



**HALIFAX REGIONAL COUNCIL
SPECIAL MEETING
DRAFT MINUTES
September 29 and 30, 2020**

PRESENT:

Mayor Mike Savage
Deputy Mayor Lisa Blackburn
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
Paul Russell
Tim Outhit

STAFF:

Jacques Dubé, Chief Administrative Officer
John Traves, Municipal Solicitor
Phoebe Rai, A/Municipal Clerk
Haruka Aoyama, Legislative Assistant
Krista Vining, Legislative Assistant
Andrea Lovasi-Wood, Legislative Assistant

These minutes are considered draft and will require approval by Regional Council at a future meeting.

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

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

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

The special meeting was called to order at 10:02 a.m., and recessed at 12:00 p.m. Council reconvened at 1:03 p.m. and recessed at 2:44 p.m. Council reconvened at 2:50 p.m. and recessed 3:08 p.m. Council reconvened at 3:25 p.m. and recessed again at 5:05 p.m. Council reconvened at 6:02 p.m. and recessed at 7:28 p.m. Council reconvened at 7:40 p.m. and recessed 8:45 p.m. Council reconvened on September 30, 2020 at 10:01 a.m., and recessed at 12:21 p.m. Council reconvened at 1:15 p.m. and recessed at 3:00 p.m. Council reconvened at 3:15 p.m. Council moved into an In Camera (In Private) session at 4:01 p.m. and reconvened at 5:47 p.m. Council adjourned at 8:21 p.m.

1. CALL TO ORDER

The Mayor called the meeting to order at 10:02 a.m. and Council paused for a moment of reflection.

2. APPROVAL OF MINUTES – NONE

3. APPROVAL OF THE ORDER OF BUSINESS

Deputy Mayor Blackburn requested to bring forward Information Item 4. Memorandum from the Chief Administrative Officer dated September 23, 2020 re: Diversity & Inclusion Framework Annual Report 2019/2020 for presentation to a meeting of Regional Council to be convened in November, 2020.

Later in the meeting it was agreed by Council that time-sensitive items 7.4, 7.5, 7.6, 7.9, 11.1.1, 11.1.2, 11.1.3 and 11.1.8 be dealt with first, then Council would adjourn In Camera to deal with items 13.3, 13.1, 13.2 and 13.4, then Council would return to In Public session to deal with items 11.1.4, 11.1.5, 11.1.6, 11.1.7, 12.1, 12.2, 7.7, 7.8, 7.10, ending the meeting with Notices of Motion.

MOVED by Councillor Nicoll, seconded by Councillor Karsten

THAT the agenda be approved as amended.

Two-third majority vote required.

MOTION PUT AND PASSED.

4. CONSENT AGENDA

Council agreed to remove item 11.1.1 from the consent agenda. As a result, there were no consent agenda items.

5. CALL FOR DECLARATION OF CONFLICT OF INTERESTS – NONE

Mayor Savage invited the retiring Councillors to deliver messages to colleagues and residents.

The Mayor thanked all Councillors for their support and mentorship.

Councillor Adams, District 11, elected in 1991, thanked all people who have served the community, including residents, colleagues, staff and frontline workers in Halifax Regional Municipality. Councillor Adams especially expressed gratitude to residents of District 11.

Councillor Walker, District 10, elected in 1994, thanked the residents of District 10 for their support and shared that it was a pleasure to serve the residents of Halifax Regional Municipality.

Councillor Karsten, District 3, elected in 2004, thanked colleagues, Mayor, and residents especially in District 3. Councillor Karsten also encouraged residents to vote in the October 17 municipal election and

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

to unite behind a newly elected Councillor to continue improving the quality of life for everyone in the community.

Councillor Nicoll, District 4, elected in 2008, thanked dedicated groups in Cole Harbour as well as staff members at Halifax Regional Municipality for their work to improve quality of life. Councillor Nicoll acknowledged that engaging with residents was one of the rewarding experiences and spoke to the importance of including women's voices on municipal matters.

6. MOTIONS OF RESCISSION – NONE

7. CONSIDERATION OF DEFERRED BUSINESS –September 22, 2020

7.1 Proposed Amendments to Administrative Order 53, Respecting Alcohol in Municipally Owned and Operated Facilities and at Municipal Events - Addition of Sites

The following was before Council:

- A staff recommendation report dated August 17, 2020

MOVED by Deputy Mayor Blackburn, seconded by Councillor Austin

THAT Halifax Regional Council adopt the amendments to Schedule A of Administrative Order 53 (the Municipal Alcohol Policy), as set out in Attachment 1 of the staff report dated August 17, 2020, to add:

- 1. the lower eastern portion of Leighton Dillman Park adjacent to the Community Oven; Dartmouth Ferry Terminal Park; and the South Common Triangle to the list of Municipally Owned, Operated and Scheduled Public Spaces; and**
- 2. Beaver Bank-Kinsac (#1 and #2), Eddie Leblanc (#1 and #2), Greenough, Mount Edward Road (#1) and Harold W. Conrad Memorial (#2) diamonds to the list of Municipally Owned, Operated and Scheduled Athletic Fields, Baseball Diamonds, and Facilities Suitable for Adult League Tournament Play.**

Concern was raised regarding normalization of alcohol consumption.

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

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

Against: Councillor Karsten

7.2 Funding Request - Develop Nova Scotia Public Art Proposal

The following was before Council:

- A staff recommendation report dated August 17, 2020

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council direct the Chief Administration Officer (CAO) to include the requested funding from Develop Nova Scotia for consideration as part of the Municipality's 2021-2022 budget planning process, providing that the Municipality receives confirmation that the balance of funding required to purchase the artwork has been secured from other government funders and private fundraising.

MOTION PUT AND PASSED UNANIMOUSLY.

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

7.3 Proposed Administrative Order 2020-007-ADM, Respecting Incentive or Bonus Zoning Public Benefits and Proposed Administrative Order 2020-008-ADM, Respecting Grants for Affordable Housing - Incentive or Bonus Zoning Reserve

The following was before Council:

- A staff recommendation report dated August 25, 2020

MOVED by Councillor Mason, seconded by Councillor Smith

THAT Halifax Regional Council suspend the rules of procedure under Schedule 2, the Audit and Finance Standing Committee Terms of Reference, of Administrative Order One, the Procedures of the Council Administrative Order and

- 1. Approve the creation of the Incentive or Bonus Zoning Reserve based on the business case, as set out in Attachment A of the staff report dated August 25, 2020;**
- 2. Adopt Administrative Order 2020-007-ADM, Respecting Incentive or Bonus Zoning Public Benefits, as set out in Attachment B of the staff report dated August 25, 2020; and**
- 3. Adopt Administrative Order 2020-008-ADM, Respecting Grants for Affordable Housing, as set out in Attachment C of the staff report dated August 25, 2020.**

Members of Council acknowledged that passing this motion would bring Halifax Regional Municipality one step further on affordable housing and asked how affordable housing plans can be expanded outside the Regional Centre.

Ben Sivak, Community Policy Program Manager, confirmed that the *Halifax Regional Charter* was amended to allow expansion of bonus zoning outside the Regional Centre, could be implemented through amendments to Land Use By-laws as part of the By-law Simplification Program.

Council paused the discussion and continued discussion on item 7.3 on September 30 at 10:07 a.m.

