

LEVY'S ROAD
HACKETT'S COVE HALIFAX COUNTY, NOVA SCOTIA

THENCE south eighteen degrees zero zero minutes west (S18°00'W) a distance of one hundred and eighty-three and five tenths feet more or less (183.5'±) to a point;

THENCE south zero four degrees forty minutes west (S04°40'W) a distance of four hundred and four feet more or less (404'±) to a point on the northern boundary of the main Highway to Peggy's Cove.

THENCE North westerly along the northern boundary of said Highway a distance of forty feet more or less (40'±) to the Place of Beginning.
(Motion carried).

The Clerk read the Report of the Municipal School Board.

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

"THAT the Report of the Municipal School Board be received".
(Motion carried).

In reply to Councillor Giles, Mr. Hattie said that school bus service for the annexed areas would be discontinued after this year. Councillor Hudson added that she believed five (5) busses were involved and these had been taken into consideration when requests were made for new busses.

Deputy Warden Nicholson said that on the last visit to the Musquodoboit Harbour High School it was noted that the students had been very industrious taking their desks apart but many of them only had bolts missing. He said he had sent for quotations from the supplier for the needed bolts and suggested that these students employ the same industrious characteristics in putting the desks back together again. He also felt that the many pieces of school furniture which is in storage in vacant buildings throughout the County should be used in furnishing the new schools because much of this furniture is in good condition, and that this would continue as long as the County kept phasing out the three and four room schools and building larger ones. He suggested that if they could not be utilized in the other schools, that the county dispose of them by giving them to church or community organizations in the County.

Mr. Perry said that they had requested larger sized desks but were using the small and medium sized ones, of which they have a surplus, to furnish the schools.

Councillor Giles pointed out that some of the older small desks were being replaced with new small desks. Mr. Perry replied that the policy of the Capital Building Committee was to furnish new schools with new furniture but if they wanted to change their policy, then these desks could

be used.

Councillor P. Baker said that there was a new Industrial Therapy Program at the County Hospital under Mr. Flock and they were looking for contracts for therapy for the patients and according to figures already received, their prices were 30-40% below the cost of tenders received. He suggested that this source of repair be utilized for the repair of school furniture.

In reply to Councillor Isenor, Mr. Perry said that the dictation labs were not approved by the Department of Education for the Middle Musquodoboit High School because there was a small Business Education Department and they felt that recorders were sufficient and only approved the labs for multi-use with larger departments.

Councillor Isenor asked the School Board for transportation for a group of small children having to travel a mile through heavily wooded area to school on the Old Guysboro Road where the parents are afraid of wildcats being a danger to the children travelling this road. He said that this was an exceptional case because there could not be more than three or four such stretches of uninhabited road in the County.

Councillor Hudson said that this had been considered by the Board and it was a case where the family just moved into an isolated area recently and expected the school bus to pick up the children at the door. She said there were many such cases in the County and there should be some restriction on people moving into these isolated areas because it could become a very expensive project for the County in providing bus transportation.

Several other Councillors told of similar cases in their districts but most felt that although sympathetic to the children, that the cost was prohibitive in providing such transportation.

Deputy Warden Nicholson suggested a method of school transportation whereby the transportation distance be reduced to one mile or less and the children pay a small token toward the cost and the County subsidize the remainder. Mr. Perry advised that the Department of Education would deduct any such income from their overall cost and only share in the remainder.

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

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

"THAT Council adjourn until
2:00 p.m.". (Motion carried).

AFTERNOON SESSION

The afternoon session of Council convened at 2:00 p.m., with Warden Settle presiding.

The Clerk called the roll.

Warden Settle presented a report for the Nominating Committee.

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

"THAT the appointment of Nominating Committee by the Warden be accepted".
(Motion carried).

Councillor P. Baker brought to the attention of Council the neglected state of the mass graveyard at Sandy Cove where 562 victims of the White Star Line were buried, he felt that this should be cleaned up and preserved by the appropriate person.

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

"THAT representation be made to the Historical Sites with regard to the lack of care re graves of the survivors of the sea disaster at Sandy Cove, Terence Bay". (Motion carried).

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

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

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

Replying to Councillor Daye, Deputy Warden Nicholson said that the Committee was not recommending definite proposals at the present time because there needed to be more detailed investigation from many points of view, where these should be located, how many, etc. He said he was concerned in having several bus garages and spreading staff and parts over several units. He was also concerned about building schools with sewage disposal systems which had to be replaced after a short time when additions were added to the original school.

Councillor Gaetz asked whether they were going to continue to use the garage at Sheet Harbour and whether there was not a possibility of the rental increasing and making it more economical to build one for the County.

Deputy Warden Nicholson, in reply to several questions said: (1) he felt major repairs should be done in one central location. (2) Mr. Halse, the Municipal Architect, had investigated the leak in the Musquodoboit Harbour

School roof and it had been rectified and no damage was done. (3) that he, Warden Settle, and Mr. Bensted, had met with the Minister of Education and the Minister of Housing yesterday and they were still negotiating on the price of the land for the school in Sackville and were not satisfied with the price quoted.

Councillor Giles told of the multiplicity of meetings and buck-passing between Government Departments while the need for schools became acute all the time, he felt that the people of Bedford having a meeting tonight might just decide to march on the Housing Commission or some such action to get some action.

Councillor Gaetz said that the condition of the East Chezzetcook School was pathetic and the parents wanted their children taken to the larger schools so that they could benefit from the new program.

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

Councillor Tonks suggested that some of the responsibilities had been lifted from the Welfare Committee with the Ocean View Manor having its own Board and noticing the Board of Health was not exactly worked to death, these committees should be combined and this would save the County money.

Solicitor Cox advised that the Welfare Committee is set up under Provincial Assistance Act whereas the Board of Health is set up under the Provincial Health Act. He suggested that the only way to do this was to have the same Councillors on each committee but the committees themselves had to be separate, also, in the case of the Ocean View Board of Management, some of these were not Councillors and care had to be exercised in appointing these various committees because of the way they are set up.

It was moved by Councillor Tonks:

"THAT the Council members of the Welfare Committee and Board of Health be the same personnel".
(No seconder).

There being no seconder, Warden Settle declared the motion invalid.

The Nominating Committee went out to prepare the list of Committees.

The Clerk read the Report of the Welfare Committee.

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

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

Solicitor Cox advised that a change in the name of the Department may require a change in the Bylaw.

In reply to question, Mr. Cleary said that they are anticipating a program of community development which is going to deal with a great many people in Halifax County and not just those who are applying for social assistance. He said that the object is to take steps by putting the emphasis on upgrading and retraining to avoid poverty.

