



HALIFAX REGIONAL COUNCIL ACTION SUMMARY

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 for any inquiries.

May 23, 2017
10:00 a.m.
Council Chamber

1. CALL TO ORDER – 10:00 a.m.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted a number of special community announcements and acknowledgements.

3. APPROVAL OF MINUTES – Committee of the Whole April 11, 2017 and Regional Council April 25, 2017

Minutes approved as presented. These can be reviewed online at <http://www.halifax.ca/council/agendasc/cagenda.php>

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

Councillor Karsten requested the addition of an In Camera (In Private) Personnel Matter that relates to Item 14.1.9 Council Remuneration, to which Council agreed.

Order of Business 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 – NONE

10. NOTICES OF TABLED MATTERS – NONE

11. PUBLIC HEARING – CANCELLED

11.1. Case 18966 – Amendments to the Halifax Municipal Planning Strategy (MPS) and the Halifax Peninsula Land Use By-Law (LUB) for 6009 and 6017 Quinpool Road, Halifax

The Public Hearing was cancelled at the request of the applicant.

12. CORRESPONDENCE, PETITIONS & DELEGATIONS

12.1 Correspondence

The Clerk noted that correspondence was received for items: 11.1 which had been cancelled. This correspondence was circulated to Council; however, the Clerk noted that should the matter come back the correspondence would be redistributed.

12.2 Petitions

12.2.1 Councillor Adams

Councillor Adams submitted a petition on behalf of Blake and Arleigh containing 102 signatures from community youth asking for a skate park in the Prospect Area.

Councillor Adams asked the Clerk's Office to forward the petition on to staff for review.

12.3 Presentations – Provincial Party Leaders

Presentations were given by the three Nova Scotia party leaders: Liberal Premier Stephen McNeil, Progressive Conservative Leader Jamie Baillie, and NDP Leader Gary Burrill.

13. INFORMATION ITEMS BROUGHT FORWARD – NONE

14. REPORTS

14.1 CHIEF ADMINISTRATIVE OFFICER

14.1.1 Award – Unit Price Tender No. 17-220, Micro Surfacing Phase 1 - Various Locations

Motion approved that Halifax Regional Council award Tender No. 17-220, Micro Surfacing Phase 1 – Various Locations, to the lowest bidder meeting specifications, Industrial Cold Milling Limited for a Total Tender Price of \$1,794,064 (net HST included) with funding from Project Account Nos. CR000005 – Street Recapitalization and CKU01084 – Sidewalk Renewal, as outlined in the Financial Implications section of the staff report dated April 24, 2017.

14.1.2 Award – Unit Price Tender No. 17-221, Micro Surfacing Phase 2 - Various Locations

Motion approved that Halifax Regional Council award Tender No. 17-221, Micro Surfacing Phase 2 – Various Locations, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$1,848,157 (net HST included) with funding from Project Account Nos. CR000005 – Street Recapitalization and CKU01084 – Sidewalk Renewal, as outlined in the Financial Implications section of the staff report dated April 24, 2017.

14.1.3 Award – Unit Price Tender No. 17-206, Asphalt Overlays Phase 2, Various Locations

Motion approved that Halifax Regional Council award Tender No. 17-206, Asphalt Overlays Phase 2 – Various Locations, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$2,076,335 (net HST included) with funding from Project Account Nos. CR000005 – Street Recapitalization and CKU01084 – Sidewalk Renewal, as outlined in the Financial Implications section of the staff report dated April 12, 2017.

14.1.4 First Reading Proposed By-law E-204, Amendments to By-law E-200, Respecting Encroachments Upon, Under or Over a Street – For the Purpose of Facilitating Accessibility

Motion approved that Halifax Regional Council give First Reading to By-Law E-204, the purpose of which is to amend By-Law E-200, the Encroachment By-law, as set out in Attachment B to the staff report dated March 30, 2017.

14.1.5 Proposed Amendments to Administrative Order 45, Respecting Private Road Maintenance – Road Maintenance Fee for Three Brooks Homeowner's Association

Motion approved that Halifax Regional Council adopt the amendments to Schedule 2 of Administrative Order 45, Respecting Charges for Private Road Maintenance, by replacing the charge of no more than \$580.00 annually with a charge of no more than \$750 annually, as indicated in Appendix B of the staff report dated March 30, 2017.

