

Councillor Topple served Notice of Motion to have the Municipality of the County of Halifax expropriate a sewer easement on the lands of the Nova Scotia Housing Commission in Forest Hills because of a possible serious health hazard in Sunset Acres Subdivision in Westphal.

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

"THAT the appointment of Byford Hopkins, Chief of the Seabright District 3 Fire Department, as Fire Ward."  
Motion Carried.

Councillor Fader noted that the Regional Authority have a meeting lined up for the landfill site Tuesday morning at 9:30 and some Councillors are invited to that and he suggested Council may like to get together for 10:00 o'clock for swearing in the new Council, elect the new Warden and Deputy Warden and make the Committee nominations and then adjourn until 2:00 o'clock in order to make it an easier day for Council. Otherwise it would be a long day.

Councillor Smith asked to go on record stating she was decidedly opposed to the CNR removing their services. She is unable to attend the meeting on Friday morning.

Councillor Margeson suggested that all Councillors who cannot be in attendance should be polled to see what their feelings are.

Mr. Meech replied to a question of Councillor Benjamin that the Consultant is preparing a packet prepared for new Councillors.

Councillor Eisenhower noted that it had been a pleasure working with the Councillors who will not be returning and he wished them the best of luck in the future,

It was moved by Deputy Warden Gaetz:

"THAT Council adjourn."  
Motion Carried.

THE MUNICIPALITY OF THE COUNTY OF HALIFAX

MINUTES OF COUNCIL SESSION

Tuesday, November 20, 1979

At 2 p.m. it was proposed by Mr. Meech that Council be sworn in by means of 7 Councillors at a time coming forward to take the Oath of Office with Mr. Meech administering the Oath.

Mr. Meech brought the Council Session to order and called the roll.

It was moved by Councillor Williams and seconded by Councillor MacKenzie:

"THAT Mrs. Hiltz be appointed recording secretary."  
Motion Carried.

Nominations were called for the position of Warden:

Councillor MacKenzie - Nominated by Councillor Williams and seconded by Councillor McCabe.

Councillor Lawrence - Nominated by Councillor Topple and seconded by Councillor Lichter.

Mr. Meech called three times for further nominations.

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

"THAT nominations cease."  
Motion Carried.

Solicitor Cragg and Mr. Kelly were appointed as scrutineers with Councillor Williams and Councillor Topple as ballots were counted in the election of the Warden.

Councillor Lawrence declared elected as Warden, 11/10.

Warden Lawrence made her acceptance speech.

Nominations were called for the position of Deputy Warden:

Councillor Poirier - Nominated by Councillor Gaetz and seconded by Councillor Lichter.

Councillor Deveaux - Nominated by Councillor Eisenhauer and seconded by Councillor Wiseman.

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

"THAT nominations cease."  
Motion Carried.

Solicitor Cragg and Mr. Kelly were appointed as scrutineers with Councillor Gaetz and Councillor Eisenhauer as ballots were counted in the election of Deputy Warden.

Councillor Poirier declared elected as Deputy Warden, 12/9.

Councillors MacKenzie and Deveaux offered their congratulations to the Warden and Deputy Warden.

Deputy Warden Poirier made her acceptance speech.

It was moved by Councillor Eisenhauer and seconded by Councillor Wiseman:

"THAT Warden Lawrence appoint a 5 member Nominating Committee."  
Motion Carried.

A five-minute recess was called.

Deputy Warden Poirier took the Chair and opened with the Lord's Prayer.

Public Hearing - Undersized Lot Legislation - Lands of Edward Brine, Timberlea.

Deputy Warden Poirier informed the public gallery of the manner in which a Public Hearing is carried out and called for Mr. Gough to outline the application.

Mr. Gough: The Application for the Undersized Lot which has been advertised as prescribed by the Legislation, is

an application for the lands of Edward Brine of Timberlea and the lot in question is shown on a sketch in your Council Agenda and it is serviced by a well and septic tank and the lot has an existing structure. It has a frontage of approximately 50 feet and a depth of approximately 100 feet. It has a total area of 5,073 square feet. There is a letter enclosed from the Solicitor advising that he feels that it falls within the jurisdiction of the Undersized Lot Legislation. The lot, in our opinion, did not require Planning Board approval at the time of coming into existence. The lot was created, to the best of our knowledge, prior to the Planning Board being created. From our point of view it appears that the lot really does not require Planning approval but the sale of the lot is dependent on the Council giving it its approval and this is a result of some court cases which have, well, had other ramifications regarding the transfer of title. From our point of view we feel that it was the intent of the legislation to try and deal with this since the lot was in existence in the mid 40's as presently is shown. Unless there's any questions, Deputy Warden, that's all we have to say.

Deputy Warden Poirier called for persons in the audience who wished to speak in favour of the Application to come forward.

Mr. Brine: The thing is, I have an Agreement of Sale on this property and I need a County Approval Plan before the Deed is cleared, and that's all I can say.

Deputy Warden Poirier called three times for further speakers in the audience who wished to speak in favour of the Application and there was no response. She then called three times for persons in the audience who wished to speak in opposition to the Application and there was no response.

It was moved by Councillor Williams and seconded by Councillor Baker:

"THAT Application No. F-761-79-2 under the Undersized Lot Legislation (1966), Lands of Edward Brine, Timberlea, be approved."  
Motion Carried.

