

The Clerk read the Report of the School Capital Program Committee.

It was moved by Deputy Warden Nicholson, seconded by Councillor McCabe:

"THAT the Report of the School Capital Program Committee be adopted". (Motion carried).

Councillor Daye was concerned that with the County assessment being lower next year where the money was coming from for these expenditures?

Deputy Warden Nicholson said that there had been \$1,000,000.00 approved for Sidney Stephen High School and this would be changed over to the Sackville School and the amount for the Eastern Shore Rural High School addition would be the same. He did not think that Council should approve borrowing for the Sackville School today until more details were available but this would not stop negotiations with the Nova Scotia Housing Commission. He said he would like to suggest that the Municipal School Board be a little more realistic in their requests concerning cost sharing items. He pointed out that with the request for a gymnasium, it would cost the County \$99,000.00 over the cost sharing as laid down and wondered if the Municipal School Board was aware of this. He suggested that Council be very careful from now on with any spending.

Councillor Giles noted the lack of foresight in the planning of these schools. He said that four or five years ago the planner said that the Sidney Stephen High School would need to be a Junior High School so why was this not planned for? Why does it come as such a shock now? He felt that if the Sackville School is not going to be built with adequate land and provision for expansion, "we are flogging a dead horse". He pointed out that it is oftener less expensive to make provisions during construction than adding after the building is completed and that this school is needed immediately, it should be completed by 1970 at the outside.

Councillor Daye said that we are spending 75¢ of the taxpayers dollars on the schools and we do not even get the minutes so that we know what is going on.

Councillor Hussey paid tribute to Deputy Warden Nicholson who he said was a most sincere and conscientious worker on that Committee and he did believe that the Municipal School Board was spending too much money.

In reply to Councillor P. Baker, Deputy Warden Nicholson said that the \$400,000.00 figure was the estimate for the addition at the Musquodoboit School.

Mr. Perry, Superintendent of Schools for the County, said that Mr. Hugh Noble had been invited to come to this Council today, that he had been available this morning but was not this afternoon, so he introduced his Assistant, Mr. Jim Bayer.

Mr. Bayer said he was not able to come to Council with any cost sharing agreements but when talking Physical Education facilities, he believed it was one of the most important facets of a school for the boys and girls and that adequate programming is essential. He felt that the new Sackville School was a real challenge to provide the most adequate facilities within the cost allowable for the 1,500-1,800 students who would be attending and he felt it should be a very flexible program which would include evening entertainment and provision for community activities and should be the focal point of the community.

Councillor Hussey felt that the youth should be contributing more themselves

and there was no point in having a school used as a community center when there was no community spirit existing to take advantage of it.

Mr. Bayer said that many things in our society are changing and that the young people are not getting the necessary exercise and because of lack of family spirit participation in school sports, teams gave them a sense of belonging and a sense of community spirit which they needed.

Councillor McCabe confessed to being very confused, he said on the one hand we are increasing bus service for the children to haul them away to a school so that they can get some exercise and then haul them all the way back home again. He suggested that the young people could get a lot of good exercise from walking.

Councillor Giles asked if volleyball, etc., at nights in the school gyms would not be contradictory to School Board policy at the present time and if the policy should not be changed first.

Mr. Bayer said this was a change which he felt should go hand in hand with the provision of the necessary facilities to accommodate it in the community.

Councillor Bell said that regardless of the cost of schools in Halifax County in the past few years we are by no means ahead as far as school facilities are concerned, and he felt that the Federal and Provincial governments should pay a more realistic share for these things that they are insisting on having.

Councillor Daye asked what would happen if all the taxpayers decided not to pay their taxes next year.

Councillor Tonks asked if a request was not passed by this Council two months ago for assistance from the Nova Scotia Housing Commission in the matter of the new school to be built in the Sackville area because the school was necessitated through developments headed by the Provincial Government.

Deputy Warden Nicholson said that there probably would not be any additional financial responsibility assumed by the Nova Scotia Housing Commission.

Councillor Tonks said then if they are only going to pay on the basis of what is necessary then we should approve what is necessary.

Councillor Hudson said that re the gym the Capital Building Committee should be asked to reconsider and she wanted proof of these figures quoted by the Deputy Warden. She said they must have language labs in the schools because French has been taught in the schools the same old way for years and with the same poor results and that we cannot go along with this and music rooms may as well be provided for when it is taught they will have to otherwise have to soundproof one of the classrooms.

It was moved by Councillor Hudson, seconded by Councillor Snair:

AMENDMENT: "THAT the report of the School Capital Program Committee be referred back to the Committee".
(Amendment defeated).

Deputy Warden Nicholson asked whether the figures from the Regulations re Grants for School Construction would suffice for proof. He suggested if these

provisions were so important why was the government not more realistic in its cost sharing willingness. He said that the projection for the next five years for schools was frightening.

The Warden called for a vote on the amendment. (Amendment defeated).

The Warden called for a vote on the motion. (Motion carried).

Councillor Street requested that item #37 be dealt with next.

Councillor Tonks said that many items were left from the last session because Council adjourned before finishing these items and he felt these should have preference.

It was moved by Deputy Warden Nicholson, seconded by Councillor Daye:

"THAT a temporary borrowing resolution in an amount of \$1,000,000.00 re Sidney Stephen High School be rescinded". (Motion carried).

It was moved by Councillor Bell, seconded by Deputy Warden Nicholson:

Municipality of the County of Halifax,
Temporary Borrowing Resolution,
High School - Sackville - \$2,500,000.00

THAT WHEREAS by Section 6 of Chapter 186 of the Revised Statutes, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of the said Act and notwithstanding any of the provisions of any special or general Act of the Legislature of Nova Scotia, every municipality of a county or district shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for school purposes and erecting or purchasing or improving land for such buildings;

AND WHEREAS by Section 8 of the said the Municipal Affairs Act it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS it is deemed necessary by the Municipal Council of the Municipality of the County of Halifax to borrow a sum not exceeding Two Million Five Hundred Thousand Dollars (\$2,500,000.00) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for school purposes and erecting or purchasing or improving land for such buildings;

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the Municipal Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS it is deemed expedient to postpone the issue of such debentures and to borrow such sum, not exceeding Two Million Five Hundred Thousand Dollars

(\$2,500,000.00) as may be necessary for the purpose aforesaid from the Royal Bank of Canada at Armdale, Nova Scotia, the sum so borrowed to be repaid said Bank from the proceeds of said debentures when sold;

BE IT THEREFORE RESOLVED that the Municipality of the County of Halifax do, under and by virtue of the Municipal Affairs Act, and subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the said Municipality, a sum not exceeding Two Million Five Hundred Thousand Dollars (\$2,500,000.00) for the purposes aforesaid;

THAT under and in accordance with said The Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council thereof deems necessary to raise such sum;

THAT the issue of such debentures be postponed and that the said Municipality do, under and by virtue of the provisions of Section 148 (1) of Chapter 7 of the Acts of 1955, the Municipal Act and subject to the approval of the Minister of Municipal Affairs borrow a sum or sums of money not exceeding Two Million Five Hundred Thousand Dollars (\$2,500,000.00) from the Royal Bank of Canada at Armdale, Nova Scotia.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months with interest thereon to be paid said Bank at the rate of 7 per centum per annum and that the amount so borrowed be repaid said Bank from the proceeds of the said debentures when sold". (Motion carried).

It was moved by Deputy Warden Nicholson, seconded by Councillor Tonks:

"THAT the Board of Health be four (4) Councillors and one (1) other than Council member". (Motion carried).

