

HALIFAX REGIONAL COUNCIL MINUTES November 22, 2016

PRESENT: Mayor Mike Savage

Deputy Mayor Steve Craig

Councillors: Steve Streatch

David Hendsbee Lorelei Nicoll Sam Austin Tony Mancini Waye Mason Lindell Smith Shawn Cleary Stephen Adams Richard Zurawski Matt Whitman Lisa Blackburn

REGRETS: Councillors: Bill Karsten

Russell Walker

Tim Outhit

STAFF: Mr. Jacques Dubé, Chief Administrative Officer

Ms. Karen Brown, Acting Municipal Solicitor

Mr. Kevin Arjoon, Municipal Clerk

Ms. Sherryll Murphy, Deputy Municipal Clerk Ms. Krista Vining, Legislative Assistant Ms. Jennifer Weagle, Legislative Assistant

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

A video recording of this meeting is available: http://archive.isiglobal.ca/vod/halifax/archive_2016-11-22_live.mp4.html

The agenda, supporting documents, and information items circulated to Council are available online: http://www.halifax.ca/council/agendasc/161122rc-agenda.php

The meeting was called to order at 10:00 a.m., and recessed at 12:01 p.m. Council reconvened at 1:00 p.m. Council recessed at 3:12 p.m., and reconvened at 3:33 p.m. Council recessed at 5:35 p.m. and reconvened at 5:45 p.m. Council moved into an In Camera (In Private) session at 6:30 p.m. and reconvened at 6:49 p.m. Council adjourned at 6:50 p.m.

1. CALL TO ORDER

The Mayor called the meeting to order at 10:00 a.m. and Council stood for a moment of reflection.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of special community announcements and acknowledgements.

Councillor Hendsbee asked the Mayor to send a letter of condolence to the family of the late Dennis Sharpe of Mosher River and dedicated community volunteer.

3. APPROVAL OF MINUTES – October 26 & November 1, 2016

The Clerk noted an administrative correction to some of the district names in the November 1, 2016 minutes.

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT the minutes of October 26 & November 1, 2016 be approved as amended.

MOTION PUT AND PASSED.

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

Addition:

17.1 Councillor Adams – District Capital Funds Policy

Councillor Hendsbee requested Information Item 2 - Memorandum from the Chair of Heritage Advisory Committee dated October 5, 2015 re: Case H00408 – Substantial Alteration to Benjamin Wier House, 1459 Hollis Street, a Municipally Registered Heritage Property be brought forward for the next meeting, to which Council agreed.

Councillor Hendsbee asked that Item 14.1.8 be addressed at 1:00 p.m., to which Council agreed.

MOVED by Councillor Whitman seconded by Councillor Nicoll

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 – November 8, 2016

9.1 Review of Report Requests

The following was before Council:

- A draft extract of the November 8, 2016 Regional Council minutes
- A motion memo with Revised Attachment 1 Report Centre Requests for Staff Reports
- A staff recommendation report dated October 11, 2016

MOVED by Councillor Nicoll, seconded by Councillor Mancini

THAT Halifax Regional Council review the list of report requests, as outlined in the revised Attachment 1 and Attachment 2 of the staff report dated October 11, 2016 and bring forward any items recommended to be withdrawn.

Mr. Kevin Arjoon, Municipal Clerk explained how the revised attachment 1 lists reports by date of request and is numbered.

MOVED by Councillor Mason, seconded by Councillor Whitman

THAT the motion be amended to remove Item 10 Councillor Mason – Camp Hill Cemetery from the list of report requests.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker and Zurawski

MOVED by Councillor Austin, seconded by Councillor Nicoll

THAT the motion be amended to remove Item 2 Exemption of Victoria Gardens from the list of report requests.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker and Zurawski

MOVED by Councillor Adams, seconded by Councillor Whitman

THAT the motion be amended to remove the following items from the list of report requests:

- Item 37 Trap Neuter and Release (TNR) Program Funding Request
- Item 64 Lease Agreement Dept of Natural Resources, White Rock Park, River Road (Fourth Lake) Terence Bay
- Item 68 Land Acquisition Purcell's Cove Backlands

Mr. Arjoon indicated that work was still being done on Item 68 Land Acquisition - Purcell's Cove Backlands and suggested it remain on the list for tracking purposes, to which Councillors Adams and Whitman agreed.

The motion before Council now reads:

MOVED by Councillor Adams, seconded by Councillor Whitman

THAT the motion be amendment to remove the following items from the list of report requests:

- Item 37 Trap Neuter and Release (TNR) Program Funding Request
- Item 64 Lease Agreement Dept of Natural Resources, White Rock Park, River Road (Fourth Lake) Terence Bay

Discussion was held on whether to remove Items 37 and 64 from the list. Concern was expressed that if they were removed there would be no direction from Council respecting these matters.

With agreement from Councillor Whitman, Councillor Adams withdrew the motion to amend.

Staff responded to further questions of clarification respecting the report tracking system and the prioritization of reports.

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT the motion be amended to remove Item 7 Amendments to LUB for Dartmouth – Shipping Containers from the list of report requests.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker and Zurawski

Councillor Mancini put forward the following recommendation on behalf of Councillor Karsten:

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT the motion be amended to remove the following items from the list of report requests:

- Item 1 Prohibition on use of Garburators in HRM
- Item 4 Stormwater Infrastructure Interim Funding Solution
- Item 18 RCMP Criminal Analyst Funding Request
- Item 25 Veteran Parking
- Item 69 Municipal Archive Hours of Operation

Discussion was held on whether or not to remove Item 1 Prohibition on use of Garburators in HRM from the list of report requests. Clarification was sought as to whether garburators were banned under the Municipality's Solid Waste Strategy and by Halifax Water.

