

Six Thousand One Hundred Dollars (\$6,100.00 ) from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold.

Motion carried.

It was moved by Councillor Giles, and seconded by Councillor McCabe

Municipality of the County of Halifax  
Temporary Borrowing Resolution  
( \$ 8,300.00 ) 12" and 15" Trunk Sewers  
for Bedford

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WHEREAS by Section 6 of Chapter 186 of the Revised Statutes of Nova Scotia, 1954, 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 constructing acquiring, altering, extending or improving a 12" and 15" Trunk Sewers at Bedford in the Municipality and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefor;

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 under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Eight Thousand Three Hundred Dollars (\$8,300.00) for the purpose of Trunk Sewers at Bedford in the County of Halifax and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefor;

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 sums;

AND WHEREAS it is deemed expedient to postpone the issue of debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

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 a sum not exceeding Eight Thousand Three Hundred Dollars (\$8,300.00) for the purpose 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 deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do,

under and by virtue of the provisions of Section 148 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding Eight Thousand Three Hundred Dollars (\$8,300.00 ) from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold.

Motion carried.



It was moved by Councillor Moser, and seconded by Councillor Gaetz:

Municipality of the County of Halifax  
Temporary Borrowing Resolution  
(105,000 ) - Water Supply  
Sackville to Bedford

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WHEREAS by Section 6 of Chapter 186 of the Revised Statutes of Nova Scotia, 1954, 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 constructing acquiring, altering, extending or improving a water supply from Sackville to Bedford in the Municipality and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefor;

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 under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding One Hundred Five Thousand Dollars (\$105,000. ) for the purpose of a water supply from Sackville to Bedford in the County of Halifax and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefor;

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 sums;

AND WHEREAS it is deemed expedient to postpone the issue of debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

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 a sum not exceeding One Hundred Five Thousand Dollars ( \$105,000.00) for the purpose 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 deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do under and by virtue of the provisions of Section 148 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way



of loan on the credit of the Municipality a sum or sums of money not exceeding One Hundred Five Thousand Dollars (\$105,000.00) from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold.

Motion carried.

It was moved by Councillor Moser, and seconded by Councillor Giles:

Municipality of the County of Halifax  
Temporary Borrowing Resolution  
(160,000.00 ) -Trunk Sewer # 6  
To Beaverbank Road  
length of line to be doubled in footage

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WHEREAS by Section 6 of Chapter 186 of the Revised Statutes of Nova Scotia, 1954, 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 constructing acquiring, altering, extending or improving a Trunk Sewer #6 to Beaverbank Road in the Municipality and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefor;

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 under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding One Hundred Sixty Thousand Dollars ( \$160,000.00) for the purpose of a Trunk Sewer #6 to Beaverbank Road in the County of Halifax and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefor;

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the Municipal Council be borrowed or raised on 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 sums;

AND WHEREAS it is deemed expedient to postpone the issue of debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

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 a sum not exceeding One Hundred Sixty Thousand Dollars (\$160,000.00 ) for the purpose 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 deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said municipality do

under and by virtue of the provisions of Section 148 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding One Hundred Sixty Thousand Dollars (\$160,000.00 ) from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount be repaid the said Bank from the proceeds of the debentures when sold.

Motion carried.



Mr. Gallagher, in reply to Councillor Tonks, said that these systems would be self supporting but the shifting forward of this development was necessitated by the requirements of the Nova Scotia Housing Development and the cost per lot would be \$250.00 initially. Motion carried.

It was moved by Councillor Smeltzer and seconded by Councillor Gaetz:

Municipality of the County of Halifax  
Temporary Borrowing Resolution  
(\$50,000.00 ) - Water  
- Raymond Drive area  
- Sackville

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WHEREAS by Section 6 of Chapter 186 of the Revised Statutes of Nova Scotia, 1954, 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 time to time on the credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of constructing, acquiring, altering, extending, or improving waterworks or water system for the municipality or any part thereof, and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor;

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 under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Fifty Thousand Dollars (\$50,000.) for the purpose of constructing and extending public water services in the Raymond Drive area in Sackville in the County of Halifax and acquiring or purchasing material, machinery, implements or plant deemed requisite or advisable therefor;

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 debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

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 a sum not exceeding Fifty Thousand Dollars (\$50,000.00 ) for the purpose 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 deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do, under and by virtue of the provisions of Section 148 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding Fifty Thousand Dollars (\$50,000.00 ) from the Royal Bank of Canada at Halifax;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold.

Motion carried.



It was moved by Councillor Smeltzer and seconded by Councillor Gaetz:

Municipality of the County of Halifax  
Temporary Borrowing Resolution  
(\$66,000.00 ) - Sewers -  
Raymond Drive area  
Sackville

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WHEREAS by Section 6 of Chapter 186 of the Revised Statutes of Nova Scotia, 1954, 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 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;

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 under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Sixty-Six Thousand Dollars (\$66,000.00 ) for the purpose of constructing and extending public sewers or drains in the Raymond Drive area, Sackville, Halifax County and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;

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 debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

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 a sum not exceeding Sixty-Six Thousand Dollars (\$66,000.00) for the purpose 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 deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do, under and by virtue of the provisions of Section 148 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding Sixty- Six Thousand Dollars (\$66,000.00 ) from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold.

Motion carried.

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

Municipality of the County of Halifax  
Temporary Borrowing Resolution  
( \$50,000.00 ) water  
Bicentennial Drive  
Sackville, Halifax Co.

