



**HALIFAX REGIONAL COUNCIL
MINUTES
July 31, 2018**

PRESENT:

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

STAFF:

Jacques Dubé, Chief Administrative Officer
John Traves, Municipal Solicitor
Sherrill Murphy, Acting Municipal Clerk
Liam MacSween, Acting Deputy Clerk
Phoebe Rai, Legislative Assistant
Sharon Chase, 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 12:01 p.m. Council reconvened in at 1:00 p.m. Council recessed at 3:01 p.m. and reconvened at 3:21 p.m.; Council recessed at 5:05 p.m. and reconvened at 6:00 p.m. Council moved into an In Camera (In Private) session at 8:31 p.m. and reconvened at 9:12 p.m. Council adjourned at 9:18 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 – June 19, 2018

MOVED by Councillor Nicoll, seconded by Councillor Smith

THAT the minutes of June 19, 2018 be approved as distributed.

MOTION PUT AND PASSED.

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

Additions:

17.1 Councillor Austin – Amendments to Nuisances By-law regarding tobacco

16.2 PROPERTY MATTER – Buy-Back Agreement – Private and Confidential Report

Councillor Whitman requested that Information Items 1 and 7 be brought forward for questions of clarification at the next meeting of Regional Council.

MOVED by Councillor Adams, seconded by Councillor Nicoll

THAT the agenda be approved as amended.

MOTION PUT AND PASSED.

5. BUSINESS ARISING OUT OF THE MINUTES – NONE

6. CALL FOR DECLARATION OF CONFLICT OF INTERESTS – NONE

7. MOTIONS OF RECONSIDERATION – NONE

8. MOTIONS OF RESCISSION – NONE

9. CONSIDERATION OF DEFERRED BUSINESS – NONE

10. NOTICES OF TABLED MATTERS – NONE

11. PUBLIC HEARINGS

11.1 Case 20151 – Amendments to the Halifax Municipal Planning Strategy and Associated Development Agreement for 31 and 33 Brewer Court, Halifax (Joint Public Hearing with Halifax and West Community Council)

The following was before Council:

- A report from the Chair of the Halifax and West Community Council dated May 17, 2018 with attached staff recommendation report dated April 9, 2018
- An extract of the Regional Council June 5, 2018 minutes
- Correspondence from Richard Farah; Mukind Mohan & Sumi Girijan; Jarrod Baboushkin; Ryrrie and Tracey Vandewater
- Staff presentation dated July 31, 2018

First Reading for Case 20151 was given on June 5, 2018.

Darrell Joudrey, Planner II provided a presentation on Case 20151.

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

The applicant was not present.

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

Greg Knight, of Brewer Court inquired about plans to landscape the subject property, particularly the north-west section of the property.

Alan Knight, of Brewer Court inquired if the Noise By-law will be in effect during the construction of the proposed development.

The Mayor called three times for any other speakers. There being none, it was MOVED by Councillor Karsten, seconded by Deputy Mayor Mason

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Cleary, seconded by Councillor Walker

THAT Halifax Regional Council approve the proposed amendments to the Halifax Municipal Planning Strategy (MPS), as set out in Attachment A of the April 9, 2018 staff report.

In response to questions from Regional Council, Joudrey noted that landscaping on the subject property is a decision of the landscape architect. Joudrey advised that neighbouring property owners should contact the developer to discuss any proposed landscaping in further detail.

Steve Higgins, Acting Director of Planning and Development, advised Council of the requirements in By-Law N-200 respecting Noise, as it pertains to noise caused by construction. Higgins advised that the proposed development is subject to the Noise By-law and provided information on how the public can ensure that it is being abided by.

In response to a follow up question, Joudrey advised that a requirement for six-foot fences is contained in the proposed Development Agreement as larger fences would require additional approval from Halifax and West Community Council at the permitting stage.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Outhit

11.2 Case 20662 – Amendments to the Regional Municipal Planning Strategy, Regional Subdivision By-law and Sackville Land-Use By-law

The following was before Council:

- A report from the Chair of the North West Community Council dated June 12, 2018 with attached staff recommendation report dated May 7, 2018
- A draft extract of the Regional Council June 19, 2018 draft minutes
- A staff presentation dated July 31, 2018

First Reading for Case 20662 was given on June 19, 2018.

Tyson Simms, Planner II provided a presentation on Case 20662.

In response to a question from Council, Simms noted that the subject property was deeded to the Williams family by the Provincial Government as the property had been transferred unknowingly to a private individual 50 years ago.

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

Linda Williams, Applicant advised that the application as presented by staff was concise. Williams expressed concern that the proposed water service boundary extension is recommended to not be considered by Council as it will limit future development opportunities on the subject property.

In response to a question from Regional Council, Williams advised that the extension of the water service boundary does not have an immediate impact respecting the development of property, but that it may have a negative impact on future development plans.

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

The Mayor called three times for any speakers. There being none, it was MOVED by Deputy Mayor Mason, seconded by Councillor Nicoll

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Councillor Craig, seconded by Councillor Karsten

THAT Halifax Regional Council:

- 1. Approve the proposed amendments to the Regional Municipal Planning Strategy and Sackville Land Use By-law as set out in attachments A and B of the staff report dated May 7, 2018; and**
- 2. Refuse the proposed amendments to the Regional Subdivision By-law to extend the municipal water service boundary as shown on Map 4 of the staff report dated May 7, 2018.**

In response to questions from Council, Simms advised that the applicant can request a similar amendment to extend the water service boundary in the future. Simms further advised that staff have consulted with Halifax Water who had advised that there are no immediate plans to extend the water service boundary in the area.