Councillor Mancini, with the agreement of the seconder, withdrew his motion to remove Item 1 Prohibition on use of Garburators in HRM pending confirmation of whether the Solid Waste Strategy and/or Halifax Water have banned the use of garburators in HRM.

The amendment before Council now reads:

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT the motion be amended to remove the following items from the list of report reports:

- Item 4 Stormwater Infrastructure Interim Funding Solution
- Item 18 RCMP Criminal Analyst Funding Request
- Item 25 Veteran Parking
- Item 69 Municipal Archive Hours of Operation

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker and Zurawski

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT the motion be amendment to remove Item 11 Structure of Current Fees and Fines in HRM AOs and By-laws from the list of report requests.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker and Zurawski

The motion before Council now reads:

MOVED by Councillor Nicoll, seconded by Councillor Mancini

THAT Halifax Regional Council review the list of report requests, as outlined in the revised Attachment 1 and Attachment 2 of the staff report dated October 11, 2016 and bring forward any items recommended to be withdrawn. The following items were removed from the list:

- Item 2 Exemption of Victoria Gardens
- Item 4 Stormwater Infrastructure Interim Funding Solution
- Item 7 Amendments to LUB for Dartmouth Shipping Containers
- Item 10 Councillor Mason Camp Hill Cemetery
- Item 11 Structure of Current Fees and Fines in HRM AOs and By-laws
- Item 18 RCMP Criminal Analyst Funding Request
- Item 25 Veteran Parking
- Item 69 Municipal Archive Hours of Operation

MOTION AS AMENDED PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker and Zurawski

9.2 StormWater Right-of-Way (ROW) Funding Options

The following was before Council:

- A draft extract of the November 8, 2016 Regional Council minutes
- A staff recommendation/information report dated October 11, 2016

The following motion was before Council from the November 8, 2016 meeting:

MOVED by Councillor Mason, seconded by Councillor Streatch

THAT Halifax Regional Council direct staff to prepare a report and recommendation with respect to funding the Stormwater Right-of-Way amount by way of an area rate on the assessed value of taxable properties within the Halifax Water service boundary and return to Council for consideration of the resulting report during the 2017-18 budget deliberations.

Members expressed concern that land leased areas will be billed twice, once to the park owner and again to the mobile home owner. Members asked staff to explore the option of putting the charge back on the water bill. A question was raised on how the area rate would impact households that are on Provincial roadways within the service boundaries and requested that the report clearly outline who will be charged the area rate. Members also asked that the report identify how the area rate relates to the Ditch Tax and that the recommendations provided in the first staff report be included in the alternatives.

MOTION PUT AND PASSED. (11 in favour, 3 against)

In favour: Mayor Savage, Deputy Mayor Craig, Councillors Streatch, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Adams and Whitman

Against: Councillors Hendsbee, Blackburn and Outhit

Not present: Councillors Karsten, Walker and Zurawski

- 10. NOTICES OF TABLED MATTERS NONE
- 11. PUBLIC HEARINGS NONE
- 12. CORRESPONDENCE, PETITIONS & DELEGATIONS
- 12.1 Correspondence

The Clerk noted that correspondence was received for items14.1.8 and 14.1.13. This correspondence was circulated to Council.

For a detailed list of correspondence received refer to the specific agenda item.

- 12.2 Petitions None
- 13. INFORMATION ITEMS BROUGHT FORWARD NONE
- 14. REPORTS
- 14.1 CHIEF ADMINISTRATIVE OFFICER
- 14.1.1 Councillor Appointments Nominations of Councillors to Various Boards and Committees

The following was before Council:

- A staff recommendation report dated November 9, 2016
- A handout identifying Councillors' expression of interest

MOVED by Councillor Whitman, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 1. Waive the rules of order to suspend the rules that the Executive Standing Committee review the nominations and make a recommendation to Regional Council, as the Executive Standing Committee is not scheduled to meet until January 2017.
- 2. Appoint the nominated Councillors to the Boards and Committees as outlined in Attachment 1 of the staff report dated November 9, 2016.
- 3. Procced to fill vacancies on Standing Committees, Boards and Committees by way of secret ballot from Councillors who have expressed interest in serving on those Standing Committees, Boards and Committees as outlined in Attachment 2 of the staff report dated November 9, 2016.

Council agreed to split the motions.

MOVED by Councillor Whitman, seconded by Councillor Nicoll

THAT Halifax Regional Council:

1. Waive the rules of order to suspend the rules that the Executive Standing Committee review the nominations and make a recommendation to Regional Council, as the Executive Standing Committee is not scheduled to meet until January 2017.

Two-third majority vote required.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker and Zurawski

MOVED by Councillor Whitman, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 2. Appoint the nominated Councillors to the Boards and Committees as outlined in Attachment 1 of the staff report dated November 9, 2016:
 - Alderney Landing: Councillor Austin
 - Community Monitoring Committee: Councillors Adams and Zurawski
 - HRM Chain of Lakes Trails Association: Councillors Cleary and Walker
 - Community Design Advisory Committee: Councillors Austin, Mason and Smith
 - Cole Harbour Place: Councillor Nicoll
 - Dartmouth Sportsplex: Councillor Austin
 - Shubenacadie Canal Commission: Councillors Mancini and Zurawski
 - Districts 7 & 8 PAC: Councillors Mason and Smith
 - Point Pleasant Park Advisory Committee: Councillor Mason
 - North West PAC: Councillors Blackburn and Outhit
 - St. Margaret's Bay Coastal PAC: Councillor Whitman
 - Appeals: Councillors Hendsbee, Austin, Streatch, Blackburn, Walker and Adams
 - Audit & Finance: Councillors Karsten, Walker and Whitman (Community Council appointments); Councillors Nicoll, Adams and Craig (Members at Large appointments)

Councillor Austin explained that he had spoken with Councillor Zurawski and requested a friendly amendment to Attachment 1 to replace Councillor Zurawski's name with his for the Subenacadie Canal Commission, to which Council agreed.