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WHEREAS by Section 6 of Chapter 186 of the Revised Statutes of Nova Scotia, 1954, 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 constructing, acquiring, altering, extending or improving public water main in Bicentennial Drive in Sackville, Halifax County, including 600 feet of main under the road to be completed by mid May and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;

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 under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Fifty Thousand Dollars (\$50,000.) for the purpose of constructing and extending public water main in the Bicentennial Drive, Sackville, Halifax County, and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor;

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 debentures and to borrow such sum for the purpose aforesaid from the Royal Bank of Canada at Halifax the sum so borrowed to be repaid to said Bank from the proceeds of the debentures when sold;

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 a sum not exceeding Fifty Thousand Dollars ( \$50,000.00 ) for the prupose 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 deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do, under and by virtue of the provisions of Section 148 of the Municipal Act and subject to the approval of the Minister of Municipal Affairs, borrow by way of loan on the credit of the Municipality a sum or sums of money not exceeding Fifty Thousand Dollars ( \$50,000.00 ) from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed nine per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold.

Motion carried.



Tuesday, April 21, 1970

It was moved by Councillor Moser, and seconded by Councillor Gaetz:

"THAT the Water Resources Commission be requested to continue with the Water Pollution study.

Motion carried.

It was moved by Councillor Tonks, and seconded by Councillor C. Baker:

"THAT the Municipality request the Nova Scotia Research Foundation for a copy of the report on dredging.

Motion carried.

The Clerk read the Report of the Municipal School Board.

It was moved by Councillor Gaetz, and seconded by Councillor Hudson:

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

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

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

Motion carried.

Councillor Tonks observed that this was a Report from a Board over which this Council has no control but to receive the Report, however, he would be much happier to support it if it has proposed the new Junior and Senior High Schools in Eastern Passage which were badly needed. He did not believe that there was a fire hazard in the Talahasee School because of using the crush areas as a classroom because there are two exits from it, and did not feel that the \$100,000. for a portable school was justified. He warned Council that the people in his district had no intention of having all those children bussed to the Ross Road School when there was a sufficient number of children in the district for schools there and if they did not get it there would be a larger delegation from Eastern Passage into this Council than there was over the Tantallion School. Regarding the proposal for lockerets in the schools, he did not believe this was any solution because those in other schools had been broken.

Councillor P. Baker asked why certain schools were slated for new library books, that some areas including the schools in his District had been begging for books for years and asked if this was preferential treatment.

Mr. Hattie said that these were requested to be installed in new schools being built with other equipment and teaching aids.

Councillor Gaetz said that this is a pilot project which will expand to other areas as Council makes the necessary money available.

Councillor P. Baker observed that this was another project which started out very modestly but continued to grow in expense to the County.

On a vote to refer, it was thirteen (13) for and two (2) against.  
Motion carried.

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

It was moved by Deputy Warden Nicholson, and seconded by Councillor Isenor:

"THAT the Report of the School Capital Program Committee be accepted. Motion carried.

Councillor P. Baker said that this was the same report as had been given by this Committee for the past three months and asked if there had been any progress.

Councillor Giles explained that an architect had been appointed for the Junior High School at Brookside, and had they waited for the new County Architect to be appointed, it would have delayed the school. They had hired an outside architect to get the project off the ground.

In reply to Councillor P. Baker, Deputy Warden Nicholson said that the County Architect had wanted to leave to go into private practice two months ago, but they asked him to stay so that he could finish the work on the Ross Road School.

Councillor Daye asked about the problem of the Musquodoboit Harbour sewage facilities at the School, and criticized the press for not printing the fact that he had asked these questions before.

Councillor Hudson asked whether in the event of strikes in the building trades this summer, would it effect the completion date of portable schools or could they be obtained from a firm in New Glasgow who built trailer-type portable schools.

In reply to Councillor Daye, Deputy Warden Nicholson said that the School Capital Building Committee was perfectly satisfied with the sewer system as designed but, the Department of Health required that it be changed and the Committee had to oblige in order to receive cost sharing.

Councillor Gaetz asked about the proposed school for Porter's Lake, saying he believed the Department of Health rejected the site because they looked at too small an amount of land and there are seven (7) acres available. He felt that the amount of \$17,000 for a hoist in the School Bus Garage was an extortion of cost. Deputy Warden Nicholson replied that this included installation which required they go down in the rock for ten (10) feet and this was the cost of installing the equipment that A.E. Fowles put in. Motion carried.



It was moved by Councillor Gaetz, and seconded by Councillor Daye:

"THAT the Bylaw to amend Council Bylaw re Councillor's remuneration.

BE IT RESOLVED that the following be and the same is hereby adopted and enacted as a By-law of the Municipality of the County of Halifax when and if the same has received the approval of the Minister of Municipal Affairs and that the Municipal Clerk be and he is hereby instructed to forward the same to the Minister and request his approval hereof.

1970

SESSION

A BY-LAW TO AMEND THE MUNICIPAL  
COUNCIL BY-LAW

1. Section 12 of the Municipal Council By-law is repealed and the following substituted therefor;
12. The warden and each councillor shall in addition to any salary or remuneration be paid an allowance for travel at the rate of twelve cents per mile for actual miles travelled once each day for going to and returning from every daily session of a regular or a special meeting of the council or of a committee.

Motion carried

The Clerk read the Special Report from Finance and Executive Committee special sewer rates.

It was moved by Councillor Giles, and seconded by Councillor Moser:

"THAT a rate of \$0.10 to be levied on the ratepayers of all areas serviced by sewer for the purpose of maintaining trunk sewers and sewer laterals, etc. Motion carried.