The following amended motion was proposed:

MOVED by Councillor Craig, seconded by Councillor Blackburn

THAT Halifax Regional Council defer recommendation number two pending a supplementary staff report exploring options to extend the municipal water service boundary as shown on Map 4 of the staff report dated May 7, 2018.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Outhit

The motion before Council now reads:

MOVED by Councillor Craig, seconded by Councillor Karsten

THAT Halifax Regional Council:

- 1. Approve the proposed amendments to the Regional Municipal Planning Strategy and Sackville Land Use By-law as set out in attachments A and B of the staff report dated May 7, 2018; and**
- 2. Defer consideration of recommendation three of the staff report dated May 7, 2018 pending a supplementary staff report which outlines options to achieve the extension of the municipal water service boundary as shown on Map 4 of the staff report dated May 7, 2018.**

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Outhit

11.3 Case 20148 – Amendments to the Halifax Municipal Planning Strategy (MPS) and Halifax Peninsula Land Use By-law (LUB) and a proposed development agreement, to enable a 14-storey building on lands fronting Robie, Pepperell and Shirley Streets, Halifax (Joint Public Hearing with Halifax and West Community Council)

The following was before Council:

- A report from the Chair of the Halifax and West Community Council dated May 22, 2018 with attached staff recommendation report dated May 1, 2018
- An extract of the Regional Council June 5, 2018 minutes
- Correspondence from John Conn; Taryn Clements; Nick Tetreault; Mike Stiles; Graeme Matheson; Tom Michael; Charlie Atie; David Clark; Richard Beirsto
- Applicant presentation dated July 31, 2018
- Staff presentation dated July 31, 2018

First Reading for Case 20148 was given June 5, 2018.

Sean Gillis, Planner II provided a presentation on Case 20148.

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

Louie Lawen, of Dexel Developments, provided a presentation on Case 20148. Highlights of the presentation include:

- Renderings of the building proposed for the subject property.
- Notable design features of the building.
- Findings from shadow and shading studies required as part of the application.
- Construction mitigation and pedestrian management plans.
- An overview of green and accessible features incorporated in the design of the building.

In response to questions from Council, Lawen advised that changes to the form of the building had occurred over the course of the application due to discussions held with neighbouring property owners.

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

Richard Beirsto, of Pepperell Street noted concerns as a neighbouring property owner in relation to the scope and scale of the building and its impact on existing properties. Beirsto expressed concern with noise levels, tree protection, electrical wires attached to neighbouring properties, and the potential for damage to existing buildings during construction. Beirsto suggested that a professional engineering firm should be retained to monitor construction activities and advised of the potential for increased residential traffic during the construction period.

Wes Campbell, of Summer Street, spoke in support for the proposed development.

Warren Fescheuk, of Pepperell Street, noted support for the project, advising that its proposed design features will compliment the community from both an aesthetic and economic standpoint.

Peter McLellan, of Beech Street, expressed support for the proposed development noting that it provides opportunities for long time residents to stay in the community when they decide to leave their homes.

The Mayor called three times for any other speakers. There being none, it was MOVED by Deputy Mayor Mason, seconded by Councillor Adams

THAT the public hearing be closed.

MOTION PUT AND PASSED.

MOVED by Deputy Mayor Mason, seconded by Councillor Nicoll

THAT Halifax Regional Council adopt the proposed amendments to the Municipal Planning Strategy (MPS) and the Land-Use By-law for Halifax Peninsula, as set out in Attachments A and B of the staff report dated May 1, 2018.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Outhit

12. CORRESPONDENCE, PETITIONS & DELEGATIONS

12.1 Correspondence

The Clerk noted that correspondence was received for items 11.1, 11.3 and 14.1.8. This correspondence was circulated to Council.

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

12.2 Petitions

12.2.1 Councillor Streach

Councillor Streach tabled a petition with approximately 397 signatures opposing the proposed planning amendments and associated proposed high-density residential development for Site C on Ingram Drive (Case 21460) and requested it be forwarded to planning staff for their consideration.

13. INFORMATION ITEMS BROUGHT FORWARD – NONE

14. REPORTS

14.1 CHIEF ADMINISTRATIVE OFFICER

14.1.1 Proposed Administrative Order 2017-006-ADM, Respecting Video Recording On Municipal Property

The following was before Council:

- A staff recommendation report dated February 2, 2018

Notice of Motion was given July 17, 2018.

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT Halifax Regional Council adopt Administrative Order 2017-006-ADM, Respecting Video Recording on Municipal Property, as set out in Attachment A of the staff report dated February 2, 2018.

Angela Murphy, Manager of Corporate Security, and Diane Moulton, Manager of Municipal Facilities Maintenance and Operations responded to questions, noting that the proposed Administrative Order would not apply to Halifax Regional Police assets due to more specific requirements under the Police Act and spoke to security/privacy measures relative to the handling and release of footage.

