



**HALIFAX REGIONAL COUNCIL  
MINUTES  
October 16 and 17, 2018**

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

REGRETS: Mayor Mike Savage

STAFF: Jacques Dubé, Chief Administrative Officer  
Martin Ward, Acting Municipal Solicitor  
Sherryl Murphy, Deputy Municipal Clerk  
Sharon Chase, Legislative Assistant  
Phoebe Rai, Legislative Assistant

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

*The agenda, reports, supporting documents, information items circulated, and video (if available) are online at [halifax.ca](http://halifax.ca).*

*The meeting was called to order at 2:00 p.m., Council moved into an In Camera (In Private) session at 5:05 p.m., reconvened in public and then recessed at 5:15 p.m. and reconvened at 6:00 pm. Council recessed at 11:41 p.m. and reconvened at 11:56 pm. Council adjourned at 12:06 a.m.*

**1. CALL TO ORDER**

The Deputy Mayor called the meeting to order at 2:00 p.m. and Council stood for a moment of reflection.

**2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillors noted a number of special community announcements and acknowledgements.

**3. APPROVAL OF MINUTES – September 18, 2018**

MOVED by Councillor Zurawski, seconded by Councillor Cleary

**THAT the minutes of September 18, 2018 be approved as circulated.**

**MOTION PUT AND PASSED.**

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

Additions:

16.3 Appointment Special Advisory Committee on the Commemoration of Edward Cornwallis and the Recognition and Commemoration of Indigenous History.

16.4 Acquisition of Land - Bedford

17.1 Councillor Adams - Supporting Nova Scotia Shipyard Jobs

17.2 Councillor Hendsbee - Onsite Septic System Financing

MOVED by Councillor Craig, seconded by Councillor Whitman

**THAT the agenda be approved as amended.**

**MOTION PUT AND PASSED.**

**5. BUSINESS ARISING OUT OF THE MINUTES- NONE**

**6. CALL FOR DECLARATION OF CONFLICT OF INTERESTS-NONE**

**7. MOTIONS OF RECONSIDERATION – NONE**

**8. MOTIONS OF RESCISSION – NONE**

**9. CONSIDERATION OF DEFERRED BUSINESS – NONE**

**10. NOTICES OF TABLED MATTERS – NONE**

**11. PUBLIC HEARINGS**

**11.1 Case 19461 - Site Specific Amendments to the Municipal Planning Strategy and Land Use By-law for Planning Districts 1 and 3 to permit an asphalt plant at PID# 41457821, north of Highway 103 and west of Little Indian Lake, Head of St, Margarets Bay**

The following was before Council:

- A recommendation report from North West Community Council dated September 11, 2018 with attached staff recommendation report dated July 11, 2018
- A draft extract of Regional Council minutes from September 18, 2018

- A staff presentation dated October 16, 2018
- An applicant presentation dated October 16, 2018
- Correspondence received from: Robert MacPherson, Paul Miller, Barbara Klass, Joey Gargin, Mike White, Darrell and Joanna Rhodenizer, Nick Horne, Shawn Beaulieu, Lynda Corkum, Christine Bower, Patrick Sullivan, Robert Williamson, Michelle Horne, Theresa Hubley, John Hamblin, Andrea Cavicchi, Stacey Rudderham, Beth McGee, Joanna Rhodenizer, W. Harnish & D. Thibodeau, Joanne Young & Kevin Young, Gloria Lacey, John David Peer, Amy Ells, Janice Naugler, Matthew Stewart Williamson, Mike Lancaster, Terese Patton, Justin Ells, Ken Donnelly, Melanie Mulrooney, John Cascadden, John Patton, Dianna Rievaj, Betty Ann Robinson, Wendy Litt, Alex Gennette, Karen Black and Neeraj Vats, Brittany Andersen, Rhonda Dean, James Smith, E.M. Smith, Denise Peterson-Rafuse, Gwen Christie, Sean Cavicchi, John Turnbull, Alexander Boutilier, Kelly Horne, Deanna Foster, John Whyte, Michelle Horne, Trevor Magarvey, Gerald Kendrick, Daisy Dauphinee, Michelle Lamontagne, Karl & Shelley Webb, Stephen Nurse, Tara Fleming, Andrew Gosney, Nancy Bragg, Kaitlyn Sobey, Shanna MacMillan, Jacqui Tupper, Jenna Poste, Miguasha Burke-Brodeur, Stephanie MacWhirter, Kellie Allen, Brian Palmeter, Katherine Jones, Keith Colter, Trevor Magarvey, Matthew Croft, David Wimberly, Cheryl Doncaster, Simon Higginson, Peggy & Greg MacIntyre, Jeff White, Bruce Kennedy, Kathleen Bissonnette, Carrie Pineo, and Steffen Dantz.
- A petition from the September 18, 2018 Regional Council meeting and September 10, 2018 North West Community Council meeting
- Correspondence from September 18, 2018 circulated to Regional Council re: Item 14.2.1
- Correspondence from September 10, 2018 circulated to North West Community Council re: Item 13.1.2
- Correspondence from September 6, 2017 circulated to North West Planning Advisory Committee re: Item 9.1.1
- Correspondence from 2017 circulated to North West Community Council re: Case 19461
- Correspondence from September 20, 2016 circulated to Regional Council re: Item 14.5.1
- Correspondence from 2016 circulated to North West Community Council re: Case 19461
- Correspondence from April 28, 2015 Regional Council meeting re: item 11.1.6

