

Councillor McCabe, as Chairman of the Municipal School Board stated he would be pleased to place this item before the Municipal School Board.

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

Moved by Councillor Nicholson; seconded by Councillor Gaetz:-

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

Councillor Hudson questioned as to progress with regards to the alternate water supply for the George P. Vanier Junior High School. Mr. Gallagher, director of Public Works advised Council that a survey had been carried out, that there was an existing easement across the land owned by Mr. Graham Stewart. Mr. Graham Stewart had indicated by phone that he would be willing to consider giving an easement for this purpose, but that he wished to discuss the item on the site in person. Mr. Gallagher advised that Mr. Stewart was presently working in the Cape Breton area and was home on weekends only, and that he had been unable to arrange for a meeting with Mr. Stewart on the site even though he had endeavoured to do so on the weekends. Mr. Gallagher advised Council that he would continue to endeavour to arrange such a meeting.

Councillor Tonks questioned as to a start with regards to the Junior High School at Eastern Passage. Councillor Nicholson stated that he was endeavouring at this time to have this item included in the DREE program for financing purposes.

Warden called for a vote on the motion; motion carried.

Moved by Councillor Nicholson:-

"THAT Council adjourn until 2 P.M. "
Motion carried.

AFTERNOON SESSION

Council resumed session at 2:00 P.M. with Mr. Hattie in the Chair.
The Clerk called the Roll.

It was agreed by Council that the letter requested by Councillor
Tonks be deferred until Councillor Tonks was in Council later on in
the afternoon.

Moved by Councillor Moser; seconded by Councillor Williams:-

"THAT the Quarterly Report of the Regional
Library be received."
Motion carried.

Mr. Hattie read the Report of the Finance and Executive Committee.

Moved by Councillor Nicholson; seconded by Councillor Isenor:-

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

Councillor Gaetz questioned as to the purpose of the Regional Social
Planning Council, and the value of the United Appeal in conjunction with
this council.

Councillor Nicholson as Chairman of the Finance and Executive Committee
advised Council as to the Committee's thoughts on this request.

Councillor Gaetz questioned the matter of a mileage rate for councillors
and employees as compared to the rate being paid by the Provincial
Government.

Mr. Cox advised Council that there were three rules with regards to
mileage rate - the mileage rate for councillors was set by the Municipal
Act, #2 - Mileage rates paid to members of a union were agreed to by
contract, #3 - the Education Act laid down mileage insofar as members of
the Municipal School Board were concerned.

Councillor Tonks questioned as to what happened to a letter received by
the Council last month with regards to County Hospital Lands being
reserved for recreation services. Council advised that this letter had
been referred to the Planning Advisory Committee for their necessary action.

Councillor Hudson questioned as to Council meeting days as to whether or
not the day might be changed to Saturday, or evening meetings. Mr. Cox
advised that this would require a change in the bylaw.

The Warden called for a vote on the motion, motion carried.

Moved by Councillor Tonks:-

"THAT the Planning Committee be requested to bring in a report on the feasibility of using all or part of the Hospital Property as a Trailer Park." Motion lost.

The Warden called for a seconder, and there being no seconder, motion lost.

Councillor Tonks questioned as to action being taken by the Planning Advisory Committee with regards to the Halifax County Hospital lands.

Moved by Councillor Tonks ; seconded by Councillor Gaetz:-

"THAT Council request the Planning and Advisory Committee to bring in a report on the future development and use of the Halifax County Hospital property at Cole Harbour, at the next session of Council." Motion carried as amended.

Moved by Councillor Hudson; seconded by Councillor Nicholson, an amendment to the motion:-

"THAT the time be the June Session of Council!" Motion carried.

The Warden called for a vote on the amendment, amendment carried.

The Warden called for a vote on the motion as amended, motion carried.

Councillor Tonks questioned the work load of various committee members and stated that he felt that some Committees should be reduced from the membership of five to a membership of three.

Moved by Councillor Tonks; seconded by Councillor Hudson:-

"THAT the Nominating Committee be asked to look into the feasibility of reducing the number on some Committee's to three instead of the usual five." Motion defeated.

Councillor Nicholson questioned the wisdom of reducing the number of Council members.

Councillor Tonks suggested that perhaps Committees should be abolished altogether.

Warden called for a vote on the motion. Motion defeated.