Solicitor Cox said there was no reason why the Department name could not be changed but all accounts, etc., would have to be submitted in the name of the Welfare Department and the Committee would still be the Welfare Committee.

Councillor Johnson said that with the cost of living continuing to increase overall that one could not expect anything but a raise in welfare expense but this was a fact of life and would never be completely eliminated.

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

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

"THAT a Bylaw respecting Ocean View Manor be adopted". (Motion carried).

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

It was moved by Deputy Warden Nicholson, seconded by Councillor C. Baker:

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

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

Municipality of the County of Halifax,
Issuing Resolution,
\$600,000.00 - School - Ross Road.

"WHEREAS by Section 6 of Chapter 193 of the Revised Statutes of Nova Scotia, 1967, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act 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 schools, garages and other buildings for school purposes and acquiring or purchasing or improving land for such buildings;

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

AND WHEREAS by said 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 pursuant to the provisions of Section 147 of the Municipal Act and of a resolution passed by the Municipal Council on the 17th day of June A.D., 1969, the said Council postponed the issue and sale of debentures and did borrow from the Royal Bank of Canada at Halifax a sum not exceeding Three Hundred Forty-two Thousand Dollars (\$342,000.00) for the purpose of erecting, furnishing or equipping buildings for a 24-room consolidated school in the Ross Road area in the County of Halifax and acquiring or purchasing or improving land for such buildings;

AND WHEREAS such sum was borrowed from the said Bank for a period not exceeding twelve months with interest at a rate as agreed upon and it is now deemed necessary to issue and sell debentures and to repay the said Bank the sums so borrowed;

AND WHEREAS the Municipal Council deems it necessary to borrow a sum not exceeding Two Hundred and Fifty-eight Thousand Dollars (\$258,000.00) in addition to the amount of Three Hundred and Forty-two Thousand Dollars (\$342,000.00) previously authorized to be borrowed from the said Bank for the said purpose;

AND WHEREAS the said Council deems that the issue and sale of debentures of the Municipality to the amount of Six Hundred Thousand Dollars (\$600,000.00) as hereinafter mentioned will be necessary to raise the sum required;

AND WHEREAS it is provided by Section 7 of said the Municipal Affairs Act that the Council of every Municipality of a County or District is empowered to authorize such committee as the Council may determine, on behalf of the Municipality to change the rate of interest from that set out in the resolution of the Council which provided for the issue of debentures, to such other rate as the committee may determine;

AND WHEREAS it is further provided that a resolution of the committee under this Section must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the clerk of the municipality as having been duly passed unanimously, or certified by members purporting to be all the members of the committee, has been filed with the Minister and the Minister has approved thereof;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the Municipality of the County of Halifax do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the Municipality the said sum of Six Hundred Thousand Dollars (\$600,000.00) for the purpose aforesaid;

THAT under and in accordance with said the Municipal Affairs Act, the said sum be borrowed or raised by the issue and sale of debentures of

the Municipality to an amount not exceeding Six Hundred Thousand Dollars (\$600,000.00);

THAT Six Hundred (600) debentures of the said Municipality for One Thousand Dollars (\$1,000.00) each be accordingly issued and sold;

THAT the said debentures be numbered consecutively 70-A-0001 to 70-A-0600 inclusive, be dated the 1st day of January A.D., 1970, and be payable as follows:

Debenture Numbers:

70-A-0001 to 70-A-0030 incl. in one year from date thereof;
70-A-0031 to 70-A-0060 incl. in two years from date thereof;
70-A-0061 to 70-A-0090 incl. in three years from date thereof;
70-A-0091 to 70-A-0120 incl. in four years from date thereof;
70-A-0121 to 70-A-0150 incl. in five years from date thereof;
70-A-0151 to 70-A-0180 incl. in six years from date thereof;
70-A-0181 to 70-A-0210 incl. in seven years from date thereof;
70-A-0211 to 70-A-0240 incl. in eight years from date thereof;
70-A-0241 to 70-A-0270 incl. in nine years from date thereof;
70-A-0271 to 70-A-0300 incl. in ten years from date thereof;
70-A-0301 to 70-A-0330 incl. in eleven years from date thereof;
70-A-0331 to 70-A-0360 incl. in twelve years from date thereof;
70-A-0361 to 70-A-0390 incl. in thirteen years from date thereof;
70-A-0391 to 70-A-0420 incl. in fourteen years from date thereof;
70-A-0421 to 70-A-0450 incl. in fifteen years from date thereof;
70-A-0451 to 70-A-0480 incl. in sixteen years from date thereof;
70-A-0481 to 70-A-0510 incl. in seventeen years from date thereof;
70-A-0511 to 70-A-0540 incl. in eighteen years from date thereof;
70-A-0541 to 70-A-0570 incl. in nineteen years from date thereof;
70-A-0571 to 70-A-0600 incl. in twenty years from date thereof;

THAT the said debentures be payable at any office of the Royal Bank of Canada in Nova Scotia and at the principal office of the said Bank in Saint John, Charlottetown, Montreal or Toronto at the option of the holder, and bear interest at the rate of nine and one-half per centum (9½%) per annum, payable semi-annually at any said office at the option of the holder;

THAT the Finance Committee of the Municipality be hereby authorized on behalf of the Municipality to change the rate of interest from the rate set out in this resolution;

THAT a resolution of this Committee changing the interest rate must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the Clerk of the Municipality as having been duly passed unanimously, or certified by members purporting to be all the members of the Committee, has been filed with the Minister and the Minister has approved thereof;

THAT the Warden of the said Municipality do sign the said debentures or have them impressed with a printed facsimile of his signature and the Clerk thereof do countersign the said debentures, that they do seal the same with the

corporate seal of the said Municipality, and that the said Clerk do sign the interest coupons or if the same are lithographed, either sign the same or have them impressed with a facsimile of his signature;

THAT the Warden and Clerk of the said Municipality do sell and deliver the said debentures at such price, to such person, and in such manner as they shall deem proper;

THAT the proceeds of the debentures when sold be used so far as necessary to repay any sum so borrowed as aforesaid from the said Bank.
(Motion carried).

