



HALIFAX REGIONAL COUNCIL
ACTION SUMMARY
Revised

This action summary is not an official record of the decisions of Halifax Regional Council.
Please contact the Clerk's Office 902-490-4210 or clerks@halifax.ca with any inquiries.

March 27, 2018

1. CALL TO ORDER

The Mayor called the meeting to order at 2:00 p.m.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of special community announcements and acknowledgements.

3. APPROVAL OF MINUTES – February 27 and March 6, 2018

Approved. Minutes can be viewed at: <https://www.halifax.ca/city-hall/agendas-meetings-reports>

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

There were no additions or deletions to the agenda. Items 14.1.4 and 14.3.1 were moved up on the agenda, to be dealt with earlier; and the agenda was approved as amended.

5. BUSINESS ARISING OUT OF THE MINUTES - NONE

6. CALL FOR DECLARATION OF CONFLICT OF INTERESTS - NONE

7. MOTIONS OF RECONSIDERATION – NONE

8. MOTIONS OF RESCISSION – NONE

9. CONSIDERATION OF DEFERRED BUSINESS – March 20, 2018

9.1 Amendments to the Regional Plan and All Secondary Municipal Planning Strategies and Land Use By-laws Regarding Secondary Suites and Backyard Suites

Regional Council approved a motion to:

1. Initiate a process to consider amendments to the Halifax Regional Municipal Planning Strategy and all applicable secondary municipal planning strategies and land-use by-laws as necessary, to simplify, consolidate and remove barriers to the development of secondary suites and backyard suites, consistent with the proposed policy direction outlined within the Discussion section of the staff report dated January 23, 2018; and

2. Follow the public participation program as set out in the Community Engagement section of the staff report dated January 23, 2018.

9.2 Councillor Hendsbee – Egg Laying Hens/Chickens

Regional Council approved a motion to request a staff report to consider adopting, by policy, for the consideration of regional wide amendments to the Regional Municipal Planning Strategy and all Secondary Municipal Planning Strategies and Land Use By-laws regarding the keeping and raising of egg-laying hens/chickens in ALL Residential Zones for the purpose of personal household food supply.

9.3 Councillor Mancini – Code of Conduct Annual Review

*Regional Council did not consider this matter as it was determined that a previous motion was put forwarded and defeated at Council, therefore, in order to deal with the matter a motion of reconsideration would be required. **A motion to waive the rules to reconsider the matter was put and defeated as it did not obtain 2/3^{ds} vote.***

10. NOTICES OF TABLED MATTERS – NONE

11. PUBLIC HEARING – 6:00 P.M.

11.1 Case 20800 – Municipal Planning Strategy and Land Use By-law amendment to allow for industrial and highway commercial uses on the Conrad Quarry lands in Waverley

*Public hearing held and closed. Regional Council approved an **alternative** motion to **refer further consideration for industrial and highway commercial zoning uses on the Conrad Quarry lands in Waverley to the Port Wallace Secondary Planning process.***

11.2 Case 21209 – Amendments to the Regional Municipal Planning Strategy (RMPS), Halifax Municipal Planning Strategy (MPS) and Halifax Mainland Land Use By-law (LUB) for 61 Evergreen Place, Ragged Lake Compost Facility

Public hearing held and closed. Regional Council approved a motion to adopt the proposed amendments to the Halifax Regional Municipal Planning Strategy (RMPS), Halifax Municipal Planning Strategy (MPS) and Halifax Mainland Land Use By-law (LUB), as set out in Attachments A, B and C of the January 12, 2018 staff report, to enable the replacement and expansion of the Municipal composting facility located at 61 Evergreen Place, Halifax.

12. CORRESPONDENCE, PETITIONS & DELEGATIONS

12.1 Correspondence

Correspondence was submitted for agenda items: 9.2, 11.1, 11.2, 14.1.6 and 15.1.

Councillor Streach submitted a letter signed by various trucking and construction associations expressing concern about sideguards being required on HRM-owned vehicles and HRM contracted vehicles over 4500 kilograms, and requested that the letter be forwarded to the Transportation Standing Committee. The Municipal Clerk clarified that Council had passed a motion, previously, relating to this matter. The Clerk will follow-up with staff and report back to the Councillor. The Municipal Clerk also noted that the same associations had submitted a petition on this matter.