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

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

Against: Councillor Zurawski

MOVED by Councillor Craig, seconded by Councillor Whitman

THAT Halifax Regional Council request the Chief Administrative Officer to provide a report on how Halifax Regional Municipality (HRM) employees in the Halifax Regional Police (HRP) Business Unit and HRM assets used by the HRP Business Unit achieve the purpose of HRM Administrative Order 2017-006-ADM, and make any necessary recommendations to Regional Council, and if required, to the Board of Police Commissioners.

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.2 Award – Request For Proposal 18-083 Leased Accommodations

The following was before Council:

- A staff recommendation report dated June 18, 2018

MOVED by Deputy Mayor Mason, seconded by Councillor Cleary

THAT Halifax Regional Council award Request For Proposal 18-083, Human Resources Leased Accommodations, to the highest scoring proponent, GWL Realty Advisors Inc., and authorize the Mayor and Municipal Clerk to enter into a lease agreement as outlined in Table 1 and the Financial Implications section of the Private and Confidential Information Report dated June 18, 2018, subject to approval by the Minister of Municipal Affairs.

Responding to questions regarding the scoring process, Peter Stickings, Manager of Corporate Real Estate, noted that the highest scoring proponent had the lowest fixed costs.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Zurawski

14.1.3 Proposed Amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies – CA0118 – Street Naming from November 1, 2017 – December 31, 2017

The following was before Council:

- A staff recommendation report dated April 16, 2018

Notice of Motion was given June 19, 2018.

MOVED by Councillor Streach, seconded by Councillor Hendsbee

THAT Halifax Regional Council adopt proposed amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies as set out in Attachment A of the staff report dated April 16, 2018 in order to approve:

- 1. The naming of one new private lane as identified in Attachment A and Map 1 of the staff report dated April 16, 2018;**
- 2. The naming of two public streets as identified in Attachment A and Map 2 of the staff report dated April 16, 2018; and**
- 3. The renaming of a portion of Moose River Road to Mooseland Road as identified in Attachment A and Map 3 of the staff report dated April 16, 2018.**

Responding to a question regarding the proposed Billybell Way in Mooseland, Gayle MacLean, Civic Addressing Coordinator, advised that staff were contacted by Moose River Gold Mines staff who suggested the name to honour the miner Billy Bell. Bell came to the area to support relief efforts following the Moose River mine disaster of 1936, developing a method of tapping on a pipe to discover there were still miners alive in the shaft, leading to their successful rescue.

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.4 Proposed Amendments to Administrative Order 29, Respecting HRM Civic Addressing - Case CA0120 - Street Naming from January 1, 2018 - March 31, 2018

The following was before Council:

- A staff recommendation report dated June 18, 2018

Notice of Motion was given July 17, 2018.

MOVED by Councillor Blackburn, seconded by Councillor Whitman

THAT Halifax Regional Council:

- 1. Approve the removal of the name Elsie Tolson from the commemorative names list for municipal assets; and,**
- 2. Approve the name Elsie Tolson as an approved heritage name as shown on Attachment A of the staff report dated June 18, 2018.**
- 3. Adopt the proposed amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies as set out in Attachment A of the staff report dated June 18, 2018 in order to approve:**
 - **the naming of three new private lanes as identified in Attachment A and Maps 1, 2, & 3 of the staff report dated June 18, 2018;**
 - **the naming of four public streets as identified in Attachment A and Maps 4, 5, & 6 of the staff report dated June 18, 2018;**
 - **the renaming of the public street, Douglas Drive, Halifax to Mistletoe Lane, Halifax as identified in Attachment A and Map 7 of the staff report dated June 18, 2018;**
 - **the modification to the spelling of Pinegrove Drive, Halifax to Pine Grove Drive, Halifax as identified in Attachment A of the staff report dated June 18, 2018; and,**
 - **the retirement of the street name Bright Place, Halifax as identified in Attachment A and Map B of the staff report dated June 18, 2018.**

Council held a brief discussion regarding the proposed name of "Noblehill Lane" for the new private lane identified in Map 3 of the staff report, noting that the area was previously home to the church of an established African Nova Scotian community.

MOVED by Councillor Austin, seconded by Councillor Mancini

THAT Regional Council defer the naming of the private lane as “Noblehill Lane,” as identified in Attachment A and Map 3 of the staff report dated June 18, 2018, for a supplementary report considering possible naming options to commemorate the local African Nova Scotian Community.

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

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

Against: Councillor Walker

The motion before Council now reads:

MOVED by Councillor Blackburn, seconded by Councillor Whitman

THAT Halifax Regional Council:

- 1. Approve the removal of the name Elsie Tolson from the commemorative names list for municipal assets; and,**
- 2. Approve the name Elsie Tolson as an approved heritage name as shown on Attachment A of the staff report dated June 18, 2018.**
- 3. Adopt the proposed amendments to Administrative Order 29, Respecting HRM Civic Addressing Policies as set out in Attachment A of the staff report dated June 18, 2018 in order to approve:**
 - **the naming of two new private lanes as identified in Attachment A and Maps 1 & 2 of the staff report dated June 18, 2018;**
 - **the naming of four public streets as identified in Attachment A and Maps 4, 5, & 6 of the staff report dated June 18, 2018;**
 - **the renaming of the public street, Douglas Drive, Halifax to Mistletoe Lane, Halifax as identified in Attachment A and Map 7 of the staff report dated June 18, 2018;**
 - **the modification to the spelling of Pinegrove Drive, Halifax to Pine Grove Drive, Halifax as identified in Attachment A of the staff report dated June 18, 2018; and,**
 - **the retirement of the street name Bright Place, Halifax as identified in Attachment A and Map B of the staff report dated June 18, 2018.**