It was moved by Councillor Deveaux and seconded by Councillor Margeson:

"THAT the Municipality of the County of Halifax appeal to the Government of the Province of Nova Scotia to enact legislation which provides for the following: All strikes and walkouts be prohibited for those who provide an essential service to the Public, including firefighters, police, public health workers, public utility workers, schoolteachers and any others deemed to be providing an essential service by the Provincial Government. Coincident with the removal of the right to strike from such service personnel compulsory and binding arbitration would be provided for, thus insuring a cost of living and community standards, as well as length of time since the last increase, be taken into account in wage settlements and unfair labour practices referred to the Labour Relations Board for settlement."  
Motion Defeated.

There was considerable debate by Councillors.

Warden Lawrence returned to her seat in the Council Chamber.

Warden Lawrence advised Council that there are people in the gallery from Bedford who wish to be heard and Council agreed that they should be heard.

It was moved by Councillor Curren and seconded by Councillor Topple:

"THAT the Council of the Municipality of the County of Halifax resolves that the Municipal Clerk and Treasurer of the Municipality of the County of Halifax be instructed to write to the Honourable Jack MacIsaac, Minister of Municipal Affairs, Province of Nova Scotia, requesting that the Government of Nova Scotia take action, as necessary, to establish, in effect, a moratorium on the development of R-4 land within the boundaries of Bedford, District 17 of the Municipality of the County of Halifax until at least the duly elected Bedford Town Council takes authority for the development in this area."  
Motion Carried.

Warden Lawrence recognized several dignitaries in the gallery.

It was moved by Councillor Margeson and seconded by Councillor Smith:

"THAT the Nominating Committee adjourn in order to make appointments to the Committees and Boards."  
Motion Carried.

Additions to the Agenda:

Councillor Benjamin - Sewer Problems on Nados Drive.

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

"THAT the Agenda be closed."  
Motion Carried.

Letters and Correspondence:

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

"THAT the topic of a submission by the County to the Honourable Minister of the Department of Development be referred to the Policy or Management Committee for study and recommendations be brought back to Council."  
Motion Carried.

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

"THAT the Assessment Office not be relocated."  
Motion Carried.

It was moved by Councillor Smith and seconded by Councillor Gaetz:

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

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

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

Councillor Williams inquired about the whereabouts of the Clerk and was advised by Warden Lawrence that he was in attendance with the Nominating Committee. Councillor Williams stated that he felt it was not a duty of the Clerk to attend the Nominating Committee meeting and that he should be in his chair in Council.

It was moved by Councillor Smith and seconded by Councillor Margeson:

"THAT a Public Hearing under the Undersized Lot Legislation re Application No. F-134-77 be held December 18, 1979 at 2 p.m. at the regular Session of Council."  
Motion Carried.

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

"THAT Council accept the 4 parcels of parkland as described in the Report of the Planning Advisory Committee."  
Motion Carried.

It was moved by Councillor Margeson and seconded by Councillor Deveaux:

"THAT item 3 be deleted from the Report of the Municipal School Board in order that it may be dealt with separately."  
Motion Carried.

It was moved by Councillor Gaetz and seconded by Councillor Smith:

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

It was moved by Councillor MacKenzie and seconded by Councillor Williams:

"THAT the construction of a fence around the playing field of Leslie Thomas Junior High School be referred to the Management Committee for further investigation with regard to cost et cetera."  
Motion Carried.

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

"THAT a strongly worded letter be forwarded to the Minister of Education seeking favourable consideration for the immediate construction of the junior high school on the Beaverbank Road as some of the pupils of the Beaverbank-Kinsac Consolidated School, who live at Beaverbank Villa, must attend classes at Sidney Stephen Junior High School in Bedford, a distance of 16 miles, and this presents extreme difficulties for these pupils."  
Motion Carried.

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

"THAT a strongly worded letter be forwarded to the Minister of Education seeking favourable consideration for the immediate construction of four additional classrooms at the A.J. Smeltzer Junior High School."  
Motion Carried.

It was moved by Councillor Margeson and seconded by Councillor Benjamin:

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

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

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

Councillors Margeson and Benjamin spoke on the recommendation that the Atlantic Health Unit be asked to assist in carrying out a study re Rat Control.

There was a great deal of discussion by Councillors with respect to the Report.

It was moved by Councillor Smith and seconded by Councillor Baker:

"THAT the Building Inspector's Report re Lesser Setback be approved."  
Motion Carried.

It was moved by Councillor Deveaux and seconded by Councillor Margeson:

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

Mr. Gallagher was in the gallery and Council agreed that he be heard with respect to the Supplementary Report of the Public Works Committee.

It was moved by Councillor Deveaux and seconded by Councillor Adams:

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

It was moved by Councillor Deveaux and seconded by Councillor Adams:

"THAT the Supplementary Report of the Planning Advisory Committee be deferred until Wednesday, November 28, 1979 at 7 p.m."  
Motion Carried.

It was moved by Councillor MacKenzie and seconded by Councillor Deveaux:

"THAT Council demand a study from the Housing Authority for additional Senior Citizen housing in Sheet Harbour and request the Board of Health to examine the existing septic system in the existing Senior Citizen housing."  
Motion Carried.

