

On the motion with a vote of 15/1. Motion carried.

The Clerk read a letter from Rev. S.W. Irvine re the establishment of a Nursing Home in Dartmouth.

Councillor P. Baker said regarding the fifty Dartmouth (50) patients at Oceanview, this was a verbal agreement with the City of Dartmouth and those patients are needed at Oceanview at the moment. Although he commended Mr. Irvine's efforts, he did not feel that the County should promote his business to the detriment of Halifax County. Council agreed that the letter be filed.

The Clerk read a letter from Councillor Tonks tendering his resignation from the Board of Management of Ocean View Manor.

Councillor Tonks said that Mr. Lynch stated at a Board meeting that he was certain he had a dislike for Mr. Lynch and his wife and bandied their names about in local taverns and at a broomball game. He said that his one visit to a tavern was on the occasion of his son's 21st. birthday, and the Broomball game where conversation was regarding Department of National Defence topics and he felt that Mr. Lynch was having hallucinations and he would have to seriously consider whether Mr. Lynch was fit for such a position. He said that the remarks came up when he was questioning the justification of Mrs. Lynch as Director of Nursing which appeared to be a duplication of services. He said he was willing to serve on the Board but wished Council's direction on whether he should serve. He said that Mr. Lynch had made reference to Mr. Hill of CUPE going to take legal action against him and he felt that this Council should take the matter up. He also felt that the Chairman of the Board should have called Mr. Lynch to order and asked if he was expected to be subjected to such things as a member of the Board.

Councillor P. Baker said he felt the incident was unfortunate but not that serious and could be ironed out in the next Board Meeting.

Councillor Tonks said it was very obvious that there is going to be dissention between himself and Mr. Lynch because he would not hesitate to challenge any municipal employee, as he had done in the past, if he felt they were not doing their job properly.

It was moved by Councillor P. Baker; seconded by Councillor Johnson: -

"THAT Councillor T. Tonks resignation from the Board of Ocean View Manor not be accepted."
Motion carried.

The Clerk read a letter from a group of Taxi Drivers in the Bedford - Sackville area.

Deputy Warden Nicholson said that this had been a bone of contention for a long time but he did not feel that the Municipality should limit the number of taxi operators any more than they should limit the number of plumbers or electricians in the County. That in a Free Enterprise System with free competition and specified demand, the volume would find its own level.

Councillor Tonks pointed to the prime example of limiting transit in the Dartmouth Area where a franchise is in effect but the service is not provided in his area and suggested that there was a bylaw regulating taxi drivers which was not being enforced, i.e. cab drivers wearing a cap with their number on it, taxis having their license numbers in view, etc. He suggested that the two (2) County Constables see that these bylaws were enforced.

Councillor Dunbar felt that the crux of the problem in Districts 8 and 21 was the existing law in Halifax where they can pick up passengers in the County but the County taxis cannot pick up and disburse passengers in the City.

Councillor Dunbar and Deputy Warden Nicholson moved: -

"THAT a letter be referred to the Finance and Executive Committee."

Motion carried.

Deputy Warden Nicholson pointed out that the City cab drivers are similarly restricted in County fares, that they cannot pick up and drop fares in the County.

Councillor Slauenwhite said that last fall there were a number of city cabs operating in the Sackville area and the County does not have authority over them and should have that authority. Motion carried.

The Clerk read a letter from Eugene Deveaux, President of District 13 ratepayers Association requesting figures for Junior and Senior High Schools throughout the County.

Councillor Tonks said that these were the figures he had been trying to get for some time. He felt that the figures should be made available to the correspondent.

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

"THAT the total breakdown of school enrolments in all Districts be forwarded to Mr. Deveaux of Eastern Passage including the Junior and Senior High School figures in all Districts in Halifax County. 12/4

Motion carried.

It was moved by Councillor Gaetz; seconded by Councillor Johnson: -

"THAT this be deferred until the Report of the Municipal School Board is being dealt with by Council." 5/11.'

Motion defeated.

Councillor Gaetz felt that the discussion of this should be deferred until the Municipal School Board Report was dealt with because it was irrelevant here; and that the Municipal School Board anticipated building schools in the Eastern Passage area in 1973, that these buildings take time.

Deputy Warden Nicholson did not agree with the amendment "because we could sit here and discuss it for two days and not come to any conclusion". He pointed out that the man was only asking for the figures and he saw no reason why he should not receive them.

Councillor P. Baker questioned the accuracy of the figures if the man did get them, judging from the figures he had received from the School Board in the past.

On the motion to defer, voting 5/11; Motion defeated.

On the motion - 12 for; four (4) against. Motion carried.

The Clerk read a letter from J.M. Forrestall, Member of Parliament in Ottawa as Secretary of the Fundy Tidal Power Committee.

Councillor Tonks said that Mr. Forrestall has a nasty habit of circulating correspondence to people as being on a Committee, and wondering if the Committee actually existed and who was on it.

Councillor Hudson pointed out that Mr. Forrestall, as a member of the opposition, has a responsibility to oppose action of the Government and this is precisely what he was doing, opposing government policy regarding the Fundy Tidal Power.

It was moved by Deputy Warden Nicholson; seconded by Councillor Hudson: -

"THAT the Council of the Municipality of the County of Halifax support the development of Fundy Tidal Power as soon as possible, and that Mr. Forrestall be so advised by letter and a copy of the letter be forwarded to the Prime Minister."

Motion carried.

Councillor Tonks said he was in favour of the Fundy Power But did not appreciate being misled by a Member of Parliament.

Councillor McCabe asked whether Council would be voting on something which had been proven was not economically feasible, and could this in fact turn out to be another Sydney Heavy Water Plant.

On the motion - 12 for ; 4 against. Motion carried.