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

Municipality of the County of Halifax,
Issuing Resolution,
\$500,000 - Sewers
 - \$366,000 - Mill Cove Plant
 - \$ 65,000 - Trunk Sewer -
 Fish Hatchery
 - \$ 40,000 - Trunk Sewer -
 Bedford
 - \$ 29,000 - Sewage Pumping
 Plant

1. WHEREAS the Municipal Council of the County of Halifax is authorized by law to borrow or raise by way of loan by the issue and sale of debentures of the Municipality a sum not exceeding Seven Hundred and Ninety Thousand Dollars (\$790,000) for the purpose of constructing, acquiring, altering, extending or improving public sewers or drains in the municipality and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;
2. AND WHEREAS pursuant to the provisions of Section 147 (1) of the Municipal Act and of a resolution passed by the Municipal Council on the 17th day of June A.D., 1969, it did, with the approval of the Municipal of Municipal Affairs, borrow from the Royal Bank of Canada at Halifax a sum not exceeding Seven Hundred and Ninety Thousand Dollars (\$790,000) for the purpose of constructing a sewage treatment plant at Mill Cove in the County of Halifax and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;
3. AND WHEREAS the Municipal Council of the County of Halifax is authorized by law to borrow or raise by way of loan by the issue and sale of debentures of the Municipality a sum not exceeding One Hundred and Eighty-five Thousand Dollars (\$185,000) for the purpose of constructing, acquiring, altering, extending or improving public sewers or drains in the Municipality and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;
4. AND WHEREAS pursuant to the provisions of Section 147 (1) of the Municipal Act and of a resolution passed by the Municipal Council on the 17th

day of June A.D., 1969, it did, with the approval of the Minister of Municipal Affairs, borrow from the Royal Bank of Canada at Halifax a sum not exceeding One Hundred and Eighty-five Thousand Dollars (\$185,000) for the purpose of constructing a trunk sewer from the Fish Hatchery to the Rifle Range in the Bedford-Sackville area in the County of Halifax and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;

5. AND WHEREAS the Municipal Council of the County of Halifax is authorized by law to borrow or raise by way of loan by the issue and sale of debentures of the Municipality a sum not exceeding One Hundred and Fifty Thousand Dollars (\$150,000) for the purpose of constructing, acquiring, altering, extending or improving public sewers or drains in the municipality and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor;

6. AND WHEREAS pursuant to the provisions of Section 147 (1) of the Municipal Act and of a resolution passed by the Municipal Council on the 17th day of June A.D., 1969, it did, with the approval of the Minister of Municipal Affairs borrow from the Royal Bank of Canada at Halifax a sum not exceeding One Hundred and Fifty Thousand Dollars (\$150,000) for the purpose of constructing public sewers or drains in the Bedford-Sackville area in the County of Halifax and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor;

7. AND WHEREAS the Municipal Council of the County of Halifax is authorized by law to borrow or raise by way of loan by the issue and sale of debentures of the Municipality a sum not exceeding Eighty Thousand Dollars (\$80,000) for the purpose of constructing, acquiring, altering, extending or improving public sewers or drains in the municipality and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;

8. AND WHEREAS pursuant to the provisions of Section 147 (1) of the Municipal Act and of a resolution passed by the Municipal Council on the 17th day of June A.D., 1969, it did, with the approval of the Minister of Municipal Affairs, borrow from the Royal Bank of Canada at Halifax a sum not exceeding Eighty Thousand Dollars (\$80,000) for the purpose of constructing a public sewer in the Bedford-Sackville area in the County of Halifax and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;

9. AND WHEREAS pursuant to the resolution hereinbefore recited and pending the issue and sale of debentures, the Council of the Municipality of the County of Halifax has borrowed by way of temporary loan from the Royal Bank of Canada at Halifax for the respective purposes therein authorized, the following sums aggregating Five Hundred Thousand Dollars (\$500,000) for the respective purposes hereinafter set forth;

For the purpose set forth in Paragraph 2 the
sum of Three Hundred and Sixty-six Thousand
Dollars

\$366,000

For the purpose set forth in Paragraph 4 the sum of Sixty-five Thousand Dollars	65,000
For the purpose set forth in Paragraph 6 the sum of Forty Thousand Dollars	40,000
For the purpose set forth in Paragraph 8 the sum of Twenty-nine Thousand Dollars	29,000
	<u>\$500,000</u>

10. AND WHEREAS such sums were borrowed from the said Bank for periods not exceeding twelve months with interest at rates as agreed upon and it is now deemed necessary to issue and sell debentures and to repay the said Bank a portion of the sums so borrowed;

11. AND WHEREAS the Municipal Council deems that the issue and sale of debentures of the Municipality to the amount of Five Hundred Thousand Dollars (\$500,000) as hereinafter mentioned will be necessary to raise the sums required;

12. AND WHEREAS it is provided by Section 7 of said the Municipal Affairs Act that the Council of every municipality of a county or district is empowered to authorize such committee as the Council may determine, on behalf of the municipality to change the rate of interest from that set out in the resolution of the council which provided for the issue of debentures, to such other rate as the committee may determine;

13. AND WHEREAS it is further provided that a resolution of the committee under this Section must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the clerk of the municipality as having been duly passed unanimously, or certified by members purporting to be all the members of the committee, has been filed with the Minister and Minister has approved thereof;

14. BE IT THEREFORE RESOLVED that Five Hundred (500) debentures of the said Municipality for One Thousand Dollars (\$1,000) each be accordingly issued and sold;

15. THAT the said debentures be numbered consecutively 70-B-0001 to 70-B-0500 inclusive, be dated the 1st day of January A.D., 1970, and be payable as follows:

Debenture Numbers:

- 70-B-0001 to 70-B-0025 inclusive in one year from date thereof;
- 70-B-0026 to 70-B-0050 inclusive in two years from date thereof;
- 70-B-0051 to 70-B-0075 inclusive in three years from date thereof;
- 70-B-0076 to 70-B-0100 inclusive in four years from date thereof;
- 70-B-0101 to 70-B-0125 inclusive in five years from date thereof;
- 70-B-0126 to 70-B-0150 inclusive in six years from date thereof;
- 70-B-0151 to 70-B-0175 inclusive in seven years from date thereof;
- 70-B-0176 to 70-B-0200 inclusive in eight years from date thereof;

70-B-0201 to 70-B-0225 inclusive in nine years from date thereof;
70-B-0226 to 70-B-0250 inclusive in ten years from date thereof;
70-B-0251 to 70-B-0275 inclusive in eleven years from date thereof;
70-B-0276 to 70-B-0300 inclusive in twelve years from date thereof;
70-B-0301 to 70-B-0325 inclusive in thirteen years from date thereof;
70-B-0326 to 70-B-0350 inclusive in fourteen years from date thereof;
70-B-0351 to 70-B-0375 inclusive in fifteen years from date thereof;
70-B-0376 to 70-B-0400 inclusive in sixteen years from date thereof;
70-B-0401 to 70-B-0425 inclusive in seventeen years from date thereof;
70-B-0426 to 70-B-0450 inclusive in eighteen years from date thereof;
70-B-0451 to 70-B-0475 inclusive in nineteen years from date thereof;
70-B-0476 to 70-B-0500 inclusive in twenty years from date thereof;

