



**HALIFAX REGIONAL COUNCIL
MINUTES
December 6, 2016**

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

STAFF: Mr. Jacques Dubé, Chief Administrative Officer
Mr. John Traves, Municipal Solicitor
Mr. Kevin Arjoon, Municipal Clerk
Ms. Jennifer Weagle, Legislative Assistant
Ms. Phoebe Rai, 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_2016-12-06_live.mp4.html

The agenda, supporting documents, and information items circulated to Council are available online:
<http://www.halifax.ca/council/agendasc/161206rc-agenda.php>

The meeting was called to order at 1:00 p.m., and recessed to Committee of the Whole at 2:16 p.m. Council reconvened to Regional Council at 2:31 p.m. and recessed at 5:03 p.m. Council reconvened at 6:00 p.m. and moved into an In Camera (In Private) session at 8:22 p.m. and reconvened at 8:48 p.m. Council adjourned at 8:50 p.m.

1. CALL TO ORDER

The Mayor called the meeting to order at 1:00 p.m. Council stood for a moment of reflection in remembrance of the victims of the Halifax Explosion and the massacre at École Polytechnique Montréal, both of which occurred on this day, 99 and 27 years ago respectively.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of special community announcements and acknowledgements.

3. APPROVAL OF MINUTES – November 8, 2016

MOVED by Councillor Nicoll, seconded by Councillor Mancini

THAT the minutes of November 8, 2016 be approved as circulated.

MOTION PUT AND PASSED.

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

Additions:

11.2 Heritage Hearing – 1:00 P.M.

Case H00412 – Request to Register 2275 Brunswick Street, Halifax as a Municipal Heritage Property

MOVED by Councillor Karsten, seconded by Councillor Walker

THAT item 11.2 Heritage Hearing - Case H00412 – Request to Register 2275 Brunswick Street, Halifax as a Municipal Heritage Property be added to the agenda.

Two-third majority vote required.

MOTION PUT AND PASSED.

At the request of Deputy Mayor Craig, Council agreed to add the Private and Confidential Information Items No. 1 and No. 2 from this agenda to the agenda for the next Regional Council meeting on December 13, 2016 for discussion.

The Municipal Clerk advised that the meeting today would start with the Heritage Hearing at 1:00 p.m., as advertised, followed by Regional Council adjourning to Committee of the Whole, and then adjourning to the remainder of the Regional Council agenda.

MOVED by Councillor Whitman, second by Councillor Nicoll

THAT the agenda be approved as amended.

Two-third majority vote required.

MOTION PUT AND PASSED.

11.2 Heritage Hearing

11.2.1 Case H00412 – Request to Register 2275 Brunswick Street, Halifax as a Municipal Heritage Property

The following was before Council:

- A recommendation report submitted by the Chair of the Heritage Advisory Committee dated May 2, 2016, with attached staff report dated March 23, 2016.
- An extract of minutes of the May 10, 2016 Regional Council meeting.
- A copy of the staff presentation dated December 6, 2016.

Ms. Stephanie Saloom, Planner, Planning and Development, reviewed the heritage registration application, as outlined in the staff report dated March 23, 2016.

Mayor Savage invited the property owner to come forward and address Council.

The property owner addressed Council, indicating that they were aware that this property came up for re-registration when they purchased it in the spring. He indicated that they did not receive formal notice of the registration application until the beginning of November 2016, and that they are in opposition to this registration. The property owner advised that there was a Development Agreement issued on August 14, 1980, which has not been addressed in any staff reports relating to this property, although they have brought this to the attention of staff. He suggested that the Development Agreement conflicts with the heritage registration application. The property owner indicated that they had applied for a building permit with the intention of adding a modest addition on the back of the building, and their intention has always been to repair and preserve the façade of the building, which is currently in significant disrepair. He advised that, as property owners, they would not be opposed to bringing forward an application for heritage registration in the future, but given issues that have occurred with the process, and that the building permit has been applied for, it would not be appropriate to approve the heritage registration today.

Responding to questions from Council, Ms. Saloom advised that the wrong property owner was notified at the time of the 1997 heritage registration process, and this application is a corrective registration to secure heritage registration of the property. She confirmed that at the time the current property owners purchased the property, the understanding was that the property had a heritage registration status.