The motion before Council now reads:

MOVED by Councillor Whitman, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 2. Appoint the nominated Councillors to the Boards and Committees as outlined in Attachment 1 of the staff report dated November 9, 2016:
 - Alderney Landing: Councillor Austin
 - Community Monitoring Committee: Councillors Adams and Zurawski
 - HRM Chain of Lakes Trails Association: Councillors Cleary and Walker
 - Community Design Advisory Committee: Councillors Austin, Mason and Smith
 - Cole Harbour Place: Councillor Nicoll

- Dartmouth Sportsplex: Councillor Austin
- Shubenacadie Canal Commission: Councillors Mancini and Austin
- Districts 7 & 8 PAC: Councillors Mason and Smith
- Point Pleasant Park Advisory Committee: Councillor Mason
- North West PAC: Councillors Blackburn and Outhit
- St. Margaret's Bay Coastal PAC: Councillor Whitman
- Appeals: Councillors Hendsbee, Austin, Streatch, Blackburn, Walker and Adams
- Audit & Finance: Councillors Karsten, Walker and Whitman (Community Council appointments); Councillors Nicoll, Adams and Craig (Members at Large appointments)

MOTION PUT AND PASSED UNANIMOSULY.

Not present: Councillors Karsten, Walker and Zurawski

MOVED by Councillor Whitman, seconded by Councillor Nicoll

THAT Halifax Regional Council:

3. Procced to fill vacancies on Standing Committees, Boards and Committees by way of secret ballot from Councillors who have expressed interest in serving on those Standing Committees, Boards and Committees as outlined in Attachment 2 of the staff report dated November 9, 2016.

The slate of Councillors for Community Planning & Economic Development Standing Committee was considered at this time.

A vote was taken by secret ballot.

Councillors Mason, Hendsbee and Outhit were appointed Members at Large to the Community Planning & Economic Development Standing Committee.

The slate of Councillors for Environment & Sustainability Standing Committee was considered at this time.

Councillors Smith, Adams, Austin, Hendsbee and Mason removed their name from the slate.

Councillors Streatch, Karsten and Cleary were appointed Members at Large to the Environment & Sustainability Standing Committee.

The slate of Councillors for Transportation Standing Committee was considered at this time.

Councillors Hendsbee, Adams, Blackburn, Craig, Karsten and Austin removed their name from the slate.

A vote was taken by secret ballot.

Councillors Smith, Mason and Mancini were appointed Members at Large for the Transportation Standing Committee.

Council recessed at 12:01 and reconvened at 1:00 p.m.

Item 14.1.1 was completed later in the meeting, see page 11

Item 14.1.8 was addressed at this time.

14.1.8 Amendments to the Regional Municipal Planning Strategy and Community Land Use By-laws Regarding the Development of 10 hectare (25 acre) lots

The following was before Council:

- A staff recommendation report dated October 26, 2016
- Handout from regarding proposed amendments to Schedule E and F
- Staff presentation dated November 22, 2016
- Correspondence from George Hommoen, Scott W. Rowlings, Andrew Robbins, Laura Masching

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT Halifax Regional Council give first reading to consider the proposed amendments to the Regional Municipal Planning Strategy and applicable community land use by-laws, as set out in Attachments A and B of the staff report dated October 26, 2016, to allow residential development on lots created though the *HRM Charter* 10 hectare subdivision approval exemption and do not meet land use by-law requirements for road frontage and schedule a public hearing.

Mr. Ben Sivak, Major Projects Planner gave an overview of the proposed amendments to the Regional Municipal Planning Strategy (MPS) and applicable community land use by-laws. A copy of the presentation is on file.

In response to questions raised, Mr. Bob Bjerke, Director, Planning & Development provided the following clarification:

- the intent of the amendments is to focus on the areas where permits were previously issued in error but, where there are other options for development as outlined in each of the community land use by-laws
- specifications for rural roads and private roads was not within the scope for staff to look at under these amendments

MOVED by Councillor Adams, seconded by Councillor Whitman

THAT Halifax Regional Council further amend the proposed amendments to the Planning District 5 (Chebucto Peninsula) Land Use By-law, as contained in Attachment B, to add the following lands in Ketch Harbour identified as Property Identification Numbers 00391458, 41311267, 4132870, 41328196 and 41328220 within Schedule E.

MOTION TO AMEND PUT AND PASSED. (10 in favour, 5 against)

In favour: Deputy Mayor Craig, Councillors Streatch, Hendsbee, Nicoll, Mancini, Cleary, Adams, Zurawski, Whitman and Outhit

Against: Mayor Savage, Councillors Austin, Mason, Smith and Blackburn

Not present: Councillors Karsten and Walker

The motion before Council now reads:

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT Halifax Regional Council give first reading to consider the proposed amendments to the Regional Municipal Planning Strategy (MPS) and applicable community land use bylaws, as set out in Attachments A and B of the staff report dated October 26, 2016, to allow residential development on lots created though the HRM Charter 10 hectare subdivision

approval exemption and do not meet land use by-law requirements for road frontage and schedule a public hearing, with a further amendment that the proposed amendments to the Planning District 5 (Chebucto Peninsula) Land Use By-law, as contained in Attachment B, to include the following lands in Ketch Harbour identified as Property Identification Numbers 00391458, 41311267, 41328170, 41328196 and 41328220 within Schedule E.