14.1.6 Uniform Charge for Sheet Harbour Streetscape Program

The following motion **to defer** was approved:

That this item be deferred, and that Regional Council request a supplemental report regarding the sidewalk policy and possible implications of applying the localized area rate, or having the urban general tax rate applied to the following scenarios:

1. Within the community civic boundary of Sheet Harbour as the area rate;
2. Identifying how the 1 KM within the sidewalk village core territorial boundary within Sheet Harbour could be applied;
3. Access the current multiple communities catchment area.

14.1.7 First Reading Proposed By-law A-405, Amendments to By-law A-400, Respecting Alternative Voting – Special Elections and Method of Voting

Motion passed to give First Reading to By-law A-405, respecting amendments of By-law A-400, the Alternative Voting By-law, as set out in Attachment 2 of the staff report dated May 15, 2017.

14.1.8 Halifax Regional Water Commission (HRWC) Cost Sharing Agreement – Sidewalk Renewal – Leiblin Drive (Civic No. 1 Kenwood Avenue to Rockingstone Road), West Region

Motion passed that Halifax Regional Council authorize the Director of Transportation and Public Works to enter into a cost sharing agreement and authorize reimbursement of an amount up to \$790,411 (net HST included) to the Halifax Regional Water Commission for the Leiblin Drive sidewalk renewal, with funding from Project Account No. CKU01084 – Sidewalk Renewal, as outlined in the Financial Implications section of the staff report dated May 8, 2017.

14.1.9 Council Remuneration

Motion passed that Halifax Regional Council:

1. Direct the Chief Administrative Officer (CAO) to direct staff to prepare amendments to Administrative Order 17, the Council Member Remuneration Administrative Order, the purpose of which is to provide:
 - i. That the change in the Nova Scotia Average Industrial Weekly (AIW) earnings from September to September as reported by Statistics Canada in October of each year be used to adjust remuneration for both the Mayor and Council each November 1st and that where the AIW for a given year indicates a reduction in the wages, there shall be no increase for the Mayor and Council in that year; and
 - ii. That where the Mayor or member of Council is legally prevented from participation in the HRM Pension Plan, they will be, at their option, enrolled in the HRM (Supplemental Executive Retirement Program) SERP program. The affected member will contribute to the SERP at the same level as they would have had they participated in the HRM Pension Plan and HRM will match those contributions.
2. Request the Province of Nova Scotia to amend the HRM Charter to allow for the provision of Transition Allowances to members of Council who do not reoffer or are not re-elected. The level of Transition Allowance to be determined by Halifax Regional Municipality (HRM) Council.

14.2 NORTH WEST COMMUNITY COUNCIL

14.2.1 Area Rate for Kingswood Ratepayers Association

Motion passed that Halifax Regional Council:

(a) Expand the catchment area for the Kingswood Ratepayers Association uniform charge to include Kingswood North as identified in the map in Appendix B of the staff report dated May 4, 2017, and;
(b) That the annual uniform charge of \$50 be levied on each of the taxable residential and commercial property assessments in the revised catchment area, effective with the 2017-18 fiscal year for the purpose of funding the recreational activities of the Kingswood Ratepayers.

14.2.2 Area Rate Fee for Three Brooks Homeowner's Association

Motion passed that Halifax Regional Council approve that the annual uniform charge to be levied on each of the taxable residential property assessment within the mapped area depicted in Appendix A of the staff report dated May 4, 2017 be increased from \$20 to \$60 effective for the 2017-18 fiscal year for the purpose of funding the recreational activities of the Three Brooks Homeowner's Association.

14.3 AUDIT AND FINANCE STANDING COMMITTEE

14.3.1 Funding for Unbudgeted Grant – Parking Lot Reconstruction Maritime Conservatory of Performing Arts Society and Maritime Muslim Academy (Supplementary Report)

i) Audit and Finance Recommendation Report dated April 20, 2017

Motion passed that Halifax Regional Council use the following as a funding source for the Grant for Parking Lot Reconstruction:

- (a) \$25,000 from the Capital District Funds, specifically
 - a. District 7 - \$5,000
 - b. District 8 - \$15,000,
 - c. District 9 - \$5,000; and,
- (b) \$99,195.11 from the Risk Reserve - General Contingency Reserve (Q421).

