

was too open-ended leaving the Councils possibly responsible for a shortfall on the part of the Province, as well as shortfalls in other revenues. Consideration was given to the information available in October or November that can be used to determine the formula, as well as a maximum that could be given at that point.

Mr. Wilson informed the final proposed formula consisted of three basic items: the combined contribution of the current year; an amount to be added for increased cost based on the consumer price index, and an amount for a possible increase in the number of students. Mr. Wilson noted increases may appear significant on the surface, but if they are spread throughout the different schools within the district there is no requirement for change. However, if certain areas are developing or numbers of student are decreasing, there could be a need for additional costs. A fourth component was that if it were felt by the committee that the level of service the people want is higher than the Provincial base core, there would be a need for additional funding for extra levels of service and programs. He reminded if service is not uniform throughout the County, the existing cost to make the service uniform would be increased, and it would be up to the school board to negotiate with the two district Councils to prove they have expanded the same level of service into new areas. This would necessitate the School Board to justify their needs to the district Councils.

Mr. Wilson continued to review the report, reviewing key components available in the current year, calculation of the combined contribution, and the amount to allow for increases in the number of students. He reiterated that it will be up to the School Board to substantiate to the two Councils why more money will be needed for extra programs and increased service. If they cannot substantiate the need for this money, they will at least have the budget figures to work with.

Councillor Merrigan stated it appears if the School Board has an over-expenditure in 1986, they will receive more money in 1987 using the previous year as a base. Mr. Wilson informed this will not happen because they will only be given a budget figure, and if the School Board overspends the budget figure, they will have to find that revenue from somewhere else. The formula is based on what was budgeted for 1986 - not the actual expenditures. The 1987 budget will commence with the 1986 budget and additions will be made based on inflation and increased students. If the School Board is desirous of increasing the standard of education, they will have to justify extra money for this increase to the two Councils.

Councillor Merrigan asked what will happen if the Province cuts back on funding. Mr. Wilson informed with the method presently used, the Councils must pick up all Provincial cut-backs. With the proposed method, the Councils will only be responsible for what they budget for. If the School Board wants to pick up the money the Province cuts back on, they will have to go to the Province for it. Mr. Wilson stated if the Municipal governments continue to make up for Provincial cut-backs, the Province will continue to cut back, costing the Municipal Councils more and more.

Mr. Meech clarified that the formula will start from the base of what the combined municipal contribution is and adding the consumer price index and the money for increased student population, fixing our contribution and focusing a formula on our contribution. The old method leaves the municipal share open-ended, responsible for picking up Provincial cut-backs.

Deputy Warden Mont expressed difficulty with the second proposal. He was of the opinion the Joint Ad Hoc Committee was trying to make a commitment to maintain the existing level of service and provide an upgrade for the rural areas with the service some of the urban areas have. He also felt there would be no commitments to fund new programming over and above the base level. He stated if the Provincial government gives an increase to teachers and does not provide increased funding to the School Board, it will mean an actual decrease in service because the Municipal levels of government will not give anything above their budgeted figure. He suggested this would cause much controversy, leading School Board budgets back to step one. He stated there is a need to maintain the current level of service, and he would not support a rigid formula that could mean cut-backs in service.

Mr. Wilson informed the first formula the ad-hoc committee dealt with left the municipal councils with an open-ended contribution. This would give the School Board no incentive to look to the Province for their share of the funding if they could get it from the two Councils. Mr. Meech added that if the Province continued to expand its formula to allow funding for additional programs, the School Board would benefit because they would still have the budget commitment from the two Councils - even if the Province gives more.

There was some discussion between Mr. Meech and Deputy Warden Mont about the proposed formula.

Councillor DeRoche asked what effect the proposed formula will have should there be a decrease in student population or a decrease in delivery of programs within the School Board structure. Mr. Wilson informed this would have to be taken into account depending on the extent of the decrease. If there is a decrease of students in a concentrated area, there will be a need for action, but if the decrease is spread throughout the District, nothing will change. Mr. Wilson informed the proposed formula is simply a guideline for the School Board and the Councils to follow. He further suggested the base could be changed with a decrease in students and service as it would be for an increase. Councillor DeRoche clarified that there would be a recalculation on an annual basis of the net operating costs per student.