16. THAT the said debentures be payable at any office of the Royal Bank of Canada in Nova Scotia and at the principal office of the said Bank in Saint John, Charlottetown, Montreal or Toronto at the option of the holder, and bear interest at the rate of nine and one-half per centum (9½%) per annum payable semi-annually at any said office at the option of the holder;

17. THAT the Finance Committee of the Municipality be hereby authorized on behalf of the Municipality to change the rate of interest from the rate set out in this resolution;

18. THAT a resolution of this Committee changing the interest rate must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the clerk of the municipality as having been duly passed unanimously, or certified by members purporting to be all the members of the Committee, has been filed with the Minister and the Minister has approved thereof;

19. THAT the Warden of the said Municipality do sign the said debentures or have them impressed with a printed facsimile of his signature and the Clerk thereof do countersign the said debentures, that they do seal the same with the corporate seal of the said Municipality, and that the said Clerk do sign the interest coupons or if the same are lithographed, either sign the same or have them impressed with a facsimile of his signature;

20. THAT the Warden and Clerk of the said Municipality do sell and deliver the said debentures at such price, to such person and in such manner as they shall deem proper;

21. THAT the proceeds of the debentures when sold be used as far as necessary to repay any sum so borrowed as aforesaid from the said Bank. (Motion carried).

In reply to Councillor C. Baker, Mr. Hattie said that the application from Mrs. Percy Smith was not in his office but was probably over in the Welfare office.

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

"THAT Council recess until the Report of the Nominating Committee is ready for presentation to Council". (Motion carried).

The Clerk read the Report of the Nominating Committee.

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

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

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

"THAT the suggestion in the Report
of the Warden re advanced polls be
referred to the Finance and Executive
Committee". (Motion carried).

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

"THAT the Finance and Executive Committee
review the Dog Bylaw with the point of
view of changing its name and licensing
all household pets". (Motion defeated).

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

"THAT Council adjourn".
(Motion carried).

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

MINUTES

of the

THIRD YEAR MEETINGS

of the

THIRTY - SIXTH COUNCIL

of the

MUNICIPALITY OF THE COUNTY
OF HALIFAX

NOVEMBER COUNCIL SESSION
TUESDAY, NOVEMBER 17th., 1970

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MINUTES OF THE NOVEMBER SESSION OF THE FIRST YEAR
COUNCIL OF THE THIRTY-SEVENTH COUNCIL OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

The November Session of the Council of the Municipality of the County of Halifax convened at 10:00 a.m., Tuesday, November 17th., 1970, with the Municipal Clerk, Mr. R. G. Hattie, acting as Chairman.

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

The Clerk read the results of the recent Municipal Elections in the various Districts and administered the Oath of Office to incoming Councillors.

Calling for nominations for the office of Warden were the following nominations:

Councillor Ira Settle, nominated by Councillors Colin Baker and Gordon Nicholson.

Councillor Silvia Hudson, nominated by Councillors Arnold Johnson and Thomas Tonks.

Councillor Thomas Tonks, nominated by Councillors Tonks and Percy Baker.

Councillor Tonks addressed the Council complaining about resolutions passed by this Council and not acted upon; Committee meetings called without all Committee Members being advised; Committee meetings called in conflict with other meeting times so that Councillors are unable to effect both commitments. He felt that this Council needed a sagacious warden and an 'esprit de corps' among Councillors so that the best interests of the people of the County may be served and that "there are no proxies in fulfilling the people's trust".

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

"THAT Nominations cease." Motion carried.

Mr. A. W. Cox, Municipal Solicitor, advised that with three nominees it is necessary for one to have a clear majority of votes, failing that, on the first ballot, the one with the least votes to be dropped and a further ballot taken for the remaining two nominees.

It was moved by Councillor Tonks:

"THAT the three (3) candidates act as scrutineers".
(no seconder)

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

"THAT Council appoint the scrutineers."
Motion carried.

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

"THAT Councillors Dunbar, Nicholson and Jennex be scrutineers." Motion carried.

On the first ballot results were as follows: Councillor Settle - 9; Councillor Hudson - 7; Councillor Tonks - 3, with Councillor Tonks nomination dropped, Council voted on the remaining two nominees.

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

"THAT Councillors Nicholson, Dunbar and Jennex be the scrutineers." Motion carried.

Results of the second ballot were as follows: Councillor Settle 9 and Councillor Hudson 7.

The Municipal Clerk declared Councillor Settle as Warden for the next three years.

Warden Settle thanked the Council for his re-election and pledged his best for the coming three years.

It was moved by Councillor Tonks, seconded by Councillor P. S. Baker:

"THAT the office of Deputy Warden be for the period of one year, with the provision that there can be no re-election of the same candidate as Deputy-Warden." Motion carried.

The call for nominations for the office of Deputy Warden for the coming year brought the following nominations:

Councillor Gordon Nicholson, nominated by Councillors Moser and McCabe; Councillor Silvia Hudson, nominated by Councillors Dunbar and Snair; Councillor P. S. Baker, nominated by Councillors Tonks and Johnson.

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

"THAT nominations cease." Motion carried.

Council agreed that the following scrutineers be appointed: Councillors Moser, Dunbar and Tonks.

Results of the first ballot: Councillor Nicholson 6; Councillor Hudson 6; Councillor Baker 4.

Results of the second and third ballots: Councillor Nicholson and Councillor Hudson each received eight (8) votes - a tie vote.

MINUTES (Continued).

It was moved by Councillor Tonks, seconded by Councillor P. S. Baker:

"THAT the election of the Deputy Warden be deferred until the start of the Afternoon Session." Motion carried.

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

"THAT the Warden appoint the Nominating Committee and proceed with the election of Members to the Municipal School Board." (6 for; 8 against.) Motion defeated.

Councillor Tonks said it was gross negligence on the part of Council to shun off the responsibility continuously of appointing its own Nominating Committee. He suggested it was about time that the power block in this Council was broken.

It was moved by Councillor Nicholson, seconded by Councillor Colin Baker:

"THAT a vote be called again on the motion that the Nominating Committee be appointed by the Warden." Motion carried. (8 for; 7 against.)

It was agreed by Council that the Report of the Nominating Committee be brought in after the noon recess.

It was suggested by Councillor Percy Baker that Councillors state their preferences of Committees they wished to sit on since some have, due to qualifications and background, the knowledge to be more effective on certain Committees.