The Clerk read the names of the Nominating Committee.

It was moved by Councillor Daye, seconded by Councillor Johnson:

"THAT this Report be accepted".
(Motion carried).

Mr. Hattie advised Council as to last years amendment to the Public Health Act re members of County Board of Health.

Councillor Street asked that item #37 be dealt with.

It was moved by Councillor Street, seconded by Councillor Hudson:

"THAT the reports of all Committees, including the Warden's Report, be no longer read at the Council Session". (Motion deferred).

Councillor Street said he made this motion because he felt that too much time was being used up at Council sessions with the reading of reports and pointed out that Councillors were sent these reports before Council session and had time to study them and this would allow more time for discussion.

Councillor P. Baker felt that the Warden's Report should be read; he saw no objection to having the reports read in Council.

Councillor Tonks felt that since there were five Councillors here to vote on this motion who would not be affected by this after today and since another five Councillors who would be affected are not here because they have retired as a Nominating Committee, that the motion should be tabled.

It was moved by Councillor Tonks, seconded by Deputy Warden Nicholson:

AMENDMENT: "THAT the motion be tabled".
(Amendment carried).

Council agreed to deal with items #30 and #31 next on the agenda.

The Clerk read the Joint Report of the County Planning Board and Public Works Committee re Metropolitan Home Builder's Brief.

It was moved by Councillor Bell, seconded by Councillor Gaetz:

"THAT the Joint Report of the Planning Board
and Public Works Committee be adopted". (Motion carried).

The Clerk read the Report from the Board of Management, Halifax County Hospital.

It was moved by Councillor P. Baker, seconded by Councillor Bell:

"THAT the Report of the Board of Management, of
the Halifax County Hospital be adopted".
(Motion carried).

Councillor Hussey took exception to the company who was going to install the requested sprinkler system saying that they did not give good service.

Councillor P. Baker said that although there were reports that the Hospital is a potential fire trap, he would like to point out to the uninformed that there are regular uniform fire hoses throughout the hospital, regular fire drills and a fireman on 24-hours a day because the Board is most concerned about the lack of a sprinkler system but up until the time the Hospital came under the commission there was just not money for these things but now there is the dollar a day fund and the Board is asking that a portion of this fund be used to provide this much needed sprinkler system. He said they had sought estimates from five firms and two of them tendered for the specifications they wished to provide. He said that the Board is also thinking of the fire equipment which might be converted and used from the old Ocean View Manor but regardless of this the Board, Administration, medical staff, and people in government circles are most concerned about this and he had reason to believe that the Nova Scotia Hospital Insurance Commission would contribute one third or even two thirds of this cost but so that they may begin negotiations they are asking for the amount to be allocated by this Council today. He said that the Administrator and two other Board members are present at Council today, Mr. Harpell Power, and Vice-Chairman, Mr. Murray Ritcey, and all would appreciate the approval of this Council to the request.

Councillor Tonks noted that this report did not indicate that they have removed the sprinkler system at the old Ocean View Home in Eastern Passage and he felt this should be considered since there are no bids on it; he felt it should be

taken out and installed at Halifax County Hospital but this was typical of the way they did things and referred to the Minutes of November 22nd., where Mrs. Gordon and Mrs. Livingstone moved a motion to increase the pay of board members attending meetings.

Mr. Hattie said that this would come up at budget time and be considered for the coming year by Council. Mr. Hattie also stated that the Architect advised that usually expenses involved in cutting of old pipes and removing them is more costly than buying new ones but the pumps will probably be sufficient.

Councillor Tonks did not feel that the County could afford this \$65,000.00, that they had done without this for a great number of years, and he moved that it be deleted from the report.

There was no seconder to the motion.

Councillor Baker took exception to Councillor Tonks' caustic remarks of the Board of Management saying that "this is the way they do things". He said that he was not in the chair when the motion was made re the salaries of board members, he was on the phone at the time and the motion was by no means unanimous for he had said before he did not feel board members should get anything any they would get a more dedicated Board. He pointed out that meetings last from 9:00 o'clock in the morning until 3:00 and 4:00 or later in the afternoons and the Board is a dedicated one. He pointed out that the Board members are concerned about the patients in the Hospital and if there was a fire and people died from a lack of proper sprinkler installation the "blood will not be on my hands". He said that at this time there is the money and we have the encouragement of the Provincial Government and it should be done now, that the third floor of the new building had been evacuated of patients but they were most concerned about the 70 patients still on the third floor of the old building but there was nowhere else to put them until a sprinkler system is installed.

Councillor Johnson pointed out that the Fire Marshal's report had recommended a sprinkler system and he did think it was necessary. He took exception to Councillor Tonks' remarks regarding the Board of Management and said he did not serve on that Board for the \$10.00 a day he got but this was something that was needed at the Hospital and should be provided immediately.

Councillor P. Baker, in reply to Councillor Street, said that they are still investigating the possibility of use or trade in of equipment at the old Ocean View Home in connection with the installation of the new sprinkler system and have Mr. Halse working on it and that a tender would not be awarded before being brought to Council if it was Council's wish and that any saving that resulted would be put back in the dollar a day fund but right now "we need approval of the \$65,000.00".

Councillor Snair said he was not alarmed about the fire hazard at County Hospital because there had been no sprinkler system in that hospital many years ago when there were 602 patients, some of them sleeping on double-decker beds, but he was concerned about the lack of supply of water for outside and the necessity for a fire hydrant and fire protection of the outer buildings.

Councillor P. Baker said that the outside buildings are all sprinklered and that one hydrant was installed two months ago so they only need four more.

Councillor Snair felt that it was well worth \$65,000.00 to have this system installed and commended the Board for taking this very forward step.

In reply to Councillor Snair, Councillor Baker said that the windows would be replacement ones according to Superintendent Davies.

Councillor Street asked if there were security guards at Ocean View and if this property had gone up for tender?

Mr. Hattie said it was up for tender but had not been advertised yet.

Councillor P. Baker said that the Corps of Commissionaires are on at the old Ocean View Home 16 hours a day at the cost of \$800.00 per month and there was a letter to the Finance Committee asking that this be looked into because it had already cost \$9,000.00 and he questioned whether the buildings were worth that much.

Councillor Baker and Councillor Snair requested a recorded vote.

FOR: Districts - 1, 3, 4, 5, 6, 7, 2, 10, 12, 14, 15, 16, 18, 19, 21
AGAINST: Districts - 13

It was moved by Councillor Tonks:

"THAT the Report of the Board of Management of the Halifax County Hospital be amended by deleting the amount of \$65,000.00 for the proposed sprinkler system". (No seconder).

The Clerk read a letter from Councillor Allen to Warden Settle.

Warden Settle thanked Councillor Allen for his work for this Council.

At the suggestion of Councillor Tonks, a vote of thanks was extended to the five retiring Councillors.

The only other letter under "correspondence", the Clerk reported was the request from the Department of Education to make representation today which they had already done.

In dealing with the minutes of the November session, Councillor Tonks said there was a lengthy discussion on the salvage yard for Mr. Conrad at Eastern Passage and it was moved and unanimously passed that this man be ordered to clean up his property but with the Planning Board recommending that this man be given a permit to operate a salvage yard was ignoring the wishes of this Council and he felt now was the time to reduce the staff in this department, that he was giving notice of intention to put a motion for Council to go into Committee of the Whole without staff or solicitor to deal with this matter. He said that this man, according to Councillor Daye has been doing the best he can, but this man has been doing the best he can for 15 years under oath" to set up a salvage yard. He pointed out an error which read \$450.00 in the minutes where it should have read \$400.00.