First Reading given September 18, 2018.

Thea Langille, Supervisor and Principal Planner, provided the staff presentation for Case 19461 regarding an application to amend the Municipal Planning Strategy and Land Use By-laws for Planning Districts 1 and 3 to permit an asphalt plant as outlined in the staff report dated July 11, 2018. Langille provided an overview of concerns heard from the local community and the proposed mitigating measures.

Responding to questions of clarification, staff advised that the existing quarry was permitted through a provincial process. The proposed asphalt plant, if approved, would also need to receive the proper permits from the Province. Langille noted that there are all-terrain vehicle trails that run through the site as well as an existing access road to the quarry. Staff further advised that an asphalt plant was operating on the site in May and June of 2014 and staff is unaware of any complaints during that time. Langille indicated the application is site-specific, so the decision of Council would not establish a precedent for other sites.

Martin Ward, Acting Municipal Solicitor, responded to questions regarding the relevance of a letter from Dexter Construction Company Limited that indicates the company may seek to establish a quarry and asphalt plant on a nearby site. Ward noted that the Halifax Regional Charter establishes the process for applicants to request amendment of land-use by-laws and it would be inappropriate to speculate on what Council might do with a future application.

Deputy Mayor Mason invited the applicant to come forward and address Council.

**Robert MacPherson**, president of Scotian Materials Limited, provided the presentation on behalf of the applicant. Responding to questions of clarification, MacPherson advised that the moderator of the

Community Liaison Committee (CLC) was paid by Scotian Materials, and the members of the CLC were volunteers. MacPherson noted that one of the results of the community consultation was a commitment to operating a dry system to avoid the possibility of groundwater contamination. The site would typically be running 10-hour shifts during the day, not night work.

Kevin Arjoon, Municipal Clerk, reviewed the rules of procedure for public hearings and Deputy Mayor Mason opened the public hearing for anyone wishing to speak on the matter.

**Stacey Rudderham, Fall River**, spoke to their experience with the Fall River quarry and asphalt plant and negative impacts on property assessments and the social, economic, and environmental viability of the surrounding community. Rudderham advised that the value of their home has reduced by 12% since 2012 and other houses have been selling for less than their assessed value.

**John Hamblin, Upper Tantallon**, noted that they bought a home in the community due to the pristine nature and lack of industrial expansion in the area. Hamblin highlighted that the community has been vocal in rejecting the need for an asphalt plant on the site.

**Jeremy Grattan, Westwood Hills**, indicated that there is insufficient evidence to demonstrate the need for an asphalt plant in the community and expressed concern that the plant might be able to later be converted to a wet process that could produce leachate.

**John McCracken, Allan Heights**, spoke in opposition to the application, advising that there are several schools and child care centres within three kilometers of the proposed site, and many nearby properties have stressed wells and old septic systems.

**Cameron Wainwright, Fall River**, member of the Goffs Quarry Community Liaison Committee, shared their experience with the Scotian Materials asphalt plant in Fall River. Wainwright noted that although they were initially opposed to the application, the extensive studies and community consultation conducted by the proponent demonstrated an effort to go above and beyond what was required of them to be a responsible neighbour, which changed some minds in Fall River.