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

"THAT the Councillors indicate their preference as to what Committee they would like to serve on to the Nominating Committee." (7 for; 9 against)

Councillor Tonks pointed out that the Nominating Committee is acting on its own initiative and names members on Committees as it sees fit and he saw no purpose for this motion.

Councillors Nicholson and Gaetz did not feel that Councillors should select their own Committees but if any Councillor did not want to serve on a particular Committee they could so indicate.

Result of voting on the motion: Motion defeated.

A discussion followed as to whether the Municipal School Board Members should be elected geographically or at large.

It was moved by Councillor McCabe, seconded by Councillor Colin Baker:

"THAT the election of members to the Municipal School Board be carried out by geographical areas. Motion carried.

Councillor Tonks asked when was the last time that District No. 13 had a member on the Municipal School Board and other Districts who have not had a member on the Board- how many of them have neither a junior or a senior high school in their areas.

The Warden called for nominations for a Member to serve the Municipal School Board to represent Districts 2, 7, 9, 10, 11, as a result of a motion by Councillors Nicholson and Colin Baker, and carried.

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

"THAT nominations be called to represent Districts 8, 6, and 21." Motion carried.

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

"THAT nominations be called to represent Districts 17, 18, 19 and 20." Motion carried.

It was moved by Councillor Johnson, seconded by Councillor Gaetz"

"THAT nominations be called to represent Districts 13, 14, 15 and 16." Motion carried.

Nominations for Districts 2, 7, 9, 10 and 11 were as follows:

Councillor Colin Baker - nominated by Councillors Moser and Nicholson
Councillor Nicholson - nominated by Councillors Tonks and Hudson

It was moved by Councillor Gaetz, seconded by Councillor P.S. Baker:

"THAT nominations cease." Motion Carried. Councillor Nicholson indicated that he did not wish to serve on this Board.

Councillors Moser and Tonks were appointed as scrutineers for the ballots.

Result of the vote was: 10 for Councillor Colin Baker, 6 for Councillor Nicholson. Warden Settle declared Councillor Colin Baker elected.

MINUTES (Continued)

Nominations for Districts 8, 21 and 6 were as follows:

Councillor Hudson - nominated by Councillors Slauenwhite and Dunbar
Councillor Slauenwhite - nominated by Councillors Tonks and P. Baker

It was moved by Councillor Colin Baker, seconded by Councillor Gaetz:

"THAT nominations cease." Motion carried.

Councillors Dunbar and Tonks acted as scrutineers for this ballot.

Result of the vote was: Councillor Hudson 8; Councillor Slauenwhite 7.
Warden Settle declared Councillor Hudson elected.

Nominations for Districts 13, 14, 15 and 16 were as follows:

Councillor Johnson - nominated by Councillors Tonks and P. Baker

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

"THAT nominations cease." Motion carried.

Warden Settle declared Councillor Johnson elected for Districts 13, 14, 15 & 16.

Nominations for Districts 17, 18, 19 and 20 were as follows:

Councillor McCabe - nominated by Councillors Isenor and Cleveland
Councillor Isenor, nominated by Councillors Tonks and P. Baker

It was moved by Councillor P. S. Baker, seconded by Councillor Tonks:

"THAT nominations cease." Motion carried.

Councillors Cleveland and Tonks acted as scrutineers for this ballot.

Voting on this ballot resulted in two tie votes.

It was moved by Councillor Tonks, seconded by Councillor P. S. Baker:

"THAT voting on this representative be deferred
until after lunch." Motion carried.

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

"THAT Council adjourn until 2:00 p.m."
Motion carried.

AFTERNOON SESSION

The afternoon session opened at 2:00 P.M., Warden Settle presiding and the Municipal Clerk called the Roll.

Council agreed to deal with the two deferred items from the morning agenda.

Balloting for a Deputy Warden continued with Councillors Moser and Dunbar as scrutiners. The first vote resulted in an 8 - 8 tie.

It was moved by Councillor Tonks; seconded by Councillor Moser:

"THAT another vote be taken for the Office of Deputy Warden." Motion carried.

The second vote also resulted in an 8 - 8 tie.

At this point, Councillor Nicholson thanked Council for its support and indicated his desire to withdraw in favour of Councillor Hudson.

It was moved by Councillor Tonks; seconded by Councillor P. Baker:

"THAT Council is in favour of Councillor Nicholson's withdrawal as a nominee for Deputy-Warden." Motion carried.

Voting on this motion resulted in eight (8) for and eight (8) against.

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

"THAT the election of the Deputy Warden be deferred until the December Session of Council, at which time the matter will start at the beginning." Motion carried.

Council then agreed to deal with the appointment of a member to the Municipal School Board to represent Districts 17, 18, 19, and 20.

In reply to Councillor Tonks, Solicitor Cox ruled that since the matter was deferred after balloting had begun, Council should take up the balloting where it left off during the morning session.

Voting on the two (2) nominees resulted in six (6) votes for Councillor Isenor, and ten (10) votes for Councillor McCabe. Warden Settle declared Councillor McCabe the elected member to the Municipal School Board representing Districts 17, 18, 19, and 20.

Tuesday, November 17., 1970

MINUTES - (Continued)

Council agreed to hear a brief presented by Mr. V. Mytruk, Chairman of the Trustees of Sidney Stephen High School and George P. Vanier Junior High School in regard to the provision of full-length lockers and additional space in the basement of the Junior High School at Lower Sackville.

Councillor Baker asked whether the taxpayers he was representing were suggesting that the cost be taken out of an area rate.

Mr. Mytruk replied in the negative, saying he understood there was an excess of money after all costs had been covered by the school-building in excess of half a million dollars, and the people wanted this money used to improve the schools.

Councillor Tonks asked if the intention was for this Council to provide lockers just for these schools or in all districts, and asked where "you got this half million dollars you are talking about."

Mr. Mytruk said that the half million dollars is the balance left over from the original plans for the school. Re other schools, he said this was a different matter. He said that with the D.R.E.E. money available for that school, it represented a saving to the County of half a million dollars and "since you have half a million dollars kicking around, we would like to see it used for more beneficial purposes."

Councillor Nicholson pointed out that if there was "half a million dollars kicking around" it would have resulted in a lower tax rate last year. He felt that this matter concerned the Capital Building Committee and Finance and Executive Committee and should be referred to them for study and report.

It was moved by Councillor Nicholson; seconded by Councillor Moser:

"THAT the brief as submitted by Mr. Mytruk be referred to the School Capital Committee and the Finance and Executive Committee."

Councillor Hudson felt that the matter had little to do with the Capital Building Committee since it was a matter of equipment, other than the matter of the excavation, but the lockers should really be referred to the Municipal School Board because they are equipment, but, if it is going to be referred to anybody, it should be to Finance and Executive.