It was moved by Councillor Margeson and seconded by Councillor MacKenzie:

"THAT the Management Committee be requested to explore ways and means of paying for removal of junked cars from highways and biways and people's backyards and some method be adopted to pass this along to the Department of the Environment of the Provincial Government and the Federal Government."  
Motion Carried.

It was moved by Councillor Margeson and seconded by Councillor Benjamin:

"THAT Council request the Regional Manager of the CNR, Moncton, to address the Council on ways and means of improving transportation in this area and that he bring someone from DAR with him."  
Motion Carried.

Mr. Meech and Councillor Benjamin outlined the meeting of the previous week with representatives of the CNR.

The Elections Act was discussed by members of Council and noted that the Act is at present under review.

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

"THAT the Policy Committee review our By-Laws and come back to Council with any recommendations for changes in the By-Laws."  
Motion Carried.

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

"THAT the Management Committee investigate the interest rates on the sewer charges with regard to Senior Citizens and disabled citizens."  
Motion Carried.

It was moved by Councillor Williams and seconded by Councillor Baker:

"THAT Districts 4 and 5 be excluded from the Blasting By-Law."  
Motion Carried.

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

"THAT Council adjourn for half an hour until the Nominating Committee has completed their report."  
Motion Carried.

Council reconvened.

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

"THAT Council instruct the Municipal Clerk to commence negotiations with the Nova Scotia Housing Commission for the takeover of the sewer systems in the Forest Hills development community in accordance with the terms of the Planned Unit Development Agreement. Any part of the sewer system not considered to meet the standards of the County of Halifax shall be subject to negotiation."  
Motion Carried.

Council agreed to hear Mr. Gallagher on this subject and Mr. Gallagher gave a description of the events leading up to this particular point.

Mr. Meech read a letter from the Housing Commission in this regard and there was further discussion by Councillors.

It was moved by Councillor Lichter and seconded by Councillor Eisenhauer:

"THAT the Report of the Nominating Committee be approved."  
Motion Carried.

Mr. Meech commented on the organization of the Committees at the request of Warden Lawrence.

It was moved by Councillor Topple and seconded by Councillor Smith:

"THAT Councillor Deveaux be nominated to the Task Force."

It was moved by Councillor Gaetz and seconded by Councillor Margeson:

"THAT nominations cease."  
Motion Carried.

It was moved by Councillor Eisenhauer:

"THAT Council adjourn."  
Motion Carried.

MINUTES & REPORTS

of the

FIRST YEAR MEETINGS

of the

FORTIETH COUNCIL

of the

MUNICIPALITY OF THE COUNTY OF HALIFAX

DECEMBER COUNCIL SESSION

Tuesday, December 4 and 18, 1979

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County Rehab Centre - Appointment of Member - Motion -----	2
County Board of Health -Appointment of non-council member- Motion -----	2-3
Cole Harbour Dykes - Motion -----	3
CNR - Presentation - Motion -----	4
Committee Structure - Motion -----	5
CP Air - Application - Motion -----	8
Directorate of Com Serve - Appointment of Member-Motion---	3
Department of Municipal Affairs - Letter Re Research Division - Motion -----	4
Director of Planning & Development - Approval of Report- ----- Motion -----	8
Dartmouth Hospital Board - Appointment of Member - Motion	10
Fire Wards - Motion -----	4
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Motion - Building Permits, Re Bedford -----	2
Motion - Appointment of Member, re County Rehab Centre --	2
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Motion - Appointment of Member, Re Directorate of Com Serve	3
Motion - Re Cole Harbour Dykes -----	3
Motion - Letter, Re Subdivision Approvals -----	3
Motion - Meeting Time for the Municipal School Board ----	4
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Motion - Letter Re Research Division, Dept. of Municipal ----- Affairs-----	4
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Motion - Applications Re CP Air -----	8
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Motion - Letter, Re Lakeside Interchange -----	9
Motion - Letter, Re Mobile Home Parks Traffic -----	9
Motion - Task Force Report -----	9
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Motion - Appointment of Law Enforcement Officer -----	10
Motion - Approval of Planning Advisory Committee Report ---	10
Motion - Approval of the Management Committee Supplementary Report-----	10
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Motion - Approval of the Policy Committee Supplementary Report -----	11
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Preston Area Housing Committee - Appointment of Member-Motion	8
Police Protection - Letter - Motion -----	8
Planning Advisory Committee Report- Approval- Motion -----	10
Pensionable Service - Employees - Motion -----	10&11
Policy Committee - Approval of Supplementary Report- Motion	11
 Recording Secretary - Appointment - Motion -----	 1
Resource Co-ordinating Committee - Motion -----	4
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THE MUNICIPALITY OF THE COUNTY OF HALIFAX

MINUTES OF COUNCIL SESSION

Tuesday, December 4, 1979

Warden Lawrence called Council to order at 2 p.m. and opened with the Lord's Prayer. Mr. Meech called the roll.

It was moved by Councillor Williams and seconded by Councillor Baker:

"THAT Mrs. Morres be appointed recording secretary."  
Motion Carried.

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

"THAT the appointments of non-Council members be made this date."  
Motion Carried.

It was moved by Councillor Margeson and seconded by Councillor Smith:

"THAT Frank Sutherland be nominated as a non-Council member on the Planning Advisory Committee."