Councillor Tonks referred to correspondence - Minutes of a recent Committee meeting of the Union of Nova Scotia Municipalities. He pointed out that this was a motion passed by the Executive of the Union of Nova Scotia Municipalities which this County belongs and last year was the second largest contributor and the County has no control over its expenditures. That it is a dictatorial group and he felt that this County should pull out of the Union until they exercise a little control over their expenditures and a little courtesy. He said " we do not even have the authority to put a motion on the floor, we have to submit them to Committee who submits them in whatever way they see fit."

It was moved by Councillor Tonks: -

"THAT this Council rescind the payment of dues to the Union of Nova Scotia Municipalities and that we withdraw from membership therein."
(Motion lost for want of a seconder.)

Councillor Tonks referred to an article in the Mail Star of February 27th., 1971, re a Court Hearing re the Beaver-Ettinger Subdivision in which Mr. Nicoll, in his own defence, said that their Water and Sewer had been checked by the County and found to be alright. Councillor Tonks asked who the County official was that said the system was alright because he would consider that person's dismissal. He pointed out that this was being used by the owner to defend the water and sewer system.

Warden Settle said he knew of no time that the County ever thought the system was workable.

The Clerk read the Warden's Report to Council.

It was moved by Councillor Gaetz; seconded by Deputy Warden Nicholson;

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

Councillor Hudson said that Sunday evening at a Dinner of the Canadian Canoe Club, the Warden had been invited as a Head Table Guest but did not arrive, nor advise them that he would not attend and she understood that this was not the only occasion when this had happened.

Warden Settle said that he had planned to attend, that he attends two or three (2-3) such functions each week, but he had injured his foot on Saturday and was unable to go, that the invitation was at the Office and he did not know who to contact.

Councillor Tonks did not feel that this was sufficient reason because the County has a Deputy Warden to act at such times.

It was moved by Councillor Hudson; seconded by Councillor Gaetz;

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

Councillor Johnson, referring to New Road in the description, asked that the names be reported accurately. Warden Settle suggested that Mr. Gough take the matter up with the Nova Scotia Housing Commission. Motion carried.

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

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

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

Councillor Tonks felt that since one problem of this Committee was that of placing mobile homes on suitable locations, efforts be made to utilize the Clarence Park property for this purpose.

Mr. Hattie replied that the only reply from the Housing Committee indicated their interest in this property for the development of mobile homes.
Motion carried.

Deputy Warden Nicholson advised that the Planning and Advisory Committee already had the bylaw under study and are making some recommendations re the size of the lots being similar to housing lots, they felth that this idea has merit for those families who start out with a mobile home and later want to build a permanent home. They already have an adequate lot to build on.

In reply to question, Mr. Hattie said that the renewal of the lease of the Clarence Park Property is in the process now.

Councillor Hudson referred to the lands surrounding the airport which people have to pay taxes on but cannot sell or have rezoned. She pointed out that the rezoning cost of advertising two hundred dollars (\$200.00) is in many cases more than the property is worth. She felt that this could be justified if any effort was being made to establish industry there but she knew of no such efforts.

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

"THAT the Planning Staff be asked to review the Zoning around Halifax International Air Port and bring in a report at the next Meeting of Council."
Motion carried.

Deputy Warden said that they had a session with a DOT representative and it was suggested that a covenant be attached to the deeds of properties to make people aware of the potential noise level. They had no objection to people moving in there but wanted to disclaim any responsibility re noise nuisance complaints.

Councillor Hudson got the impression that DOT would oppose rezoning of the whole area and she felt this was unrealistic to expect people to pay taxes on land they could not sell.

Deputy Warden Nicholson advised that the Committee is now working on a solution which would cut down the cost of rezoning because he felt that it was a matter which must be straightened out. Motion carried.

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

It was moved by Councillor Gaetz; seconded by Councillor Jennex: -

"THAT the Annual Report of the Planning Advisory Committee be adopted."

Councillor Tonks questioned whether the Staff was giving approval of Salvage yards without taking steps to insure that the stipulations contained therein were adhered to. He said there was a case in his district where the salvage yard deposited the wrecks along the highway on Department of Highways property creating unsightly premises.

Council agreed that the Clerk read the Supplementary Report of the Director of Planning and Development.

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

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

The Clerk read the Report of the Public Works Committee.

It was moved by Councillor Slauenwhite; seconded by Councillor Gaetz: -

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

Councillor P. Baker asked who made the survey re transportation to Oceanview, and what they used as a basis.

Mr. Gallagher replied that it was one of his staff and it was based on the cost of fares of twenty cents (.20¢) plus five cents (.05¢) for the extended fare and the people he talked to at Quiggley's Corner, and Mr. Dooks of the Dartmouth Transit system.

Councillor P. Baker said he failed to see where they got the four dollar (\$4.00) figure, that it was away out and it looked as though Mr. Dooks wanted the whole loaf. He did not feel it was any business of Mr. Dooks whether the County put on a small van for transportation to Oceanview, and in fact, his own franchise would prevent it. He believed this to be a white-wash job.

Mr. Gallagher said he had spoken to Mr. Dooks and he had not recommended the van but knew of places where this form of transportation was used.

Councillor Tonks questioned the extent of the survey, he said there was nothing in the report about the bus line suggested down in the area of the school and nothing about the bus stopping at Quiggley's Corner for ten minutes (10) and obstructing traffic. He suggested that if they were having schedule troubles it would indicate that the schedule should be revised. He said there were not any interviews with the two hundred and fifty (250) homes beyond the corner which would be possible business for the bus, nor those living in the Trailer Park and he assumed the man simply talked to the people he met at the bus stop. Councillor Tonks said that he has correspondence from people in the area as far back as 1964 requesting bus service but nothing has been done. He felt that if Mr. Dooks was not prepared to provide the service, then his franchise should be broken and leave the transportation for that area open to private enterprise so that they could get some firm to handle it that would do a better job than the present one.

Councillor Tonks was also concerned about the abandonment of easements and warned that in these cases the County could be held liable.