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

"THAT the matter of lockers re High School-Sackville, be deleted from the motion."

Councillor Nicholson advised that this school had been approved by D.R.E.E. and it would be very doubtful if financing could be obtained because the Gorsebrook School had a similiar request turned down. He also cautioned that if the School was held up in order to study feasibility of lockers or

such things at this point it could upset the whole thing and cause a six (6) month delay in completion at a time when it was essential to have the school completed as soon as possible.

Voting on the amendment : Two (2) for and fourteen (14) against.
Defeated.

Voting on the motion: Motion carried.

Councillor P. Baker criticized the Nova Scotia Co-operative Abbitoir, saying it had shown a deficit for many years and blamed it on lack of volume and yet they refused to slaughter animals for some farmers on the grounds that the farmers were in competition with them, he said that this encouraged back-yard killing of animals and he charged that the Abbitoir was receiving Provincial funds due to its deficits and was lying to the people.

It was moved by Councillor P. Baker; seconded by Councillor Moser:

"THAT a letter be sent to the Minister of Health and the Minister of Agriculture, and the Premier of Nova Scotia pointing out the fact that the Nova Scotia Abbatoir is not running to capacity, and yet is turning farmers away and refusing to kill all the animals that are delivered to the Abbitoir by the farmers."

Councillor Moser felt that the farmers of this County were being discriminated against and the attitude of the Abbitoir was causing farmers to break the law by selling uninspected meat because the Abbitoir would not do the slaughtering while the taxpayers are paying for the facilities which are there for the farmers.

Councillor Tonks said "we are forever sending out letters or making resolutions to have them sent out, there was a motion last month to send a letter to the Premier and it was not even in the Minutes" and he wondered if it was ever sent and did not see much use of making a motion to send a letter to a Government Minister if the letter was not being sent.

Councillor McCabe said ninety percent (90%) of the beef producers in the County were located in Districts 19 and 20 and he would like to see a killing station in the area so that the farmers could sell their meat locally to retail stores without having to transport the animals all the way into Halifax and back.

Tuesday, November 17th., 1970

MINUTES - (Continued.)

Warden Settle said that there is being an investigation into the meat killing facilities in the Province between the Federal and Provincial Departments of Agriculture and they believe that there are eleven (11) locations now in operation which can be approved as killing stations where Federal Inspection could be carried out and they hope that this will be in effect early in 1971. Motion carried.

Councillor P. Baker said that there was a request for a fifty (50) nursing bed addition to Oceanview Manor because of the dire need for nursing facilities in the area where patients are sent away from the general hospitals late at night and sent home to die without proper care. He felt that the situation was disgraceful and deplorable that such things are happening in our society and commended anyone who started a Nursing Home enterprise to care for these people in the area. He said that there were rumours that there were no beds in the general hospitals, but this was not the case, that there were plenty of beds but there was a lack of staff because there were not enough funds from the Nova Scotia Hospital Insurance Commission to provide necessary staff.

It was moved by Councillor P. Baker; seconded by Councillor Tonks:

"THAT a letter be sent to the Minister of Health and the Premier, asking if any money collected by the Province of Nova Scotia under the Hospital Tax Act has been used for purposes other than Hospital purposes." Motion carried.

It was moved by Councillor Tonks; seconded by Councillor P. Baker:

"THAT the dates of Correspondence and to whom Letters were sent, be included in the monthly agenda." Motion carried.

Council agreed to hear a submission by Rev. Irving to Council.

Rev. Irving said that from his concern of lack of nursing facilities in the province, he had been attempting to start a nursing home in Truro, Amherst, and lately in the Halifax area and had acquired a four (4) acre piece of land adjacent to the MicMac Rotary where plans have been submitted to the Provincial Government for a sixty-four (64) bed nursing home with capacity to add as demand increases. He described the venture as a private enterprise with financial structure set up by H.R. Doane and Company, as sectarian in nature, and would accommodate chronic and terminal cases as well as others. He hoped the daily rate could be maintained in the area of twelve dollars to thirteen dollars (\$12.00 - \$13.00) per day and said it was two-storey, brick, and fireproof and he had tentative approval from the Department of Health and the Fire Marshal's Department. He solicited the Council's support in influencing the Provincial authorities to expedite the plans for construction.

Tuesday, November 17th., 1970

MINUTES - (Continued)

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

"THAT this Council write the Minister of Welfare and the Minister of Health asking them to give early consideration to Rev. Irving's plans to establish a nursing home in Dartmouth." Motion carried.

The Warden appointed the Nominating Committee as follows:

Councillors Cleveland; Johnson; Nicholson; Slauenwhite; and Snair.

It was moved by Councillor Tonks; seconded by Councillor P. Baker:

"THAT the Nominating Committee be asked to retire to bring in a suggested slate of Committees and Board." Motion carried.

Councillor McCabe asked if any information had been received re financial transportation assistance for those children at the extreme ends of the County to participate in the Summer Games.

Mr. Hattie replied that he did not believe the Deputy Minister of Education had made a final decision on this as yet.

Under correspondence, the Municipal Clerk submitted letters from:

1. Mr. V. Mytruck requesting to appear before Council today.
2. The Isenor family in appreciation of flowers sent in recent bervernment.
3. Tanglewood Acres re sewage treatment plant.

Councillor P. Baker said that due to his concern for lack of housing in general and mobile home provision in particular, he had come before Council some months ago supporting the rezoning application for Tanglewood Acres to provide a Mobile Home Court. However, he had come to the conclusion that the owners are "dragging their feet," because nothing has been accomplished in getting the facilities operational, and he felt that the land was not going to be available at a very early date for the purpose for which it was rezoned. He believed that this Council should revoke the rezoning. He pointed out that mobile home owners were being persecuted and prosecuted in the County because of the lack of mobile home lots.

Tuesday, November 17th., 1970

MINUTES - (Continued)

It was moved by Councillor P. Baker; seconded by Councillor Moser:

"THAT a report be brought in by the Planning Advisory Committee at the next session of Council advising what progress is being made with respect to development of Tanglewood Park Trailer Park and other proposed mobile Home Courts." Motion carried.

The Municipal Clerk submitted the following correspondence:

4. Letter from the Eastern Shore Tourist Association giving notice of its annual meeting at Antigonish, November 24th, 1970.
5. Report of Grand Jury re lack of detention facilities for the criminally insane in Nova Scotia.