The discussion ensued and it was MOVED by Councillor Hendsbee, seconded by Councillor Streatch

That Halifax Regional Council further amend the proposed amendments to the Eastern Shore (West) Land Use By-law, as contained in Attachment B, as follows:

- 1. by adding PID 40029225 (and any other specific properties Council wishes to include) within the shaded area shown on Schedule D;
- 2. by striking out clause 1(b) of the Shared Private Driveway Standards in the circulated copy of Schedule E; and
- 3. by adding sub-clause iiia of clause e of section 4.4, following sub-clause iii and before sub-clause iv. as shown below:
 - iiia. For properties accessed by the shared private driveway known as Moser Head Road, Subsection iii of this section shall come into force on January 1, 2022.

Councillor Hendsbee explained that the January 1, 2022 timeframe gives Moser Head Road residents time to build up the old road right-of-way and meet the requirements of the by-law. He also asked for the inclusion of East Petpeswick Hills concept plan in the by-law; as per the wording of the first amendment: and any other specific properties Council wishes to include within the shaded area shown on Schedule D.

Mr. Bjerke advised that it was unclear at this time how the inclusion of East Petpeswick Hills would be assessed. Ms. Karen Brown, Acting Municipal Solicitor advised that Councillor Hendsbee could request a supplementary staff report to consider the inclusion of this area.

Members expressed concern with moving forward on the amendment without staff having time to analyse them prior to the public hearing to determine if they are substantive or non-substantive.

MOTION TO AMEND PUT AND DEFEATED. (5 in favour, 10 against)

In favour: Mayor Savage, Councillors Streatch, Hendsbee, Adams and Whitman

Against: Deputy Mayor Craig, Councillors Nicoll, Austin, Mancini, Mason, Smith, Cleary, Zurawski, Blackburn and Outhit

Not present: Councillors Karsten and Walker

The motion before Council reads:

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT Halifax Regional Council give first reading to consider the proposed amendments to the Regional Municipal Planning Strategy (MPS) and applicable community land use bylaws, as set out in Attachments A and B of the staff report dated October 26, 2016, to allow residential development on lots created though the HRM Charter 10 hectare subdivision approval exemption and do not meet land use by-law requirements for road frontage and schedule a public hearing, with a further amendment that the proposed amendments to the Planning District 5 (Chebucto Peninsula) Land Use By-law, as contained in Attachment

B, to include the following lands in Ketch Harbour identified as Property Identification Numbers 00391458, 41311267, 41328170, 41328196 and 41328220 within Schedule E.

In response to a question raised, Ms. Sherryll Murphy, Deputy Municipal Clerk clarified that the correspondence received to date would not be part of the submissions for the public hearing.

MOTION AS AMENDED PUT AND PASSED. (14 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Craig, Councillors Streatch, Hendsbee, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Adams, Whitman, Blackburn and Outhit

Against: Councillor Zurawski

Not present: Councillors Karsten and Walker

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT Halifax Regional Council request a supplementary report based on proposed amendments circulated at the November 22, 2016 Council session and the correspondence submitted to date.

MOTION PUT AND PASSED. (14 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Craig, Councillors Streatch, Hendsbee, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Adams, Whitman, Blackburn and Outhit

Against: Councillor Zurawski

Not present: Councillors Karsten and Walker

Council resumed their discussion of Item 14.1.1 at this time.

14.1.1 Councillor Appointments – Nominations of Councillors to Various Boards and Committees

The motion before Council reads:

MOVED by Councillor Whitman, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 3. Procced to fill vacancies on Standing Committees, Boards and Committees by way of Secret ballot from Councillors who have expressed interest in serving on those Standing Committees, Boards and Committees as outlined in Attachment 2 of the staff report dated November 9, 2016:
 - Community Planning & Economic Development Standing Committee: Councillors Austin, Smith and Craig (Community Council appointments) and Councillors Mason, Hendsbee and Outhit (Member at Large appointments)
 - Environment & Sustainability Standing Committee: Councillors Mancini, Zurawski, and Blackburn (Community Council appointments) and Councillors Streatch, Karsten and Cleary (Members at Large)
 - Transportation Standing Committee: Councillors Nicoll, Cleary and Outhit (Community Council appointments) and Councillors Smith, Mason and Mancini (Member at Large appointment)

The slate of Councillors for the Heritage Advisory Committee was considered at this time.

Councillor Mason removed his name from the slate.

Councillors Hendsbee and Zurawski were appointed Members at Large of the Heritage Advisory Committee.

The slate of Councillors for the Halifax Library Board was considered at this time.

Councillors Zurawski and Mason removed their name from the slate.

A vote was taken by secret ballot.

Councillors Blackburn and Austin were appointed Members at Large to the Halifax Regional Library Board.

Councillor Whitman added his name to the slate for Community Monitoring Committee and was appointed as Member at Large.

The slate of Councillors for the Diverse Voices for Changes Local Working Group was considered at this time.

Councillors Hendsbee, Mason, Nicoll and Zurawski removed their name from the slate.

Councillor Blackburn was appointed Member at Large to the Diverse Voices for Changes Local Working Group.

The slate of Councillors for the Halifax Form Community Association was considered at this time.

Councillor Adams removed his name from the slate.

A vote was taken by secret ballot.

Councillor Smith was appointed Member at Large to the Halifax Forum Community Association.

The slate of Councillors for Canada Games Centre was considered at this time.

Councillors Adams and Walker removed their name from the slate.

Councillor Zurawski was appointed Member at Large to the Canada Games Centre.

The slate of Councillors for the Board of Police Commissioners was considered at this time.

Councillor Blackburn removed her name from the slate.

A vote was taken by secret ballot.

Deputy Mayor Craig and Councillors Mason and Mancini were appointed Members at Large to the Board of Police Commissionaires.

