

MINUTES OF THE DECEMBER SESSION OF THE MUNICIPAL COUNCIL  
OF THE THIRD YEAR COUNCIL OF THE THIRTY-EIGHTH 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 the Municipal Administration Building at 10:00 a.m., Tuesday, December 16th., 1975 with Warden Ira S. Settle presiding.

Mr. P.J. Fawson filled in for the Municipal Clerk, whose absence, due to flight conditions, was explained by Warden Settle.

Following the Lord's Prayer, Mr. Fawson called the Roll.

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

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

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

"THAT the Minutes of the November Session of Council held on November 18th., 1975, be approved." Motion carried.

Warden Settle read the following motion which had been deferred from the November Session of Council:

"BE IT RESOLVED THAT the Zoning By-law be and the same is hereby amended by re-zoning lands of Rocca Cinemas Limited, Sackville, from R-1 (Residential Single Family Dwelling Zone) and G (General Building Zone) to C-2 (Commercial General Building Zone). Application No. 21-75." Motion defeated.

Warden Settle then asked if there was any discussion on this motion.

Councillor Slauenwhite stated that there was no need for another drive-in theatre in a residential area, that this would create problems for the neighbourhood.

Councillor Anderson commented that he recalled that there was some mention made that there was going to be a revision of this particular application. He noted that the Solicitor for this applicant was present in the Council Chambers and wondered if we could have an indication of what this change would mean.

Mr. Cox, Municipal Solicitor, stated that the policy of Council is that it will not re-hear a matter unless all parties are given the same opportunity.

Councillor Anderson said he was aware of this but wanted to know if this was the Resolution that Council were to vote on.

Warden Settle asked Mr. Gough, Development Officer, if there had been any revisions to the original application.

Mr. Gough advised that this had been discussed with the Consultant for Rocca Cinemas and they had advised him that a Public Hearing had already been held on the matter and we did not know why Council would be dealing with the matter at this Session.

Deputy Warden Streach said he fully appreciated the comments of the Municipal Solicitor but he was concerned that it would be advantageous to hear comments from the Solicitor for Rocca Cinemas. It was moved by Deputy Warden Streach, seconded by Councillor Anderson:

"THAT the Solicitor for Rocca Cinemas, Mr. Cooper be heard."

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previous remarks, but with the Planning Act this Committee is now an Advisory Committee to Council and his experience has indicated that this particular Committee has not got any real founded power itself and under these circumstances he would have to take objection to any further additions to the Committee whether it be a Councillor or an outside person, even from the standpoint of economics. This, he said, would incur an additional expense and not derive any concrete benefit in the long run.

Councillor Deveaux stated that he agreed with Councillor Gaetz that they were all elected for the good of the Municipality.

Councillor Rader stated that he admitted they were all a bit hurt that one or the other of the Councillors from the Sackville area were not on the Planning Advisory Committee. With the development that is taking place in the Sackville area he felt that they had lost contact. He stated that things could happen that they would not know anything about and yet they are answerable to the people.

Councillor Hudson said that many people were unhappy. She said that she probably had more interest in planning than any other person but in the nine years she had been on Council, she had not been on the Planning Committee. Being a woman, she said, she ended up on the School Board. She felt that over the last eight years, the Planning Committee had not looked beyond the next three weeks. We are not, she continued, planning for the next twenty years. She also stated she would hate to have to sit around and wait for their advice.

Councillor Williams stated that he did not think anyone had been pestered and insulted as much as he had been, by telephone, through the Post Office, and other means. The Planning Committee did do a job, and he stated there was no animosity to keep anyone off any Committee and he felt that this should be clearly understood. He said that he was under the impression that we came into this Council to do whatever job was given to us. He also told the Warden he hoped he was not appointed to a Nominating Committee again.

The following amendment to the motion was moved by Councillor Hudson, seconded by Councillor Lawrence:

"THAT the appointment of the second non-Council member for the Planning Advisory Committee be made at the December Session of Council." Amendment defeated.

A standing vote was taken on this motion with the result five (5) for; eleven (11) against. Warden Settle declared the amendment defeated.

Councillor McCabe asked if this motion were killed on the floor, could a proper motion be made that one or two of the members of Council that represent the area be put on if the By-laws were amended.

Mr. Cox, advised that the By-law could be amended but it would have to be approved by the Minister of Municipal Affairs before it became effective.

Deputy Warden Streach commented with regard to the amendment that we had no idea as to how many people were being brought forward. He could not see for the sake of three meetings why it had to be dealt with today.

Councillor Lawrence commented that there were no more meetings until January 5th and asked how soon the second member would take office.

Councillor Deveaux thought it was unfair to vote today and other Councillors may have nominees.

Councillor Dunbar stated that if the Councillors had done any mental arithmetic to figure the additional cost it would be an increase to the Committee of five to six thousand dollars and he felt for the value we would receive, it was just not worth it.

Councillor MacKenzie commented that if these appointments did not become effective at the same time, it could create a problem in a year's time. They should both be effective January 15th., 1976.

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Minutes, (Continued)

The Municipal Solicitor advised that one appointment must be made today, as Mr. Baker's term expires January 15th., 1976.

Councillor Gaetz inquired what Deputy Warden Streach had in mind wanting-two members.

Deputy Warden Streach stated that in speaking with some people it was felt that there should be more representation on this important committee. This was his reason for making a motion to increase the number on the Committee.

The Warden called for a vote on the original motion with the result seven (7) for; nine (9) against. The Warden declared the motion defeated.

Councillor Fader thanked the Deputy Warden for his remarks and moved a resolution that we increase the Planning Advisory Committee by one Council Member. He suggested that Section 6 of the Committees and Boards By-law be amended by adding 3(A) that the Planning Advisory Committee shall consist of the Warden and six (6) Councillors and such number of non-Council Members as may be fixed.

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

"THAT the Solicitor be instructed to amend the By-laws so that the Planning Advisory Committee would consist of the following members - the Warden, six (6) Members of Council and such number of non-Council Members as may be fixed by Council."  
Motion defeated.

Deputy Warden Streach remarked that we were trying to increase representation on the Committee. Councillor Dunbar brought forth the information that it would cost about \$5,000.00.

Deputy Warden Streach commented that there is no way in which we could designate someone from a certain area. He said that it was his intention to pave the way that we might have additional representation and one might come from Sackville because the people in Sackville have said they wanted representation. He noted that in passing that resolution, we cannot do that. He remarked that if Councillor Fader's Resolution had read that either he or Councillor Slauenwhite be that representative, he might support the Resolution. He said these were his views on the matter. He stated that if Council is going to go by the dollars and cents we are going to throw away a lot of progress.

Councillor Dunbar stated that he was very encouraged by the Committee this year and that he would like to proceed with the new Committee to see just how workable the Committee is going to be.

Mr. Cox, Municipal Solicitor read, once again, the Motion of Councillor Fader.

