

illegal motion. She stated that it was her opinion that Municipal Law in the Province of Nova Scotia may be being monopolized and other lawyers interested in the field cannot produce if changes are not made in the legal staff of the various municipalities.

She advised that the Finance and Executive Committee was aware of this situation and that as people were dis-satisfied with Mr. Cox, they should question what effect that the meeting today would have on Mr. Cragg's future with respect to future appointments and dismissals.

It was her opinion that the Municipal Act does not state that the Municipalities need legal advice for everything that they do. She suggested that she had only three months experience in the Municipal Council but it was her opinion that the action taken today was wrong and we should check the legality, of the resolution.

Councillor Streach stated that he could not understand the reasons for questioning the legality. He would not have put his name on the petition unless he had first checked with a reliable solicitor to ensure as to whether or not the resolution was legal. He stated that if some councillors were not approached, it was because there was a time factor involved and that all it requires is seven members to request a special meeting. He also pointed out that at the previous Council Session which Mr. Cragg was voted in, there were three members absent from that vote.

Councillor Margeson gave figures to the Council with respect to the cost of legal fees with West Hants, the City of Dartmouth, the City of Halifax and the Municipality of the County of Halifax. He suggested that the Finance and Executive Committee should have seriously considered the matter of municipal solicitor and perhaps they should have reviewed Mr. Cragg's letter prior to the Council Session. He indicated that this was a young Council and that the new members were very energetic and they were doing an excellent job and perhaps they were eager to appoint younger persons.

Councillor Topple indicated that it was his opinion that the previous decision was fair and honest and that the vote taken was two-thirds in favour of Robert Cragg.

He indicated that the Municipal Solicitor should have some terms of reference and questioned how Mr. Cox acted over the past number of years without any terms of reference.

He indicated that he did not want to question the integrity of Mr. Robert Cragg or Mr. William Cox. He respected Mr. Cox's qualifications and experience. He didn't want to worry about Mr. Cox's future or that of David Hooley.

He suggested that the position of Solicitor should be on a longer term basis and this should be considered by the Finance and Executive Committee.

He felt that the Municipal Council wished to appoint a new Municipal Solicitor and perhaps this could have been done in a better manner. This could have been advertised and received submissions from more than just the two firms. He suggested that the two presentations were voted on and should be left for the current year.

He indicated that he was not clear what the ruling of the resolution was and that he wished to have the term "cause" explained.

He indicated that there should be a motion that the Finance and Executive Committee should prepare terms of reference for the position of Municipal Solicitor and that these should be used for future selections. He was against placing a motion before the Municipal Council at the Annual Council Session with respect to this position.

Councillor Deveaux stated that some Councillors have expressed concern with respect to costs and there is no guarantee that Mr. Robert Cragg will come any cheaper.

Councillor MacKay stated that the problem had been processed democratically and he did not support the motion for reconsideration and he wished to be fair. He said that we are respected for last month's decision and we should confirm that motion.

Councillor Benjamin stated that he was a new councillor with little experience and was anxious to obtain the best legal services available. He had listened very carefully to Councillor Streach and the concerns that he had expressed.

He indicated that he had not received a satisfactory explanation of the word "cause" in the resolution and was not convinced there was an element of cause. He felt that the appointment of Mr. Cragg was done honestly and democratically.

He expressed concern that if in future all lost votes were handled in the manner in which this decision was, what effect would this have on future petitions. He felt that the problem lies with the Finance and Executive Committee in not taking any action on recommendations from other Councillors, and their concern with the appointment of a municipal solicitor, in the proper manner.

He indicated that he had dealt with Mr. Cox on Planning Appeals and recognized his capabilities in Municipal Law. He indicated that he wished to go in-camera in this discussion as there was a possibility of opinions being expressed which may be detrimental to individuals involved.

He stated, that possibly the reason for the change in the municipal solicitor was one of frustration and the wishes of the councillors to make changes in the administration, as there are needs for changes in the administration and staff. He indicated that it was his opinion that the Warden should be leader in this regard and such leadership is not there.

He expressed concern with the lobbying which had taken place and what effect it would have on the Municipal Council.

He realized that Mr. Cragg may be limited in his experience as a Municipal Solicitor but we had not given him a chance and this he felt was an error on the part of the Municipal Council.

He suggested that this matter be referred to the Finance and Executive Committee with a recommendation for change in the legal set-up for the Municipality of the County of Halifax and possibly have it set up as it is in the City of Halifax.

He stated that he could not support the motion as put to the meeting today, as the meeting is wrong and is not democratic. He stated that the Councillors should be policy makers and possibly the staff are being swayed by friendships which have developed over a number of years.

He stated that Mr. Cragg should not be dismissed unless he was proven incompetent. He would not dispute his capabilities as a solicitor.

He reiterated that he respected the work done by Mr. Cox and that Mr. Cragg should be given a chance to operate as Solicitor for the Municipality of the County of Halifax.

Councillor Streach indicated that he wished to speak on the motion which was presently on the floor. He suggested that it was easy to drop the issue but felt that the Municipal Council made an error in the manner in which they changed the Municipal Solicitor. He suggested that Council was not aware as to whether or not, Mr. Cragg had any experience in municipal law. We should be prepared to admit that we were wrong and attempt to rectify the situation now. He did not agree with the previous decision and suggested that if no action was taken to correct it then Council was acting irresponsibly.

He stated that his remarks were not intended to slander Mr. Cragg, but that he thought there was sufficient reason for "cause" as indicated in the resolution; as Mr. Cragg had suggested to the Finance and Executive Committee that he was unable to fill the position properly without Mr. Cox's assistance. He suggested that the resolution from the Finance and Executive may have been passed by Council if Mr. Cragg had advised the Municipal Council of everything at the time of the selection.

He suggested that now, Mr. Cragg must be prepared to accept the full responsibility as legal advisor. He stated that he realized that legal services for the Municipality of the County of Halifax were high but the set fee is retainer of \$3,500.00 which covers the Council Sessions. A lot of the work is legal services which would be referred to the Solicitor which is appointed, by various committees.

He suggested that the demands of the Solicitor included union negotiations, Municipal Development Plan, appeals which were presently being heard, prosecutions and Provincial Legislation Changes.

He suggested that the fact that the fees for legal services are high is that the demand for legal services is just as high. He suggested that Council could curb expenses with respect to legal advice at the committee level.

He stated that the Finance and Executive Committee today, is under fire although it is made up of nine councillors chosen by the Nominating Committee in November of 1976. It is the working Committee for the Council and makes recommendations to Council however, the actual decisions are made by Council.

He suggested that Solicitor's, make a submission to the Finance and Executive Committee and that possibly in this way, a method of selection of the Solicitor should change.

He stated that at no time was it indicated to him, that Mr. Cox should not be re-appointed. Councillors should have voiced their opinions with respect to the appointment of the Solicitor.

He addressed remarks to the Warden indicating that changes should not have been made without consideration of various committees and staff and this would have taken time. He said that the decision of the hiring of a comptroller took nine months and it was a definite benefit to the Municipality of the County of Halifax. He hoped that the Councillors were able to see the reason in doing that and vote in favour of the resolution and sit down and reassess the appointment.

If there is a decision with respect to a staff lawyer then this should be advertised in order to possibly farm out work for legal services.

It was his opinion that the motion as presented today, should pass as we ousted a man without any thanks. Mr. Cragg may be disappointed, however, Councillors should have the opportunity to declare the position vacant.