Responding to questions of clarification from Council, the property owner indicated that through discussions with staff, they were told that the back of the building was a character defining feature of the property. He clarified that their intention with the addition at the back of the building is to add a kitchen, bathrooms, and external stairs, to divide the building into a unit per floor, and for them to live on the main floor. The property owner further advised that they intend to add windows to the blank south wall.

The Mayor called for a motion to close the heritage hearing, it was MOVED by Councillor Whitman, seconded by Councillor Adams

THAT the heritage hearing be closed.

MOTION PUT AND PASSED.

Mr. John Traves, Municipal Solicitor, responding to questions from Council, advised that staff brought the application forward as a caution, asking Council to reaffirm the heritage registration. He indicated that the 1997 heritage registration stands, but could be open to a challenge.

MOVED by Councillor Austin, seconded by Councillor Mancini,

THAT Halifax Regional Council approve the registration of 2275 Brunswick Street as a municipal heritage property.

Council discussed the application further with staff responding to questions.

MOTION PUT AND DEFEATED. (7 in favour, 10 against)

In favour: Deputy Mayor Craig, Councillors Hendsbee, Nicoll, Austin, Mason, Blackburn, and Outhit.

Against: Mayor Savage, Councillors Streach, Karsten, Mancini, Smith, Cleary, Walker, Adams, Zurawski, and Whitman.

Council recessed at 2:16 p.m. to convene to Committee of the Whole.

Council reconvened at 2:31 p.m.

The Municipal Clerk requested that ratification of the Committee of the Whole motion be added to the agenda.

MOVED by Councillor Mason, seconded by Councillor Walker

THAT item 17.1 Ratification from Committee of the Whole - 2017/18 Recommended Multi-year Priority Outcomes be added to the agenda.

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 and 22, 2016**
- 9.1 **Halifax Transit Moving Forward Together Plan – Supplementary Report**

The following was before Council:

- A staff recommendation report dated November 4, 2016
- A draft extract of minutes from the Regional Council meeting held on November 22, 2016
- A handout from Councillor Adams “Route 402 Sambro Financial Summary”
- Correspondence from Dmitry Trukhachev, Silvia Sterkman, Michelle Elrick, Vince Purcell, Priest Alexander Treiger, Ravi Ravindra, Dan McGrath, Doreen Wong, Barbara Campbell, Leslee Mansour, Frances Dorsey, Vangie Sadler, Maria Koutovenko, Natalia Koutovenko, Vladislav Koutovenko, Elizabeth McCarthy, Geoffrey Grantham, Rob Field and Bettyann Power, Monnah Green, Gina and Kermit Stick.

The following motion was on the floor from the November 22, 2016 meeting of Regional Council:

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 Mason, seconded by Councillor Mancini

THAT the motion be amended to add:

THAT staff engage a consultant to review the Corridor Routes in the *Moving Forward Together Plan* and provide advice for modifications that may be warranted for the 2018/19 service year. This review will incorporate any relevant information available at that time, including the outcomes of the Integrated Mobility Plan, updates on the bus rapid transit pilot proposal, commuter rail proposal, transit priority measures implementation, including any approved direction for Bayers Road and Gottingen Street, Mumford Terminal site selection, updated ridership data, and travel time mapping.

Councillor Mancini suggested that the consultant should be independent and that the consultant put forward by the Its More than Buses group not be used, to avoid any perception of bias.

Council discussed the motion, with staff responding to questions.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT the motion be amended to add:

THAT Regional Council direct Halifax Transit to implement the alternate Route 370 as identified in the map to incorporate a loop to its Mic Mac Mall stop for a six month trial pilot project to determine the viability of this service adjustment.

MOTION TO AMEND PUT AND PASSED. (9 in favour, 4 against)

In favour: Mayor Savage, Councillors Streach, Hendsbee, Nicoll, Adams, Zurawski, Whitman, Blackburn, and Outhit.

Against: Councillors Austin, Mancini, Mason, and Cleary.

Not present: Deputy Mayor Craig, Councillors Karsten, Smith and Walker.