The motion before Council now reads:

MOVED by Councillor Whitman, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 3. Procced to fill vacancies on Standing Committees, Boards and Committees by way of secret ballot from Councillors who have expressed interest in serving on those Standing Committees, Boards and Committees as outlined in Attachment 2 of the staff report dated November 9, 2016:
 - Community Planning & Economic Development Standing Committee: Councillors Austin, Smith and Deputy Mayor Craig (Community Council appointments) and Councillors Mason, Hendsbee and Outhit (Member at Large appointments)
 - Environment & Sustainability Standing Committee: Councillors Mancini, Zurawski, and Blackburn (Community Council appointments) and Councillors Streatch, Karsten and Cleary (Member at Large appointments)
 - Transportation Standing Committee: Councillors Nicoll, Cleary and Outhit (Community Council appointments) and Councillors Smith, Mason and Mancini (Member at Large appointment)
 - Heritage Advisory Committee: Councillors Hendsbee and Zurawski (Member at Large appointments)
 - Halifax Regional Library Board: Councillors Blackburn and Austin (Member at Large appointments)
 - Community Monitoring Committee: Councillor Whitman (Member at Large appointment)
 - Diverse Voices for Changes Local Working Group: Councillor Blackburn (Member at Large appointment)
 - Halifax Forum Community Association: Councillor Smith (Member at Large appointment)
 - Canada Games Centre: Councillor Zurawski (Member at Large appointment)
 - Board of Police Commissionaires: Deputy Mayor Craig and Councillors Mason and Mancini (Member at Large appointments)

Mr. Kevin Arjoon, Municipal Clerk, advised that appointments to the Halifax Bridge Commission would be dealt with by Regional Council on December 13, 2016 and appointments to the Halifax Water Commission would be dealt with in January, 2017. He noted that current members on those Committees will continue to serve until these appointments are made.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten and Walker

14.1.2 Award – Quotation No. 16-107, Purchase of three (3) Fire Quint Apparatus

The following was before Council:

• A staff recommendation report dated October 24, 2016

MOVED by Councillor Whitman, seconded by Councillor Mancini

THAT Halifax Regional Council award Tender 16-107 for three (3) Fire Quint Apparatus vehicles to Mic Mac Fire & Safety LTD, the lowest bidder meeting specifications, for \$3,390,283 (net HST included) with funding from Project Account No. CVJ01088 - Fire Apparatus Replacement, as outlined in the Financial Implications section of the staff report dated October 24, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten and Walker

14.1.3 Administrative Order 50 – Disposal of Surplus Real Property – Package 05.16

The following was before Council:

• A staff recommendation report dated September 26, 2016

MOVED by Councillor Mason, seconded by Deputy Mayor Craig

THAT Halifax Regional Council:

- 1. Declare the properties contained in Attachments B, C and D of the staff report dated September 26, 2016, as surplus to municipal purposes; and
- 2. Categorize the properties declared surplus within the staff report dated September 26, 2016 as specified in Attachments B, C and D for the purposes of Administrative Order 50, Respecting the Disposal of Surplus Real Property.

MOVED by Councillor Austin, seconded by Councillor Mancini

THAT Attachment B Ordinary Properties be amended to delete 3 North Street, Dartmouth.

Councillor Austin explained that it would be premature to sell the property at this time, as it is part of the lands being considered as a possible route to connect Shore Road to the Alderney Trail.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten and Walker

MOVED by Councillor Austin, seconded by Councillor Nicoll

THAT Halifax Regional Council direct staff that an equivalent amount of money as realized from the sale of the properties located at PID 40506875 & PID 40938110, North Street Dartmouth, be deposited to Q606 Strategic Capital Reserve, to be committed against Reserve Q526 to be contribute toward the establishment of a municipal museum in Dartmouth as part of a cultural cluster.

Members spoke to past sales of lands and using the funds in the community. It was proposed that this matter be referred to staff for a report to consider the feasibility of the subject properties being a potential site for a municipal museum and to investigate whether transferring money realized from the potential sale from the subject properties should be deposited to Q606 Strategic Capital Reserve, and subsequently committed against Reserve Q526 to contribute toward the establishment of a municipal museum in Dartmouth as part of a cultural cluster. Councillors Austin and Nicoll agreed to this proposal.

The motion before Council now reads:

MOVED by Councillor Austin, seconded by Councillor Nicoll

THAT Attachment B Ordinary Properties be further amended to remove PID 40506875 & PID 40938110, North Street at this time, and that staff be directed to prepare a report regarding the feasibility of the subject properties being a potential site for a municipal museum and to investigate whether transferring money realized from the potential sale from the subject properties should be deposited to Q606 Strategic Capital Reserve, and subsequently committed against Reserve Q526 to be contribute toward the establishment of a municipal museum in Dartmouth as part of a cultural cluster.

Staff was asked to look at the implications of funding these types of projects in the future.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten and Walker

The Motion before Council now reads:

MOVED by Councillor Mason, seconded by Deputy Mayor Craig

THAT Halifax Regional Council:

- 1. Declare the properties contained in Attachments B (as amended), C and D of the staff report dated September 26, 2016, as surplus to municipal purposes; and
- 2. Categorize the properties declared surplus within the staff report dated September 26, 2016 as specified in Attachments B (as amended), C and D for the purposes of Administrative Order 50, respecting the Disposal of Surplus Real Property.

Staff responded to further questions of clarification.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten and Walker

14.1.4 Proposed Amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies – Case CA0108 – Street Naming from June 1 – July 31, 2016

The following was before Council:

A motion memo for Regional Council's consideration on

• A staff recommendation report dated September 16, 2016

MOVED by Councillor Mancini, seconded by Councillor Whitman

THAT Halifax Regional Council adopt the proposed amendments to Administrative Order 29 Respecting HRM Civic Addressing Policies as set out in Attachment A of the staff report dated September 16, 2016 in order to approve the naming of eight new public streets and three new private lanes as identified in Attachment B and Maps 1-4 of the staff report dated September 16, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Mason, Walker and Outhit

14.1.5 Lease Renewal for the Woodside ball fields and the Dartmouth Lawn Bowls Club, Pleasant Street, Dartmouth

The following was before Council:

• A staff recommendation report dated October 25, 2016

MOVED by Councillor Austin, seconded by Councillor Nicoll

THAT Halifax Regional Council authorize the Mayor and Municipal Clerk to enter into a lease agreement with the Province of Nova Scotia for the Woodside ball fields and the Dartmouth Lawn Bowls Club, known as Lots M-1 and M-4, Pleasant Street, Dartmouth as per the key terms and conditions set out in Table 1 in the discussion section of the staff report dated October 25, 2016.