Councillor P. Baker said that he knew the Minister of Health and Attorney General were concerned about this and had met with the Board at Halifax County Hospital last night. He pointed out that there are murders, potential murderers, and other criminals at County Hospital as well as in Halifax Mental Hospital and the Nova Scotia Hospital where there were not suitable facilities available and he felt it was very unfair to other patients, inmates and staff because the staff had to be "always on their toes," with these patients who required extra watching, thus taking time for care away from other patients and that there are about fifteen (15) in the Halifax County Hospital in this category.

It was moved by Councillor P. Baker; seconded by Councillor Moser:

"THAT representation be made to the Minister of Public Health and to the Federal Minister of Health with the request that they give early consideration to the matter of criminally insane patients and the matter of having them properly.

The Municipal Clerk submitted a letter from the Oceanview Manor Board of Management requesting bus service to Oceanview.

Councillor P. Baker pointed out that it was one and one-half to two (1½ - 2) miles from Quigley's Corner where the bus turns, to Oceanview and it made it almost impossible for friends and relatives to visit patients because of lack of public transportation; he said that the road was paved to Oceanview with ample space for turning and he felt that the Dartmouth Bus service should extend to Oceanview.

Tuesday, November 17th., 1970.

MINUTES - (Continued)

It was moved by Councillor P. Baker; seconded by Councillor Moser:

"THAT the Board of Public Utilities be requested to take up with the Transit Service serving the area, the matter of extending the service from Quigley's Corner to Ocean View Manor, and also that the Minister of Highways be advised of the serious traffic hazard caused by the bus waiting at Quigley's Corner."

Councillor Tonks agreed, adding that at last count there were in excess of forty (40) homes not being served by the bus in the one and one-half miles beyond the turning point and in addition to this the corner where the bus turned was a serious traffic hazard and he felt the Minister of Highways should be advised. Motion carried.

In reply to Councillor Hudson, Mr. Hattie said that the letter to the Minister of Transport regarding zoning restrictions at Goffs had been written around November 1, and there had been no reply to date .

In reply to Councillor Tonks, Mr. Hattie said that he had the resolution at the end of the October Minutes referred to by Mr. Tonks to read to Council and that the letter to the Premier had been sent out around the middle of November, that it had been delayed due to a heavy office workload in connection with recent elections.

Councillor P. Baker criticized the size of the ballot used for elections, saying there was insufficient space for candidates who's names were long, thus leaving sufficient space for the mark and was difficult for older people and those with sight deficiencies.

Both Councillors Moser and Tonks complained about the inadequate revision lists of voters, saying that many names had been left off the lists. Councillor Baker added that in one area in his district some two hundred (200) names had been left off the lists.

It was moved by Councillor Tonks; seconded by Councillor P. Baker:

"THAT a Committee of three be set up to look into the various aspects of Municipal Elections."

Motion carried.

It was moved by Councillor Tonks; seconded by Councillor P. Baker:

"THAT the Warden set up the Special Committee."

Motion carried.

Tuesday, November 17th, 1970

MINUTES - (Continued)

Councillor Hudson moved a second amendment which was not seconded.

"THAT the Redistribution Committee be the Committee to look into the various aspects of Municipal Elections."

With regard to question of Councillor Jennex, Solicitor Cox said that the matter of the CCGS Brant and other derelict ships was under investigation by his office as to responsibility; that neither the Provincial nor Federal authorities were anxious to accept the responsibility and it is a very difficult and complex problem but that his office was pursuing the investigation and would be reporting to Council.

Councillor Jennex asked what action Council was prepared to take in the matter and could it not be considered under the Unightly Premises bylaw.

Solicitor Cox replied that unsightly premises only referred to the land and as soon as a report was brought in, this Council may wish to seek special legislation before the spring Legislature.

Councillor Hudson pointed out that the Federal Department of Transport had jurisdiction over the construction of wharves as in the case some years ago when an oil company applied for permission to build a wharf on the Bedford Basin and was turned down and this certainly was not concerning navigable waters so she did not see why this matter would not also come within the jurisdiction of the Federal Department of Transport.

Solicitor Cox said that the Bedford Basin as part of Halifax Harbour came under the National Harbours board and the oil company case was one of proposed positive action, where apparently in this case the ship was just towed there and left and the Department says it is not their responsibility. He said that if they had applied for a permit to locate the ship there it quite possibly would have been turned down.

Councillor Tonks pointed out that the Brant was sold by Crown assets so they must know who the owner is and should go after him. He did not believe that DOT was interested in navigable waters either because there was dredging in Eastern Passage and three (3) barges left there which are high and dry on low tide and he wondered if the owners intended to just leave them there. He pointed out that it was not a very good idea to have them in that area which is close to Lawler's Island, slated for public park and recreation area.

Tuesday, November 17th., 1970

MINUTES (Continued)

It was moved by Councillor Tonks; seconded by Councillor Moser:

"THAT the County look into the matter of the three barges that are beached at Lawlor's Island."
Motion carried.

The Municipal Clerk read the Warden's Report.

It was moved by Councillor Moser; seconded by Councillor Tonks:

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

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

"THAT the authorities responsible be requested to see that an approved killing station be established in the Musquodoboit Valley as soon as possible." Motion carried.

It was moved by Councillor Tonks; seconded by Councillor Moser:

"THAT the Minutes of October 13th be approved as amended." Motion carried.

It was moved by Councillor Hudson; seconded by Councillor Moser:

"THAT the Report of the Director of Planning and Development be not read but adopted."
Motion carried.

It was moved by Councillor Moser; seconded by Councillor Gaetz:

"THAT the Supplementary Report of the Director of Planning be received." Motion carried.

It was moved by Councillor Moser; seconded by Councillor C. Baker:

"THAT the Report of the Planning Advisory Committee be adopted." Motion carried.

Councillor Tonks asked on who's authority Central Mortgage and Housing Corporation would not participate in new development in Clarence Park; that the Minister of Housing, in a letter to himself did not indicate that they would not participate and they are higher authority than Central Mortgage and Housing Corporation. He said that the Planning and Advisory Committee is asking for advice as to what action to take re Clarence Park

Tuesday, November 17th., 1970

MINUTES (Continued)

and it is in previous Minutes that this Council gave them the authority to proceed with plans for the area for a Mobile Home Park. He pointed out that even though the cost of development would be one thousand dollars per lot (\$1,000.00) that was far less than the cost of developing lots in the Sackville area. He felt that the Clarence Park area was ideal for a Trailer Park and if some felt it should not be taken on by the County, and he would agree, that the lots be developed and sold to Mobile Home owners and thus create an ideal development in which home owners would be proud in land ownership to keep it in good condition. He pointed out that there are one hundred eighty (180) lots in Clarence Park and it would go a long way in alleviating the present housing crisis.

On the motion to adopt the report. Motion carried.

