



**HALIFAX REGIONAL COUNCIL
MINUTES
October 19, 2021**

PRESENT:

Mayor Mike Savage
Deputy Mayor Tim Outhit
Councillors: Cathy Deagle Gammon
David Hendsbee
Becky Kent
Trish Purdy
Sam Austin
Tony Mancini
Waye Mason
Lindell Smith
Shawn Cleary
Kathryn Morse
Patty Cuttell
Iona Stoddard
Pam Lovelace
Lisa Blackburn
Paul Russell

STAFF:

Jacques Dubé, Chief Administrative Officer
John Traves, Municipal Solicitor
Iain MacLean, Municipal Clerk
Krista Vining, Legislative Assistant
Jill McGillicuddy, 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 1:00 p.m., and recessed at 3:04 p.m. Council reconvened in at 3:24 p.m. Council moved into an In Camera (In Private) session at 4:45 and adjourned at 6:22 p.m.

1. CALL TO ORDER

Mayor Savage called the meeting to order at 1:00 p.m. and acknowledged that the meeting took place in the traditional and ancestral territory of the Mi'kmaq people, and that we are all treaty people.

2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS

Councillors noted special community announcements and acknowledgements.

3. APPROVAL OF MINUTES – September 28 and October 5, 2021

MOVED by Councillor Smith, seconded by Councillor Mason

THAT the minutes of September 28 and October 5, 2021 be approved as circulated.

MOTION PUT AND PASSED.

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

Additions:

- Item 18.1 Deputy Mayor Outhit – Administrative Order 1, the Procedure of the Council
Administrative Order – Return to In-Person Meetings

Deletions: None

As provided for in Section 37 (1) of Administrative Order One, item 18.1 Deputy Mayor Outhit – Administrative Order 1, the Procedure of the Council Administrative Order – Return to In-Person Meetings was considered prior to item 5 Consent Agenda.

As provided for in Section 12 (5) of Administrative Order One, Councillor Hendsbee requested that Information Item 1 - Memorandum from the Executive Director of Transportation and Public Works dated September 28, 2021 re: Review of Street Lighting Procedures and Policies be brought forward to October 26, 2021 meeting of Regional Council.

MOVED by Councillor Kent, seconded by Councillor Lovelace

THAT the agenda be approved as amended.

MOTION PUT AND PASSED UNANIMOUSLY.

5. CONSENT AGENDA

As provided for in section 41 (3) of Administrative Order One:

- Item 15.1.4 was removed from the consent agenda at the request of Councillor Mancini

MOVED by Councillor Mason, seconded by Councillor Mancini

THAT Halifax Regional Council approve recommendations in the following items: 13.1.1 and 15.1.1.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

6. BUSINESS ARISING OUT OF THE MINUTES – NONE

7. CALL FOR DECLARATION OF CONFLICT OF INTERESTS

Councillor Cuttell declared a conflict of interest for item 15.1.3 Case 23746 – Municipal Planning Strategy and Development Agreement Amendments for Seton Ridge at Bedford Highway and Seton Road, Halifax.

8. MOTIONS OF RECONSIDERATION – NONE

9. MOTIONS OF RESCISSION – NONE

10. CONSIDERATION OF DEFERRED BUSINESS – NONE

11. NOTICES OF TABLED MATTERS – NONE

12. HERITAGE HEARINGS

12.1 Case H00507 – Request to Include 1600 Summer Street, Halifax, in the Registry of Heritage Property for the Halifax Regional Municipality

The following was before Council:

- Heritage Advisory Committee report dated July 29, 2021 with attached staff recommendation report dated May 17, 2021
- Extract from the August 17, 2021 special Regional Council Minutes
- Staff presentation dated October 19, 2021

First Reading was given August 17, 2021.

Jesse Morton, Planner II gave a presentation on Case H00507 and responded to questions of clarification from Regional Council.

The hearing opened at 1:40 p.m.

Mayor Savage advised that the Halifax Regional Municipality was the applicant and there were no registered speakers.

MOVED by Councillor Lovelace, seconded by Councillor Russell

THAT the hearing be closed.

MOTION PUT AND PASSED.

The hearing closed at 1:40 p.m.

MOVED by Councillor Mason, seconded by Councillor Russell

THAT Halifax Regional Council approve the request to include 1600 Summer Street, Halifax in the Registry of Heritage Property for the Halifax Regional Municipality, as shown on Map 1 of the May 17, 2021 staff report, as a municipal heritage area under the Heritage Property Act.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

12.2 Case H00508 – Request to Include 5500 Inglis Street, Halifax, in the Registry of Heritage Property for the Halifax Regional Municipality

The following was before Council:

- Heritage Advisory Committee report dated July 29, 2021 with attached staff recommendation report dated May 28, 2021
- Extract from the August 17, 2021 special Regional Council Minutes
- Staff presentation dated October 19, 2021

First Reading was given August 17, 2021.