Council agreed to discuss the bylaws number 1 to 25 and to deal with each bylaw in turn and to raise any question that Councillors may have on each bylaw as it was discussed.

With regards to bylaw number 2, it was moved by Councillor Hudson; seconded by Councillor Tonks:-

"THAT the Council bylaw be amended by changing the date of Meeting of Council to the third Saturday of each month."
Motion defeated.

With regards to bylaw number 3 Councillor Tonks moved :-

"THAT the Rate of Pay for Councillors for Committees be reduced to \$10.00 per day for a Committee meeting."
Motion defeated for want of a seconder.

The Warden called for a seconder on the motion, and there being no seconder, the motion was lost.

With regards to bylaw number 4, it was moved by Councillor Nicholson; seconded by Councillor Baker:-

"THAT sub-section 3 of Section 7 on Page 3 of Bylaw No. 4 be deleted."
Motion defeated.

With regards to bylaw number 8, Councillor Hudson questioned as to whether this would allow control over snowmobiles and was advised by Mr. Cox that this bylaw would not cover such control.

With regards to bylaw number 10, moved by Councillor Dunbar; seconded by Councillor Tonks:-

"THAT the coverage of insurance for tax as contained in the present Taxi Bylaw be increased to \$50,000 coverage."
Motion carried.

Councillor Slauenwhite moved; seconded by Councillor Nicholson;-

"THAT the Taxi Bylaw be amended by deleting the section that requires the cab driver to wear a cap or cap badge."
Motion carried.

With regards to bylaw number 13 Councillor Hudson moved; seconded by Councillor Tonks:-

"THAT the Dog Bylaw be amended by increasing the Kennel Fee from \$10.00 to \$25.00."
Motion carried.

It was moved by Councillor McCabe;-

"THAT the Dog Bylaw be amended by exempting the so-called "working dog" or its owner from paying dog tax."
Motion withdrawn.

Mr. Cox advised Council that the Council did not have the authority to except any dogs under this bylaw. Councillor McCabe agreed to withdraw this motion.

Councillor Tonks questioned the per centage of the license fee being paid to the Constable and felt that 25 per cent was not sufficient. Mr. Hattie advised Council that at the present time under the present per centage fee that the Municipality was just about breaking even with regards to dog control revenue and dog control expenditures.

Moved by Councillor Tonks; seconded by Councillor Baker:-

"THAT the commission to Constables for collecting dog license fees be increased from 25 per cent of the fee collected to 30 per cent of the fee collected." Motion carried.

The pros and cons of this resolution were discussed by a number of Councillors.

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

Moved by Councillor Hudson; seconded by Councillor Slauenwhite:-

"THAT the Dog Bylaw be amended by changing the Rate for Boarding a Dog at a Dog Pound be increased from \$1.00 per day to \$2.00 per day." Motion carried.

This was discussed by the Councillors, with some Councillors indicating that this would enable pound keepers to operate in a more efficient manner, at no extra cost to the Municipality..

Moved by Councillor Tonks; seconded by Councillor Moser:⊕

"THAT Bylaws nos 1 - 25 be approved and the Clerk instructed to forward same to the Minister for approval."
Motion carried.

Council then agreed for Mr. Cox to discuss the proposed legislation, with Council agreeing or disagreeing section by section.

With regards to part 2 - Councillors Baker and Moser questioned as to the area of authority with regards to high water or low water mark, with Mr. Cox advising that this would apply only to land above high water mark, which would be under provincial control.

With regards to Part 7 - Councillor LDunbar moved; seconded by Councillor Jennex:-

"THAT Section 39 (1) of the proposed Legislation for 1972 be amended by deleting all words after the word "trailer" and adding thereto the words "except mobile homes." Motion defeated.

Councillor Dunbar indicating concern with regards to the assessment of trailers whether it be large, small, or indifferent.

Following discussions by a number of Councillors, Warden called for a vote on the motion, motion defeated.

Mr. Cox suggested that Council would be achieving their wishes if they left the wording as is. Agreed by Council that no change be made.

Councillor Tonks moved, seconded by Councillor Gaetz:-

"THAT the Solicitor be and is hereby authorized and instructed to take all appropriate steps to obtain the introduction and passage at the next Session of the Legislature of a Bill relating to Halifax County, a copy of which is attached to this resolution." Motion carried.