Mr. Hattie, in reply to Councillor Smeltzer said that there will be several areas which will have water and sewer services in that area, and there will be costs for these services in order to maintain them and there has always been a charge for this.

Mr. Gallagher listed the subdivisions to which these rates would apply, as they have for at least the sixteen (16) years he has been on County staff.

Solicitor Cox, in reply to Councillor Giles, said that these were special area rates which it was the practice to renew each year by Council to cover the cost of maintenance of the sewers for the year and there was a bylaw to cover this approval by Council. Motion carried.



Councillor Tonks asked that in the future agenda for Council there be an item "new business" included for Councillors wishing to bring up items they did not have the opportunity to do under the regular agenda.

Councillor Tonks pointed to the amount of money already expended by the Welfare Department of the County in the first four (4) months, which he said constituted half of the yearly budget, he was concerned if the Provincial sharing was not forthcoming, of the plight of the needy in the County after this budget was exhausted, and even if the Provincial Government did agree the tax rate had already been struck and it would mean deficit budgeting.

Councillor P. Baker pointed out that it was worse than that, these figures on expenditures only included the first three months of the year and at that rate, by June, there would be nothing left to carry on even the austerity welfare program that they had been forced to live within. He said that here again the talk of austerity effected only the poor.

Councillor Giles said that the old Moirs warehouse in his District was about to open for the sale of food and he questioned it's sanitary conditions for this purpose. He told of seeing men use buckets and shovels to remove the effluent from the sewage disposal and put it into a nearby lake. He feared the health hazard to the public, and said the business was to open on Thursday, and asked what the Board of Health was going to do about it.

It was moved by Councillor Giles:

"THAT if the Discount Food Store opened on Thursday, that the Sanitary Inspector be requested to be there and if the property does not meet Board of Health regulations the Sanitary Inspector be asked to padlock the Building.

Motion ruled out of order.

Solicitor Cox said that the regulations do not operate on the principle that one anticipates, that regulations will be broken, and the Board can only act after the law has been broken at which time, if proper health standards are not met, the Board can have its inspector close the business immediately. He said where the problem often occurs is that it is sometimes too hard to get qualified medical evidence that a certain business is a threat to the medical health of the public.

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

"THAT the Board of Health be asked to carry out their powers immediately, particularly in the case of the opening of new food outlets. Motion carried.

Councillor Giles said he was not opposed to the opening of this food distribution business operated by Mr. Sobey, but he felt that what in fact is happening is that men of wealth are dealt with in a lenient manner regarding regulations but the same regulations are used to frighten the poor person to death and all he was asking is that the bylaw as it exists be exercised in this as well as other cases.

He recognized the fact that this business had applied for a permit to operate ( as of today ) and that the Board would be meeting Thursday morning, but, he said, if the past is any indication of what is to follow it will take the Board six months to get a report back from their inspector so that they can take action.

Councillor Cleveland, Chairman of the Board of Health, assured Council that this matter would be on the agenda on Thursday and they would get a report from their inspector as soon as possible and if conditions indicated he would not hesitate to have the business closed immediately.

Couhcillor Tonks said that regardless of what the Board of Health says, the water and sewer problem in the Beaver-Ettinger subdivison over which he resigned from the Board for inaction, is still outstanding.  
Motion carried.

Councillor Giles expressed concern about the effects of blasting in his area and said that damage was being done to nearby homes and he had done considerable research and discovered tht the only municipality in the area, with a Bylaw regarding Blasting, was the City of Dartmouth where they had required blasting permits.

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

"THAT we instruct our Solicitor to draw up a Bylaw, similar to that of the City of Dartmouth, that would regulate Blasting Activities in the County.  
Motion withdrawn.

Deputy Warden Nicholson felt that if the County adopted blasting regulations they would have problems with the Department of Highways because they expressed before that this required they carry liability insurance which they in turn transferred into higher costs of construction.

Solicitor Cox advised tht this matter had come up before and he had written to all Provinces in Canada for information on their blasting regulations but only found one, he believed in the Municipality of the County of Queens, but they did not have anyone qualified to police the regulation and this was one of the problems; this Council when it discussed the matter before in realizing the costs involved in acquiring a sufficiently qualified staff member to look after this, came to the conclusion that the C.I.L. people were the best qualified and since they were in the business of selling explosives it was in their interests to conduct blastings the safest way possible. That contractors using blasting materials carry their own liability insurance. Deputy Warden Nicholson pointed out that with the County making extensive sewer installations, "we would be bound by our own bylaws" Motion withdrawn.

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

"THAT Council Adjourn.  
Motion carried.



M I N U T E S

of the

T H I R 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

ANNUAL COUNCIL SESSION

MARCH - APRIL

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MINUTES OF THE ANNUAL COUNCIL SESSION OF THE  
THIRD YEAR COUNCIL OF THE THIRTY-SIXTH COUNCIL OF THE  
MUNICIPALITY OF THE COUNTY OF HALIFAX

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The first day of the Annual Session of the Council of the Municipality of the County of Halifax convened at 10:00 a.m., Tuesday, March 17th., 1970, with Warden Ira Settle presiding.

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

The Municipal Clerk read a letter of application for the position of Municipal Solicitor from Mr. A. William Cox, Q.C. It was moved by Deputy Warden Nicholson, seconded by Councillor Gaetz:

"THAT Mr. A. William Cox, Q.C., be appointed  
Municipal Solicitor for the coming year."