MOVED by Councillor Smith, seconded by Councillor Austin

THAT the motion be amended to include new section 4 (a) and (b) which reads as follows;

4. Request a supplementary report that would

- a. Explore an alternative approval process for AO 2020-008-ADM to include the involvement of the Regional Centre Community Council (RCCC) or Grants committee and outline how this alternate approval process would affect approval timelines; and**
- b. Allow the purchase of land as an eligible cost for non-profits developing affordable housing in HRM's Bonus Zoning Program**

Sivak advised that consideration of allowing the purchase of land as an eligible cost under the Affordable Housing Grant program was currently underway as part of Centre Plan Package B.

Jillian MacLellan, Planner III indicated that staff's recommendation was not to involve the Community Council or Grants Committee in the disbursement of grants to be expedient in distributing the funds, and staff intend to be transparent and accountable about how decisions are made. MacLellan agreed to include consideration of this mechanism in the first annual report brought to Regional Council.

The motion to amend was withdrawn with the consent of Regional Council.

MOVED by Councillor Russell, seconded by Councillor Hendsbee

THAT the motion be amended to include new section 4 which reads as follows; request a supplementary staff report for an amendment to AO 2020-007-ADM to consider removing Heritage Conservation, Parkland, and Public Art as the list of uses for the bonus zoning reserve.

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

Kelly Denty, Director of Planning and Development noted that changes to the list of uses for the bonus zoning reserve would require an amendment to the Centre Plan.

MOTION TO AMEND PUT AND DEFEATED. (3 in favour, 13 against)

In favour: Councillors Hendsbee, Zurawski, Russell

Against: Mayor Savage, Deputy Mayor Blackburn, Councillors Streach, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Walker, Adams, Whitman, Outhit

Not present: Councillor Karsten

The motion before Council now reads:

MOVED by Councillor Mason, seconded by Councillor Smith

THAT Halifax Regional Council suspend the rules of procedure under Schedule 2, the Audit and Finance Standing Committee Terms of Reference, of Administrative Order One, the Procedures of the Council Administrative Order and

- 1. Approve the creation of the Incentive or Bonus Zoning Reserve based on the business case, as set out in Attachment A of the staff report dated August 25, 2020;**
- 2. Adopt Administrative Order 2020-007-ADM, Respecting Incentive or Bonus Zoning Public Benefits, as set out in Attachment B of the staff report dated August 25, 2020; and**
- 3. Adopt Administrative Order 2020-008-ADM, Respecting Grants for Affordable Housing, as set out in Attachment C of the staff report dated August 25, 2020.**

Two third majority vote required.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Karsten

7.4 Proposed Administrative Order 2020-012-OP, Respecting Streetscaping in the Regional Centre - Regional Centre Streetscaping Administrative Order

The following was before Council:

- A staff recommendation report dated August 24, 2020

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council:

- 1. Suspend the rules of procedure under Schedule 3, the Community Planning and Economic Development Standing Committee Terms of Reference, of Administrative Order One, the Procedures of the Council Administrative Order; and**
- 2. Adopt Administrative Order 2020-012-OP, the Regional Centre Streetscaping Administrative Order as set out in Attachment #2 of the staff report dated August 24, 2020.**

Two-third majority vote required.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Karsten

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7.5 HRM Parks Washrooms and Drinking Fountains Strategy

The following was before Council:

- A staff recommendation report dated August 17, 2020

MOVED by Councillor Nicoll, seconded by Deputy Mayor Blackburn

THAT Halifax Regional Council:

- 1. Approve the HRM Washrooms & Drinking Fountains Strategy and associated Addendum as a framework for municipal decision-making regarding washrooms and drinking fountains to support the recreational use of parks; and**
- 2. Direct the Chief Administration Officer (CAO) to prepare annual business plans for washrooms and drinking fountain projects for consideration in the annual capital budgets on the basis of the 6.6 Alternative Budget as identified in the HRM Washrooms & Drinking Fountains Strategy.**

MOTION PUT AND PASSED UNANIMOUSLY.

7.6 Case 22423 – Regulation of Short-Term Rentals

The following was before Council:

- A staff recommendation report dated August 26, 2020
- Correspondence from Bill Stewart, Ross Jefferson

MOVED by Councillor Mason, seconded by Deputy Mayor Blackburn

THAT Halifax Regional Council suspend the rules of procedure under Schedule 3, the Community Planning and Economic Development Standing Committee Terms of Reference of Administrative Order One, the Procedures of the Council Administrative Order, and direct the Chief Administrative Officer to:

- 1. Initiate a process to amend the Regional Plan and all applicable secondary municipality planning strategies and land use by-laws to establish consistent regional wide policies, definitions and regulations for short-term rentals in residential areas consistent with the direction set out in the Discussion section of the staff report dated August 26, 2020;**
- 2. Develop short-term rental registration requirements consistent with the direction set out in the Discussion section of the staff report dated August 26, 2020;**
- 3. Follow the public participation program for municipal planning strategy amendments as set out in the Community Engagement section of the staff report dated August 26, 2020; and**
- 4. Request the Mayor write a letter to the Province to request the required amendments to the Halifax Regional Municipality Marketing Levy Act to enable the Municipality to apply the marketing levy to operations consisting of less than 20 rooms or rental units.**

MOVED by Councillor Mason, seconded by Deputy Mayor Blackburn

THAT the motion be amended to include new section 5 which reads as follows; request a staff report regarding the Mayor also ask the Province to amend the Marketing Levy Act to allow for a possible increase to the maximum marketing levy as described in the letter received from Discover Halifax on September 28, 2020.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Ben Sivak, Community Policy Program Manager, clarified that it is permitted to rent primary residence as a short-term rental, but not the secondary suites where owner does not reside as a primary residence. In response to a question raised regarding penalties for by-law infringement such as noise, Sivak explained that staff recommends a registration system which requires property owner to renew annually.

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

The motion before Council now reads:

MOVED by Councillor Mason, seconded by Deputy Mayor Blackburn

THAT Halifax Regional Council suspend the rules of procedure under Schedule 3, the Community Planning and Economic Development Standing Committee Terms of Reference of Administrative Order One, the Procedures of the Council Administrative Order, and direct the Chief Administrative Officer to:

- 1. Initiate a process to amend the Regional Plan and all applicable secondary municipality planning strategies and land use by-laws to establish consistent regional wide policies, definitions and regulations for short-term rentals in residential areas consistent with the direction set out in the Discussion section of the staff report dated August 26, 2020;**
- 2. Develop short-term rental registration requirements consistent with the direction set out in the Discussion section of the staff report dated August 26, 2020;**
- 3. Follow the public participation program for municipal planning strategy amendments as set out in the Community Engagement section of the staff report dated August 26, 2020; and**
- 4. Request the Mayor write a letter to the Province to request the required amendments to the Halifax Regional Municipality Marketing Levy Act to enable the Municipality to apply the marketing levy to operations consisting of less than 20 rooms or rental units.**
- 5. Request a staff report regarding the Mayor also ask the Province to amend the Marketing Levy Act to allow for a possible increase to the maximum marketing levy as described in the letter received from Discover Halifax on September 28, 2020.**

Two-third majority vote required.