Councillor Adams noted that transit service in Purcell's Cove has eroded over time, and will be reduced even further with the staff recommendation that the route only operate at peak hours. He proposed that route number 15 be maintained as is for a one year period, and that he, as area Councillor and staff hold a community meeting in January to discuss options to make the route work.

Councillor Adams proposed that route number 15 be maintained as-is for a one year period.

Council discussed the motion, with a number of members encouraging caution about opening up amendments to individual routes, noting that a motion was just approved to hire a consultant to review corridor routes in the plan.

MOVED by Councillor Adams, seconded by Councillor Streach

THAT the motion be amended to add:

THAT Halifax Transit Route 15 (Purcell's Cove) level of service remain as is for a one year period to allow the local Councillor to work with the community to increase ridership,

consider other options and receive input from the residents and that Halifax Transit be directed to return to Council with a report in this regard.

MOTION TO AMEND PUT AND PASSED. (11 in favour, 6 against)

In favour: Mayor Savage; Councillors Streach; Hendsbee; Nicoll; Smith; Cleary; Walker; Adams; Zurawski; Whitman; Outhit.

Against: Deputy Mayor Craig; Councillors Karsten; Mancini, Austin; Mason; Blackburn

Referring to a handout "Route 402 Sambro Financial Summary", Councillor Adams refuted comments in the staff report regarding this route. He noted that if the Route 402 were removed HRM would lose \$20,707 in revenue.

MOVED by Councillor Adams, seconded by Councillor Whitman

THAT the motion be amended to add:

THAT Regional Council leave the Sambro 402 route as is.

Council discussed the motion, with a number of members noting that Council approved service standards with the plan in April.

MOTION DEFEATED. (5 in favour, 12 against)

In favour: Councillors Streach, Hendsbee, Adams, Zurawski, and Whitman.

Against: Mayor Savage, Deputy Mayor Craig, Councillors Karsten, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Walker, Blackburn, and Outhit.

Council voted on the main motion, as amended:

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 1. 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 supplementary staff report dated November 4, 2016.**
- 2. Request a staff report regarding engaging a consultant to review the Corridor Routes in the Moving Forward Together Plan and provide advice for modifications that may be warranted for the 2018/19 service year, and this review will incorporate any relevant information available at that time, including the outcomes of the Integrated Mobility Plan, updates on the bus rapid transit pilot proposal, commuter rail proposal, transit priority measures implementation, including any approved direction for Bayers Road and Gottingen Street, Mumford Terminal site selection, updated ridership data, and travel time mapping.**
- 3. Direct Halifax Transit to implement the alternate Route 370, as identified in the Attachment 4 map of the supplementary staff report dated November 4, 2016, to incorporate a loop to its Mic Mac Mall stop for a six month trial pilot project to determine the viability of this service adjustment.**
- 4. That Halifax Transit Route 15 (Purcell's Cove) level of service remain as is for a one year period to allow the local Councillor to work with the community to**

increase ridership, consider other options and receive input from residents, and that Halifax Transit be directed to return to Council with a report in this regard.

5. Approve the Moving Forward Together Plan as presented at the April 12, 2016 meeting of Regional Council with the inclusion of the changes noted above.

MOTION AS AMENDED PUT AND PASSED. (15 in favour, 2 against)

In favour: Mayor Savage, Deputy Mayor Craig, Councillors Streach, Hendsbee, Karsten, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Walker, Zurawski, Blackburn, and Outhit.

Against: Councillors Adams and Whitman.

9.2 BOARD OF POLICE COMMISSIONERS

9.2.1 Roles and Responsibilities in Police Service

Council agreed to discuss this matter during the In Camera portion of the meeting.

10. NOTICES OF TABLED MATTERS – NONE

11. PUBLIC HEARING

- 11.1 **Case 19626 – Dartmouth Municipal Planning Strategy and Land Use By-Law Amendments – Development Agreement for Multiple Use Dwelling and Commercial Development at 836 and 842 Portland Street, Dartmouth (Joint Public Hearing with Harbour East - Marine Drive Community Council)**

The public hearing was held at 6:00 p.m. Refer to page 9.

11.2 Heritage Hearing

- 11.2.1 **Case H00412 – Request to Register 2275 Brunswick Street, Halifax as a Municipal Heritage Property**

This matter was addressed earlier in the meeting. Refer to page 3.