Councillor Tonks did not agree that the Solicitor should be the same person year after year and that, on occasions, he had reason to doubt legal rulings as pertaining to the By-laws with regard to motions of reconsideration. He said that Mr. Cox had served notice on behalf of the Finance and Executive Committee on Mr. Facey who occupies a premises belonging to the County on the Halifax County Hospital Property. Councillor Tonks said he would be bringing in a further motion with regard to this later in the Session, but he did not feel that Council was being given proper representation with regard to the Order issued by the Finance and Executive Committee directing the Solicitor to have the tenant vacate his premises since he was one and one-half years in arrears in his rental.

Councillor Tonks nominated Mr. Donald MacInnis as Municipal Solicitor.

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

"THAT nominations for Solicitor cease."

Councillors Hudson and Gaetz felt that there was no sense appointing a Solicitor unless there was some indication that he would accept the appointment. Council balloted on the Motion with the result being fifteen (15) for and one (1) against in favour of Mr. Cox being appointed Solicitor. Warden Settle declared the election of Mr. A. William Cox as Municipal Solicitor. Mr. Cox then entered the Council Chambers and took his place.

In reply to Councillor Tonks, Mr. Cox, Municipal Solicitor, said that the Section of By-laws referred to meant exactly what is said - "that there was an exception that procedure must be followed in the matter of notice of reconsideration and he outlined those steps in the By-laws.

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

The Municipal Clerk introduced the Public Hearing (Item 9 of the Agenda), advising that the application for re-zoning had been duly advertised as

required by the Town Planning Act and that no correspondence had been received either for or against the application. Mr. Gough, Director of Planning & Development, illustrated and described the property in question with a large scale map. The section from the Director of Planning and Development Report dealing with this question was read.

Mr. R. H. Blois, Solicitor on behalf of Mr. Havill, the applicant, addressed the Council. He said that Mr. Havill was in the business of selling trailers and also in providing rental accommodations for trailer parking and has been very successful. He said that application had been made for the re-zoning of a larger piece of property but this had not been approved, although the applicant felt he could easily fill the whole property with mobile homes because of the demand. He said he would be happy to reply to questions from the Councillors.

Councillor P. S. Baker agreed that provision for trailer rental is needed but asked if there was any assurance that Mr. Havill would abide by regulations so that the County would not have the headaches it had in the past few years with sewage and water in Mr. Havill's other trailer rental property which had been a source of great concern by the Board of Health.

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

"THAT the Zoning By-law be and the same is hereby amended by re-zoning property of Stanley E. Havill at Middle Sackville, from General Building Zone and General Building Area to Mobile Home Park (T) Zone."

Councillor Thomas Tonks read a letter from one of the tenants of Mr. Havill's Trailer Court at Westphal outlining the unresolved problems they had encountered and submitted a bacteriological report dated September 1st., 1969 on the water taken from there and rated as "C". He felt that if the people had to put up with such services they might as well not have a trailer park, and charged that Mr. Havill appeared only interested in profits and not in providing services.

Councillor P. S. Baker and Councillor McCabe advised Council that in all fairness the water impurity problem had been greatly improved and Dr, Cameron had advised the Board of Health that the water was now fit to drink but discoloration was due to certain mineral content which could not be rectified before the ground thawed.

Council then balloted on the motion with the result being fifteen (15) for and one (1) against. The Motion was carried.

The Municipal Clerk introduced the Public Hearing (#11 on the Agenda) advising that the application had been duly advertised according to the requirements under the Town Planning Act and that no correspondence had been received either for or against the application. The Section of the Report of the Director of Planning and Development dealing with the matter was read to Council and Mr. Gough illustrated the property with a large map.



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In reply to Councillor Hudson, Mr. Gough said that the proposed plan for this development set aside land for public use, however, this was not a restriction on the zoning.

Mr. Harold Verge, Planner for the proposed development, addressed the Council and displayed an Architect's plan of the development. He outlined the property in question and said that the planning philosophy in this case is to work in with the present Community and to maintain the use of the lands adjacent to Papermill Lake for public enjoyment for the people in the area as has been its use for many years. He said that the building was being done by Mr. Stevens who builds fine homes in the area. He anticipated no problems with regard to access to highways and said that they would make best use of the natural contours of the land.

Councillor Hudson felt that this looked like "pretty fuzzy thinking" and pointed out that if this re-zoning was approved they could building anything there.

Mr. Verge said that in this case, there is a very sincere effort being made to develop the finest development concept in the country but required intensive stages of planning, considering market trends and requirements - that it included some 1,000 acres of land in the first phase which is about one-quarter of the holding and is unique in that it is a private owner to such a large holding so close to a metropolitan area. He felt sure that Council Members would be delighted to watch the development of these plans progress and that each phase in the development would be submitted for approval of the County Planning Board.

Deputy Warden Nicholson pointed out that this was a very hard area to develop and would have to have high cost homes in order to make the development economical.

Mr. Verge agreed that in the first stages the homes would be of an expensive nature but later the development would include homes for all incomes.

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

"THAT the Zoning By-law be and the same is hereby amended by re-zoning property of Bedford Village Properties Limited, Bedford, from I-1, Industrial General; R-1 Single Family Dwelling; R-2 Two-Family Dwelling and R-4 Residential General to General Building Zone."

The Motion was voted on, the results being fifteen (15) for; one (1) against. Motion carried.

Council then agreed to deal with the following Motion which had been deferred from the February Session of Council:--

"THAT the School Capital Program Committee be instructed to construct one of the proposed Junior High Schools at Upper Tantallon, near the St. Margaret's Bay Road."