**Scott Guthrie, Brookside**, Vice Chair of the Otter Lake Community Liaison Committee advised they did not wish to take a position on whether an asphalt plant was appropriate for the community but rather sought to clarify that although the area was identified as a potential future landfill site, it will likely not be required due to the life expectancy at of the facility at Otter Lake.

**Tara Magarvey, Upper Tantallon**, spoke against the planning strategy amendment request and read aloud from the correspondence dated October 4, 2018 written by Paul B. Miller.

**Mark Grandmaison, Upper Tantallon**, continued reading from the correspondence submitted by Paul Miller. Grandmaison concluded by noting that a function of the municipality is to enable land uses that are necessary or desirable to maintain safe and viable communities, and they expressed the view that the proposal is not necessary or desirable.

**Diana Rievaj, Louis Lake**, spoke against the proposed site-specific MPS amendments and noted environmental concerns. Rievaj suggested that the circumstances under which previous planning documents were prepared had not changed significantly, and the community did not need an asphalt plant.

**Michelle Horne, Westwood Hills**, read excerpts from the MPS and advised that there is potential for significant adverse environmental effects to introducing this type of industrial activity at the location.

**Trevor Magarvey, Westwood Hills**, expressed opposition to the proposed amendments and concerns that there are not enough assurances that the plant would be temporary. Margarvey noted that the logging roads were winding and expressed concern that the new service road would be used by asphalt trucks.

**Dennis Thibodeau, Westwood Hills**, shared concern regarding the potential health impacts to those living close to the proposed site and spoke to their experience with airborne particles when the plant operated in 2014.

**Denise Peterson-Rafuse, Westwood Hills**, former MLA for Chester St Margaret's, provided commentary with respect to concerns heard from the community while representing the area when the previous asphalt plant operated in 2014. They outlined environmental, health, safety, financial, and family impacts of the proposed plant and urged Council to reject the application.

**Beth Mcgee, Seabright**, informed Council that the provincial government stated in 2012 that gaining control of these lands would enable the forestry industry to value them and generate jobs, and suggested an asphalt plant was not in keeping with this mandate or the planning documents. Mcgee noted concerns regarding increased truck traffic and asked the application be rejected.

**John Turnbull, Glen Haven**, expressed concern for the health of teachers and students at nearby Sir John A. MacDonald High School and other schools in the area.

**Charles Brennan, Westwood Hills**, noted the area was a good place to raise children and expressed concern with potential truck traffic.

**Mike Lancaster, St. Margaret's Bay**, member of St. Margaret's Bay Stewardship Association, spoke in opposition to the application based on the ecological value of the area. They advised that they are involved in efforts to designate areas of the lands as wilderness preserve to protect significant and endangered species.

**Nick Horne, Westwood Hills**, Vice-President of Westwood Hills Riding Association, reiterated previous comments that the application should not be pursued due to lack of benefit to public policy objectives. They urged Council to give priority to protection of the natural environment.

**Jacque Tupper, Head of St. Margaret's Bay**, noted that their home is one of the closest and expressed concerns that their inherited lands would be devalued, indigenous wildlife displaced, and local traffic patterns disrupted.

**David Wimberly, Head of St. Margaret's Bay**, suggested the lands be reserved for possible landfill and kept in a natural state. They expressed concern regarding environmental impacts of the proposed plant.

**Shannon Shields, Boutillier's Point**, commented that there are other more suitable locations for asphalt plants and expressed the opinion that approving the application would give an unfair competitive advantage to the proponent.

MOVED by Councillor Walker, seconded by Councillor Karsten

**THAT the meeting be extended beyond 10:00 p.m. in accordance with section 34 of Administrative Order One.**

Two-third majority vote required.

**MOTION PUT AND PASSED.**

**Geoff LeBoutillier, Glen Haven**, member of St. Margaret's Bay Stewardship Association, provided commentary regarding the buy back of the Bowater-Mersey lands by the provincial government and introduced the Mi'kmaq concept of "netukulimk" that speaks to managing resources for seven generations to come. LeBoutillier noted the rivers in the area and advised that the Stewardship Association has an interest in protecting the 20,000 hectares of land between the river systems.