Councillor P. Baker felt that the Department of Welfare should be advised of the lack of transportation to Oceanview since they were concerned about the patients there and had done much to upgrade the standards there in recent years.

Councillor Jennex asked whether this Council had sent a representative to the Board of Public Utilities and whether there was a Public Hearing, or whether had it been just a matter of Mr. Dooks talking to the Board.

Mr. Hattie said that there had not been a County representative go to the Board or a Public Hearing that he was aware of.

Councillor Jennex then deducted that the Board of Public Utilities was only getting one side of the story and that a representative from this Council should go to the Board so that they would get the whole picture upon which to base a decision.

Solicitor Cox pointed out that there was a complaint procedure under the Public Utilities Act and it might be worthwhile to get the details and launch such a complaint to the Board, that this would be a complaint of the residents but could be strengthened by a resolution of this Council.

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

"THAT a letter be sent to the Board of Commissioners of Public Utilities of the Province of Nova Scotia asking the Board to reconsider its previous decision with respect to an extension of the bus service from Quigley's Corner to Ocean View Manor and suggesting to the Board that it might require the Dartmouth Transit System to carry out a thirty day (30) trial period for this proposed extension, and also that a copy of this letter be sent to the Minister and Deputy Minister of Public Welfare together with a letter of explanation, pointing out the need of such a service."
Motion carried.

An amendment was moved by Councillor Tonks:-
No seconder:

"THAT the Board of Public Utilities be asked to hold a public hearing."

It was moved by Councillor P. Baker; seconded by Councillor Gaetz: -

"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.

Council agreed to hear the Report of Dr. Cameron, Director of the Atlantic Health Unit and Medical Health Officer.

Councillor P. Baker referred to the "shack out in Goodwood" where forty-five children (45) are going to School, and the Report of the Public Health Officer of the Atlantic Health Unit indicating that the lighting was the same with the lights on as off in the classroom and the inadequate toilet facilities where the teacher had to accompany students when they went to the toilets in the basement of the school. He understood that the Municipal School Board had requested or suggested that the school continue on minimum standards until provision was made for them to be housed elsewhere.

Dr. Cameron replied that the Decision was made by the Board of Health to close the school out if proper health requirements were not met, and "this is just what I want them to do." He said "I do not have the power to order the school closed but last Thursday, the Board of Health advised the Municipal School Board to this effect."

Councillor Dunbar asked about the powers of the Board of Health in a case where it was established by testing that the sewage condition was unsatisfactory.

Dr. Cameron said that the letter is written to the offending party from the Board of Health and if the situation is not rectified then the Board takes action.

Following the matter further, Councillor Dunbar asked if there was enough "teeth" in present legislation to deal with the offenders and he referred to a specific case in District 8, realizing that the installation of water and sewage would solve some similar problems but would not cover the whole area.

Dr. Cameron said that the Board could take action by putting a lock on the door of the house - putting the people out and not allowing them back in but this was a pretty drastic step. As to having the work carried out and being a lien on the owner, the answer is no, we have not that power. He pointed out that when you evict people, there has to be housing for them to go into and he did not know the answer to this specific problem.

He pointed out that if you force people to pump out their septic tanks this would cost about forty dollars (\$40.00) and if it has to be done every few weeks or each month, it would represent a cost that is prohibitive to families on low income. He said that the Board has bent over backwards for these people.

In reply to Councillor Dunbar, Dr. Cameron said that there was a request for such legislation at the present time.

Councillor Hudson asked where the sewage trucks pumped the effluent from the septic tanks and Dr. Cameron replied that this was supposed to be dumped in the city field. To which Councillor Hudson added that it ran from there into the Halifax Harbour which did not effect much of a solution.

Councillor McCabe asked whether the Inspector in the area had been contacted on the matter. Dr. Cameron replied that the Inspector had been there several times, that this problem involved three (3) homes, two (2) of which had taken steps to clear up the problem.

Solicitor Cox advised that this Municipality has, for many years, tried to get legislation in order to place a lien on property for expenses incurred in cleaning up such problems but to date has been unsuccessful. He said that as it stands, if the County is to take action against these people, they have to take their chances with all the creditors in line of priority to try and collect the money. He said that he is presently preparing a request for such legislation again.

Councillor Hudson asked whether the Atlantic Health Director had attempted to obtain federal funds available for the carrying out of dye testing along the waterways, with the use of University students in the summer.

Dr. Cameron said that his office makes application for any such funds that are available for these purposes, and they are quite prepared to use students for this purpose.

It was moved by Councillor Hudson; seconded by Councillor Dunbar: -

"THAT the Board of Health apply to the Federal Grant for funds to employ students for carrying out dye tests on the waterways in Halifax County."
Motion carried.

Councillor P. Baker complemented the councillors for attempting to make use of University students for summer work but believed that these things should also include high school students, otherwise, there is discrimination against the high school students. He believed that a great many university students had some financial backing while many high school students " really have to slug it out."

The mover and seconder agreed to delete the word "University" from the motion.

It was moved by Councillor Gaetz; seconded by Councillor C. Baker: -

"THAT the Report of the Director of the Atlantic Health Unit be received."

Motion carried.

Councillor McCabe asked whether there were free cost estimate services available to a community in the County where a health hazard was evident.

Mr. Hattie replied that the whole County is being investigated under the Pollution study and they are doing it by watershed areas until the whole County is covered and in instances where they recommend water and sewer installation, general or preliminary cost estimates are included.

Councillor Jennex asked whether the Department of Health had any anti-pollution literature which they published especially for camp owners living on the lakes to make them more aware and cautious of the pollution problems that they may be inadvertently causing without realizing it. Dr. Cameron advised that they had several publications which were being circulated.

In regard to Councillor Gaetz, Dr. Cameron said they had no answer as yet on the pollution study re Petepeswick Inlet.