It was moved by Councillor Walker and seconded by Councillor Wiseman:

"THAT Joe Maund be nominated as a non-Council member on the Planning Advisory Committee."

It was moved by Councillor Gaetz and seconded by Councillor Williams:

"THAT nominations cease."  
Motion Carried.

Council voted by ballot and the decision was a tie. Solicitor Cragg suggested another ballot could be taken.

It was moved by Councillor MacKenzie and seconded by Councillor Adams:

"THAT balloting on this particular position be deferred until Councillor Stewart arrived."  
Motion Carried.

It was moved by Councillor Lichter and seconded by Councillor Williams:

"THAT Council defer nominations and balloting on the remainder of the positions until all Council members are present or until there is an odd number of Councillors present."  
Motion Carried.

Addition of Items to Agenda:

Councillor Walker	Blasting By-Law
Councillor McCabe	Public Hearings
Councillor Deveaux	Municipal Development Plan
Councillor Baker	R.C.M.P.
	Fire Wards
Councillor Topple	Publicity
	Transit
Councillor Curren	Appointment of Fire Wards for District 17
Councillor Gaetz	F.B.D.B.
Councillor Lichter	School - to be discussed at next Council Session
Councillor Williams	Department of Highways
Councillor MacKenzie	Fire Wards
Councillor MacDonald	R.C.M.P.
	Mobile Home Parks

Councillor Wiseman requested permission to be heard today on a topic which she was unable to bring forth at the last Session because she was on the Nominating Committee.

It was agreed by Council that any Councillors who wished to have Fire Wards appointed today could do so under Item 2 on the Agenda.

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

"THAT the Agenda close."  
Motion Carried.

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

"THAT the Minutes of September 18, 1979 - Regular Council Session  
September 24, 1979 - Public Hearing  
October 2, 1979 - Regular Council Session  
October 16, 1979 - Regular Council Session  
November 6, 1979 - Regular Council Session  
November 14, 1979 - Regular Council Session be approved."

Motion Carried.

There was a great deal of discussion regarding the fact that Minutes of so many meetings are brought to Council at the same time. It was felt that the Minutes should be received by Council within the 10 days as per the By-Law or that By-Law should be changed.

Councillor Margeson asked if the Minutes could not be produced in a larger type as he has a difficult time reading them.

Councillor Deveaux noted that in the Public Hearing Minutes several comments are not in the transcripts and wondered if people could listen to the tapes to find out what took place. (Tapes are not provided the County for Public Hearings but are typed verbatim by Mrs. Morris.)

Councillor Williams noted at the last Session there was a motion made by Councillor Curren and seconded by Councillor Topple that the Council of the Municipality of the County of Halifax resolves that the Municipal Clerk and Treasurer of the Municipality of the County of Halifax be instructed to write to the Honourable Jack MacIsaac, Minister of Municipal Affairs of the Province of Nova Scotia, requesting that the Government of Nova Scotia take action, if necessary, to establish, in effect, a moratorium on the development of apartment buildings in Bedford. He stated that that motion was carried with no dissenting vote. Why wasn't it excluding CHS Developments? He stated that he thought they were given assurance that this development would be excluded from this.

There was a great deal of debate concerning this by members of Council.

It was moved by Councillor Williams and seconded by Councillor Benjamin:

"THAT the motion passed by Council on November 20th on moratoriums on apartment building in Bedford be understood to exclude any County Building Permits already issued as they relate to CHS Developments property on Meadowbrook Drive and Rutledge."  
Motion Carried.

Solicitor Cragg explained the situation which had existed before Councillor Stewart's arrival in Council and Councillor Stewart asked to be excused from voting on this issue as the secrecy of his vote would be jeopardized if the vote remains the same. Balloting was proceeded with and Joe Maund was appointed as non-Council member on the Planning Advisory Committee.

Warden Lawrence advised Council that the next appointment to be made is for the Board of Management for the County Rehabilitation Centre.

It was moved by Councillor MacKay and seconded by Councillor MacKenzie:

"THAT Archie Fader be nominated to the Board of Management for the County Rehab Centre."

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

"THAT nominations cease."  
Motion Carried.

Warden Lawrence declared Mr. Archie Fader as the non-Council nominee on the Board of the County Rehab Centre for a two year term.

It was moved by Councillor McCabe and seconded by Councillor Lichter:

"THAT Mrs. Shirley Freer be nominated to the County Board of Health."

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

"THAT Mr. Eric Joy be nominated to the County Board of Health."

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

"THAT nominations cease."  
Motion Carried.

Mrs. Freer was declared the appointee to the County Board of Health.

Warden Lawrence advised Council that, although it's not on the Agenda, she has received a letter from the Sackville-Bedford Branch of the Canadian Association for the Mentally Retarded reminding her that Council appointed a member of Staff and a member of Council for members of Conserve.

It was moved by Councillor Smith and seconded by Councillor Eisenhauer:

"THAT Councillor Williams be nominated as the Council member to the Directorate of COMSERV."

Councillor Williams declined on the grounds that he cannot do it justice.

It was moved by Councillor Smith and seconded by Councillor Eisenhauer:

"THAT Councillor Gaetz be nominated as the Council member to the Directorate of COMSERV."

It was moved by Councillor MacDonald and seconded by Councillor Wiseman:

"THAT Councillor MacKay be nominated as the Council member to the Directorate of COMSERV."