It was moved by Councillor Eisenhauer, seconded by Councillor Cosman:

"THAT the Municipal Council recess for one-half hour in order to verify the legality of the motion. This would be checked by the Municipal Clerk and the Warden with the Municipal Affairs Department of the Provincial Government." Motion Defeated.

The Warden indicated that the Council as a Whole could agree to adjourn for one-half hour.

The Council agreed to adjourn for one-half hour.

The Municipal Council re-convened after one-half hour recess.

Mr. Bensted, advised that he had discussed the motion as presented this morning with the Solicitor for the Department of Municipal Affairs and with the Deputy Minister of Municipal Affairs and the situation of Council was that the Department does not have the right to decide what Council can or cannot do. The Solicitor for the Department of Municipal Affairs will respond to questions put to them by the Municipal Solicitor. Council can proceed on the motion if the parties wish to question the resolution, they can take whatever action they wish to.

Councillor MacKay questioned whether this should be a decision of Council.

Mr. Bensted advised that this had been ruled upon by the Chairman.

Councillor Lawrence suggested that discussion of the motion on the floor should continue. She stated that there were two aspects that she wanted to discuss and this was change and responsibility. She indicated that she had considered possible changes with respect to solicitors, auditors and banking. The Chairman of that Committee indicated that time was needed when making changes in employees and this should not be done as quickly as the hiring of Mr. Robert Cragg was done.

She felt that Council was reluctant to change however the motion, eleven for, seven against, in favour of the solicitor was for change. It was abrupt, illconsidered and unintelligent.

She stated that the Finance and Executive Committee was remiss in their willingness to consider changes and in respect to the appointment of the solicitor. She said that we were all to blame for the situation and she had anxieties with respect to the motion. If it is carried then we do not have any solicitor. The By-laws do not have a mention of a municipal solicitor or a three year appointment. What are we going to do if the appointment of Mr. Cragg is reversed for the interim. What, if any, are the alternatives. We will be no further ahead.

She stated that it was our responsibility to confront the issue and we should not have changes for changes sake. New Councillors can become frustrated if the changes are not done intelligently and termination of the appointment of Mr. Cragg is not the right way to act intelligently.

Councillor Eisenhauer stated that Mr. Cragg has been appointed and the question is whether or not to release him from that appointment. It is not a question of personality if an

error is made. He wanted to know what were the causes as indicated in the resolution and if there was no just cause then Mr. Cragg should not be released from that position and should be given a chance to work as Municipal Solicitor. If Council is to be responsible for its actions, then it cannot release Mr. Cragg without just cause.

Councillor Gaetz stated that there had been things mentioned this morning with respect to lobbying, on this matter and he could not find anything wrong with that. He said that he had given this matter a lot of thought and he had known Mr. Cragg's grandfather and he had been a man of integrity and expected Mr. Cragg to be the same.

He said that he could not understand the new councillors being frustrated with regard to insufficient guidance from the Warden. He disagreed saying that it was his opinion that people are only human and can only do so much work. This meeting would not have been necessary if his suggestion had been followed and Council had gone into a Committee of the Whole at the meeting in which Mr. Cragg was appointed.

At the time Mr. Cragg had been interviewed, the situation may have been settled. It was his opinion that not enough time had been spent on the discussion of this issue.

Councillor Lachance stated that important things have been said with respect to this matter and they are similar to what was stated at the time the action took place at the previous meeting, and we must go with the decision of March 15, 1977 and let democracy prevail. The time to discuss whether we were right or wrong was last week.

We must also decide what direction we are heading with respect to Municipal legal advice and proceed from there. The onus is on us to proceed and if it is proven that we can not cope with this situation, then we must make another decision.

Councillor Topple stated that he wished to comment on the decision from the Department of Municipal Affairs and he found it strange that the Municipal Act requires that we have a Municipal Solicitor. He said he felt the remarks from Councillor Streach interesting with respect to points on work load on the County Council and the staff. These people relied heavily on the Municipal Solicitor for correspondence from the various committees. He expressed concern that they may lean just as heavily on the new Solicitor and he would like to be put in the position where we can advise the Municipal Solicitor to prepare new by-laws according to the wishes of Council. If there is no provision for a solicitor in the Act, he expressed concern and said that it was his opinion that the portion be contained in the Municipal By-law.

He suggested that enough had been said today and that a vote should be taken on the resolution.

Councillor Sutherland stated that he supported Robert Cragg at the meeting of March 15, 1977 however, he had signed the petition for reconsideration. He expressed concern with respect to the method of appointment of Solicitor. He disagreed with the appointment process as it appeared to be that the appointment policy was a rubber stamp situation.

The Council should advertise for the position, however, the process has been done and the Council has an obligation to Robert Cragg.

Councillor MacKay stated that he meant no disrespect to any individuals in the Municipal Council or to Mr. William Cox. He advised that he was attempting to do his job as a Municipal Councillor. He stated that he had received many calls in favour of his actions with respect to moving the appointment of Robert Cragg as Municipal Solicitor. He had heard many statements in the Council Chambers this morning questioning the ability of Mr. Cragg to deal with Municipal Law. He stated that the remarks of Councillor Streach with regard to the Finance and Executive Committee in dealing with the transition period and the fact that Mr. Cragg could not handle the work load was a lie, that Mr. Cragg would be most co-operative but had received no co-operation from the Committee.

He indicated that Mr. Cragg had associated himself with Mr. Howard Crosbie, who was with the Nova Scotia Government for fourteen years and that that experience should speak for itself.

Councillor Williams stated that he was a new member of the Finance and Executive Committee and that he had a duty to perform to the whole Council and to the Municipality of the County of Halifax, as a member of that Committee. As the prime working Committee for the Council the legal expenses were high and the responsibilities of the Committee were great.

He stated that the Municipal School Board saw fit to appoint Mr. Gox as the Municipal Solicitor and those members of that Board supported that appointment.

He indicated there were four names on the petition who were not members of the Finance and Executive Committee and there was also three members absent when the original vote was taken, and that he in fact was lobbied before the meeting this morning.

He indicated that there must be unity in Council and there must be cohesion between the rural and urban Councillors. He stated that Mr. Cragg had no resume attached to his letter of appointment and had no idea of the application and what was entailed and may possibly agree to a change with respect to the terms of reference.

He indicated that Mr. Cox had applied and his application was on the Agenda and any information which may have been requested by Council would have been given. The petitioners who have signed the petition for this morning's meeting were questioning Mr. Cragg's experience. He indicated that it was his opinion that Mr. Robert Cragg did not act as a Municipal Solicitor while sitting in the Chair, March 15, 1977, that he was appointed as Solicitor but did not act.

The Warden indicated to Council that he did not wish the Councillors to speak on personalities and suggested that Councillor Williams cease his talk.

Councillor Walker suggested that the Councillors question Mr. Cragg with respect to his plans for association now that he had been appointed as Municipal Solicitor.

Mr. Cragg indicated that he had associated himself with Mr. Howard Crosbie as indicated previously and Mr. James Allen who was presently with the City of Halifax, he had acted as Crown Prosecutor. He had also obtained the services of Peter Clarke, who would be admitted to the Bar in a few months.

He had also retained the services of a secretary who was well versed in Municipal Affairs.

Councillor MacKay suggested that the motion be put to the floor.