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

14.1.5 2018-19 Budgets and Business Plans for Area-Rated Services

The following was before Council:

- A staff recommendation report dated July 10, 2018

MOVED by Councillor Streach, seconded by Councillor Walker

THAT Halifax Regional Council:

- 1. Approve the attached Resolution to Approve Area Rates and Amend the Approved Operating Budget for Fiscal 2018-19 (Appendix A of the staff report dated July 10, 2018), Schedule of Area Tax Rates (Appendix B of the staff report dated July 10, 2018), and Budgeted Revenues (Appendix C of the staff report dated July 10, 2018), and,**
- 2. Direct staff to process those grants proposed by Lakeview – Windsor Junction – Fall River Ratepayers Association (LWF) that are included in Table One of the staff report dated July 10, 2018.**

Responding to questions, Bruce Fisher, Manager of Financial Policy & Planning, noted that the proposed budget for the LWF association for 2018/19 would include \$70,700 toward the list of community projects identified in Table One of the staff report.

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.6 2018-2019 Events East Business Plan/Budget

The following was before Council:

- A staff recommendation report dated June 25, 2018

MOVED by Deputy Mayor Mason, seconded by Councillor Karsten

THAT Halifax Regional Council approve the 2018-2019 Events East Business Plan for the Halifax Convention Centre Corporation, submitted to the municipality June 25, 2018, as set out in Attachment A of the staff report dated June 25, 2018.

Jacques Dubé, Chief Administrative Officer, responded to questions from Regional Council regarding the transfer of liabilities to the Halifax Convention Centre Corporation and the accounting and business plan/budget for Events East.

MOVED by Councillor Smith, seconded by Councillor Whitman

THAT consideration of item 14.1.6 be deferred pending a presentation regarding the Events East Business Plan and detailed financial information regarding Events East and the Scotiabank Centre.

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

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

Against: Councillors Walker and Karsten

14.1.7 Proposed Administrative Order SC-88, Respecting Closure of Parcel 1 – Portion of Bedford Highway - Declaration of Surplus Property, Street Closure and Property Disposal

The following was before Council:

- A staff recommendation report dated June 19, 2018

Notice of Motion was given July 17, 2018.

MOVED by Councillor Walker, seconded by Councillor Whitman

THAT Halifax Regional Council:

- 1. Declare the portion of the Bedford Highway right-of-way, Halifax, shown as Parcel 1 in Attachment “A” of the staff report dated June 19, 2018, (“Parcel”) surplus to municipal requirements, and categorize Parcel 1, as ‘Extraordinary’, as per Administrative Order 50; and**
- 2. Approve Administrative Order SC-88 in Attachment “B” of the staff report dated June 19, 2018, to close that portion of Bedford Highway shown as Parcel 1 of the staff report dated June 19, 2018.**

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.8 Organics Management Request for Proposal and Facility Operation Contract Extension

The following was before Council:

- A staff recommendation report dated June 12, 2018
- Correspondence dated July 30, 2018 from Paul Arnold

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 1. Direct staff to issue an Organics Management Request For Proposal to prequalified vendors in accordance with the RFP Key Terms (Attachment A) and scoring Matrix (Attachment B) described in the staff report dated June 12, 2018; and**
- 2. Approve an up to two-year extension for the operations of the Halifax Ragged Lake Source Separated Composting Facility by AIM Environmental as provided for within RFP No. 16-043;**
- 3. Direct the Chief Administrative Officer to negotiate and enter into a Fourth Renewal Agreement with the Miller Compost Corporation as per the key terms and conditions as outlined in the staff report dated June 12, 2018;**
- 4. Direct staff to return to Halifax Regional Council to award the Organics Management and Processing RFP.**

Matthew Keliher, Manager of Solid Waste responded to questions, noting that the Request for Proposals would be for a 25-year term using one technology, with 5-year check-ins to ensure proper asset management. Keliher reviewed the proposed scoring criteria which includes five (5) points for overall environmental impact.

Council recessed at 12:01 p.m. and reconvened at 1:00 p.m.

MOVED by Councillor Zurawski, seconded by Councillor Craig

THAT Halifax Regional Council amend the scoring criteria as outlined in Attachment B of the staff report dated June 12, 2018 to provide three (3) points for “overall environmental impact”, remove reference to GHG Reduction in the current overall environmental impact section, and provide two (2) points for a new criteria -“net carbon impact.”

