

MINUTES OF THE AUGUST COUNCIL SESSION
OF THE THIRD YEAR OF THE THIRTY SEVENTH COUNCIL
OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

The monthly session of the Council of the Municipality of the County of Halifax convened at 10:00 A.M. Tuesday, August 21st, 1973, with Warden Ira S. Settle presiding.

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

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

"THAT Mrs. Elizabeth Beaupre be appointed Recording Secretary for this session of Council."

Motion carried.

The Municipal Clerk read a letter from Mrs. Margaret I. Campbell, Secretary of the newly organized Rural Heritage Society of Cole Harbour. Mrs. Campbell was present to answer questions or comments by the Councillors.

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

THAT the letter from Mrs. Margaret I. Campbell be received."

Motion carried.

Councillor Jennex informed Mrs. Campbell of the Marine Museum at Jeddore.

Councillor Dunbar informed Mrs. Campbell of the Historical Group in Bedford associated with 10 Mile House.

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

"THAT a letter be forwarded to M.A.P.C. requesting consideration of the preservation of historical buildings in Halifax County. "

Motion carried.

Councillor McCabe read a letter from F.W. Taylor, Middle Musquodoboit, regarding the Nova Scotia Power Commission. It was moved by Councillor McCabe, seconded by Councillor Baker:

"THAT a letter be written to the Chariman of the Nova Scotia Power Commission in regard to the extension of three phase power line to the Middle Musquodoboit area, in particular the mill of Frank Taylor, Chaswood.

Motion carried.

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

"THAT the Minutes of the July 17th Session of Council be approved."

Motion Carried.

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

"THAT the minutes of the July 24th Session of Council be approved."

Motion carried.

Councillor Hudson suggested that assistance should be obtained from M.A.P.C. regarding the establishment of bouandaries of the proposed village areas as outlined in the Regional Development Plan.

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

"THAT a letter be written to M.A.P.C. II requesting technical and financial assistance in defining village areas as outlined in the Regional Development Plan."

MOTION DEFEATED.

Deputy Warden Nicholson reminded Council that the five (5) acre lot plan had been rejected by the Council, and should, therefore, be finished. Discussion followed.

A standing vote was taken:

The Result Being: Twelve (12) Against :
Two (2) For:

MOTION DEFEATED.

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

"THAT the Report of the Warden be received."

Motion carried.

The Clerk advised the Council that Mr. Vaughan of Centennial Properties Limited was present and asked Council if the portion of the Finance & Executive Report dealing with this item could be dealt with at this time.

Council agreed.

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

"THAT the Council go into the Committee of the Whole."

Motion carried.

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

"THAT the Council cease to be in the Committee of the Whole".

Motion carried.

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

"THAT the Warden and the Clerk are hereby authorized and instructed to execute on behalf of the Municipality, an agreement with Centennial Properties Limited, dealing with lands at Eastern Passage, a copy of which is attached to this resolution."

Motion carried.

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

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

Motion carried.

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

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

Motion carried.

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

"THAT the Zoning By-law be and the same is hereby amended by rezoning lands of James Rogers, Bedford, from R-2, Residential, two family dwelling to R-4, Residential, general zone.

Motion carried.

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

"THAT the Zoning By-law be and the same is hereby amended by rezoning lands of L.R. Foster, Bedford, from R-1 Residential single family zone to C-1 Commercial local business zone.

Motion carried.

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

"THAT the Supplementary Report of the Planning advisory Committee be approved."

Motion carried.

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

"THAT the Zoning By-law be and the same is hereby amended by rezoning lands of A.C. West, Sackville, from R-1 Residential single family dwelling zone to T-Mobile Home Park Zone.

Motion carried.

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

"THAT the Zoning By-law be and the same is hereby amended by rezoning the lands of Woodrow McGinn, Bedford, from R-1, Residential single family dwelling zone to C-2 Commercial general zone."

Motion carried.

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

"THAT the Zoning By-law be and the same is hereby amended by rezoning lands at Herring Cove as shown on the zoning map presented to and adopted by Council at this August Session."

Motion carried.

Councillor Baker reported that many of the Herring Cove area feared that fishing would be harmed by the proposed F1 Zone and for this reason the F1 Zone was not recommended.

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

"THAT the Report of the Public Works Committee be approved."

Motion carried.

There was some discussion with the Solicitor informing Council with regard to expropriation procedures:

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

"THAT 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 Ecum Secum, Halifax, County, Nova Scotia:

"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 street curbs, gutters, or sidewalk and that the compensation for the land be

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

DESCRIPTION OF LAND REQUIRED FOR ROAD AT ECUM SECUM, HALIFAX COUNTY, NOVA SCOTIA
(EXP. 73-9)

All that certain piece or parcel of land lying being and situate in Ecum Secum, County of Halifax, Province of Nova Scotia and shown outlined in red on a plan prepared by W.B. Millar, N.S.L.S, dated January 23, 1973, and revised August 14, 1973, to show boundaries required for a fifty foot (50') roadway and more particularly described as follows:

BEGINNING at a point on the eastern boundary of the Mitchell Bay Road, being southerly twenty-two (22) feet more or less, from the norther boundary of lands of Newton D. Pye;

THENCE south sixty eight degrees thirty five minutes east (S68 deg. 35'E) a distance of two hundred ten feet more or less (210'+) along lands of Newton D. Pye to the beginning of a curve.

THENCE southerly an arc distance of one hundred seventy nine and one tenths feet (179.1') along a circular curve to the right with a radius of one hundred thirty two feet (132') along lands of Newton D. Pye and Estella M. Pye to a point being the end of curve.

THENCE south nine degrees ten minutes west (S90 deg. 10'W) a distance of fifty feet more or less (50'+) along the lands of Estella M. Pye to point.

THENCE north eighty degrees fifty minus west (N80 deg. 50'W) a distance of three hundred eighteen feet more or less (318'+) along the lands of Estella M. Pye and Newton D. Pye to a point on the eastern boundy of the Mitchell Bay Road.

THENCE northerly a distance of fifty feet more or less (50'+) along the eastern boundary of the Mitchell Bay Road to a point.

THENCE south eight degrees fifty minutes eas (S80 deg. 50'E) a distance of two hundred sixty four feet more or less (265'+) along lands of Newton D. Pye to a point marking the beginning of a curve.