Councillor Fader advised the Committee that he recently returned from a trip to Europe and when he returned he was shocked to learn of the appointment of the new Solicitor. He was pleased to have this morning's meeting to discuss the appointment of Mr. Cragg. He suggested that the cost of Mr. Cragg could be just as high as Mr. Cox.

He indicated that the demands of Council were high and stressed the demand for a solicitor who we could lean on, as the Council is now leaning on the Municipal Clerk and the Warden.

He indicated that things will be just as frustrating in the processing of other things which will appear before Council and Council had not acted responsibly in effecting the change in Municipal Solicitor.

He stated that the appeals with respect to the Sackville and Bedford Landfill situations had been lengthy and costly and that he had questioned the salary of the Municipal Solicitor in 1973 and 1974 but had reassessed the situation after being involved with those items.

He indicated that he had doubts with respect to the performance of the new Solicitor. He suggested that such appointments be set down in the Municipal Affairs Act for the Municipal Councillors to follow.

This matter should have been referred to the Finance and Executive Committee which would have given the Committee more time to look at the situation. He had received calls from other solicitors who had requested an equal opportunity to bid on the legal services for the Municipality. He suggested that the matter be referred to the Finance and Executive Committee and request that the old solicitor be requested to carry on until the terms of reference are drawn up and a natural appointment be made in a more proper manner.

However, if Mr. Cragg's appointment stands then, he wished to support Mr. Cragg and respect him.

If the Councillors wish to effect changes then he suggested that the Solicitor look into the matters and have it done properly.

Councillor Fader also questioned the letter addressed to the Warden from the Clerk which was placed in the Bedford-Sackville News.

Councillor Poirier indicated to Council that she was obliged to speak on this matter and suggested that this was an improper way to appoint a solicitor. However, the fault lies with the Council and the Finance and Executive Committee should be advised to draw up terms of reference for future appointments. She indicated that she did not support the original motion but is now prepared to stand behind the appointment of Robert Cragg, as Municipal Solicitor.

A vote was called on the motion and the vote was twelve (12) against, eight (8) for, the resolution as presented to Council. Motion Defeated.

Councillor Streach indicated that the issues had been discussed very thoroughly this morning and that the Municipality of the County of Halifax should stand behind Mr. Robert Cragg, as the Municipal Solicitor.

Councillor MacKay indicated that he wished to reiterate this and that Council should stand united and support Mr. Robert Cragg.

There being no further business, the meeting adjourned.

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MINUTES OF THE MARCH SESSION OF THE MUNICIPAL COUNCIL

of the

MUNICIPALITY OF THE COUNTY OF HALIFAX

The March Session of the Municipal Council convened at the Municipal Administration Building at 10:00 P.M., on Tuesday, March 15, 1977 with Warden Ira S. Settle presiding.

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

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

"THAT Miss Kathryn MacDonald be appointed as Recording Secretary." Motion Carried.

The Clerk advised that the next item of business was the appointment of the Municipal Solicitor and referred to the Report of the Finance and Executive Committee. Mr. A. William Cox was nominated for re-appointment as Municipal Solicitor, by Councillor Streach and seconded by Councillor Gaetz.

Councillor MacKay and Councillor Cosman nominated Mr. Robert Cragg for Municipal Solicitor.

Councillor Gaetz moved nominations cease, and this was seconded by Councillor Eisenhauer.

A ballot was taken and following the ballot, the Warden declared Mr. Robert Cragg as the Municipal Solicitor.

Councillor Streach gave notice of reconsideration.

It was moved by Councillor Eisenhauer, seconded by Councillor Cosman:

"THAT Council suspend rules in order to deal with motion of reconsideration." Motion Carried.

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

"THAT Council go into a Committee of the Whole for a period no longer than 15 minutes for the purpose of meeting Mr. Cragg." Motion Carried.

It was moved by Councillor Eisenhauer, seconded by Councillor MacKay:

"THAT Council return from the Committee of the Whole." Motion Carried.

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

"THAT Council reconsider the appointment of Mr. Robert Cragg as Municipal Solicitor." Motion Defeated.

It was moved by Councillor Benjamin, seconded by Councillor MacKay:

"THAT Mr. Cox be requested to act as an advisor to new Municipal Solicitor during the Annual Session of Council." Motion Carried.

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

"THAT a recess of 5 minutes be held for Warden Settle, the Municipal Clerk, Mr. Cox and Mr. Cragg to meet." Motion Carried.

Following the recess, the Municipal Clerk advised that Mr. Cox was not prepared to act as an advisor but would if requested by Council, accept being retained with full responsibility, to deal with any particular item.

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

"THAT Council adjourn at 4:00 p.m. so the Finance and Executive Committee could meet and discuss with the Municipal Solicitor and Mr. Cox, and that the Finance and Executive Committee be empowered to retain Mr. Cox

Minutes of the March Session of the Municipal Council, continued/...

to act with full responsibility on any particular legal item, where deemed necessary." Motion Carried.

Councillor MacKay did not feel a transition period would be a problem.

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

"THAT Council meet as a Committee of the Whole instead of the Finance and Executive Committee." Motion Defeated.

Councillor Streach suggested we support the Finance and Executive Committee. A vote of confidence was called for.

Councillor Margeson suggested the meeting with Mr. Cox be held at 1:00 p.m. This was ruled out as Mr. Cox had left for his office.

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

"THAT Council adjourn to 1:00 p.m. for lunch." Motion Carried.

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

"THAT new items of business be added to the Agenda." Motion Carried.

The following items are to be added to the Agenda:

Councillor Deveaux:-

- Roadway to Oceanview Elementary School.
- Notice of motion to return to Evening Council Meetings.
- Municipal Loans from Provincial Government.

Councillor MacKay:-

- To approve, in principle, that property owners in the County of Halifax over the age of 65, who are not gainfully employed, be exempt from Municipal Property Tax, provided that the said property owner resides at that particular property.
- To approve, in principle, that all Medical Expenses and prescription drugs, not now paid by other levels of Government, be paid by the Municipality for people over the age of 65.

Councillor Cosman:-

- Clarification of the role of the County Clerk in carrying out the Council's directions. Discussion.
- Letters - request for study on Sackville Flood Plain from Department of the Environment. (Doug Carter).
- Request for solution to siltation and immediate action in dredging Basin (from Environment - Province).
- Re-write Highways if no reply regarding survey of Bedford Highway. Recommend to Attorney General that he raise the legal drinking age in Nova Scotia to 21.
- Letter to Municipal Affairs re Update on Garbage Burning Plant.

Councillor Eisenhauer:-

- Revision - Mobile Home By-law, re tie-downs and foundations on private lots.
- Water Services - Uplands Park Village - connection to Pockwock Water Service Commission.
- Tax Exemptions - to include senior citizens over the age of 65.

Councillor Lawrence:-

- Resolutions forwarded to Annual Confernece, F.C.M.
- Area Rate change for pollution control.
- Permits issued under Topsoil, Blasting and Excavation By-laws.

Councillor Baker:-

- Motion re Fisherman's Market - not to relocate.
- Motion to support Halifax Board of Trade and also Dartmouth Board of Trade to build the Arm Bridge.

Councillor Benjamin:-

- Council Housekeeping.
- Water Tank - Oldham.

Minutes of the March Session of the Municipal Council, continued/...