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

Not present: Councillors: Streach, Mancini, Smith and Whitman

The motion before Council now reads:

MOVED by Councillor Mancini, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 1. Direct staff to issue an Organics Management Request For Proposal to prequalified vendors in accordance with the RFP Key Terms (Attachment A) and scoring Matrix (Attachment B) described in the staff report dated June 12, 2018 with the scoring criteria amended to provide three (3) points for “overall environmental impact”, remove reference to Greenhouse Gas (GHG) Reduction in the current overall environmental impact section, and provide two (2) points for a new criteria -“net carbon impact”;**
- 2. Approve an up to two-year extension for the operations of the Halifax Ragged Lake Source Separated Composting Facility by AIM Environmental as provided for within RFP No. 16-043;**
- 3. Direct the Chief Administrative Officer to negotiate and enter into a Fourth Renewal Agreement with the Miller Compost Corporation as per the key terms and conditions as outlined in the staff report dated June 12, 2018; and**
- 4. Direct staff to return to Halifax Regional Council to award the Organics Management and Processing RFP.**

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Streach

14.1.9 Case 21331 - Amendments to the Regional Plan and Land Use By-Laws for Cannabis-Related Land Uses

The following was before Council:

- A staff recommendation report dated June 27, 2018

MOVED by Councillor Cleary, seconded by Deputy Mayor Mason

THAT Halifax Regional Council give First Reading to consider the proposed amendments to the Regional Municipal Planning Strategy and all Land-Use By-laws, as set out in Attachments A and B of the staff report dated June 27, 2018, to introduce policies and regulations for cannabis-related land uses, and schedule a public hearing.

Leah Perrin, Planner III, responded to questions regarding the municipality's proposed approach to cannabis-related land uses, noting:

- Staff view proposed cannabis production-related land uses as similar in nature to industrial uses and intensive agricultural uses as described in land use by-laws;
- It is proposed that cannabis production facilities be permitted within industrial zones and in mixed-use zones where industrial and/or intensive agricultural uses are also permitted; and
- Where there are established maximum sizes for buildings within zones, a Development Agreement would be required if a cannabis producer sought to exceed the set gross floor area.

Responding to a question regarding existing legal cannabis operations in residential neighbourhoods, John Traves, Municipal Solicitor advised that the proposed amendments were forward-speaking and would not affect prior non-conforming uses.

MOTION PUT AND PASSED UNANIMOUSLY.

A public hearing was scheduled for September 18, 2018.

14.1.10 Navigator Street Outreach Program

The following was before Council:

- A staff recommendation report dated July 20, 2018

MOVED by Councillor Smith, seconded by Councillor Austin

THAT Halifax Regional Council:

1. Approve a contribution of twenty-five thousand dollars (\$25,000) from Cost Centre M310 to the Downtown Dartmouth Business Commission and North End Business Association to establish a pilot initiative similar to the Navigator Street Outreach Program for fiscal year 2018/2019; and,
2. Authorize the Mayor and Municipal Clerk to execute a Grant Agreement between the Downtown Dartmouth Business Commission, the North End Business Association and Halifax Regional Municipality, with terms and conditions acceptable to the Chief Administrative Officer and subject to review and approval as to form and authority by Legal Services, contingent upon \$50,000 in Provincial funding being secured through the Building Vibrant Communities (BVC) Grants Program.

Maggie MacDonald, Managing Director of Government Relations and External Affairs, advised that the proposed contribution represented an additional grant to the current funding already approved by Council.

Jerry Blackwood, Acting Director and Chief Financial Officer, Finance & Asset Management confirmed that Cost Centre M310 is "Fiscal Services – Other," a grant account.

MOTION PUT AND PASSED UNANIMOUSLY.

14.1.11 Federal Infrastructure Framework Phase 2 Projects

The following was before Council:

- A staff recommendation report dated June 18, 2018

MOVED by Deputy Mayor Mason, seconded by Councillor Karsten

THAT Halifax Regional Council submit the following for inclusion in the three-to-five year Provincial infrastructure funding framework under development:

- 27 projects with an estimated total cost range of \$318.2M to \$386.4M under Public Transit Infrastructure Fund;
 - 24 projects with an estimated total cost of \$296.9M under the Green Infrastructure Fund: Climate Change Stream;
 - 4 projects with an estimated total cost range of \$14.5M to \$17M under the Green Infrastructure Fund: Adaptation, Resilience & Danger Mitigation Stream;
 - 15 projects with an estimated total cost range of \$290.55M under the Green Infrastructure Fund: Environmental Quality Stream, with the Herring Cove water servicing project noted as HRM's top water and wastewater priority project; and
 - 10 projects with an estimated total cost of \$142M under the Communities, Culture and Recreation Fund,
- as outlined in the staff report dated June 18, 2018.

Jacques Dubé, Chief Administrative Officer advised that the project list was developed in consultation with staff from all municipal business units and the Province of Nova Scotia, and all applications will require endorsement and approvals by Regional Council at a later meeting.

MOVED by Councillor Adams, seconded by Councillor Walker

THAT Regional Council amend the estimated total cost range of the 15 projects proposed under the Green Infrastructure Fund: Environmental Quality Stream from \$290.55M to \$299.35M in order to include estimated phase 4 costs of the Herring Cove Water Serving project of \$8.8M.

MOTION TO AMEND PUT AND PASSED UNANIMOUSLY.

