

Item No. 11.1.18

Halifax Regional Council
September 1, 2020

TO: Mayor Savage and Members of Regional Council

SUBMITTED BY: Original Signed by 
Jacques Dubé, Chief Administrative Officer

DATE: August 13, 2020

SUBJECT: Appointment of Traffic Authority and Deputy Traffic Authority

ORIGIN

This report originates from the departure of former Transportation & Public Works Director, Bruce Zvaniga and the Information Report regarding the Procedure for Appointment of the Traffic Authority that was presented at Regional Council on July 21, 2020.

LEGISLATIVE AUTHORITY

Subsection 321(2) of the *Halifax Regional Municipality Charter* states that: “*The Council may, by policy, appoint a traffic authority for all or part of the Municipality.*”

Subsection 86(6) of the *Motor Vehicle Act* states that: *The council of a city or town may, from time to time, appoint the city or town manager, the chief of police, or some other official of the city or town, to be the traffic authority for the city or town.*

Subsection 86(7) of the *Motor Vehicle Act* states that: “*The council of a city or town may, from time to time, appoint a member of the police force, or some other official of the city or town to be deputy traffic authority who, in the absence or incapacity of the traffic authority or in the event of his death or ceasing to hold the office, shall perform the duties and have all the authority of the traffic authority of the city or town.*”

RECOMMENDATION

It is recommended that Halifax Regional Council adopt the amendments to Administrative Order 12, the *Appointment of the Traffic Authority* as set out in Attachment 2 of this report to:

1. appoint Brad Anguish, P.Eng., as the Traffic Authority,
2. retain Taso Koutroulakis, P.Eng., as the Deputy Traffic Authority, and
3. retain Roddy MacIntyre, P.Eng., as the Deputy Traffic Authority.

BACKGROUND:

In 2015, upon the advice of staff, Halifax Regional Council approved a resolution that "Halifax Regional Council continue its recent practice of appointing the Director of Transportation and Public Works to the position of Traffic Authority." The report to Council explained the rationale as follows:

Because the responsibilities of the Traffic Authority are focused on the safety and regulation of streets, the role of the Traffic Authority and Deputy Traffic Authority at HRM have traditionally resided in the Traffic Management section of Transportation and Public Works, and have been assigned to the Manager of Traffic Management and the Senior Traffic Operations Engineer, respectively. These positions are responsible to develop standards of practice based on legislation, uniform traffic control standards and engineering principles that support the traffic authority mandate and have the requisite knowledge, skill and ability in the specialized application of traffic operations engineering.

Within the current statutory requirements, it is possible to make administrative changes to the appointment of the traffic authority from the traditional model outlined above. It was recommended to the Municipality by CIMA Consultants that the Traffic Authority be one position removed from the Manager of Traffic Management, with the Manager of Traffic Management as the Deputy Traffic Authority. By appointing the Director of Transportation and Public Works as the Traffic Authority, the Traffic Authority role is placed at a more strategic level in the organization when making decisions.

Under Administrative Order 12 Respecting the Appointment of the Traffic Authority, Bruce Zvaniga, P.Eng. (and former Director of Transportation and Public Works) is currently designated by Council as Traffic Authority for the Municipality. Mr. Zvaniga is no longer employed with Halifax Regional Municipality. Subsection 86(7) of the Motor Vehicle Act provides that, in the absence or incapacity of the Traffic Authority or in the event of his death or ceasing to hold the office, a Deputy Traffic Authority shall perform the duties and have all the authority of the Traffic Authority. Taso Koutroulakis, P.Eng. and Roddy MacIntyre, P.Eng. are each currently designated as Deputy Traffic Authority.

On December 12, 2019 the Transportation Standing Committee passed the following motion:

MOVED by Councillor Cleary, seconded by Councillor Mason THAT the Transportation Standing Committee request a staff report on establishing a new procedure for the appointment of the Halifax Traffic Authority that would include the committee considering candidates and making recommendation to Council and may include the recruitment and hiring of new municipal staff for the appointment.

On July 21, 2020 an Information Report regarding the Procedure for Appointment of the Traffic Authority was presented at Regional Council. As a result of the report and subsequent discussion, the CAO committed to bringing forth the appointment of the Traffic Authority for September 1, 2020.