- Councillor Margeson:- - Bottles
- Councillor Walker:- - Tax Exemption be granted to our senior citizens.
- Councillor Topple:- - Labor Code.
 - Atlantic Lottery.
 - Trynor Construction.
 - Revision to By-laws.
 - Pesticides Act.
- Councillor Lachance:- - Board of Health re Letters to Public.
 - Remuneration to Volunteer Fire Fighters.
 - Committee of the Whole Meeting.
 - Control of the Chair.
 - Discussion re Quality of Education.
- Councillor McCabe:- - Unsightly Property.

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

"THAT the Agenda be closed." Motion Carried.

Notice of Motion by Councillor Streach from February Session of Council.

"To amend the Buidling By-laws in order to exempt District No. 13 from the requirements of the Building By-law."

Councillor Streach advised that following discussing with the Warden, Clerk and Solicitor and staff that he wished to withdraw this notice of motion at this time. The Clerk referred to correspondence contained in the Agenda.

It was moved by Councillor MacKay, seconded by Councillor Topple:

"THAT a follow-up letter be written re North Preston Demonstration Fund with respect to responsibilities, etc." Motion Carried.

It was moved by Councillor Cosman, seconded by Councillor Eisenhauer:

"THAT the minutes of February 15th and 16th, be approved as amended." Motion Carried.

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

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

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

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

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

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

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

"THAT Council give Notice of Intention in the usual manner to advertise an undersized Lot Application No. F-934-76 Land of Mary K. Swaysland." Motion Carried.

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

"THAT approval be given to Application No. (25-74) (27-76) Lot A, Lands of Garfield Drake, #333 at Glen Margaret, to rezone from G General Building Zone to T Mobile Home Park Zone, District No. 3." Motion Carried.

Several Councillors commented on this application. Councillor Margeson stated he did not approve of this site for a Mobile Park Zone. He felt this was poor planning.

Councillor Streach pointed out that this site had been approved by the Department of Public Health and in his opinion, was a good operation and one that was of a benefit to the people.

Councillor Topple brought to the attention of the Council that some of the people objecting, owned land in the area, but lived elsewhere. He would like the application approved, and also suggested there should be more such sites.

Councillor Williams said Mr. Drake should be given the go ahead on this site as a Mobile Home Park Zone. Councillor MacKay asked if the Planning Advisory Committee visited the site and was advised, no.

Councillor Lachance agreed with the go ahead of the Mobile Home Park Zone.

Councillor Baker said the operation was approved by every Department of the Provincial Government

Councillor Deveaux agreed on the rezoning.

Councillor Lawrence said there have been three public hearings and she is now in favour of reopening this area.

Following this discussion the Warden called for a vote on the motion. Motion Carried.

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

"THAT Council approve and authorize the Warden and Municipal Clerk and they are hereby so authorized to sign the proposed agreement between the Municipality of the County of Halifax and Mr. Garfield Drake re zoning application # 27-76 re lands at Glen Margaret." Motion Defeated.

Considerable discussion followed with respect to the necessity and legality of this proposed agreement. Some Councillors felt that such a requirement was unnecessary and that the agreement had been signed by Mr. Drake under pressure. Some Councillors questioned the legality of such agreements and felt that the Municipality should not be attempting to enter such agreements. Other Councillors felt that the proposed agreement protected the concerns of the people in the area and was an intricate part of the approval to rezone.

Following this discussion, the Warden called for a vote on the motion. Motion defeated.

Councillor Lawrence gave notice of reconsideration.

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

"THAT approval be given to Applicant, in No. 32-76 Lands of the City of Dartmouth, Caldwell Road, Cole Harbour re parcel No. 29 from R1 (Residential Single Family Dwelling Zone) to P (Park and Institutional Zone) District No. 7." Motion Carried.

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

"THAT approval be given to application #36-76, Mrs. Julie Dempsey, re lands at Herring Cove from R2 (Residential Two Family Dwelling Zone) to C1 (Commercial Local Business Zone)- District No. 5." Motion Carried.

Councillor Baker, on moving this motion, stated that he fully supported this application and that the people of the area also generally supported the need for this rezoning. Following some discussion, the Warden called for a vote.

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

"THAT Council approve and authorize the Warden and Clerk and these are hereby so authorized to sign the proposed agreement between the Municipality of the County of Halifax and Mrs. Julie Dempsey." Motion Defeated.

Considerable discussion followed with respect to agreements re zoning and the details of this particular agreement.

Councillor Eisenhower, in particular, expressed his concern with respect to the wording of this agreement requiring the property to revert to the former zoning under certain conditions. He also stated that he supported the principle of contract zoning but could not support the proposed agreement as it is written.

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

"THAT this be referred back to the Planning Advisory Committee for modification." Motion Defeated.

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

"THAT approval be given to Application No. 37-76 re Land at Shel Drake Subdivision - Five Island Lake, to rezone from G (General Building Zone) to R1 (Residential Single Family Dwelling Zone) - District No. 3." Motion Carried.

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

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

It was noted that a petition for street paving on Pinetree Crescent in Hammonds Plains was omitted from the list, it was agreed for this street to be added.

Mr. Gallagher, the Director of Public Works, gave Council a resume of the procedure followed by the Department of Highways in establishing the cost for street paving.

It was moved by Councillor Sutherland, seconded by Councillor MacKay:

"THAT the Street Paving Program as recommended by the Public Works Committee be approved subject to the required percentage of signatures be obtained and subject to approval by the Department of Highways." Motion Carried.

It was moved by Councillor Lachance, seconded by Councillor MacKay:

"THAT the staff prepare a report on Street Paving Program to all Councillors." Motion Carried.

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

"THAT a letter go out requesting that the Department of Highways set the rate for street paving costs at an earlier date if at all possible." Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Cosman:

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

Councillor Lachance would like a review of the Education and quality of buildings being used. He thought the Municipal School Board and the School Capital Program Committee should be combined. He wanted to know who was responsible for providing education facilities for school children. He does not feel the Municipality is meeting the needs due to Provincial restraints.

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

"THAT the staff prepare a report for Council as to the background for a separate School Capital Program Committee." Motion Carried.

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

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

Minutes of the March Session of the Municipal Council, continued/...

The next item on the Agenda, was the report of the Finance and Executive Committee and the Municipal Clerk gave an outline of the contents of the report.

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

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

Discussions took place with respect to the change-over of the Institution at Cole Harbour. Councillor Streach expressed grave concern in that the Provincial Agency involved, had not been honest with the Municipality with respect to certification or decertification of patients at this institution.

Councillor MacKay expressed concern as to the actual situation facing the Municipality and how we should deal with the matter.

During the discussion, Council was advised of the 4:00 P.M. agreed time of adjournment.

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

"THAT Council adjourn to 10:00 A.M., March 29, 1977."
Motion Carried.

MINUTES OF THE MARCH SESSION OF THE MUNICIPAL COUNCIL

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

(Second Day)

The continuation of the March Session of the Municipal Council convened at the Municipal Administration Building at 10:00 a.m., Tuesday, March 29, 1977 with Warden Ira S. Settle presiding.

The Municipal Clerk called the Roll.

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

"THAT Miss Kathryn MacDonald be appointed as Recording Secretary."
Motion Carried.

Councillor Topple questioned the issue of appointing a new Recording Secretary. It was pointed out that a new recording secretary should be appointed at each setting of Council. He also questioned the approval of minutes being added to the Agenda and was advised by the Clerk that this had been the policy of Council.