Staff was asked to provide a list of properties the Municipalities leases from the Province.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Mason, Walker and Outhit

14.1.6 Provincial Contribution Agreement – Bus Replacement Project – Building Canada Fund

The following was before Council:

A staff recommendation report dated October 17, 2016

MOVED by Deputy Mayor Craig, seconded by Councillor Nicoll

THAT Halifax Regional Council authorize the Mayor and Municipal Clerk to sign the attached Contribution Agreement (Appendix 1 of the staff report dated October 17, 2016) with the Provincial Minister of Municipal Affairs, to receive funding for a number of bus replacements under the Building Canada Fund.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Mason and Walker

14.1.7 Donation of Decommissioned Buses to Nova Scotia Community College

The following was before Council:

• A staff recommendation report dated October 18, 2016

MOVED by Councillor Nicoll, seconded by Councillor Whitman

THAT Halifax Regional Council approve the donation of two Halifax Transit buses to Nova Scotia Community College (NSCC).

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Mason and Walker

14.1.8 Amendments to the Regional Municipal Planning Strategy and Community Land Use By-laws Regarding the Development of 10 hectare (25 acre) lots

This matter was addressed earlier in the meeting, see page 9.

14.1.9 Case 20589 – Municipal Planning Strategy (MPS) Amendments to the Musquodoboit Valley/Dutch Settlement Municipal Planning Strategy & Land Use By-Law, and the Halifax Regional Sub-Division By-law to allow the creation of 6 lots with reduced or no Road frontage on the lands of the late Mary Sibley in Meagher's Grant

The following was before Council:

• A staff recommendation report dated October 17, 2016

MOVED by Councillor Streatch, seconded by Councillor Whitman

THAT Halifax Regional Council:

- Initiate a process to consider amending the Musquodoboit Valley/Dutch Settlement Municipal Planning Strategy and Land Use By-law, and the Halifax Regional Subdivision By-law to allow the creation of 6 lots with reduced or no road frontage on the lands of Lorna Snair situated on Highway 357, in Meagher's Grant; and
- 2. Follow the public participation program for municipal planning strategy amendments as approved by Regional Council on February 27, 1997.

Staff responded to questions of initiating the process to consider options around the creation of six (6) lots and frontage requirements.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten and Walker

14.1.10 Herring Cove Water Servicing

The following was before Council:

- A staff recommendation report dated November 10, 2016
- Background material submitted by Councillor Adams entitled: Herring Cove Sewer and Water Project - Costing

MOVED by Councillor Adams, seconded by Councillor Whitman

That Halifax Regional Council:

- Waive the rules of order to suspend the rules that the Audit and Finance Standing Committee approve the staff report dated November 10, 2016 and make a recommendation to Regional Council, as the Audit and Finance Standing Committee is not scheduled to meet until December 2016;
- 2. Increase the 2016/17 gross capital budget in the amount of \$75,000 for a preliminary design for the Herring Cove Water Servicing Project Phase 2B, with funding as a withdrawal from General Contingency Reserve, Q421 and
- 3. Authorize a sole source award and reimbursement to the Halifax Regional Water Commission in the amount of \$75,000 for the preliminary design of a revised scope of work for the Herring Cove Water Servicing Project Phase 2B.

A brief discussion was held with staff providing clarification that Phase 2B was not the final phase and speaking to the agreement with the other levels of government.

Two-third majority vote required.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten and Walker

Council recessed at 3:12 p.m., and reconvened at 3:33 p.m.

14.1.11 WE Day Atlantic 2016 Event Grant

The following was before Council:

A staff recommendation report dated November 21, 2016

MOVED by Councillor Whitman, seconded by Deputy Mayor Craig

That Halifax Regional Council:

1. Waive the Rules of order to suspend the rules that the Audit and Finance Standing Committee approve the staff report dated November 21, 2016, and make a recommendation to Regional Council, as the Audit and Finance Standing Committee is not scheduled to meet until December 2016.

- 2. Approve an increase of \$27,500 for the 2016/17 event grant for WE Day Atlantic to be funded from the Community and Events Reserve, Q621; and
- 3. Direct staff to develop a multi-year, sustainable funding plan to maintain the funding level of \$65,000 in the 2017/18 budget planning process

A number of members of Council spoke in support of and as to the benefits of WE Day. They also commented on the need for a policy for dealing with requests from community groups and organizations for one time funding exceptions.

Ms. Denise Schofield, Manager, Program Support Services, Parks and Recreation, responded to questions from Council regarding the event, approving funding for the November 2016 event, and developing a multi-year funding plan to support the event.

Two-third majority vote required.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker, and Zurawski.

14.1.12 Winter Works Recommendations, Improvements and Changes

The following was before Council:

• A staff recommendation report dated November 4, 2016.

MOVED by Councillor Nicoll, seconded by Councillor Mancini

That Halifax Regional Council direct staff to:

- Maintain existing sidewalk standards when current contracts are retendered in April 2017;
- 2. Consolidate the existing sidewalk contracts from routes to zones mirroring existing streets operation zones;
- 3. Combine the streets and sidewalks tenders for the areas of Fall River, Windsor Junction, Upper Sackville and Beaver Bank, resulting in one contractor for one geographic zone; and,
- 4. Improve communications with property owners regarding clearing of property and maintain existing sidewalk service.