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The Municipal Clerk read letters from:

Mr. J. Newell, President - Hubbards-Queensland Home & School  
Mr. Killam, representing Ratepayers of District No. 7  
Mr. Bruce, representing the Ratepayers of District No. 9  
Mrs. Kennedy of Boutilier's Point, and  
Mr. Vincent Peach of Timberlea Area, all of whom requested to address Council.

Deputy Warden Nicholson said that in order to expedite the program and get building underway, the School Capital Program Committee was proposing three (3) 16-classroom schools in place of two (2) 20-classrooms schools and read the report of the School Capital Program Committee. He suggested that the three (3) schools would provide schools for all Districts and in case of annexation there would be no worry about it one way or another.

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

"THAT this matter be referred back to the Municipal School Board asking that this program be reconsidered with a view to recommending the construction of three (3) Junior High Schools of sixteen (16) classrooms with provision for expansion as required, these schools to be located in District No. 10, District No. 2 and in Districts Nos. 7 or 9 in the best location to serve the areas concerned, urging that this be given early consideration with a recommendation at the earliest possible date."

Councillor P. S. Baker felt that this was an exercise in futility to refer it back to the Municipal School Board because they have repeated refused this recommendation and he suggested that there is some politicking with regard to this whole program. He said that his District was not involved in the controversy but was being held up in having their school begin and in all of this, it is the students who are suffering. He said it should be considered that the Department of Education feel that adequate facilities cannot be provided in schools with 12 to 16 classrooms and these children should not be deprived of an adequate education. He said that as a members of the Finance & Executive Committee he was concerned about finances, although it would not effect the tax rate this year if a dozen schools were built but it appeared obvious that three (3) schools would be more expensive than two (2) because of extra staff required in addition to other obvious costs and he would have to have it proven that this was more economical before he could even consider such a proposal. He asked Council to forget about personalities and make a definite decision here today in the best interests of the education of the children.

Councillor Daye said he was sorry to see the subject on the floor of Council today because he felt that the matter had been decided and should not have been reconsidered and the decision reversed just a couple of hours after the decision had been made and if Council could not make a firm decision now and stand by it, then Council should resign as a body.



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Councillor Snair pointed out that it is the children who need the education which these schools will provide who will be paying for these schools and that in a 16-classroom school the Provincial Government will not contribute to a comprehensive program and the children will suffer. She pointed out that there had been continuous growth in Districts Nos. 7 and 9 sufficient to warrant a Junior High School so that the children would have equal education opportunities of those in the City and not be deprived just because they lived in the County.

Councillor Moser said that the people in the gallery heretoday expected that the decision was made last month and they are back here today and they will keep coming back until they get justice, and he did not blame them.

Mr. Karl Perry, Superintendent of the Municipal School Board, replying to Councillor Moser, said that the Department of Education shares in the salaries for teachers but there is a required pupil-teacher ratio which, if not met, he felt the Department of Education would take a close look at it.

Councillor Moser felt that Councillors should make a final decision now or resign.

Councillor Tonks felt that an injustice had been done by not sticking to the first decision on the matter in February, but the Deputy Warden managed to get this new proposal in, which he did not feel Council should even be considering. Councillor Tonks read an article from the Mail-Star of March 4th., 1970 entitled "Tailor Schools to Fit the Budget" and suggested that perhaps in this County there should be a consultant called in as was done in the case of the City of Dartmouth to advise on school location and building, or perhaps amalgamation of the three Municipal School Boards.

Deputy Warden Nicholson, in rebuttal to Councillor Snair, said that the population in District No. 2 was higher by 1,000 people; and in reply to Councillor P. S. Baker, that the cost of three schools would be greater in the first instance but over the long period would be lower because they could be added to as population increased - that if a school was not built in Timberlea now, with water and sewer coming in very soon the price of land for a school would be considerably higher and also, that the three (3) 16-classroom schools would give eight (8) additional rooms, and the cost for portable schools would be done away with. He said that if a school was not built in that area, that District No. 11 would never get a Junior High School, and that a present, District No. 2 had only elementary schools, not even a Junior High School.

Councillor Colin Baker said that he supported the three (3) 16-classroom schools so that the children in his area would not have to travel twenty miles to go to school.

Councillor Hudson saw no sense in referring this matter back to the Municipal School Board - that it had made its recommendations last August and re-affirmed those recommendations since, as late as yesterday's meeting.



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Councillor P. S. Baker outlined some of the difficulties in the schools in District No. 10 listing crowding, half-session classes, lack of water founts, toilet facilities, ventilation, etc., and said that construction must start soon.

Councillor Gaetz pointed out that it would be impossible to provide a comprehensive and adjusted program in a school of sixteen (16) rooms.

Deputy Warden Nicholson said he understood that the Municipal School Board vote on the recommendations was split and the Chairman had to break the vote and if they did not build smaller Junior High Schools, Eastern Passage would never get one.

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

"THAT the motion be deferred."

Councillor Giles said he felt partly responsible for this confusion because he understood the Council vote for reconsideration was 8 to 7 and unfortunately he was not in Council when the vote was taken or it would have been 8 to 8 and defeated.

Council voted on the motion, the result being eleven (11) for an five (5) against. Motion carried.

Council agreed to vote on the motion deferred from February.

The Municipal Clerk, Mr. Hattie, pointed out that the Municipal School Board had recommended two (2) schools now and a third one in a year or two anyway.