**Donna Buckland, St. Margaret's Bay**, owner and operator of four childcare centres in the area, spoke to the provincial requirements for early childhood programs which includes outdoor activities twice per day. Buckland expressed concern that with an asphalt plant nearby the air quality may be affected and the children may not be able to spend as much time outside.

**Amy Johnson, St. Margaret's Bay**, spoke to the experience of growing up in the community and the connection to nature.

**John White, Head of St. Margaret's Bay**, requested Council to consider that the community has been consistent on the matter and respect the values they've expressed throughout the engagement process.

**Joan Pearson, Boutillier's Point**, reiterated environmental concerns raised by other speakers.

The Deputy Mayor called three times for any other members of the public wishing to speak on the matter. There being none, the applicant was given an opportunity to respond to comments raised during the public hearing.

**Robert MacPherson** thanked the public for their comments and spoke to the research and studies that were conducted to develop mitigation strategies to reduce the impacts of the proposed plant on the local community, highlighting the establishment of the CLC, the temporary nature of the plant, and the dry process.

MOVED by Councillor Adams, seconded by Councillor Karsten

**THAT the public hearing be closed.**

**MOTION PUT AND PASSED.**

Thea Langille responded to questions of clarification from Members of Council, noting that staff's role was to consider whether the application fits within the intent of planning policy, and whether there are material changes in circumstance that warrant Council's consideration of policy amendments. In this case, staff indicated that the application is not inconsistent with the intent of relevant policies. The planning documents are dated and don't reference asphalt plants, and a quarry was developed on the site, which represents a material changes in circumstance. Langille reiterated that if Council approves staff's recommendation, provincial approval would be required to site the asphalt plant, and advised that the province directed that the site not have access to Highway 103 but rather use the Ingrampont route.

MOVED by Councillor Whitman, seconded by Councillor Smith

**THAT Halifax Regional Council refuse the proposed amendments to the Municipal Planning Strategy (MPS) and Land Use By-law (LUB) for Planning Districts 1 and 3, (St. Margaret's Bay) as set out in Attachments A and B of the staff report dated July 11, 2018, to permit an asphalt plant on a portion of PID# 41457821 north of Highway 103 and west of Little Indian Lake, Head of St. Margaret's Bay.**

A discussion ensued, with Members of Council noting the significant community opposition to the application and concerns raised during the public hearing regarding potential noise, smell, and airborne particles and their effect on the local community. A number of Councillors shared their experience with asphalt plants located in close proximity to residential properties, noting many of the concerns raised by residents would be under provincial jurisdiction.

Deputy Mayor Mason stepped down from the Chair at 11:29 p.m. and Councillor Craig assumed the Chair.

Further discussion ensued with Members expressing the need for a systematic approach to siting asphalt plants.

Deputy Mayor Mason resumed the Chair.

**MOTION PUT AND DEFEATED.** (7 in favour, 9 against)

In favour: Deputy Mayor Mason, Councillors: Mancini, Smith, Zurawski, Whitman, Blackburn and Outhit

Against: Councillors: Streach, Hendsbee, Karsten, Nicoll, Austin, Cleary, Walker, Adams and Craig

Not present: Mayor Savage

MOVED by Councillor Hendsbee, seconded by Councillor Karsten

**THAT Halifax Regional Council approve the proposed amendments to the Municipal Planning Strategy (MPS) and Land Use By-law (LUB) for Planning Districts 1 and 3, (St. Margaret's Bay), as set out in Attachments A and B to the report dated July 11, 2018, to permit an asphalt plant on a portion of PID# 41457821 north of Highway 103 and west of Little Indian Lake, Head of St. Margaret's Bay.**

A brief discussion ensued, with Members of Council suggesting amendments to respond to concerns raised in the public hearing and ensure the asphalt plant will be temporary and required to use a dry-system method.

The Mayor suggested Council recess so that staff could prepare amendments for consideration.

Regional Council recessed at 11:41 p.m. and resumed at 11:56 p.m.