12. CORRESPONDENCE, PETITIONS & DELEGATIONS

12.1 Correspondence

The Clerk noted that correspondence was received for items: 9.1 and 11.1. This correspondence was circulated to Council.

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

12.2 Petitions

12.2.1 Councillor Karsten

Councillor Karsten submitted a petition with approximately 83 signatures against Case 19626 Re-zoning Lands at 836 & 842 Portland Street.

12.2.2 Councillor Mason

Councillor Mason submitted a petition with approximately 164 signatures in support of including a mini-park in the proposed Young Avenue Subdivision.

12.2.3 Councillor Mason

Councillor Mason submitted a petition with approximately 351 signatures opposed to extra heavy truck traffic on Morris Street.

13. INFORMATION ITEMS BROUGHT FORWARD – November 22, 2016

13.1 Councillor Hendsbee - Case H00408 – Substantial Alteration to Benjamin Wier House, 1459 Hollis Street, a Municipally Registered Heritage Property

The following was before Council:

- An information report submitted by the Chair of the Heritage Advisory Committee dated October 5, 2015, with attached staff report dated September 4, 2015
- Staff presentation dated December 6, 2016

MOVED by Councillor Hendsbee, seconded by Councillor Nicoll

THAT Halifax Regional Council approve the substantial alteration to Benjamin Wier House, 1459 Hollis Street, Halifax.

The Municipal Clerk noted that the Heritage Advisory Committee could not come to a decision on this matter and put it forward to Council without recommendation. He clarified that the only recommendation at this point is the staff recommendation.

At the request of Council, Ms. Erin MacIntyre, Principle Planner, Planning and Development, presented the application to Council, as per the staff report dated September 4, 2015. Ms. MacIntyre advised that the Design Review Committee approved the proposal, and the appeal period for that approval has expired.

MOTION PUT AND PASSED. (16 in favour, 1 against)

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

Against: Councillor Streach

14. REPORTS

14.1 CHIEF ADMINISTRATIVE OFFICER

14.1.1 Tender 16-095 – Construct Two Passenger Ferries

The following was before Council:

- A staff recommendation report dated November 4, 2016

MOVED by Councillor Mason, seconded by Councillor Walker

THAT Halifax Regional Council:

1. **Award Tender No. 16-095 to Construct Two Passenger Ferries to the lowest bidder meeting specifications, A.F. Theriault & Son Ltd., for Total Tender Price of \$9,802,884 (net HST included); and**
2. **In accordance with the Sole Source Policy (Administrative Order 35, Section 8(11A) subsections (a) and (b) attached – Appendix A), award the sole source procurement for construction and inspection services to EYE Marine Consultants for an estimated amount of \$98,926 (net HST included) with funding from Project No. CM000001, as outlined in the Financial Implications section of the staff report dated November 4, 2016.**

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.2 Request for Permanent Encroachment at 6061 University Avenue, Halifax

The following was before Council:

- A staff recommendation report dated November 15, 2016

MOVED by Councillor Mason, seconded by Councillor Nicoll,

THAT Halifax Regional Council approve the attached Encroachment License Agreement (Attachment A of the staff report dated November 15, 2016), subject to non-substantive amendments, if any, allowing Dalhousie University to install the proposed protective barrier around an existing utility pole.

MOTION PUT AND PASSED UNANIMOUSLY.

Council recessed at 5:03 p.m.

Council reconvened at 6:00 p.m.

The Mayor suggested that a number of items be deferred to the next meeting due to time restrictions.

MOVED by Councillor Mason, seconded by Councillor Whitman

THAT items 14.1.3, 14.2.1 and 14.2.2 be deferred to the next meeting of Regional Council.

MOTION PUT AND PASSED.