The motion before Council now reads:

MOVED by Deputy Mayor Mason, seconded by Councillor Karsten

THAT Halifax Regional Council submit the following for inclusion in the three-to-five year Provincial infrastructure funding framework under development:

- 27 projects with an estimated total cost range of \$318.2M to \$386.4M under Public Transit Infrastructure Fund;
 - 24 projects with an estimated total cost of \$296.9M under the Green Infrastructure Fund: Climate Change Stream;
 - 4 projects with an estimated total cost range of \$14.5M to \$17M under the Green Infrastructure Fund: Adaptation, Resilience & Danger Mitigation Stream;
 - 15 projects with an estimated total cost range of \$299.35M, including estimated phase 4 costs of the Herring Cove Water Servicing project of \$8.8M, under the Green Infrastructure Fund: Environmental Quality Stream with the Herring Cove water servicing project noted as HRM's top water and wastewater priority project; and
 - 10 projects with an estimated total cost of \$142M under the Communities, Culture and Recreation Fund,
- as outlined in the staff report dated June 18, 2018.

AMENDED MOTION PUT AND PASSED UNANIMOUSLY.

14.2 COMMUNITY PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

14.2.1 Proposed Amendments to Administrative Order 2014-002-ADM Respecting the Heritage Incentives Program

The following was before Council:

- A report from the Chair of Community Planning and Economic Development Standing Committee dated July 5, 2018 with attached staff recommendation report dated May 8, 2018

Notice of Motion was given July 17, 2018.

MOVED by Councillor Austin, seconded by Councillor Nicoll

THAT Halifax Regional Council:

1. **Adopt the proposed amendments to Administrative Order 2014-002-ADM as outlined in Attachment 2 of the staff report dated May 8, 2018 so as to:**
 - a) **Change the intake period for applications under the Heritage Incentives Program from the current intake period of January 1st through March 31st to September 1st through December 1st of each year;**
 - b) **Change the deadline for staff to provide a recommendation to the Heritage Advisory Committee on eligible grant applications from June 30th to March 1st of each year in order to better align approval of funding with the start of the fiscal year.**
 - c) **Prioritize applicants in future years if they were previously approved for funding and were unable to commence their approved work during that year so long as they notify the municipality in writing by July 1st of the year they were initially approved for funding.**
2. **Retain the current approval process for the Amendments Respecting the Heritage Incentives Program which is referred to Regional Council for ultimate approval under Administrative Order 2014-002-ADM.**

MOTION PUT AND PASSED UNANIMOUSLY.

The Deputy Mayor assumed the Chair at 2:32 p.m.

14.2.2 Mobile Food Market – Long Term Support

The following was before Council:

- A report from the Chair of the Community Planning and Economic Development Standing Committee dated July 20, 2018 with attached staff recommendation report dated May 18, 2018

MOVED by Mayor Savage, seconded by Councillor Walker

THAT Halifax Regional Council:

1. **Approve the continued support for the Mobile Food Market through in-kind contributions for Years 3-5 (2018-2019 to 2020-2021), as outlined in the staff report dated May 18, 2018, including the addition of a staff member to the Mobile Food Market Advisory Team in Year 3 (2018-2019);**
2. **Authorize the CAO to approve and enter into agreements with Mobile Food Market partners regarding the use of HRM transit and fleet vehicles;**
3. **Direct staff to evaluate the option of donation of an HRM vehicle in Year 4 (2019-2020); and**
4. **Direct staff to explore further options, and report to Council in Year 5 (2020-2021) with a recommendation for Council's consideration, regarding the long-term support of the Mobile Food Market.**

Leticia Smillie, Planner III, reviewed the criteria used for selecting hosts and communities.

MOTION PUT AND PASSED UNANIMOUSLY.

The Mayor returned to the Chair at 2:43 p.m.

14.2.3 Affordable Housing Work Plan

The following was before Council:

- A report from the Chair of the Community Planning and Economic Development Standing Committee dated July 20, 2018 with attached staff recommendation report dated June 21, 2018

MOVED by Councillor Austin, seconded by Deputy Mayor Mason

THAT Halifax Regional Council direct staff to proceed with the initiatives contained in the Affordable Housing Work Plan, as set out in Attachment B of the staff report dated June 21, 2018.

Alan Howell, Planner III, confirmed that density bonusing is available for any development agreement throughout the Municipality and that land lease communities are not currently included for registration and licensing. Howell confirmed that multi-year tax relief, as part of a larger incentive discussion, will be included in a future report to Council.

MOTION PUT AND PASSED UNANIMOUSLY.

14.3 AUDIT AND FINANCE STANDING COMMITTEE

14.3.1 Budget Increase to Fire Apparatus Fleet Expansion (CE010004)

The following was before Council:

- A report from the Chair of the Audit and Finance Standing Committee dated July 19, 2018 with attached staff recommendation report dated May 7, 2018

MOVED by Councillor Karsten, seconded by Councillor Nicoll

THAT Halifax Regional Council:

- 1. Approve an increase to Project Account CE010004 – Fire Apparatus Fleet Expansion in the amount of \$367,400; and**
- 2. Approve an unbudgeted withdrawal in the amount of \$367,400 from the Obligation Reserve, Fleet Vehicles and Equipment reserve Q531, as outlined in the Financial Implications section of the staff report dated May 7, 2018.**

MOTION PUT AND PASSED UNANIMOUSLY.

14.3.2 Proposed Amendments to Administrative Order 2014-001-ADM, Tax Relief for Non-Profit Organizations: Proposed Renewal of Tax Relief for Leases Removed from Administrative Order 2014-001-ADM Schedules – Fiscal Year 2018

The following was before Council:

- A report from the Chair of the Audit and Finance Standing Committee dated July 19, 2018 with attached Grants Committee report dated June 7, 2018 and staff recommendation report dated March 14, 2018

Notion of Motion was given July 17, 2018.

