



**HALIFAX REGIONAL COUNCIL
MINUTES
July 30, 2019**

PRESENT:

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

STAFF:

Jacques Dubé, Chief Administrative Officer
John Traves, Municipal Solicitor
Sherryl Murphy, Deputy Clerk
Krista Vining, Legislative Assistant
Simon Ross-Siegel, Legislative Assistant

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

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

The meeting was called to order at 10:00 a.m., and recessed at 11:35 p.m. Council reconvened in at 1:00 p.m. Council recessed again at 3:20 p.m. and reconvened at 3:40 p.m. Council recessed again at 5:05 p.m. and reconvened at 6:00 p.m. Council moved into an In Camera (In Private) session at 7:40 p.m. and reconvened at 7:55 p.m. Council adjourned at 8:05 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.

3. APPROVAL OF MINUTES – Committee of the Whole June 18, 2019, Special Regional Council June 25, 2019 and Special Committee of the Whole June 25, 2019

MOVED by Councillor Mason, seconded by Councillor Zurawski

THAT the minutes of Committee of the Whole June 18, 2019, Special Regional Council June 25, 2019 and Special Committee of the Whole June 25, 2019 be approved as circulated.

MOTION PUT AND PASSED.

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

MOVED by Councillor Nicoll, seconded by Councillor Walker

THAT Halifax Regional Council allow for the circulation of late report re: 17.3 Personnel Matter under section 24 of Administrative Order One, Respecting the Procedures of Council.

MOTION PUT AND PASSED.

MOVED by Councillor Whitman, seconded by Councillor Zurawski

THAT the agenda be approved as amended.

Two-third majority vote required.

MOTION PUT AND PASSED.

Later in the meeting, Council agreed to change the order of business to deal with item 15.1.10, and item 10.1 following item 13.3 Presentations.

5. CONSENT AGENDA

Council agreed to remove item 15.1.2 from the consent agenda.

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council approve the following items: 15.3.1, 15.3.2 and 15.3.3.

MOTION PUT AND PASSED UNANIMOUSLY.

6. BUSINESS ARISING OUT OF THE MINUTES – NONE

7. CALL FOR DECLARATION OF CONFLICT OF INTERESTS – NONE

8. MOTIONS OF RECONSIDERATION – NONE

9. MOTIONS OF RESCISSION – NONE

10. CONSIDERATION OF DEFERRED BUSINESS – July 16, 2019

10.1 Councillor Austin – Municipal Discretionary Tax Relief – Eligibility of Market Leases

The following was before Council:

- A staff information report dated May 3, 2019
- A request for Council consideration form from Councillor Austin

MOVED by Councillor Austin, seconded by Deputy Mayor Mancini

THAT Halifax Regional Council direct the Chief Administrative Officer to develop options for a grant program for taxes paid on commercially assessed property that is leased by small local registered charities that provide direct social service programs. The proposed options should utilize a standardized formula to estimate taxes paid as described in the June 18, 2019 staff report and other conditions as appropriate.

During the discussion, staff was asked to identify the following when they report back to Council:

- definition of a small local charity;
- whether property taxes are included in rental fees and if so what percentage; and
- how would property taxes be spread to other renters in the building, if applicable.

MOTION PUT AND PASSED UNANIMOUSLY.

11. NOTICES OF TABLED MATTERS – NONE

12. PUBLIC HEARING – 6:00 P.M.

12.1 Case 21440 - Amendments to the Cole Harbour/ Westphal Municipal Planning Strategy and Land Use By-law for 206 Ross Road to enable an expansion to the existing Construction and Demolition (C&D) Transfer Facility

The following was before Council:

- A Harbour East-Marine Drive Community Council report dated June 7, 2019 with attached staff recommendation report dated March 15, 2019
- An extract of Halifax Regional Council minutes June 18, 2019
- A staff presentation
- A presentation from the applicant
- Correspondence from Joseph Kenneth Guitard and Sharon Guitard, Carol MacDonald, and Michael MacDonald

First Reading was given June 18, 2019.

Jennifer Chapman, Planner III presented the application by Dillon Consulting Limited on behalf of Halifax Construction and Debris Recycling Limited to expand the existing Construction and Demolition (C&D) Transfer Station at 188 Ross Road, to the rear portion of the lands at 206 Ross Road.

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

Scott Kyle, the applicant, gave a presentation on the proposed expansion. The presentation discussed the site, historic use and zoning, and design objectives related to the expansion including reducing the

potential for traffic queues, enhanced segregation/diversion of materials, enhanced safety for staff and customers and improved yard runoff and dust control. In response to questions regarding an engineered wetland included in the design and its capacity, the applicant stated that climate change is on the minds of the designers. The rendering displayed in the presentation is a first-cut, and detailed engineering will apply hydrology specialists to ensure design is appropriate for weather predictions as they currently exist.