It was moved by Councillor Tonks; seconded by Councillor P. Baker:

"THAT a letter go to the Minister of Housing and the Premier, pointing out the facilities at Clarence Park, and asking that the Province consider the possibility of establishing a housing project in these 180 lots." Motion carried.

It was moved by Councillor Hudson; seconded by Councillor McCabe:

"THAT the Director of Planning or the Engineering Department be asked to carry out noise level survey at the Clarence Park Property." Motion carried.

Councillor Tonks advised that this property is just across the road and adjacent to the property where there is a Trailer court of thirty (30) odd trailers and three hundred (300) permanent married quarters units since 1948 are at the other end of the runway in addition to a frame four (4) room school and there has been no complaints of noise by teachers, children or parents.

Voting 7 - 4. Motion carried.

It was moved by Councillor Moser; seconded by Councillor Tonks:

"THAT the matter of the measurement of noise level at Clarence Park be referred to the Finance and Executive Committee and also that the Committee find out from the Mayor and Council of the Married Quarters at Shearwater whether or not the Noise Level is bothersome to the residents there." Motion carried.

Tuesday, November 17th., 1970

MINUTES (Continued)

Councillor Tonks asked when it was proposed that action be taken regarding Milligan Dump in Eastern Passage.

Solicitor Cox replied that an unregistered deed had come to light just recently and that his office had amended the summons and it was in the process of being served. That the offender is being charged with four (4) charges with a hearing set for November 25th, 1970.

The Clerk read the Supplementary Report of the Planning Advisory Committee.

It was moved by Councillor Moser; seconded by Councillor Gaetz:

"THAT the Supplementary Report of the Planning Advisory Committee be adopted." Motion carried.

It was moved by Councillor Moser; seconded by Councillor Gaetz:

"THAT the Zoning By-law be and the same is hereby amended by rezoning laws of Graham Heffler at Lucasville from General Building Zone and General Building Area to Mobile Home (T) Zone." Motion carried.

It was moved by Councillor Moser; seconded by Councillor C. Baker:

"THAT the Zoning By-law be and the same is hereby amended by rezoning lands of Mrs. Lila Tiedwall, Indian Harbour, from General Building Zone to Mobile Home Park (T) Zone." Motion carried.

It was moved by Councillor Gaetz; seconded by Councillor McCabe:

"THAT the Zoning By-law be and the same is hereby amended by rezoning lands of Mrs. Kathleen Thaves, East Preston, from General Building Zone to Mobile Home Park (T) Zone." Motion carried.

It was moved by Councillor Moser; seconded by Councillor C. Baker:

"THAT the zoning By-law be and the same is hereby amended by rezoning lands of the Nova Scotia Housing Commission at Lower Sackville from General Building area to Town Housing (TH) Zone." Motion carried.

The Clerk read the Report of the Public Works Committee.

It was moved by Councillor Gaetz; seconded by Councillor McCabe:

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

Councillor Tonks expressed concern that the sewage disposal from the Colby Village Development would empty into Cole Harbour and also regarding the possibility of a large amount of Dartmouth Sewage being dumped into Cole Harbour which would kill the vegetation in a wild life area. He also asked for the results on a report requested some time ago regarding the effects of pollution and pollutants in the waters. He cited cases where applications for building were turned down regarding subdividing of land and the hardship it was causing. He said that it was turned down on the basis that the lots were on a private right-of-way but others had been approved in the same circumstances.

Mr. Gallagher, Director of Public Works said that making the tests for such a report was a sizable undertaking and in order to be effective had to cover a twelve (12) month period with the changing seasons and that he is enlisting the assistance of the Department of Health in this matter. He said that there are several task groups coming up with various studies to try to determine sources of water supply and subsequent disposal of sewage and this is why time is necessary because the task forces are meeting with the various municipalities to do an allover study and not just one secluded area and the thought is toward joint treatment plants. He said that the Dartmouth proposal was to use Cole Harbour for an interim period but that post chlorination would be done and the Water Authority have approved the proposal in principle.

In regard to Councillor Jennex, Mr. Gallagher said that the big problem has come with the new awareness of pollution (it has actually been going on for years and no one has worried about it until recently) and he outlined the process of feeding oxygen into the bodies of water limiting phosphate content and checking the results. In the Pepeswick area he said that the sewage was draining through an open ditch into the inlet and no one complained. Now it is to be piped and postchlorinated which would provide a great deal better situation.

Mr. Hattie said that there was more involved here, that the Cole Harbour services were part of the 1970 D.R.E.E. Program and presumably would be continued in 1971, and that the recent decision of the consultants re the Dartmouth and County of Halifax agreement is the best possible solution because it prevents raw sewage from going into fresh water body; also that the Colby Development is just getting off the ground and there is very little Development there and by the time there is, there should be a more permanent solution available.

Councillor Tonks said he was concerned lest the same thing happen in the

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MINUTES - (Continued)

Colby Village development as had happened in the Beaver-Ettinger Subdivision, and asked if this was the same type of treatment plant which they used and never worked.

Mr. Mattie said it was a different type, the type which has been handling the effluent from the Halifax County Hospital very efficiently and with no problems since 1963; whereas the one in the Beaver-Ettinger subdivision to his knowledge had never worked properly. He said that in addition to the treatment plant there will be post chlorination.

Voting on the motion to adopt the reprot - fourteen (14) to one (1).
Motion carried.

NOVEMBER COUNCIL SESSION
TUESDAY, NOVEMBER 17, 1970

It was moved by Councillor Gaetz; seconded by Councillor Snair:

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Lower Sackville, 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 said lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits in, under and upon the said lands and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose, the Municipality of the County of Halifax 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

AND BE IT RESOLVED FURTHER that the land to be affected by these rights are:"

EASEMENT REQUIRED OVER LANDS OF ARNOLD J. PAYNE
LOWER SACKVILLE, HALIFAX COUNTY

ALL that certain lot of land situate, lying and being in the district of Lower Sackville, County of Halifax, Province of Nova Scotia and being Lot C, as shown on a plan showing easement required for water transmission main, signed by Walter E. Servant, N.S.L.S., dated October 29, 1970, and which said Lot C may be more particularly described as follows:

BEGINNING on the southwestern boundary of lands conveyed to George G. McLaine and Blanche MacLennan by deed, recorded in the office of the Registrar of Deeds, at Halifax in book 2235, page 918, at the most southern corner of Lot B as shown on the above mentioned plan;

THENCE south ten degrees twelve minutes fifty-six seconds east ($S10^{\circ}12'56''E$) for a distance of eighty-six and thirty-eight one hundredths feet (86.38') to the northerly curved boundary of a service road expropriated by her Majesty the Queen;