11.1 Case 19626 – Dartmouth Municipal Planning Strategy and Land Use By-Law Amendments – Development Agreement for Multiple Use Dwelling and Commercial Development at 836 and 842 Portland Street, Dartmouth (Joint Public Hearing with Harbour East - Marine Drive Community Council)

The following was before Council:

- A recommendation report submitted by the Chair of the Harbour East - Marine Drive Community Council dated September 23, 2016, with attached staff report dated August 16, 2016
- A copy of the staff presentation dated December 6, 2016
- A memorandum from Tyson Simms, Planner II dated December 6, 2016 re: Recommendation and Revised Council Motion
- A copy of the applicant presentation dated December 6, 2016
- An extract of minutes from the Regional Council meeting held on October 4, 2016
- Correspondence from Nikki Peck, David and Barbara Kulka, Tim Sampson, Mike Casey, Blair and Shannon Richardson, Leo D. McKenna, Elizabeth A. and Gerald E. Mennie, Beatrice Wilkins, Murdock and Connie Morrison, Phil Elliott, Teresa Stephenson, Bill Mader, Owen and Rita LaPierre, Virginia Cameron, Tom Gerard, Michael Potvin, Alicia Potvin, and Blair Richardson

- A handout submitted by Councillor Karsten entitled “Questions from Residents Regarding Case 19626”

Mr. Tyson Simms, Planner II provided the staff presentation on Case 19626 as outlined in the staff report dated August 16, 2016. Mr. Simms advised that staff has prepared a memorandum with a revised motion to provide greater clarity, and this was circulated to all members of Regional Council. A brief discussion ensued with Mr. Simms responding to questions of clarification, noting:

- The proposed development is consistent with the intent and objectives of the Morris-Russell Lake Master Plan Area.
- Staff has reviewed the traffic impact study and addendums, and they concur that there is sufficient latitude to accommodate this development within the existing road network.

Mayor Savage invited the applicant to come forward and address Council.

Mr. Jacob JeBailey, Principal Architect, presented on behalf of applicant W.M. Fares Architects. Mr. JeBailey provided additional context regarding the existing site and proposed development. A copy of the applicant presentation was provided.

Mayor Savage reviewed the rules of procedure for public hearings and opened the public hearing for anyone wishing to speak on the matter.

Mr. Michael Potvin, Dartmouth spoke to the traffic on Portland Street and the growth of the area, making reference to the Transit-Oriented Development Case Study produced by the Canada Mortgage and Housing Corporation which he had provided to Council through correspondence. Mr. Potvin commented that the neighbourhood is not conducive to increased pedestrian traffic, as it was designed around vehicular access. He raised concerns with the conclusions of the traffic impact study and suggested that a traffic mitigation strategy be developed.

Mr. Blair Richardson, Dartmouth spoke to the dangers of increased traffic on residential side streets, specifically Alpine Drive, as traffic increases in the Portland Street area, which he noted was already over-capacity. He requested that the amendments be rejected at this time, and that the municipality conduct its own traffic and environmental impact studies before considering the matter further.

Mr. Murdock Morrison, Dartmouth expressed concern with the level of public consultation on the proposed development and shared community concerns that were raised at the Public Information Meeting in 2015. He shared his view that the proposed development was not in keeping with the character of the area. Mr. Morrison advised that the site was part of the Morris Lake Watershed and urged Council to undertake a water quality monitoring program and consider stormwater management.

Ms. Alicia Potvin, Dartmouth spoke to the environmental sensitivity of the parcel and requested Council protect residents in the existing neighbourhood from negative impacts to their quality of life, safety, and the environment. She commented that the proposal was too dense for the community and would reduce the safety of children walking to school. Ms. Potvin provided commentary with respect to the hydrology, vegetation, underground springs, and erosion prone silty soils in the area and indicated that consideration should be given to non-permeable surfaces and how to minimize the extent of soil exposure.

Mr. Tom Patterson, Dartmouth provided commentary with respect to the history of the parcel as part of his parents' dairy farm that operated until the mid-1950s. He advised that he supports the development proposal because it would attract tenants desiring proximity to the transit terminal, thus not requiring cars. He considered it unlikely that the commercial aspects of the proposal would result in an increase to local traffic as the customer base would be mostly local residents.

Mr. Leo McKenna, Dartmouth shared his apprehension regarding the traffic impact and potential for illegal right hand turns and shortcutting. He advised that density is appropriate in the municipality, but it should be proportional to the community. Mr. McKenna spoke in favour of eliminating or reducing the commercial uses, citing empty commercial space and vacant lots in the area.

