEMS BROUGHT FORWARD – NONE

14. REPORTS

14.1 CHIEF ADMINISTRATIVE OFFICER

14.1.1 Second Reading Proposed By-Law T-1002 – an Amendment to By-Law T-1000, Respecting the Regulation of Taxis, Accessible Taxis and Limousines, and Proposed Amendment to Administrative Order 39, Respecting Taxi and Limousine Regulation – Requiring Licensing Decals be Displayed in All Vehicles for Hire

The following was before Council:

- A staff recommendation report dated July 27, 2017
- An extract of draft minutes of September 19, 2017 Regional Council

MOVED by Councillor Outhit, seconded by Councillor Zurawski

THAT Halifax Regional Council:

- 1. Adopt By-law T-1002, the purpose of which is to amend By-law T-1000, Respecting the Regulation of Taxis, Accessible Taxis and Limousines, as set out in Attachment B to the staff report dated July 27, 2017.**
- 2. Adopt the amending Administrative Order, the purpose of which is to amend Administrative Order #39, Respecting Taxi and Limousine Regulations, as set out in Attachment E to the staff report dated July 27, 2017.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

14.1.2 Proposed Administrative Order SC-86, Respecting Closure of a Portion of Massachusetts Avenue, Halifax – Declaration of Surplus Property, Street Closure and Property Disposal – Lot K-1

The following was before Council:

- A staff recommendation report dated August 29, 2017

MOVED by Councillor Smith, seconded by Councillor Mancini

THAT Halifax Regional Council:

- 1. Declare the portion of the Massachusetts Avenue right-of-way, Halifax, shown as Lot K-1 in**

- Attachment “A” of the staff report dated August 29, 2017, surplus to municipal requirements, and categorize Lot K-1, as ‘Extraordinary’, as per Administrative Order 50;
2. Approve Administrative Order SC-86 in Attachment “B” of the staff report dated August 29, 2017, to close that portion of Massachusetts Avenue shown as Lot K-1;
 3. Subject to the approval of items 1 and 2, authorize the Mayor and Municipal Clerk to enter into an Agreement of Purchase and Sale for the disposal of Lot K-1, Massachusetts Avenue as per the key terms and conditions outlined in Table 1 of the Private and Confidential Information Report dated September 20, 2017;
 4. Subject to the approval of the above recommendations, authorize the Mayor and Municipal Clerk to enter into such other agreements with the adjacent property owner as may be necessary, including easement and construction agreements.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

14.1.3 Administrative Order 50 Disposal of Surplus Property – Community Interest, 1018 Fall River Road, Fall River

The following was before Council:

- A staff recommendation report dated September 25, 2017

MOVED by Councillor Streach, seconded by Councillor Hendsbee

THAT Halifax Regional Council schedule a public hearing to consider the sale of PID 00507459 1018 Fall River Road, Fall River, to the Fall River Minor Football Association as per the proposed terms and conditions set out in Table 1 of the staff report dated September 25, 2017.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

14.1.4 Navigator Street Outreach Program Funding 2017-2020

The following was before Council:

- A staff recommendation report dated October 4, 2017

MOVED by Councillor Mason, seconded by Councillor Smith

THAT Halifax Regional Council:

1. Approve an annual grant of \$45,000 to the Downtown Halifax Business Commission and Spring Garden Area Business Association for the Navigator Street Outreach Program for fiscal years 2017/2018, 2018/2019 (subject to budget approval), and 2019/2020 (subject to budget approval).
2. Authorize the Mayor and Municipal Clerk to execute the attached grant agreement (attachment 4 of the staff report dated October 4, 2017) between Downtown Halifax Business Commission (DHBC), Spring Garden Area Business Association (SGABA) and Halifax Regional Municipality.

Maggie MacDonald, Managing Director, Government Relations and External Affairs, responded to questions from members of Council.

Councillor Smith commented on the potential need to add a second Navigator to the program.

MOVED by Councillor Smith, seconded by Councillor Hendsbee,

THAT the motion be amended to add:

3. Request a staff report to:

- a. Engage stakeholder organizations working with individuals who are street involved and homeless to assess the scope of work and understand what other resources are needed to support the ongoing success of the program; and
- b. Look into the potential expansion of the Street Navigator program with the understanding of the scope of resources needed (staffing, supplies, funding, etc.)

Councillor Hendsbee proposed that the amendment include engaging the Business Improvement Districts and the Province of Nova Scotia, to which Councillor Smith agreed. This was considered by Council a friendly amendment.

AMENDMENT PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

The amended motion was before Council, as follows:

MOVED by Councillor Mason, seconded by Councillor Smith

THAT Halifax Regional Council:

1. Approve an annual grant of \$45,000 to the Downtown Halifax Business Commission and Spring Garden Area Business Association for the Navigator Street Outreach Program for fiscal years 2017/2018, 2018/2019 (subject to budget approval), and 2019/2020 (subject to budget approval).
2. Authorize the Mayor and Municipal Clerk to execute the attached grant agreement (attachment 4 of the staff report dated October 4, 2017) between Downtown Halifax Business Commission (DHBC), Spring Garden Area Business Association (SGABA) and Halifax Regional Municipality.
3. Request a staff report to:
 - a. Engage stakeholder organizations, Business Improvement Districts, and the Province of Nova Scotia, working with individuals who are street involved and homeless to assess the scope of work and understand what other resources are needed to support the ongoing success of the program; and
 - b. Look into the potential expansion of the Street Navigator program with the understanding of the scope of resources needed (staffing, supplies, funding, etc.)