Councillor Baker suggested we put a time limit of 4:00 p.m. on the Session, today.

Councillor Lawrence stated that Council should make that decision after lunch hour.

Councillor MacKay asked why the Lord's Prayer was left off the Agenda. He was informed that this was the continuation of the March 15th meeting. The Clerk advised that a notice of reconsideration from the March 15th Session re the following motion should be dealt with.

It was moved by Councillor Lawrence and seconded by Councillor Poirier:

"THAT Council approve and authorize the Warden and Clerk and they are hereby so authorized to sign the proposed agreement between the Municipality of the County of Halifax and Mr. Garfield Drake Rezoning Application #27-76, lands at Glen Margaret." (Defeated April 15, 1977)
Motion Carried.

A motion of reconsideration was moved by Councillor Lawrence, seconded by Councillor Margeson.
Motion Carried.

It was stated that Mr. Drake wished to go along with a Contract. Councillor Streach said he was against the contract but he would go along with Mr. Drake's request. Mr. Drake having agreed to do certain things in the interest of his neighbours.

Councillor Topple stated he was against this proposed contract. He wanted to know what Council would do if Mr. Drake violated the contract and the law. He wanted to know why Mr. Drake should be tied to a Contract.

Mr. Cragg, Municipal Solicitor, stated he is not convinced that the contract is a valid document. He said the whole document is contradictory. Councillor MacKay supported the motion of reconsideration. Councillor Williams indicated that he supported Mr. Drake, but he said if one person signs a contract, that all Camp Site owners should sign a contract.

Councillor Eisenhower suggested a new By-law be established re Overnight Camp Grounds.

Councillor Lachance said Council should not be concerned with legality but with rezoning.

Councillor Lawrence said the Contract might provide some security for residents in the Area. It was suggested that the Courts would decide if these Contracts will hold-up.

Councillor Margeson reminded Council that we were people trying to help people and should follow this principle.

The Warden called for a vote on the original motion to approve the contract. Motion Carried.

The Clerk read a Notice of a Hearing before the Provincial Planning Appeal Board with respect to Rezoning by Council of the Better Water Property. The Clerk recommended that the Municipality be represented at this hearing.

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

"THAT Council have a legal representative to appear at the Provincial Planning Appeal Board re appeal by the Bedford Service Commission and to represent the best interests of the Municipality of the County of Halifax." Motion Carried.

Councillor Margeson suggested we not have a legal representative at the Hearing but send a letter stating Council's feelings on this matter.

Councillor Streach was in support of a legal representative. Councillor Lachance said Council was duty bound to send a representative, especially for questions that might arise at the meeting.

Mr. Cragg thought it important to have a representative at the meeting and as Mr. Cox had dealt with this matter in the past, he should be asked to attend.

Councillor Lawrence, seconded by Councillor Benjamin:

"THAT Council refer to the Finance and Executive Committee authority, as to who will represent the Municipality to the Provincial Planning Appeal Board." Motion Carried.

Council then discussed the matter of the Institution at Cole Harbour and our legal situation.

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

"THAT a standing committee be appointed consisting of the Chairman of the Board of Management, Warden, Solicitor, Clerk and the Administrator of the Cole Harbour Institute." Motion Carried.

The Clerk advised that there are 14 patients that should be transferred from the Cole Harbour Institute and four of these patients are certified. It was understood that the Cole Harbour Institute was a Rehabilitation Centre by order in Council.

Councillor Williams suggested a letter go to the Minister of Health and the Minister of Social Services stating Council's concerns. The Municipal Clerk stated that there is a bed shortage at the Nova Scotia Hospital but that the Abbie Lane Hospital is only 50% occupied.

Councillor MacKay said it is Council's responsibility to have these patients transferred to the Nova Scotia Hospital.

Councillor Lachance pointed out that no hardship should be given to patients; they should not be dumped on the doorstep of the Nova Scotia Hospital.

Councillor Benjamin expressed concern for these people and that a delegation be sent to the Minister of Health without delay. It was suggested that these patients be moved to a proper place in the proper way.

Councillor Topple said the Province has the authority to change the laws; they should take the responsibility.

Councillor Deveaux suggested we find what position we are in and have a committee meeting with the Minister of Health.

The Warden was asked to bring back a report after lunch as to whether this is a Social Service Centre or a Mental Hospital.

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

"THAT the Five Year School Capital Program as submitted by the Municipal School Board and recommended by the Finance and Executive Committee be approved and submitted to the Provincial Department of Education for approval." Motion Carried.

It was moved by Councillor Cosman, seconded by Councillor Sutherland:

"THAT the proposed \$96,000.00 Temporary Borrowing Resolution re Bedford Service Commission be approved." Motion Carried.

Municipality of the County of Halifax
Temporary Borrowing Resolution
\$96,000.00 re Bedford Service Committee

WHEREAS by Section 6 of Chapter 193 of the Revised Statutes of Nova Scotia, 1967, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act every municipality of a county or district shall have full power and

authority to borrow or raise by way of loan from time to time on the credit of the municipality such sum or sums as the Council thereof deems necessary for the purpose of purchasing Fire Fighting Equipment for the Bedford Fire Department of the Bedford Service Commission,

AND WHEREAS by Section 8 of said the Municipal Affairs Act, it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the Municipal Council of the Municipality of the County of Halifax deems it necessary to borrow a sum not exceeding Ninety-six Thousand Dollars (\$96,000.00) for the purpose of purchasing Fire Fighting Equipment for the Bedford Fire Department of the Bedford Service Commission;

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

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

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the Municipality of the County of Halifax do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the Municipality a sum not exceeding Ninety-six Thousand Dollars (\$96,000.00) for the purpose aforesaid;

THAT under and in accordance with said the Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the Municipality to such an amount as the Council deems necessary to raise such sum;

THAT the issue of such debentures be postponed and the said Municipality do, under and by virtue of the provisions of Section 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 Ninety-six Thousand Dollars (\$96,000.00) from the Royal Bank of Canada at Halifax.

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

Councillor MacKay, as a Volunteer Fire Fighter at Bedford, said several things on the new truck were not in order and would have to be corrected.

Councillor Cosman stated that the Bedford Service Commission had approved the purchase of the vehicle.

Council discussed the proposed amendment to the Municipal Offices By-law re Item of appointment of Solicitor. Following discussions, it was moved by Councillor Sutherland, seconded by Councillor Deveaux:

"THAT the proposed amendment to the Municipal Offices By-law be deleted from the agenda." Motion Carried.

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

"THAT a letter be sent to the Minister of National Revenue outlining our position and requesting a review of the action taken in assessing individual returns for councillors, also requesting as to what information was provided to the Municipality when the regulations were changed." Motion Carried.

Considerable discussion followed on this item and several councillors expressed their concern. It was moved by Councillor Eisenhauer, seconded by Councillor Streach:

"THAT two resolutions be forwarded to the Union of Nova Scotia Municipalities and the Federation of Municipalities requesting that representation be made to allow Municipal Elected Representatives to receive the same Income Tax Benefits as M.L.A.'s and M.P.'s." Motion Carried.

It was moved by Councillor Lachance, seconded by Councillor Walker:

"THAT Council adjourn to 1:30 p.m. for lunch." Motion Carried.

After lunch the Warden called the Session to order.

The Municipal Clerk called the Roll.