Mr. Darren Doucette, Dartmouth asked Council to pay close attention to the entrance to Building C on the proposed development site plan. He advised that the entrance is directly across from the entrance to the Metro Transit lot, which could result in the need for signalization at the intersection.

Ms. Jeannette Gordon, Dartmouth echoed concerns expressed by previous speakers regarding the potential impact to traffic and safety in the neighbourhood.

Mr. David Kulka, Dartmouth, indicated that residents he has spoken to in the neighbourhood and not in favour of the proposed development because they find it to be out of proportion to the existing neighbourhood and they believe overall traffic will increase significantly.

The Mayor called three times for any other members of the public wishing to speak on the matter. There being none, the Mayor invited the applicant to respond to comments provided by the public.

Mr. Cesar Saleh, Vice-President Planning & Design, W.M. Fares Group, provided several comments in response to the concerns raised by residents:

- The traffic impact study was completed by a qualified professional according to the methodology set out in HRM guidelines. Furthermore, attention has been paid to traffic generation and circulation, site distances, site access and egress, pedestrian circulation, and safety issues.
- Regarding site grading and stormwater management, the plan will be designed by professional engineers following HRM guidelines and industry standards.
- The plan exceeds typical buffer requirements, is based on good planning and design principles, and is consistent with the planning policy for a growth area that encourages enhanced pedestrian linkages and pedestrian-oriented facades.

MOVED by Councillor Walker, seconded by Councillor Mancini

THAT the public hearing close.

MOTION PUT AND PASSED.

Mr. Simms responded to questions of clarification, noting the following:

- Council is being asked to consider amendments to the Dartmouth Municipal Planning Strategy (MPS) to add Policy ML-36. Mr. Simms indicated that there has been some confusion amongst the public regarding the applicability of other 35 policies in the MPS to the proposed development, as a large number of said policies speak specifically to lands with the "Comprehensive Development District" (CDD) designation and are thus not germane to the discussion.
- Density is calculated by dividing the number of units by the total acreage, so at 81 units on 4 acres the proposal would have a density of 20.25 units per acre.

MOVED by Councillor Karsten, seconded by Councillor Whitman

THAT Halifax Regional Council approve the proposed amendments to the Dartmouth Municipal Planning Strategy and the Dartmouth Land Use By-law as set out in Attachments A and B of the report dated August 16, 2016.

MOVED by Councillor Karsten, seconded by Councillor Nicoll

THAT the motion be deferred pending a supplementary report based on questions of Council.

Councillor Karsten submitted a handout containing a number of questions for staff's consideration. Councillors also requested clarity on whether or not there is a de facto moratorium on development in the

area surrounding Portland Street and Caldwell Road, and whether there is a method used by staff to determine when there is enough commercial space in an urban growth area.

Mr. John Traves, Municipal Solicitor, advised that because the public hearing was duly held and closed, Council must make its decision with no further communication or discussion aside from the debate to be held in Council when the supplemental report comes forward.

MOTION TO DEFER PUT AND PASSED. (16 in favour, 1 against)

In favour: Mayor Savage, Deputy Mayor Craig, Councillors Streach, Hendsbee, Karsten, Nicoll, Austin, Mancini, Mason, Smith, Walker, Adams, Zurawski, Whitman, Blackburn and Outhit

Against: Councillor Cleary

Council agreed to consider item 14.4.1 next on the agenda as Councillor Adams had to leave the meeting.

14.4 MEMBERS OF COUNCIL

14.4.1 Councillor Adams – Herring Cove Servicing

The following was before Council:

- A Request for Council's Consideration form submitted by Councillor Adams
- A copy of the staff recommendation report dated November 10, 2016

MOVED by Councillor Adams, seconded by Councillor Walker

- 1. That Halifax Regional Council Waive the Rules of Order to suspend the notice provisions associated with 63(3) regarding motions of recession regarding a motion passed November 22, 2016 regarding Herring Cove Water Servicing, and;**
- 2. That the following motion passed by Regional Council with respect to Herring Cove Water Servicing be Rescinded:**

It is recommended 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 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.**

Councillor Adams advised that the purpose of the motion of recession was to bring forward a new motion to cost out the entire project.