In reply to Councillor Tonks, Mr. Gallagher said that Councillor Gaetz had asked him to check on the status of Herne's Road and it was presently a C2 road listed and maintained by the Province.

Councillor Tonks referred to the \$43,000.00 claim for damage in the minutes and said this claim was due to destruction by freezing not by burning and the money was to have covered the cost of reinstallation. He said he agreed with Councillor Baker that it is not saving money not to provide homes for people, reference page 25 of the minutes and he pointed out that the items were to be reconsidered but the session adjourned before they were completed that day.

It was moved by Councillor Tonks, seconded by Councillor Street:

"THAT the minutes of November 19, 1968,
be approved, as amended". (Motion carried).

The Clerk read the Report of the County Planning Board.

It was moved by Councillor P. Baker, seconded by Councillor Hussey:

"THAT the Report of the County Planning Board
be adopted, as amended". (Motion carried).

It was moved by Councillor Hudson, seconded by Councillor Street:

AMENDMENT: "THAT the reference for a public hearing for the
application of Mrs. J. Merrin be deleted from the
Report of the County Planning Board". (Amendment carried).

In reply to question, Mr. Gough showed Council a large scale map of the property describing its location and advising that it would in essence mean rezoning one lot for a T zone and he felt that this would establish a bad precedent and on this basis the Planning staff was against it.

In reply to Councillor Tonks, Mr. Gough said that this was not a case of nonconforming use because this is now a vacant lot.

The Warden called for a vote on the amendment. (Amendment carried).

The Warden called for a vote on the motion as amended. (Motion carried).

The Clerk read the Supplementary Report of the Planning Board.

It was moved by Councillor Hussey, seconded by Councillor McCabe:

"THAT the Supplementary Report of the Planning
Board be adopted". (Motion carried).

It was moved by Councillor Hudson, seconded by Councillor Johnson:

"THAT be it resolved that notice be given in the usual
manner of intention to amend the zoning bylaw by rezoning
lands of Birchlee Court, Harrietsfield, from General
Building Zone to Mobile Park Zone (T)". (Motion carried).

It was moved by Councillor Tonks, seconded by Councillor Snair:

"THAT be it resolved that notice be given in the usual
manner of intention to amend the zoning bylaw by rezoning
lands of C. Wiseman, Fall River, from General Building Zone
to R2". (Motion carried).

The Clerk read the Report of the Public Works Committee.

It was moved by Deputy Warden Nicholson, seconded by Councillor McCabe:

"THAT the Report of the Public Works
Committee be adopted". (Motion carried).

In reply to Councillor Tonks, Mr. Hattie said that this is more or less a change of description, and Council is abandoning the original one.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor Hudson, seconded by Councillor Tonks:

"THAT WHEREAS the Municipality has caused to be expropriated certain lands of Layton Road, Spryfield;

AND WHEREAS the said lands or interest therein expropriated are no longer required by the Municipality;

BE IT RESOLVED that the said expropriation be and the same is hereby amended". (Motion carried).

ABANDONMENT OF EXPROPRIATION FOR
ROAD PURPOSES - LAYTON ROAD, SPRYFIELD

ALL that certain lot, piece or parcel of land situate lying and being in Spryfield, County of Halifax, Province of Nova Scotia, more particularly bounded and described as follows:

BEGINNING at a point on the eastern boundary of Penny Avenue at the most northerly corner of Lot #105 as shown on a plan of the LeMarchant Farm Subdivision by R. W. McKenzie and dated August 30, 1918;

THENCE easterly along the northern boundary of Lots 105, 106, 107, of the said subdivision two hundred feet (200') to the northeastern angle of Lot #107 and the northwesterly angle of Lot #108;

THENCE northeasterly along the northern boundary of Lots 103, 109, and 78 of the said subdivision a distance of two hundred seven and four tenths feet (207.4'+) more or less to the most northerly angle of Lot #78 and the northwestern angle of Lot #77;

THENCE easterly along the northern boundary of Lots 77 and 76 in the said subdivision one hundred feet (100') to a point on the western boundary of a fifty foot (50') right of way shown as Hillside Road in the said subdivision;

THENCE easterly and at right angle to the boundaries of the said Hillside Road fifty feet more or less (50'+) to the northwesterly angle of Lot #69 in the said subdivision;

THENCE easterly along the northern boundaries of Lots 69, 68, 44, 45, two hundred feet (200') to a point on the western boundary of Mayor Avenue at the northeastern angle of Lot #45;

THENCE northerly and at right angles to the northern boundary of Lot #45 fifty feet (50') to the southeastern angle of Lot #46;

THENCE westerly and parallel to the northern boundary of the aforementioned Lots 69, 68, 44, 45 along the southern boundary of Lots 46, 47, 67 and 66 two hundred feet (200') to a point on the eastern boundary of the aforementioned Hillside Road, at the southeastern angle of Lot #66;

Con't Layton Road Abandonment

THENCE westerly and at right angles to the boundaries of said Hillside Road, fifty feet (50') to the southeastern angle of Lot #79;

THENCE westerly along the southern boundary of Lot #79 one hundred feet (100') to the most southerly angle of Lot #91;

THENCE westerly fifty feet (50') more or less to the southeasterly angle of Lot #116;

THENCE southwesterly and westerly along the southern boundary of Lot #116, 115, 114 one hundred ninety-four feet more or less (194⁺) to the southeasterly angle of Lot #113;

THENCE westerly along the southern boundary of Lots #113, 110, one hundred fifty feet (150') to a point on the eastern boundary of Penny Avenue at the southwestern angle of Lot #110;

THENCE southerly along the eastern boundary of Penny Avenue fifty feet (50') to the PLACE OF BEGINNING;

ALL the said above described piece or parcel of land being more particularly shown outlined in red on a plan of road improvement showing Trelyn Road, Layton Road, and a portion of Mayor Avenue drawn by Allen V. Ingarfield, P.L.S., and dated the 15th day of December, 1967. (Motion carried).

It was moved by Councillor Snair, seconded by Councillor Hussey:

"THAT WHEREAS the Municipality has caused to be expropriated certain lands of Trelyn Road, Spryfield;

AND WHEREAS the said lands or interest therein expropriated are no longer required by the Municipality;

BE IT RESOLVED that the said expropriation be and the same is hereby amended". (Motion carried).

ABANDONMENT OF EXPROPRIATION FOR
ROAD PURPOSES - TRELYN ROAD, SPRYFIELD

ALL that certain lot, piece or parcel of land situate lying and being in Spryfield, County of Halifax, Province of Nova Scotia, more particularly bounded and described as follows:

BEGINNING at a point on the southern boundary of lands now or formerly owned by Isabella Ferguson at the northeast angle of Lot #120 as shown on a plan of the Lefmarchant Farm Subdivision by R. W. McKenzie, dated August 30, 1918;

THENCE southerly along the eastern boundary of lots 120, 119, 118, 117, and 116 a distance of three hundred twenty (320') feet more or less to the southeastern angle of Lot #116;

THENCE easterly fifty feet more or less (50'+) to the most southerly angle of Lot #91;

THENCE northerly along the western boundary of Lots 91, 90, 89, 88, and 87 a distance of three hundred thirty feet more or less (330'+) to a point on the southern boundary of lands now or formerly owned by Isabella Ferguson and being the northwesterly angle of Lot #87;

THENCE westerly along the southern boundary of lands now or formerly owned by Isabella Ferguson fifty feet more or less (50'+) to the PLACE OF BEGINNING;

ALL the said above described piece or parcel of land being more particularly shown outlined in red on a plan of road improvement showing Trelyn Road, Layten Road, and a portion of Mayor Avenue drawn by Allen V. Ingarfield, P.L.S., and dated the 15th day of December, 1967. (Motion carried).