The Municipal Clerk and the Warden reported information as to the Cole Harbour Institute. It appeared that it is at the present time both a Mental Hospital and a Rehabilitation Center combined. The hospital had not been decommissioned as a Mental Hospital. Councillor Williams stated that the Mental Act is different than the Social Services. The two groups should not be in the same hospital. In the Throne Speech by Dr. Gosse, it stated that there would be changes in the Mental Hospitals Act by April 1, 1977.

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

"THAT the information re Cole Harbour Institute received, now be confirmed in writing." Motion Carried.

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

"THAT if no reconsideration was made by the Income Tax Department with respect to Councillors' taxable income, Council consider the reimbursement of loss of Revenue re years 1973, 74 and 75 to the Councillors involved." Motion Carried.

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

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

The Municipal Clerk advised that another resolution would have to be passed at that time, setting a date and time to adjourn to.

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

"THAT the Solicitor be instructed to prepare an amendment to the By-laws to allow the Planning Advisory Committee to be paid for an evening meeting re Public Hearings held on the same date as a regular Planning Advisory Committee Meeting." Motion Carried.

Councillor Margeson suggested the meetings start at 2:00 p.m., have supper arranged for people and continue on with the meeting. Councillor Streach supported night-time Public Hearings. People having property rezoned will have a better chance to attend meetings, instead of having to leave their jobs during the day.

It was moved by Councillor Cosman, seconded by Councillor Benjamin:

"THAT the proposed amended Legislation 1977 be dealt with clause by clause." Motion Carried.

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

"THAT Sections 1, 2, 3, and 4 be approved." Motion Carried.

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

"THAT Section 5 be approved." Motion Carried.

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

"THAT Sections 6, 7, and 8 be approved." Motion Carried.

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

"THAT Sections 9 and 10 be approved." Motion Carried.

It was moved by Councillor Walker, seconded by Councillor Poirier:

"THAT amended Legislation 1977 be approved and presented to the Provincial Legislature for approval." Motion Carried.

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

"THAT the purchase and installation of an Auxiliary Power Generator for Ocean View Manner be approved subject to competitive prices being obtained by the Board of Management and that the sum of \$50,000.00 be included in the 1977 Budget for this purpose." Motion Carried.

Councillor Streach felt the price for this Auxiliary Power was too high and that more than one tender should be obtained.

Councillor Margeson stated with Auxiliary Power at the Manor, it could cope with one elevator for service, heat for patients and would not cause pipes to freeze, heat carts for food, food to prepare, and for lights. Tenders should be invited and compared and the money would be well spent.

Councillor Deveaux explained that the power goes off quite often in this area of the County.

Councillor Benjamin thought it would be advisable to approach the Province for assistance.

Councillor MacKay said the \$50,000.00 estimated cost would include installation cost. He questioned the matter of maintenance.

Councillor Margeson said every aspect would be looked into before it was finalized.

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

"THAT Council approve in principle, taking part in a Vehicle Clean-up Program providing that Provincial Funds were available for this purpose." Motion Carried.

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

"THAT the General Operating Borrowing Resolution of \$8,000,000.00 be accepted as follows;

To authorize the borrowing of certain moneys from the Royal Bank of Canada to meet the current expenditure of the Corporation of the Municipality of the County of Halifax (herein called the Corporation") for the year 1977.

WHEREAS it is necessary to borrow the sum of \$8,000,000.00 from the Royal Bank of Canada to meet the now current expenditure of the Corporation until such time as the taxes to be levied therefor can be collected.

BE IT THEREFORE RESOLVED by the Municipal Council of the Corporation as follows:

1. That the Warden with the Treasurer of the Corporation, be and they are hereby authorized under the seal of the Corporation to borrow from the Royal Bank of Canada the sum of Eight Million Dollars as the same may be required from time to time to meet the now current expenditure of the Corporation which said expenditure has been duly authorized by the Council.
2. That the Said Warden with the Treasurer aforesaid, be, and they are hereby authorized to pay or allow to the said bank interest on the said sum of Eight Million Dollars at the rate of 8 3/4 per cent per annum, which may be paid or allowed in advance by way of discount or otherwise howsoever as they may deem best.
3. That the said sum of \$8,000,000.00 so to be borrowed shall be made payable on or before the _____ day of _____ next; and the promissory note or notes of the Corporation, if any, given therefor, if made payable before the said _____ day of _____ may be renewed by the said _____ and Treasurer from time to time, but no renewal thereof shall fall due later than the said 31st day of March next.
4. That the promissory note or notes of the Corporation, sealed with the corporate seal and signed by the Warden and Treasurer of the Corporation be given from time to time as required, in security for the amounts borrowed from time to time under the provisions of this resolution.
5. That the giving of such renewal note or notes, as aforesaid, shall not be deemed satisfaction to the said bank of the said advance or interest, but as evidence only of indebtedness."

Motion Carried.

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

"THAT \$4,000,000.00 be approved for Bond Issue." Motion Carried.

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

"THAT the proposed Sound Reinforcement System be approved in principle and the Finance and Executive Committee be authorized to call for proposals and report back to Council with a definite recommendation." Motion Carried.

Considerable discussion followed on this item with several Councillors making different suggestions.

Councillor Topple suggested we call tenders on this System. He pointed out that a recording system is most important.

Councillor Streach could see good and bad points in this system. He thought this would create a confusion and was concerned with the money involved.

Councillor Margeson suggested Council refer this to the Department of Public Works; also he thought if Councillors sat around in a square it would be easier to hear and to be heard as well as see to whom you are speaking.

Councillor MacKay's main concern is to have a tape recorder. The Recording Secretary could pick out the main points and still have the recording if needed.

Councillor Williams was against the sound system as Councillors are not here to squander money. He said, "We have a good Chamber here, we are the guardians of the tax dollar and that this \$6 - 8,000.00 has to go on the tax rate."

Councillor Poirier indicated that she could see no need for a sound system.

Councillor Baker suggested a price be acquired on the Sound System.

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

"THAT this item be referred to the Finance and Executive Committee."
Motion Defeated.

The Warden called for a vote on the original motion. Motion Carried.

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

"THAT Issuing Resolutions re Central Mortgage and Housing Corporation Loans - Sewer Projects be passed - 71-40 - \$158,194.93."
Motion Carried.

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

"THAT Issuing Resolution re Central Mortgage and Housing Corporation Loans - Sewer Project be passed - 73-7 - \$236,360.44."
Motion Carried.

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

"THAT Issuing Resolution re Central Mortgage and Housing Corporation Loans - Sewer Project be passed - 74-19 - \$237,114.24."
Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Eisenhower:

"THAT Issuing Resolution re Central Mortgage and Housing Corporation Loans - Sewer Project be passed - 75-2 - \$84,738.09."
Motion Carried.

(Formal Resolutions to be included in the final minutes.)

It was moved by Councillor Margeson, seconded by Councillor Cosman

"THAT Council not approve Drapes for the rear wall of the Council Chamber." (Not a proper motion)

Again, considerable discussion followed on this item with Councillors expressing pros and cons. Following the discussion and the previous motion being ruled out of order, it was moved by Councillor MacKay and seconded by Deputy Warden MacKenzie:

"THAT Council approve of the purchase of drapes for the Council Chambers." Motion Carried.

It was moved by Councillor Lachance, seconded by Councillor MacKay:

"THAT the Council meet with the Auditors re Financial Statements as a Committee of the Whole on April 12, 1977, at 1:30 p.m."
Motion Carried.