Mayor Savage reviewed the rules of procedure for public hearings and called for members of the public wishing to speak on the matter. The Mayor called three times for any members of the public wishing to speak on the matter. There being none, it was then MOVED by Councillor Karsten, seconded by Councillor Mason

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Nicoll, seconded by Councillor Zurawski

THAT Halifax Regional Council adopt the proposed amendments to the Municipal Planning Strategy for Cole Harbour/Westphal as set out in Attachment A of the staff report dated March 15, 2019, to enable an expansion to the existing Construction and Demolition (C&D) Transfer Facility.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

13. CORRESPONDENCE, PETITIONS & DELEGATIONS

13.1 Correspondence

The Clerk noted that correspondence was received for items 12.1, 15.1.5, 15.1.13, 15.2.1 and 17.1. This correspondence was circulated to Council.

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

13.2 Petitions – None

13.3 Presentation

13.3.1 Halifax Partnership

The following was before Council:

- A copy of Halifax Partnership`s revised presentation entitled: Partnering to Grow Halifax

Wendy Luther, President and Chief Executive Officer of Halifax Partnership gave an overview of their economic growth plan framework, noting that there are 73 actions under the plan and they were in year four (4) of the five (5) year plan. They looked forward to beginning work on the new five (5) year plan which would bring them to 2026. Ian Munro, Chief Economist provided an update on the four (4) strategic goals:

- promote and maximize growth;
- attract and maintain talent;
- make Halifax a better place to live and work; and
- align economic development.

Halifax Partnership will provide Council with a copy of their annual report and index. Luther and Munro responded to questions raised by Council.

13.3.2 Discover Halifax

The following was before Council:

- A copy of Discover Halifax's presentation entitled: Service Delivery Update and 2018 Year End Review

Ross Jefferson, President and Chief Executive Officer of Discover Halifax provided an update on their service delivery and 2018 year end review. They explained that Discover Halifax's mandate is to maximize regional wealth and economic growth through the promotion of HRM as the preferred destination to our highest return on investment (ROI) markets. Jefferson spoke to tourism's impact on all business types and what motivates a traveler to come to Halifax. They outlined Discover Halifax's three core programs: group sales; destination marketing; and visitor experience, and non-resource programs: destination management and events attraction and development. Jefferson responded to questions raised by Council.

14. INFORMATION ITEMS BROUGHT FORWARD – NONE

15. REPORTS

15.1 CHIEF ADMINISTRATIVE OFFICER

15.1.1 Award – Tender No. 19-150 Beazley Fieldhouse and Grandstands

The following was before Council:

- A staff recommendation report dated July 2, 2019

MOVED by Deputy Mayor Mancini, seconded by Councillor Hendsbee

THAT Halifax Regional Council award Tender 19-150, Beazley Fieldhouse and Grandstands, to the lowest bidder meeting specifications, Bird Construction Group, for the total price of \$2,644,693 (net HST included), with funding from CP000018 Beazley Field Complex and CB190006 Accessibility – HRM Facilities, as outlined in the Financial Implications section of the staff report dated July 2, 2019.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Zurawski

15.1.2 Award – Unit Price Tender No. 19-241, Asphalt Overlays Phase 2, Various Locations

The following was before Council:

- A staff recommendation report dated July 11, 2019

MOVED by Councillor Whitman, seconded by Councillor Karsten

THAT Halifax Regional Council award Tender No. 19-241, Asphalt Overlays Phase 2 – Various Locations, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$1,395,775 (net HST included) with funding from Project Account Nos. CR000009 - Street Recapitalization, and CR1800002 – Sidewalk Renewal, as outlined in the Financial Implications section of the staff report dated July 11, 2019.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Zurawski

15.1.3 Tallahassee Community Recreation Centre, Phase 2 Renovations

The following was before Council:

- A staff recommendation report dated April 2, 2019

MOVED by Councillor Karsten, seconded by Councillor Cleary

THAT Halifax Regional Council direct the Chief Administrative Officer to include the Phase 2 renovations for the Tallahassee Community Recreation Centre as part of the 2020/2021 Capital Budget process and prioritize this facility against other capital priorities for recreation facilities in that process.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Zurawski

15.1.4 Declaration of Surplus Properties – Lot 2 and Lot 3 – Pickard Lane, Halifax

The following was before Council:

- A staff recommendation report dated June 21, 2019

MOVED by Councillor Mason, seconded by Councillor Smith

THAT Halifax Regional Council:

- 1. Declare the HRM properties known as Lot 2 (PID 40274110), and Lot 3 (PID 41408063), both abutting Pickard Lane, Halifax, as shown in Attachment A – Site Plan and Photos of the staff report dated June 21, 2019, surplus to municipal purposes;**
- 2. Categorize the HRM properties known as Lot 2 (PID 40274110) and Lot 3 (PID 41408063), both abutting Pickard Lane, Halifax, as 'Remnant', as per Administrative Order 50 – Respecting the Disposal of Real Property.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Zurawski

15.1.5 Case 22227 - Amendments to HRM Planning Documents to Enable Egg-laying Hens and/or Chickens in All Residential Zones

The following was before Council:

- A staff recommendation report dated June 12, 2019
- Correspondence from J Paul Lang and David Wimbley

Notice of Motion was given July 16, 2019 for the public participation program.