Tuesday, December 17, 1968

It was moved by Councillor Snair, seconded by Councillor Hussey:

"WHAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road through a portion of Spryfield;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits of maintaining the same at all time in good condition and shall have access to the said lands at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below."

EXPROPRIATION FOR ROAD PURPOSES

LAYTON ROAD, SPRYFIELD

ALL that certain lot, piece or parcel of land situate lying and being in Spryfield in the County of Halifax, Province of Nova Scotia, more particularly described and bounded as follows;

BEGINNING at a point on the eastern boundary of Penny Avenue at the northwest corner of Lot 105 as shown on a plan of the Lelarchant Farm Subdivision by R. W. McKenzie dated August 30, 1918;

THENCE easterly along the northern boundary of Lots 105, 106, and 107 and the prolongation thereof two hundred twenty-five feet more or less (225'±) to a point;

THENCE northeasterly parallel to and eighteen feet (18') perpendicular from the northern boundary of Lots 108, 109, and 78 a distance of two hundred eight feet more or less (208'±) to a point on the northern boundary of Lot 77;

THENCE easterly along the northern boundary of Lots 77, 76, in the said subdivision seventy-four feet more or less (74'±) to the western boundary of a fifty foot (50') right of way shown as Hillside Road;

THENCE easterly and at a right angle to the boundary of said Hillside Road fifty feet more or less (50'±) to the northwesterly angle of Lot 69;

THENCE easterly along the northern boundaries of Lots 69 and 68 a distance of one hundred feet more or less (100'±) to the northwest angle of Lot 44;

Layton Road -- Page 2

THENCE northerly at right angle to the northern boundary of Lot 44 fifty feet (50') to the southwesterly angle of Lot 47;

THENCE westerly and parallel to the northern boundaries of the aforementioned Lots 68, 69, 76, and 77 one hundred feet (100') to a point on the eastern boundary of the aforementioned Hillside Road at the southwestern angle of Lot 66;

THENCE westerly and at a right angle to the boundaries of the said Hillside Road fifty feet (50') to the southeastern angle of Lot 79;

THENCE westerly along the southern boundary of Lot 79 one hundred feet (100') to the most southerly angle of Lot 91;

THENCE westerly fifty feet more or less (50'±) to a point on the western boundary of Trelyn Road;

THENCE westerly parallel to and eighteen feet (18') perpendicular distance from the southern boundaries of Lots 116, 115 and 114 one hundred and forty-seven feet more or less (147'±) to a point on the prolongation eastward of the southern boundaries of Lots 114, 113 and 110;

THENCE westerly along the southern boundaries of Lots 114, 113, and 110 and the prolongation thereof two hundred eight feet more or less (208'±) to the eastern boundary of Penny Avenue;

THENCE southerly along the eastern boundary of Penny Avenue fifty feet (50') to the PLACE OF BEGINNING.

ALL the said above described piece or parcel of land being more particularly shown outlined in red on a plan of road improvement showing Trelyn Road, Layton Road and a portion of Payer Avenue drawn by Allen J. Ingarfield, P.L.S., and dated the 15th day of December, 1967. (Motion carried).

December Council Session

Tuesday, December 17, 1968

It was moved by Councillor McCabe, seconded by Councillor Tonks:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road through a portion of Spryfield;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for maintaining the same at all time in good condition and shall have access to the said lands at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below."

EXPROPRIATION FOR ROAD PURPOSES

TRELYN ROAD, SPRYFIELD

ALL that certain, lot, piece or parcel of land situate lying and being in Spryfield in the County of Halifax, Province of Nova Scotia, more particularly bounded and described as follows;

BEGINNING at an iron pin at the northern angle of Lot 118 as shown on a plan of the LeMarchant Farm Subdivision by R. W. McKenzie dated August 30, 1918;

THEREFORE southerly along the eastern boundary of Lots 118, 117, 116 and the prolongation thereof a distance of three hundred thirty-eight feet more or less (338'+) to a point;

THENCE easterly fifty feet more or less (50'+) to the most southerly angle of Lot 91;

THENCE northerly along the western boundary of Lots 91, 90, and 89 a distance of two hundred ten feet more or less (210'+) to the north-west angle of lot 89;

THENCE westerly a distance of fifty feet (50') to the PLACE OF BEGINNING.

ALL the said above described piece or parcel of land being more particularly shown outlined in red on a plan of road improvement showing Trelyn Road, layton Road and a portion of Mayor Avenue drawn by Allen V. Ingarfield, P.L.S., and dated the 15th day of December, 1967. (Motion carried).

Tuesday, December 17, 1968

It was moved by Councillor Tonks, seconded by Councillor Johnson:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road through a portion of Hammond's Plains;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for maintaining the same at all time in good condition, and shall have access to the said lands at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below."

EXPROPRIATION FOR ROAD PURPOSES

COX LAKE ROAD

HAMMOND'S PLAINS

ALL that certain lot, piece or parcel of land situate, lying and being at Hammond's Plains in the County of Halifax, Province of Nova Scotia, commonly known as Cox Lake Road and being more particularly bounded and described as follows;

BEGINNING at an iron pin at the southeast angle of a lot of land now or formerly owned by one Mitchell and the northeast angle of a lot of land now or formerly owned by one Nagle;

THENCE south fourteen degrees forty-six minutes west (S14°46'W) along Nagle's eastern boundary one hundred ninety feet (190') to a wooden stake at the northeast angle of a lot of land now or formerly owned by one Saulnier;

THENCE south forty-seven degrees twenty minutes west (S47°20'W) along Saulnier's eastern boundary one hundred nine feet (109') to an iron pin at the northeast angle of a lot of land now or formerly owned by one Willman;

THENCE south fifty-one degrees fifteen minutes west (S51°15'W) along Willman's eastern boundary and the prolongation thereof three hundred twenty-four feet more or less (324'±) to the beginning of a curve radius fifty-two feet (52');

Cox Lake Road -- Page 2

THENCE continuing along the arc of said curve fifty-four and five tenths feet more or less ($54.5\frac{1}{2}$) to a point fifty-two feet (52') from the beginning of said curve bearing south eighty-one degrees fifteen minutes west ($S81^{\circ}15'W$) said point being the beginning of a second curve of radius fifty-two feet (52');

THENCE continuing along the arc of said second curve two hundred seventeen and nine tenths feet ($217.9'$) to a point; said point being ninety and one tenth feet ($90.1'$) from the beginning of the curve on a bearing south eight degrees forty-five minutes east ($S08^{\circ}45'E$) therefrom;

THENCE north fifty-one degrees fifteen minutes east ($N51^{\circ}15'E$) four hundred twelve feet (412') to a point, being parallel to and fifty feet (50') perpendicular distance from the eastern boundary of the aforementioned Willman;

THENCE north forty-seven degrees twenty minutes east ($N47^{\circ}20'E$) one hundred thirty-two feet (132') to a point;

THENCE north fourteen degrees forty-six minutes east ($N14^{\circ}46'E$) two hundred fifteen feet (215') to a point;