Jesse Morton, Planner II gave a presentation on Case H00508 and responded to questions of clarification from Regional Council.

The hearing opened at 1:54 p.m.

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

Reverend Norman Horofker and Pam Griffin-Hody, Vice President of the Universalist Unitarian Church of Halifax Board of Directors spoke on the building's history and use, and the improvements made to the property.

Mayor Savage advised there were no registered speakers.

MOVED by Councillor Smith, seconded by Councillor Mason

THAT the hearing be closed.

MOTION PUT AND PASSED.

The hearing closed 1:58 p.m.

MOVED by Councillor Mason, seconded by Councillor Lovelace

THAT Halifax Regional Council approve the request to include 5500 Inglis Street, Halifax in the Registry of Heritage Property for the Halifax Regional Municipality, as shown on Map 1 of the May 28, 2021 staff report, as a municipal heritage property under the Heritage Property Act

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

13. CORRESPONDENCE, PETITIONS & DELEGATIONS

13.1 Correspondence

Correspondence was received and circulated for item 13.1.1.

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

13.1.1 Fly-past Request – Remembrance Day Ceremony

The following was before Council:

- Correspondence from Y. Soulard

The following motion was approved as part of the Consent Agenda:

MOVED by Councillor Mason, seconded by Councillor Mancini

THAT Halifax Regional Council grant permission for the Canadian Forces to fly a Cyclone helicopter over Sullivan's Pond in Dartmouth at approximately 11:08 a.m. flying North to South, over Cole Harbour Place at approximately 11:09 a.m. flying East to West and at the Caen Legion Branch #164 on Main Road Eastern Passage at approximately 11:10 a.m. flying North to South, at a height of 500 feet above the highest obstacle in each location, on Thursday, November 11, 2021 as part of Remembrance Day ceremonies.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

13.2 Petitions

13.2.1 Councillor Smith

Councillor Smith submitted a petition from Angel Pang regarding Cornwallis Street Renaming with approximately 9,330 signatures requesting the renaming of Cornwallis Street in Halifax to Rocky Jones Street.

13.3 Presentations – None

14. INFORMATION ITEMS BROUGHT FORWARD – NONE

15. REPORTS

15.1 CHIEF ADMINISTRATIVE OFFICER

15.1. Increase to Contract – Consulting Services for the Spryfield Lions Rink and Recreation Centre Roof Reinforcement

The following was before Council:

- Staff recommendation report dated August 25, 2021

The following motion was approved as part of the Consent Agenda:

MOVED by Councillor Mason, seconded by Councillor Mancini

THAT Halifax Regional Council approve an increase to the contract with M&R Engineering Limited (PO 2070782241) in the amount of \$10,585.00 (net HST included) with funding from Project No. CB200001 Multi-District Facilities Upgrades as outlined in the Financial implications section of the staff report dated August 25, 2021.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

15.1.2 2022-23 Capital Planning Framework

The following was before Council:

- Staff recommendation report dated October 5, 2021
- Staff presentation dated October 19, 2021

Crystal Nowlan, Director of Asset Management gave a presentation of the 2022-23 Capital Planning Framework.

MOVED by Councillor Russell, seconded by Councillor Mason

THAT Halifax Regional Council direct the Chief Administrative Officer to:

- 1. Develop a funded 4-year capital plan and 10-year capital outlook which prioritizes Council's key strategic priorities, reliable and quality municipal services, and risk mitigation with an ability and capacity to deliver when scheduled;**
- 2. Continue to allocate 70%-80% of the annual base capital program to asset renewal projects and 20%- 30% to service growth projects for the 2022-23 through 2025-26 budget years; and**
- 3. Use Halifax Regional Council's priority weightings for the Strategic Alignment project prioritization evaluations for the 2022-23 through 2024-25 budget years.**

Nowlan, Jerry Blackwood, Chief Financial Officer, Shannon Miedema, Environment & Climate Change Program Manager, and Jacques Dubé, Chief Administrative Officer responded to questions of clarification from Regional Council.

MOVED by Deputy Mayor Outhit, seconded by Councillor Lovelace

THAT Halifax Regional Council direct the Chief Administrative Officer to provide a briefing note on:

- 1. The impact of shifting capital budget for Park and Recreation 60%-40%; and**
- 2. Additional source of revenue including Capital Cost Contribution User Fees and Deed Transfer Tax.**

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

In favour: Mayor Savage, Deputy Mayor Outhit, Councillors Deagle Gammon, Hendsbee, Kent, Purdy, Austin, Mancini, Mason, Smith, Morse, Cuttell, Stoddard, Lovelace, Blackburn, Russell

Against: Councillor Cleary

Mayor Savage stepped down from the Chair and Deputy Mayor Outhit assumed the Chair.