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT Halifax Regional Council direct the Chief Administrative Officer to:

- 1. Initiate a process to consider amendments to the Regional Municipal Planning Strategy and all applicable Secondary Municipal Planning Strategies and Land Use By-laws as necessary to permit the keeping and raising of chickens consistent with the proposed policy direction outlined within the Discussion section of the staff report dated June 12, 2019; and**
- 2. Follow the public participation program as set out in the Community Engagement section of the staff report dated June 12, 2019.**

Council discussed the motion with members speaking in favour and against the motion. Staff was asked to do a comprehensive region wide review and look at other non-Canadian cities that permit fowl, not just

chickens, but have limited or no regulations (e.g. United States of America). Further, Council asked that the report look at how other cities regulate the keeping and raising of fowl and if licensing is required including property size and number of fowl permitted. Members spoke to the importance of educating the public as noise, smell and other factors can be a nuisance to neighbours. Members questioned how the changes would be managed/enforced and the associated financial implications.

MOVED by Councillor Cleary, seconded by Councillor Austin

That the motion be amended to replace the word 'chickens' with the word 'fowl' in the third line of part 1 of the motion.

Council discussed the amendment with staff being asked to provide a definition of egg-laying fowl (e.g. galliformes which is an order of heavy-bodied ground-feeding birds that includes turkey, grouse, chicken, New World quail and Old World quail, ptarmigan, partridge, pheasant, francolin, junglefowl and cracidae) and bring back options to consider.

MOTION TO AMEND PUT AND PASSED. (8 in favour, 7 against)

In favour: Deputy Mayor Mancini, Councillors Streach, Austin, Mason, Smith, Cleary, Adams and Blackburn

Against: Mayor Savage, Councillors Hendsbee, Karsten, Nicoll, Walker, Whitman and Outhit

Not present: Councillor Zurawski

The motion before Council now reads:

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT Halifax Regional Council direct the Chief Administrative Officer to:

- 1. Initiate a process to consider amendments to the Regional Municipal Planning Strategy and all applicable Secondary Municipal Planning Strategies and Land Use By-laws as necessary to permit the keeping and raising of all egg-laying fowl consistent with the proposed policy direction outlined within the Discussion section of the staff report dated June 12, 2019; and**
- 2. Follow the public participation program as set out in the Community Engagement section of the staff report dated June 12, 2019.**

The discussion continued with staff responding to questions around public engagement. Staff will be reaching out to the public via online survey and social media to seek input on the matter.

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

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

Against: Councillor Walker

Not present: Councillor Zurawski

15.1.6 Floating Yellow Heart – Little Albro Lake

The following was before Council:

- A staff recommendation report dated May 10, 2019

MOVED by Councillor Austin, seconded by Deputy Mayor Mancini

THAT Halifax Regional Council direct the Chief Administrative Officer to pilot the use of benthic mats to control the Yellow Floating Heart infestation at Little Albro Lake, contingent on regulatory approval from the Province of Nova Scotia and Government of Canada.

Council discussed the motion with staff responding to questions. Members expressed concern with this being outside of the Municipality's mandate. It was noted that the Floating Yellow Heart was an invasive species of plant that would have catastrophic impact if it were to spread to other bodies of water.

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

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

Against: Councillor Karsten

Not present: Councillor Zurawski

15.1.7 Name Change for Industrial Park located in Beechville

The following was before Council:

- A staff recommendation report dated July 11, 2019

MOVED by Councillor Blackburn, seconded by Councillor Mason

THAT Halifax Regional Council direct:

- 1. That the municipality update its municipal records to reflect renaming of the Lakeside Industrial Park to the Beechville Industrial Park and direct the Chief Administrative Officer to make corresponding amendments to municipal signage; and**
- 2. Civic addressing staff to begin a street renaming review of the Lakeside Park Drive in accordance with Civic Addressing Policy (Administrative Order 29).**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Deputy Mayor Mancini and Councillor Zurawski

15.1.8 Case CA0125 - Proposed Amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies - Street Naming and Renaming from February 1, 2019 – April 30, 2019

The following was before Council:

- A staff recommendation report dated June 18, 2019

Notice of Motion was given July 16, 2019.