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

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

Against: Councillor Whitman

7.7 Dartmouth Cove Project – Development Charges

The following was before Council:

- A staff recommendation report dated August 25, 2020

MOVED by Councillor Austin, seconded by Councillor Cleary

THAT Halifax Regional Council direct the Chief Administrative Officer to draft a Development Charge By-Law to fund 50% of the net project cost as described in the Financial Implications section of the staff report dated August 25, 2020, for the design and construction of the Dundas Street extension and bridge, and return to Council for consideration.

MOTION PUT AND PASSED UNANIMOUSLY.

7.8 Proposed Amendments to Administrative Order 2020-004-ADM, Procurement Administrative Order - Fair Wage/Living Wage and Social Value Framework

The following was before Council:

- A staff recommendation report dated September 3, 2020
- Correspondence from Christine Saulnier

MOVED by Councillor Smith, seconded by Councillor Cleary

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

THAT Halifax Regional Council:

- 1. Approve the adoption of a Supplier Code of Conduct (including Living Wage requirements) as per Attachment A of the staff report dated September 3, 2020, with an effective date of April 1, 2021;**
- 2. Approve the adoption of a Social Value Framework as per Attachment B of the staff report dated September 3, 2020, with effective date of April 1, 2021;**
- 3. Direct the Chief Administrative Officer to investigate possibilities for the adoption of a Green Market incubation program similar to the City of Toronto's Green Market Accelerator program as a part of HalifAct 2050 as included as Attachment C of the staff report dated September 3, 2020; and**
- 4. Adopt the amendments to Administrative Order 2020-004-ADM, the Procurement Administrative Order, as set out in Attachment D of the staff report dated September 3, 2020.**

Jane Pryor, Manager, Procurement answered Council questions noting that the additional annual contract cost to HRM is estimated at approximately \$8 Million annually or 16.8% increase once fully implemented.

Jane Fraser, Chief Financial Officer informed Council that service expectations in contracts should prevent contractors from laying off employees due to the added expense associated with paying living wage.

Jacques Dubé, Chief Administrative Officer and Fraser answered Council questions regarding budgetary impacts, noting that this would be a budget pressure that would need to be offset through additional funding sources, reducing costs, or potentially increasing the tax rate.

MOVED by Councillor Karsten, seconded by Councillor Streach

THAT the motion be amended as follows:

THAT Halifax Regional Council approve in principle:

- 1. the adoption of a Supplier Code of Conduct (including Living Wage requirements) as per Attachment A;**
 - 2. the adoption of a Social Value Framework as per Attachment B;**
 - 3. the adoption of the amendments to Administrative Order 2020-004-ADM, The Procurement Administrative Order, as set out in Attachment D subject to consideration and implementation in the 2021/22 Budget process,**
- And further direct the CAO to investigate possibilities for the adoption of a Green Market incubation program similar to the City of Toronto's Green Market Accelerator program as a part of HalifAct 2050 as included as Attachment C.**

It was noted that this motion would approve Supplier Code of Conduct and the Social Value Framework in principle without setting an implementation date.

MOTION TO AMEND PUT AND DEFEATED. (8 in favour, 9 against)

In favour: Mayor Savage, Councillors Streach, Hendsbee, Karsten, Nicoll, Mancini, Walker, Adams,

Against: Deputy Mayor Blackburn, Councillors Austin, Mason, Smith, Cleary, Zurawski, Whitman, Russell, Outhit

MOVED by Councillor Hendsbee, seconded by Councillor Whitman

THAT Regional Council table this motion.

MOTION TO TABLE PUT AND DEFEATED. (3 in favour, 14 against)

In favour: Councillors Streach, Hendsbee, Whitman

Against: Mayor Savage, Deputy Mayor Blackburn, Councillors Karsten, Nicoll, Austin, Mancini, Mason, Smith, Cleary, Walker, Adams, Zurawski, Russell, Outhit

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Dubé indicated that staff will return to Council during the 2021/22 budgeting process with additional information regarding the budgetary impact of the Supplier Code of Conduct and the Social Value Framework as well as the impact of these policies upon HRM part-time and seasonal workers.

The motion before Council now reads:

MOVED by Councillor Smith, seconded by Councillor Cleary

THAT Halifax Regional Council:

- 1. Approve the adoption of a Supplier Code of Conduct (including Living Wage requirements) as per Attachment A of the staff report dated September 3, 2020, with an effective date of April 1, 2021;**
- 2. Approve the adoption of a Social Value Framework as per Attachment B of the staff report dated September 3, 2020, with effective date of April 1, 2021;**
- 3. Direct the Chief Administrative Officer to investigate possibilities for the adoption of a Green Market incubation program similar to the City of Toronto's Green Market Accelerator program as a part of HalifAct 2050 as included as Attachment C of the staff report dated September 3, 2020; and**
- 4. Adopt the amendments to Administrative Order 2020-004-ADM, the Procurement Administrative Order, as set out in Attachment D of the staff report dated September 3, 2020.**

MAIN MOTION PUT AND PASSED. (13 in favour, 4 against)

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

Against: Councillors Streach, Hendsbee, Whitman, Russell

7.9 Assistance for the Beirut Explosion

The following was before Council:

- Audit and Finance Standing Committee report dated September 16, 2020 with attached staff recommendation report dated August 20, 2020

MOVED by Councillor Cleary, seconded by Councillor Walker

THAT Halifax Regional Council:

- 1. Provide a donation of \$100,000 toward Beirut explosion assistance. Funds will be provided through the Lebanese Consulate to the Canadian Red Cross, which is currently supporting humanitarian efforts in Beirut as a result of the explosion. Funds will come from the General Contingency Reserve Q421.**
- 2. Provide in-kind support by allowing registered Canadian charitable organizations currently collecting donations for Beirut, such as the Canadian Red Cross, to set up donation collection sites at HRM owned and operated facilities and use HRM social media channels to promote donation collection sites.**
- 3. Direct the Chief Administrative Officer to establish a fair and transparent program to assess and evaluate future financial requests that support national and/or international disaster relief efforts. This program would outline a maximum funding limit, eligibility criteria and a detailed assessment of the proposal submitted, evaluation of the proposal based on linkage to municipal objectives, mandate and priorities, and an exploration of potential funding options.**

The motion was separated for voting purposes as per Section 90 of Administrative Order One.

MOVED by Councillor Cleary, seconded by Councillor Walker

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

THAT Halifax Regional Council:

- 1. Provide a donation of \$100,000 toward Beirut explosion assistance. Funds will be provided through the Lebanese Consulate to the Canadian Red Cross, which is currently supporting humanitarian efforts in Beirut as a result of the explosion. Funds will come from the General Contingency Reserve Q421.**
- 2. Provide in-kind support by allowing registered Canadian charitable organizations currently collecting donations for Beirut, such as the Canadian Red Cross, to set up donation collection sites at HRM owned and operated facilities and use HRM social media channels to promote donation collection sites.**

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

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

Against: Councillor Adams

MOVED by Councillor Cleary, seconded by Councillor Walker

THAT Halifax Regional Council:

- 3. Direct the Chief Administrative Officer to establish a fair and transparent program to assess and evaluate future financial requests that support national and/or international disaster relief efforts. This program would outline a maximum funding limit, eligibility criteria and a detailed assessment of the proposal submitted, evaluation of the proposal based on linkage to municipal objectives, mandate and priorities, and an exploration of potential funding options.**

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

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

Against: Councillors Adams, Russell

7.10 Implementation of North End 'AAA' Bikeway Phase One and West End 'AAA' Bikeway (NEWEB)

The following was before Council:

- Halifax and West Community Council report dated September 9, 2020 with attached staff recommendation report dated July 28, 2020
- Correspondence from Talan Iscan

MOVED by Councillor Cleary, seconded by Councillor Karsten

THAT Halifax Regional Council:

- 1. Approve the implementation of 2.4km of bicycle facilities and related changes to the right of way along the North End All Ages and Abilities (AAA) Bikeway route Phase One between North Ridge Road and Bloomfield Street as described in the 'Discussion' section of the staff report dated July 28, 2020.**
- 2. Approve the implementation of 2.0km of bicycle facilities and related changes to the right of way along the West End All Ages and Abilities (AAA) Bikeway route between Windsor Street, Bayers Road, and the West End Mall as described in the 'Discussion' section of the staff report dated July 28, 2020.**

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

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

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

Against: Councillor Whitman

8. VIRTUAL HEARINGS

VIRTUAL HERITAGE HEARINGS – 10:00 A.M.