MOVED by Councillor Walker, seconded by Councillor Whitman

THAT Halifax Regional Council approve a grant for the six (6) organizations listed in Table 1 of the staff report dated March 14, 2018 for fiscal year 2018-19, effective April 1, 2018, unless otherwise stated, at an estimated combined cost of \$52,251 from Account M311-8006 (Grants and Tax Concessions).

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

14.3.3 2017-18 Year End Financial Statements

The following was before Council:

- A report from the Chair of the Audit and Finance Standing Committee dated July 19, 2018 with attached staff recommendation report dated June 26, 2018

MOVED by Councillor Karsten, seconded by Councillor Whitman

THAT Halifax Regional Council approve:

- 1. The Consolidated Financial Statements of the Halifax Regional Municipality for the year ended March 31, 2018;**
- 2. The Statement of General Rate Surplus of the Halifax Regional Municipality for the year ended March 31, 2018;**
- 3. Transfers of \$17,260,060, as outlined below, to reduce the general rate surplus to zero:**
 - **Police Officer on the Job Injury Reserve, Q411** \$ 100,000
 - **Multi-District Facilities Reserve, Q546** \$ 5,370,000
 - **Convention Centre Reserve, Q521** \$ 2,000,000
 - **General Contingency Reserve, Q421** \$ 9,790,060
- 4. The financial statements of the Halifax Regional Municipality Miscellaneous Trust Funds for the year ended March 31, 2018; and,**
- 5. The appointment of KPMG to be the External Auditors for the fiscal year ended March 31, 2019.**

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

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

Against: Councillor Outhit

14.4 NORTH WEST COMMUNITY COUNCIL

14.4.1 Lakeview – Windsor Junction – Fall River (LWF) Ratepayers Association Community Grant Program – Seniors Friendly Group

The following was before Council:

- A recommendation report from the Vice-Chair of North West Community Council dated July 20, 2018 with attached request form from North West Community Council Consideration dated July 9, 2018

MOVED by Councillor Streach, seconded by Councillor Hendsbee

THAT Halifax Regional Council authorize a \$5000 one-time Community Grant from the LWF Ratepayers Association Common Area Rate to the Seniors Friendly Group to enhance opportunities for residents to participate in community trips geared toward seniors.

MOTION PUT AND PASSED UNANIMOUSLY.

14.5 GRANTS ADVISORY COMMITTEE

14.5.1 Proposed Amendments to Administrative Order 2014-001-ADM, Tax Relief for Non-Profit Organizations Program - Fiscal Year 2018-19 Part 1 Proposed Amendments to Schedules

The following was before Council:

- A recommendation report from the Chair of the Grants Advisory Committee dated July 5, 2018 with attached revised staff recommendation and information reports dated April 20, 2018

Notion of Motion was given June 19, 2018.

MOVED by Councillor Walker, seconded by Councillor Whitman

THAT Halifax Regional Council:

1. Approve renewal of tax relief for 668 properties as listed in Schedules 26 to 30 as detailed in Attachment 1 of the revised Information Report "Tax Relief for Non-Profit Organizations: Fiscal Year 2018-19 - Part 2 Renewal of Tax Relief" dated April 20, 2018, and included in Attachments 1 through 5 of the revised staff recommendation report dated April 20, 2018, effective April 1, 2018, unless stated otherwise, at an estimated combined cost of \$3,755,688 from Operating Account M311-8006;
2. Approve the addition of 44 properties to Administrative Order 2014-001-ADM as detailed in the Discussion section of the April 20, 2018 revised staff recommendation report at an estimated combined cost of \$160,525 from Operating Account M311-8006; and
3. Adopt the amendments to Administrative Order 2014-001-ADM as set out in Attachment A through E in Attachment 1 of the revised staff recommendation report dated April 20, 2018 which will repeal and replace Schedules 26, 27, 28, 29 and 30 of the Administrative Order.

MOTION PUT AND PASSED UNANIMOUSLY.

14.6 MEMBERS OF COUNCIL

14.6.1 Councillor Austin – Consent Agendas

The following was before Council:

- A request for Council consideration form from Councillor Austin

MOVED by Councillor Austin, seconded by Councillor Nicoll

THAT Halifax Regional Council request a staff report on amending Administrative Order 1 to introduce Consent Agendas at Regional Council.

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

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

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

15. MOTIONS

15.1 Councillor Outhit

MOVED by Councillor Outhit, seconded by Councillor Craig

THAT Halifax Regional Council provide a staff report on the feasibility of granting an encroachment or other options for a private pool infrastructure onto park property by the homeowner at 128 William Borrett Terrance, Bedford.

A friendly amendment to add “or other options” was accepted by all members of Council.

MOTION AS AMENDED PUT AND DEFEATED. (8 in favour, 9 against)

In favour: Mayor Savage, Councillors Streach, Hendsbee, Mancini, Cleary, Walker, Adams and Outhit

Against: Deputy Mayor Mason, Councillors Karsten, Nicoll, Austin, Smith, Zurawski, Whitman, Blackburn and Craig.