14.4 MEMBERS OF COUNCIL

14.4.1 Councillor Streach - Installation of crosswalk in Fall River

Motion passed that Halifax Regional Council request a staff report respecting the potential installation of a pedestrian crosswalk at the intersection of Highway 2 and Coach Avenue, crossing over to Fletcher Drive, Fall River.

15. MOTIONS

15.1 Councillor Hendsbee

Motion passed that Halifax Regional Council request a staff report for the establishment of an HRM by-law or Administrative Order (AO) to permit residents to secure a better on-site water supply (wells) that have gone dry or extremely low from drought conditions to apply for refinancing options to be made available through the municipality.

15.2 Deputy Mayor Craig

Motion passed that Halifax Regional Council request a staff report and recommendation to consider a closure of a portion of Metropolitan Avenue, north of Nictaux Drive, Lower Sackville.

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 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

16.1.1 Industrial Parks – Lot Inventory Additions and Lot Minimum Unit Pricing – *Private and Confidential Report*

Council dealt with this matter in the public session.

Motion passed that Halifax Regional Council:

- 1. Approve the lot inventory additions and minimum unit pricing for the Phase 12-6 lots in Burnside Industrial Park as per Table 1 of Attachment 1 of the private and confidential report dated May 9, 2017;*
- 2. Approve the minimum unit pricing for the existing lot inventory as per Table 2 of Attachment 1 of the private and confidential report dated May 9, 2017; and*
- 3. It is further recommended that the private and confidential report dated May 9, 2017 not be released to the public.*

16.2 Contract Negotiations

A matter pertaining to contract negotiations and legal advice.

16.2.1 Access Agreements between HRM and Trade Centre Limited

Council dealt with this matter in camera (in private), and ratified the following motion in the public session:

Motion passed that Halifax Regional Council:

- 1. Authorize and direct the Mayor and Municipal Clerk to enter into the easement and license agreements described in the Discussion section of the private and confidential staff report dated May 10, 2017 (the "Access Agreements") on behalf of the Municipality with the Trade Centre Limited ("TCL"), in respect of the lands on which the Scotiabank Centre and World Trade and Convention Centre ("WTCC") are situated;*
- 2. Require the Access Agreements to be executed substantially in the form and with the content as is attached at Schedules A through F of the private and confidential staff report dated May 10, 2017, together with such changes to form or content as may be deemed by the CAO to be in the best interest of the Municipality;*
- 3. Authorize and direct the Mayor and Municipal Clerk to deal with HRM's right of first refusal as discussed and outlined in the private and confidential staff report dated May 10, 2017; and*
- 4. It is further recommended that the private and confidential staff report dated May 10, 2017 not be released to the public until the purchase and sale has been concluded.*

16.3 Personnel Matter

A matter pertaining to an identifiable individual or group.

16.3.1 Re: Agenda Item 14.1.9

This matter was discussed in camera (in private). No follow-up required.

17. ADDED ITEMS - NONE

18. NOTICES OF MOTION

18.1 Councillor Cleary

Councillor Cleary Gave Notice that at the next regular meeting of Halifax Regional Council he intends to move a motion that Halifax Regional Council direct staff to:

- 1. Prepare a report addressing a policy, process and any necessary by-laws for residents of a street to opt out of the HRM sidewalk snow and ice clearing service and instead perform this activity themselves to comply with Halifax Regional Municipality's service standards.*
- 2. Prepare a report documenting a complete business plan to undertake all sidewalk snow and ice clearing service in-house, including all cost implications and options for deploying the additional*

workforce during non-storm response days. The plan should also address the transition steps and timelines to implement the in-house service.

19. ADJOURNMENT – 4:45 p.m.

INFORMATION ITEMS
May 23, 2017

1. Proclamation – Bladder Cancer Awareness Month – May 2017
2. Proclamation – Access Awareness Week – May 28 - June 3, 2017
3. Memorandum from the Director of Finance & Asset Management/CFO dated May 2, 2017 re: Award of Contracts – Chief Administrative Officer (CAO) Approval
4. Memorandum from the Municipal Clerk dated May 15, 2017 re: Requests for Presentation to Council – None
5. Proclamation – Halifax Bike Week – June 3-12, 2017