A standing vote was taken with the result six (6) for, ten (10) against. Warden Settle declared the motion defeated.

Councillor Hudson asked if there was any requirement for people to attend the meetings, or are they dropped if they miss three meetings, and asked if it would be possible to put this into force.

Councillor Dunbar said this was an irrevelent question. He stated in his five years on the Committee he could not remember any Committee Member skipping meetings without a justifiable reason.

Councillor Hudson said she was not concerned with the past.

Next on the Agenda was the Report of the Chief Building Inspector.

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

"THAT the Report of the Chief Building Inspector be approved." Motion carried.

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Minutes - (Continued)

Councillor Fader asked if the County had adopted the 1975 Building Code and on being informed by the Warden that we were not, he asked why.

Councillor Killam stated that this question had been brought up before and we were advised that we were using the 1965 Code as it was much superior to the 1975.

Councillor Fader commented that Central Mortgage & Housing Corporation are going along with the 1975 Code whereas we are using 1965. He asked if this was progress. He also asked if we are going to adopt the 1975 Code.

Mr. Cox advised that every few months he had made inquiries to try to find out if the 1975 Code had been adopted by the Federal Government and to date he has had no official confirmation.

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

"THAT action be taken to determine the situation of the 1975 Building Code with regard to the Provincial and Federal approval." Motion carried.

Councillor Fader asked why our Building Inspectors did not attend Seminars and he was advised by the Municipal Clerk that they do attend any that they are invited to. Obviously, they cannot all go at once, but they alternate.

The Report of the Municipal School Board was then considered by Council.

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

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

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

"THAT the item from the Municipal School Board Report re water and sewer be referred to the Public Works Committee and the Finance and Executive Committee for action. " Motion carried.

At this point, Councillor McCabe asked permission to be excused. This was granted.

The Report of the School Capital Program Committee was then considered.

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

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

Councillor Smith noted that some Districts had schools that were listed for 1975 Program, especially in the Musquodoboit Harbour Area - and this seems to be duplicated each month. He stated that people wanted to know what the situation was and could not give them an answer. He commented that it was an embarrassing situation and wanted to know how far it has developed. He said the last he heard was when he had been taken out on some sites in his District.

Councillor Slauenwhite informed Councillor Smith that a site has not been determined that a number of potential sites were being investigated with the Department of Health and negotiations to see if the land was available.

Councillor Smith said he had heard that a site had been definitely picked. In fact he said it had been thrown up to him that it was a political site, and he said it was very annoying getting these sort of remarks.

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Minutes - (Continued)

Councillor Slauenwhite said the information was wrong, that no decision had been made. He said the Department of Health had said "no dice" to some of the sites. As to the actual owners of the land, he did not think even the Municipal Clerk knew who the owners were.

The Municipal Clerk, Mr. Bensted, advised that no contact had been made with any owners at any time. There had been contact with Department of Health officials only. He stated that the health approval is the most important that we have to go through.

Councillor Hudson asked if there was anything new with regard to the Temporary Borrowings.

Mr. Bensted advised that he had not received the approvals yet. He had been speaking with the Department of Municipal Affairs and had been advised that we should be receiving them shortly, but have not as yet.

Councillor Lawrence asked what was the state of things at the moment with regard to the elementary school in the Lake Echo - East Preston area.

Mr. Bensted advised that the School Capital Program Committee are proceeding with the proposed Lake Echo - East Preston site.

Councillor Lawrence commented that it was a very contentious issue and asked if the Committee had taken this into consideration.

Mr. Bensted advised that the responsibility of the School Capital Program Committee is to carry out the program as approved by Council and they have endeavoured to obtain a site that would serve the area as well as possible. He advised that a school cannot be located in two places.

Councillor Johnson advised that the people of both communities were invited to a meeting of the Committee and were fully informed.

Speaking about the list of priorities, Mr. Bensted advised that last year, the 1975 program was submitted to the Government and they advised that we must have a priority list and would not consider anything until such a list was submitted. Mr. Bensted suggested that they are all priorities, but there must be some more urgently needed than others, and we are asking the Municipal School Board to make up such a list.

Councillor Deveaux asked if there was any indication as to how long the moratorium was going to last and was advised by the Municipal Clerk that there was no indication and the way things were going it may last a long time.

Councillor Williams asked what happened to the Brookside addition and was advised by the Municipal Clerk that it had not been released from the moratorium.

Councillor Hudson asked for assistance to the School Board if Council wished priorities. She commented it takes at least two years to build a school, but when we need it, we need it, and she wondered how the School Board was to approach what is a priority and what is not.

Warden Settle commented that one criteria is when classes become part-time.

The Report of the Finance and Executive Committee was next on the Agenda.

Mr. Bensted gave a summary of the Report. It was moved by Councillor Gaetz, seconded by Deputy Warden Streach:

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

Councillor Gaetz spoke about the Beechville School being used for Community Purposes and asked why the school at Porter's Lake could not be in the same category.

Mr. Bensted drew Councillor Gaetz's attention to Dr. Oliver's letter and noted that the building has been under lease since 1967. He stated that this is a case where they have established themselves and proved themselves. In this case we know that the program is a good one and will be carried out in a proper manner.

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Minutes - (Continued)

Councillor Dunbar said he was in full agreement that the people of the community get this particular building.

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

"WHEREAS the Regional Representative Continuing Education Program, Provincial Department of Education, has requested that the surplus school building at Beechville, Halifax County, which has been occupied for some years by the Beechville Education and Committee Development Council be deeded to the Beechville Baptist Church as a body corporate.

AND WHEREAS the Council has considered this request and has come to the decision that it would be of benefit to the community to so deed this property.

BE IT RESOLVED THAT the Warden and Clerk be and they are hereby instructed to take all necessary action to convey the said property to the Beechville Baptist Church or such legal entity as appears desirable, for the sum of One Dollar." Motion carried.

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

"THAT WHEREAS Council has received from the Municipal School Board requests for certain capital projects.

AND WHEREAS these requests were referred to the Finance and Executive Committee for investigation and report.

BE IT RESOLVED THAT the requests be resubmitted to the Municipal School Board as far as new classroom construction is concerned in order to determine the priorities of the requests before the Council considers submitting the program to the Provincial Department of Education for consideration and approval." Motion carried.

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

BE IT RESOLVED THAT the Warden and Clerk be and they are hereby authorized to execute on behalf of the Municipality a Collective Agreement between the Canadian Union of Public Employees Local 1083 and the Municipality of the County of Halifax, a copy of which was submitted to this Session of Council." Motion carried.

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

"BE IT RESOLVED THAT the Municipal Office be closed for public business all day, the 25th and 26th of December, 1975 and 1st of January, 1976." Motion carried.

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

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

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

"THAT the Financial Statements of the Municipality of the County of Halifax, Ocean View Manor, and Halifax County Hospital, be received." Motion carried.