8.1 Case H00493 – Request to Include 53 Queen Street, Dartmouth in the Registry of Heritage Property for the Halifax Regional Municipality

The following was before Council:

- Heritage Advisory Committee report dated July 24, 2020 with attached staff report dated March 6, 2020
- An extract from the special Regional Council Minutes from August 18, 2020
- A staff presentation dated September 29, 2020

Heritage Hearing date set at Regional Council on August 18, 2020.

Mayor Savage opened the Heritage Hearing and invited staff to present on Case H00493.

Jesse Morton, Planner II gave an overview of the property, 53 Queen Street, Dartmouth, recommended to be registered as a heritage property which is owned by Canada Post and elaborated on the criteria used to assess the heritage aspects of the property.

The Applicant did not address Council.

MOVED by Councillor Karsten, seconded by Councillor Russell

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Austin, seconded by Councillor Mason

THAT Halifax Regional Council approve the request to include 53 Queen Street, Dartmouth, as shown on Map 1 of the staff report dated March 6, 2020, in the Registry of Heritage Property for the Halifax Regional Municipality as a municipal heritage property.

MOTION PUT AND PASSED UNANIMOUSLY.

8.2 Case H00474 – Request to Include 1342 Robie Street, Halifax in the Registry of Heritage Property for the Halifax Regional Municipality

The following was before Council:

- Heritage Advisory Committee report dated July 24, 2020 with attached staff report dated May 1, 2020 and Heritage Scoring Summary
- An extract from the special Regional Council Minutes from August 18, 2020
- A staff presentation dated September 29, 2020

Heritage Hearing date set at Regional Council on August 18, 2020.

Mayor Savage opened the Heritage Hearing and invited staff to present on Case H00474.

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

Jesse Morton, Planner II, gave an overview of the property, 1342 Robie Street, Halifax recommended to be registered as a heritage property which is owned by Mia Rankin and elaborated on the criteria used to assess the heritage aspects of the property.

There were no questions from members of Council to Mia Rankin, property owner.

MOVED by Councillor Mason, seconded by Councillor Russell

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council approve the request to include 1342 Robie Street, Halifax, as shown on Map 1 of the staff report dated May 1, 2020, in the Registry of Heritage Property for the Halifax Regional Municipality as a municipal heritage property.

MOTION PUT AND PASSED UNANIMOUSLY.

8.3 Case H00478 - Request to Include 40 and 82 Tall Trees Lane, Halifax in the Registry of Heritage Property for the Halifax Regional Municipality

The following was before Council:

- Heritage Advisory Committee report dated July 24, 2020 with attached staff report dated July 10, 2020 and Heritage Scoring Summary
- An extract from the special Regional Council Minutes from August 18, 2020
- A staff presentation dated September 29, 2020
- An applicant presentation dated September 29, 2020

Heritage Hearing date set at Regional Council on August 18, 2020.

Mayor Savage opened the Heritage Hearing and invited staff to present on Case H00478.

Jesse Morton, Planner II gave an overview of the property, 40 & 82 Tall Trees Lane, Halifax recommended to be registered as a heritage property which is owned by Janet Morris and elaborated on the criteria used to assess the heritage aspects of the property.

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

Janet Morris, the property owner and Applicant, gave a presentation regarding the application and introduced interior of the subject property.

MOVED by Councillor Walker, seconded by Councillor Russell

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Walker, seconded by Councillor Mason

THAT Halifax Regional Council approve the request to include 40 and 82 Tall Trees Lane, Halifax, as shown on Map 1 of the staff report dated July 10, 2020, in the Registry of Heritage Property for the Halifax Regional Municipality as a municipal heritage property.

MOTION PUT AND PASSED UNANIMOUSLY.

VIRTUAL DESIGN REVIEW COMMITTEE APPEAL HEARING – 1:00 P.M.

8.4 Appeal of the Decision of the Design Review Committee for Case 22708 - Substantive Site Plan Approval for 1325 Lower Water Street, Halifax

The following was before Council:

- A staff recommendation report dated August 20, 2020
- An extract of the Halifax Regional Municipal Charter, Chapter 39 of the Acts of 2008, Part VIII (Planning and Development)
- A copy of the notification letters
- A copy of the staff presentation
- A copy of the applicants' presentations
- A copy of the appellants' presentation and presentation index
- Correspondence from Jeanne Cruikshank, Brian Dort

Mayor Savage reviewed the rules of procedure for appeal hearings and opened the hearing by inviting staff to make a presentation.

Jennifer Chapman, Planner III presented the Design Review Committee's approval of a substantive site plan application for the lands located at 1325 Lower Water Street, Halifax which included an overview of the Applicants' proposal, site context, building design, evaluation against the Design Manual, variances with positive and negative recommendations, Wind Study, and post bonus height public benefit.

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

Jeanne Cruikshank, Appellant summarised the appellants' reasons for appealing the Design Review Committee's July 30, 2020 decision. The appellants accept that the development rules allow a building to be built on the site, but it must follow the rules set out in the Design Manual and Land Use By-Law.

Fran Payne, Appellant explained the first reason for appealing was because HRM staff recommended the application be rejected. Payne commented on the neighbouring properties' loss of view, sunlight, including solar options, and added traffic. Payne spoke to the changing times due to the pandemic and it being the wrong time to make such an important decision. They noted that the proposed building would change the Halifax skyline and waterfront forever.

Norman Wallet, Appellant noted the second reason for appealing was a result of the irregularities at the Design Review Committee's July 30, 2020 meeting, wherein: the applicant did not follow the rules of order and the Committee failed to carry out their duties.

Robert McNutt spoke on behalf of Patricia Gillis, Appellant explaining the third reason was the design fails to meet qualitative aspects of the Design Manual as it does not comply with Sections 2.1c, 2.10i, 3.1.1a, 3.2.1a, 3.2.1f, 3.2.5a, 3.3.1b and 3.3.1c of the Design Manual.

Yash Mehta spoke on behalf of Mary McGrath, Appellant on the qualitative aspects of the proposal not complying with the Design Manual.

Jessica Kuo, Appellant stated that the fourth reason was that the variances do not meet acceptance criteria. Kuo spoke to the third, fourth, sixth and eighth variances, pointing out that the only benefit was private for the users of the private pool and questioned the public benefit, as well the tower was 40 percent wider than what was allowed in the Design Manual, and wondered if the tower was truly a landmark element in downtown Halifax.