The Clerk read the report of the Nominating Committee. Moved by Councillor Jennex; seconded by Deputy Warden Cleveland:-

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

The Warden called for nominations for a non-Council member to the County Board of Health.

Moved by Councillor McCabe; seconded by Councillor Baker:-

"THAT Mr. Vincent Peach of Timberlea be nominated."

Councillor Hudson moved; seconded by Councillor Tonks:-

"THAT Mrs. Shirley Freer of Waverley be nominated."

Councillor Nicholson, moved; seconded by Councillor Gaetz:-

"THAT nominations cease." Motion carried.

A ballot was taken on the nominations and the scrutineers advised that Mrs. Shirley Freer had a clear majority.

The Warden declared Mrs. Freer elected as a member of the County Board of Health.

The Clerk read the Supplementary Report of the Finance and Executive Committee. Moved by Councillor Gaetz; seconded by Councillor Johnson:-

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

Councillor Nicholson questioned the urgency with regards to the Senior Citizen's Housing and felt that this matter should have a more thorough look and discussion by the Finance and Executive Committee.

Moved by Councillor Nicholson; seconded by Councillor Moser:-

"THAT they delete the sections re Senior Citizen's Housing and refer it to the Finance and Executive Committee." Motion defeated.

The Warden called for a vote on the motion; motion carried.

Moved by Councillor Slauenwhite; seconded by Councillor Isenor:-

Municipality of the County of Halifax
Temporary Borrowing Resolution
Sackville Fire Hall - \$40,000.

WHEREAS by Section 6 of Chapter 193 of the Revised Statutes of Nova Scotia, 1967, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act every municipality of a county or district shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the Municipality such sum or sums as the Council thereof deems necessary for the purpose of a fire hall - Sackville 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 forty thousand dollars (\$40,000.) for the purpose of a fire hall - Sackville and acquiring or purchasing materials, machinery, implements, or plant deemed requisite or advisable therefore;

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 installments 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 \$40,000. 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 147 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 not exceeding \$40,000. 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 day which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid such Bank at such rate as shall be agreed upon and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold."

Motion carried.

Moved by Councillor Tonks; seconded by Deputy Warden Cleveland:-

"WHEREAS under the Amendments to the Housing Development Act of the Revised Statutes of Nova Scotia 1967, the Nova Scotia Housing Commission may enter into agreement with the Government of Canada, through the Central Mortgage and Housing Corporation, for the purpose of public housing construction and undertake jointly with a municipality projects for the acquisition and development of land and construction thereon of rental housing projects.

AND WHEREAS the Provincial Minister may, pursuant to the Housing Development Act, make an agreement with a Municipality and the Government of Canada respecting projects referred to under the various sections of the National Housing Act.

NOW THEREFORE, the Council of the Municipality of the County of Halifax enacts as follows:-

1. There is an acute shortage of rental housing accommodation for Senior Citizens Housing in Cole Harbour, Eastern Passage in the Municipality.
2. That an application be made to the Provincial Government requesting that the Province participate with the Municipal Government, in an investigation regarding public housing and if feasible, to acquire certain lands and to construct rental housing.
3. That evidence of need and demand available to Council in support of paragraph number one and two above will be submitted.
4. A. That, if investigations reveal the feasibility of a project, the Province request Central Mortgage and Housing Corporation to participate, or to provide a loan.
B. That the terms of financing be defined and agreed to by Council prior to project implementation.
C. That the sharing of operating costs be defined and agreed to by Council prior to project implementation.

Certified a true copy this

day of

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.....
Clerk Treasurer
Town, Municipality) of

Councillor Williams indicated that he felt that Council should indicate some support with regards to the denturists on their effort to obtain Legislation at this years sitting of Legislature.

Moved by Councillor Williams; seconded by Councillor Baker:-

"THAT Council support the denturists in their effort to get new legislation at this years sitting of the Legislature."
Motion carried.

Following some discussion by Council, the Warden called for a vote on the motion, motion carried.

Moved by Councillor Tonks; seconded by Councillor Nicholson:-

"THAT the matter of the approval or non approval of the Lot A of the S.W. Shankel lands at Hubbards re undersized lot under the 1966 Legislation be reconsidered."
Motion defeated.

Moved by Councillor Hudson; seconded by Councillor Gaetz:-

"THAT Council adjourn."
Motion carried.