At the request of Council, Mr. Trevor Harvie, Superintendent, Winter Operations, and Ms. Beverley Audet, Manager, Transportation and Public Works, discussed street and sidewalk clearing service standards.

Members of Council commented on a number of concerns and suggested improvements, including:

- That the tender include that contractor equipment be clearly marked with the name of the company carrying out the work, for identification purposes.
- Residents' expectations are that sidewalks will be cleared to pavement.
- Improvements are needed to clearing bus stops and bus shelters.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker, and Zurawski.

14.1.13 Halifax Transit Moving Forward Together Plan – Supplementary Report

The following was before Council:

- A supplementary staff recommendation report dated November 4, 2016
- Correspondence from Peter Buzek, Jeff Blair, Dan Peterson, Karen Hartlen, Geoffrey Grantham, Wendy Cornwall, Iman Badawi, Stephen Archibald, Ravi Ravindra, Elizabeth McCarthy, Azza Badawi, Anne Gillies, Nathan Brett: Co-Chair of the Purcell's Cove Neighbourhood Committee, Lorraine Field, Lynne Simpson, Mary O'Brien, Lesley Armstrong, Deborah Hall, Reuben Penner, Kathleen Hall, Priest Alexander Treiger, Ksenia Pychko, Nancy Rogers, Leslee Mansour, Allison Graham, Don Hunt, Shelley Joyce, Denys Khaperskyy, Sally Ravindra, Ben Wedge, Alan Ruffman, Frances Dorsey, Nadia MacIntosh, Graziella Grbac, Paul MacKinnon, Tim Rissesco, Bruce Holland, Juanita Spencer, Michelle Champniss, Patricia Cuttell, Karla Nicholson, Angela Mercier, Brigid Garvey, Elena Dancsecs, Luke Pitman, Kim Velcoff, Borgan Hanrahan, Harriet King, Dr. Marilynne Bell, Sharlene and Vince Purcell, Natalia Koutovenko, Maria Koutovenko, Vladidlav Koutovenko, Patricia Cuttell, and Jamal Badawi.
- Staff presentation dated November 22, 2016.

MOVED by Councillor Mancini, seconded by Councillor Nicoll

- 1. THAT Halifax Regional Council amend the Moving Forward Together Plan to retain the existing route numbering associated with the communities of North Preston and Cherry Brook, as per item E of the staff report dated November 4, 2016.
- 2. Approve the Moving Forward Together Plan as presented at the April 12, 2016 meeting of Regional Council with the inclusion of the change noted above.

Mr. Dave Reage, Director, Halifax Transit, clarified that the Moving Forward Together Plan was approved by Council in April 2016, and the supplementary report is in response to requests for additional information or consideration made at that time. Mr. Reage reviewed the staff recommendation for each additional information request outlined in the supplementary report.

Councillor Mancini asked that the motion be split.

Council voted on the first part of the motion, as follows:

MOVED by Councillor Mancini, seconded by Councillor Nicoll

1. THAT Halifax Regional Council amend the Moving Forward Together Plan to retain the existing route numbering associated with the communities of North Preston and Cherry Brook, as per item E of the staff report dated November 4, 2016.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker, and Zurawski.

Mr. Kevin Arjoon, Municipal Clerk, clarified that approving the first part of the motion would approve the amendments reviewed by staff and put forward in the supplementary report, and that motion #2 would essentially be moot as the plan had already been approved in April 2016.

Councillor Mancini indicated that was not his intent, and asked that the motion be reconsidered.

MOVED by Councillor Hendsbee, seconded by Councillor Whitman,

THAT the following motion be reconsidered:

MOVED by Councillor Mancini, seconded by Councillor Nicoll,

1. THAT Halifax Regional Council amend the Moving Forward Together Plan to retain the existing route numbering associated with the communities of North Preston and Cherry Brook, as per item E of the staff report dated November 4, 2016.

Two-third majority vote required.

MOTION PUT AND PASSED. (13 in favour, 1 against)

In favour: Mayor Savage, Councillors Streatch, Hendsbee, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Adams, Whitman, Blackburn, and Outhit.

Against: Deputy Mayor Craig

Not present: Councillors Karsten, Walker, and Zurawski.

As a result of the motion of reconsideration, the staff recommendation was on the floor, as follows:

MOVED by Councillor Mancini, seconded by Councillor Nicoll

- 1. THAT Halifax Regional Council amend the Moving Forward Together Plan to retain the existing route numbering associated with the communities of North Preston and Cherry Brook, as per item E of the staff report dated November 4, 2016.
- 2. Approve the Moving Forward Together Plan as presented at the April 12, 2016 meeting of Regional Council with the inclusion of the change noted above.

MOVED by Councillor Mancini, seconded by Councillor Mason,

THAT the amendments to the Moving Forward Together Plan be deferred until the Centre Plan and the Integrated Mobility Plan has been presented to Regional Council.

Council discussed the motion to defer.

Mr. Reage clarified, at the request of Council, that the plan has been approved and unless otherwise directed, staff will proceed with the plan changes in fiscal year 2017/18, which does include the removal of some services.

Councillor Adams noted concern with alterations to routes 15 Purcell's Cove and 402 Sambro.

Council recessed at 5:35 p.m. and reconvened at 5:45 p.m.

With the agreement of the mover and seconder, the motion to defer was withdrawn.

MOVED by Councillor Adams, seconded by Councillor Mason,

THAT discussion be deferred to the next meeting (December 6, 2016) and that any changes to the Moving Forward Together Plan be held in abeyance.

MOTION TO DEFER PUT AND PASSED. (11 in favour, 3 against)

In favour: Mayor Savage, Deputy Mayor Craig, Councillors Streatch, Nicoll, Austin, Mancini, Mason, Smithy, Cleary, Adams, and Whitman.