It was moved by Councillor Gaetz and seconded by Councillor Eisenhauer:

"THAT nominations cease."  
Motion Carried.

Warden Lawrence declared Councillor MacKay to be the Council member appointee to the Directorate of COMSERV.

It was moved by Councillor Smith and seconded by Councillor Eisenhauer:

"THAT Angus Grant be Staff member to serve on the Directorate of COMSERV."

It was moved by Councillor Margeson and seconded by Councillor Deveaux:

"THAT nominations cease."  
Motion Carried.

Warden Lawrence declared that Mr. Angus Grant is the Staff representative and Councillor MacKay the Council representative.

Letters and Correspondence:

It was moved by Councillor Margeson and seconded by Councillor MacDonald:

"THAT the correspondence be received."  
Motion Carried.

It was moved by Councillor Margeson and seconded by Councillor Stewart:

"THAT former Warden Ira Settle's name, along with Councillor Stewart's name, be forwarded to Mr. Dohaney as useful resource persons in examining the problem of the Cole Harbour dykes."  
Motion Carried.

It was moved by Councillor Lichter and seconded by Councillor MacKay:

"THAT a letter be sent to the Minister of Municipal Affairs stating that we wish to express our view that relaxation of this particular restriction is not a regressive step if proper safeguards are taken to assure that all those who wish to obtain subdivision approvals are required to sign a properly designed document to indicate that they shall not require highway maintenance, water, sewer and other services and providing that such a release must be incorporated in the Deeds in respect of the subdivision."  
Motion Carried.

It was moved by Councillor Stewart and seconded by Councillor Eisenhauer:

"THAT an amendment be made to the motion to have this referred back to the Planning Advisory Committee for further consideration."  
Motion Defeated.

It was moved by Councillor Williams and seconded by Councillor Benjamin:

"THAT the Council Chamber be reserved for the Municipal School Board on each Wednesday of the month when Full Board Meetings are scheduled."  
Motion Carried.

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

"THAT three members of Council in the affected areas and the Clerk, Mr. Meech, together with another member of Staff and the Solicitor prepare a presentation to the CNR."  
Motion Carried.

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

"THAT three additional items be received, a letter from the Department of Municipal Affairs - Research Division, a letter from Mayor Cosman of Bedford and a letter from the Nova Scotia Power Corporation."  
Motion Carried.

It was moved by Councillor Eisenhauer and seconded by Councillor Margeson:

"THAT the letter from the Research Division of the Department of Municipal Affairs be referred to the Policy Committee for action."  
Motion Carried.

It was moved by Councillor Curren and seconded by Councillor Gaetz:

"THAT an Ad Hoc Committee be established to act as a Resource Coordinating Committee."  
Motion Carried.

It was moved by Councillor Benjamin and seconded by Councillor Williams:

"THAT the Resource Coordinating Committee be referred to the Policy Committee, when it is organized, for recommendation back to Council."  
Motion Carried.

It was moved by Councillor Topple and seconded by Councillor Margeson:

"THAT the Union of Nova Scotia Municipalities suggest to the Provincial and Federal Governments that they spend more time investigating our renewable energy resources, namely wood and wood waste products, for thermal electrical generation and secondly, growing of corn and similar crops for the purpose of manufacturing gasohol or alcohol for vehicle energy consumption and pass this on to the Federation of Canadian Municipalities."  
Motion Carried.

It was moved by Councillor Adams and seconded by Councillor Lichter:

"THAT Council be asked to support a change in the Agenda in order to discuss By-Law No.2."  
Motion Carried.

It was moved by Councillor Adams and seconded by Councillor Lichter:

"THAT By-Law No. 2 be amended to read that the regular Council Sessions convene on the designated dates, as established, at 6 p.m. rather than 2 p.m., with an adjournment time established at around 10 p.m."  
Motion Defeated.

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

"THAT information be brought back to Council at next Session regarding Fire Wards."  
Motion Carried.

It was moved by Councillor Curren and seconded by Councillor MacKenzie:

"THAT the following people be appointed as Fire Wards:

- |  |  |
|--|--|
| (a) Roy Ritcey, District #6            | (m) Mr. Dougal Prest, District #11     |
| (b) John Mosher, District #6           | (n) Ambrose Smith, Hammonds Plains     |
| (c) Mr. Douglas Avery, Terence Bay     | (o) Mr. Powell, Harrietsfield          |
| (d) Mr. Keith Slaunwhite, Hatchet Lake | (p) Mr. Noble, Harrietsfield           |
| (e) Mr. Ronald Blackburn               | (q) Mr. Naugle, Herring Cove           |
| (f) David Selig, District #17          | (r) Mr. Gallagher, Herring Cove        |
| (g) Peter Dickenson, District #17      | (s) Mr. Parker Kennedy, District #11   |
| (h) Henry Haveslock, Hammonds Plains   | (t) Neil Anderson, Hammonds Plains     |
| (i) Clifford Snair, Black Point        | (u) Gordon Arthur, Black Point         |
| (j) Garry Westhaver Jr., Hubbards      | (v) Clark Boutilier, Boutilier's Point |
| (k) Sandy Boutilier, Boutilier's Point | (w) Harold Parker, Sackville           |
| (l) Richard Derbyshire, Sackville."    |  |
- Motion Carried.