THENCE northerly an arc distance of one hundred eleven and three tenths feet (11.3') along a circular curve to the left with a radius of eighty two feet (82') to the end of curve along land of Newton D. Pye.

thence north sixty eight degrees thirty five minutes west (N68 deg. 34'W) a distance of one hundred ninety five feet more or less (195'+) along lands of Newton D. Pye to a point on the Eastern Boundary of the Mitchell Bay Road.

THENCE north erly a distance of fifty two feet more or less (52'+) along the eastern boundary of the Mitchell Bay Road to the place of beginning.

All bearings are magnetic of the year 1973.

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

THAT WHEREAS the Council of the Municipality of the County of Halifax (the "Council") is of the opinion that hereinafter rights of the Hereinafter described lands are required for the purpose of a sewer easement through a portion of Wellington, 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 time 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:

A LOT OF LAND REQUIRED FOR THE SITE OF A SEWAGE TREATMENT PLANT,
WELLINGTON, HALIFAX COUNTY (EXP. 73-10)

All that certain piece or parcel of land lying, being and situate in the Everett Rix Subdivision, Wellington, County of Halifax, Province of Nova Scotia, and being Lot "C" shown outlined in red on a plan, prepared by W. B. Millar, N.S.L.S, and dated July 6, 1973, more particularly described as follows:

BEGINNING AT an iron pipe on the western boundary of Mados Drive marking the north east corner of Lot 1 of the Madelaine O'Sullivan Subdivision;

THENCE north fifty seven degrees thirty three minues west (N57 deg. 33'W) a distance of eighty-one and zero tenths feet (81.0') along the northern boundary of Lot 1 to an iron pipe found at the high water mark of Fletcher River.

THENCE northerly sixty feet more or less (60'*) along the various courses of Feltcher River to a point on the southern boundary of Lot A (73).

THENCE south fifty seven degrees thirty three minutes east (S57 deg. 33' E) a distance of one hundred eight feet more or less (108'+) along the southern boundary of Lot "A"(73) to a wooden stake set on the western boundary of Mados Drive;

THENCE south twenty three degrees forty five minutes west (S23deg. 45 'W) a distance of fifty and six tenths feet (50.6') along the western boundary of Mados Drive to palce of beginning:

ALL bearings are magnetic to the year of 1973.

Motion carried.

It was moved by Councillor Slaunwhite, seconded by Councillor Deveaux:

THAT the Warden and Clerk be authorized to apply to Central Mortgage & Housing Corporation for a loan in the amount of \$176,000.00 for the Sewage Force Mains and associated appurtenances, Eastern Passage, and if the application is approved to sign the required agreement as proposed by the Central Mortgage and Housing Corporation.

Motion carried.

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

"THAT the Warden and Clerk be authorized to apply to Central Mortgage and Housing Corporation for a loan in the amount of \$555,000.00 for the installation and for the construction of two Sewage Pumping Stations and associated appurtenances at Easten Passage, and if the application is approved, to sign the required agreement as proposed by Central Mortgage and Housing Corporation."

Motion carried.

It was moved by Councillor Slaunwhite, seconded by Councillor Deveaux:

"THAT temporary borrowing in the amount of \$263,000.00 be and is hereby approved to cover the costs of Sewer Force Mains in the Eastern Passage Area:

"

MUNICIPALITY OF THE COUNTY OF HALIFAX
Temporary Borrowing Resolution
\$263,000.00 - Sewage Force Mains
Eastern Passage Area

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 the 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 covering the costs of building Sewer Force Mains in the Eastern Passage Area.

AND WHEREAS by Section 8 of the said 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 Two Hundred Sixty Three Thousand Dollars (\$263,000.00) for Force Mains the Eastern Passage Area.

AND WHEREAS by the Municipal Affairs Act such sums shall be in the discretion of the Municipal Council to 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 a 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 debentures when sold.

BE IT RESOLVED THAT under and by virtue of the said 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 \$263,000.00 for the purpose aforesaid;

THAT under and in accordance with the said Municipal Affairs act such sum be borrowed 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 debenture 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 of money not exceeding \$263,000.00 from the Royal Bank of Canada at Halifax.

that such sum or sums be borrowed from the said Bank for a period not exceeding twelve months from the date on which the resolution shall be 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 the said Bank from the proceeds of the debentures when sold."

Motion carried.

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

"THAT temporary borrowing in the amount of \$832,000.00 be and the same is hereby approved to cover the cost of Sewage Pumping Stations in the Eastern Passage Area.

Municipality of the County of Halifax
Temporary Borrowing \$832,000.00
Sewage Force Mains, Eastern Passage.

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 the 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 covering the costs of building Sewage Force Mains in Eastern Passage area.

AND WHEREAS BY Section 8 of said 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 County of Halifax deems it necessary to borrow a sum not exceeding Eight Hundred Thirty Two Thousand Dollars (832,000.00) for the purpose of building Sewage Force mains at Eastern Passage Area.

AND WHEREAS by the Municipal Affairs Act such sum shall be in the discretion of the Municipal Council to 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 debentures when sold.

BE IT THEREFORE RESOLVED that under and by virtue of said Municipal Affairs Acts, 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 \$832,000. for the purpose aforesaid;

THAT under and in accordance with said Municipal Affairs Act such sum be borrowed by sale and issue 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 of money not exceeding \$832,000.00 from the Royal Bank of Canada at Halifax.

THAT such sum or sums be borrowed from the said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs with interest thereon to be paid said Bank at 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.

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

THAT the Special Report of the Public Works Committee, regarding sewer changes, be referred to the Finance and Executive Committee."

Motion carried.

Councillor Slauenwhite requested that he be present at the meeting of the Finance & Executive Committee during which the Special Report of the Public Works Committee is presented.

It was agreed by Council for the Councillor of the areas affected by these rates be invited to the meeting.

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

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

Motion carried.

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

THAT the Report of the School Capital Program Committee be approved.

Motion carried.

Councillor Baker suggested the possibility of assistance from the Government, apart from D.R.E.E., for help in school construction.

Councillor Dunbar felt that the Housing Commission was receiving more financial aid than any other developer.

Councillor McCabe requested that the office at the Musquodoboit High School be enlarged, and that the construction schedule of the garage renovations at this school be checked.