THENCE north twelve degrees fourteen minutes west ($N12^{\circ}14'W$) one hundred twenty-two feet (122') to a point;

THENCE north eight degrees fourteen minutes west ($N08^{\circ}14'W$) one hundred two feet (102') to a point;

THENCE north three degrees forty-six minutes east ($N03^{\circ}46'E$) ninety-five feet (95') to a point;

THENCE north six degrees fourteen minutes west ($N06^{\circ}14'W$) three hundred thirty-five feet ($335\frac{1}{2}$) more or less to the southern boundary of the Old Yankeetown Road;

THENCE westerly along the southern boundary of the Old Yankeetown Road to the northeast angle of lands of one L. E. Rooke;

THENCE south six degrees fourteen minutes east ($S06^{\circ}14'E$) along Rooke's eastern boundary three hundred thirty feet more or less ($330\frac{1}{2}$) to a point on the prolongation of the northern boundary of lands now or formerly owned by one Stacey and eight feet (8') perpendicular distance therefrom;

THENCE south three degrees forty-six minutes west ($S03^{\circ}46'W$) parallel to Stacey's eastern boundary one hundred seven feet more or less ($107\frac{1}{2}$) to a point;

December Council Session

Tuesday, December 17, 1968

THENCE south eight degrees fourteen minutes east (S08°14'E) parallel to and eight feet (8') perpendicular distance from the eastern boundary of a lot of land now or formerly owned by one Organ one hundred twelve feet more or less (112'±) to a point;

THENCE south twelve degrees fourteen minutes east (S12°14'E) one hundred three feet more or less (103'±) to the PLACE OF BEGINNING.

ALL the said above described piece or parcel of land being more particularly shown outlined in red on a plan of road improvement showing Cox Lake Road, Hammond's Plains, drawn by Allen Ingarfield, P.L.S., and dated the 10th day of July, 1968. (Motion carried).

It was moved by Councillor Bell, seconded by Deputy Warden Nicholson:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of constructing a road through a portion of Fairview;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for maintaining the same at all times in good condition and shall have access to the said lands at all times by its servants, employees, workmen, and agents and that the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below."

EXPROPRIATION FOR ROAD PURPOSES

EXTENSION OF CORONATION AVENUE WEST OF DUNBRACK STREET TO

THE NOVA SCOTIA LIGHT & POWER RIGHT OF WAY

ALL that certain lot, piece or parcel of land situate lying and being on the western side of Dunbrack Street in the County of Halifax, Province of Nova Scotia, said lot being shown on a plan dated the 26th day of April, A. D. 1966, by J. F. Thompson, N.S.L.S., said lot being more particularly described as follows;

BEGINNING at an iron pin set on the western boundary of Dunbrack Street, said pin also marking the northeast angle of lands of the Municipality of the County of Halifax;

THENCE by the magnet of the year 1966 south eighty degrees thirty minutes west ($S80^{\circ}30'W$) a distance of seven hundred eighty-five and nine tenths feet more or less ($785.9'_{\pm}$) or to the eastern boundary of the Nova Scotia Light and Power right of way;

THENCE north nine degrees twenty-four minutes west ($N09^{\circ}24'W$) along the eastern boundary of said Nova Scotia Light and Power right of way a distance of sixty-six and zero tenths feet more or less ($66.0'_{\pm}$) to a point;

. 2

Extension of Coronation Avenue -- Page 2

THENCE north eighty degrees thirty minutes east (N80°30'E) a distance of seven hundred eighty-five and nine tenths feet more or less (785.9'±) or to the western boundary of Dunbrack Street;

THENCE south nine degrees thirty minutes east (S09°30'E) along the western boundary of Dunbrack Street a distance of sixty-six and zero tenths feet more or less (66.0'±) to the PLACE OF BEGINNING. (Motion carried).

December Council Session

Tuesday, December 17, 1968

It was moved by Councillor Hussey, seconded by Councillor McCabe:

"THAT WHEREAS the Council is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a drainage easement through a portion of Jollimore, Halifax County;

AND WHEREAS the Council is of the opinion that no agreement can be made for the purchase thereof;

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits for maintaining the same at all times by its servants, employees, workmen, and agents and the compensation for the said rights to the land be \$1.00;

AND BE IT RESOLVED FURTHER that the lands to be affected by these rights are as below."

EXPROPRIATION FOR DRAINAGE PURPOSES

TEN-FOOT WIDE EASEMENT REQUIRED

FROM FORWARD AVENUE TO ROCKCLIFFE SUBDIVISION

ALL that certain lot, piece or parcel of land situate, lying and being at Jollimore in the County of Halifax, Province of Nova Scotia, said lot being shown on a plan entitled "Existing Private Right-Of-Way, Forward Avenue, Jollimore" prepared by J. F. Thompson, N.S.L.S., revised November 28, A.D. 1968. Said lot being more particularly described as follows;

COMMENCING at a point marking the intersection of the eastern side line of Lot #1 with the southern side line of the new right-of-way (Forward Avenue);

THENCE by the magnet of the year 1965 north eighty-three degrees fifty-four minutes east (N83°54'E) a distance of fifteen point zero feet more or less (15.0'±) to the PLACE OF BEGINNING;

THENCE along the last named bearing north eighty-three degrees fifty-four minutes east (N83°54'E) a distance of ten point zero feet more or less (10.0'±) to a point;

THENCE south zero zero degrees ten minutes east (S00°10'E) a distance of eighty-one feet more or less (81'±) to a point;

THENCE south sixty-two degrees zero zero minutes west (S62°00'W) a distance of eleven and five tenths feet more or less (11.5'±) to a point;

THENCE north zero zero degrees ten minutes west (N00°10'W) a distance of eighty-five feet more or less (85'±) to the PLACE OF BEGINNING.
(Motion carried).

It was moved by Councillor Bell, seconded by Councillor Allen:

"THAT WHEREAS the Municipality has caused to be expropriated certain lands of E. L. Rafuse in Fairview;

AND WHEREAS the said lands or interest therein expropriated are no longer required by the Municipality;

BE IT RESOLVED that the said expropriation be and the same is hereby amended".
(Motion carried).

RIGHT-OF-WAY FROM THE COUNTY OF HALIFAX

IN FAVOUR OF E. L. RAFUSE

ALL that certain lot, piece, or parcel of land situate, lying and being in Fairview in the County of Halifax, Province of Nova Scotia, bounded and more particularly described as follows:

BEGINNING at the northwest corner of a lot of land now or formerly owned by one Earle L. and Evelyn R. Rafuse.

THENCE south seventy-eight degrees, zero minutes west ($78^{\circ}00'W$) a distance of fifteen feet (15').

AND THENCE north twelve degrees, zero minutes west ($12^{\circ}00'W$) a distance of one hundred seventy-two and two-tenths feet (172.2') to the south boundary of an existing sixty foot (60') right-of-way now or formerly called Vimy Avenue.

THENCE north seventy-eight degrees, forty-six minutes east ($78^{\circ}46'E$) along the south boundary of the above-mentioned Vimy Avenue, a distance of fifteen feet (15').

THENCE south twelve degrees, zero minutes east ($12^{\circ}00'E$) along the west boundary of a lot of land now or formerly owned by one George Boston and a prolongation thereof, a distance of one hundred and seventy-two feet (172') to the place of beginning.

ALL of the above description, lot, piece or parcel of land being more particularly shown outlined in red on a plan drawn by D. V. Purcell, M.S.L.S. and dated October 4, 1968. (Motion carried).