Councillor Wiseman asked if School Board staff were involved in the changes made to the original formula discussed by the ad-hoc committee, or if there was any communication with them about this. Mr. Wilson informed he sat down with several staff members to discuss the formula



and get necessary information. The rationale and reasoning behind the formula was acceptable to School Board staff. Mr. Wilson further informed he was concerned about the large difference in the budget figures, and it was discovered the difference came from the teacher's income.

Councillor Wiseman asked if School Board staff were involved with the recommendation that a submission be made to the two Councils should there be funding for the extension of an existing program or a new program. She felt Council could not designate funds for any specific project; the School Board has been totally autonomous for spending this money in the past. Mr. Wilson replied the formula was considered in terms of inflation and the number of students and what it would cost to run the system based on the net operating cost for students. It was determined expanded programming and extension of service could only be considered separately because it will be more than the budgeted figure. Councillor Wiseman clarified that extended service and programming would fall beyond the formula, and she felt the two Councils do not have the ability to make the decision to tag money for certain programs; money given to the School Board from the two Councils is given unconditionally. She concluded that the formula assumes there is presently an acceptable level of service, but with upcoming changes, there will be more expensive items implemented, i.e. integrating special education students into the regular classrooms. She questioned the ability of Council to approve a formula that does not allow for upcoming matters. Mr. Wilson informed this would be dealt with by the School Board making presentation to the two Councils. Councillor Wiseman felt the two Councils do not have the authority to tell the School Board how to spend their money. Mr. Wilson agreed it cannot be dictated how money will be spent, but if the School Board needs additional funding for more than what is already present, the School Board should substantiate it to the two Councils. Councillor Wiseman concluded that a formula with a degree of flexibility will not work for a school board the size of the Halifax County-Bedford District School Board.

Warden MacKenzie asked if School Board staff were involved with the Ad-Hoc Committee in determining this formula. Deputy Warden Mont informed they were consulted for information purposes only; they were not actively a part of the committee.

Councillor Walker felt the formula is reasonable assuming there is presently a reasonable school system within the County of Halifax. He stated the taxpayers do not mind paying the taxes if they receive the services in return, but he felt Halifax County cannot brag about the school system. He felt the entire system should be studied to know whether taxpayers are receiving maximum dollars for the taxes paid. Education is important to the people. He felt there should be a formula to work within, but nothing that Council must be affixed to. He concluded there is not equal education throughout the Municipality,

and it should be improved in various areas. Warden MacKenzie commented that some areas have a better education system than others because they have a substantial area rate to cover programs that other areas do not have. Councillor Walker concluded that School Board funding has been dictated by the Union and the Province, and these concerns must be expressed to the public to get them to lean to the Province for what they want, instead of having the Municipality cover the difficulties with a formula.

Councillor Lichter informed he has been discouraged with the confusion between two matters: the quality of education and the money spent. He informed a good teacher can be hired at a lower level on the scale, and that teacher can be paid less than one hired with more credentials. He informed he will never accept the fact that more money will not provide more education to the students. Councillor Lichter next stated when the Province came out with a formula per student, School Board members were very upset. When Dr. Verabiouff began discussions about a formula, an advantage was discovered whereby smaller figures could be used on a per student basis. Councillor Lichter stated his difficulty with a formula is that once guidelines are discussed, there is agreement that there may be extenuating circumstances. There is still a requirement of 80 percent approval of the Bedford and Halifax County Councils. He stated if the two Council approve the formula, next spring the two Councils will again be deliberating about excess funding. He felt these discussions should begin with the contract signed with Bedford rather than a formula. Councillor Lichter continued that the School Board has always appeared to be offended by suggested savings because it did not seem acceptable to them to have somebody from outside see things differently than they did. He suggested the School Board should begin to consider savings to benefit what students learn, including responsibility. Councillor Lichter stated no matter what is accepted as a formula now, the School Board will be back at budget time indicating that part of the 1987 budget has already been committed because the budget is dealt with so late in the year. He suggested something reasonable will have to be determined a long time before 1987-88 staff are committed to employment. Councillor Lichter continued that the government has changed its attitude somewhat, the Minister of Education holding firm on no increases over the next two years, and 2 percent the following year. However, if this formula is enacted, allowing a 3.4 percent increase, it will be a gift to the School Board. Councillor Lichter concluded that Council should be aware that 1987 is re-assessment year, the School Board will be indicating a commitment of 7/12 of salaries, and that a formula will not work unless the contract signed under duress is adjusted.