MOVED by Councillor Adams, seconded by Councillor Walker

**THAT the motion be amended to include the word "temporary" in reference to "asphalt plant" in sections 1, 3, and 4 of the LUB and replace section 18.8 with the following:**

**"(a) Notwithstanding Section 18.2, a temporary asphalt plant shall be permitted on lands shown on Schedule S provided that:**

- i. all vehicular access and egress to and from the temporary asphalt plant site shall be from the Ingrand Interchange; and**
- ii. the plant uses a dry-system method whereby no effluent or water-based by products are directed to the ground.**

**(b) A development permit issued for the use of a temporary asphalt plant shall be valid for any period specified not exceeding sixty (60) days per calendar year except that a development permit issued under this clause may be renewed for a period not to exceed thirty (30) days, if a development officer determines that an extension of the period is necessary to allow the completion of work in progress."**

**MOTION TO AMEND PUT AND PASSED.** (11 in favour, 5 against)

In favour: Deputy Mayor Mason, Councillors: Streach, Karsten, Nicoll, Austin, Mancini, Cleary, Walker, Adams, Blackburn and Craig

Against: Councillors: Hendsbee, Smith, Zurawski, Whitman and Outhit

Not present: Mayor Savage

The question was called on the amended motion as follows:

MOVED by Councillor Hendsbee, seconded by Councillor Karsten

THAT Halifax Regional Council approve the proposed amendments to the Municipal Planning Strategy (MPS) and Land Use By-law (LUB) for Planning Districts 1 and 3, (St. Margaret's Bay), as set out in Attachments A and B to the report dated July 11, 2018, to permit an asphalt plant on a portion of PID# 41457821 north of Highway 103 and west of Little Indian Lake, Head of St. Margaret's Bay, with Attachment B amended to include the word "temporary" in reference to "asphalt plant" in sections 1, 3, and 4 of the LUB and replace section 18.8 with the following:

"(a) Notwithstanding Section 18.2, a temporary asphalt plant shall be permitted on lands shown on Schedule S provided that:

- i. all vehicular access and egress to and from the temporary asphalt plant site shall be from the Ingrand Interchange; and
- ii. the plant uses a dry-system method whereby no effluent or water-based by products are directed to the ground.

(b) A development permit issued for the use of a temporary asphalt plant shall be valid for any period specified not exceeding sixty (60) days per calendar year except that a development permit issued under this clause may be renewed for a period not to exceed thirty (30) days, if a development officer determines that an extension of the period is necessary to allow the completion of work in progress."

**AMENDED MOTION PUT AND PASSED.** (12 in favour, 4 against)

In favour: Deputy Mayor Mason, Councillors: Streach, Hendsbee, Karsten, Nicoll, Austin, Mancini, Cleary, Walker, Adams, Blackburn and Craig

Against: Councillors: Smith, Zurawski, Whitman and Outhit

Not present: Mayor Savage

## **12. CORRESPONDENCE, PETITIONS & DELEGATIONS**

### **12.1 Correspondence**

The Clerk noted that correspondence was received for items: 11.1 and 14.1.2. 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 Hendsbee**

Councillor Hendsbee presented a petition with 261 signatures requesting that HRM remove the designated smoking area from the Porters Lake Transit Terminal at 21 Inspiration Drive, Porters Lake, N.S.

#### **12.2.2 Councillor Adams**

Councillor Adams presented a petition with 219 signatures opposing the installation of a 30-ft. cell tower at 505 Purcell's Cove Road.

#### **12.2.3 Councillor Smith**

Councillor Smith presented a petition with 50 signatures asking that there be no further high-density condo developments approved until the Centre Plan is approved and until the Province expands the powers of municipal governments to require affordable housing.

#### 12.2.4 Councillor Nicoll

Councillor Nicoll presented a petition with 80 signatures requesting sidewalk and curb upgrades to address pedestrian safety concerns on Caldwell Road.

### 13. INFORMATION ITEMS BROUGHT FORWARD – NONE

### 14. REPORTS

#### 14.1 CHIEF ADMINISTRATIVE OFFICER

##### 14.1.1 Second Reading Proposed By-law R-108, an amendment to By-law R-100, Respecting the Repeal of By-laws and Ordinances

The following was before Council:

- A staff recommendation report dated August 17, 2018
- A draft extract of Regional Council minutes from September 18, 2018

Notice of Motion given September 11, 2018

First Reading and approval of amendments to Administrative Order 15 passed on September 18, 2018.