Against: Councillors Hendsbee, Blackburn, and Outhit.

Not present: Councillors Karsten, Walker, and Zurawski.

14.2 MEMBERS OF COUNCIL

14.2.1 Councillor Whitman – Senior Housing in Tantallon Crossroads

The following was before Council:

A Councillor Request for Consideration form from Councillor Whitman

MOVED by Councillor Whitman, seconded by Deputy Mayor Craig,

THAT Regional Council request a staff report outlining the range of existing planning regulations that apply to senior citizen housing throughout the Municipality and provide recommendations on how best to establish a uniform approach to regulate this land use.

Councillor Hendsbee commented on the need to examine both public and private housing for seniors.

With the agreement of the mover and seconder, the motion was amended as follows:

MOVED by Councillor Whitman, seconded by Deputy Mayor Craig

THAT Regional Council request a staff report outlining the range of existing planning regulations that apply to senior citizen housing (public and/or private) throughout the Municipality and provide recommendations on how best to establish a uniform approach to regulate this land use.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Karsten, Walker, and Zurawski.

15. MOTIONS

15.1 Deputy Mayor Craig

MOVED by Deputy Mayor Craig, seconded by Councillor Outhit

THAT Halifax Regional Council direct the Chief Administrative Officer to prepare a report and recommendation with respect to potential amendments to Administrative Order 17, the Council Member Remuneration Administrative Order respecting compensation and benefits, including pension and transition allowances, as discussed in the staff report with respect to the Regional Council Compensation Committee Final Report dated February 17, 2016.

Mayor Savage indicated that he had to leave the meeting due to a previous commitment, and handed over the position of Chair to Councillor Whitman as past Deputy Mayor, to allow Deputy Mayor Craig to address his motion on the floor.

Council discussed the motion and the history of this matter.

MOTION PUT AND PASSED. (11 in favour, 2 against)

In favour: Deputy Mayor Craig, Councillors Streatch, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Whitman, Blackburn, and Outhit.

Against: Councillors Hendsbee and Adams.

Not present: Mayor Savage and Councillors Karsten, Walker, Zurawski.

Deputy Mayor Craig assumed the Chair, and Councillor Whitman returned to his seat in Council.

16. IN CAMERA (IN PRIVATE)

In Camera (In Private) matters were dealt with later in the meeting. See pages 22 and 23 for details.

17. ADDED ITEMS

17.1 Councillor Adams – District Capital Funds Policy

The following was before Council:

• A request for Council's consideration form from Councillor Adams.

MOVED by Councillor Adams, seconded by Councillor Mason,

THAT Halifax Regional Council request a recommendation report regarding flexibility in the application of district capital funds on properties owned by other levels of government.

MOTION PUT AND PASSED.

18. NOTICES OF MOTION

18.1 Councillor Cleary

"TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on December 6, 2016, I propose to request a staff report that analyzes the costs and benefits of clearing sidewalks to bare concrete, comparing the options of contracting out these services & providing the service in-house."

18.2 Councillor Whitman

"TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on December 6, 2016, I propose to move First Reading of proposed By-law O-111, which will amend By-law O-109, the Open Air Burning By-law, the purpose of which is to restrict industrial burning permits to a minimum area of one acre."

18.3 Councillor Mancini

"TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on December 6, 2016, I propose to move amendments to Administrative Order 16, Respecting Fee for the Use of Solid Waste Management Facilities, the purposes of which are to incorporate a \$30 per tonne tipping fee for the Halifax Industrial, Commercial and Institutional (IC&I) sector waste, effective January 1, 2017 and to make several housekeeping amendments"

16. IN CAMERA (IN PRIVATE)

16.1 In Camera (In Private) September 20 & October 26, 2016

This matter was dealt with in the public session.

MOVED by Councillor Whitman, seconded by Councillor Mason,

That the In Camera (In Private) minutes of September 20 & October 26, 2016 be approved as circulated.

MOTION PUT AND PASSED.

16.2 Contract Negotiations

16.2.1 Open Data Council Memorandum of Understanding (MOU) – *Private and Confidential Report*

This matter was dealt with in the public session.

The following was before Council:

• A private and confidential staff recommendation report dated October 24, 2016.

MOVED by Councillor Mason, seconded by Councillor Smith,

That Halifax Regional Council:

- 1. Approve the Open Data Council Memorandum of Understanding (MOU) that has been negotiated, and;
- 2. Authorize the Mayor and Clerk to sign the MOU as per section 10(3) of the Halifax Regional Municipal Charter.

MOTION PUT AND PASSED.

16.3 Property Matter

16.3.1 Potential Acquisition – Main Street, Dartmouth – Private and Confidential Report

The following was before Council:

A private and confidential staff recommendation report dated August 15, 2016.

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT this matter be deferred.

Ms. Karen Brown, Acting Municipal Solicitor, provided clarification with regard to deferring or tabling a motion, as set out in Administrative Order One.

MOVED by Councillor Mason, seconded by Councillor Mancini

THAT Regional Council move In Camera (In Private) to discuss agenda item 16.3.1 Potential Acquisition – Main Street, Dartmouth.

MOTION PUT AND PASSED.

Council recessed at 6:30 p.m. to convene an In Camera (In Private) session and reconvened at 6:49 p.m. to ratify the following motion:

MOVED by Councillor Mancini, seconded by Councillor Mason

THAT Halifax Regional Council defer the potential acquisition of the parcels identified in the body of the private and confidential staff report dated August 15, 2016 as per the discussion in closed session.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Mayor Savage, Councillors Streatch, Karsten, Walker, and Zurawski.

19. ADJOURNMENT

The meeting adjourned at 6:50 p.m.

Kevin Arjoon Municipal Clerk