It was moved by Councillor Wiseman and seconded by Councillor Deveaux:

"THAT Council refer to the Task Force on Reorganization the subjects of:

- (1) a full time position for the Warden with a salary commensurate with that position;
- (2) a recommendation with regard to salaries for Councillors;
- (3) consideration of a pension plan for Councillors."

Motion Carried.

Councillor Wiseman noted that the structure and Terms of Reference of the Planning Advisory Committee, the Management Committee and the Policy Committee were to be discussed this evening however, there has not been enough time to read and digest the paper placed before Councillors.

It was moved by Councillor Margeson and seconded by Councillor Eisenhower:

"THAT Council accept in principle the Structure and Terms of Reference of the Committees and review these at the next Council Session, thereby permitting meetings to take place in the interim."

Motion Carried.

It was moved by Councillor Margeson:

"THAT Council adjourn."

Motion Carried.

THE MUNICIPALITY OF THE COUNTY OF HALIFAX

MINUTES OF COUNCIL SESSION

Tuesday, December 18, 1979

Warden Lawrence opened the Council Session with the Lord's Prayer followed by Mr. Kelly calling the roll.

Warden Lawrence advised Council that Councillor Deveaux and Councillor Margeson are both in Victoria General Hospital with heart problems.

Warden Lawrence turned the Chair over to Deputy Warden Poirier as the Warden had to be present at a meeting of the Law Amendments Committee.

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

"THAT Mrs. Hiltz be appointed recording secretary."  
Motion Carried.

Public Hearing under the Undersized Lot Legislation, Lands of Wayne D. Quinn and Barry Scott at Meagher's Grant, Application No. F-134-77.

Deputy Warden Poirier called upon Mr. Gough of the Planning Department to outline the application. Mr. Gough outlined the application and Deputy Warden Poirier called for speakers in the gallery in favour of the application to come forward and there was no response. She then called for speakers in opposition to the application and there was no response.

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

"THAT Application No. F-134-77, Lands of Wayne D. Quinn and Barry Scott, Meagher's Grant, be approved under the Undersized Lot Legislation."  
Motion Carried.

Presentation - Metro Transit Commission. Deputy Warden Poirier invited Mr. McKim and Mr. Jackson to come forward and make their presentation.

Mr. McKim: Madam Deputy Warden, members of Council, at a meeting of the Metropolitan Transit Commission held on December 10th a resolution was passed and perhaps I'll read it. A copy was sent to Mr. Meech on December 12th and I hope it was received, knowing the mails. If there was any difficulty with that we can certainly provide additional copies. The letter reads: "At a meeting of the Metro Transit Commission held on December 10, 1979 the following resolution was passed: 'Moved by Commissioner Morris and seconded by Commissioner Hart that MTC commence operations on January 1, 1980 subject to the concurrence of the Minister of Municipal Affairs on evaluation and funding of the assets of Halifax Transit Corporation and Dartmouth Transit that will be purchased by MTC and that the Municipality of the County of Halifax affirm its responsibility for cost-sharing the commission's operating and capital budget.'" Following that I was instructed to write to the Minister of Municipal Affairs, the Honourable Jack MacIsaac, and identify two schedules which outline the value of the rolling stock and other equipment of both Halifax Transit and Dartmouth Transit that would be taken over by MTC and also, in that letter, identify that a working group involving the Mayors of the two cities and the Warden of the County, together with their Chief Administrative Staff people and in fact agreed upon a general approach to the valuation which, in fact, reflects an appraised value done by a professional and, in fact, indicates that the proper procedure would be take over the assets at their market value, with respect to Halifax Transit, and with respect to Dartmouth Transit at the price that Dartmouth Transit bought the assets from the former operator, Mr. Roy Dooks of ETS Buses Limited in early 1978. I think that the two provisions, of course, are essential. Until the Municipalities had accord with respect to the appropriate procedure with respect to the valuation procedure, and of course there was some discussion with regard to whether it should be market value or book value, and the determination now that the City of Halifax feel that it should be the market value. The funding, of course, at the fifty percent level becomes very important. We're talking in terms of the total assets having a value of just under four million dollars and we, in fact, are asking for support from the Province in an amount of one million nine hundred forty-two thousand dollars. The Minister of Municipal Affairs has acknowledged receipt of the letter, he is giving it consideration. I have discussions with his Deputy and also with his staff identifying the circumstances that, in fact, led up to this day going back to the MAPC report of 1977 and the formation of Metro Transit and the efforts to bring things along and the final decision by the Metropolitan Transit Commission that January 1st, in fact, looked like the appropriate start date. Now I guess the main consideration that we would like to place before County Council is, in fact, a commitment - the acknowledgement that County Council will begin the funding of the Operating Capital Deficit requirements of the Metropolitan Transit Commission as des-

cribed in the operating budget that has been tabled and approved by the Metropolitan Transit Commission and has been forwarded to the Metropolitan Authority for their consideration. So that if there are any questions we'd certainly welcome them and try to explain the uncertainties that might be in anyone's mind.

There was a question and answer period between Councillors and Mr. McKim and Mr. Jackson.

Councillor Stewart read a letter from Councillor Deveaux to Council regarding Metro Transit service in his area.