Councillor Hudson enquired about progress in acquiring land for the elementary school at Ash Lee, and was told that Ash Lee is third on the list, and will be looked after.'

Councillor Deveaux asked when tenders may be going out for new school at Eastern Passage, and was told that it was expected they should be out within the next four to six weeks.

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

THAT the proposed Five Year Projection regarding Capital Program be referred to the Finance and Executive Committee for consideration.

Motion carried.

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

THAT the Report of the Finance & Executive Committee be approved.

Motion carried.

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

THAT the Auditor be invited to be present at the September Session to answer questions in regard to the Financial Statements.

Motion carried.

Councillor Hudson advised that the Weed Inspector had spoken to her with regard to obtaining a sprayer, costing approximately \$60.00 for the Weed Inspector to loan out for the spraying of weeds, Councillor Hudson suggested that the Department of Highways should post signs along the highways about poison ivy.

The Clerk advised that he had requested the Weed Inspector to put the requisition in writing.

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

THAT the following resolution be submitted to the Union of the Municipalities:

THAT the Assessment Act be amended to exempt from assessment all trailers, except mobile homes.

Motion as amended Carried, in a standing vote of : 9 for, 5 against.

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

An amendment:

THAT the words "below the value of \$1,000.00" be added after the word trailers."

Amendment carried, in a standing vote of : 8 for, 6 against.

Councillor Dunbar stated that no distinction should be made between trailer of any size or price, that the description of trailers by the Department of Motor Vehicles should be used.

Councillor Jennex wanted to know why there must be taxes on trailers in the County, while none are paid in the Cities. The Solicitor informed the Councillor that Cities operate under their own charter.

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

THAT the following resolution be submitted to the Union of the Municipalities:

THAT the Assessment Act be amended so that farm lands should be valued at their actual value in use as farm lands.

Motion carried.

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

THAT THE following resolution be submitted to the Union of the Municipalities:

THAT the Municipal Franchise Act be amended to reduce the voting age in Municipal Elections from 19 years to 18 years.

Motion carried.

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

THAT the Funding Resolutions regarding C.M.H.C. Loans as prepared by the Department of Municipal Affairs be approved.

Motion carried.

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

THAT, if the costs of membership in the Union of Nova Scotia Municipalities increases, that this Municipality consider the matter of continuing membership in the Union."

Motion carried.

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

THAT the Supplementary Report of the Finance & Executive Committee be adopted.

Motion carried.

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

THAT a letter be forwarded to the Minister of Highways requesting that toilet facilities be installed at Provincial picnic sites throughout Halifax County.

Motion carried.

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

THAT a letter be forwarded to the Department of Lands and Forests to consider converting the picnic area approximately 1 1/2 miles above Middle Musquodoboit into an overnight camping area.

Motion carried, in standing vote of 3 for, 1 against.

It was moved by Deputy Warden Nicholson.

THAT Council Adjourn.

Motion carried.

M I N U T E S & R E P O R T S

of the

T H I R D Y E A R M E E T I N G S

of the

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

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

SEPTEMBER COUNCIL SESSION

TUESDAY, September 18, 1973

SPECIAL SEPTEMBER COUNCIL SESSION

WEDNESDAY, September 26, 1973

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MINUTES OF THE SEPTEMBER COUNCIL SESSION
OF THE THIRD YEAR OF THE THIRTY SEVENTH COUNCIL
OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

The monthly Session of the Council of the Municipality of the County of Halifax convened at 10:00 A.M., Tuesday, September 18th, 1973 with Warden Ira S. Settle Presiding.

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

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

"THAT Mrs. Elizabeth Beaupre be appointed Recording Secretary for this session of Council"

Motion carried.

Public hearing were held re applications for approval of undersized lots under 1966 Legislation. The Warden called for any representations by the Public with no response. It was moved by Councillor Snair, seconded by Councillor Gaetz:

"THAT Lot A of Thomas Anthony Kosus, located at Black Point, Halifax County, be and the same is hereby approved under the terms of the 1966 legislation."

Motion carried.

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

"THAT Lot A of Leslie Mason, located at Tantallon, Halifax County, be and the same is hereby approved under the terms of the 1966 legislation."

Motion carried.

A letter from the Cole Harbour Environmental Committee was read by the Clerk, with the enclosure of a brief as sent to the Minister of Provincial Affairs re the proposed Regional Development Plan.

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

"THAT the letter from the Cole Harbour Environmental Committee be received by Council."

Motion carried.

Letters from Barbara Bell, Cole Harbour were read by the Clerk, re the proposed Regional Development Plan.

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

"THAT the letters from Barbara Bell, Cole Harbour, be received by Council."

Motion carried.

A letter from Leonard L. Pace, Minister of Highways, was read by the Clerk, re a request for work on New Truck 107.

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

"THAT a letter be sent to the Post Office Department in regard to late delivery of registered mail dated August 17, 1973."

Motion carried.

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

"THAT the Minutes of August 21st, 1973 Council Session be approved."

Motion carried.

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

"THAT the Report of the Director of Planning and Development be adopted."

Motion carried.

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

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

A standing vote was taken: 9 for, 5 against.

Motion carried.

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

"THAT the Supplementary Report for the Planning Advisory Committee be adopted."

A standing vote was taken: 13 for, 1 against.

Motion carried.

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

"THAT the Zoning By-law be and the same is hereby amended by rezoning land of G.A. Bauld, Fall River, as revised by the Supplementary Report dated September 17, 1973, from R 2 Residential two family dwelling zone to R4 Residential general zone.

A standing vote was taken: 9 for, 5 against.

Motion carried.

Councillor Hudson opposed the zoning change of G.A. Bauld, as the change is being made after the construction has been completed on his property. Councillor Deveaux supported Councillor Hudson, feeling that an illegal act was now being legalized. Councillor Gaetz had visited the site as a member of the Planning Advisory Committee, and sees no reason to oppose the change.

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

"THAT the Zoning By-law and the same is hereby amended by rezoning lands of Kishan Singh, Bedford, from R. 1 Residential single family dwelling zone to R2 residential two family dwelling zone. "

Motion carried.

Councillor Hudson requested further public hearings re the rezoning of Herring Cove, and to have rescinded the decision of the August Council meeting. The Solicitor explained the process of rescinding motions of Council, especially if the Warden and Clerk had acted upon the resolution. Mr. Cox also explained that there is a Board of Appeals which may be approached, and other alternatives also.