Mr. Bensted advised that the appointment of Mr. Frederick J. Merrick to the Halifax County Hospital Management Board expired this year. This, he advised, is a three-year appointment.

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



"THAT Mr. Frederick J. Merrick of 16 Highland Crescent, Dartmouth, N.S., be re-appointed for a further term of three years." Motion carried.

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

"THAT nominations cease." Motion carried.

Mr. Bensted also announced that it would be necessary to appoint a non-Council member to the Board of Health for the year 1976, as the appointment of Mrs. Peter Freer, expired December 31st, 1975. He also advised that this is a one-year appointment.

Councillor Hudson nominated Mrs. Peter Freer an non-Council Member to the Halifax County Board of Health for the year 1976. This nomination was seconded by Councillor Fader.

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

"THAT nominations cease." Motion carried.

Warden Settle declared Mrs. Peter Freer of Waverley duly elected to the County Board of Health for the year 1976.

Mr. Bensted advised that the non-Council appointment to the Planning Advisory Committee was a two-year appointment. The appointment of Mr. Colin Baker expires on January 15th., 1976, and it would be necessary to make an appointment to this Committee.

Councillor Slauenwhite nominated JAMES J. SWEENEY of 31 Alder Crescent, Lower Sackville. This nomination was seconded by Councillor Killam.

Councillor Lawrence nominated G. ROBERT PARKER of Indian Harbour. This nomination was seconded by Councillor Hudson.

Councillor Anderson nominated ELLIOTT ROBERTSON of 5885 Hillside Avenue, Halifax. This nomination was seconded by Councillor Deveaux.

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

"THAT nominations cease." Motion carried.

Councillor Fader spoke on the nomination by Councillor Slauenwhite of a gentleman from Sackville. He stated he wanted all Councillors to look at the three candidates and stated it was up to them to vote for who they felt was best suited for the job. He stated he did not want a sympathy vote just because Sackville was not represented on this Committee.

Mr. Cox explained the voting procedure that unless anyone had an absolute majority, the low member drops out and the vote is continued with the remaining two candidates.

On the first ballot the votes received were as follows: Mr. Sweeney - 6; Mr. Parker - 5; and Mr. Robertson - 4.

Mr. Robertson was dropped from the list and voting continued on the remaining two candidates.

On the second ballot the votes received were as follows: Mr. Sweeney - 5; Mr. Parker - 9.

Warden Settle declared Mr. R. Parker of Indian Harbour, duly elected, by vote, as a non-Council member of the Planning Advisory Committee for a period of two years.

Mr. Bensted, Municipal Clerk, drew the attention of Council Members to a memorandum regarding a Survey of Municipal Administrative Personnel being conducted by the Department of Municipal Affairs, and advised that it was recommended that we support this Survey and proceed to have the questionnaire prepared.

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This recommendation was agreed to by Council.

Councillor Smith said it had been brought to his attention that the Municipality was advertising for a Comptroller and he wondered how this came about, commenting that he did not remember reading anything about it in the Report of the Finance and Executive Committee.

Councillor Fader said he was not aware of it.

Mr. Bensted advised that this advertisement was the result of a survey carried out by the auditors, Messrs. Thorne, Riddell & Company, with regard to present staff positions, and the requirements for our administrative staff of the Municipality; in line with the survey by the auditors this is the advertisement that has gone out for the position. He advised that the Department head directly effected was aware of the advertisement and of the purpose of it.

Councillor Killam as chairman of the Finance and Executive Committee, asked if there were any questions that anyone would like to ask. He advised that it was felt that there should be more expertise in handling millions of dollars and the auditors came forth with the recommendation that this should take place.

Councillor Deveaux asked if this would be comparable to the City Manager and he was advised that this was not so - that it would be solely dealing with the financial aspect of this Municipality.

Councillor Deveaux asked what effect this would have on Mr. McMahon and was advised by the Municipal Clerk that this would depend on how the position was filled. He said that Mr. McMahon was aware of the advertisement.

Councillor Gaetz asked why this was necessary and was advised by the Municipal Clerk that it was based on the survey made by the Auditors as to the responsibility and demands of the Municipality.

Councillor Hudson said that the Financial Statements received today for the year 1974 were proof that our Accounting Department is short-staffed.

Councillor Anderson asked the Municipal Clerk if this would relieve him of some responsibility.

Mr. Bensted advised "very definitely", that while he must be aware of what is going on he would not be so directly responsible.

Councillor Anderson asked if a Comptroller would replace the Warden and Clerk in signing of debentures, etc.

Mr. Bensted advised that the present signing authority would not be changed.

Councillor MacKenzie asked if this advertisement had been in local papers only or had it gone a-field.

Mr. Bensted said it had been placed in the local papers and outside papers and financial papers as well.

Councillor Fader asked if the Finance and Executive Committee could bring him up-to-date on the Unsightly Premises Inspector and was advised by the Municipal Clerk that this was being dealt with in the 1976 budget.

Councillor Lawrence spoke on the report re: rezoning of seasonal camp grounds, and commented that she felt the time had come for the Municipality to get out of seasonal camp grounds now that the Province is on the field. She said the Province had a great many requirements and felt that the Municipality should get out of the business of adding further rules and regulations.

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

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Minutes - (Continued)

"THAT the Solicitor draft amendments to the Mobile Home By-law for the January Session of the Municipal Council removing Seasonal Camp Grounds." (See deferral)

Mr. Bensted asked if it was being suggested that we do away with zoning.

Councillor Hudson said she would be very much afraid of this, that there would be communities where camp grounds would not be desirable. Councillor Hudson felt that before seasonal camp grounds are permitted in any area, that there should be some way for people to be made aware of the situation so that people could voice their objections.

Councillor Killam said he supported Councillor Hudson, stating that if this came into law where one could move into any "g" zone, he would want it to be by Districts such as some of our other By-laws. He commented that he would want to look at both sides of the situation.

Councillor Lawrence commented that her point was that the By-law had not been fully applied in her District, that they had had some building permits and no one ever forced them to re-zone. She felt the By-law had been inadequately enforced. She said she could understand the hesitancy about new camp grounds in new areas and felt that Councillor Killam's suggestion that this be an optional By-law had merit.

Councillor Anderson said he would not approve of having the Zoning By-law optional in any one area or another. He felt that any business of any type had the right to be zoned.

Councillor Dunbar felt that this would be a regressive step. He stated that in his District there was one camp ground that had been there for twenty-eight years and that this particular campground had a Provincial License. He asked if we did away with some of the regulations and retain zoning alone what control would our Department of Health have over the facilities. He commented that perhaps there had been a certain lack of control but felt that the By-laws were adequate and just needed to be enforced.

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

"THAT the Zoning By-law be referred to the Planning Advisory Committee for study."  
Motion carried.