It was moved by Councillor Curren and seconded by Councillor Eisenhauer:

"THAT the question of the funding be referred to the Policy Committee and the Councillors, particularly the ones that are noted in the report, be asked to attend that meeting for that discussion."

Motion Carried.

It was moved by Councillor Eisenhauer and seconded by Councillor Smith:

"THAT the Minutes of October 22, 1979 Public Hearing be approved."

Motion Carried.

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

"THAT the Minutes of October 22, 1979 Special Session of Council be approved."

Motion Carried.

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

"THAT the Minutes of November 20, 1979 Regular Session be approved as amended."

Motion Carried.

Councillor MacKenzie noted that in the Minutes of November 20, 1979 it reads that a motion made by him states 'That Council demand a study from the Housing Authority for additional Senior Citizen Housing in Sheet Harbour'. That was not the case. It was a Demand Study to be made.

Warden Lawrence took the Chair.

Letters and Correspondence:

Mr. Meech outlined the correspondence and noted that the Warden had a report on the item of Bill No. 105, An Act to Regulate the Development of Shopping Centres.

Warden Lawrence: I've just come back from the Law Amendments Committee where I hope that I adequately expressed the feelings of the Policy Committee which, in general, were that this legislation on shopping centres infringes on our Municipal jurisdiction and takes away from the Municipal authority and Municipal control in that it requires that a shopping centre of over a certain size would automatically be referred to the Provincial Planning Appeal Board for a very wide scale processive review as to the feasibility of that shopping centre. The other point that was raised in that committee were the two shopping centres in the Municipality who would be caught up in the retroactive provisions of this bill. The last clause of it, I think, says "this Act would not apply to a shopping centre in respect of which the necessary permits for its development were in force and effect from the fourth day of December, 1979". The addition of Bedford Place, the preliminary permit was issued on December 7th, not December 4th, and I believe the final permit will be issued today and the other is a shopping centre in the Forest Hills area for which the application was first made, I think, on November 20th but the permit has not been granted as yet and it's just waiting for, I believe, some in-house comments from our Engineering Department. So I made the point on both of those issues, the specific cases where we have two shopping centres who would be caught up in this if it went through without change and, having to wait from about 11 o'clock on to listen to other people's presentations in hopes of getting a chance to speak as well. There were other people as well - naturally the developers of those two shopping centre were there making the point on their particular issues and there were other people making similar points to ours. In fact there were a couple of presentations that stressed that this Bill should not apply within the development boundary of the Regional Development Plan in Halifax County and that may well be a modification that they'll consider. I regret that the Policy Committee's recommendation was not brought to Council and I hope Council doesn't feel I've exceeded my responsibility but Policy Committee was very strong on the fact that they felt we should have some representation before the Law Amendments Committee and there's only, perhaps, an additional half hour before the deadline closed and they'd begin to consider another bill. If anyone feels I should be censured for that please carry on.

Several Councillors spoke with respect to the proposed Bill No. 105.



It was moved by Councillor Smith and seconded by Councillor Adams:

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

As an addendum to her Report, Warden Lawrence suggested to Council that they think about celebrating Halifax County's 100th anniversary.

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

"THAT Council endorse a celebration to celebrate 100 years of the County's existence and that a committee be created to bring back suggestions."  
Motion Carried.

There were a great many suggestions by Councillors concerning the types of celebrations.

It was moved by Councillor Benjamin and seconded by Councillor Adams:

"THAT the Municipality of the County of Halifax hold a levee on January 1, 1980 with the Warden being a host."  
Motion Carried.

Councillor Wiseman extended an invitation to all Councillors to attend the levee in Sackville at the fire hall on January 1st at 11 o'clock.

A show of hands was called for volunteers to serve on the Committee for the 100th anniversary of Halifax County celebrations. Councillors Eisenhauer, MacKay, Adams, Lichter, Wiseman and Warden Lawrence volunteered to be members of the Committee.

It was moved by Councillor Gaetz and seconded by Deputy Warden Poirier:

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

A letter from Canadian Pacific Airways was read by Warden Lawrence requesting support of Council in application of CPAir to bring direct service to and from Toronto to Nova Scotia.

It was moved by Councillor MacKenzie and seconded by Councillor Lichter:

"THAT Council support the application of CPAir to the Canadian Transport Commission."  
Motion Carried.

Warden Lawrence tabled a letter from the Preston Area Housing Fund asking for a Board of Directors' nomination to replace Councillor Lachance, who is no longer on Council.

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

"THAT Councillor Adams be Council's nominee."

It was moved by Councillor Gaetz and seconded by Councillor Eisenhauer:

"THAT nominations close."  
Motion Carried.

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

"THAT Districts 1, 4 and 5 be deleted from the provisions of the Blasting By-Law."  
Motion Carried.

It was moved by Councillor McCabe and seconded by Councillor Baker:

"THAT Council set aside one day in a month to hear all public hearings for that period."  
Motion Defeated.

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

"THAT Council write a letter to the Attorney General requesting better police protection for the five western districts in the County and invite the Attorney General to attend a Council Session in order to discuss the problem."  
Motion Carried.

It was moved by Councillor Topple and seconded by Councillor Stewart:

"THAT the Policy Committee look at some method of getting better publicity for the Municipality."

pality of the County of Halifax in the media."  
Motion Carried.