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

"THAT the approval of the Herring Cove Plan as approved by the Municipal Council on August 21, 1973, be rescinded and the Planning Advisory Committee be instructed to hold further public hearings to deal with the original plan as presented to the Planning Advisory Committee.

(See Referral)

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

"THAT the matter of the Herring Cove Zoning be referred back to the Planning Advisory Committee."

A standing vote was taken: 11 for, 3 against.

MOTION CARRIED.

Councillor Dunbar complained of the attack by the news media on the Committee. Councillor Dunbar felt that the Committee had acted properly, especially re Herring Cove rezoning question; and that the most workable plan for that area has been arrived at. As a final solution, the Provincial Planning Appeal Board may be approached.

Councillor Deveaux felt that the dissatisfaction of the people of Herring Cove is the fault of Council.

The planning maps of Herring Cove were presented for the Council to examine, by Mr. R. Gough, Director of Planning.

Councillor Hudson questioned the maps, and the apparent differences between the map submitted to the people at the public hearing, and the final map approved by Council.

Councillor Gaetz believed that the rezoning of Herring Cove was done in the best interest of the people, and that further opposition may be directed to the Board of Appeals.

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

"THAT the Financial Statement and the Report of the Auditors be deferred to the October Session of Council."

Motion carried.

Councillor Deveaux questioned if more than one lot can be developed when sewer and water pipes are in location. The Solicitor said that the law states that water has to be available to the house before being able to build, not just having the pipes.

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

"THAT the matter of approval of lots in areas to be serviced by water and sewers be referred to the Public Works Committee."

Motion carried.

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

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

Motion carried.

Councillor Jennex questioned the possible over-expenditure of the Municipal School Board, The Warden reported that the Committee of Council make a submission to the Province for more money for education and this was being followed up.

Councillor Dunbar asked if any money had been received from the Housing Commission, and was advised that this was still under negotiation.

Councillor Deveaux asked when the tenders would be going out for the school in Eastern Passage. The Clerk advised it would be in the near future.

It was moved by Councillor Slaunwhite, seconded by Councillor Deveaux:

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

Motion carried.

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

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

Motion carried.

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

"THAT an Advance Poll be held in each polling district where an election is to be held, with the Advance Poll to be held on Friday, October 12, 1973."

Motion carried.

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

"THAT the submission to the Minister re the proposed Regional Development Plan be submitted to Council for approval at a Special Session."

Motion carried.

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

Municipality of the County of Halifax
Temporary Borrowing \$13,000.00
Sewage Treatment Plant,
Sheet Harbour Elementary School

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 the 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 covering the costs of building a Sewage Treatment Plant at the Sheet Harbour Elementary School.

AND WHEREAS by Section 8 of said Municipal Affairs Act, is 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 County of Halifax deems it necessary to borrow a sum not exceeding Thirteen Thousand Dollars (\$13,000.00) for the purpose of building a Sewage Treatment Plant at Sheet Harbour Elementary School.

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

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

BE IT THEREFORE RESOLVED that under and by virtue of said Municipal Affairs Acts, 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 \$13,000.00, for the purpose aforesaid;

AND THAT under and in accordance with said Municipal Affairs Act such sum be borrowed by sale and issue 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 of money not exceeding \$13,000.00 from the Royal Bank of Canada at Halifax;

THAT such sum or sums be borrowed from the said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs with interest thereon to be paid said Bank at 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.

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

" THAT Issuing resolution for Bond Issue in the amount of \$1,500,000.00 be approved."

Municipality of the County of Halifax
Issuing Resolution - \$1,500,000 -
General Purposes
-\$520,000 - Industrial Park
- 250,000 - Sewer-Shore Drive
- 730,000 - Additional
-\$400,000 - Sewer- Sackville
- 250,000 - Water - Sackville
- 80,000 - Industrial Park

1. 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 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 purposes contained in Section 8 of said Municipal Affairs Act;
2. AND WHEREAS by Section 8 of said the Municipal Affairs Act, it is enacted among other things, in effect, that no money shall be so borrowed until such proposed borrowing has been approved by the Minister of Municipal Affairs;
3. AND WHEREAS by said the Municipal Affairs Act the said sum shall in the discretion of the Municipal Council 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;
4. AND WHEREAS the Municipal Council of the Municipality of the County of Halifax is authorized by law to borrow or raise by way of debentures of the Municipality a sum no exceeding One Million Two Hundred Thousand Dollars (\$1,200,000) for the purpose of making grants to or lending money to the Halifax County Industrial Commission to assist the Commission in carrying out its object;
5. AND WHEREAS pursuant to the provisions of Section 148 (1) of the Municipal Act and of a resolution passed by the Municipal Council on the 31st day of March, A.D., 1965, and approved by the Minister of Municipal Affairs on the 7th day of April A.D., 1965, the said Council postponed the issue and sale of debentures and did borrow from the Royal Bank of Canada at Halifax a sum not exceeding One Million Two Hundred Thousand Dollars (\$1,200,000.) for the purpose of making grants to or lending money to the Halifax County Industrial Commission in carrying out its objects;
6. AND WHEREAS pursuant to a resolution passed by the Municipal Council on the 24th day of March, A.D. 1970 and approved by the Minister of Municipal Affairs on the 31st day of March A.D., 1970, the said Council issued and sold debentures in the total principal amount of Two Million Dollars (\$2,000,000.) of which amount the sum of Six Hundred and Eighty Thousand Dollars (\$680,000) was applied to the said purpose leaving a balance of Five Hundred and Twenty Thousand Dollars (\$520,000) still authorized to be borrowed by the issue and sale of debentures for the purposes aforesaid;
7. AND WHEREAS the Municipal Council of the Municipality of the County of Halifax is authorized by law to borrow or raise by way of loan by the issue and sale of debentures of the Municipality a sum not exceeding Eight Hundred and Ninety Thousand Dollars (\$890,000) for the purpose of constructing, acquiring, altering, extending or improving public sewers or drains in the Municipality and acquiring or purchasing materials; machinery, implements or plant deemed requisite or advisable therefor;
8. AND WHEREAS pursuant to the provisions of Section 148 (1) of the Municipal Act and of a resolution passed by the Municipal Council on the 20th day of July A.D., 1971 and approved by the Minister of Municipal Affairs on the 25th day of October A.D., 1971, the said Council postponed the issue and sale of debentures and did borrow from the Royal Bank of Canada at Halifax a sum not exceeding Eight Hundred and Ninety Thousand Dollars (\$80,000) for the purpose of constructing, extending, or improving public sewers or drains on Shore Drive from Wardour Street to Fort Sackville Road in the County of Halifax and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefore;
9. AND WHEREAS pursuant to a resolution passed by the Municipal Council on the 20th day of June A.D. 1972 and approved by the Minister of Municipal Affairs on the 27th day of July A.D., 1972, the said Council issued and sold debentures in the total principal amount of Two Million Dollars (\$2,000,000) of which amount Four hundred and Twenty nine Thousand Five Hundred and Twenty Nine Dollars (\$429,529) was applied to the purpose set forth in paragraph seven (7) hereof leaving a balance of Four Hundred and Sixty Thousand Four Hundred and Seventy one Dollars (\$460,471) still authorized to be borrowed by the issue and sale of debentures for the said purpose;