12.2 Petitions

12.2.1 Councillor Blackburn

Councillor Blackburn submitted a petition with 19 signatures requesting that Halifax transit service running from Beaver Bank Kinsac to the Beaver Bank Villa be maintained.

12.2.1 Councillor Austin

Councillor Austin submitted a petition from the Downtown Dartmouth Business Commission with 1,219 names requesting Regional Council maintain the current ferry schedule on weekdays and Sunday.

13. INFORMATION ITEMS BROUGHT FORWARD – NONE

14. REPORTS

14.1 CHIEF ADMINISTRATIVE OFFICER

14.1.1 Proposed Amendments to Administrative Order 50 Disposal of Surplus Real Property – Community Interest Category

Regional Council passed a motion to:

- 1. Adopt the amendments to Administrative Order 50, the Disposal of Surplus Real Property Administrative Order, as set out in Attachment 4 of the staff report dated January 24, 2018; and*
- 2. If the proposed amendments are adopted, Regional Council direct the Chief Administrative Officer to direct staff to develop a guidebook and new templates for prospective applicants and staff.*

14.1.2 Second Reading Proposed By-law U-103, Amending By-law U-100, the User Charges By-law – “Welcomed in Halifax” Program Criteria

Regional Council approved a motion to adopt By-law U-103, further amending By-law U-100, the User Charges By-law as set out in Attachment C of the staff report dated January 31, 2018.

14.1.3 Afghanistan Conflict Dates on Halifax Cenotaph

Regional Council approved a motion to

- 1. Decline to add new dates to the front of the Cenotaph in order to protect the heritage value of the memorial;*
- 2. Direct that any future war commemorations be incised at the rear of the Cenotaph in keeping with the status quo protocol established with the World War II and Korea inscriptions and continued in 2015 with the Afghanistan inscription; and*
- 3. Acknowledge that the commemorative bronze text on the front of the Cenotaph, “In Honour of those who served. In memory of those who fell”, honours all those who serve in any capacity and at any time.*

14.1.4 Case 21284 - Discharge of Covenant - 90 Sunnybrae Avenue, Halifax

Regional Council approved a motion to:

- 1. Approve the discharge of a restrictive covenant in favour of the Municipality from the title of the property at 90 Sunnybrae Avenue, Halifax, as shown in Attachment A of the staff report dated February 16, 2018; and*
- 2. Authorize the Mayor and Clerk to execute the relevant discharge documents on behalf of the Municipality.*

14.1.5 Appointment of Building Officials

Regional Council approved a motion to appoint Paul Guest and Jason Thibeau as Building Officials, pursuant to Section 5(2) of the Nova Scotia Building Code Act. This appointment is effective for the duration of their current conditions of employment with Halifax Regional Municipality.

14.1.6 Port Wallace Master Infrastructure Study, Urban Service Area Expansion, and Plan Amendment Request (Case 21601)

*Regional Council **approved the following motion** to:*

- 1. Direct staff to:*
 - (a) prepare a capital cost contribution study for transportation-related costs;*
 - (b) proceed with preparing the Port Wallace Secondary Plan based on the preferred concept plan as set out in Attachment A of the staff report dated March 21, 2018; and*
 - (c) report back to Council with further information from Nova Scotia Environment regarding development activity in the vicinity of Barry’s Run.*

*On a tie vote, Regional Council **defeated the following motion** to:*

Refuse to initiate the process to amend the Regional Subdivision By-law, Secondary Municipal Planning Strategy and the Land Use By-law for Dartmouth to enable the development of 40 single unit dwelling lots in Port Wallace, as shown on Map 3 of the staff report dated March 21, 2018, and continue to consider those lots as part of the Port Wallace Secondary Planning study area.

*On a tie vote, Regional Council **defeated the following motion to:***

Initiate the process to change the Port Wallace Secondary planning study area, and consider amendments to the Regional Subdivision By-law and the Secondary Municipal Planning Strategy for Dartmouth to enable the development of 40 single unit dwelling lots, and direct staff to consult with Nova Scotia Environment regarding Barry's Run and to follow the public participation program for municipal planning strategy amendments as approved by Regional Council on February 27, 1997.