Councillor Giles said that in his District they were two years behind in school building and that High School students were having to stay in Junior High Schools and not getting the type of education they should have. He felt that the Municipal School Board is in the best position to advise this Council from an academic point of view and that a school in District No. 10 is being held up because of the deferrals and the matter should be settled now.

Mr. Killam, representing Ratepayers of District No. 7, addressed the Council saying that he was here representing the people of the District because the school for their area had been given "the hoist" at the February Session and they now have more relevant facts to present in the form of a Brief which will give further strength to the argument for a school in Districts Nos. 7 or 9.

Mr. Vincent Peach, representing the Ratepayers of District No. 2, addressed the Council stating that they did not represent a power group of any company. He said that Councillor Moser, who had once represented their area, worked very hard for a high school and when it was built it went in District No. 9, but they did not object because he had worked so hard for it. He said that the Municipal School Board projected that 328 of the students of the 590 would be from the Beechville-Timberlea-Lakeside area and the area was growing very fast. He pointed out that there has

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been a tremendous industrial growth in District No. 2 and business coming into an area are looking for church and school facilities and that forty-five (45) homes would mean an increased assessment to the County of a million dollars; that there was a continuing widening gap in the assessment and that the District could not continue to grow at the present rate unless junior high schools were provided. He pointed out that at a meeting of the Municipal School Board on September 15th., 1969, they recommended a school in Timberlea and he would leave it to the good judgment of Council to base its decisions on the same basis as they had in the past.

Mr. Killam, representing the Ratepayers of Districts Nos. 7 and 9, thanked the Warden and Council for hearing their submission and presented it.

Mr. Bruce, representing District No. 9, said that this was not a flamboyant gesture, but a group of citizens standing up for what they wanted and what they felt was justified. He presented the Brief attached to a petition.

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

"THAT the School Capital Program Committee be instructed to construct one of the proposed Junior High Schools at Upper Tantallon, near the St. Margaret's Bay Road."

Council voted on the Motion, the result being twelve (12) for and four (4) against. Motion carried.

Warden Settle thanked the people in the gallery for conducting themselves in such orderly fashion.

Replying to Councillor P. S. Baker, Deputy Warden Nicholson said that surveyors are out in District No. 10 this morning doing site work for that school and the other one would be started without delay.

Councillor Tonks said it was good to see so many interested citizens in the gallery which have been almost empty in the past two years he has been sitting on Council, and he hoped that their interest would be generated by this visit to Council and that they would be regular observers.

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

"THAT Council adjourn until 2:30".  
Motion carried.

AFTERNOON SESSION

The afternoon Session convened at 2:30 p.m. with Warden Ira Settle presiding.

The Municipal Clerk called the Roll.

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

"THAT the Maritime Telegraph & Telephone Company Limited be asked to improve the telephone system in Districts 7, 9, and the West Dover part of District No. 10, by installing a toll free dial system within this area with the City of Halifax.

Mr. Cox, Municipal Solicitor, pointed out that the Maritime Telegraph & Telephone Company Limited had just completed an extensive survey recently and the Board of Public Utilities has recently issued an order for a new rate structure.

Councillor Colin Baker advised that they had gotten action in his District by submitting a petition to the Maritime Telegraph & Telephone Co. Ltd.

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

"THAT no further resolutions be considered until the Agenda is concluded." Motion carried 15-1.

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

"THAT Council adjourn at 4:00 p.m."

This motion was ruled out of order by the Municipal Solicitor, Mr. Cox.

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

"THAT Council sit no longer than 4:00 p.m. today."

Councillor Thomas Tonks and Councillor P. S. Baker moved an amendment:

"THAT Council sit no longer than 6:00 p.m. this Session."

Councillor Tonks said that he took time off to come here and represent the people of his District and if Council adjourned at 4:00 p.m. it would be shackling his efforts to properly represent his people. He felt that Councillors should have more time to put the problems of the District before this Council.

Councillor P. S. Baker felt that the time should be extended beyond 4:00 p.m. to carry on all evening, if necessary, because of the time wasted in Council today.



Voting on the amendment, the results were three (3) for and eleven (11) against. Amendment defeated.

Voting on the Motion, the results were twelve (12) for and four (4) against. Motion carried.

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

"THAT the Minutes of the February 17th., 1970 Council Session be accepted, as amended." Motion carried.

Councillor Tonks took issue with the Federal Department of Fisheries policy as effecting small lobster fishermen and brought an individual case before Council. He read a letter from a man who was laid off by Fairey Aviation who applied for a permit to increase his lobster pots from 30 to 50 for which he would pay the same license fee of a fisherman operating 200 traps and this was denied.

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

"THAT representation be made to the Federal Department of Fisheries (with a copy to the Provincial Department) asking them to rescind the present legislation with respect to Lobster Fisherman's License, and that the Minister of Fisheries be invited to meet with members of this Council to discuss this and other problems in connection with fisheries."

Councillor P. S. Baker felt that the Honourable Minister should pay a visit to Halifax and meet with people from his District and the Eastern Shore to see how this policy was effecting the fishermen. In effect, he said the small lobster fisherman is being squeezed out. "We talk about paying out welfare to people and here we have a policy which is so dictatorial it does not allow a man to support his family and is forced to go on welfare" said Councillor Baker, while huge grants go to the large fishermen and foreign companies but nothing for the in-shore fishermen.

Councillor Moser said that the Government had already stolen away the bounty and salt subsidy and there is no help or anything to encourage the fishermen.