Brian Dort, Appellant indicated that other considerations for the appeal came from the variances and bonus zoning. Dort referred to Section 4.2.2 Waterfront View Corridors View of Centre Plan Package A

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

and the preservation of waterfront views for the public. They asked Council to consider the negative effects the development may have and missed opportunity to create valuable public space for local restaurants and the tourism sector.

Sharon Beals, Appellant spoke to public engagement and the failure to follow the HRM Community Engagement Strategy. Of the meetings held in 2009, 2014 and 2019, only the 2009 meeting gave the public an opportunity to ask questions and provide input. Public requests for consultation made to Develop Nova Scotia produced no response.

Tina Battcock spoke on behalf of Cheryl Fraser, Appellant commenting on the June 22, 2020 staff report and the finding that the number of variances, and scale of each variance suggested that the proposed was too large for the site given the requirements of the Land Use By-law. Battcock spoke on the history of the Cunard Lot and receiving clarification on whether the Crown Lands Act and Guidelines for leases on Crown Land apply to the Cunard lot before proceeding.

Peter Dietz, Appellant highlighted the Pedestrian Wind Impact Study and the difficulties with water infiltration along the waterfront. The Study evaluated wind speeds up to the equivalent of 93 kilometres per hour, but Dietz suggested that simulations should be run at full-scale winds of 250 kilometres per hour to simulate hurricanes and the effects the new development would have on surrounding buildings to provide guidance for mitigating these effects.

Leah Robertson spoke on behalf of Peter Dietz, Appellant referencing Section 6 of the Halifax Regional Municipal Charter and Section 10.6 of Center Plan Package A respecting the perimeters for incentives or bonus zoning within the Centre Plan Area and requiring affordable housing in the land use by-law. Robertson commented on the ninth variance respecting open space and how the proposed development did not appear to be designed for public use.

Mary Chow spoke on behalf of Appellant Jesse Arsenault voicing concern with traffic and no indication of accessible parking, where the developer was required to have a minimum of five accessible spaces based on the proposed 229 spaces. Chow commented on the added demand for parking and providing parking options due the loss of 188 parking spaces, and the need for a new traffic study to look at the impact from neighbouring developments and traffic from connector streets.

Dr. Petra Mudie spoke on behalf of Scott Wilson, Appellant addressing environmental concerns and the Regional Centre being vulnerable to climate change, extreme weather events and rising sea levels and considering the worse case flood scenarios. They sought clarification on whether the correct value of 3.8 meters required by the *Nova Scotia Coastal Protection Act* was used, or a lesser value, when designing the Cunard building.

Ted Farquhar, spoke on behalf of Gary Thompson, Appellant summarized the points and reasons made by the speakers and asked Council to accept the appeal as the variances do not meet the Land Use By-law and Design Manual criteria.

Mayor Savage invited the applicant to address Council.

Jim Spatz, Southwest Properties, Stephen Bugbee, Zeidler Architects and Matt Neville, Planner with Develop Nova Scotia presented the application to develop a unique and appropriate development project and the nine variances requested. The presentation included a review of the public space plan, views, and buildable area versus design area along Lower Water Street and Morris Street and showed a rendering of the alternative two tower option. It was noted that subject to an agreement with Nova Scotia Power, the developer was looking to make improvements to the Morris Street corridor and would be seeking public input. The Applicants responded to questions from Council.

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

John Traves, Municipal Solicitor, clarified the rules and outcomes noting that these are quasi-judicial proceedings and that Council's role was to determine whether the variances meet the requirements and intent of the Design Manual.

MOVED by Councillor Mason seconded by Councillor Karsten

THAT the appeal hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Mason, seconded by Councillor Whitman

THAT the appeal be allowed.

Council discussed the appeal recognizing the complexity of the Design Manual. Staff provided further clarification on the criteria in the Land Use By-law and Design Manual as it relates to benefit calculation, applicant led engagement, massing and setbacks.

Council paused their discussion to break and deal with Items 8.5 and 8.6 Public Hearings scheduled for 6:00 p.m., following which they continued discussing the appeal.

MOTION PUT AND PASSED. (9 in favour, 6 against)

In favour: Deputy Mayor Blackburn, Councillors Nicoll, Austin, Mancini, Mason, Smith, Zurawski, Russell, Outhit

Against: Councillor Streach, Hendsbee, Karsten, Adams, Whitman, Mayor Savage

Not present: Councillors Cleary and Walker

MOVED by Councillor Mason, seconded by Deputy Mayor Blackburn

THAT the Site Plan be approved with the following conditions:

- a) approve the qualitative elements of the substantive site plan approval application for a 16 storey, with rooftop penthouse, mixed use building, in Downtown Halifax as shown in Attachments A and B of the August 20, 2020 Staff report, with the exception that the western Lower Water Street elevation be augmented on the ground floor through the provision of a combination of increased visual permeability by multiple windows and doors at the sidewalk level and providing more active uses at grade that relate to the sidewalk, stepping with the slope;**
- b) approve the proposed variances outlined in Attachment C of the August 20, 2020 Staff report, with the exception of variances #3, #4, and #8 related to the Tower Width. For additional clarity, no portion of the "tower" shall exceed dimensions beyond 38 metres. The mass of the remainder of the building shall remain consistent with that found in Attachment A;**
- c) accept the findings of the quantitative wind assessment included in Attachment D; and**
- d) recommend the Development Officer accept the public benefit as described in Attachment B.**

MOTION PUT AND PASSED. (13 in favour, 2 against)

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

Against: Councillor Austin and Zurawski

Not present: Councillors Cleary and Walker

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

MOVED by Councillor Hendsbee, seconded by Councillor Adams

THAT Halifax Regional Council recess at 8:45 p.m. and reconvene September 30, 2020 at 10:00 a.m.

MOTION PUT AND PASSED.

VIRTUAL PUBLIC HEARINGS – 6:00 P.M.

8.5 Case 22050 - Amendments to the Halifax Municipal Planning Strategy and Halifax Mainland Land Use By-law for Parkmoor Avenue, Hayes Street and Charlton Avenue (PID 00277228), Halifax

The following was before Council:

- Halifax and West Community Council report dated August 27, 2020 with attached staff recommendation report dated August 20, 2020.
- An extract from the special Regional Council Minutes from September 1, 2020
- A staff presentation dated September 29, 2020
- An applicant presentation dated September 29, 2020
- Correspondence from Carmen Boyko, S. Harnish, Heather Power, Mike Costen, Matt and Melissa Power, Crystal Purcell

First reading was given on September 1, 2020.

Jesse Morton, Planner II, gave an overview of Case 22050 indicating that the applicant, RMP Development Consulting Limited, is seeking Municipal Planning Strategy (MPS) and Land Use By-law (LUB) amendments to allow for construction of a residential subdivision that will include smaller than usual lot sizes to allow for the construction of affordable housing units.

Morton answered Council questions of clarification regarding how the proposed amendments maintain the low density character of neighbourhood, the location of the various dwelling types being proposed within the development, the setback of units from the property line, the proposed street network, the approved Traffic Impact Study, the impact of the development on the existing informal trail network, wetlands conservation, and parkland development.