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council adopt the proposed amendments to Administrative Order 29, Respecting Civic Addressing Policies in order to approve:

- 1. the naming of six new private lanes as identified in Attachment A and Maps 1, 2, 3 and 4 of the staff report dated June 18, 2019; and**
- 2. the naming of two water access lake coastlines as identified in Attachment A and Maps 5 and 6 of the staff report dated June 18, 2019; and**
- 3. the naming of two public streets as identified in Attachment A and Maps 7 and 8 of the staff report dated June 18, 2019; and**
- 4. the renaming of a portion of Baffin Boulevard, Dartmouth to Hudson Way, Dartmouth as identified in Attachment A and Map 10 of the staff report dated June 18, 2019.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Zurawski

15.1.9 First Reading Proposed By-law T-1003, an Amendment to By-law T-1000, the Halifax Regional Municipality Taxi and Limousine By-law and Proposed Amendments to Administrative Order 39, Respecting Taxi and Limousine Regulation

The following was before Council:

- A supplementary staff report dated May 27, 2019

Notice of Motion was given July 16, 2019.

MOVED by Councillor Nicoll, seconded by Councillor Outhit

THAT Halifax Regional Council give First Reading to proposed By-law T-1003, the purpose of which is to amend By-law T-1000, the Halifax Regional Municipality Taxi and Limousine By-law as set out in Attachment B of the supplementary staff report dated May 27, 2019.

MOVED by Councillor Adams, seconded by Councillor Walker

That the motion be amended to include the scheduling of a public hearing.

Council discussed whether to hold a public hearing on the proposed amendments to the Regional Municipal Taxi and Limousine By-law respecting taxi and limousine regulations. In response to a question raised, staff clarified that consideration of the ride share program was a separate matter with the report projected to come to Council in 2020.

MOTION TO AMEND PUT AND DEFEATED. (8 in favour, 8 against)

In favour: Councillors Streach, Hendsbee, Smith, Cleary, Walker, Adams, Zurawski and Outhit

Against: Mayor Savage, Deputy Mayor Mancini, Councillors Karsten, Nicoll, Austin, Mason, Whitman and Blackburn

The motion before Council reads:

MOVED by Councillor Nicoll, seconded by Councillor Outhit

THAT Halifax Regional Council give First Reading to proposed By-law T-1003, the purpose of which is to amend By-law T-1000, the Halifax Regional Municipality Taxi and Limousine By-law as set out in Attachment B of the supplementary staff report dated May 27, 2019.

In response to a question raised, staff stated that issues regarding Global Positioning System (GPS) navigation data requirements for independent operators may be addressed in a supplementary staff report projected to come to Council in 2020. Staff would like to retain a minimum of six months of stored GPS information.

MOVED by Councillor Mason, seconded by Councillor Cleary

That the motion be amended to increase the limitation for the age of a licenced car from seven years to ten years.

Council discussed the amendment. Further consideration was given around similar seven-year limits in other jurisdictions and clarification regarding the application of the restrictions regarding the age of the

vehicle at the time of licencing. With the agreement of the mover and seconder, the **MOTION WAS WITHDRAWN.**

Council discussed and asked questions of staff regarding the benefits of requiring operators to replace rooflights versus replacing number stickers on existing rooflights. Staff explained that while one or the other option is necessary to accommodate the numbering changes, it would not be necessary to require operators to replace their rooflights all at once. Though there are some inconsistencies between older rooflights colours and shapes which may confuse customers, it would be possible to allow operators to replace rooflights at the end of their life-cycle and to phase-in replacement rooflights under the bylaw.

MOVED by Councillor Austin, seconded by Councillor Outhit

THAT the motion be amended to allow for stickers to be replaced as opposed to rooflights under Administrative Order 39, schedule 4.

Council discussed the amendment. Following discussion and clarification from staff, staff stated that the licencing authority has the discretion necessary to effect the change discussed without the need for a formal amendment and supplementary staff report. With the agreement of the mover and seconder, the **MOTION WAS WITHDRAWN.**

A further discussion regarding the age limitation of a licensed car ensued as some confusion remained as to its intent.

MOVED by Councillor Adams, seconded by Councillor Zurawski

THAT the motion be amended to increase the limitation for the age of a licenced car from seven years to ten years at the initial time of licencing under Schedule 5, s.1 (ab) of Administrative Order 39.

MOTION TO AMEND PUT AND PASSED. (12 in favour, 4 against)

In favour: Mayor Mike Savage, Deputy Mayor Tony Mancini, Councillors Streach, Hendsbee, Mason, Smith, Walker, Adams, Zurawski, Whitman, Blackburn, Outhit

Against: Councillors Karsten, Nicoll, Austin and Cleary

The motion before Council now reads:

MOVED by Councillor Nicoll, seconded by Councillor Outhit

THAT Halifax Regional Council give First Reading to proposed By-law T-1003, the purpose of which is to amend By-law T-1000, the Halifax Regional Municipality Taxi and Limousine By-law as set out in Attachment B of the supplementary staff report dated May 27, 2019, with an amendment to increase the limitation for the age of a licenced car from seven years to ten years at the initial time of licencing under Schedule 5, s.1 (ab) of Administrative Order 39.