10. AND WHEREAS pursuant to the resolutions hereinbefore recited and pending the issue and sale of debentures, the Municipality of the County of Halifax has borrowed by way of temporary loan from the Royal Bank of Canada at Halifax for the respective purposes therein authorized, the following sums aggregating Seven Hundred and Seventy Thousand Dollars (\$770,000) for the respective purposes herein-after set forth:

For the purpose set out in paragraph six the sum of
Five Hundred and Twenty Thousand Dollars \$520,000

For the purpose set out in paragraph 9 the sum of
Two Hundred and Fifty Thousand Dollars $\frac{250,000}{\$770,000}$

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

12. AND WHEREAS the Municipal Council deems it necessary to borrow or raise by way of loan on the credit of the Municipality by the issue and sale of debentures a sum not exceeding Four Hundred Thousand Dollars (\$400,000) for the purpose of constructing, acquiring, altering, extending or improving public sewers or drains at Sackville in the county of Halifax and acquiring or purchasing materials, machinery implements or plant deemed requisite or advisable therefor;

13. AND WHEREAS the Municipal Council deems it necessary to borrow or raise by way of loan on the credit of the Municipality by the issue and sale of debentures a sum not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000) for the purpose of constructing, acquiring, altering, extending or improving water works or water system at Sackville in the County of Halifax, and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor;

14. AND WHEREAS the Municipal Council deems it necessary to borrow or raise by way of loan on the credit of the Municipality by the issue and sale of debentures a sum not exceeding Eighty Thousand Dollars (\$80,000) for the purpose of making grants to or lending money to the Halifax County Industrial Commission to assist the Commission in carrying out its objects in addition to the sum of One Million Two Hundred Thousand Dollars (\$1,200,000) previously authorized to be borrowed for the said purpose pursuant to a resolution passed by the said Council on the 31st day of March A.D., 1965, and approved by the Minister of Municipal Affairs on the 7th day of April, A.D., 1965;

15. AND WHEREAS pursuant to the resolutions hereinbefore recited the Municipal Council deems it necessary to borrow or raise by way of loan on the credit of the Municipality in addition to the sums borrowed pursuant to the said resolutions by way of temporary loan, and as hereinbefore set forth, the following sums aggregating Seven Hundred and Thirty Thousand Dollars (\$730,000) for the respective purpose hereinafter set forth:

For the purpose set forth in paragraph 12 hereof the sum of Four Hundred Thousand Dollars \$400,000.

For the purpose set forth in paragraph 13 hereof the sum of Two Hundred and
Fifty Thousand Dollars 250,000

For the purpose set forth in paragraph 14 hereof the sum of Eighty Thousand Dollars $\frac{80,000}{\$730,000}$

16. AND WHEREAS the Municipal Council deems it necessary to issue and sell debentures of the Municipality in the aggregate principal amount of One Million Five Hundred Thousand Dollars (\$1,500,000) to raise the sum required to repay the said temporary loans aggregating Seven Hundred and Seventy Thousand Dollars (\$700,000) and to raise in part, to the extent of the sum of Seven Hundred and Thirty Thousand Dollars (\$730,000) for the purposes set forth in paragraph 15 of this resolution in addition to the said sum borrowed pursuant to the resolutions hereinbefore set forth by way of temporary loan for the aforesaid purposes;

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

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

19. BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the said Municipality do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the Municipality the sum of One Million Five Hundred Thousand Dollars (\$1,500,000) for the purposes aforesaid;
20. THAT under and in accordance with said the Municipal Affairs Act, the said sum be borrowed or raised by the issue and sale of debentures of the Municipality to an amount not exceeding One Million Five Hundred Thousand Dollars (\$1,500,000.)
21. THAT One Thousand Five Hundred (1,500) debentures of the said Municipality for One Thousand Dollars (\$1,000) each be accordingly issued and sold;
22. THAT the said debentures be numbered consecutively 73-B-0001 to 73-B-1500 inclusive, be dated the 15th day of October, A.D., 1973, and be payable as follows:

DEBENTURE NUMBERS

73-B-0001 to 73-B-0075 incl. in one year from date thereof;
73-B-0076 to 73-B-0150 incl. in two years from date thereof;
73-B-0151 to 73-B-0225 incl. in three years from date thereof;
73-B-0226 to 73-B-0300 incl. in four years from date thereof
73-B-0301 to 73-B-0375 incl. in five years from date thereof;
73-B-0376 to 73-B-0450 incl. in six years from date thereof;
73-B-0451 to 73-B-0525 incl. in seven years from date thereof;
73-B-0526 to 73-B-0600 incl. in eight years from date thereof;
73-B-0601 to 73-B-0675 incl. in nine years from date thereof;
73-B-0676 to 73-B-0750 incl. in ten years from date thereof;
73-B-0751 to 73-B-0825 incl. in eleven years from date thereof;
73-B-0826 to 73-B-0900 incl. in twelve years from date thereof;
73-B-0901 to 73-B-0975 incl. in thirteen years from date thereof;
73-B-0976 to 73-B-1050 incl. in fourteen years from date thereof;
73-B-1051 to 73-B-1125 incl. in fifteen years from date thereof;
73-B-1126 to 73-B-1200 incl. in sixteen years from date thereof;
73-B-1201 to 73-B-1275 incl. in seventeen years from date thereof;
73-B-1276 to 73-B-1350 incl. in eighteen years from date thereof
73-B-1351 to 73-B-1425 incl. in nineteen years from date thereof
73-B-1426 to 73-B-1500 incl. in twenty years from date thereof;