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

Chrystal Fuller, Brighter Community Planning and Consulting, on behalf of the applicant, gave an overview of how the applicant's proposal ties in with housing affordability and how they have tried to respect the existing neighbourhood mix which is predominantly single and double unit dwellings. Fuller reviewed elements of the subdivision's design which includes parks, green spaces and wetlands conservation area that was authorized by the Province.

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

Wayne Brown, Herring Cove Road stated their opposition to the project because it will increase pressure on the area's sewage system and bring more traffic to an area that already experiences excessive morning rush hour backlogs on Herring Cove Road leading to the Armdale Rotary.

Carmen Boyko, Spryfield stated that this development is not needed given that existing recent developments still have vacant units and unsold building lots. Boyko expressed concerns regarding the environment and protecting the lady slipper population, habitat for wildlife and the wetlands. Other concerns include the loss of the existing informal trail system, increased traffic and urban sprawl.

Mayor Savage invited the applicant to respond to questions raised by the public.

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

Fuller responded to the speakers' concerns emphasizing the need for affordable housing and housing market statistics.

MOVED by Councillor Russell, seconded by Councillor Nicoll

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Adams, seconded by Councillor Karsten

THAT Halifax Regional Council adopt the proposed amendments to the Municipal Planning Strategy (MPS) for Halifax and Land Use By-law (LUB) for Halifax Mainland, as set out in Attachments A and B of the staff report dated August 5, 2020, to permit single detached dwellings with modified lot requirements and five townhouse buildings on a portion of the lands identified as PID 00277228, near Parkmoor Avenue, Hayes Street and Charlton Avenue, Halifax.

Members of Council expressed concerns about how the proposed street design will manage pedestrians and motor vehicle traffic and that higher density lots should be located closer to public transit stops.

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

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

Against: Councillor Zurawski

Not present: Councillors Walker and Smith

8.6 Case 21808 - Amendments to the Dartmouth Municipal Planning Strategy and Land Use By-Law for Burnside Industrial Park and City of Lakes Business Park, Dartmouth

The following was before Council:

- Harbour East Marine Drive Community Council report dated August 7, 2020 with attached staff recommendation report dated January 28, 2020.
- An extract from the special Regional Council Minutes from August 18, 2020
- A staff presentation dated September 29, 2020
- Correspondence from Richard Buggeln, Michael Thomas, Susan Cole, Valerie Thomas, Beth Wilkinson, Tracey Mitchell, Nancy Carter, Kim Davis, Mike Parker, Murray Douglas, Rod Johnson, Cherie and David Stredder, Joann Lowry, James Osmond and Judith Henderson, Marcienne Mason, Joe Lively, Debbie Glasgow, Ann Marie Neuman, Les Mayo, Kathryn Tyrrell, Roger Day, Donald Murphy - President DSM Holdings Limited, Paul Norwood - President PJC Land Developments/Nature Ridge Homes, Deb Scott, Linda Joyce, Deb Day - Chair, Coalition for Safe and Healthy Communities, Charles Taylor - Chair Ratepayers in East Preston, Annette Newton, Linda Mosher, Thane Stevens - President Stevens Group of Companies, Colleen Withrow, Robert Ferguson

First reading was given on August 18, 2020.

Leah Perrin, Planner III, gave an overview of Case 21808. Burnside Industrial Park and City of Lakes Business Park, Dartmouth are currently zoned I-2 and allowing all commercial and industrial uses. The Burnside Expansion Area office and retail are limited to accessory uses only. The proposed amendments to the Dartmouth MPS and LUB are to ensure a sufficient supply of industrial land for future economic development.

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

Perrin answered Council questions about protecting industrial lands from conversion.

Mayor Savage opened the public hearing.

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

Mark VanZeumeren, Harbourside, Dartmouth stated his opposition to amendments because the proposed zoning is restrictive and will result in lower property values within Burnside Industrial Park.

Linda Mosher, Lake Echo stated her support for the lots in Burnside Industrial Park being zoned for industrial purposes so that construction and demolition transfer stations and processing facilities will be located within these industrial zones and not in rural residential areas.

MOVED by Councillor Russell, seconded by Councillor Hendsbee

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Mancini, seconded by Councillor Hendsbee

THAT Halifax Regional Council adopt the proposed amendments to the Secondary Municipal Planning Strategy (SMPS) and Land Use By-law (LUB) for Dartmouth, as set out in Attachments A and B of the January 28, 2020 staff report, to re-designate and rezone lands within Burnside Industrial Park and City of Lakes Business Park.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Walker

9. CORRESPONDENCE, PETITIONS & DELEGATIONS

9.1 Correspondence

The Clerk noted that correspondence was received for items 7.6, 7.8, 7.10, 8.4, 8.5, 8.6, 11.1.2, and 11.1.3. This correspondence was circulated to Council.

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

9.2 Petitions – NONE

9.3 Presentations– NONE

10. INFORMATION ITEMS BROUGHT FORWARD – NONE

11.1 CHIEF ADMINISTRATIVE OFFICER

11.1.1 Fall 2020 Temporary Borrowing Resolution and Debenture

The following was before Council:

- A staff recommendation report dated August 27, 2020

MOVED by Councillor Russell, seconded by Councillor Walker

THAT Halifax Regional Council:

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

- 1. Approve a Temporary Borrowing Resolution of \$95,500,549 for financing of current debt-funded projects in-progress from the 2020/21 and prior capital budgets, as set in Attachment A of the staff report dated August 27, 2020;**
- 2. Approve a Temporary Borrowing Resolution of \$79,550,125 for financing of the debt-funded projects from previous capital budgets which have reached substantial completion and eligible for Fall 2020 Debenture Issue application, as set in Attachment C of the staff report dated August 27, 2020; and**
- 3. Authorize the Mayor and Municipal Clerk to sign the Resolution for Pre-Approval of Debenture Issuance, subject to interest rate confirmation not to exceed 5.50%, to enable the Halifax Regional Municipality to issue a 10-year debenture of \$79,550,125, as set out in Attachment E of the staff report dated August 27, 2020.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.2 Proposed Administrative Order 2020-011-ADM, Respecting HRM's Grant Programs for Active Transportation and Recreational Trails - Support for Community Associations for Active Transportation and Recreational Trails

The following was before Council:

- A staff recommendation report dated July 23, 2020
- Correspondence from Barry Barnet

MOVED by Councillor Nicoll, seconded by Councillor Hendsbee

THAT Halifax Regional Council:

- 1. Adopt Administrative Order 2020-011-ADM, Respecting HRM's Grant Programs for Active Transportation and Recreational Trails (Attachment 1 of the staff report dated July 23, 2020); and,**
- 2. Endorse the eight proposed updates and approaches, as presented in the Executive Summary section and detailed further in the Discussion section of the staff report dated July 23, 2020, to the Municipality's ongoing development and promotion of active transportation facilities and recreational trails in HRM, including the collaboration with community associations and other key stakeholders.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.3 First Reading Proposed By-law M-201, an Amendment to By-law M-200, Respecting Standards for Residential Occupancies, and Proposed Amendments to Administrative Order 15, Respecting License, Permit and Processing Fees

The following was before Council:

- A staff recommendation report dated August 26, 2020
- Correspondence from George Kovacs, Janine Fraser, John Weagle, Patrick Moan

Notice of Motion was given on September 22, 2020

MOVED by Councillor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council give First Reading to By-law M-201, the purpose of which is to amend By-law M-200, Respecting Standards for Residential Occupancies including housekeeping and general amendments, as set out in Appendix B of the staff report dated August 26, 2020.