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

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

Against: Councillors Walker and Adams

15.1.10 Surplus Property Classification and Disposal of PID 41287137, near Highway 101 and Margeson Drive, Middle Sackville

The following was before Council:

- A staff recommendation report dated June 1, 2019
- An extract of Halifax Regional Council minutes February 7, 2017

Notice of Motion of rescission was given July 16, 2019 for part 1 of item 14.1.6 from the February 7, 2017 Halifax Regional Council meeting, in order to reclassify two acres of land as "Community Interest" property as per Administrative Order 50.

MOVED by Councillor Blackburn, seconded by Councillor Whitman

THAT Halifax Regional Council:

- 1. Rescind Part 1 of Regional Council's February 7, 2017 motion to categorize the surplus two acre portion of that parcel of land identified as PID 41287137 as 'Economic Development' and reclassify the surplus two acre portion as a 'Community Interest' property;**
- 2. Subject to the outcome of the Secondary Planning Process and the approvals required to facilitate the development proposal on this site inclusive of addressing land use, subdivision, shared parking, vehicle access and egress, proximity to Provincial right of ways, as well as the size and location of septic fields; and subject to the parties reaching a viable shared parking arrangement; return to Council with the recommended steps and terms of the property conveyance for final approval by Council.**

Two-third majority vote required.

MOTION PUT AND PASSED UNANIMOUSLY.

15.1.11 Special Election – District 15, Lower Sackville

The following was before Council:

- A staff recommendation report dated July 8, 2019
- An extract from Halifax Regional Council minutes May 9, 2017

Notice of Motion of rescission given July 16, 2019 for part 1 of item 14.1.3 from the May 9, 2019 Halifax Regional Council meeting, in order to appoint a new Returning Officer.

In reply to questions from Councillors, Kevin Arjoon, Municipal Clerk, stated that candidates will be able to begin campaigning as early as July 31, 2019, following the submission of Form 17 Appointment of Official Agent forms.

MOVED by Councillor Cleary, seconded by Councillor Walker

THAT Halifax Regional Council approve the following:

- 1. Rescind the May 9, 2017 appointment of Lori A. McKinnon, as the Returning Officer for any special election that may be required prior to the 2020 regular municipal and school board election;**
- 2. Appoint Kevin Arjoon, the Municipal Clerk, as the Returning Officer to conduct any special election that may be required prior to the 2020 regular municipal and school board election;**
- 3. Set the dates for the 2019 Special Election in District 15, Lower Sackville, as follows:**
 - a) the date for the Special Election is Saturday October 5, 2019;**
 - b) the date when the Amended List shall be provided to the Returning Officer is August 30, 2019;****and**
 - c) alternative voting shall commence at the hour of twelve o'clock noon September 28, 2019 and be kept open until Saturday October 5, 2019 at 7:00 pm.**

Two-third majority vote required.

MOTION PUT AND PASSED UNANIMOUSLY.

15.1.12 Proposed Administrative Order 2019-005-ADM, the Community Area Rate Administrative Order

The following was before Council:

- A staff recommendation report dated June 11, 2019

Notice of Motion given July 16, 2019.

MOVED by Councillor Streach, seconded by Councillor Hendsbee

THAT Halifax Regional Council adopt Administrative Order Number 2019-005-ADM, the Community Area Rate Administrative Order as set out in Attachment 1 of the staff report dated June 11, 2019, including repealing the Interim Area Rate Guidelines and Recreation Area Rate Policy.

Several Councillors asked staff questions regarding how this Administrative Order would impact the grants provided by the Prospect Road Recreation Association and other similar Associations throughout HRM. Pursuant to discussion, Councillor Adams proposed a deferral of the item to discuss recreation guidelines further with staff.

MOVED by Councillor Adams, seconded by Councillor Whitman,

THAT the motion be deferred to the August 13, 2019, meeting of Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

15.1.13 Regional Centre Secondary Municipal Planning Strategy (SMPS) and Land Use By-law (LUB) (Package A) – Supplementary Report

The following was before Council:

- A supplementary staff report dated July 25, 2019
- Correspondence from Chris Millier and Christina Lovitt
- A copy of the staff presentation

Eric Lucic, Manager of Regional Planning, and Kasia Tota, Principal Planner, gave a presentation on the Regional Centre Secondary Municipal Planning Strategy (SMPS) and Land Use By-law (LUB) (Package A). The Presentation provided an overview of the plan drafting process, community and stakeholder consultation, parts of the plan, planning tools, changes to planning documents implemented based on June 25, 2019 Council direction, and changes initiated by staff. Staff recognized housekeeping amendments in the presentation.