MOVED by Councillor Craig, seconded by Councillor Blackburn

**THAT Halifax Regional Council adopt By-law R-108 as contained in Appendix A of the staff report dated August 17, 2018 to repeal the following:**

- (a) By-law 15100 Trade and Licensing By-law (Bedford);**
- (b) By-law A-501 Automatic Machines, Games Tables, Vending Machines and Mechanical Rides (Dartmouth);**
- (c) By-law 15 Trade and Licensing By-law (County of Halifax); and**
- (d) By-law A-200 Automatic Machines (HRM).**

Penny Henneberry, Manager Buildings and Compliance, confirmed that this change is being made as the By-laws are no longer practical or cost effective.

**MOTION PUT AND PASSED.** (15 in favour, 1 against)

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

Against: Councillor Whitman

Not present: Mayor Savage

##### 14.1.2 Second Reading Proposed By-law P-1101, Private Road Maintenance By-law, Proposed Administrative Order 2018-003-ADM, Respecting Private Road Maintenance Cost Recovery, and Amendments to Administrative Order 45, Respecting Private Road Maintenance

The following was before Council:

- A staff recommendation report dated August 7, 2018
- A draft extract of Regional Council Minutes from September 18, 2018
- Correspondence received from James Sykes, Russell V. MacKinnon, and Alan Ruffman

Notice of Motion given September 11, 2018

First Reading given September 18, 2018

MOVED by Councillor Streach, seconded by Councillor Cleary

**THAT Halifax Regional Council:**

- 1. adopt proposed By-law Number P-1101, amending the Private Road Maintenance By-law, as set out in Attachment 3 of the staff report dated August 7, 2018; and**
- 2. adopt the Private Road Maintenance Cost Recovery Administrative Order 2018-003-ADM, as set out in Attachment 1 of the staff report dated August 7, 2018, including repealing the Private Road Maintenance Cost Recovery Policy and Administrative Order 45, Respecting Private Road Maintenance.**

MOVED by Councillor Cleary, seconded by Councillor Streach

**THAT Halifax Regional Council defer consideration of this matter to the next meeting of Regional Council scheduled for October 30, 2018 to allow time to review additional correspondence received.**

Bruce Fisher, Manager Financial Policy and Planning, confirmed that there would be no negative consequences to the finalization of tax bills should this item be deferred to the October 30, 2018 meeting of Council.

**MOTION PUT AND PASSED.** (15 in favour, 1 against)

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

Against: Councillor Hendsbee

Not present: Mayor Savage

#### **14.1.3 Approval of 2019/20 Budget Schedule, Update on Business Planning, Operating & Capital Budgets**

The following was before Council:

- A staff recommendation report dated September 18, 2018

Jerry Blackwood, Acting Director of Finance & Asset Management, presented the business planning and budget process for 2019/20 highlighting what is new this year and strategic objectives. A copy of the presentation is on file.

Crystal Nowlan, Manager Asset Management, reviewed a current capital reform project which will use an enterprise asset management business system approach. The capital prioritization framework was explained and the time line and next steps were highlighted.

MOVED by Councillor Karsten, seconded by Councillor Blackburn

**THAT Halifax Regional Council approve the 2019/2020 Budget Consultation Schedule as outlined in Attachment A of the staff report dated September 18, 2018.**

Staff responded to questions.

Federal and provincial funding opportunities have been taken into account and funding capacity been considered in this planning.

Environmental considerations are reflected in the risk register and have been added to corporate planning strategy.

Staff will bring forward the best advice using decision making tools where all projects in the current capital plan will be assessed with a decision matrix to determine where they are in the process and their relevance.

Jacques Dubé, Chief Administrative Officer, noted that diversity and inclusion and performance excellence strategies will be embedded in business plans and identified in operational budgets.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**14.1.4 Off-leash Dog Area – Don Bayer Park, 26 Troop Ave, Dartmouth**

The following was before Council:

- A staff recommendation report dated October 4, 2018

MOVED by Councillor Mancini, seconded by Councillor Nicoll

**THAT Halifax Regional Council:**

- 1. Approve the general area identified on Map 1 of the staff report dated October 4, 2018 within Don Bayer Park, 26 Troop Avenue, Dartmouth, for designation as a dedicated Off-Leash Dog Area pursuant to Administrative Order 2017-013-OP with requirements for hours of operation and other regulations pursuant to the Parks By-law (P-600), to be effective upon completion of the necessary capital work to Don Bayer Park;**
- 2. Direct staff to include this project in the capital prioritization exercise for consideration in the 2019/20 Capital Budget for the development of the Don Bayer Park Off-Leash Dog Area; and**
- 3. Direct staff to continue with the off-leash work program as outlined in the staff report dated October 4, 2018.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Councillors Walker and Craig