A standing vote was taken on this motion with the result twelve (12) for; two (2) against. Warden Settle declared the Motion carried.

Councillor Deveaux asked what happened to people who could not afford to hook up to sewer and water, and suggested that the Municipality install services for these people and add it to the lien on the property.

Mr. Bensted advised that we do not have the right to go on people's property without their consent.

Mr. Cox advised that this would require special legislation to force our way on to the property in order to force people to hook up.

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

"THAT the Finance and Executive Committee be requested to study the matter of the Municipality financing and installing sewer and water lines on private property."  
Motion carried.

Councillor Anderson stated he would like to commend the Municipal Clerk on the distribution of Development Permits which give each Councillor instant information re: permits granted in his area.

Councillor Deveaux spoke on the Bi-Lingual program. He stated there were two reasons why he was against it: (1) the way it was being put into effect and (2) the flagrant use of

Tuesday, December 16th., 1975

Minutes - (Continued)

the taxpayers money. He stated the Federal Government has never come out with the figure as to how much is being spent on this.

Councillor Deveaux continued - before By-Lingualism came into effect we lived in harmony but now the story is different, there is more animosity, and he felt that there was no rhyme or reason to the way things were being done. It was moved by Councillor Deveaux, seconded by Councillor MacKenzie:

"THAT this Council go on record of supporting the people of Greenwood in their objection to the manner in which the Federal Government is proceeding to establish a french squadron at Greenwood." (See deferral)

Councillor Johnson did not feel that this Council should become involved in this matter. Councillor Hudson agreed with Councillor Johnson.

Deputy Warden Streach said he disagreed with the two previous speakers. He felt that Councillor Deveaux had spoken well. He commented that the majority of people will be paying money for this sort of program. He felt there was nothing wrong with promoting bi-lingualism if it were done in an educational way. He said he would resent being forced to speak french but he was not resentful of his children being taught french. He felt there was no need for us to be spending money and creating animosity.

Councillor Killam thought that this was quite a big subject. He felt that he would concur with Councillor Johnson. He said with regard to the principle behind Councillor Deveaux's remarks, he, too, abhorred the way the Federal Government have gone about this matter. He felt that there was condemnation in the way the Government had handled the matter, but not in the fact that the French are moving in.

Councillor Hudson said it was all very well to say we are not against the enforcement of bi-lingualism. She stated she was opposed to the motion.

Deputy Warden Streach commented that if people are going to learn something it has to be done in the educational system.

Councillor Johnson stated that we would be doing the same thing the Federal Government is doing if we get involved. He felt that Council would really be doing wrong to strike out. We can only go along with it.

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

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

A standing vote was taken on this motion with the result nine (9) for, six (6) against.

Warden Settle declared the motion carried.

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

"THAT Council adjourn."

A standing vote was taken on this motion with the result five (5) for, ten (10) against. Warden Settle declared the motion defeated.

Councillor Anderson expressed the thought that we should make a decision to recommend to the Finance and Executive Committee that this Municipality supply the Warden, Deputy Warden and Municipal Council Members with an insignia of office be considered for the January Session. It was therefore, moved by Councillor Anderson, seconded by Councillor Deveaux:

"THAT the Finance and Executive Committee consider the matter of providing the Warden and Members of the Municipal Council with a Chain of Office." Motion carried.

A standing vote was taken with the result thirteen (13) for, two (2) against. Warden Settle declared the motion carried.

Tuesday, December 16th., 1975

Minutes - (Continued)

Councillor Gaetz wondered if the Finance and Executive Committee would give consideration to remuneration for Councillors next year. He stated that every year that we have given ourselves a raise it has been pointed out that we waited until after election. It was moved by Councillor Gaetz, seconded by Councillor Killam:

"THAT The Finance and Executive Committee look into the matter of mileage and stipend to Members of Council." Motion carried.

A standing vote was taken on this motion with the result thirteen (13) for, one (1) against. Warden Settle declared the motion carried.

Councillor Lawrence made reference to the disreputable condition of the flagpole in front of the Municipal Administration Building .

Mr. Bensted advised that arrangements had been made with the Nova Scotia Light and Power Company to come with their equipment to look after this matter but the strike had intervened so that it had not yet been done, but would be looked after, as soon as weather permitted.

Councillor Smith announced that, as Chairman of the Board of Management of Ocean View Manor, he wished to extend to fellow Councillors, an invitation to visit Ocean View Manor over the Holiday Season.

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

"THAT Council adjourn." Motion carried.

MINUTES & REPORTS

of the

THIRD YEAR MEETINGS

of the

THIRTY - EIGHTH COUNCIL

of the

MUNICIPALITY OF THE COUNTY OF HALIFAX

JANUARY COUNCIL SESSION

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MINUTES OF THE JANUARY SESSION OF THE MUNICIPAL COUNCIL  
OF THE THIRD YEAR COUNCIL OF THE THIRTY-EIGHTH 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 the Municipal Administration Building at 10:00 a.m., Tuesday, January 20th., 1976, with Warden Ira S. Settle presiding.

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

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

"THAT Miss Doris Leonard be appointed Recording Secretary for this Session of Council."  
Motion Carried.

Warden Settle introduced and welcomed Mr. Jamie Durning, Manager of the Armdale Branch, Royal Bank of Canada, to the Council Session. Mr. Durning thanked the Warden for his words of welcome.

The Municipal Clerk, advised that there was to be a Public Hearing with regard to an Application under the 1966 Legislation re Undersized Lots being Lot 1A - Lands of Murray Rhuda of Glen Margaret. It was agreed by the Members of Council that this Public Hearing be proceeded with first.

Warden Settle asked three times if there was anyone present to speak in favour or against approval of the Murray Rhuda property. There being no one present to speak for or against this application, it was moved by Councillor Gaetz, seconded by Councillor Lawrence:

"BE IT RESOLVED THAT Lot 1A - of the lands of Murray Rhuda, Glen Margaret, be and the same is hereby approved under the 1966 Legislation."  
Motion Carried.

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

"THAT the Minutes of the December Session of Council held on December 16th., 1975, be approved."  
Motion Carried.

The Municipal Clerk read the following Motion which had been deferred from the December Session of Council:

"BE IT RESOLVED THAT the Zoning By-law be and the same is hereby amended by rezoning lands of the Nova Scotia Housing Commission - Phase 3H, Sackville, from R-2, (Residential - Two Family Dwelling Zone); P, (Parks, and Institutional Zone) and TH (Town House Zone) and R-4 (Residential General Zone). Application No. 35-75."

Mr. Bensted advised that there was a sketch of this property in the Report of the Planning Advisory Committee showing the property involved and also a description of the property.

Councillor Fader remarked that he had asked for this deferral. He stated that he was not against the rezoning, but was against the location of the Senior Citizens project.