MOTION PUT AND PASSED UNANIMOUSLY.

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**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

11.1.4 Pollution Control at Lake Banook and Lake Micmac

The following was before Council:

- A staff recommendation report dated August 6, 2020

MOVED by Councillor Austin, seconded by Councillor Mancini

THAT Halifax Regional Council:

1. Suspend the rules of procedure under Schedule 5, the Environment and Sustainability Standing Committee Terms of Reference, of Administrative Order One, the Procedures of the Council Administrative Order.

2. Direct the Chief Administrative Officer to:

- a. Implement the short-term actions to mitigate phosphorous and bacteria loading into Lake Banook and Lake Micmac as identified within Table 4 of the staff report dated August 6, 2020, and**
- b. Prepare cost estimates for future actions to mitigate loading of phosphorous, bacteria, and other pollutants to be considered in the 2021-2022 budget cycle, as identified within Table 4 of the staff report dated August 6, 2020.**

MOVED by Councillor Austin, seconded by Councillor Mancini

THAT the motion be amended to include new subsection (c) which reads as follows; review the feasibility through the 2021/22 capital budget process to implement a pilot project to install stormwater best management practice infrastructure at Rixdale Drive as part of the 2021 Prince Albert Road capital tender.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

The motion before Council now reads:

MOVED by Councillor Austin, seconded by Councillor Mancini

THAT Halifax Regional Council:

1. Suspend the rules of procedure under Schedule 5, the Environment and Sustainability Standing Committee Terms of Reference, of Administrative Order One, the Procedures of the Council Administrative Order.

2. Direct the Chief Administrative Officer to:

- a. Implement the short-term actions to mitigate phosphorous and bacteria loading into Lake Banook and Lake Micmac as identified within Table 4 of the staff report dated August 6, 2020, and**
- b. Prepare cost estimates for future actions to mitigate loading of phosphorous, bacteria, and other pollutants to be considered in the 2021-2022 budget cycle, as identified within Table 4 of the staff report dated August 6, 2020.**
- c. Review the feasibility through the 2021/22 capital budget process to implement a pilot project to install stormwater best management practice infrastructure at Rixdale Drive as part of the 2021 Prince Albert Road capital tender.**

Two-third majority vote required.

MOTION AS AMENDED PUT AND PASSED UNANIMOUSLY.

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

11.1.5 First Reading Proposed By-law F-201, an Amendment to By-law F-200, Respecting Fees for Permits and Licences; First Reading Proposed By-law P-401, an Amendment to By-law P-400, Respecting Regulating the Installation of Plumbing Systems; First Reading Proposed By-law B-204, an Amendment to By-law B-201, Respecting the Building Code; First Reading Proposed By-law C-601, an Amendment to By-law C-600, Respecting Regional Capital Cost Charges; First Reading Proposed By-law C-801, an Amendment to By-law C-800, Respecting Regional Capital Cost Charges for Solid Waste Facilities and Proposed Amendments to Administrative Order 15, Respecting License, Permit and Processing Fees - Waiving Municipal Related Construction Fees for Registered Non-Profit and Charitable Housing Developments

The following was before Council:

- A staff recommendation report dated August 26, 2020

Notice of Motion was given on September 22, 2020

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT Halifax Regional Council give First Reading to:

- 1. By-law F-201, amending By-law F-200, the Fees By-law, as set out in Attachment B of the staff report dated August 26, 2020.**
- 2. By-law P-401, amending By-law P-400, the Plumbing By-law, as set out in Attachment C of the staff report dated August 26, 2020.**
- 3. By-law B-204, amending By-law Number B-201, the Building By-law, as set out in Attachment D of the staff report dated August 26, 2020.**
- 4. By-law C-601, amending By-law C-600, Capital Cost Charges By-law, as set out in Attachment E of the staff report dated August 26, 2020.**
- 5. By-law C-801, amending By-law C-800, Capital Cost Charges for Solid Waste Facilities, as set out in Attachment F of the staff report dated August 26, 2020.**

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.6 Case 20226 - Beechville Planning Strategy Review and Community Benefit Action Plan

The following was before Council:

- A staff recommendation report dated September 8, 2020

MOVED by Councillor Zurawski, seconded by Deputy Mayor Blackburn

THAT Halifax Regional Council direct the Chief Administrative Officer to continue with the Beechville Planning Strategy Review and undertake a Beechville Community Benefit Action Plan, that includes at a minimum, the following actions:

- 1. Ensure the matters identified by the Beechville Community Development Association, as outlined in Attachment F of the staff report dated September 8, 2020, are investigated, and resolved wherever possible, through the Beechville Planning Strategy Review or through a Beechville Community Benefit Action Plan;**
- 2. As part of the Beechville Planning Strategy Review, ensure the actions outlined in Attachment I of the staff report dated September 8, 2020 are undertaken;**
- 3. As part of a Beechville Community Benefit Action Plan, ensure the actions outlined in Attachment J of the staff report dated September 8, 2020 are undertaken;**
- 4. Implement a revised public participation program for the Beechville Planning Strategy Review, as outlined in Attachment H of the staff report dated September 8, 2020;**
- 5. Take no further action in relation to Armco's request for site-specific Municipal Planning Strategy amendments.**

MOTION PUT AND PASSED UNANIMOUSLY.

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

11.1.7 Proposed Amendments to Administrative Order 2014-001-ADM, Tax Relief to Non-Profit Organizations Administrative Order to Allow Multi-Year Tax Relief to Non-Profit Organizations

The following was before Council:

- A staff recommendation report dated August 10, 2020

MOVED by Deputy Mayor Blackburn, seconded by Councillor Mason

THAT Halifax Regional Council adopt the amendments to Administrative Order 2014-001-ADM, the Tax Relief For Non-Profit Organizations Administrative Order, as set out in Attachment 2 of the staff report dated August 10, 2020, to provide a form of multi-year tax relief for eligible applicants.

MOTION PUT AND PASSED UNANIMOUSLY.

11.1.8 Winter Operations Service Standard Review

The following was before Council:

- A staff recommendation report dated September 2, 2020
- A staff handout dated September 29, 2020

MOVED by Councillor Cleary, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 1. Suspend the rules of procedure under Schedule 7, the Transportation Standing Committee Terms of Reference, of Administrative Order One, the Procedures of the Council Administrative Order;**
- 2. Adopt the proposed Winter Operations service standards as detailed in attached Appendix C of the staff report dated September 2, 2020;**
- 3. Direct the Chief Administrative Officer to bring forward funding options to improve the service standard for transit stops, from 48 to 24 hours as part of the 2021/22 budget deliberation process;**
- 4. Direct the Chief Administrative Officer to provide a supplementary report that evaluates the business case for in-house towing operations to support the proposed winter operations service standards; and,**
- 5. Direct the Chief Administrative Officer to undertake another review of Winter Operations Service Standards within five years to ensure continued alignment with Council priorities, best practices, stakeholder expectations and funding levels.**

MOVED by Councillor Cleary, seconded by Councillor Mancini

THAT the motion be amended to include new subsection 6 which reads as follows; request a supplementary report on changing the sidewalk snow clearing standard for Residential Streets and Walkways (currently P3) from 36 hours to 18 hours.