Councillor Gaetz said he was concerned about the school lighting facilities in various schools throughout the County and the reason the lighting has not been brought up to standard is that they just did not have the money to do it. He said that the Brookside Junior High School was to be finished by August 30th., 1971, and the Goodwood School would have to operate until that time.

Councillor P. Baker stated that if the situation is detrimental to the health of the children it will not operate until that time.

Councillor Gaetz asked "are we going to allow the minimum standards in this School until the new school is built or not."

Dr. Cameron said that the answer is "no", one reason being that light bulbs are the least expensive equipment you can buy and it is not going to cost that much money. He reminded the Councillor that they are not asking the Board to tear out a whole wall or anything like that.

Councillor Colin Baker said that the School Board told them that the school would be phased out and last week they were told that the Goodwood School would be continued because of a request of the Trustees and the Trustees had made no such request. Motion carried.

The Clerk read the Report of the County Board of Health:

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

"THAT the Report of the County Board of Health be received."
Motion carried.

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

"THAT the Board of Public Utilities be requested to have the Dartmouth Transit System extend its service from Quigleys Corner to Ocean View Manor, and if the Dartmouth Transit Systems refuses to extend the system, that this Council request that the franchise of Dartmouth Transit System be cancelled."
Motion carried.

It was moved by Councillor Tonks; seconded by Councillor Snair:-

"THAT the Warden and the Clerk be and they are hereby authorized to execute on behalf of the Municipality an Agreement with the Nova Scotia Housing Commission re the conveyance of a water system at Lower Sackville, a copy of the Agreement is attached to this resolution."
Motion carried.

THIS AGREEMENT made this day of

A.D. 1970.

B E T W E E N:

NOVA SCOTIA HOUSING COMMISSION, a body corporate,
pursuant to the Housing Development Act,

(hereinafter called "the Commission")

Of the One Part

- and -

MUNICIPALITY OF THE COUNTY OF HALIFAX,

(hereinafter called "the Municipality")

Of the Other Part

WHEREAS the Commission is engaged in land assembly in relation to a housing project undertaken by the Commission at Sackville, in the County of Halifax, Province of Nova Scotia.

AND WHEREAS as part of said land assembly the Commission is constructing and installing a water system, on and under lands shown on two separate plans attached hereto as Appendix "A" being "Water Services Schematic Site Plan" prepared jointly by Paul Wendt Limited and John A. McElmon and Associates, dated November 6, 1968, and updated November 5, 1969.

AND WHEREAS the Commission is desirous of conveying to the Municipality and the Municipality is willing to accept in accordance with terms and conditions hereinafter set out the said water system shown on the plan and being more fully described in paragraph 1 hereof;

NOW THIS AGREEMENT WITNESSETH that in consideration of the mutual covenants and agreements herein contained and subject to the terms and conditions hereinafter set out, the Commission and the Municipality do covenant and agree each with the other as follows:

1. In this Agreement:

(a) "Engineer means the Municipal Engineer of the Municipality;

- (b) "professional engineer" means a professional engineer under the laws of Nova Scotia;
 - (c) "Central water system" means the complete water system exclusive of the water system headworks, constructed or to be constructed for the Commission at Sackville which system is more particularly described in Appendix "B" attached hereto;
 - (d) "Water system headworks" means the headworks described in Appendix "B" which is attached hereto.
 - (e) "unoccupied Lot" means an approved building lot for which a building permit has not been issued by the Municipality.
 - (f) "the services" means the central water system and water system headworks as shown on the plan attached hereto as Appendix "C".
2. The Commission shall complete with due diligence the installation of the services.
 3. Upon the Engineer receiving a Certificate from the Commission's Consulting Engineer certifying that the services have been constructed and installed according to the requisite design and specifications the Engineer may issue to the Commission a Certificate which Certificate is herein referred to as the "Certificate of Completion". At the sole and absolute discretion of the Engineer such Certificate of Completion may be issued for portions of the services.
 4. During a period not to exceed twelve (12) months, commencing on the date of completion of the services as certified by the Engineer under paragraph 3 hereof, the Commission shall be responsible for and shall at its own expense upon the written request of the Engineer execute to the Engineer's satisfaction all work, repair, alterations, reconstruction, or replacement required to remedy any defect, fault or deficiency which may develop in the services so certified.
 5. (1) Subject to paragraph 9 upon the issuing of a Certificate of Completion, the ownership of the services to which the Certificate relates shall vest in the Municipality and, except as otherwise provided in this Agreement, the Commission shall have no claims or rights thereto other than those accruing to it as an owner of land abutting on streets in which services are installed. The Commission shall provide to the Municipality on its

title to the said services.

(2) If the services to which a Certificate of Completion relates are installed on, in, over or under land which are not vested in Her Majesty the Queen in Right of the Province of Nova Scotia or in the Municipality, the Commission shall convey without compensation all estate or interest which it has in the said lands more particularly described in Appendix "A" attached hereto, to the Municipality at the time of the issuing of the said Certificate, provided, however, that the obligation of the Commission under this sub-paragraph with respect to the conveyance of:

- (a) lands comprising approximately 4,000 feet of 20 foot wide access road from Maple Grove Avenue to the Second Lake pumphouse,
- (b) approximately 3,000 feet of similar access road from the first mentioned road to the ground level storage tank site, and
- (c) that portion of lands known as lot No. 1 of the Hillside Subdivision under which pipes have been installed as part of the Services,

shall be deemed to be fulfilled upon conveyance by the Commission to the Municipality of necessary easements for pipes and conduits installed in, under or upon the said lands as part of the services.

(3) The Commission shall not be responsible for maintenance and upkeep of the roads providing access to the services after the services served by the said roads have vested in the Municipality pursuant to this paragraph.