DISCUSSION:

In consideration of current legislation, past practice, and Council feedback, it is the CAO's recommendation that the Director of Transportation and Public Works, Brad Anguish, P.Eng. be appointed as the Traffic Authority with Taso Koutroulakis, P. Eng. and Roddy MacIntyre, P. Eng., filling the Deputy Traffic Authority role.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this report.

RISK CONSIDERATIONS

There are no significant risks associated with the recommendations in this report.

COMMUNITY ENGAGEMENT

Community engagement has not been carried out in the preparation of this report.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications associated with this report.

ALTERNATIVES

Council may refuse to amend the Administrative Order. In accordance with Subsection 86(7) of the Motor Vehicle Act, as discussed above, a currently appointed Deputy Traffic Authority would continue to perform the duties and have all the authority of the Traffic Authority.

ATTACHMENTS

Attachment 1 Showing proposed changes to Administrative Order 12
Attachment 2 Administrative Order Amending Administrative Order 12
Attachment 3 Proposed changes incorporated to Administrative Order 12

A copy of this report can be obtained online at halifax.ca or by contacting the Office of the Municipal Clerk at 902.490.4210.

Report Prepared by: Tracey Dickson, Coordinator, Transportation and Public Works, 902.717.1739

Attachment 1
(Proposed Changes)

HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER 12
Respecting the Appointment of the Traffic Authority

BE IT RESOLVED as an Administrative Order of the Council of the Halifax Regional Municipality as follows:

SHORT TITLE

1. The Administrative Order may be cited as Administrative Order Number 12, the *Appointment of the Traffic Authority*.

TRAFFIC AUTHORITY APPOINTED

2. Mr. ~~Bruce Zvaniga~~ **Brad Anguish**, P.Eng., is hereby appointed as the Traffic Authority as defined in Section 321 of the *Halifax Regional Municipality Charter*, and responsible for performing the duties set out in the Act.

DEPUTY TRAFFIC AUTHORITY

3. (1) Mr. Taso Koutroulakis, P.Eng., is hereby appointed as the Deputy Traffic Authority who shall, in the absence or incapacity of the traffic authority or in the event of his death or ceasing to hold the office, perform the duties and have all the authority of the traffic authority.

(2) Mr. Roddy MacIntyre, P.Eng., is hereby appointed as the Deputy Traffic Authority who shall, in the absence or incapacity of the traffic authority or in the event of his death or ceasing to hold the office, perform the duties and have all the authority of the traffic authority.

Done and passed in Council this ~~9th day of December, 2003.~~ **Insert date passed at council.**

Mayor

Acting Municipal Clerk

Attachment 2
(Amending Administrative Order)

HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER 12
Respecting the Appointment of the Traffic Authority

BE IT RESOLVED as an Administrative Order of the Council of the Halifax Regional Municipality that Administrative 12, the *Appointment of the Traffic Authority*, be amended as follows:

1. Section 2 is amended by:
 - a. Striking out the name 'Bruce Zvaniga';
 - b. Adding the name 'Brad Anguish';
2. Insert date passed at council at the end of the order.

Attachment 3
(Proposed Changes Incorporated)

HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER 12
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2. Mr. Brad Anguish, P.Eng., is hereby appointed as the Traffic Authority as defined in Section 321 of the *Halifax Regional Municipality Charter*, and responsible for performing the duties set out in the Act.

DEPUTY TRAFFIC AUTHORITY

3. (1) Mr. Taso Koutroulakis, P.Eng., is hereby appointed as the Deputy Traffic Authority who shall, in the absence or incapacity of the traffic authority or in the event of his death or ceasing to hold the office, perform the duties and have all the authority of the traffic authority.

(2) Mr. Roddy MacIntyre, P.Eng., is hereby appointed as the Deputy Traffic Authority who shall, in the absence or incapacity of the traffic authority or in the event of his death or ceasing to hold the office, perform the duties and have all the authority of the traffic authority.

Done and passed in Council this [insert date passed at council].

Mayor

Acting Municipal Clerk