23. THAT the said debentures be payable at any office of the Royal Bank of Canada in Nova Scotia and at the principal office of the said Bank in Saint John, Charlottetown, Montreal or Toronto at the option of the holder, and bear interest at the rate of nine per centum (9%) per annum payable semi-annually at any said office at the option of the holder.
24. THAT the Finance Committee of the Municipality be hereby authorized on behalf of the Municipality to change the rate of interest from the rate set out in this resolution
25. THAT a resolution of this Committee changing the interest rate must be passed before the debentures are sold and shall not be effective unless a true copy thereof certified by the clerk of the Municipality as having been duly passed unanimously, or certified by members purporting to be all the members of the Committee, has been filed with the Minister and the Minister has approved thereof;
26. THAT the Warden of the said Municipality do sign the said debentures or have them impressed with printed facsimile of his signature and the Clerk thereof do countersign the said debentures, that they do seal the same with the corporate seal of the said Municipality, and that said Clerk do sign the interest coupons or if the same are lithographed, either sign the same or have them impressed with a facsimile of his signature;
27. THAT the Warden and Clerk of the said Municipality do sell and deliver the said debentures at such price, to such person and in such manner as they shall deem proper;
28. THAT the proceeds of the debentures when sold be used so far as necessary to repay any sum so borrowed as aforesaid from the said Bank.

THIS IS TO CERTIFY that the resolution of which the foregoing is a true copy was duly passed at a duly called meeting of the Municipal Council of the Municipality of the county of Halifax duly held on the 18th day of September A.D., 1973

Given under the hands of the Warden and the Municipal Clerk and under the corporate seal of the said Municipality this 28th day of September A.D. 1973

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

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

Motion carried.

Councillor Deveaux asked about the water situation in Eastern Passage, and the complaints received that construction there has caused many of the wells to go dry, and wanted to know when the new water system will begin functioning. Mr. Gallagher, the Director of Public Works advised that the matter of dry wells was a difficult one to deal with. He advised that the contract work was being carried out as quickly as possible and the service would be provided at the earliest possible date.

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

That Council adjourn."

Motion carried.

MINUTES & REPORTS

of the

THIRD YEAR MEETINGS

of the

THIRTY - SEVENTH COUNCIL

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

OCTOBER COUNCIL SESSION

TUESDAY, October 9, 1973

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M I N U T E S
OF THE OCTOBER COUNCIL
OF THE THIRD YEAR OF THE THIRTY-SEVENTH COUNCIL
OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

The Monthly Session of the Municipal Council of the Municipality of the County of Halifax convened in the Council Chambers of the Municipal Administration Building at 10:00 a.m. on Tuesday, October 9th., 1973 with Warden Ira S. Settle presiding.

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

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

"THAT Mrs. Elizabeth Beaupre be appointed as Recording Secretary." Motion carried.

Mr. Bensted, Municipal Clerk, advised Council that a Public Hearing had been advertised by the Planning Advisory Committee for this morning at 10:00 a.m. and suggested to Council that Council adjourn in order to allow the Planning Advisory Committee to proceed with this Public Hearing.

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

"THAT Council adjourn until 10:30 a.m." Motion carried.

Council resumed Sessions at 10:30 a.m..

Mr. Bensted tabled a letter from the Minister of Lands and Forests with regard to Resolution by Council re toilet facilities at Provincial sites. It was moved by Councillor Gaetz, seconded by Councillor Baker:

"THAT this letter be received." Motion carried.

Councillor Hudson advised Council that she thought the site in question was the Fish Pond at Waverley but that she would advise the Clerk.

The Municipal Clerk read a letter from the Chairman of the Herring Cove Ratepayers Association with regard to Zoning Application at Herring Cove. It was moved by Deputy Warden Nicholson seconded by Councillor Baker:

"THAT this letter be referred to the Planning Advisory Committee." Motion carried.

The Municipal Clerk read a letter from Alan and Linda Ruffman with regard to zoning at Herring Cove. It was moved by Councillor Hudson, seconded by Councillor Snair:

"THAT this letter be received." Motion carried.

The Municipal Clerk read a letter from Edward V. and Laura Dempsey with regard to zoning at Herring Cove. It was moved by Councillor Williams seconded by Councillor Moser:

"THAT this letter be received." Motion carried.

Councillor Deveaux referred to a letter from the President of the Eastern Passage-Cow Bay Ratepayers Association with regard to construction work being carried out by contractors in the area, and damage to properties etc. Following discussion it was moved by Councillor Deveaux, seconded by Deputy Warden Nicholson:

"THAT a letter be sent to the Consultant and the General Contractors working in the area with regard to damage or possible damage to properties in the area." Motion carried.

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

"THAT the Minutes of the Council Session of September 18th., 1973 be approved." Motion carried.

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

"THAT the Minutes of the Special Session of Council held Wednesday, September 26th., 1973, be approved." Motion carried.

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

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

The Municipal Clerk advised Council that Mr. Gordon Hayman, C.A. of the Firm of Thorne, Gunn & Company, Chartered Accountants, was present this morning as a result of a motion by Council at a previous Session that the Auditors be invited to appear before Council and discuss the Financial Statements of the Municipality of the County of Halifax. It was agreed by Council to hear Mr. Hayman.

Mr. Hayman and two other members of the Firm appeared before Council.

Mr. Hayman proceeded to give Council a general outline of the Financial Statements as were prepared and submitted by the Auditors. Following this outline several questions were raised by various Councillors and answers were given by Mr. Hayman.

Following this question period, it was moved by Deputy Warden Nicholson, seconded by Councillor Moser:

"THAT a vote of thanks be extended to Mr. Hayman and the Auditors for their appearance here this morning." Motion carried..

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

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

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

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

Councillor Hudson questioned the approval of lots for building purposes where outdoor privies were to be used. Councillor Hudson advised that she felt that we were creating problems for the future. It was moved by Councillor Hudson, seconded by Deputy Warden Nicholson:

"THAT Council go on record opposing approval of lots for building purposes with the use of outdoor privies."