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

"THAT the Municipality of the County of Halifax, renew the Temporary Borrowing Resolution \$40,000.00 re Water - Shore Drive, Bedford - Job #121-W-73." Motion Carried.

It was moved by Councillor Cosman, seconded by Councillor MacKay:

"THAT the Municipality of the County of Halifax renew the Temporary Borrowing Resolution \$135,000.00 re Sewer - Shore Drive - Bedford, Job #121-W-73." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Eisenhauer:

"THAT the Municipality of the County of Halifax renew the Temporary Borrowing Resolution \$75,000.00 re Sewer, Beaverbank Road from Sackville River East - Job #155-W-75." Motion Carried.

It was moved by Councillor Sutherland, seconded by Councillor Eisenhauer:

"THAT the Municipality of the County of Halifax renew the Temporary Borrowing Resolution \$370,000.00 Beaverbank Road along Little Sackville River - Job #122-W-75." Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Eisenhauer:

"THAT the Municipality of the County of Halifax renew the Temporary Borrowing Resolution \$35,000.00 re Water - Beaverbank Road from Sackville River East - Job #155-W-75." Motion Carried.

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

"THAT the Municipality of the County of Halifax renew the Temporary Borrowing Resolution \$100,00.00 - School Renovations." Motion Carried.

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

"THAT the Municipality of the County of Halifax renew the Temporary Borrowing Resolution - \$108,000.00 - School Equipment." Motion Carried.

The Municipal Clerk advised Council that some additional street paving petitions had been circulated and requested Council to deal with this item. Council agreed.

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

"THAT the Street Paving additions be approved subject to the required consent being obtained and subject to the approval by the Department of Highways." Motion Carried.

Councillor Lawrence asked if those who do not have paving done this year will pay the same rate next year. The Municipal Clerk advised that if not done this year, they would have to pay next year's rate.

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

"THAT the Municipal Solicitor be requested to recommend to the Finance and Executive Committee the formation of a non-Council remuneration and committee pay review and assessment committee." Motion Carried.

This committee is to look into the matter of salaries for Councillors. It was suggested that some outsider bring in a recommendation for salaries.

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

"THAT the following people be appointed as Constables for Dogs,
District No. 3: Mr. James Webber
Box 2
R.R.#1 Tantallon
Halifax County, Nova Scotia

James & Shawn Nicolle
Five Island Lake
Halifax County
Nova Scotia

Mrs. Gertrude Webber
Tantallon
Halifax County, Nova Scotia

Motion Carried.

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

"THAT the following persons be appointed as Constables re Selling
Dog Licenses - District No. 7A:

Mrs. Elizabeth Robson 44 Wildwood Blvd. Dartmouth, Nova Scotia	Mrs. Caroline Coakley 8 Belle Aire Ave. Dartmouth, Nova Scotia
Mrs. Gwenneth Lord 30 Rattling Ave. Dartmouth, Nova Scotia	Mrs. Peggy Mason 6 Codroy Ave. Dartmouth, Nova Scotia
Mrs. Lisette McMurray 11 Badger Ave. Dartmouth, Nova Scotia	Mrs. Geraldine Porrie 40 Terra Nova Dartmouth, Nova Scotia
Mrs. Wanetta Sherman 29 Codroy Ave. Dartmouth, Nova Scotia	Mrs. Shirley Surgent 25 Codroy Ave. Dartmouth, Nova Scotia
Mrs. Harriet Callahan 29 Gander Ave. Dartmouth, Nova Scotia	Mrs. Sylvia Cahill 24 Rattling Ave. Dartmouth, Nova Scotia
Mrs. Verna Learning 16 Belle Aire Ave. Dartmouth, Nova Scotia	

Motion Carried.

It was moved by Councillor MacKay, seconded by Councillor Sutherland:

"THAT the following person be appointed as Constable re Selling
Dog Licenses. Mrs. Sarah Chaulk
153 Stokil Drive
Lower Sackville
Halifax County, Nova Scotia." Motion Carried.

It was moved by Councillor Poirier, seconded by Councillor Walker:

"THAT the following person be appointed as Constable re Selling
Dog Licenses and Dog Catcher: Mr. Charles Cirtwill
Box 18, Site #5
R.R.#1 Armdale
Halifax County, Nova Scotia" Motion Carried.

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

"THAT the following person be appointed as Constable re Dog
Licenses: Mr. John Murray
Milford
Halifax County, Nova Scotia." Motion Carried.

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

"THAT the following persons be appointed as Constables re
Selling Dog Licenses: Mrs. Ruby Taylor
Middle Musquodoboit
Halifax County, Nova Scotia

Mrs. S. Deal
Upper Musquodoboit
Halifax County, Nova Scotia " Motion Carried.

It was moved by Deputy Warden MacKenzie, seconded by Councillor Walker:

"THAT the following persons be appointed as Constable re Dog
Catching and Dog License:

Mr. Dunlop Spears
Sheet Harbour
Halifax County
Nova Scotia

Mrs. Pat Jewers
R.R.#1 Mosers River
Halifax County
Nova Scotia

Mrs. William Bradley
Tangier
Halifax County
Nova Scotia

Motion Carried.

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

"THAT the following persons be appointed as Constable re Dog License:

Mr. Gordon Crowell
East Lawrencetown
Halifax County
Nova Scotia

Mr. Reginald Young
Grand Desert
Halifax County
Nova Scotia

Mrs. S. Kaizer
Porter's Lake
Halifax County
Nova Scotia

Mr. Stanley Watson - Dog Catcher
Ostrea Lake, Box 107
Musquodoboit Harbour
Halifax County
Nova Scotia

Motion Carried.

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

"THAT the following person be appointed as Constable re Dog License
and Dog Catcher:

Richard MacFarlane
Duncan's Cove
Ketch Harbour
Halifax County
Nova Scotia

Motion Carried.

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

"THAT the following person be appointed as Constable re Dog License
and Dog Catcher:

Mr. Lloyd Misener
R.R.#1 Cow Bay
Halifax County
Nova Scotia

Motion Carried.

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

"THAT the Municipal Clerk be authorized to attend the Annual Conference
of CNA Conference in Toronto." Motion Carried.

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

"THAT a letter go to the V.G. Hospital requesting a delay for at
least three months in order to assess ambulance service in the
County." Motion Carried.

It was moved by Councillor Toppie, seconded by Councillor Lachance;

"THAT Council adjourn to 7:00 p.m." (Ruled out of order)

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

"THAT Council adjourn to April 19, 1977 at 10:00 a.m."
Motion Carried.

It was moved by Councillor Margeson, seconded by Councillor MacKay:

"THAT the motion be amended, that Council adjourn to April
5, 1977 at 10:00 a.m." Motion Defeated.

Council adjourned at 4:00 p.m. to April 19, 1977 at 10:00 a.m.

MINUTES OF THE ANNUAL SESSION OF THE MUNICIPAL COUNCIL

of the

MUNICIPALITY OF THE COUNTY OF HALIFAX

The continuation of the Annual session of the Municipal Council convened at the Municipal Administration Building on Tuesday, April 19th, 1977 at 5:45 p.m. with Deputy Warden Arthur MacKenzie presiding.

IT WAS MOVED by Councillor Walker and Seconded by Councillor Baker:

"THAT Miss Kathryn MacDonald be appointed as Recording Secretary."