**14.2 ENVIRONMENT AND SUSTAINABILITY STANDING COMMITTEE**

**14.2.1 Natural Disaster Mitigation Program – Flood Risk Assessment Study**

The following was before Council:

- A report from the Environment and Sustainability Standing Committee dated October 4, 2018 with attached staff recommendation report dated September 10, 2018

MOVED by Councillor Mancini, seconded by Councillor Nicoll

**THAT Halifax Regional Council:**

- 1. Accept the methodology contained in the National Disaster Flood Risk Assessment study as set out in Attachment E of the staff report dated September 10, 2018, as the basis for prioritizing mitigation projects in flood prone areas; and**
- 2. Direct the Chief Administrative Officer to:**
  - a. work with Halifax Water to develop a joint flood risk assessments implementation plan for the ten sites outlined in the Discussion section of the staff report dated September 10, 2018, which will include a funding/cost-sharing strategy with options for consideration of Regional Council during the 2019/20 and 2020/21 business plan and budget deliberations; and**

**b. submit an application to the National Disaster Mitigation Program to carry out follow-up studies for the Sackville Rivers and Shubenacadie Lakes systems.**

Peter Duncan, Manager Infrastructure Planning, noted that the sites were chosen in consultation with Halifax Water using federal criteria.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**14.3 HERITAGE ADVISORY COMMITTEE**

**14.3.1 Case H00462 - Request to Include the Kenny-Dennis Building at 1740 Granville Street, Halifax, in the Registry of Heritage Property for the Halifax Regional Municipality**

The following was before Council:

- A report from the Heritage Advisory Committee dated September 27, 2018 with attached staff recommendation report dated September 9, 2018.

MOVED by Councillor Nicoll, seconded by Councillor Cleary

**THAT Halifax Regional Council set a date for a heritage hearing to consider the inclusion of the subject property located at 1740 Granville Street in the registry of heritage property for the Halifax Regional Municipality as shown on Map 1 attached to the staff report dated September 9, 2018, as a municipal heritage property.**

Deputy Mayor Mason stepped down from the Chair to speak to the matter and Councillor Craig assumed the Chair.

Martin Ward, Solicitor, confirmed that Section 27 of the Heritage Property Act applies to the Province as well.

Deputy Mayor Mason assumed the Chair.

**MOTION PUT AND PASSED.** (14 in favour, 2 against)

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

Against: Councillors Walker and Adams

Not present: Mayor Savage

**14.4 MEMBERS OF COUNCIL**

**14.4.1 Councillor Cleary - Analysis of the last five years of capital project estimates**

The following was before Council:

- A Councillor request for consideration form dated October 16, 2018

MOVED by Councillor Cleary, seconded by Councillor Outhit

**THAT Halifax Regional Council request a staff report that analyzes the last five years of capital project estimates (including buildings, paving, etc.) to understand if projects are generally being under-estimated at each class of estimate and, if so, by how much. The data analysis should be**

**applied to individual projects, types of projects, and projects by department, and staff should provide recommendations to improve capital project estimating and budgeting.**

Council requested that there be some detail in the reports about why estimates are changed and the reasons for changes.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**14.4.2 Councillor Zurawski - Letter from the Mayor – Opposition to Offshore drilling or exploration of oil reserves**

The following was before Council:

- A Councillor request for consideration form dated October 16, 2018

MOVED by Councillor Zurawski, seconded by Councillor Blackburn

**THAT Halifax Regional Council request that Mayor Savage write letter on behalf of Halifax Regional Council, to the Province of Nova Scotia, to voice opposition to offshore drilling or exploration of oil reserves.**

**MOTION PUT AND DEFEATED.** (6 in favour, 10 against)

In favour: Deputy Mayor Mason, Councillors Smith, Cleary, Adams, Zurawski and Blackburn

Against: Councillors Streach, Hendsbee, Karsten, Nicoll, Austin, Mancini, Walker, Whitman, Craig and Outhit