Several Councillors indicated that they could not support this motion that they felt that in certain areas and in certain income groups it was necessary for outdoor privies to be used.

The Warden called for a vote on the motion, with the motion being defeated by a count of 15 to 1.

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

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

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

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

Councillor Hudson questioned as to action being taken by the School Capital Program Committee with regard to the Ashe-Lee District.

The Chairman advised that the Committee were continuing to look at the growth pattern in the area and the proposed subdivisions being processed by the Director of Planning and Development.

The Municipal Clerk outlined for Council the Report of the Finance and Executive Committee and it was moved by Councillor Gaetz, seconded by Deputy Warden Nicholson:

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

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

"THAT the letter of resignation of Mr. Arthur C. MacKenzie from the Board of Management of the Halifax County Hospital be accepted." Motion carried.

Mr. Bensted advised Council that Mr. MacKenzie was submitting his resignation due to the fact that he would be filing nomination papers at the October 16th., 1973 Municipal Election.

The Municipal Clerk advised Council as to the result of the Tender Call with regard to the Bond Issue of \$1,500,000.00 and indicated to Council that he felt this was a very good bid.

The Clerk advised Council that it was necessary to change the location of three (3) polls for the Municipal Election October 16th., 1973 in District No. 16.

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

"THAT the place of Poll be changed for Polling Sections 16E, 16 (I) and 16 (J) and that the location be changed from the United Church Hall to the Sackville Medical Centre." Motion carried.

Councillors Cleveland and Isenor expressed their regrets to Council that due to the fact that they were not re-offering in the Municipal Election on October 16th that this would be their last Council Session.

Both Councillors indicated that they had enjoyed serving as a Municipal Councillor and working with the Warden and Council and advised that they would continue to keep their interest in Municipal Affairs and wished the new Council the "best" in the future.

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

"THAT Council adjourn ." Motion carried.

M I N U T E S & R E P O R T S

of the

F I R S T Y E A R M E E T I N G S

of the

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

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

SPECIAL NOVEMBER COUNCIL SESSION
TUESDAY, November 13, 1973

NOVEMBER COUNCIL SESSION
TUESDAY, November 20, 1973

NOVEMBER SPECIAL COUNCIL SESSION - 1973
TUESDAY, NOVEMBER 13, 1973

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Electoral boundaries- Motion-----	2
Hefler Joseph- appoint re Planning Advisory Committee- Motion----	3
Leonard, Doris- appointment re recording secretary- Motion-----	3
Motion- ballots re Warden & Deputy Warden election-----	1
Motion- appointment Elizabeth Beaupre re recording secretary-----	1
Motion- appointment re Nominating Committee-----	2
Motion- re electoral boundaries-----	2
Motion- re noon adjournment-----	2
Motion- appointment re Doris Leonard re recording secretary-----	2
Motion- approval re Nominating Committee report-----	2
Motion- appointment of Joseph Hefler re Planning Advisory Committee-----	3
Motion- re adjournment-----	3
Nominating Committee- appointment- Motion-----	2
Nominating Committee- approval re report- Motion-----	3

M I N U T E S
OF A SPECIAL SESSION
OF THE
THIRTY-EIGHTH COUNCIL
OF THE
MUNICIPALITY OF THE COUNTY OF HALIFAX

A Special Session of the Thirty-Eighth Council of the Municipality of the County of Halifax was held in the Council Chambers of the Municipal Administration Building at 10:00 a.m. on Tuesday, November 13th., 1973, with the Municipal Clerk and Treasurer, Mr. Bensted, in the Chair.

Council opened with the Lord's Prayer after which the Municipal Clerk call the Roll and the results of the Municipal Elections held October 16th., 1973 were announced.

The Municipal Clerk then proceeded to administer the Oath of Office and swear in the duly elected councillors.

The Municipal Clerk then called for nominations for Warden. Councillor Nicholson nominated Councillor Ira S. Settle. This nomination was seconded by Councillor Williams.

Councillor Johnson nominated Councillor Silvia F. Hudson. This nomination was seconded by Councillor Fader.

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

"THAT nominations cease" Motion carried.

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

"THAT ballots be prepared for the election of the Warden and Deputy Warden and ballots to be marked with an "X". Motion carried (10 for, 7 against).

Councillor Streach made the request that the nominees should be heard from as there were many new Councillors present who did not know the nominated Councillors. This was agreed to by Council.

Councillors Nicholson and Johnson acted as Scrutineers for the counting of the ballots.

Following the count the Municipal Clerk declared Councillor Ira S. Settle duly elected Warden by a vote of 9 to 8.

Warden Settle thanked the members of Council for their support and promised to serve Council to the best of his ability with Council working together.

The Warden then called for nominations for Deputy Warden. Councillor Silvia F. Hudson was nominated by Councillor Killam. This nomination was seconded by Councillor Deveaux.

Councillor A. Webster Dunbar was nominated by Councillor Gaetz. This nomination was seconded by Councillor Moser.

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

"THAT nominations cease". Motion carried.

Councillors Killam and Gaetz acted as Scrutineers for the counting of the ballots.

Following the count the Warden declared Councillor Silvia F. Hudson duly elected as Deputy Warden by a vote of 9 to 8.

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

"THAT Mrs. Elizabeth Beaupre be appointed as Recording Secretary." Motion carried.

It was moved by Councillor Killam, seconded by Deputy Warden:

"THAT the Nominating Committee be appointed by the Council, as stated in the By-laws." Motion carried (Vote 11 for; 6 against)

Councillors Nicholson, Slauenwhite, Dunbar, Deputy Warden Hudson and Councillor Killam were duly nominated to the Nominating Committee.

It was moved by Councillor Streach, seconded by Councillor Anderson:

"THAT nominations for the Nominating Committee cease." Motion carried.

It was moved by Councillor Slauenwhite, seconded by Councillor Killam:

"THAT direction be given the Nominating Committee by the Councillors as to which Committees they want to act on." Motion carried (Vote 11 for 6 against)

The Municipal Clerk requested that the appointments to the Municipal School Board be dealt with first, as was customary, even though they would not take effect until March of 1974.

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

"THAT the use of geographic breakdown of the County be continued for the election of the School Board Members." Motion carried.

Councillor Nicholson suggested that the Councillors of each area decided among themselves as to nominations for the Municipal School Board.