In reply to Councillor Bell, Solicitor Mann said that when a right-of-way is granted to anyone it cannot be taken away and anyone who goes on that land would be trespassing.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor Allen, seconded by Deputy Warden Nicholson:

"THAT the Report of the Halifax-Dartmouth and County Regional Planning Commission be deferred until the January Session of Council". (Motion carried).

The Clerk read the Report of the Finance and Executive Committee.

It was moved by Councillor Hussey, seconded by Councillor Bell:

"THAT the Report of the Finance and Executive Committee be adopted". (Motion carried).

In reply to Councillor Butler, Mr. Hattie said he believed the Christmas holidays, as laid down in the Report, were consistent with the union agreement.

Councillor Baker said that apparently some municipalities "think we are Santa Claus", that he was not casting reflections on the Finance and Executive Committee but he referred to the Lieutenant Governor Warrant Cases at the Halifax County Hospital and said that Mr. McMahon said he was not clear on procedures. He said that according to the Municipal Act, Section 27, that since January 1966 the Governor Warrant Cases were the responsibility of the Municipalities, these were people who were adjudged not fit to stand trial by psychiatrists and, subsequently, landed at Halifax County Hospital, that many of them had recovered over the years and had the Warrant lifted and returned to the community but there were presently 14 of them at County Hospital, 7 of which belonged to other municipalities, including Antigonish since 1962, Guysborough since 1966, Dartmouth since 1963, etc., and recently there were two press releases regarding the attitude of the City of Dartmouth saying that they would not pay the \$9,000.00 owed to the hospital for this care so the Board of Management wrote to them and received a reply from Mr. Moir, the Clerk, which said that they were not going to pay this amount until after the report from the Royal Commission was available. He said that the same applies to the Indian patients at a cost of around \$35,000.00 and to the DVA patients who the Commission agreed to pick up the tab for, but the Governor Warrant cases make up a figure something like \$200,000.00 and here in Halifax County we need new schools and a sprinkler system for the Hospital; that these municipalities have not seen fit to provide institutions for these patients of theirs and expect Halifax County to look after them with the highest level of care, take all the criticism and abuse, and have the taxpayers of Halifax County underwrite their cost in addition. He said that these figures may not be correct that Mr. McMahon did not know but he felt that we should find out immediately and take action especially since this provision was already in the legislation.

Councillor Daye said he did not feel that this County should be responsible for the \$35,000.00 for Indian patients but what was to become of them if it was not paid.

Mr. Hattie said that there was word from the Department of Indian Affairs that there would be something in from them of December 28th.

Councillor Baker said that these patients are unfortunately incapacitated and the other municipalities take the attitude that the Commission is paying for the rest they should be paying for these too; that the municipalities and Union of Municipalities have already made representations to the Royal Commission but he felt there should be an account taken now of where we stand and also make representation to the Commission.

Councillor Giles said it appears that the higher forms of government are shirking their responsibilities, that the Board has had to threaten to them the Indian patients out on the street in order to get the Department of Indian Affairs to pay their maintenance and perhaps it is a case of having to be cruel to some in order to help many. He felt that the County must be adamant about this, that they were just "playing on our human nature", and saying "as long as they are suckers let them go ahead". He agreed with Councillor Baker and felt that the County is being used as "a patsy".

Councillor Tonks asked how long it took to advise an applicant whether they received relief from taxes, that a person in his district had received relief from taxes last October and had not been informed as yet.

Mr. Hattie said the letters usually went out after each Council session and he would attend to it.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor P. Baker, seconded by Councillor Hussey:

"THAT the Finance and Executive Committee be asked to look into the matter of accounts receivable on behalf of Indians, DVA, and Governor Warrant Patients at the Halifax County Hospital and take necessary action to collect these accounts". (Motion carried).

It was moved by Councillor Giles, seconded by Councillor Hussey:

"THAT offices of the Municipality of the County of Halifax be closed during the Holiday Season from: 12:30 p.m., December 24, 1968, to 8:30 a.m., December 27, 1968, and from: 5:00 p.m., December 31, 1968, to 8:30 a.m., January 2, 1969". (Motion carried).

The Clerk read the Supplementary Report of the Finance and Executive Committee.

It was moved by Councillor Allen, seconded by Councillor Bell:

"THAT the Supplementary Report of the Finance and Executive Committee be adopted". (Motion carried).

Councillor Hudson felt there should be an adjustment in kennel licenses.

Councillor Hussey said that 95% of the people in his district were against poll tax.

It was moved by Councillor Hussey:

"THAT poll tax be deleted".
(No seconder).

Councillor Giles agreed that there should be no poll tax, that there was not poll tax in British Columbia and Ontario, the richer provinces, and out of the 10 provinces only two have poll tax, Nova Scotia and Quebec, and rural Quebec has just as much poverty as any part of Nova Scotia. He felt that we had to be more progressive in order to keep up with the times and that this was double taxation and he felt it most unjust.

Mr. Hattie said it was difficult and expensive to collect poll tax but it was a resource of \$114,000.00 per year and it had been recommended in the Provincial-Municipal Study on Revenue and Expenditures again last year.

Councillor Daye felt that single people should be able to afford \$30.00 a year and especially people in apartments who had no other taxes to pay. He felt they were getting good value for their money especially those who were getting otherwise free education for four or five (4 or 5) or more children for \$30.00 a year.

Solicitor Mann said that everybody agrees that poll tax is difficult to collect and questions the justness of it but the Municipal Act provides for the levying of poll tax in municipalities in Nova Scotia and it must be levied under the Act.

Councillor McCabe said he would be in favour with doing away with it if some of the experts would come up with some way to replace the revenue but he felt that \$30.00 was not an undue hardship on young people.

In reply to question, Warden Settle said that the amount of \$30.00 was used so it would not conflict with the other two municipalities.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor Tonks, seconded by Councillor Giles:

"THAT the matter of poll tax and the amount of it be referred to the Finance and Executive Committee for study, report and recommendation".
(Motion carried).

It was moved by Councillor Tonks, seconded by Councillor Giles:

"THAT Council make representation to the Province of Nova Scotia and request the Province to amend the Assessment Act so that the levying of a Poll Tax is not required". (Motion withdrawn).

It was moved by Councillor Tonks, seconded by Councillor Giles:

"THAT BE IT RESOLVED that this Council levy a Poll Tax and a Poll Tax is hereby levied for the year 1969 pursuant to the provisions of Section 6 of the Assessment Act of Nova Scotia upon all male and female persons taxable under the provisions of said Section 6;

AND BE IT RESOLVED that the amount of the Poll Tax be \$30.00 on male and \$50.00 on females and shall be due on the 1st day of January, A.D., 1969;

AND BE IT FURTHER RESOLVED that interest at the rate of 7 percent shall be charged on all Poll Taxes owing after the 31st day of March, A.D., 1969;

AND BE IT FURTHER RESOLVED that persons assessed on real or personal property or on both shall pay that amount of Poll Tax which, together with their rates on property for the year 1969, equals the maximum Poll fixed above;

AND BE IT FURTHER RESOLVED that a person whose total income of every kind and from every source during the year 1969 was less than \$1,000.00 shall be exempt from payment of Poll Tax". (Motion carried).

It was moved by Councillor Allen, seconded by Deputy Warden Nicholson:

"THAT Council concur in borrowing the amount of \$300,000.00 from the Nova Scotia Trust Company at an interest rate of 6 3/4 per cent for a period of 90 days". (Motion carried).