16. IN CAMERA (IN PRIVATE)

16.1 In Camera (In Private) Minutes – June 19, 2018

This matter was dealt with in public

MOVED by Councillor Karsten, seconded by Councillor Nicoll

THAT the In Camera (In Private) minutes of June 19, 2018 be approved as circulated.

MOTION PUT AND PASSED.

16.2 PROPERTY MATTER – Buy-Back Agreement – Private and Confidential Report

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

MOVED by Councillor Mancini, seconded by Councillor Karsten

THAT Halifax Regional Council request a staff report and recommendation as outlined in the private and confidential Councillor request form with respect to Municipal Buy-Back agreements.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillors Streach and Outhit.

Private and Confidential Information Items

1. Private and Confidential In Camera (In Private) Information Report - re: Request For Proposal 18-083 Leased Accommodations

17. ADDED ITEMS

17.1 Councillor Austin – Amendments to Nuisances By-law regarding tobacco

The following was before Council:

- A request for Council consideration form from Councillor Austin

MOVED by Councillor Austin, seconded by Councillor Streach

THAT Halifax Regional Council request a staff report on amending the Nuisance By-law, N-303, to remove tobacco from the restrictions on smoking on municipal property as suggested in option 3 in the staff report of June 19, 2018

In response to questions from Council, John Traves, Municipal Solicitor advised that the direction from the Chief Administrative Officer will be to proceed with the implementation of the Amendments to the Nuisance By-Law as approved by Regional Council. Traves advised that if the motion is approved, a report and recommendation removing the restriction on tobacco will be prepared by staff.

Jacques Dubé, Chief Administrative Officer advised that additional By-law Enforcement Officers will not be hired immediately. Dubé noted that it will take several months to put the resources in place.

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

In favour: Mayor Savage, Deputy Mayor Mason, Councillors Streach, Hendsbee, Nicoll, Austin, Mancini, Smith, Adams, Zurawski, Whitman

Against: Councillors Karsten, Cleary, Walker, Blackburn, and Craig

Not present: Councillor Outhit

18. NOTICES OF MOTION

18.1 Councillor Hendsbee

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on August 14, 2018 I propose to move First Reading of proposed By-Law C-1001, amending By-Law C-1000, Respecting Charges for the Resolution of Inadequate Water Supply; the purpose of which is to ensure the total cumulative value of the charge imposed under this By-law does not exceed 75% of the assessed value of the property as determined by Property Valuation Services Corporation.”

18.2 Councillor Adams

“TAKE NOTICE that, at the August 14, 2018 meeting of Halifax Regional Council, I intend to move a motion requesting that Halifax Regional Council authorize the Mayor and District 11 Councillor to send a letter to the MLA of Halifax Atlantic and Minister of Environment requesting that the federal government enact schedule A – “Ultimate Recipients” of the Investing in Canada Infrastructure Program for Nova Scotia. Should the province enact this process, the local residents would not be subjected to Local Improvement Charges, as this would establish a 50/50 cost sharing agreement between the federal and provincial government for water services in Harrietsfield.”

18.3 Councillor Craig

“TAKE NOTICE that, at the August 14, 2018 meeting of Halifax Regional Council, I intend to move that Council consider adopting, by policy, a regional Public Participation Program for the consideration of amendments to the Municipal Planning Strategies and Land Use By-laws for Bedford, Sackville, Sackville Drive, Beaver Bank, Hammonds Plains and Upper Sackville to update floodplain protection policies, regulations, and mapping based on the 2017 Sackville Rivers Floodplain Study.”

18.4 Councillor Craig

“TAKE NOTICE that, at the August 14, 2018 meeting of Halifax Regional Council, I intend to move that Council consider amending Administrative Order 2014-001-ADM, Tax Relief for Non-Profit Organizations Program, such that the Kinsmen Club of Sackville, 71 First Lake Drive, Sackville, continue on Schedule 26 for fiscal year 2018 subject to completion of a signed lease agreement prior to March 31, 2019, but that staff will notify the Club that the recommendation will be to remove the property from Schedule 26 and reinstate on Schedule 27 in fiscal year 2019. If approved the level of tax relief would be effective April 1, 2019.”

18.5 Deputy Mayor Mason

“TAKE NOTICE that, at the August 14, 2018 meeting of Halifax Regional Council, I intend to move that Council consider adopting amendments to the Public Appointment Policy, the purpose of which is to enhance collaboration with external agencies”.

18.6 Deputy Mayor Mason

“TAKE NOTICE that, at a future meeting of Halifax Regional Council, I intend to move that Council request a staff report regarding the options and opportunities for renewal or replacement of the Ticket Atlantic system as the sole provider for the Scotiabank Centre. This report shall include an update regarding steps taken to address concerns raised in the Auditor General’s report “Review of the Transfer of Box Office Operations from the Halifax Metro Centre to Trade Centre Limited.”

18.7 Councillor Austin

“TAKE NOTICE that, at the August 14, 2018 meeting of Halifax Regional Council, I intend to move that Council consider adopting, by policy, a Public Participation Program for the consideration of regional wide amendments to the Regional Municipal Planning Strategy to reference the Halifax Green Network Plan within the conservation design development agreement policy criteria concerning the connectivity of open space.”

19. ADJOURNMENT

The meeting adjourned at 9:18 p.m.

Sherryl Murphy
Acting Municipal Clerk