The motion before Council read:

MOVED by Councillor Russell, seconded by Councillor Mason

THAT Halifax Regional Council direct the Chief Administrative Officer to:

- 1. Develop a funded 4-year capital plan and 10-year capital outlook which prioritizes Council's key strategic priorities, reliable and quality municipal services, and risk mitigation with an ability and capacity to deliver when scheduled;**
- 2. Continue to allocate 70%-80% of the annual base capital program to asset renewal projects and 20%- 30% to service growth projects for the 2022-23 through 2025-26 budget years; and**
- 3. Use Halifax Regional Council's priority weightings for the Strategic Alignment project prioritization evaluations for the 2022-23 through 2024-25 budget years.**

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Mayor Savage

15.1.3 Case 23746 – Municipal Planning Strategy and Development Agreement Amendments for Seton Ridge at Bedford Highway and Seton Road, Halifax

The following was before Council:

- Staff recommendation report dated September 20, 2021
- Extract from the October 5, 2021 Regional Council Draft Minutes

Councillor Cuttell was recused from the meeting during consideration of this item having declared an interest in the matter.

MOVED by Councillor Morse, seconded by Councillor Cleary

THAT Halifax Regional Council direct the Chief Administrative Office to direct staff to:

- 1. Initiate a process to consider amendments to the Halifax Municipal Planning Strategy and the development agreement for the Seton Ridge neighbourhood to allow for the elimination of a required walkway connection to Bayview Road, Halifax; and**
- 2. Follow the public participation program for municipal planning strategy amendments as outlined within the Community Engagement section of the staff report dated September 20, 2021.**

Paul Sampson, Planner II responded to questions of clarification from Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Mayor Savage, Councillor Cuttell

Councillor Cuttell rejoined the meeting at this time.

15.1.4 Port Wallace Secondary Planning Process, Environmental Update and Revised Work Plan

The following was before Council:

- Staff recommendation report dated October 6, 2021

MOVED by Councillor Mancini, seconded by Councillor Kent

That Halifax Regional Council direct the Chief Administrative Officer to:

- 1. Direct staff to proceed with the revised Port Wallace Secondary Planning work plan, as outlined in the Discussion section of the staff report dated October 6, 2021; and**
- 2. Continue to work with Nova Scotia Lands Inc., Nova Scotia Environment and Climate Change and Nova Scotia Lands and Forestry, to better understand the risks and potential management strategies associated with the risk assessment and closure plan for the former Montague Gold Mine Site and future development in the Port Wallace Secondary Planning Study Area and report back to Council.**

Tyler Simms, Planner III responded to questions of clarification from Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Mayor Savage

Mayor Savage resumed the Chair at this time.

15.1.5 Award - Unit Price Tender No. 21-237, Burnside Business Park – Phase 13-1

The following was before Council:

- Staff recommendation report dated October 7, 2021

MOVED by Councillor Mancini, seconded by Councillor Kent

THAT Halifax Regional Council:

- 1. 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, requiring the Standing Committee to review and make recommendations on proposals coming to the Council outside of the annual budget or tender process;**
- 2. Approve a withdrawal from Q616 Burnside/Industrial Park Expansion Reserve in the amount of \$25,378,535.26 and approve a budget increase of \$25,378,535.26 to Capital Account No. CQ000008 – ‘Burnside and City of Lakes Development’ with funding from Q616 Burnside / Industrial Park Expansion Reserve to fund the balance of Tender No. 21-237 as outlined in the Financial Implications section of the staff report dated October 7, 2021;**
- 3. Approve a budget increase of \$416,533.16 (No net HST, 100% recoverable) to Project Account No. CQ000008, Burnside and City of Lakes Development, funded through cost sharing with Heritage Gas, as outlined in the Financial Implications section of the staff report dated October 7, 2021;**
- 4. Award Tender No. 21-237, Burnside Business Park – Phase 13-1, to the lowest bidder meeting specifications, Brycon Construction Limited for a Total Tender Price of \$29,036,000 (No Net HST, 100% Recoverable) from Project Account No. CQ000008, Burnside and City of Lakes Development as outlined in the Financial Implications section of the staff report dated October 7, 2021;**
- 5. Authorize, as per the Financial Implications section of the staff report dated October 7, 2021, the appointment of Englobe Corp.(highest scoring proponent of RFP 18-314 for Design and Construction Inspection Services for Burnside Phase 13) for construction inspection services, in the amount of \$1,721,160 (no HST included, 100% recoverable);**
- 6. Approve an increase to the Design Services component of RFP No. 18-314 Consulting Services - to Englobe Corp. (P.O. No. 2070810368) in the amount of \$38,060 for change orders 5 and 6 (No Net HST, 100 % Recoverable); and**
- 7. Authorize the Chief Administrative Officer to enter into agreements, as per the Discussion section of the staff report dated October 7, 2021, payment to Ducks Unlimited for the compensation of altering wetlands in the amount of \$ 201,825 (No HST Included, 100% recoverable); and payment to Halifax Water (HW) for inspection and review of water, storm and sanitary sewer infrastructure, in the amount of \$71,258.40 (no HST Included, 100% recoverable).**