Councillors Anderson (Dists. 1, 2, 3, 4 & 5); Johnson (Dists. 6, 7, 8 & 9); McCabe (Dists. 10, 11; 12 & 13); and Deputy Warden Huson (Dists. 14, 15, 16 & 17) were nominated and duly elected to the Municipal School Board effective March 1974.

Deputy Warden Hudson requested that the Councillors be introduced to the Staff of the Municipal Building. Councillor Slauenwhite further requested that the Councillors be notified of Staff Members and changes within the building.

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

"THAT Council adjourn until 12:00 noon" Motion carried.

Council resumed the Session at 12:00 noon and it was moved by Councillor Gaetz, seconded by Councillor Johnson:

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

AFTERNOON SESSION

The Afternoon Session of the Special Council Session, November 13th., 1973, convened at 2:40 p.m. with Warden Ira S. Settle presiding.

The Municipal Clerk called the Roll.

Mr. Bensted, Municipal Clerk, announced that Mrs. Beaupre who had taken the Minutes at the Morning Session had to leave due to a prior commitment and recommended that Miss Doris Leonard be appointed Recording Secretary for the Afternoon Session. It was moved by Councillor Nicholson, seconded by Deputy Warden Hudson:

"THAT Miss Doris Leonard be appointed Recording Secretary for the Afternoon Session of Council."
Motion carried.

The next item to be considered was the Report of the Nominating Committee. The Municipal Clerk was requested to read the comments on the second page regarding appointments for the Board of Health, the Halifax County Hospital Management Board and the Planning Advisory Committee. This was done and it was moved by Councillor Gaetz, seconded by Councillor McCabe:

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

Deputy Warden spoke, as Chairman of the Nominating Committee, and stated that it was the Report of the Committee, but for her own part she was not happy with the Planning Commission. The first three years it was important for the Warden and Deputy Warden to be a member of the Metropolitan Area Planning Commission. Councillors receive few, if any, reports regarding the Metropolitan Area Planning Commission from either the Warden, the Clerk or MAPC itself. Deputy Warden Hudson moved:

"THAT Councillor Gordon Nicholson be dropped from the Metropolitan Area Planning Commission."

This motion was seconded by Councillor Fader.

A vote was taken on the motion and it was defeated 14 to 3.

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

"THAT Joseph Hefler be appointed as non-Council member of the Planning Advisory Committee until the November Session of Council, November 20th., 1973." Motion carried.

Councillor Gaetz was desirous of nominating a non-Council member to the Planning Advisory Committee and was advised that nominations would be in order at the November Session of Council.

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

"THAT Council adjourn." Motion Carried.

SPECIAL NOVEMBER COUNCIL SESSION - 1973

NOVEMBER 13, 1973

To His Honour the Warden and Members of the Municipal Council.

Councillors:-

Your Nominating Committee wishes to submit the following for your approval:-

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| <u>FINANCE AND EXECUTIVE COMMITTEE</u> | - Warden Settle, Deputy Warden Hudson, Councillors Killam, Nicholson, Streach, Slauenwhite and Dunbar |
| <u>ARBITRATION COMMITTEE</u> | - Councillors Gaetz, MacKenzie and Streach |
| <u>SCHOOL CAPITAL PROGRAM COMMITTEE</u> | - Councillors Killam, Nicholson, Moser, Johnson and Slauenwhite |
| <u>PUBLIC WORKS COMMITTEE</u> | - Councillors Deveaux, MacKenzie, McCabe, Fader and Dunbar |
| <u>PLANNING ADVISORY COMMITTEE</u> | - Warden Settle, Councillors Nicholson, Anderson, Gaetz, Fader and Dunbar |
| <u>INDUSTRIAL COMMITTEE</u> | - Warden Settle, Councillors Nicholson, Anderson, Gaetz, Fader and Dunbar |
| <u>MUNICIPAL SCHOOL BOARD</u>
(effective March, 1974) | - Deputy Warden Hudson, Councillors Anderson, Johnson, and McCabe |
| <u>SOCIAL ASSISTANCE COMMITTEE</u> | - Deputy Warden Hudson, Councillors Moser, Williams, Anderson and Smith |
| <u>BOARD OF MANAGEMENT - OCEAN VIEW MANOR</u> | - Councillors Moser, Anderson, Deveaux and Smith |
| <u>BOARD OF MANAGEMENT - HALIFAX COUNTY HOSPITAL</u> | - Councillors Williams, Smith, MacKenzie and Fader |
| <u>REGIONAL LIBRARY BOARD</u> | - Deputy Warden Hudson, Councillors Williams, Gaetz, Smith and McCabe |
| <u>COUNTY BOARD OF HEALTH</u> | - Councillors Deveaux, Gaetz, McCabe and Fader |

Special November Council Session - 1973

Nominating Committee Continued

- | | |
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| <u>REDISTRIBUTION COMMITTEE</u> | - Councillors Killam, Gaetz, Streach, Slauenwhite and Dunbar |
| <u>HALIFAX COURT HOUSE COMMISSION</u> | - Warden Settle and Deputy Warden Hudson |
| <u>HALIFAX-DARTMOUTH REGIONAL AUTHORITY</u> | - Warden Settle and Councillor Slauenwhite |
| <u>METROPOLITAN AREA PLANNING COMMISSION</u> | - Warden Settle and Councillor Nicholson |
| <u>CHILDREN'S HOSPITAL BOARD</u> | - Councillor Streach |
| <u>HALIFAX-DARTMOUTH BRIDGE COMMISSION-</u> | Warden Settle |

Your Committee recommends that the two (2) new Board of Health appointees be effective immediately due to the fact that there are two (2) vacancies on the Board; the remaining two (2) members are already members of the present Board of Health.

Your Committee also recommends that the non-council members for the County Board of Health and the Board of Management, Halifax County Hospital, be made at the November 20th Session of Council.

Mr. Joseph Hefler of the Planning Department, has been the non-council member to the Planning Advisory Committee. Mr. Hefler has indicated that he does not wish to continue this appointment. Your Committee recommends the appointment of Mr. Joseph Hefler as a non-council member of the Planning Advisory Committee with a replacement to be made by Council at the November 20th Session of Council.

Respectfully submitted,
(Signed by the Committee)

N O V E M B E R C O U N C I L S E S S I O N

Tuesday, November 20, 1973