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

"BE IT RESOLVED THAT the Zoning By-law be and the same is hereby amended by rezoning lands of the Nova Scotia Housing Commission - Phase 3H, Sackville, from R-2, (Residential Two Family Dwelling Zone); P-(Parks and Institutional Zone) and TH (Town House Zone) to C-1 (Commercial Local Business Zone); TH - (Town House Zone) and R-4 (Residential General Zone). Application No. 35-75."  
Motion carried.

Mr. Bensted outlined the correspondence that had been received, stating that these letters referred to the proposed Senior Citizens Housing Units at Sackville. It was agreed by Council that this correspondence be received.

Mr. Bensted advised that a letter had been received from the Atlantic Child Guidance Clinic with regard to our representative on this Clinic. Our present representative has been Councillor Williams - and this representation was due for re-appointment.

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

"THAT this matter of representation on the Atlantic Child Guidance Clinic be dealt with." Motion Carried.

Councillor A.R. Williams was nominated by Councillor Anderson, seconded by Councillor Killam.

Councillor Elizabeth Lawrence was nominated by Councillor McCabe, seconded by Councillor Hudson.

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

"THAT nominations cease." Motion Carried.

A vote by ballot was taken with the result ten(10) for Councillor Williams, six (6) for Councillor Lawrence.

Warden Settle declared Councillor Williams duly elected to be the representative of the Municipality on the Atlantic Child Guidance Clinic.

Replying to Councillor Hudson, Councillor Williams advised that he would be happy to bring in a report on the activities of the Atlantic Child Guidance Clinic at the February Session of Council.

Councillor Gaetz announced, at this point, that we had another guest in the gallery at this Session in the person of Mr. Gordon Crowell, representative of the Department of Agriculture. Warden Settle invited Mr. Crowell to stand up.

Councillor Dunbar spoke on the landfill question at Jack Lake. He stated there was not much publicity given out and the residents of Bedford are still very much concerned. Councillor Dunbar tabled a letter from the Bedford Service Commission which contained a resolution by that body passed at a meeting held on January 5th., 1976.

He stated that the residents of Bedford realize that the Provincial Government is a higher Government body and that is a reason why the Provincial Government can overlook the By-laws of the Municipality of the County of Halifax but they felt the application should be given a better hearing.

Mr. Cox, Municipal Solicitor, pointed out that the Resolution passed by the Bedford Service Commission was not accurate in its description. He stated that we do not have the authority over the lands of the Federal or Provincial Governments. He stated that this Council has no authority, under the Planning Act, to bind the Province of Nova Scotia or the Government of Canada with regard to land use. He pointed out that if the land is owned by the Governments or one of their emanations, then we have no authority.

Councillor Dunbar asked if the Municipal Solicitor could assist in the re-wording of the Resolution and was advised by Mr. Cox that a resolution passed by the Bedford Service Commission could not be changed. He said he was just raising the point as to whether this should be passed by this Council as we did not have the authority to follow it through.

Mr. Bensted asked if Council would like to receive the Resolution of the Bedford Service Commission and send it along to the Regional Authority and MAPC for their consideration. After some discussion it was moved by Councillor Lawrence, seconded by Councillor Deveaux:

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MINUTES - (CONTINUED)

"THAT the Resolution of the Bedford Service Commission of January 5th., 1976, be received." Motion carried.

Councillor Deveaux asked the Solicitor if this land was owned by the Provincial Government and was advised by Mr. Cox that he had not made a check of the title to the property but had been advised that a substantial portion is either owned by the Provincial Government or Federal Government or their agencies.

Councillor Dunbar commented that at the Public Hearings of the Environmental Council, you had to be an accredited witness, you had to advise them seven days in advance that you wished to speak and give them a brief summary of what you were going to speak about, and you were not allowed to draw comparisons between the Beaverbank site and the Jack Lake site. The Community of Bedford feels that this Hearing was not effective at all. He stated that many questions were asked but there were no answers given or any answers that were given were qualified with many if's, why's and but's. He stated that the Hearing did not accomplish anything constructive.

The Municipal Solicitor, Mr. Cox, advised Council that many of the points raised were subsequently submitted to the Environmental Council in a Brief.

Councillor Dunbar stated that they had repeatedly requested a copy of the findings of the Council but to date had not been able to get this. He stated that with legal fees and in addition, the loss of time from work by many of the people with regard to this Environmental Hearing, had cost the Community thousands of dollars.

Councillor Anderson said he had gone through previous Hearings and heartily endorsed Councillor Dunbar's statements. He stated that the general public, under the Human Rights Act, had a right to be informed what the Provincial Government is doing. It was moved by Councillor Anderson, seconded by Councillor Killam:

"THAT the Minister of Environment be requested to provide the Municipal Council with a copy of its report on Jack Lake." Motion carried.

Deputy Warden Streach stated he would like to comment on a proposal from Mr. David Barrett.

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

"THAT a telegram be sent to the Hon. Mr. Regan, Premier of the Province of Nova Scotia, requesting that the site as proposed by Mr. David Barrett be considered by the Government for the official landfill site following a detailed study, and asking if a detailed study had been done and if so why it had been rejected." Motion carried.

Mr. Cox said he had attended the Hearings of the Provincial Planning Board on behalf of the Municipality of the County of Halifax and that the proposal of David Barrett had been one of the sites considered and it was rejected. He also stated that a survey had been made within a thirty mile radius of the Willow Tree intersection. He said when Canplan made their original survey, there were a great many sites in that original area, and it was culled down to about six or eight on which they did a more detailed survey. He stated that at that time they came up with the Beaverbank site - and the David Barrett property was not one of the sites seriously considered. He commented that he did not think there was anything wrong with the motion of Deputy Warden Streach.

Councillor Dunbar stated that a road would have to be constructed in to the Jack Lake site. He said this would cost hundreds of thousands of dollars and the Government stated that they would not assume responsibility for the construction of this road. Councillor Dunbar stated that he could foresee that if this site is passed there is going to be militancy in this District, and this has never been before.

Councillor Fader commented that he felt what Councillor Dunbar was looking for was support from the Municipal Council. It was moved by Councillor Fader, seconded by Councillor Williams:

part be  
 "THAT this Council go on record as opposing the proposed landfill site at Jack Lake unless a Public Hearing is held."

Much discussion ensued following this with regard to the process of shredding, with Warden Settle commenting as to the many uses it could be put to.

Councillor Lawrence commented that she sympathized with Councillor Dunbar adding that Halifax County is faced with a greater problem if we are cut off from use of the incinerator in July. She stated she did not feel qualified to vote on the issue as she did not know enough about the Jack Lake site. She stated that her understanding from people who were at the Hearing was that there was not a great deal of information given to make a decision.