6. Upon completion of the services as herein provided, the Commission shall submit to the Municipality a certificate signed by a professional engineering certifying:

- (a) The Capacity of the services for water supply,
 - (b) the anticipated future requirements of the Commission in regard to such capacity,
 - (c) the total cost of the services including engineering fees, exclusive of the cost of the water system headworks and the amount of the capital contribution made by the Municipality under paragraph 11 hereof.
 - (d) the maximum number of lots into which the land fronting in the services can be subdivided, and
 - (e) a unit cost per lot for the total number of lots certified under Clause (d) of this subparagraph.
7. The Municipality agrees to permit future water connections to be made to the services so as to service lands owned by or mortgaged to the Commission in the Sackville area providing the usual requirements of the Municipality in respect of such connections have been complied with by the land owners.
8. Subject to paragraph 7 hereof, the provisions of the Public Utilities Act, or any law to the contrary, if the making of a water connection to the services would result in the capacity of the services certified under Clause (a) of paragraph 6 being utilized to such an extent that sufficient capacity would not be available to adequately meet the requirements of the Commission certified under Clause (b) of paragraph 6, the Municipality shall not permit such water connection to be made by any person except with the approval of the Commission expressed in writing by its Executive Director.
9. Except where otherwise provided in this Agreement, the Municipality shall not sell, assign or transfer the services or any part thereof acquired by the Municipality under this Agreement to any person or corporation except with the approval in writing of the Commission first had and obtained, such consent not to be unreasonably withheld.

10. (1) The Commission shall submit to the Municipality an estimate of the Commission's future water supply requirements in the Sackville area for lands which they now own and which can be serviced by the system.

(2) Upon receipt of such requirements the Municipality agrees to negotiate with the Commission for the supply of such requirements upon terms agreeable to both parties subject to the approval of the Board of Commissioners of Public Utilities.
11. The Municipality agrees to purchase from the Commission and the Commission agrees to sell the headworks as shown on the plan attached hereto as Appendix "C" for the sum of Seven Hundred and Seventy-three Thousand Six Hundred and Fifteen Dollars (\$773,615.00), said sum to be paid on or before the first day of January 1980 with interest thereon at the rate of Seven and one-half percent (7 1/2) per annum .
12. Within thirty (30) days from the date of this Agreement and on the 30th day of January in every year thereafter the Commission shall pay to the Municipality an amount calculated at the rate of Ten Dollars (\$10.00) per lot for every unoccupied lot owned by the Commission in the Sackville Land Assembly provided that for the purposes of this paragraph the maximum number of lots owned by the Commission in the Sackville land Assembly shall be Two Thousand (2,000) lots, none of which are then unoccupied lots, the Commission shall have no further obligation to the Municipality with respect to this paragraph.
13. (1) The Municipality shall as soon as possible obtain any necessary approvals required under the Public Utilities Act to enable the Municipality to charge or cause to be charged reasonable rates and charges to persons using or consuming water supplied by the water services being transferred pursuant to this Agreement.

(2) Upon obtaining such approvals the Municipality shall charge or cause to be charged the rates and charges mentioned in subparagraph(1).

14. THIS AGREEMENT shall enure to the benefit of and be binding upon the parties hereto and their successors and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto executed These Presents by causing their corporate seals to be affixed, duly attested to by their proper officers in that behalf on the day and year first above written.

SIGNED, SEALED AND DELIVERED)

NOVA SCOTIA HOUSING COMMISSION

in the presence of)

.....)
Witness)

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.....)
Witness)

.....

MUNICIPALITY OF THE COUNTY OF HALIFAX

.....)
Witness)

.....

.....)
Witness)

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MOTION CARRIED.

It was moved by Councillor Moser; seconded by Councillor Dunbar: -

"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 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 lands to be affected by these rights are:

EASEMENT REQUIRED OVER LANDS OF TED B. BLACKBURN
LOWER SACKVILLE, HALIFAX COUNTY

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

ALL those lands within fifteen feet (15') measured perpendicularly on either side of a center line, said center line beginning at a point on the northwestern boundary of lands now or formerly Ellen Adams;

THENCE running north fifty-four degrees thirty-five minutes west (N54°35'W) a distance of two hundred eighteen and four tenths feet (218.4') to a point;

THENCE running north twenty degrees fifty-nine minutes west (N20°59'W) a distance of one hundred eighty and eight tenths feet (180.8') to a point on the southeastern boundary of lands now or formerly Maple Ridge Realty Limited;

The above described lands being shown outlined in red on a plan drawn by Thomas S. Foster, N.S.L.S., and dated March 2, 1971.

MOTION CARRIED.

MARCH COUNCIL SESSION
TUESDAY, MARCH 16, 1971.

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

"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 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 lands to be affected by these rights are:

EASEMENT REQUIRED OVER LANDS OF ELLEN ADAMS
LOWER SACKVILLE, HALIFAX COUNTY

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

ALL those lands within fifteen feet (15') measured perpendicularly on either side of a center line, said center line beginning at a point on the northwestern boundary of lands now or formerly Piercey Investors Limited;

Thence running north fourteen degrees thirty-seven minutes east (N14°37'E) a distance of eight hundred and three tenths feet (800.3') to a point;

. . . 2

EASEMENT REQUIRED OVER LANDS OF ELLEN ADAMS
LOWER SACKVILLE, HALIFAX COUNTY

THENCE running north zero one degrees fifty-nine minutes west ($N01^{\circ}59'W$) a distance of four hundred thirteen and zero tenths feet (413.0') to a point;

THENCE running north fifty-four degrees thirty-five minutes west ($N54^{\circ}35'W$) a distance of three hundred twenty-nine and three tenths feet (329.3') to a point on the south-eastern boundary of lands now or formerly Ted. B. Blackburn;

The above described lands being shown outlined in red on a plan drawn by Thomas S. Foster, N.S.L.S., and dated March 2nd, 1971.

MOTION CARRIED.