MOTION TO AMEND PUT AND PASSED. (15 in favour, 2 against)

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

Against: Councillors Karsten, Whitman

The motion was separated for voting purposes as per Section 90 of Administrative Order One.

MOVED by Councillor Cleary, seconded by Councillor Mancini

THAT Halifax Regional Council:

- 1. Suspend the rules of procedure under Schedule 7, the Transportation Standing Committee Terms of Reference, of Administrative Order One, the Procedures of the Council Administrative Order;**
- 2. Adopt the proposed Winter Operations service standards as detailed in attached Appendix C of the staff report dated September 2, 2020;**
- 3. Direct the Chief Administrative Officer to bring forward funding options to improve the service standard for transit stops, from 48 to 24 hours as part of the 2021/22 budget deliberation process;**
- 5. Direct the Chief Administrative Officer to undertake another review of Winter Operations Service Standards within five years to ensure continued alignment with Council priorities, best practices, stakeholder expectations and funding levels.**
- 6. Request a supplementary report on changing the sidewalk snow clearing standard for Residential Streets and Walkways (currently P3) from 36 hours to 18 hours.**

Two-third majority vote required.

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

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

Against: Councillor Whitman

MOVED by Councillor Cleary, seconded by Councillor Mancini

THAT Halifax Regional Council:

- 4. Direct the Chief Administrative Officer to provide a supplementary report that evaluates the business case for in-house towing operations to support the proposed winter operations service standards; and,**

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

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

Against: Councillors Whitman, Russell

11.2 MEMBERS OF COUNCIL

11.2.1 Councillor Smith - Secondary Suites

The following was before Council:

- A request for Council consideration from Councillor Smith

MOVED by Councillor Smith, seconded by Deputy Mayor Blackburn

THAT Halifax Regional Council request a staff report that:

- 1. recommends approaches to ensure accessibility to secondary and backyard suites from streets or driveways; and**
- 2. discusses how the Municipality will monitor secondary and backyard suites to determine if further amendments to community land use by-laws should be considered.**

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

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

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

Against: Councillor Russell

12. MOTIONS

12.1 Councillor Outhit

MOVED by Councillor Outhit, seconded by Councillor Nicoll

THAT Halifax Regional Council request a staff report, including timing, cost, funding options and process, to extend fire hydrant service from the new development at 65 and 79 Shore Drive and PID 40018079 to existing homes on Shore Drive, Bedford.

MOTION PUT AND PASSED UNANIMOUSLY.

12.2 Councillor Adams

MOVED by Councillor Adams, seconded by Councillor Walker

THAT Halifax Regional Council:

- 1. Direct staff to explore additional funding options for Phase 2b, for the Herring Cove Sewer and Water Project. These sources could include, but not be limited to federal, provincial, municipal, Halifax Water funding or cost allocation to undeveloped lands with future; and,**
- 2. Re-affirm Phase 4 as a Council priority regarding infrastructure funding; and**
- 3. Direct staff to consider funding for the detailed design for both Phase 2b and 4 in the draft 2021-22 Capital Budget.**

MOTION PUT AND PASSED UNANIMOUSLY.

13. IN CAMERA (IN PRIVATE)

MOVED by Councillor Russell, seconded by Councillor Mason

THAT Halifax Regional Council convene to in camera to discuss Item 13.1 PROPERTY MATTER, 13.2 PROPERTY MATTER, 13.3 LABOUR RELATIONS and 13.4 PROPERTY MATTER.

MOTION PUT AND PASSED.

13.1 PROPERTY MATTER - *Private and Confidential Report*

A matter pertaining to providing instruction and direction to officers and employees of the Municipality pertaining to the acquisition / sale of land.

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

MOVED by Councillor Russell, seconded by Deputy Mayor Blackburn

THAT Halifax Regional Council adopt the recommendations as outlined in the private and confidential Councillor Request for Consideration form.

MOTION PUT AND PASSED. (9 in favour, 8 against)

In favour: Mayor Savage, Deputy Mayor Blackburn, Councillors Streach, Hendsbee, Smith, Adams, Whitman, Russell, Outhit

Against: Councillor Karsten, Nicoll, Austin, Mancini, Mason, Cleary, Walker, Zurawski

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

13.2 PROPERTY MATTER - *Private and Confidential Report*

A matter pertaining to providing instruction and direction to officers and employees of the Municipality pertaining to the acquisition / sale of land.

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

MOVED by Councillor Smith, seconded by Councillor Mason

THAT Halifax Regional Council:

- 1. Adopt the recommendations as outlined in the private and confidential staff report dated September 16, 2020; and**
- 2. Not release the private and confidential staff report dated September 16, 2020 to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

13.3 LABOUR RELATIONS - *Private and Confidential Report*

A matter pertaining to reports, advice and recommendations, instruction or direction to officers and employees of the Municipality concerning labour relations and employee negotiations arising out of the contract or contract negotiations with one of the Municipalities unions.

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

MOVED by Councillor Mason, seconded by Councillor Karsten

THAT Halifax Regional Council:

- 1. Adopt the recommendations as outlined in the private and confidential staff report dated September 24, 2020; and**
- 2. Not release the private and confidential staff report dated September 24, 2020 to the public.**

MOTION PUT AND PASSED UNANIMOUSLY.

13.4 PROPERTY MATTER - *Private and Confidential Report*

A matter pertaining to providing instruction and direction to officers and employees of the Municipality pertaining to the acquisition / sale of land.

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

MOVED by Councillor Russell, seconded by Deputy Mayor Blackburn

THAT Halifax Regional Council adopt the recommendations as outlined in the private and confidential Councillor Request for Consideration form.

MOTION PUT AND PASSED. (12 in favour, 5 against)

In favour: Mayor Savage, Deputy Mayor Blackburn, Councillors Streach, Hendsbee, Austin, Mancini, Mason, Smith, Adams, Zurawski, Russell, Outhit

Against: Councillors Karsten, Nicoll, Cleary, Walker, Whitman

14. NOTICES OF MOTION

These minutes are considered draft and will require approval by Regional Council at a future meeting.

**Halifax Regional Council Special Meeting
Draft Minutes
September 29 and 30, 2020**

14.1 Councillor Outhit

TAKE NOTICE that, at a future meeting of Halifax Regional Council, I intend to move that Council consider adopting, by policy, a revised Public Participation Program, the purpose of which is to update the Regional Municipal Planning Strategy review engagement strategy to respond to public health and safety requirements in light of COVID-19.

14.2 Councillor Outhit

TAKE NOTICE that at a future meeting of Halifax Regional Council, I intend to introduce Administrative Order 2020-013-OP, Interim Child Care Centre Policy, the purpose of which is to provide direction on the Municipality's approach to child care centres.

14.3 Councillor Outhit

TAKE NOTICE that at a future meeting of Halifax Regional Council, I intend to move that Council consider adopting, by policy, a Public Participation Program, the purpose of which is to repeal the existing Public Participation Program for Heritage Conservation Districts (HCDs) and establish a revised Public Participation Program for Heritage Conservation Districts intended to reduce timeframes.

15. ADJOURNMENT

The meeting adjourned at 8:21 p.m.

Phoebe Rai
A/Municipal Clerk