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

14.1.5 2018-19 Multi-year Budget Process and Consultation Plan

The following was before Council:

- A staff recommendation report dated October 3, 2017

MOVED by Councillor Karsten, seconded by Councillor Nicoll

THAT That Halifax Regional Council direct staff to:

1. Proceed with the 18/19 Multi-year Budget and Business Plan process as described in the staff report dated October 3, 2017:
2. Proceed as per schedule included in attachment C of the staff report dated October 3, 2017 with the understanding that some dates may change throughout the process.

Jacques Dubé, Chief Administrative Officer, Jerry Blackwood, Acting Chief Financial Officer and Director, Finance and Asset Management, and Bruce Fisher, Manager, Financial Policy and Planning, reviewed and responded to questions from members of Council on the multi-year budget cycle process.

Councillor Mason encouraged members of Council to defeat the motion on the floor so that an alternative can be introduced to continue with the past practice of individual business unit operating budget

presentations. Councillor Mason indicated support for the multi-year budget process, with Council still being provided the opportunity to debate detailed business unit operating budget items.

Council continued discussion on the 2018-19 multi-year budget process.

MOTION DEFEATED. (6 in favour, 9 against)

In favour: Councillors Hendsbee, Karsten, Walker, Whitman, Blackburn, and Outhit.

Against: Mayor Savage, Councillors Streach, Nicoll, Austin, Mancini, Mason, Smith, Cleary, and Zurawski.

Not present: Deputy Mayor Craig and Councillor Adams.

MOVED by Councillor Mason, seconded by Councillor Whitman

THAT Halifax Regional Council directs the CAO to:

- 1. Continue individual business unit operating budget presentations to Budget Committee of the Whole for consideration during the budget process as per past practice;**
- 2. Bring a revised proposal for an expanded Capital Plan and Budget process as outlined in the staff report dated Oct 17, 2017 to run concurrently with the operating budget presentations.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams.

Council recessed at 2:42 p.m., and reconvened at 3:03 p.m.

On a point of privilege, Councillor Cleary apologized for remarks made earlier about staff.

14.1.6 Cost Shared Agreement for the Paving of “J” Class Subdivision Streets 2018-012

The following was before Council:

- A staff recommendation report dated August 24, 2017

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT the Mayor and the Municipal Clerk be authorized, by resolution of Regional Council, to sign on behalf of Halifax Regional Municipality (HRM) the attached Construction Agreement No. 2018-012 as outlined in the Discussion Section of the staff report dated August 24, 2017.

Following a brief discussion, the **MOTION WAS PUT AND PASSED UNANIMOUSLY.**

Not present: Deputy Mayor Craig and Councillor Adams.

14.1.7 Lease Amendment, 50 Garland Avenue – Halifax Regional Police Leased Accommodations

The following was before Council:

- A staff recommendation report dated September 25, 2017

MOVED by Councillor Mancini, seconded by Councillor Mason

1. THAT Halifax Regional Council authorize the Mayor and Clerk to execute a lease amendment as outlined in Table 1 and the Financial Implications section of the Private and Confidential Information Report dated September 25, 2017, subject to approval by the Minister of Municipal Affairs; and

2. That the Private & Confidential Information Report dated September 25, 2017 not be released to the public until the transaction has been completed.

Superintendent Brenda Young, Halifax Regional Police, responded to questions from Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

14.2 TRANSPORTATION STANDING COMMITTEE

14.2.1 Qualifying Criteria for Traffic Calming Measures

The following was before Council:

- A recommendation report from the Transportation Standing Committee dated September 29, 2017, with attached staff recommendation report dated August 24, 2017

MOVED by Councillor Outhit, seconded by Councillor Blackburn

THAT Regional Council direct the Chief Administrative Officer (CAO) to return to Council for approval of the necessary amendments to Administrative Order #2015-004-OP, Respecting Traffic Calming to effect the following as amended:

- 1. to require the sum of fifty percent of the total number of ballots received plus one ballot for a majority;**
- 2. to direct that a new poll be undertaken under the revised Administrative Order for those requests that were previously polled and did not achieve a majority as originally defined;**
- 3. to include possible alternative voting methods to receive ballots and submit votes.**

Council discussed the current qualifying criteria for traffic calming measures and the proposed amendments to the process. Issues raised with the process included the high number of failed polls due to residents not responding, and the creation of unnecessary work through polling, given the predictability that residents would want traffic calming measures in their neighbourhoods.

Taso Koutroulakis, Manager, Traffic Management, Transportation and Public Works, responded to questions from Council.