It was moved by Councillor Dunbar; seconded by Councillor Jennex: -

"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 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 rights to the land be

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

EASEMENT REQUIRED OVER GARFIELD HARTLEY SUBDIVISION, LOTS 10, 11, 12 AND 13, AND OVER ROBERT A. TAYLOR SUBDIVISION, LOTS A AND B AND OVER LANDS OF DONALD PYE AND OVER LANDS OF LEWIS BREAKSPEARE AT LOWER SACKVILLE

ALL that certain lot, piece or parcel of land situate, lying and being in Sackville, Halifax County, Province of Nova Scotia and shown outlined in red on a plan by W. B. Millar, N.S.L.S., dated November 2, 1970 and more particularly described as follows:

BEGINNING at a point on the northern boundary of Lot 10 being ten feet (10') distant from an iron pipe marking the corners of Lots 4, 5, 9 and 10;

THENCE south twenty-one degrees twenty minutes east (S21°20'E) a distance of three hundred ninety-six and zero tenths feet (396.0') ten feet distant (10') from and parallel to the western boundaries of lots 10, 11, 12 and 13 to a wooden stake;

...2

EASEMENT REQUIRED OVER GARFIELD HARTLEY SUBDIVISION, LOTS 10, 11, 12 AND
13, AND OVER ROBERT A. TAYLOR SUBDIVISION, LOTS A AND B AND OVER LANDS
OF DONALD PYE AND OVER LANDS OF LEWIS BREAKSPEARE AT LOWER SACKVILLE

THENCE south seventeen degrees twenty minutes east ($S17^{\circ}20'E$)
a distance of two hundred seventy-three and seven tenths feet (273.7') to
a wooden stake;

BEING or intended to be a center line description of an
easement twenty feet (20') in width;

ALL bearings are magnetic of the year 1970.

MOTION CARRIED.

MARCH COUNCIL SESSION
TUESDAY, MARCH 16, 1971

It was moved by Councillor Dunbar; seconded by Councillor Isenor:-

"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 Bedford, Halifax County;

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

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits in, under and upon the said lands 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 lands to be affected by these rights are:"

EASEMENT REQUIRED OVER LANDS OF BEDFORD PARK SUBDIVISION
BEDFORD, HALIFAX COUNTY

ALL that certain lot, piece or parcel of land situate, lying and being in Bedford, Halifax County, Province of Nova Scotia and outlined in red on a plan by W. B. Millar, N.S.L.S., dated March 4, 1971 and more particularly described as follows:

BEGINNING at an iron pin at the northern corner of lot AC and the eastern boundary of Campbell Drive;

THENCE north thirty degrees thirty-three minutes east (N30°33'E) a distance of twenty and five tenths feet (20.5') along the eastern boundary of Campbell Drive to a point;

THENCE south seventy-one degrees fifty-six minutes east (S71°56'E) a distance of eighty-one and twenty-five one hundredths feet (81.25') twenty feet (20') distant from and parallel to the northern boundary of Lot AC;

...2

EASEMENT REQUIRED OVER LANDS OF BEDFORD PARK SUBDIVISION
BEDFORD, HALIFAX COUNTY

THENCE south sixty degrees thirty-eight minutes east (S60°38'E) a distance of three and three tenths feet (3.3') to a point on the eastern boundary of the Bedford Park Subdivision and the western boundary of the Estate of Mrs. A. Maud Hart;

THENCE south thirty-three degrees six minutes west (S33°06'W) a distance of twenty and one tenth feet (20.1') along said boundary to the point of intersection with the northern angle of Lot AC;

THENCE north seventy-one degrees fifty-six minutes west (N71°56'W) a distance of eighty-three and seventy one hundredths feet (83.70') along the northern boundary of Lot AC to the place of beginning.

ALL bearings are astronomic.

MOTION CARRIED.

It was moved by Councillor Møser; seconded by Councillor McCabe: -

"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 Bedford, Halifax County

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

THEREFORE BE IT RESOLVED that the Council expropriate the right at any time to enter upon the lands hereinafter described for the purpose of laying down and constructing sewers and drains, and pipes for water and gas, and conduits 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 lands to be affected by these rights are:"

EASEMENT REQUIRED OVER LANDS OF THE ESTATE OF MRS. A. MAUD HART
BEDFORD, HALIFAX COUNTY

ALL that certain lot, piece or parcel of land situate, lying and being in Bedford, Halifax County, Province of Nova Scotia and outlined in red on a plan by W. B. Millar, N.S.L.S., dated March 4, 1971 and more particularly described as follows:

BEGINNING at an iron pin at the northern angle of Lot AC, said angle being south seventy-one degrees fifty-six minutes east ($S71^{\circ}56'E$) a distance of eighty-three and seventy one hundredths feet ($83.70'$) from the northern corner of Lot AC and the eastern boundary of Campbell Drive;

THENCE north thirty-three degrees zero six minutes east ($N33^{\circ}06'E$) a distance of twenty and one tenths feet ($20.1'$) along the common boundary of the Bedford Park Subdivision and lands of the Estate of Mrs. A. Maud Hart to a point;

...2

EASEMENT REQUIRED OVER LANDS OF THE ESTATE OF MRS. A. MAUD HART
BEDFORD, HALIFAX COUNTY

THENCE south sixty degrees thirty-eight minutes east ($S60^{\circ}38'E$) a distance of two hundred and sixty-three and five tenths feet more or less ($263.5'+$) twenty feet ($20'$) distant from and parallel to the northern boundaries of lots AC and B to a point on the western boundary of High Street;

THENCE south twenty-eight degrees fifty-five minutes west ($S28^{\circ}55'W$) a distance of twenty feet ($20'$) along the western boundary of High Street to the eastern corner of lot B;

THENCE north sixty degrees thirty-eight minutes west ($N60^{\circ}38'W$) a distance of two hundred and sixty-five feet more or less ($265'+$) along the northern boundaries of Lots B and AC to the place of beginning;

ALL bearings are astronomic.

MOTION CARRIED.