MOVED by Councillor Mason, seconded by Councillor Smith

THAT Halifax Regional Council:

- 1. Give First Reading to consider the Regional Centre Secondary Municipal Planning Strategy and the Regional Centre Land Use By-law, as contained in Attachments A and B of the supplementary staff report dated July 25, 2019;**
- 2. Give First Reading to consider the proposed amendments to the Regional Municipal Planning Strategy, the Regional Subdivision By-law, the Dartmouth Municipal Planning Strategy, the Dartmouth Land Use By-law, the Downtown Dartmouth Municipal Planning Strategy, the**

Downtown Dartmouth Land Use By-law, the Halifax Municipal Planning Strategy, the Halifax Peninsula Land Use By-law, and the Downtown Halifax Land Use By-law as contained in Attachments C to M-2 of the supplementary staff report dated July 25, 2019; and

3. Schedule a public hearing to consider the proposed planning documents, as contained in Attachments A and B, as well as the proposed amendments to existing planning documents, as contained in Attachments C to M-2 of the supplementary staff report dated July 25, 2019.

In reply to questions from Councillors, staff stated that the hearing for this matter is scheduled for September 17, 2019, and is expected to be advertised on August 24, 2019, with three advertisements in the newspaper. Councillor Smith proposed amendments to Policy 10.29 (f) of Attachment A.

In response to questions from Councillors regarding whether the initial estimate of 18,000 units expected to be added to the regional centre remains achievable under the plan, staff stated that though planning staff has not performed an updated calculation, staff is confident the current plan will add at least this many units, if not more, due to several additional lands which were subsequently included in the plan as well as intensification in several other plan areas.

MOVED by Councillor Smith, seconded by Councillor Mason

THAT policy 10.29 (f), as contained in Attachment A of the supplementary staff report dated July 25, 2019, be amended as follows:

1. Delete subsection (iii) and replace with the following: the ground floor of the building is setback a minimum of 1.5 metres from the front property line inclusive of stairs, ramps, or other access points,
2. Delete subsection (iv) and replace with the following: the building is setback a minimum of 6 metres from the rear property line from ground to a height of 6.2 metres, and above a height of 26 metres, and further no portion of the building may be closer than 4.5m to the rear property line,
3. In subsection (v), replace the words “the podium” with “a height of 26 metres”
4. Delete subsection (vi) and replace with the following: all floors above a height of 26 metres do not exceed a floor area of 523 square metres per floor, and all other floors above the podium not exceed a floor area of 676 square metres.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

The motion before Council now reads:

THAT Halifax Regional Council:

1. Give First Reading to consider the Regional Centre Secondary Municipal Planning Strategy and the Regional Centre Land Use By-law, as contained in Attachments A and B of the supplementary staff report dated July 25, 2019 with an amendment to Attachment A, policy 10.29 (f) as follows:

1. Delete subsection (iii) and replace with the following: the ground floor of the building is setback a minimum of 1.5 metres from the front property line inclusive of stairs, ramps, or other access points,
 2. Delete subsection (iv) and replace with the following: the building is setback a minimum of 6 metres from the rear property line from ground to a height of 6.2 metres, and above a height of 26 metres, and further no portion of the building may be closer than 4.5m to the rear property line,
 3. In subsection (v), replace the words “the podium” with “a height of 26 metres”
 4. Delete subsection (vi) and replace with the following: all floors above a height of 26 metres do not exceed a floor area of 523 square metres per floor, and all other floors above the podium not exceed a floor area of 676 square metres;
2. Give First Reading to consider the proposed amendments to the Regional Municipal Planning Strategy, the Regional Subdivision By-law, the Dartmouth Municipal Planning Strategy, the Dartmouth Land Use By-law, the Downtown Dartmouth Municipal Planning Strategy, the

Downtown Dartmouth Land Use By-law, the Halifax Municipal Planning Strategy, the Halifax Peninsula Land Use By-law, and the Downtown Halifax Land Use By-law as contained in Attachments C to M-2 of the supplementary staff report dated July 25, 2019; and

3. Schedule a public hearing to consider the proposed planning documents, as contained in Attachments A and B, as well as the proposed amendments to existing planning documents, as contained in Attachments C to M-2 of the supplementary staff report dated July 25, 2019.

MOTION AS AMENDED PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

A public hearing is scheduled for September 17, 2019.

15.2 AUDIT AND FINANCE STANDING COMMITTEE

15.2.1 Special Election – Authorization for Reserve Withdrawal

The following was before Council:

- An Audit and Finance Standing Committee report dated July 19, 2019 with attached staff recommendation report dated July 5, 2019
- Correspondence from Nora Valentino and Will Hall

In reply to questions from Councillors regarding the cost of a paper ballot election over an electronic election, Kevin Arjoon, Municipal Clerk, stated that rough estimates for a paper ballot election suggest a cost of \$190,000 relative to the \$250,000 budgeted in the staff report. Staff added that a portion of the budgeted cost relates to a Privacy Impact Assessment which is intended to also provide value to the general election in 2020.