Councillor Killam said he supported Councillor Lawrence suggesting that if the Premier should reply, that we are always complaining about every site mentioned and threw the matter out, then we should be looking for sites if the incinerator is closed to us in July. Councillor Nicholson has suggested that there may be areas where, say, four Districts could look after their own garbage. He stated that Lunenburg County has found sites that would be appropriate for some forty years not near residential areas. He felt that there had not been a proper study made and he felt that there were alternate answers. He also felt that there are better methods than landfill, that authorities should be going further than they are and maybe we should be looking around in case this is kicked around for months.

Councillor Hudson said she was not happy with the motion - that this was asking us to make a decision which we should not do without a Public Hearing. She felt that a letter should go to MAPC and the Regional Authority and advise them how these meetings were held. She stated that the Bedford meeting was most dictatorial, not in the least the way the meeting was held re the proposed Beaverbank site.

Councillor Williams felt that Council should stand behind Bedford. He commented that the Premier was the gentleman who put his foot down on the Beaverbank site. He stated he gave full credit to the people of Sackville for the fight they put up. He stated that we all have to find a place for garbage and it must be on a regional basis.

Councillor Nicholson said he agreed with many of the speakers. He commented that if we outlaw Jack Lake we may as well forget about regional disposal, and stated that perhaps individual sites would be more economical. He stated that he did not feel we should take it upon ourselves to state we do not agree with this site as we do not know enough about it.

Councillor Anderson commented that under jurisdiction the people of Bedford had a right to ask us to hold a Public Hearing.

Councillor Dunbar stated that the Resolution is only asking for the people of Bedford to get a chance to speak.

Councillor Lawrence asked if we had the means of forcing a Public Hearing to get MAPC and the Environmental Committee to speak out.

Mr. Cox advised that we would only have authority to provide the facilities to hold a Hearing. We would not have the authority to subpoena witnesses. Council, on its own, could extend an invitation to interested people to come in and speak.

Councillor Dunbar stated he would only want a Public Hearing that would be legal to give the people a chance to speak as they were not allowed to speak at the Environmental Council. He stated he conceded to the Solicitor's remarks that we are in the power of a high body to do what they want. This is a request for the people of the Community to make a case in the normal manner as if it were just another matter coming in re: rezoning.

Councillor Hudson commented that there should be some consistence in the manner in which the Hearings are held. She felt if they were going to be held one way re: Beaverbank and another way in Bedford, it gives the impression of discrimination.

Mr. Cox, wondered if the Councillors would like to have a copy of the memorandum which he had forwarded to the Environmental Committee in which he had pointed out these matters, and said he would be glad to see that they received a copy.

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Councillor Killam. asked if he had heard back from his memorandum and Mr. Cox replied that it had been acknowledged and it had been stated that the matter would be taken under consideration.

A standing vote was taken on the motion with the result twelve (12) for; five (5) against. Warden Settle declared the Motion Carried.

The Report of the Warden was then dealt with.

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

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

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

"THAT Council request a copy of the study by the  
Canada Bale Mart Company." Motion carried.

Next was the Report of the Director of Planning and Development.

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

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

The Report of the Planning Advisory Committee was then considered.

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

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

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

"BE IT RESOLVED THAT the Zoning By-law be and the same  
is hereby amended by rezoning lands of Douglas George  
at Glen Margaret from G (General Building Zone) to T  
(Mobile Home Park Zone). Application No. 42-75."  
Motion carried.

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

"BE IT RESOLVED THAT the Zoning By-law be and the same  
is hereby amended by rezoning lands of the Nova Scotia  
Housing Commission - Phase 9N, Lower Sackville, from  
R-1 (Residential Single Family Dwelling Zone) to C-1  
(Commercial Local Business Zone). Application 44-75."  
Motion carried.

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

"BE IT RESOLVED THAT the Zoning By-law be and the same  
is hereby amended by rezoning lands of Angus MacEachern,  
Sackville, from R-1 (Residential Single Family Dwelling  
Zone) to C-1 (Commercial Local Business Zone).  
Application No. 14-75." Motion carried.

The Report of the Municipal School Board was the next item on the Agenda.

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

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

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Councillor Gaetz inquired about the repairs to the school grounds and asked if the amount shown was to be spent on each school yard.

Councillor Deveaux asked if there was any cost-sharing on these School Board items.

Mr. Bensted advised that there is cost-sharing if the program is approved by the Department of Education as a capital project.

Deputy Warden Streach advised that this break-down by the Municipal School Board was not the break-down he was looking for. He said that he was concerned about as to what they were going to spend that amount of money for. He said he agreed with Councillor Gaetz and commented that before he could support the expenditure of that amount of money he would want to know what it is for. He stated that they would like to have a training track for track and field at Musquodoboit - if he knew this was included in the program, then he would go along with it. However, he stated that this would not be a very big expense - just the perimeter of the playground could be used. He stated that he had asked for a more detailed breakdown of the amount of expenses.

Councillor Nicholson felt that there was too much time spent tossing these items back and forth between the Finance and Executive Committee and the Municipal School Board and he felt it should be passed on to the Department of Education to ascertain what would be cost-sharing and would not be cost-sharing - he stated he would like to know what the reaction of the Government would be. He felt that until we get the consent of the Government we could do nothing.

Councillor McCabe stated that with regard to school ground improvements - they get requests for removal of large rocks, putting in fill, etc., and some of the requests are very expensive.

Councillor Lawrence commented that two months ago the Four Villages School was on the top of the list. Now the School Board has put it into the "sometime-never" category. She stated that these are five, twenty-five year old schools, and she wanted to serve notice that she had every intention of fighting "tooth and nail" for this school.

Deputy Warden Streach commented that Councillor Lawrence had brought out some of the arguments he would concur with. He stated that Dutch Settlement had moved into the same category. He said they now have three mobile classrooms and he disagreed with Councillor Nicholson that we should accept this report as is and let the Provincial Government settle it. He stated that he was not satisfied that we had sufficient breakdown of money expended on school grounds.

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

"THAT the Municipal School Board be asked for further information with regard to school ground improvements."  
Motion carried.

Mr. Bensted advised that this report could be submitted to the Minister of Education, for some indication as to how far the Province is prepared to go this year with this program and ask for further information as to the matter of monies expended on school grounds. He stated that we would have to get this in as quickly as possible, then the Council would be able to deal with the program. He stated we could also ask the Municipal School Board for further information with regard to the improvements to school grounds.

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

"THAT the Municipal School Board Report re: Capital Expenditures be submitted to the Minister of Education for approval of cost-sharing." Motion carried.

Councillor Killam commented that we are getting into the area of restraints. He said it was very nice to have lovely school grounds for the children to play but with \$55,000

worth of windows being broken one begins to wonder what you are coming up with. He said there would have to be caution before voting on the suggestion that the County is going to be able to handle this kind of financing.

Councillor Hudson remarked that when we talk about improvements to school grounds it must be remembered that people go on these grounds with cars and ruin them. She said it should also be remembered that some of these schools are not being asked for until 1977 and would not be funded until 1978.