It was moved by Councillor Tonks, seconded by Deputy Warden Nicholson:

"THAT the dog license fees for 1969 be the same as for 1968". (Motion carried).

The Clerk read the Report of the Nominating Committee.

It was moved by Councillor P. Baker, seconded by Councillor Isenor:

"THAT the Report of the Nominating Committee be adopted". (Motion carried).

In reply to Councillor Hussey, Councillor Tonks said he believed it was an order of the Board of Public Utilities that five (5) Councillors would retire from County Council when annexation took place on January 1, 1969. Warden Settle said that was right.

It was moved by Councillor Tonks, seconded by Councillor Giles:

"THAT the Council meet in Committee of the Whole without staff or Solicitor to discuss the possible reductions of staff after annexation". (Motion deferred).

It was moved by Councillor Hudson, seconded by Councillor Hussey:

AMENDMENT:

"THAT this motion be deferred until the January Session of Council". (Motion carried).

Deputy Warden Nicholson said that the people in his district were very perturbed with the new highway which comes into the Industrial Park and that the right-angled curve was very difficult for large trucks to negotiate.

It was moved by Deputy Warden Nicholson, seconded by Councillor Tonks:

"THAT this Council send a request to the Minister of Highways and ask for consideration for a merging road from Highway #3 and Highway #103 at the Beechville road". (Motion carried).

It was moved by Councillor Johnson, seconded by Councillor Tonks:

"THAT the Department of Highways be requested to have a car removed from the highway right-of-way on Johnson Road, North Preston". (Motion carried).

Councillor Daye moved a vote of thanks for the five (5) Councillors who were retiring and said it had been a pleasure to serve with them. This was seconded by a round of applause from Council.

Councillor P. Baker wished Councillor Allen good luck in his duties as Alderman of the new City. He said that although they had had arguments in the past, this was just the way of solving problems and he knew Mr. Allen would make a real contribution to City Council and would be a credit to the people of Halifax County.

Councillor Bell, Councillor Butler, and Councillor Mussey also thanked Council for its' co-operation through their terms of office as Councillors.

It was moved by Councillor Allen, seconded by Councillor Tonks:

"THAT Council adjourn".
(Motion carried).

Council closed with the singing of "God Save the Queen".

M I N U T E S

of the

S E C O N D Y E A R M E E T I N G S

of the

T H I R T Y - S I X T H C O U N C I L

of the

MUNICIPALITY OF THE COUNTY
OF HALIFAX

JANUARY COUNCIL SESSION
TUESDAY, JANUARY 21, 1969

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MEMORANDUM FOR THE DIRECTOR
OF THE BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

DATE: 10/15/54

TO: SAC, NEW YORK

FROM: SAC, NEW YORK

RE: [Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

MINUTES OF THE JANUARY SESSION OF THE SECOND
YEAR COUNCIL OF THE THIRTY-SIXTH COUNCIL OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX.

The monthly session of County Council convened at 10:00 a.m., Tuesday, January 21, 1969, with Warden I. Settle presiding.

Following the Lord's Prayer, the Clerk called the Roll.

Council agreed to deal with the Public Hearings first on the agenda.

The Clerk introduced the Public Hearing at Harrietsfield which he reported was advertised in the local paper as required under the Town Planning Act and there had been no written communications received either for or against the proposed rezoning. The Clerk read the section of the Planning Board Report dealing with this matter and Mr. Gough illustrated the area by means of a large skematic drawing.

Mr. Burchell spoke on behalf of the property owners saying that this land contained 44 acres and until a few years ago it was general building and then zoned mobile park when there was plans of establishing a Trailer Park but with all the delays when it was finally approved they could not get any trailers to move in at that time so it was decided to go back to general building, and there again by the time the approval was granted, there was a mortgage slump and no mortgage money available so the owners are now coming back again to seek approval for a T zone. He pointed out that the land was back off the highway and set up for a Trailer Park and he submitted it was suitable for a Park and asked Council to approve it.

Councillor Colin Baker said he checked with the people of Harrietsfield and they had no objection to this rezoning.

Mr. Gough explained that the property is on the main Harrietsfield road, that there are stables operated in the area and Maritime Telegraph and Telephone has a building there, that there is sewage bed which was installed when it was contemplated to have a Trailer Park there before.

In reply to Councillor Tonks, Mr. Burchell said there could be approximately 40 trailers parked there in the first phase and that the property would be terraced.

Mr. Gough advised that a lot for a Trailer Park must consist of 2,400 square feet and under good conditions this would be about 10 to the acre, but this property was formerly a gravel pit and the natural terrain is not the best for putting the maximum number of trailers per acre.

It was moved by Councillor C. Baker, seconded by Councillor Gaetz:

"THAT the Zoning Bylaw be and the same is hereby amended by rezoning the "Birchlee Court" property so called, at Harrietsfield, from General Building Zone to Mobile Home Park (T) Zone". (Motion carried).

The Clerk introduced the Public Hearing for a proposed zone change in Fall River advising that the Hearings had been duly advertised as required and no written communications were received either for or against the proposal. Mr. Gough

illustrated the area with a large scale map, explaining that the other homes were single family dwelling and there were two mobile homes in the area, one of which the County is taking action against. He said that a petition had been brought in signed by residents but it was brought to the meeting of the County Planning Board and did not accompany the application.

Mr. Wiseman came before Council and said he was not the owner but appeared as spokesman for the residents who got up a petition which was signed by roughly 80% of the residents who chipped in and paid for the advertisement, etc., because "we believe this rezoning would add to the value of our properties".

It was moved by Councillor Hudson, seconded by Councillor Snair:

"THAT the Zoning Bylaw be and the same is hereby amended by rezoning land of G. Wiseman, at Fall River, from General Building Zone to R-2 Zone (Two Family Dwelling)". (Motion defeated).

Councillor C. Baker said there was a counter-petition in favour of this trailer.

Mr. Gough said that they provided the petition to the Planning Board but it is not pertaining to this one.

Councillor Daye made an appeal for the trailer owner who he said bought the land in good faith and came to the Council in good faith for approval to use the lot to park the trailer on. He did not think it was fair to refuse this application with the great scarcity of lots available especially when she could have put the trailer on the lot without asking permission from anyone as other people do.

In reply to Councillor Giles, Mr. Gough said that of the two trailers, one would be removed if so directed by the courts and the other would be there on a nonconforming basis.

In reply to Councillor Tonks, Mr. Gough said the trailer is 100 feet off the road and he did not know how long it had been there and to his knowledge it had nothing to do with the Welfare Department.

Councillor Tonks observed that some people can go ahead and do what they like in this County while others have to conform or come before the courts.

Councillor Hudson refuted Councillor Daye's claim, saying that the lady did not buy the property in good faith, that she knew of the zoning when she bought it. That in the case of the other trailer, Mr. Granby who had lived there for 45-50 years had to tear down his old house which was beyond repairs due to orders from the doctor because of his wife's illness and he asked the people of the area what their thought was if he replaced the old house with a trailer and the people of the community were happy to agree because Mr. and Mrs. Granby were long time residents and had brought up their children there.

Councillor P. Baker contended that one could live in a place for 100 years but this did not give you the authority to go against the law or bylaw. He said there were many people in his area who would like to get out of their shacks and

move into a trailer, but if it's the law, it's the law whether you are young or old or sick or well or rich or paupers.

Councillor Hudson asked who would initiate action against the people in this case when the people in the community wanted them there. She pointed out that the Planning Board had not taken action and there are hundreds of these non-conforming situations in the County.