MOVED by Councillor Walker, seconded by Councillor Karsten

THAT Halifax Regional Council authorize an unbudgeted withdrawal from Municipal Election Reserve Account Q511 to fund A125 cost centre in the amount of \$250,000 to conduct a single district special election for District 15, Lower Sackville.

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

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

Against: Councillor Whitman

15.3 BUDGET COMMITTEE

15.3.1 Multi-year Capital Plan and Asset Investment Framework

The following was before Council:

- A Budget Committee of the Whole report dated July 17, 2019 with attached staff recommendation report dated July 3, 2019

The following motion was approved as part of the Consent Agenda:

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council direct the Chief Administrative Officer to prepare the 2020/21, 2021/22 and 2022/23 capital budgets according to a 20-30% Growth allocation and 70-80% Asset Renewal allocation as described in the staff report dated July 3, 2019.

MOTION PUT AND PASSED UNANIMOUSLY.

15.3.2 Prioritizing Capital Outcomes

The following was before Council:

- A Budget Committee of the Whole report dated July 19, 2019 with attached staff recommendation report dated July 3, 2019

The following motion was approved as part of the Consent Agenda:

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council direct the Chief Administrative Officer to evaluate capital projects in the 2020/21 capital budget using Strategic Alignment weighted allocations as described in the staff report dated July 3, 2019.

MOTION PUT AND PASSED UNANIMOUSLY.

15.3.3 Letter Request - Funding for Eastern Shore Lifestyles Centre

The following was before Council:

- A Budget Committee report dated July 19, 2019

The following motion was approved as part of the Consent Agenda:

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council direct the Mayor and/or the Chief Administrative Officer to provide a letter to the Provincial Government of Nova Scotia stating that the Eastern Shore Lifestyle Centre is a priority project for the Municipality, and request that the Province proceed with their request and recommendation to the Federal-Provincial Infrastructure Program for funding under the Communities and Culture category.

MOTION PUT AND PASSED UNANIMOUSLY.

15.4 SPECIAL EVENTS ADVISORY COMMITTEE

15.4.1 North American Indigenous Games (NAIG) 2020 Funding Report

The following was before Council:

- A Special Events Advisory Committee report dated July 18, 2019 with attached staff recommendation report dated July 10, 2019

MOVED by Councillor Adams, seconded by Deputy Mayor Mancini

THAT Halifax Regional Council:

- 1. Approve an Event Grant for a total of \$500,000 from the 2019/20 Community and Events Reserve, Q621, to fund the 2020 North American Indigenous Games Local Organizing Committee for the 2020 North American Indigenous Games; and**
- 2. Authorize the Chief Administrative Officer to execute a contribution agreement which outlines the Event Grant and up to \$1,000,000 for Value-In-Kind support for the 2020 North American Indigenous Games.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

15.4.2 Update - 2019 Marketing Levy Special Events Reserve Grants Report

The following was before Council:

- A Special Events Advisory Committee report dated July 18, 2019 with attached supplementary staff report dated July 12, 2019 and Special Events Advisory Committee report dated May 27, 2019 with attached staff recommendation report dated May 3, 2019
- An extract from Halifax Regional Council minutes June 4, 2019

MOVED by Councillor Adams, seconded by Deputy Mayor Mancini

THAT Halifax Regional Council:

- 1. Approve an unbudgeted reserve withdrawal of \$25,000 for the Rugby Festival and International Men's Rugby Match event grant as outlined in Table 1 of the May 27, 2019 Special Events Advisory Committee report with funding from the Community and Events Reserve, Q621.**
- 2. In accordance with Administrative Order 1 section 49(1) waive notice of motion of rescission, in order to rescind the June 4, 2019 decision of Halifax Regional Council to award a 3-year funding of \$15,000 in 2019/20, 2020/21 and 2021/22 to the MacKenzie Tour Celebrity Pro-Am Golf Tournament.**
- 3. Remove the classification of the MacKenzie Tour Celebrity Pro-Am Golf Tournament event from the New and Emerging Event program and reclassify as a Distinguished Event and approve an unbudgeted one-time reserve withdrawal of \$30,000 for 2019/2020 with funding from the Community and Events Reserve, Q621.**

MOVED by Councillor Adams, seconded by Deputy Mayor Mancini

THAT part 3 of the motion be amended to reduce the unbudgeted one-time reserve withdrawal from \$30,000 to \$25,000.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

The motion before Council now reads:

THAT Halifax Regional Council:

- 1. Approve an unbudgeted reserve withdrawal of \$25,000 for the Rugby Festival and International Men's Rugby Match event grant as outlined in Table 1 of the May 27, 2019 Special Events Advisory Committee report with funding from the Community and Events Reserve, Q621.**
- 2. In accordance with Administrative Order 1 section 49(1) waive notice of motion of rescission, in order to rescind the June 4, 2019 decision of Halifax Regional Council to award a 3-year funding of \$15,000 in 2019/20, 2020/21 and 2021/22 to the MacKenzie Tour Celebrity Pro-Am Golf Tournament.**
- 3. Remove the classification of the MacKenzie Tour Celebrity Pro-Am Golf Tournament event from the New and Emerging Event program and reclassify as a Distinguished Event and approve an unbudgeted one-time reserve withdrawal of \$25,000 for 2019/2020 with funding from the Community and Events Reserve, Q621.**

Two-third majority vote required.