Councillor MacKenzie said he would like to remind Council of the school bus garage for his District. He stated at the present time, they are using the facilities of a private garage and he was a bit concerned that the owner might require the services of that garage and wondered if the School Board would have a look at that situation or whether it should be looking to build a garage in that area.

Councillor Deveaux felt that the school program was a slow process and asked how much pressure could be put on the Government to speed it up. He felt these requirements should all be approved this year, and the Provincial Government should be 'footing the bill'. He felt that we would never catch up with the school system at this rate.

Councillor Fader spoke on the vandalism and thought the Council should go further with this and ask the Municipal School Board to approach the Power Corporation to ascertain what it would cost to supply floodlights at the schools. It was moved by Councillor Fader, seconded by Deputy Warden Streach:

"THAT the Municipal School Board be requested to look at the possibility of having the Power Corporation provide rental flood lighting at schools."  
Motion carried.

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

"THAT Council adjourn for lunch and return at 1:30 p.m.

A standing vote was taken on this motion with the result, five (5) for; twelve (12) against. Warden Settle declared the Motion defeated.

The next item was the Report of the School Capital Program Committee.

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

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

The Report of the Finance and Executive Committee was then considered.

Mr. Bensted gave a brief outline of the various items contained in the Finance and Executive Committees 's report.

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

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

Councillor Gaetz noted that Councillors were going to receive an increase in mileage. He felt that Councillors had placed themselves in a bind with the Cost of Living. He said he always felt Councillors stipend was below what it should be and by passing the motion regarding the Cost of Living Index we accepted it. He said there were many other things to be considered, and asked that each Councillor be furnished with an account of how much each Councillor earned each year. He stated he had a reason for asking for this information and would elaborate at another time.

Councillor Anderson said he was not in agreement with the continuation of the cost of Living Index. He felt this was picayune, that Councillors were completely underpaid, and should be brought into the maximum allowed by the Federal Government, that is, ten percent.



He felt the Finance and Executive Committee should be requested to increase the stipend to at least the ten percent allowed.

Mr. Cox spoke on the amendment to the By-law dealing with mileage.

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

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

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

1. Section 14 of the Municipal Council By-law is repealed and the following substituted therefor:

14. The Warden and each Councillor shall in addition to any salary or remuneration be paid a travel allowance for actual miles travelled once each day for going to and returning from every daily session of a regular or a special meeting of the Council or a board or a Committee thereof, at the following rate: the sum of 19.1 cents per mile adjusted by the percentage increase in the Transportation Component of the Consumer Price Index for Halifax from June 30, 1975, and provided that the foregoing rate shall be similarly adjusted on the first day of April, 1976, and thereafter at three month intervals." Motion carried.

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

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

A BY-LAW TO AMEND THE COMMITTEES  
AND BOARDS BY-LAW

1. Subsection (2) of Section 14 of the Committees and Boards By-Law is amended by deleting the words:

"and in addition shall be paid travelling expenses incidental to each attendance at the rate of sixteen cents a mile each way from his place of residence."

and substituting therefor the following:

"and in addition shall be paid a travel allowance for actual miles travelled once each day for going to and returning from every daily session of a regular or a special meeting of the committee at the following rate: the sum of 19.1 cents per mile adjusted by the percentage increase in the Transportation Component of the Consumer Price Index for Halifax from June 30, 1975, and provided

that the foregoing rate shall be similarly adjusted on the first day of April, 1976, and thereafter at three month intervals."

2. Section 16 of the Committees and Boards By-law is amended by deleting the words:

"and in addition shall be paid travelling expenses at the rate of sixteen cents a mile each way from his place of residence"

and substituting therefor the following:

"and in addition shall be paid a travel allowance for actual miles travelled once each day for going to and returning from every daily session of a regular or a special meeting of the Board at the following rate: the sum of 19.1 cents per mile adjusted by the percentage increase in the Transportation Component of the Consumer Price Index for Halifax from June 30, 1975, and provided that the foregoing rate shall be similarly adjusted on the first day of April, 1976, and thereafter, at three month intervals."

3. Subsection (1) of Section 17 of the Committees and Boards by-law is amended by deleting the words:

"and in addition shall be paid travelling expenses at the rate of sixteen cents a mile each way from his place of residence."

and substituting therefor the following:

"and in addition shall be paid a travel allowance for actual miles travelled once each day for going to and returning from every daily session of a regular or a special meeting of a board or a commission at the following rate: the sum of 19.1 cents per mile adjusted by the percentage increase in the Transportation Component of the Consumer Price Index for Halifax from June 30, 1975, and provided that the foregoing rate shall be similarly adjusted on the first day of April, 1976, and thereafter at three month intervals." Motion carried.

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

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

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

1. Sections 13 and 14 of the Municipal Officers By-law are hereby repealed." Motion carried.

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

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

A BY-LAW TO REPEAL  
 THE ASSESSMENT OF TRAILERS BY-LAW

1. A by-law respecting the Assessment of Trailers is hereby repealed." Motion carried.

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

"BE IT RESOLVED THAT effective the first day of January, 1976, the per diem rates charged at Ocean View Manor shall be:

1. Light Nursing Care -----\$29.00 per day
  2. Heavy Nursing Care -----\$33.00 per day"
- Motion carried.

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

"BE IT RESOLVED THAT the Municipal Council approve a proposed Agreement between the Municipal School Board of the Municipality of the County of Halifax and the Nova Scotia Teachers Union, a copy of which is attached to these Minutes." Motion carried.

Councillor Hudson asked if any reply had been received from the Board of Commissioners of Public Utilities with regard to our application re: re-distribution, and was advised by the Municipal Clerk that as yet no reply had been received.

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

Municipality of the County of Halifax  
 Issuing Resolution - amended  
 \$4,000,000 - General Purposes  
 -(69-4), (69-26), (73-18), (74-14)

WHEREAS by a resolution passed by the Municipality of the County of Halifax on the 18th day of November, 1975, and approved by the Minister of Municipal Affairs on the 16th day of December, 1975, provision was made to issue and sell debentures in the principal amount of Four Million Dollars (\$4,000,000) for general purposes;

AND WHEREAS by paragraphs ten (10), eleven (11), thirteen (13), and fifteen (15) of the said resolution, it was resolved that the said debentures would be issued in denominations of One Thousand Dollars (\$1,000) each, be numbered 76-A-0001 to 76-A-4000, and bear interest at the rates of 10½% and 10 3/4% per centum per annum;

AND WHEREAS it is deemed necessary to amend the said resolution;

BE IT THEREFORE RESOLVED that paragraphs ten (10), eleven (11), thirteen (13), and fifteen (15), of the resolution passed by the said Municipal Council on the 19th day of November, 1975, and approved by the Minister of Municipal Affairs on the 16th day of December, 1975, be deleted and the following paragraphs be substituted therefor;