Dave Reage, Executive Director, Metro Transit and Michael Wile, Manager, Acquisitions, Disposals and Industrial Lands responded to questions of clarification from Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

15.2 MEMBERS OF COUNCIL

15.2.1 Mayor Savage – Race to Zero

The following was before Council:

- Request for Council's Consideration form submitted by Mayor Savage

Mayor Savage stepped down from the Chair and Deputy Mayor Outhit assumed the Chair.

MOVED by Mayor Savage, seconded by Councillor Blackburn

THAT Halifax Regional Council direct:

- 1. The Mayor to sign on to the following city climate commitments as part of an UN-led campaign in the lead up to COP26 in Scotland in November 2021: Cities Race to Resilience and Cities Race to Zero; and**
- 2. The Chief Administrative Officer to direct staff to identify appropriate actions as part of the sign-up process for each Race that are in keeping with previous motions of Halifax Regional Council and complete reporting requirements as required by each race.**

Shannon Miedema, Manager, Environment & Climate Change Program Manager responded to questions of clarification from Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Mayor Savage resumed the Chair at this time.

16. MOTIONS – NONE

17. IN CAMERA (IN PRIVATE)

17.1 PERSONNEL MATTER – Private and Confidential

The following was before Council:

- Private and confidential supplementary staff report dated September 29, 2021

This matter was dealt with in public.

MOVED by Councillor Mancini, seconded by Councillor Deagle Gammon

THAT Halifax Regional Council:

- 1. Adopt the recommendations as outlined in the private and confidential report dated August 23, 2021; and**
- 2. Direct that the private and confidential supplementary report dated September 29, 2021 be maintained private and confidential.**

MOTION PUT AND PASSED UNANIMOUSLY.

MOVED by Deputy Mayor Outhit, seconded by Councillor Russell

To convene into In Camera (In Private).

MOTION PUT AND PASSED UNANIMOUSLY.

17.2 Intergovernmental Relations – Private and Confidential Report

This matter was dealt with In Camera (In Private).

18. ADDED ITEMS

18.1 Deputy Mayor Outhit – Administrative Order 1, the Procedure of the Council Administrative Order – Return to In-Person Meetings

The following was before Council:

- Request for Council's Consideration form submitted by Deputy Mayor Outhit

MOVED by Deputy Mayor Outhit, seconded by Councillor Russell

THAT Halifax Regional Council restore the following sections of Administrative Order 1:

- 19 (agenda review must determine the body to hear requests for presentations);
- 25 (location of meetings of Council);
- 27 (placement of the mace before meeting called to order);
- 30 (order of the seating of Members);
- 32 (people within the bar without consent);
- 33 (placing items on the desk or distributing materials without Clerk's consent);
- 84 (decorum during voting);
- 87 (waiting for the mace to be removed before leaving their place);
- 88 (Members must be seated during voting); and
- 91 (method of voting).

John Traves, Municipal Solicitor and Iain MacLean, Municipal Clerk responded to questions of clarification from Regional Council.

MOTION PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Cleary

19. NOTICES OF MOTION

19.1 Councillor Lovelace

TAKE NOTICE that, at a future meeting of Halifax Regional Council, I intend to introduce a motion to request that Halifax Regional Council formally recognize Her Majesty Queen Elizabeth's Platinum Jubilee in February 2022:

1. By planting seven (7) Oak trees (English or Red) in honour of Queen Elizabeth's reign as monarch for seventy (70) years. Identify six trees to be planted throughout the municipality and a seventh placed in an urban park with a commemorative plaque.
2. Issue a congratulatory letter from the Mayor to Her Majesty Queen Elizabeth II to mark this historic Platinum Jubilee.

19.2 Councillor Mason

TAKE NOTICE that, at a future meeting of Halifax Regional Council, I intend to move the rescission of my motion of October 22, 2019 to request a staff report to: a) review garbage collection schedule for the student housing area off campus around Dalhousie and St. Mary's (south end of Halifax) and identify options to provide garbage collection on the normal scheduled weekday for municipal waste collection services following May 1 and September 1; and b) consider amending bylaw and policy to increase penalties and decrease timelines / warning period and related to non compliance on solid waste/garbage collection.

20. ADJOURNMENT

The meeting adjourned at 6:22 p.m.

Iain MacLean
Municipal Clerk