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

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MINUTES OF THE FEBRUARY SESSION OF COUNCIL
OF THE SECOND YEAR COUNCIL OF THE THIRTY- SEVENTH COUNCIL
OF THE MUNICIPALITY OF THE COUNTY
OF HALIFAX

The regular monthly session of the Council, Municipality of the County of Halifax convened at 10:00 a.m., Tuesday, February 15th., 1972, with Warden Settle presiding.

Council opened with the Lord's Prayer, after which the Deputy Clerk called the Roll.

Warden Settle advised Council that Mr. Hattie, the Municipal Clerk was in the hospital for an ulcer operation.

Mr. Bensted advised Council that Mrs. Kraseman was still unable to be present to act as recorder for this Session due to being hospitalized.

Moved by Councillor Moser, seconded by Councillor Isenor:-

"THAT Miss Lillian Mellish be appointed to
act as recording secretary for the February
Session of Council."
Motion carried.

Mr. Bensted read a letter addressed to Warden Settle and Councillors with regard to the name to be given to the Junior High School at Tantallon, received from the Secretary of the Trustees.

Moved by Councillor Moser; seconded by Councillor Snair:-

"THAT a letter be written advising the
Trustees that the school has been named
"Tantallon Junior High School."
Motion carried.

The second item of correspondence dealt with a letter received from Honourable Mr. Mooney with regards to the assessing of trailers. Councillor Tonks registered objections to this letter and recommended that Council take exception to the fact that trailers and not boats and planes were being taxed and stated taxes should be on the ability of persons to pay. Councillor Dunbar questioned as to the difference between a trailer and a mobile home and Mr. Cox referred to the Legislation requested by the Municipality. He stated further that in an interview with Honourable Mr. Mooney it had been suggested that Council should ask for legislation to exempt from assessment those trailers of a value fixed by bylaw. The matter of mobile homes had not been discussed during the interview. Some discussion followed regarding tax exemption for airplanes and boats, and what justification existed for this.

The ability of people to pay was further emphasized by Councillor Gaetz, who wished to know how it could be determined whether or not a person had the ability to pay. Councillor Tonks referred to the value of a person's house, suggesting that the ability to pay could be judged from that. He went on to enquire whether bed tax would be levied on a Provincial basis. Mr. Cox stated that the City of Dartmouth was considering this and so was the Province.

Moved by Councillor Tonks; seconded by Councillor Cleveland:-

"THAT a letter be addressed to Hon. Mr. Mooney questioning the assessment of travel trailers when other items, such as boats and airplanes, were not assessed, and people should be assessed on their ability to pay." Motion carried.

With two minor amendments, moved by Councillor Tonks; seconded by Councillor Gaetz:-

"THAT the minutes of January 18th., 1972 be approved as amended."
Motion carried.

Councillor Tonks brought before Council the issue of recent difficulties with the Nova Scotia Teachers' Union when, on February 11th, pupils were sent home from school in what was stated to be an unauthorized manner and some teachers staged a rally in front of the Legislature building asking for increase in salary.

Moved by Councillor Tonks; seconded by Councillor McCabe:-

"THAT a recommendation be made to the Municipal School Board that February 11th, 1972 be considered a non-teaching day."
Motion Deferred.

An amendment to this motion was made by Councillor Johnson; seconded by Councillor Gaetz:-

"THAT the matter be deferred to the March Session of Council."
Motion carried.

Moved by Councillor Gaetz; seconded by Councillor Tonks:-

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

Moved by Councillor Hudson; seconded by Councillor Tonks:-

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

The Clerk read the Report of the Planning Advisory Committee.
Moved by Councillor Gaetz; seconded by Councillor Moser:-

"THAT the Planning Advisory Committee Report be accepted."
Motion carried.

Discussion followed on undersized Lot "B", Holland Road, Fletcher's Lake, Florence Hoskins, and Lot #2, Herring Cove, Frank A. Wagg.

Moved by Councillor Baker; seconded by Councillor Nicholson:-

"THAT Council give notice of its intention in the usual manner to approve under the terms of the 1966 Special Legislation the following undersized lots:-

(a) Lot "B", Holland Road, Fletcher's Lake, Florence Hoskins;

(b) Lot #2, Herring Cove, Frank A. Wagg."
Motion carried.

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

Moved by Councillor Nicholson; seconded by Councillor Slauenwhite:-

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

Moved by Councillor Tonks:-

"THAT acceptance of Supplementary Report be deferred until March Session of Council, when it will have had time to be considered."
No seconder.