Not present: Mayor Savage

**14.4.3 Councillor Adams - Issues with New LED Streetlights**

The following was before Council:

- A Councillor request for consideration form dated October 16, 2018

Council agreed to a friendly amendment to include the availability of backlight shields

MOVED by Councillor Adams, seconded by Councillor Hendsbee

**THAT Halifax Regional Council request a staff report with respect to the delays encountered in regard to the replacement of LED street lights and the availability of backlight shields and further that in the interim, the lights that are identified through 311 and other means be replaced within the month.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**15. MOTIONS - NONE**

**16. IN CAMERA (IN PRIVATE)**

**16.1 In Camera (In Private) Minutes – September 18, 2018**

This item was dealt with in public session.

MOVED by Councillor Karsten, seconded by Councillor Mancini

**THAT the In Camera (In Private) minutes of September 18, 2018 be approved as circulated.**

**MOTION PUT AND PASSED.**

Council moved into an In Camera (In Private) session at 5:05 p.m. and returned to public session at 5:15 p.m.

**16.2 CONTRACT NEGOTIATIONS – Landfill Gas to Renewable Natural Gas Project – Private and Confidential Report**

This item was dealt with In Camera and was ratified in public as follows:

MOVED by Councillor Mancini, seconded by Councillor Cleary

**THAT Halifax Regional Council:**

- 1. Direct staff to proceed with discussions as outlined in the private and confidential report dated September 22, 2018, as amended during the In Camera session held on October 16, 2018, and return to Regional Council; and further**
- 2. The private and confidential report dated September 22, 2018 not be released to the public.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**16.3 PERSONNEL MATTER – Appointment to the Special Advisory Committee on the Commemoration of Edward Cornwallis and the Recognition and Commemoration of Indigenous History – Private and Confidential Report**

This item was dealt with in public session.

MOVED by Councillor Cleary, seconded by Councillor Nicoll

**THAT Halifax Regional Council in accordance with Administrative Order 2017-012-GOV, appoint the individual as outlined in the private and confidential report dated October 10, 2018 to the Special Advisory Committee on the Commemoration of Edward Cornwallis and the Recognition and Commemoration of Indigenous History.**

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

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

Against: Councillor Whitman

Not present: Mayor Savage and Councillor Karsten

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**16.4 PROPERTY MATTER - Acquisition of Land, Bedford – Private and Confidential Report**

This item was dealt with in public session.

MOVED by Councillor Outhit, seconded by Councillor Hendsbee,

**THAT Halifax Regional Council request a staff report with recommendations and potential costs for the possible acquisition of lands identified within the private and confidential Councillor request form.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

## **17. ADDED ITEMS**

### **17.1 Councillor Adams – Supporting Nova Scotia Shipyard jobs**

The following was before Council:

- A Councillor request for consideration form dated October 16, 2018

Council agreed to a friendly amendment to include copying all Nova Scotia members of Parliament.  
MOVED by Councillor Adams, seconded by Councillor Whitman,

**That Halifax Regional Council request the Mayor write a letter on behalf of Council, copying all Nova Scotia members of Parliament, to:**

- 1. Call on the Federal government to stop its plans to divide maintenance work between the Irving Shipyard in Nova Scotia and Davie Shipbuilding in Quebec, in order to avoid massive job losses and an economic downturn in the region;**
- 2. Call on the Federal government to ensure skilled work traditionally done at Irving Shipyard continue to be done there and to support our local workers and their families.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

### **17.2 Councillor Hendsbee – Onsite Septic System Financing**

The following was before Council:

- A Councillor request for consideration form dated October 16, 2018

MOVED by Councillor Hendsbee, seconded by Councillor Whitman,

**That Regional Council request a staff report for a possible Bylaw/Administrative Order to enable the Municipality to provide property owners the opportunity to finance the repair, upgrade and/or replacement of their onsite septic systems.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

## **18. NOTICES OF MOTION**

### **18.1 Councillor Zurawski**

**“Take notice that, at the next regular Regional Council meeting, to be held on October 30, 2018 I request Council approve the creation of a Municipal climate change directorate to outline what HRM must do to meet the outcomes of IPCC Special Report 1.5C.”**

**19. ADJOURNMENT**

The meeting adjourned at 12:06 a.m.

Kevin Arjoon  
Municipal Clerk