MOTION CARRIED.

IT WAS MOVED by Councillor Williams and Seconded by Councillor Deveaux:

"THAT Council adjourn to May 3rd, 1977 at 10:00 a.m."

MOTION CARRIED.

MINUTES OF THE ANNUAL SESSION OF THE MUNICIPAL COUNCIL

OF THE

MUNICIPALITY OF THE COUNTY OF HALIFAX

The fourth day of the Annual Session of Council of the Municipality of the County of Halifax convened at the Municipal Administration Building at 10:00 a.m., Tuesday, May 3, 1977 with Warden Ira Settle presiding.

The Municipal Clerk called the Roll.

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

"THAT Miss Kathryn MacDonald be appointed as Recording Secretary." Motion Carried.

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

"THAT the Minutes of the March 15, 1977 meeting be approved." Motion Carried.

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

"THAT the Minutes of the March 29, 1977 meeting be approved as amended." Motion Carried.

Councillor Lachance commented on items in the Minutes which were not exactly as stated. It was agreed by Council to amend those Minutes, accordingly.

It was moved by Deputy Warden MacKenzie, seconded by Councillor Eisenhauer:

"THAT the Minutes of the April 19, 1977 Annual Session, be approved as amended." Motion Carried.

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

"THAT the matter of the Roadway to the Ocean View Elementary School be referred back to the Public Works Committee." Motion Carried.

Councillor Deveaux pointed out that a roadway to the school has not been recognized. He reported that three homes had to be on the road before it was recognized. He also pointed out that the school would bring much more traffic to that area than three homes. Heavy vehicles are moving in this area and it is dangerous for the children.

It was moved by Councillor Deveaux, seconded by Councillor Lachance:
(Notice of motion for the next session of Council)

"THAT the Solicitor be instructed to prepare an amendment to the By-law to hold Council in the evening instead of day-time." Motion Carried.

Councillor Deveaux stated that as long as Council Meetings are held during the day, the taxpayer does not have a chance to attend because of other commitments during the day.

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

"THAT a letter be sent to the Honourable Roland Thornhill with copies to Honourable Garnet Brown and to Honourable John Buchanan re Provincial Loans be made available to Municipal Units." Motion Carried.

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

"THAT item #7 on the Agenda, (To approve, in principle, that property owners in the County of Halifax, over the age of 65, who are not gainfully employed, be exempt from Municipal Property Tax, provided that the said property owner resides at that particular property), be referred to the Finance and Executive Committee and the Solicitor for a report to Council." Motion Carried.

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

"THAT Item #8 on the Agenda, (To approve, in principle, that all Medical Expenses and Prescription Drugs, not now paid by other levels of Government, be paid by the Municipality to people over the age of 65.), be deferred to the next Session of Council." Motion Carried.

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

"THAT Items #9 to #14 on the Agenda, be deferred to the next Session of Council." Motion Carried.

It was moved by Councillor Eisenhauer, seconded by Councillor Sutherland:

"THAT the Solicitor and the Building Inspector be requested to prepare a revision of the Mobile Home By-law and report back to Council no later than June 21, 1977 in respect to Tie Downs and Foundations and particularly in line with the Provincial Legislation." Motion Carried.

Councillor Eisenhauer pointed out that we now have a definition of a Mobile Home.

It was moved by Councillor Eisenhauer, seconded by Councillor Walker:

"THAT Item #16 be tabled pending the outcome of the meeting on this item." Motion Carried.

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

"THAT Item #17 be referred to the Finance and Executive Committee." Motion Carried.

Councillor Eisenhauer stated that Tax Exemptions could be amended to include widows, widowers, and single people living within their own home, if they do not have the means to pay.

Councillor Lawrence questioned what resolutions were forwarded to the Annual Conference, F.C.M. Mr. Bensted said that as far as he knew, two resolutions had been forwarded.

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

"THAT the Finance and Executive Committee investigate the possibility of obtaining an update of Provincial Legislation." Motion Carried.

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

"THAT an up to date report as to permits issued under Topsoil, Blasting and Excavating By-laws be prepared for the next session of Council." Motion Carried.

Councillor Lawrence wanted to know how many permits have been permitted.

Councillor Eisenhauer informed Council he had people waiting for permits. Councillor Baker stated that he was concerned with the blasting because of the high rate of insurance.

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

"THAT a letter be forwarded to the Halifax Waterfront Development Corporation and a copy to the City of Halifax, supporting the request of the Fisherman's Market to be allowed to stay in the present location on the Waterfront." Motion Carried.

The Warden pointed out that the Fisherman's Market goes back to Day One. Councillor Sutherland suggested that the Market be reconstructed without relocation. Councillor Topple stated that he agreed with Councillor Baker that some heritage should be kept around this area.

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

"THAT a letter be forwarded to the City of Halifax and the City of Dartmouth, and the Province of Nova Scotia supporting the Halifax Board of Trade and the Dartmouth Board of Trade with respect to the proposed Arm Bridge." Motion Carried.

Councillor Lachance does not support the need of an Arm Bridge as it would bring more traffic into the city and there is limited parking space. More car pools should be formed.

Councillor Streach suggested a more indepth study be made into the possibility of an Arm Bridge.

Councillor Eisenhower supported the idea of an Arm Bridge.

It was moved by Councillor Benjamin, seconded by Councillor Lachance:

"THAT some General Housekeeping be carried out. It was recommended that the Finance and Executive Committee look at the following items:

1. Crest in Council Chambers.
2. Pamphlet containing general information re municipality.
3. Mace.
4. Telephone system.
5. Updating. " Motion Carried.

Councillor Benjamin pointed out the need for more storage space in offices. School children should be able to visit the Council Chambers and in the future the possibility of a Commissioner at the door, tours of the Chambers be made available and he said that dignity should be added to the Chamber. The Committee structure should be updated and committee minutes should be received at an early date.

Deputy Warden MacKenzie, suggested that there is a brochure that could be brought up to date; also, suggested there be a visitors' guest book.

Councillor Streach agreed that Public Relations should be improved.

Councillor Margeson suggested that Council Chamber be rearranged so you could see to whom you are speaking.

Councillor Benjamin asked that Item #14 be withdrawn from the Agenda. It was agreed by the Council that this item be withdrawn.

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

"THAT a letter be sent to the Union of the Nova Scotia Municipalities and the Minister of the Environment urging the use of refillable bottles." Motion Carried.

Councillor Margeson pointed out that he frequently finds unusable bottles or broken glass and feels something should be done about it.

Councillor Baker suggested that bottles be recycled.

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

"THAT the Solicitor prepare a report for Council re Fire Prevention Officer, Fire Warden, and Fire Chief." Motion Carried.

Mr. Cragg pointed out that a Fire Officer can be appointed in each District.

Councillor Walker said the Fire Chief had the authority and the right to investigate homes.

Councillor Topple asked that Item #27 concerning the Labour Code be taken off the Agenda.

Item No. 28 re Atlantic Lottery was dealt with during the last Council Session.

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

"THAT the matter of the Trynor Construction operation in District #7 be referred to the Solicitor for a report as to possible violation of our By-law." Motion Carried.

The Trynor Construction Company should be obliged to apply for required permits and/or licenses.

It was moved by Councillor Topple, seconded by Councillor Sutherland:

"THAT the Solicitor be requested to review the Topsoil,