It was moved by Councillor C. Baker; seconded by Councillor Slauenwhite:-

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

ALL that certain lot, piece or parcel 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;

THENCE westerly following the said curved boundary to the left which has a radius of one hundred and five feet (105') for a distance of thirty-one and eleven one hundredths feet (31.11');

THENCE north ten degrees twelve minutes fifty-six seconds west ($N10^{\circ}12'56''W$) for a distance of one hundred and fourteen and sixty-seven one hundredths feet (114.67') to the southwestern boundary of the aforementioned lands of George G. McLaine and Blanche MacLennan;

THENCE south forty-nine degrees fifty-four minutes forty-six seconds east ($S49^{\circ}54'46''E$) for a distance of forty-six and ninety-six one hundredths feet (46.96') along the said southwestern boundary to the place of beginning;

CONTAINING by calculation an area of 2,991 square feet;

ALL bearings being referred to a Transverse Mercator Grid
3° Zone;

THE above described lot C being intended to be a portion of those lands conveyed to Arnold J. Payne by deed, recorded in the office of the Registrar of Deeds, at Halifax, book 1775, page 197.

MOTION CARRIED.

Mr. Gallagher, in reply to Councillor Tonks, explained the alternate propositions re the sewer line running from Memory Lane to Route 101, that they had called in the property owners over whose land easements would be required and had explained the situation to them and received no objections from them at all; but afterwards, Mr. McLaine discovered that they were severing a piece of his property which he had not realized and he proposed moving the line which showed eight feet (8') of rock which was above the existing grade. He said that they did a cost study and weighing the additional cost for the alternative. He recommended that it would be less expensive than to pay compensation to Mr. McLaine.

Solicitor Cox, in reply to Councillor Tonks, said that the owner does not have any appeal to the expropriation but does have appeal to the compensation paid and the County would be liable for the existance of the easement for the limited amount of time.

Councillor Tonks felt that this was something which the Public Works should consider very carefully before making expropriations. Motion carried.

It was moved by Councillor Slauenwhite; seconded by Councillor Johnson:-

ABANDONMENT OF EXPROPRIATION OF EASEMENT REQUIRED OVER LANDS OF
GEORGE MCLAINE AND BLANCHE MACLENNAN, LOWER SACKVILLE, HALIFAX COUNTY

ALL that certain lot of land situate, lying and being on the southeastern side of Cobequid Road, in the district of Lower Sackville, County of Halifax, Province of Nova Scotia, and being Lot "B", 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 "B" may be more particularly described as follows:

BEGINNING on the southeastern boundary of Cobequid Road at its intersection with the common boundary line of lands of George G. McLaine and Blanche MacLennan with those of Cyril Merson;

THENCE south forty-four degrees twenty-four minutes forty-six seconds east ($S44^{\circ}24'46''E$) for a distance of four hundred and thirty-six and sixty-eight one hundredths feet (436.68') along the southwestern boundary of lands of Cyril G. Merson;

THENCE south ten degrees twelve minutes fifty-six seconds east ($S10^{\circ}12'56''E$) for a distance of three hundred and twenty-eight and one tenth feet (328.1') to the northeastern boundary of lands owned by Arnold J. Payne;

THENCE north forty-nine degrees fifty-four minutes forty-six seconds west ($N49^{\circ}54'46''W$) for a distance of forty-six and ninety-six one hundredths feet (46.96') along the said northeastern boundary;

THENCE north ten degrees twelve minutes fifty-six seconds west ($N10^{\circ}12'56''W$) a distance of one hundred and ninety-six and thirty-six one hundredths feet (196.36');

THENCE north forty-four degrees twenty-four minutes forty-six seconds west ($N44^{\circ}24'46''W$) a distance of four hundred and two and ninety-eight one hundredths feet (402.98') to the southeastern boundary of Cobequid Road;

...2

MARCH COUNCIL SESSION
TUESDAY, MARCH 16, 1971

-2-

ABANDONMENT OF EXPROPRIATION OF EASEMENT REQUIRED OVER LANDS OF
GEORGE MCLAINE AND BLANCHE MACLENNAN, LOWER SACKVILLE, HALIFAX COUNTY

THENCE north thirty-six degrees twenty-eight minutes ten seconds east (N36°28'10"E) for a distance of fifteen and nineteen one hundredths feet (15.19') to the place of beginning;

CONTAINING by calculation an area of 12,467 square feet;

ALL bearings referred to a Transverse Mercator Grid 3° Zone;

THE above described lot "B" being intended to be a portion of those 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.

MOTION CARRIED.

It was moved by Councillor Moser; seconded by Councillor Dunbar: -

ABANDONMENT OF EXPROPRIATION OF EASEMENT REQUIRED OVER LANDS OF
CYRIL G. MERSON AT LOWER SACKVILLE, HALIFAX COUNTY

ALL that certain lot of land situate, lying and being on the southeastern side of Cobequid Road, in the district of Lower Sackville, County of Halifax, Province of Nova Scotia and being Lot A, 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 A may be more particularly described as follows:

BEGINNING on the southeastern boundary of Cobequid Road at its intersection with the common boundary between lots owned by George G. McLaine & Blanche MacLennan and those of Cyril G. Merson as shown on the above mentioned plan;

THENCE North thirty-six degrees twenty-eight minutes ten seconds east (N36°28'10"E) for a distance of fifteen and nineteen one hundredths feet (15.19') along the southeastern boundary of the Cobequid Road;

THENCE South forty-four degrees twenty-four minutes forty-six seconds east (S44°24'46"E) for a distance of four hundred seventeen and two one hundredths feet (417.02');

THENCE South ten degrees twelve minutes fifty-six seconds east (S10°12'56"E) for a distance of twenty-six and sixty-eight one hundredths feet (26.68') to the northeastern boundary of lands owned by George G. McLaine & Blanche MacLennan;

THENCE North forty-four degrees twenty-four minutes forty-six seconds west (N44°24'46"W) for a distance of four hundred thirty-six and sixty-eight one hundredths feet (436.68') along the said northeastern boundary to the place of beginning;

CONTAINING by calculation an area of 6,400 square feet;

ALL bearings being referred to a Transverse Mercator Grid 3°Zone;

THE above described Lot A being intended to be a portion of those lands conveyed to Cyril G. Merson by deed recorded in the office of the Registrar of Deeds, at Halifax, in book 916, Page 85.