It was moved by Councillor Topples and seconded by Councillor Baker:

"THAT the Policy Committee consider the possibility of six month demonstration projects with respect to transit at the request of individual Councillors."  
Motion Carried.

It was moved by Councillor Gaetz and seconded by Councillor Adams:

"THAT the Federal Business Development Bank be asked to consider holding seminars in Musquodoboit Harbour for the small businesses that are in the surrounding areas."  
Motion Carried.

It was agreed by Council that Councillor Lichter's topic - School - be carried over to next Council Session.

It was moved by Councillor Williams and seconded by Councillor Baker:

"THAT a letter be sent to the Minister of Highways with a copy to the MLA G. Lawrence, voicing the concern of Council with regard to the Lakeside Interchange."  
Motion Carried.

It was moved by Councillor MacDonald and seconded by Councillor MacKay:

"THAT Council write to the Attorney General of Nova Scotia and ask him to look at the legislation concerning traffic in Mobile Home Parks and the ability of the RCMP to act on complaints under the Motor Vehicle Act."  
Motion Carried.

It was moved by Councillor Lichter and seconded by Councillor Wiseman:

"THAT the Report of the Task Force be accepted and be discussed in three separate sections."  
Motion Carried.

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

"THAT the first section of the Task Force be approved."  
Motion Defeated.

It was moved by Councillor Wiseman and seconded by Councillor Eisenhauer:

"THAT the first section be deferred to the first Council meeting in January."  
Motion Defeated

It was moved by Councillor Lichter and seconded by Councillor Wiseman:

"THAT Item #2 of the Task Force Report be approved including mileage to all official functions which the Warden attends representing the County."  
Motion Carried.

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

"THAT the second section of the Report be referred back to the Task Force for a more complete report."  
Motion Defeated.

It was moved by Councillor Lichter and seconded by Councillor Topples:

"THAT Item #3 of the Task Force be accepted by Council."  
Motion Carried.

It was moved by Councillor Eisenhauer and seconded by Councillor MacDonald:

"THAT the following parcel of land be accepted by County Council - Eagle Point Subdivision, Windsor Junction, Park Areas as shown totalling 45,650 sq. ft."  
(See Motion to Refer)

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

"THAT this item be referred back to the PAC for further study and accept all the documentation in hand."  
Motion Carried.

It was moved by Councillor Wiseman:

"THAT Council adjourn until 8 o'clock."  
Motion Defeated.

It was moved by Councillor Lichter and seconded by Councillor Eisenhauer:

"THAT food be brought in to Council and carry on."  
Motion Carried.

A Report on Municipal Fire Wards was given Council by Solicitor Cragg.

It was moved by Councillor Smith and seconded by Councillor Eisenhauer:

"THAT Councillor Deveaux be nominated as an appointee to the Dartmouth Hospital Board."

It was moved by Councillor Curren and seconded by Councillor Smith:

"THAT Councillor Benjamin be nominated as an appointee to the Dartmouth Hospital Board."

It was moved by Councillor Eisenhauer and seconded by Councillor MacDonald:

"THAT Councillor Wiseman be nominated as an appointee to the Dartmouth Hospital Board."

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

"THAT nominations close."  
Motion Carried.

It was moved by Councillor MacKay and seconded by Councillor Walker:

"THAT Council submit to the Dartmouth General Hospital two names only and to convey to them Council's objections to their request for five names out of which they would choose two."  
Motion Carried.

Councillor Smith withdrew her nomination of Councillor Deveaux as Councillor Deveaux will be ill for some time.

It was moved by Councillor MacKay and seconded by Councillor Smith:

"THAT Nova Scotia Police Commission appoint Law Enforcement Officers as Special Constables for serving documents re Family Court."  
Motion Carried.

It was moved by Councillor Toppie and seconded by Councillor Walker:

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

Item #2 was explained by Solicitor Cragg.

It was moved by Councillor Eisenhauer and seconded by Councillor Stewart:

"THAT the Report be amended to delete Item 2 to be discussed separately."  
Motion Carried.

It was moved by Councillor Curren and seconded by Councillor Eisenhauer:

"THAT Item #2 of the Planning Advisory Committee Report be referred back to PAC with a request that they ensure that there are built-in safeguards against long-term abuse of the placing of a mobile home in an R-1 Zone for supposed construction."  
Motion Carried.

It was moved by Councillor Benjamin and seconded by Councillor Curren:

"THAT the Supplementary Report of the Management Committee be approved."  
Motion Carried.

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

"THAT the County enter into a reciprocal agreement with the Province of Nova Scotia, such agreement may be retroactive in effect, with respect to the transfer of pensionable service of employees who became employed with that other employer, and authorizes the Warden

and Clerk Treasurer to sign the agreement on behalf of Council."  
Motion Carried.

It was moved by Councillor MacKenzie and seconded by Councillor Eisenhower:

"THAT the Supplementary Report of the Policy Committee be approved."  
Motion Carried.

It was moved by Councillor MacKay and seconded by Councillor Wiseman:

"THAT Item #3 of the Report of the Planning Advisory Committee be reconsidered."  
Motion Defeated. (not unanimously carried)

A Notice of Motion was made by Councillor Curren to rescind Section 3 of the Planning Advisory Committee at the next Council Session.

It was moved by Councillor Walker:

"THAT Council adjourn."  
Motion Carried.