Mr. Cox pointed out that the purpose of this resolution re Development Plan was strictly a legal move in order to preserve the validity of zoning and other bylaws for they are in force only until March 1st., 1972, which is just about due to expire. If the period is extended, all this resolution would do is to extend the effective period by a further two years, and the Minister has asked for this. In no way does it limit or restrict Council. If this action is not taken our bylaws would be rendered ineffective.

Warden called for a vote on the motion. Motion carried.

Moved by Councillor Slauenwhite; seconded by Councillor Isenor:-

"THAT the Zoning Bylaw be and the same is hereby amended by rezoning land at Sackville (application #32-71) of the Nova Scotia Housing Commission from General Building Zone to TH (Town House Zone)".
Motion carried.

Moved by Councillor Dunbar; seconded by Councillor Gaetz:-

"THAT the Zoning Bylaw be and the same is hereby amended by rezoning lands at Bedford (application #34-71-0) from C1 (Commercial Local Business Zone) to C2 (Commercial Business Zone.)" Motion carried.

Moved by Councillor Slauenwhite; seconded by Councillor Baker:-

"THAT the Zoning Bylaw be and the same is hereby amended by rezoning lands at Sackville in accordance with the Sackville Zoning Plan presented." Motion carried.

The Clerk read the Report of the Public Works Committee.

Moved by Councillor Gaetz; seconded by Councillor Dunbar:-

"THAT the Report of the Public Works Committee be accepted as amended." Motion carried.

Discussion followed on the demolition of the incinerator in the Burnside area, Bedford, recommendation being made that the land involved might be used for some other purpose. Councillor Tonks indicated that private individuals might be interested in operating the incinerator.

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

"THAT the section of the Report re the incinerator be deferred until the March Session of Council." Motion carried.

Moved by Councillor Nicholson; seconded by Councillor Hudson:-

"THAT we refer the matter of the incinerator to the Public Works Committee for consideration and recommendation of any proposals they might receive and to explore the possibility of using the land for other purposes." Motion carried.

Councillor Nicholson inquired about the machinery presently at the incinerator, mentioning certain items such as scales, steel stack, tractor, etc. which might prove useful for other purposes. Deputy Warden Cleveland also wished to know what would happen if the Cities of Halifax and/or Dartmouth were unable to cope with the extra garbage disposal problem presented by the County. The matter was referred to Mr. Gallagher, the Director of Public Works who stated that a Task Force is looking for a reasonable solution to the problem and they are considering recommending land disposal system.

Permission is being given to explore possibilities here. When asked about garbage transportation Mr. Gallagher mentioned 18 - 20 miles. Councillor Nicholson pointed out that, if a site could be found which could include several areas in the western area, this would be a much cheaper way of dealing with the problem. Mr. Gallagher further stated that there was nothing at the present time to indicate that DREE would assist financially. The Task Force is faced with a very detailed study, which should be completed in March 1972. The two cities are faced with a decision as to what to do immediately. Mr. Gallagher advised he would be reporting to the Public Works Committee on this matter in April.

Moved by Councillor Tonks; seconded by Councillor Nicholson:-

"THAT a letter be sent to DREE authorities requesting that the next agreement be completed at an earlier date in order that the projects concerned might be started in the current year."

Motion carried.

Moved by Councillor Moser; seconded by Councillor Gaetz:-

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the land hereinafter described is required for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks at Hackett's Cove, 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 land hereinafter described for the purpose of laying out, opening, constructing, repairing, improving and maintaining of streets, curbs, gutters or sidewalks and that the compensation for the said land be

BE IT RESOLVED FURTHER that the land to be expropriated is:"

LEVY'S ROAD, HACKETTS COVE
HALIFAX COUNTY

15' WIDE DRAINAGE EASEMENT (EXP. - 72 - 2)

ALL that certain lot, piece or parcel of land situate, lying and being at Hacketts Cove, in the County of Halifax, Province of Nova Scotia, said lot being shown on a plan entitled "Existing Road, Levy's Road" dated the 2nd of October, A.D. 1969. Said easement being more particularly described as follows:

Commencing at a point on the northern boundary of the Peggys Cove road at Hacketts Cove. Said point marking the south west angle of the proposed Levy's Road boundary.