MOTION AS AMENDED PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

15.5 MEMBERS OF COUNCIL

15.5.1 Councillor Karsten – Appointment of Councillor Lindell Smith to position of non-board Federation of Canadian Municipalities committee member

The following was before Council:

- A request for Council consideration form from Councillor Karsten

MOVED by Councillor Walker, seconded by Councillor Hendsbee

THAT Halifax Regional Council appoint Councillor Lindell Smith to the position of non-board committee member of Federation of Canadian Municipalities.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Nicoll and Whitman

15.5.2 Councillor Whitman - Cambrians Cove Homeowners Association – Request for Fire Access Road

The following was before Council:

- A request for Council consideration form from Councillor Whitman

MOVED by Councillor Blackburn, seconded by Councillor Outhit

THAT Halifax Regional Council approve a one-time exemption to grant a request from the District 13 District Capital Fund to the Cambrians Cove Homeowners Association (CCHA) in the amount of \$10,350 for the construction of a fire access road.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Nicoll and Whitman

16. MOTIONS – NONE

17. IN CAMERA (IN PRIVATE)

Council may rise and go into a private In Camera session, in accordance with Section 19 of the Halifax Regional Municipality Charter, for the purpose of dealing with the following:

17.1 PROPERTY MATTER – *Private and Confidential Report*

The following was before Council:

- A private and confidential staff report dated June 3, 2019
- Private and Confidential correspondence dated July 19, 2019

This matter was dealt with in public.

MOVED by Councillor Outhit, seconded by Councillor Blackburn

THAT Halifax Regional Council:

- 1. Direct the Chief Administrative Officer as outlined in the private and confidential staff report dated June 3, 2019; and**
- 2. Not release the private and confidential staff report dated June 3, 2019 to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

17.2 PERSONNEL MATTER - *Private and Confidential Report*

This matter was dealt with In Camera (In Private) and ratified in public as follows:

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council:

- 1. direct the CAO as discussed at the in camera (in private) meeting of July 30, 2019; and**
- 2. not release the private and confidential report dated July 5, 2019 to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Whitman

17.3 PERSONNEL MATTER - *Private and Confidential Report*

Council consented to defer this matter to the September 17, 2019 meeting of Halifax Regional Council.

18. ADDED ITEMS – NONE

19. NOTICES OF MOTION

19.1 Councillor Hendsbee

TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on August 13, 2019, I propose to move amendments to Administrative Order 47, the Business Improvement Districts Administrative Order, the purpose of which is to establish the Porters Lake Business Improvement District.

19.2 Councillor Austin

TAKE NOTICE that, at a future meeting of Halifax Regional Council to be held on September 17, 2019, pending the outcome of the public hearing on Regional Centre Secondary Municipal Planning Strategy and Land Use Bylaw (Package A), I propose to move a motion to rescind the motion from December 13, 2016, regarding Item 9.2.2, Parts 1 and 2, with respect to developing an incentive or bonus zoning program for affordable housing benefits and negotiating with Housing Nova Scotia a Memorandum of Understanding, as outlined in the staff report dated September 6, 2016.

19.3 Councillor Nicoll

TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on August 13, 2019, I intend to move that Council consider adopting, by policy, a Public Participation Program, the purpose of which is to obtain input from the development industry, stakeholders and the public at large on proposed amendments to the Regional Subdivision By-law to replace the Municipal Design Guidelines (Red Book).

19.4 Councillor Nicoll

TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on August 13, 2019, I propose to move First Reading of proposed By-law U-105, amending By-law U-100, the User Charges By-law, the purpose of which is to amend Schedule 1 to establish changes to the existing fare structure and fares.

19.5 Councillor Adams

TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on August 13, 2019, I propose to:

1. move First Reading of proposed By-law C-301, amending By-law C-300, Respecting Civic Addressing, the purpose of which is to amend the definition of a private road and to remove the requirement that private road owners maintain their private road signage; and
2. move amendments to Administrative Order 15, Respecting License, Permit and Processing Fees, the purpose of which is to increase the fee for a private road sign from \$150 to \$200 and that no fee be paid where a private road sign is required because of a civic addressing change.

20. ADJOURNMENT

The meeting adjourned at 8:05 p.m.

Kevin Arjoon
Municipal Clerk