MOVED by Councillor Whitman, seconded by Councillor Karsten

THAT the motion be amended to:

- 1. eliminate section 2 “to direct that a new poll be undertaken under the revised Administrative Order for those requests that were previously polled and did not achieve a majority as originally defined;”**
- 2. and to accept the failed polls outlined in Table 2 of the staff report under the new formula.**

Martin Ward, Acting Municipal Solicitor, noted concern with accepting the failed polls without again consulting with residents, as they may have returned different ballots given the new formula.

Councillors Whitman and Karsten agreed to withdraw the amendment.

MOTION PUT AND DEFEATED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams.

MOVED by Councillor Outhit, seconded by Councillor Whitman

THAT Halifax Regional Council direct the Chief Administrative Officer (CAO) to return to Council for approval of the necessary amendments to Administrative Order #2015-004-OP, Respecting Traffic Calming to effect the following:

- **No Polling:** The requirement for resident polling be removed from the Administrative Order.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams.

14.2.2 Restriction and Control of Motor Vehicle Noise

The following was before Council:

- A recommendation report from the Transportation Standing Committee dated September 29, 2017, with attached staff information report dated May 10, 2017

MOVED by Councillor Mason, seconded by Councillor Nicoll

THAT Halifax Regional Council request the Mayor write the Province seeking an amendment to the Standards for Vehicle Equipment regulations and that the Province also consider amending the Motor Vehicle Act to address the issue of noisy mufflers as per the staff report dated July 27 2017.

Donna Boutilier, Solicitor and By-law Coordinator, Legal Services, and Sgt. Stephen Calder, Halifax Regional Police, responded to questions from Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams.

14.3 MEMBERS OF COUNCIL

14.3.1 Councillor Mason – Resolution to Allow Special Occasion License on Argyle Street

The following was before Council:

- A Request for Consideration Form from Councillor Mason

MOVED by Councillor Mason, seconded by Councillor Mancini

THAT Halifax Regional Council:

- 1. Grant permission to the Downtown Halifax Business Commission to serve liquor, subject to complying with the terms of Part IV of Administrative Order #53 and all other applicable municipal special event policies on Argyle Street between Prince and Blowers on or about November 4, 2017, the date to be subject to final schedule of the celebration of the renewal of Argyle Street.**
- 2. Request a staff report to begin the process to add both Grafton Street between Carmichael and Prince and Argyle Street between Duke and Blowers to Schedule "A" of Administrative Order #53.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams.

15. MOTIONS - NONE

16. IN CAMERA (IN PRIVATE)

No In Camera (In Private) session was held.

16.1 Personnel Matter

Citizen and Councillor appointments to boards and committees in keeping with the Public Appointment Policy adopted by Regional Council in August 2011, to be found at <https://www.halifax.ca/city-hall/boards-committees-commissions/volunteer-boards-committees/public-appointment-policy> .

16.1.1 Ratification of Citizen Appointment to Halifax-Dartmouth Bridge Commission – *Private and Confidential Report*

MOVED by Councillor Hendsbee, seconded by Councillor Karsten

THAT Halifax Regional Council:

- 1. Approve the appointment to the Halifax-Dartmouth Bridge Commission as set out in the discussion section of the private and confidential report dated September 26, 2017.**
- 2. It is further recommended that the Citizen Appointment be released to the public following ratification and notification of the successful candidate.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Craig and Councillor Adams

Private and Confidential Information Items

1. Private and Confidential In Camera (In Private) Information Report - re: Administrative Order 50 Disposal of Surplus Property – Community Interest, 1018 Fall River Road, Fall River
2. Private and Confidential In Camera (In Private) Information Report – re: Proposed Administrative Order SC-86, Respecting Closure of a Portion of Massachusetts Avenue, Halifax – Declaration of Surplus Property, Street Closure and Property Disposal – Lot K-1
3. Private and Confidential In Camera (In Private) Information Report – re: Lease Amendment, 50 Garland Avenue – Halifax Regional Police Leased Accommodations

17. ADDED ITEMS - NONE

18. NOTICES OF MOTION

18.1 Councillor Cleary

“I hereby give notice that at our next Council meeting on October 31, 2017, I will move the following:

THAT Halifax Regional Council request a staff report with recommendations for the creation and maintenance of a municipal lobbyist registry, which should include a regular, transparent reporting process, and contains a jurisdictional scan for best practices in other municipal, provincial, and federal governments.”

18.2 Councillor Mason

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on October 31, 2017, I propose to move First Reading of proposed By-law P-102, amending to By-Law P-100, Respecting the Board of Police Commissioners for the Halifax Regional Municipality, the purpose of which is to Clarify the current reporting structure relating to the Chief of Police; Improve accountability by providing the Board with a broader role in selecting the Chief, as well as increased reporting by the Board; Improve the effectiveness of the Board by reducing turnover and aiming for a competency based board; and, Other housekeeping amendments.”

19. ADJOURNMENT

The meeting adjourned at 4:56 p.m.

Kevin Arjoon
Municipal Clerk