MOTION TO RESCIND PUT AND PASSED UNANIMOUSLY.

Two-third majority vote required.

Not present: Deputy Mayor Craig and Councillor Streach

MOVED by Councillor Adams, seconded by Councillor Walker

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 10, 2016 and make a recommendation to Regional Council; and
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 and Phase 4, 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 and Phase 4.

MOTION PUT AND PASSED UNANIMOUSLY.

Two-third majority vote required.

Not present: Deputy Mayor Craig and Councillor Streach

14.1.3 First Reading Proposed By-Law O-111 – Amendments to By-law 0-109, Respecting Open Air Burning – Industrial Burning Permits

The following was before Council:

- A staff recommendation report dated October 13, 2016

This matter was deferred to the December 13, 2016 meeting of Regional Council due to time constraints.

14.1.4 Proposed Amendment to Administrative Order 16, Respecting Fees for the Use of Solid Waste Management Facilities

The following was before Council:

- A staff recommendation report dated September 8, 2016

Notice of Motion was given November 22, 2016

MOVED by Councillor Mancini, seconded by Councillor Mason

THAT Halifax Regional Council adopt the amendments to Administrative Order 16, Fees for the Use of Solid Waste Management Facilities, as set out in Attachment 2 to the staff report dated September 8, 2016.

It was suggested that the timeline for the proposed amendments to come into effect was insufficient to ensure the public is informed.

MOVED by Deputy Mayor Craig, seconded by Councillor Outhit

THAT Attachment 2 in the main motion is amended by:

- (a) striking out the dates “December 31, 2016” in section 6 and adding the date “March 31, 2017” in section 6; and
- (b) striking out the date “January 1, 2017” in section 7 and adding the date “April 1, 2017” in section 7.

So it reads:

(e) (i) For the period up to and including March 31, 2017, haulers and persons who transport wastes acceptable for disposal at the materials recovery facility shall not pay fees.

(ii) Commencing April 1, 2017, haulers and persons who transport wastes acceptable for processing at the materials recovery facility shall pay a fee of Weight Fee

50 kg

(110 lb) or more \$1.50 per 50 kg

Less than 50 kg

(110 lb) No user fee

The amendment was accepted as friendly.

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

In favour: Mayor Savage, Deputy Mayor Craig, Councillors: Karsten, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Walker, Zurawski, Whitman, Blackburn and Outhit.

Against: Councillor Hendsbee

Not present: Councillors Streach and Adams

14.2 COMMUNITY PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

14.2.1 Halifax Needs Assessment

The following was before Council:

- A recommendation report submitted by the Chair of the Community Planning and Economic Development Standing Committee dated September 16, 2016, with attached staff supplementary report dated June 24, 2016
- A staff presentation dated December 6, 2016

This matter was deferred to the December 13, 2016 meeting of Regional Council due to time constraints.

14.2.2 Implementation of Density Bonusing for Private Rental Affordable Housing in the Regional Centre

The following was before Council:

- A recommendation report submitted by the Chair of the Community Planning and Economic Development Standing Committee dated September 16, 2016, with attached staff report dated September 6, 2016
- A staff presentation dated December 6, 2016

This matter was deferred to the December 13, 2016 meeting of Regional Council due to time constraints.

14.3 HALIFAX AND WEST COMMUNITY COUNCIL

14.3.1 Case 19531 – Amendments to the Halifax Municipal Planning Strategy and Halifax Peninsula Land Use By-Law for the northern corner of Young Street and Windsor Street, Halifax

The following was before Council:

- A recommendation report submitted by the Chair of Halifax and West Community Council dated November 18, 2016, with attached staff report dated November 1, 2016

MOVED by Councillor Smith, seconded by Councillor Walker

THAT Halifax Regional Council give First Reading to consider the proposed amendments to the Municipal Planning Strategy (MPS) and Land Use By-law (LUB) for Halifax Peninsula, as set out in Attachments A and B of the staff report dated November 1, 2016, to enable a mixed use, commercial and high density residential development at the northern corner of Young Street and Windsor Street, Halifax and schedule a public hearing.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Streach and Adams.