Councillor P. Baker agreed that this was true because the Inspectors are closing their eyes despite the regulations in some cases.

Deputy Warden Nicholson pointed out that there is no question about a trailer in this Public Hearing it is a proposed zone change.

Councillor Tonks said it appeared to him that this was being proposed to stop other people from putting in another trailer and the people are asking Council to legislate against a certain individual. He said "we did not even allow a hearing and this should be kept in mind here".

Councillor Hudson pointed out that the proposed rezoning would not affect the position of this trailer already there.

Solicitor Cox ruled that since no written objections were received two days before the hearing a majority vote would be sufficient for the Hearing.

Warden Settle declared the motion defeated.

It was moved by Councillor Hudson:

"THAT the matter of rezoning the Wiseman property be re-considered".

Councillor Hudson asked that this matter be re-considered since the people of the community wanted the rezoning, she did not see how this Council was justified in refusing it.

Mr. Hattie read a letter from the Municipal School Board. It was agreed by Council that this letter be filed.

Mr. Hattie read a letter from the Minister of Highways re drainage problem in Eastern Passage.

Councillor Tonks said that Mr. Gallagher has been down and done considerable work investigating the problem because it was the impression that the pond was higher than the ditches, but this was not found to be true, the only culvert allowing the pond to drain was put there by Mr. D. MacDonald years ago and he is now in the Old People's Home and not able to maintain it. The problem is that the Department should come down and look it over and rectify it and a letter should go to them explaining the work Mr. Gallagher had done in this regard.

Councillor Gaetz said he believed that this was a matter relating to the beaches and as such would be the responsibility of the Federal Government.

Councillor Tonks pointed out that there is a radiant from up to 10 feet as a result of Mr. Gallagher's testing of the water levels.

Council agreed that a letter should be written in this regard.

Councillor Tonks asked the Solicitor whether anyone has a right to suppress correspondence addressed to this Council so that it would not be brought before Council.

Solicitor Cox said that basically there is no specific regulation that he knew of in this regard. It goes back to common law if a piece of correspondence is addressed to a specific body then it should go to them but I believe this has in the past been done with some discretion as to the things brought before Council because there is considerable advertisements that come addressed to the Council.

Councillor Tonks felt that if people send correspondence to this Council, they send in to inform the Council and in most other provinces, they have bylaws covering this and if this happens again, he would be prepared to move similar changes in the bylaws of this Council.

Deputy Warden Nicholson asked if this was something specific?

Councillor Tonks said at the moment it was just general but the next time it would be much more specific.

It was moved by Deputy Warden Nicholson, seconded by Councillor Snair:

"THAT the minutes of December 17, 1968, be approved". (Motion carried).

Councillor Snair referred to page 9 of the December minutes saying that from the minutes it looked as though the School Board did not know there were not snow-tires on the busses, but it was actually that the tenders were delayed and the suppliers were longer in supplying them than anticipated.

Councillor Tonks asked that the figure on the fifth line up from the bottom of page 16 be changed to read 15 instead of 50.

The Warden called for a vote on the motion. (Motion carried).

The Clerk read the Report of the Warden to Council.

It was moved by Councillor Tonks, seconded by Deputy Warden Nicholson:

"THAT the Report of the Warden be received". (Motion carried).

The Clerk read the Report of the County Planning Board.

It was moved by Councillor P. Baker, seconded by Councillor C. Baker:

"THAT the Report of the County Planning Board be approved". (Motion carried).

Councillor Tonks pointed out that the approval of this report would depend on the result of re-consideration of a section of the report later in the day.

The Warden called for a vote on the motion. (Motion carried).

It was moved by Councillor Moser, seconded by Councillor McCabe:

"THAT Council give notice of intention in the usual manner to approve the following undersized lots: (a) Sarah C. Johnson, Ketch Harbour; (b) Roman Catholic Episcopal Corporation, Prospect; (c) Mrs. Arthur Slaunwhite, Terence Bay". (Motion carried).

The Clerk read the Report of the Municipal School Board.

It was moved by Councillor Hudson, seconded by Deputy Warden Nicholson:

"THAT the Report of the Municipal School Board be received".

It was moved by Deputy Warden Nicholson, seconded by Councillor Tonks:

AMENDMENT

"THAT the Report of the Municipal School Board be referred to the School Capital Program Committee and the Finance and Executive Committee". (Amendment carried).

Deputy Warden Nicholson felt that this report should have further study because he felt there were certain discrepancies in it. He felt that Council may have to consider building smaller schools. He pointed out that there were no schools planned for his area which was one of the greatest for growth expected and consideration should also be given to future annexation of other parts of the County and of the money market and also of creating greater bus transportation problems.

Councillor Moser said he understood the Minister of Municipal Affairs had written a letter to all municipalities advising them to drop back on their budgets.

Mr. Hattie replied that no such letter had been received yet but that the budget did have to have the approval of the Minister.

Councillor Tonks felt it was about time someone told the Municipal School Board that this County is not the goldmine they seem to think it is and start thinking in terms of increasing the number of students per room from 30 up to 60 because this County just cannot afford to provide facilities for 30 pupils in each room. He felt that the new school should not be located on the Ross Road but in Eastern Passage where the County now owns the land and where the majority of the children lived so that there would not be need of so much bus transportation.

Councillor Hudson said she got the impression that the Municipal School

Board was getting blamed for the increase in the number of pupils. She said that the children are there and must be educated; "the School Board does not want to build all these new schools any more than anyone else but the children must be educated".

Councillor Gaetz said that many Councillors were having problems re bus transportation because some children are having to get on the bus at 7:40 a.m., and are let out of the bus at 8:10 where they have to stay out in the cold until they are allowed in the school at 8:45 and new schools must be built but the more they are centralized, the greater the transportation problem will be.

Deputy Warden Nicholson said that this Report considered only one view-point, they said for instance, 'it would be uneconomical to add to these schools'. He asked how they would know whether it is economical or not. He suggested that the larger complexes were not providing the students with any better education which was useful to them when they got out in the world, and he wondered if consideration might not have to be given to making the schools smaller and revert to the community school again.

Councillor P. Baker felt that there should be better school facilities for the children. In his area some of them have to travel 24 miles to school, because of lack of schools in his district and he suggested the relocation of the new school so that it would serve both the Shad Bay and Prospect areas.

Councillor Giles questioned whether the present schools were being used to their fullest capacity. He felt the whole matter should be studied as to overall policy and such things considered as lengthening the school day, running school 12 months of the year and doubling up on classes. He pointed out that the same school policy is being used as was back in our grandfathers time.

Councillor Gaetz felt that this Council has more or less inherited these big "fuluting" schools where former school boards approved it. He said that when Bill 56 was passed, he attended several meetings when Mr. Myers was Chairman and former Warden Burris was on the Board and they decided not to provide auditoriums in the new schools unless the people wanted it and were willing to pay for them through their district rate but they went ahead and built them all with auditoriums anyway. He did not think it was any solution to put 40 or more pupils in one room because it would be difficult to get teachers.

The Warden declared the Amendment carried.

It was moved by Deputy Warden Nicholson, seconded by Councillor Hudson:

"THAT the Report of the School Board be received, subject to the Capital Items being referred to Committees". (Motion carried).

Councillor Tonks asked why Councillors did not get the minutes until the night before the Council met? He did not feel this was sufficient time to study them.

Mr. Hattie said the minutes are sent out on Friday so that they will include all the reports up to date for the week and Finance and Executive usually is the last Committee to meet and it is usually on Friday but this week it was