"10. THAT Nine Hundred (900) debentures of the said Municipality for One Thousand Dollars (\$1,000) each, One Hundred Forty-Two (142) debentures of the said Municipality for Five Thousand Dollars (\$5,000) each, Four (4) debentures of the said Municipality for Ten Thousand Dollars (\$10,000) each, Sixteen (16) debentures of the

said Municipality for Twenty-five Thousand Dollars (\$25,000), Twenty-one (21) debentures of the said Municipality for Fifty Thousand Dollars (\$50,000) each, Nine (9) debentures of the said Municipality for One Hundred Thousand Dollars (\$100,000) each, be accordingly issued and sold;

11. THAT the debentures be numbered consecutively 76-A-001 to 76-A-1092 inclusive;

13. THAT the debentures be payable as follows:

76-A-001 to 76-A-040 incl., in one year from date thereof;  
76-A-041 to 76-A-080 incl., in two years from date thereof;  
76-A-081 to 76-A-120 incl., in three years from date thereof;  
76-A-121 to 76-A-160 incl., in four years from date thereof;  
76-A-161 to 76-A-200 incl., in five years from date thereof;  
76-A-201 to 76-A-208 incl., in six years from date thereof;  
76-A-209 to 76-A-423 incl., in seven years from date thereof;  
76-A-424 to 76-A-523 incl., in eight years from date thereof;  
76-A-524 to 76-A-639 incl., in nine years from date thereof;  
76-A-640 to 76-A-787 incl., in ten years from date thereof;  
76-A-788 to 76-A-874 incl., in eleven years from date thereof;  
76-A-875 to 76-A-1035 incl., in twelve years from date thereof;  
76-A-1036 to 76-A-1046 incl., in thirteen years from date thereof;  
76-A-1047 to 76-A-1071 incl., in fourteen years from date thereof;  
76-A-1072 to 76-A-1092 incl., in fifteen years from date thereof;

15. THAT debentures numbered 76-A-001 to 76-A-787 inclusive shall bear interest at the rate of ten and one-half (10½%) per centum per annum, and debentures numbered 76-A-788 to 76-A-1092 inclusive shall bear interest at the rate of ten and three-quarters (10¾%) per centum per annum payable annually at the office of the said Bank at the option of the holder;"

THAT in all other respects the said resolution be and the same is hereby confirmed." Motion carried.

Mr. Bensted announced that an item in the Report of the Finance and Executive Committee was the appointment of a Weed Inspector. Council agreed to deal with this appointment.

MR. IRVINE CONRAD of Middle Musquodoboit was nominated by Councillor McCabe, seconded by Councillor Anderson.

MR. FRED TURNER of Musquodoboit Harbour was nominated by Councillor Gaetz, seconded by Councillor Smith.

MRS. JEAN DILLMAN of Meagher's Grant was nominated by Deputy Warden Streach, seconded by Councillor Deveaux.

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

"THAT nominations cease." Motion carried.

A secret ballot was taken with the following result: Mr. Conrad eight (8); Mr. Turner four (4); Mrs. Dillman four (4).

A second ballot was taken with the following result: Mr. Conrad nine (9), Mr. Turner four (4); Mrs. Dillman three (3).

MR. IRVINE CONRAD of Middle Musquodoboit was declared duly elected as Weed Inspector by Warden Settle.

A Supplementary Report of the Chief Building Inspector was then presented.

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

"THAT the Report of the Chief Building Inspector re Lesser Setbacks and Side Yard Clearances be approved." Motion carried.

JANUARY COUNCIL SESSION - 1976  
TUESDAY, JANUARY 20th., 1976  
MINUTES - (CONTINUED)

Councillor Fader said he would like to ask Deputy Warden Streach what his input was as a member of the Committee re the Sports Complex for downtown Halifax. He said he had spoken with the Deputy Mayor (Dennis Connolly) of Halifax and he did not think there had been much input. Councillor Fader expressed the opinion that no thought had been given to the people in rural areas as to where this complex would be located.

Deputy Warden Streach advised that the Committee itself is comprised of eleven people - three from Halifax, three from the Province, three originally involved with the Committee set up by the Premier, one from Dartmouth and one from the County of Halifax.

Deputy Warden Streach digressed for a moment to say that he was very involved in the Atlantic Winter Fair and he was quite concerned as to where it was going to be held. He said it did not appear to him that the downtown area for the Complex was a good site for the Winter Fair but he understood that the Mayor wanted it to remain in Halifax.

He stated that he had attended several meeting with regard to the Sports Complex and he stated that most of the locations suggested were in the downtown area. "The Committee finally agreed on the Moirs site and I concur that this is the best of the downtown sites considered. We must remember that the body doing the funding has a great deal to say, and Halifax County has no dollar responsibility at all, we are just part of the Committee. As we do not have any financial input we cannot exert much pressure. Dartmouth, also, has no financial involvement and their representative does not even attend the meetings."

Referring back to the Atlantic Winter Fair, Deputy Warden Streach stated he was on a Committee with Deputy Mayor Dennis Connolly relative to the Winter Fair to investigate alternatives for the Fair. He stated that the Annual Meeting for the Fair is Tuesday, January 27, and he expected there would be a number of proposals as to what direction is to be taken. He said he agreed with the Mayor that the Fair should be in Halifax City and felt that this is where we need an Agricultural Exhibition of this type.

Councillor Gaetz countered that he did not think the downtown site was the best place for a Sports Complex.

Deputy Warden Streach said that he had never once suggested that he concurred with the site, that he had stated that of the three downtown sites considered, he thought the Moirs site the best.

Councillor Fader commented that he felt the Province had made a 'snap' decision without too much thought. He commented that we are all involved - the Province may be putting up the money, but it is our money and we should have some input. He felt that no consideration had been given to the urban and rural areas.

Councillor Deveaux said he agreed with Councillor Fader - that this was no long range planning, that the traffic in Halifax is bad now and a building of this nature should be made more available.

roll Councillor MacKenzie remarked that we are putting money into this and with regard to the traffic if there was a stormy evening with major events going on it would be nothing but havoc. He noted that many people would like to have seen this building on the outskirts of the City. He stated that he was at a loss to understand why they would go downtown in a hole when they have a large property on Quinpool Road lying idle. He stated he was disappointed in the selection of the site for the Sports Complex.

Councillor Slauenwhite remarked that we are trying to make a decision on something without information. He said he understood that this is to be a Convention Centre, and downtown is where the hotels are located.

Deputy Warden Streach commented that he thought in the best interest of all, it would not make any difference whether we vote for or against. He stated that the name Sports Complex was a misinterpretation of what is to be built, that Convention Centre would be a much better name. He stated that the portion that is for sports is very small. The Centre is for concerts, operas, conventions. He stated that in all the places visited, the Metro Centres are located in the centre of the Cities.