14.2 AUDIT AND FINANCE STANDING COMMITTEE

14.2.1 Award – Tender 18-150 Ice Slab Replacements – Scotia 1 – Cole Harbour Place

Motion:

Regional Council approved a motion to:

- 1. Approve an unbudgeted withdrawal in the amount of \$200,000 net HST included, from the Capital Fund Reserve, Q526;*
- 2. Increase 2017/18 Capital Budget, Project Number CB000045 – Cole Harbour Place (CHP) by \$200,000, net HST Included, as outlined in the Financial section of the staff report dated February 19, 2018;*
- 3. Approve advanced capital, for the purpose of tendering and awarding, in the amount of \$150,000, from the 2018/19 proposed capital budget for Project Number CB000045 as part of the December 14, 2016 approved Multi-year project list;*
- 4. Award Tender 18-150 Ice Slab Replacements- Scotia 1 - Cole Harbour Place to the lowest bidder meeting specification, Bird Construction Group, for a total price of \$1,437,228 (net HST included) with funding from CB000045 – Cole Harbour Place, as outlined in the Financial Implications section of the staff report dated February 19, 2018.*

14.3 MEMBERS OF COUNCIL

14.3.1 Councillor Mancini – Code of Conduct – External Consultant

Regional Council passed a motion to request a staff report and recommendations with respect to HRM entering into a retainer agreement with an External Consultant as set out in s. 19 of the Code of Conduct to:

- 1. Review and investigate, where an investigation is necessary, reported violations of the Code of Conduct;*
- 2. Attempt to resolve reported violations with the parties involved where possible;*
- 3. Where, after an investigation, the Consultant is of the view there is further action required provide a confidential report and recommendation to Council in respect of the matter; and*
- 4. Maintain confidentiality with respect to the parties and issues raised in the reported violation.*

15. MOTIONS

15.1 Councillor Walker

*Regional Council approved an **amended** motion to direct staff to provide a staff report to consider the Capital request for the Hospice Centre as outlined in the presentation to the Audit and Finance Standing Committee on February 21, 2018 with recommendations for future budgets, **and report back to the Audit and Finance Standing Committee.***

15.2 Councillor Walker

*Regional Council approved an **amended** motion to direct staff to provide a staff report to consider the Capital request for the YMCA as outlined in the presentation to the Audit and Finance Standing*

Committee on February 21, 2018 with recommendations for future budgets, **and report back to the Audit and Finance Standing Committee.**

16. 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:

16.1 In Camera (In Private) Minutes – February 27 and March 6, 2018

Regional Council approved a motion in public session to approve the In Camera (In Private) minutes of February 27 and March 6, 2018 as circulated.

16.2 Legal Advice

A matter pertaining to legal advice eligible for solicitor-client privilege.

16.2.1 Administrative Order 10, Partial Tax Exemption Administrative Order and Land Titles Clarification Act Tax Relief – *Private and Confidential Report*

Regional Council approved a motion in public session to:

- 1. Discharge the property taxes owed as outlined in the private and confidential staff report dated February 2, 2018; and*
- 2. Authorize and direct staff to explore partnering with the Province of Nova Scotia in the “Land Titles Clarification Project” with the view of providing greater support to project applicants or programming generally, and to provide an update and/or further recommendation to Regional Council.*

16.3 Property Matter

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

16.3.1 Councillor Hendsbee - Parkland Acquisition East Preston – *Private and Confidential Report*

Regional Council approved a motion in public session to request that staff prepare a report on the possible acquisition in East Preston as outlined in the private and confidential Councillor request for consideration form.

17. ADDED ITEMS – NONE

18. NOTICES OF MOTION

Deputy Mayor Mason

“Take notice that, at the next regular Regional Council meeting, to be held on Tuesday, April 10, 2018, I propose to move a Motion of Rescission of the Regional Council Motion of March 21, 2017, that Regional Council direct staff to identify options and financial considerations for accommodating the loading and staging of Harbour Hopper vehicles within the public right-of-way for the consideration of Council.”

19. ADJOURNMENT – 9:14 p.m.