Thence by the magnet of the year 1969 north three degrees and ten minutes east ($N03^{\circ}10'E$) along the proposed road boundary a distance of one hundred twenty feet more or less ($120'_{\pm}$) to the PLACE OF BEGINNING.

Thence north eighty-six degrees and fifty minutes west ($N86^{\circ}50'W$) a distance of twenty-five feet more or less ($25'_{\pm}$) or the the high water mark of Hacketts Cove.

LEVY'S ROAD, HACKETTS COVE
HALIFAX COUNTY (EXP. -72-2)
15' WIDE DRAINAGE EASEMENT

Thence northerly along the high water mark of Hacketts Cove a distance of fifteen feet more or less ($15'_{\pm}$) to a point;

Thence south eighty-six degrees and fifty minutes east ($S86^{\circ}50'E$) a distance of twenty-one feet more or less ($21'_{+}$) to a point on the western boundary of the proposed Levy's Road.

Thence south three degrees and ten minutes west ($S03^{\circ}10'W$) a distance of fifteen feet more or less ($15'_{\pm}$) to the PLACE OF BEGINNING.

Motion carried.

FEBRUARY COUNCIL SESSION
TUESDAY, FEBRUARY 15, 1972

Moved by Councillor Nicholson; seconded by Councillor Snair:-

"WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that the hereinafter rights of the hereinafter described land are required for the purpose of a sewer easement through a portion of Middle 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 SACKVILLE SUPPLIES LIMITED
MIDDLE SACKVILLE, HALIFAX COUNTY

(EXP. - 72 - 3)

ALL that certain lot, piece or parcel of land situate, lying and being at Middle Sackville, in the County of Halifax, Province of Nova Scotia and being shown outlined in red on a "Plan Showing Easement Over Lands of Sackville Supplies Limited, Middle Sackville, Halifax County, Nova Scotia" and being more particularly described as follows:

BEGINNING at a point on the southwestern boundary of the Lively Road;

THENCE north fifty-four degrees forty-nine minutes west (N54°49'W) a distance of three hundred thirty-five and zero tenths feet (335.0') to the intersection of the said southwestern boundary of the Lively Road with the southeastern boundary of Hamilton Drive;

...2

EASEMENT REQUIRED OVER LANDS OF SACKVILLE SUPPLIES LIMITED
MIDDLE SACKVILLE, HALIFAX COUNTY (EXP. -72 - 3

THENCE south thirty-five degrees eleven minutes west ($S35^{\circ} 11'W$) a distance of two hundred twenty and nine tenths feet ($220.9'$) to the intersection of the said southeastern boundary of Hamilton Drive with the northeastern boundary of the No. 1 Highway;

THENCE south fifty-four degrees forty-nine minutes east ($S54^{\circ}49'E$) along the said northeastern boundary of the No. 1 Highway a distance of ten and zero tenths feet ($10.0'$) to a point;

THENCE south thirty-five degrees eleven minutes west ($S35^{\circ} 11'W$) a distance of one hundred sixty-nine and six tenths feet more or less ($169.6'_{\pm}$) to the northeastern boundary of a brook;

THENCE south easterly along the said northeastern boundary of a brook a distance of twenty feet more or less ($20'_{\pm}$) to a point;

THENCE north thirty-five degrees eleven minutes east ($N35^{\circ}11'E$) a distance of three hundred fifty-three and five tenths feet more or less ($353.5'_{\pm}$) to a point;

THENCE south fifty-four degrees forty-nine minutes east ($S54^{\circ}49'E$) a distance of sixty and zero tenths feet ($60.0'$) to a point;

THENCE south thirty-five degrees eleven minutes west ($S35^{\circ} 11'W$) a distance of fifteen and zero tenths feet ($15.0'$) to a point;

THENCE south fifty-four degrees forty-nine minutes east ($S54^{\circ}49'E$) a distance of one hundred fifty-five and zero tenths feet ($155.0'$) to a point;

THENCE north thirty-five degrees eleven minutes east ($N35^{\circ} 11'E$) a distance of twenty-three and zero tenths feet ($23.0'$) to a point;

THENCE south seventy-one degrees thirty-one minutes east ($S71^{\circ}31'E$) a distance of ninety-four and zero tenths feet ($94.0'$) to the Place of Beginning;

Saving and excepting from the above described lot that portion which lies over and across the No. 1 Highway.

Motion carried.