14.3.2 Case 19858 – Amendments to the Halifax Municipal Planning Strategy and Peninsula Land Use By-Law for 6345 Coburg Road, Halifax

The following was before Council:

- A recommendation report submitted by the Chair of Halifax and West Community Council dated November 21, 2016, with attached staff report dated November 1, 2016

MOVED by Councillor Mason, seconded by Councillor Nicoll

THAT Halifax Regional Council give First Reading to consider the proposed amendments to the Halifax Municipal Planning Strategy (MPS) and Halifax Peninsula Land Use By-law (LUB), as set out in Attachments A and B of the staff report dated November 1, 2016, to enable a multi-unit residential building at 6345 Coburg Road, Halifax, and schedule a public hearing.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Streach and Adams.

14.4 MEMBERS OF COUNCIL

14.4.1 Councillor Adams – Herring Cove Servicing

This matter was addressed earlier in the meeting. See page 12 for details.

15. MOTIONS

15.1 Councillor Cleary

MOVED by Councillor Cleary, seconded by Councillor Mancini

THAT Halifax Regional Council request a staff report that analyzes the cost and benefits of clearing sidewalks to bare concrete, comparing the options of contracting out these services and providing the service in-house.

A brief discussion ensued; it was suggested the report identify pinch points and limitations to clearing to bare concrete with regard to the design of sidewalks.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Streach and Adams.

Council agreed to proceed to consider items 17 and 18 next on the agenda before addressing a motion to convene to In Camera.

17. ADDED ITEMS

17.1 Ratification of Committee of the Whole – 2017/18 Recommended Multi-year Priority Outcomes (Supplementary Staff Report)

MOVED by Councillor Mason, seconded by Councillor Nicoll

THAT Halifax Regional Council:

1. Approve the Strategic Planning Framework in attachment A of the supplementary staff report dated November 30, 2016;
2. Approve the Priority Outcomes in attachment B of the supplementary staff report dated November 30, 2016; and
3. Direct staff to prepare the 17/18 multi-year budget and business plan in support of the approved priority outcomes.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Streach and Adams.

18. NOTICES OF MOTION

18.1 Councillor Karsten

"TAKE NOTICE that, at the next meeting of Halifax Regional Council scheduled for December 13, 2016, I intend to move amendments to Administrative Order SC-81, Respecting Closure of a Portion of Portland Street, and Administrative Order SC-82, Respecting Closure of a Portion of Irving Street, Dartmouth, to add a legal description or a survey to each Administrative Order."

16. IN CAMERA (IN PRIVATE)

16.1 Legal Advice

16.1.1 Private and Confidential In Camera (In Private) Information Report - re: Board of Police Commissioners Request for Staff Report – Governance – Roles and Responsibilities in Police Service – Deferred from November 8, 2016

MOVED by Councillor Walker, seconded by Councillor Whitman

THAT Halifax Regional Council convene to In Camera (In Private) session to consider item 16.1.1.

MOTION PUT AND PASSED.

Council recessed at 8:22 p.m. to convene to In Camera (In Private).

Council reconvened at 8:48 p.m. to consider the following item deferred from earlier in the meeting. Councillors Streach and Adams were not present.

9.2 BOARD OF POLICE COMMISSIONERS

9.2.1 Roles and Responsibilities in Police Service

The following was before Council:

- A recommendation report submitted by the Chair of the Board of Police Commissioners dated September 21, 2016
- A draft extract of minutes from the Regional Council meeting held on November 8, 2016

MOVED by Councillor Walker, seconded by Deputy Mayor Craig

THAT Halifax Regional Council request that a staff report be prepared to:

1. Review the current governance framework, roles, responsibilities, authorities and budget respecting the Board of Police Commissioners including the Memorandum of Understanding between the Board, HRM and RCMP, Legislation and By-law;
2. Provide police services governance options, including consideration for realignment of the organization reporting structure, and/or responsibility transfer to improve governance, accountability, communication, policy and public service related to police services for the Halifax Regional Municipality and;
3. Provide reporting and funding options for staff support of the Board of Police Commissioners.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Streach and Adams.

19. ADJOURNMENT

The meeting adjourned at 8:50 p.m.

Kevin Arjoon
Municipal Clerk