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.

In reply to Councillor Tonks, Mr. Perry said that a Senior Elementary School, in his description was Grades 4,5, and 6. He said that it was not the intent to take Grade 6 out of Eastern Passage and put them in the Ross Road School, that the Board had at no time considered it.

Councillor P. Baker asked what was the intention of the School Capital Building Committee regarding the Goodwood and Brookside Schools.

Deputy Warden Nicholson replied that no recommendation has come to the Committee from Council as yet. On the motion 14/1. Motion carried.

Mr. Perry read the Report of the Municipal School Board.

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

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

Mr. Perry, in reply to Councillor P. Baker said that there was no concrete answer to the question of the Goodwood School at the present time, but it needs better lighting and sanitary facilities if it is to be used for another year, the Board will have to make recommendations to bring the building up to standards either as a Capital Expense or under Maintenance.

Councillor P. Baker said that the people of the district feared even if the new school was ready on schedule, which they doubted, that other children would be brought in from outside the district and the District 10 students would still have to occupy the old school.

Mr. Perry said that it had been anticipated that the six room (6) addition to the Brookside school would be ready this fall and on that premise the Goodwood School was not to be used next year. However, the meeting following that indicated that the Junior High School would be used next year for Grades 6,7, and 8 and there would also be room in the Tantallon School and the addition to the John A. McKay School in Brookside would not be carried out.

Councillor P. Baker said that this was not what he heard at the meeting. He said it was agreed that there would be no addition this year to the John A. McKay School, but they would forgo this with the understanding that the six (6) vacant rooms in the Junior High would be used by the elementary students in the area.

Mr. Perry replied that this was his misinterpretation of the question.

Councillor P. Baker said that this was not his misinterpretation of Mr. Perry's answer and that they had been led down the garden path. He said that as a member of the Board of Health, this school would be brought up to standard or it would be closed. He said he had to have an answer to take back to the people of the district.

Mr. Perry said that a few weeks ago the staff of the Board, the systems Supervisor met with the trustees and discussed the matter. He said "we wanted to try this situation on them for size: we have a Junior High School there and the students from outside District 10 and a group of students which are in portables would come in there." He said that if the Junior High school is there they proposed the possibility of providing for a one year basis for as many students as possible to participate in the complete Junior High School program. He said, "we proposed to them the idea of Grade 8 at Brookside who will be in Grade 9 next year coming back to the Brookside Junior High School and then be returned to the John A. MacDonald High School, or continuing at the John A. MacDonald Jr. grade 8 the next year." Getting back to the Goodwood School, he said, if it is going to be used next year as well and it will have to be brought up to standards according to the requirements of the Director of Health. The lighting will be updated, the toilet facilities segregated and sinks updated.

Councillor P. Baker asked: and will there be provision made so that the teachers do not have to leave the classrooms in order to take the children to the toilets?" Mr. Perry replied "yes."

Mr. Perry said that if the Department of Education do not approve of the extended program to the auxiliary classes, there is the option of putting two (2) portables by the John A. MacKay school for the Goodwood children.

Councillor P. Baker said that they were not told that at the meeting and "I do not want you going back on your word on this one." He pointed out that they have a building there for certain for District 10 in which the children of the district should be able to attend and it was not fair to put up a couple of cowbarns for the children of that district.

In reply to Councillor Isenor, Mr. Perry said that if all other things are equal, the teachers in the local areas get precedence for teaching positions. He said that they do not have lists of available teachers other than the list of present teachers and the new applications they receive.

Councillor Isenor said then it was possible for the Board to hire a teacher from way across Canada only to find out later that there are two (2) qualified teachers in the local area. Mr. Perry said the only way they would know if there are qualified teachers is if they apply. He said it was quite possible that they would have a surplus of teachers in future who are qualified.

Councillor Hudson said that ex-councillor Smeltzer had not been attending School Board Meetings since November 1970, and although he had been defeated in the Municipal elections he still remained on the Board. She asked if some steps could be taken to change this situation because it was quite conceivable that the Board, as a result of Municipal elections would consist of only Government representatives.

Solicitor Cox said that he had been making up new legislation all day to present to Council for submission to the present Provincial Legislature sitting and could not keep up with it, but pointed out that this situation only arises every three (3) years following elections and it could be submitted at a later session with the same effect. Councillor Hudson agreed.

In reply to Councillor Tonks, Mr. Perry said that students were given instructions on how to conduct themselves in public through their Social Studies and Citizenship subjects and particularly when they went anywhere as a body to various functions they usually received additional coaching from their teachers and principals.

Councillor Tonks said he believed that Mr. Perry, as Superintendent of Schools, and an employee of the Municipal School Board should have a responsibility to the Board and to the people of Halifax County when an item comes before Council that they agree to institute a program providing there is Provincial cost sharing, he should approach the Provincial Government for such cost sharing. He referred to a copy of a letter from Mr. Perry to the Secretary of the Trustees of the Atlantic School and pointed out that this Council had agreed to cost sharing if the Province approved their share of the items.

Mr. Perry said he did not believe that he was aware of this.

Councillor Tonks felt it was questionable that a person in his capacity should write such a misleading letter putting the onus on the Council indicating they had approved it, when the onus was on the Provincial Department of Education for their cost sharing and for the Municipal School Board to secure such cost sharing.

Councillor Hudson contended that this Council had not approved the Capital expenses of the Municipal School Board which included the lockers of which they spoke.