Councillor Daye felt that if a member of the Department of Fisheries could come to this Council and explain all the points, some of these things might not seem to be quite correct.

Councillor Tonks retorted that the Fisheries Representatives were not necessary to explain the fact that in a letter from their Minister this man was denied an application to increase his lobster pots to 50 so that he would have adequate means to support his family.

Voting on the motion, the results were fifteen (15) for and one (1) against. Motion carried.

With regard to the letter referring to Comforts Allowance, Councillor P. S. Baker advised that money is available for needy patients in mental institutions but the Municipalities were to share in 25% of this \$15.00 per month and at the Halifax County Hospital one Municipality was not providing this while the other four are. In the case of the City Civic Hospital, he said the Halifax City Council and the Board of Management should hang their heads in shame allowing their Superintendent to dictate to them that comfort allowances, which are available, should not be paid to patients.

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

"THAT a follow-up letter go to Mr. Tidman indicating that we are not pleased and that he be advised that since the Federal Government is willing to share in these costs, that the opinion of this Council is that the Provincial Government should pay the balance of the cost." Motion carried.

Council agreed that the letter from the Federal Minister of Fisheries and Forestry be filed.

The Municipal 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.

With regard to Bill No. 89, Deputy Warden Nicholson pointed out that the recommendations with regard to composition of the Committee made by this Council were accepted by the Minister and although he was not too pleased with all the implications of the Bill, at least he was glad there was adequate County representation on the Committee.

Councillor P. S. Baker said that the restrictions of Bill No. 89 had come to light even this morning when a lady from Hatchet's Lake who had a property more than large enough for the requirements, had to pay \$100.00 to have it surveyed and now must wait three months before it is approved.

Councillor Daye felt that Bill 89 would be alright for the metro area but makes very difficult restrictions to people in the rural areas and the Provincial Government is putting blocks in the way instead of trying to help the people.

Replying to Councillor McCabe, Warden Settle said he felt the most damaging facet of Bill 89 is that there is a thirty-day waiting period for appeals before approval is granted.

Replying to a question, Mr. Gough said that some applications could be processed more quickly if it was felt that they had no regional significance.

Councillor McCabe questioned whether these people are qualified to process property in rural areas anyway, and believed that to avoid ribbon development they would soon require a five-acre lot which the people would just not bother with.

Mr. Cox, Municipal Solicitor, said that this is a major piece of legislation and suggested it might be worthwhile to set some specific time aside to go over the legislation with Council because he felt it could not be dealt with adequately in piecemeal fashion.

Councillor Moser felt that the thirty-day waiting period might be fine for the metro area, but just did not appear reasonable in rural areas and if this was not rectified a judgment would be made at the next election.

Council agreed that Mr. Cox and Mr. Gough explain the legislation to Council at a specific time set aside during the Annual Session.

The Municipal Clerk read the Report of the Director of Planning and Development.

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

"THAT the Report of the Director of Planning and Development be approved." Motion carried.

With regard to the application for a summer trailer park at White's Lake, Councillor P. S. Baker said that this property was on a very sharp, long curve and hill and the entrance could be one of two places, neither of which he believed the Department of Highways could approve.

Councillor Tonks observed that some enticement must have been used to get Mr. Grant to apply for re-zoning for his trailer lot when all the others around it were so parked on a non-conforming basis and he felt that Mr. Gough deserved credit that at least one had been enticed to apply for the suitable re-zoning.

The Municipal Clerk read the Annual Report of the County Planning Board.

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

"THAT the Annual Report of the Halifax County Planning Board be received."

Councillor Tonks referred to the Minutes of a Planning Board meeting held on February 20th., 1970, where it was outlined that a certain property was seeping used car oil into the ditches and the staff was investigating possible seepage into the waters of Cole Harbour. He said that the business operated by Mr. Milligan has only a car salvage permit and defies Planning Board regulations and Unsightly Premises By-law and the Board



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decides that this man is carrying on a useful business so allows him to defy the regulations. He said that this area is adjacent to property which the District purchased for a dump and was not allowed to use and the day after the Order was issued Mr. Milligan set up a dump which included a huge oil-burning pit, open and had many fires, including two weeks ago which burned down the fence which was supposed to be hiding the debris.

Councillor Tonks said that the wild life people were anxious about the situation and there had been numerous complaints. He showed pictures of a "Vietnamese situation" also located in Eastern Passage, where an individual had driven nails into pieces of lumber all over his property and turned them up creating a hazard to any child which may wander on the property and he is advised that nothing can be done about it.

Returning to the subject of the Milligan Dump, Councillor Tonks said he wondered how Council could justify allowing this situation to continue - he was defying County regulations, the Board of Health, Unsightly Premises By-law, Waters Act, Public Utilities, and "you name it" and the Board says "leave him alone, he is providing a service."

The Motion re the Annual Report of the Halifax County Planning Board was carried.

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

"THAT Council take the necessary action to close out the operation being carried out by Mr. Milligan in District No. 13, where is is operating a dump."

Replying to Councillor P. S. Baker, Mr. Cox, Solicitor, said that if the By-laws were being violated, then action could be instituted if proper information could be laid.

Deputy Warden Nicholson said that the County had been trying to find disposal facilities all over the County and have not been able to - he wondered how much of a business was being done.

Councillor Hudson felt that this was a Planning Board matter and even if they are incapable of solving it, this Council should not go over their heads.