The Clerk read the School Capital Program Committee report. Councillor Tonks wished to know what was being done in a concrete way as to the development of a junior high school at Eastern Passage. He was advised that this item was being considered for the next DREE Agreement, and that the site was available.

Moved by Councillor Nicholson; seconded by Councillor Gaetz:-

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

Councillor Tonks questioned as to what was happening with regards to water and sewer for Eastern Passage. Mr. Bensted advised that a letter had been received from the Premier of Nova Scotia advising that they had requested reconsideration of this item, and that further information would be provided as soon as possible.

The Clerk read the Report of the Board of Management, Ocean View Manor .
Moved by Councillor Baker; seconded by Councillor Moser:-

"THAT the Report of the Board of Management, Ocean View Manor be accepted."
Motion carried.

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

Moved by Councillor Nicholson; seconded by Councillor Tonks:-

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

Some discussion followed with regards to the request from Help Line.

Moved by Councillor Moser; seconded by Councillor Gaetz:-

"THAT Council adjourn until 2:00 P.M."
Motion defeated.

Moved by Councillor Tonks; seconded by Councillor Nicholson:-

"THAT Bylaw #26 as presented by the Solicitor be approved."
Motion carried.

Moved by Councillor Gaetz ; seconded by Councillor Nicholson:-

"THAT Bylaw #27 as presented by the Solicitor be approved."
Motion carried.

Moved by Councillor Nicholson; seconded by Councillor Isenor:-

"THAT Bylaw #28 as presented by the Solicitor be approved."
Motion carried.

Moved by Councillor Tonks; seconded by Councillor Jennex:-

Municipality of the County of Halifax
Temporary Borrowing Resolution
\$2100.00 - Fire Truck
Oyster Pond Fire Department

WHEREAS by Section 6 of Chapter 193 of the Revised Statutes of Nova Scotia, 1967, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act every municipality of a county or district shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of a fire truck, Oyster Pond Fire Department.

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 \$2100.00 for the purpose of purchasing a fire truck for the Oyster Pond Fire Department.

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 \$2100.00 for the purpose aforesaid.

THAT under and in accordance with said the Municipal Affairs Act such 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 147 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 not exceeding \$2100. 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 day on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at such rate as shall be agreed upon and that the amount so borrowed be repaid by the said Bank from the proceeds of the debentures when sold."

Motion carried.

The Clerk read a report with regards to a lease from the Nova Scotia Housing Commission for 13 acres of land on the shores of First Lake, Lower Sackville at the rate of \$1.00 yearly.

Moved by Councillor Slauenwhite; seconded by Councillor Nicholson:-

"THAT approval of the report be recommended re proposed lease from the Nova Scotia Housing Commission re land at Sackville." Deferred.

At this point Councillor Dunbar expressed concern and wished the terms of the lease discussed before signing. He stated that while only \$1.00 per year was asked for, possibly a great deal more would be expected.

Moved by Councillor Dunbar; seconded by Councillor Tonks:-

"THAT the matter be referred back to the Finance and Executive Committee for further consideration."
Motion carried.

Moved by Councillor Gaetz; seconded by Councillor Hudson:-

"THAT the Warden and the Deputy Clerk be, and they are hereby authorized and instructed to execute on behalf of the Municipality an agreement with the Nova Scotia Housing Commission re Local Incentives Grants in the Sackville area, a copy of which is attached to this resolution."
Motion carried.

Moved by Councillor Gaetz; seconded by Councillor Johnson:-

"THAT the Police Commission be notified that Council has no objection to the appointment of James Leslie Kelly, Springfield Lake, Sackville and Steven James Hawes, Wonderland Trailer Park, Lake Echo, as Police Constables."
Motion carried.

Moved by Councillor Hudson; seconded by Councillor Snair:-

"THAT estimates of Regional Library Board be referred to the Finance and Executive Committee."
Motion carried.

Moved by Councillor Slauenwhite; seconded by Councillor Hudson:-

"THAT a plebiscite be held in District #6
and District #21 with regards to an area rate
for recreational purposes."
Motion carried.

Moved by Councillor Gaetz; seconded by Councillor Moser;-

"THAT Council adjourn."
Motion carried.

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

M I N U T E S

of the

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

of the

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

of the

MUNICIPALITY OF THE COUNTY
OF HALIFAX

ANNUAL COUNCIL SESSION

MARCH - JUNE 1972.

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