Councillor Tonks said that there is legislation to put Mr. Milligan out of business but he has too many friends, including people in this Council and this man will not be put out because of friends in high places. He said that Mr. Milligan had a contract with Shearwater and much of the garbage is coming from there in addition to barrels of tar and old oil from the two cities. He said that it has been a Planning Board matter for two years since he has been on Council and long before, and at times it take four Fire Departments to contain the fires which go out of control in this dump. He felt that if members of this Council were being paid to let this man stay in business, then they should resign.

Replying to Councillor Moser's request for an explanation, Councillor Tonks said he made a general statement which he felt was true and accurate and if he was wrong in any case he would be glad to apologize after this man has been closed out.

Councillor Giles asked the Chairman of the Planning Board why they were so hesitant to condemn this situation. He felt that if the Board did not feel able to take action then they had no other alternative but to resign

Asked for a ruling, the Municipal Solicitor, Mr. Cox, said that this matter came to his attention at a Finance and Executive Committee Meeting and he would investigate the matter and if it was the wish of Council he would take appropriate legal action.

Voting on the motion, the results were eleven (11) for and four (4) against. Motion carried.

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

"THAT Council adjourn until 9:00 a.m. tomorrow morning at the Halifax County Hospital."  
Motion carried.

Annual Council Session - March, 1970

Wednesday, March 18th., 1970

SECOND DAY

Council met at the Halifax County Hospital at 9:00 a.m. Following the inspection of the Halifax County Hospital, Council then proceeded to Ocean View Manor for lunch at 12:30 and an inspection of the Manor.

Following the inspection of Ocean View Manor, Council adjourned until 10:00 a.m. Thursday morning.



THIRD DAY MORNING

The Third Day morning Session of the Annual Session of the Council of the Municipality of the County of Halifax convened at 10:00 a.m., Thursday March 19th., 1970, with Warden Ira Settle presiding.

Following the recitation of the Lord's Prayer, the Municipal Clerk called the Roll.

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

"THAT a letter go to the Superintendent of both the Halifax County Hospital and Ocean View Manor thanking them for the reception given to the members of Municipal Council yesterday."  
Motion carried.

Councillor P. S. Baker asked the Councillors to take the opportunity of making notes of suggestions or ideas pertaining to the Halifax County Hospital and Ocean View Manor from the observations of their tours yesterday. He advised that the budget for the Halifax County Hospital would be cut this year, at a time when more money was necessary to implement the recommendations of the Royal Commission and that the Board was studying approaches it could make in order to effect the necessary improvements at the Hospital.

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

"THAT Council meet not later than 4:00 p.m. today." Motion carried 15-1.

The Municipal Clerk read a letter from the Premier to the Municipal Council.

Councillor P. S. Baker said that every month it is seen that the City of Halifax is looking for County watershed area and he protested the City's policy of "landgrabbing" and intimidating people to sell the land or force expropriation with the purpose, supposedly, for watershed, then turning around and using the property for other purposes. He told of the procedure taken by the City in the Goodwood Area where Real Estate Agents were involved in evaluation and people frightened into selling their homes and charged that if the City was so interested in protecting the good water supply they should at least buy all the property in the specified area and use it for that purpose.

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

"THAT this Council make a submission to the Nova Scotia Board of Public Utilities asking that if the watershed lands are annexed to the City of Halifax, that the lands already bought or expropriated for watershed purposes revert to the original owners so that they can be properly compensated."

Thursday - March 19th., 1970

It was questioned as to whether the Public Utilities Board would be the property Authority to approach or whether it should be the City of Halifax or the Public Service Commission. Mr. Cox, the Solicitor, on being questioned, pointed out that when a property had been expropriated, the Expropriating Authority could change the use of that property if it were no longer needed for the original use. Where this whole matter is quite involved and involves the law with respect to expropriating, the resolution was not put to vote but referred to the Municipal Clerk and Municipal Solicitor to work out a more suitable resolution.

Replying to Councillor Johnson's concern with regard to water and sewer services around Lake Major, Mr. Hattie advised that preliminary plans for water and sewer systems have been presented by Consulting Engineers and have been approved in principle by the Water Resources Commission and the Housing Commission presently is authorizing the Consulting Engineers to go ahead with the design of the water and sewage disposal system and presumably it will go ahead as soon as finances are arranged.

Councillor Giles and Councillor P. S. Baker took exception to the manner in which people's homes were being taken away from them on the pretext of watershed requirements.

Replying to a question, the Municipal Solicitor, Mr. Cox, said that the Public Utilities Board does not have authority over the land ownership but rather whether it belonged within the boundaries of the City of Halifax or the Municipality of the County of Halifax.

Replying to Councillor McCabe, the Municipal Solicitor advised that legally it was not necessary for property expropriated to be used for the specific purpose for which it was expropriated, and that "yes" it could be sold to an individual.

Referring to the Premier's letter, Deputy Warden Nicholson said that he saw no reason for an Expediting Committee, that there already was a Steering Committee with representatives of the three municipalities and the Provincial Government which had done nothing in the two meetings they had already had and he saw no reason why they could not do the expediting.

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

"THAT this Council point out to the Premier of the Province of Nova Scotia that there already exists a Steering Committee made up of elected representatives of the three Municipal Governments and the Provincial Government, and there seems to little need of any Special Expediting Committee; However, if it is deemed that such a Special Committee is necessary, then the County of Halifax appointee will be Warden Ira S. Settle." Motion carried.

The Municipal Clerk, Mr. Hattie, replying to Councillor Gaetz, pointed out that the Water Pollution Study to be carried out in the whole County would include Musquodoboit Harbour, in fact this particular area had already been emphasized to the consultants.