Councillor Fralick indicated he agrees with the formula because these matters have to begin somewhere. He informed there was much cooperation from the School Board during the formula discussions. Much confidential information was brought forward to try getting a formula that would be workable. He suggested another year may bring a budget for substitute teachers, whereby they could be hired full-time in order to help obtain a workable budget.



Councillor Merrigan stated he would like to see the formula presented to the School Board to determine how they feel about it. He indicated the first formula presented was not acceptable because it was an open check to the School Board which cannot be regulated. Councillor Merrigan concluded that the present formula should also be sent back to the Committee for a recommendation.

Councillor Reid stated he was not totally pleased with the first formula, although he did not have many difficulties with it. He expressed concern about the second formula because he felt it would turn the School Board into a Committee of Council. If the School Board wants to implement anything new in their system, they have to get approval from the combined Councils, making the School Board a Committee of Council. He stated with approval of this formula it is assumed the two Councils will say yes to requests for additional funding, but he felt Council would not approve of additional funding. He felt any formula for education funding should be developed with the School Board - not to dictate what they will get for funding.

Mr. Meech stated that any formula will place certain restraints on both parties involved. It is proper for the Municipal governments to say they will only give so much towards the School Board, and it is up to the School Board to determine how the money will be spent and to remain within the guidelines. He continued that the thrust of the second formula is to provide a level of control over the financial contribution the Municipal government would provide to the School Board.

Councillor Walker informed there was recent approval for an addition to the area rate for education in his area, which is to be used for items that are considered to be the responsibility of the Municipal School Board. He felt the public should be assured they are getting the maximum education value for the money spent.

Councillor Fralick indicated he did not totally agree with Councillor Walker. One main concern is a reduction in the level of education. When working on the Ad-hoc Committee, the main goal was to forget about the dollars and to deal with a possible Provincial reduction in the quality of education. He informed he supported the formula, and he would continue to do so, as it attempts to eliminate any reduction in the quality of education through Provincial cut-backs.

Warden MacKenzie commented about the high figures for substitute teachers. Each year the School Board indicates they have gone over their budget for substitute teachers. There was also excess spending when it was decided to change all tires on all buses. Now they are considering buying a two year supply of Michelin Tires, and he felt this is not cost-efficient. He suggested there are several areas that should be considered as far as costs are concerned. He stated the County is trying to control its funding, and there will be a meeting with the Town of Bedford, at which time a decision can be made about an education formula.

Members of Council agreed to meet with the Town of Bedford Council to discuss School Board funding and the formulas as presented by the Ad Hoc Committee on Education Funding.



COUNCIL SESSION

DECEMBER 2, 1986

PRESENT WERE: Warden MacKenzie  
Councillor Walker  
Councillor Fralick  
Councillor P. Baker  
Councillor C. Baker  
Councillor DeRoche  
Councillor Adams  
Councillor Randall  
Councillor Bayers  
Councillor Reid  
Councillor Lichter  
Councillor Snow  
Councillor Merrigan  
Councillor MacKay  
Councillor McInroy  
Councillor Eisenhauer  
Councillor MacDonald  
Councillor Wiseman  
Deputy Warden Mont

ALSO PRESENT: Mr. K.R. Meech, Chief Administrative Officer  
Mr. G.J. Kelly, Municipal Clerk  
Mr. R.G. Cragg, Municipal Solicitor

SECRETARY: Glenda Higgins

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Warden MacKenzie called the Council Session to order at 6:15 p.m. with the Lord's Prayer.

Mr. Kelly called the Roll.

APPOINTMENT OF RECORDING SECRETARY

It was moved by Councillor DeRoche, seconded by Councillor McInroy:

"THAT Glenda Higgins be appointed Recording Secretary."  
MOTION CARRIED

APPROVAL OF MINUTES

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

"THAT the minutes of the Committee of the Whole Session, October 23, 1986 be approved as circulated."  
MOTION CARRIED

AGENDA ITEMS

Councillor P. Baker/Councillor C. Baker - City of Halifax, Sewage

Councillor Reid - Musquodoboit Valley Ground Search & Rescue

Councillor MacDonald - Paving

MEETING WITH OFFICIALS, DEPARTMENT OF FISHERIES, SMALL CRAFTS HARBOUR

Warden MacKenzie welcomed Mr. Rick Young from the Department of Fisheries, Small Craft and Harbours Division to entertain questions and discussion with respect to harbours and small crafts.

Councillor Randall began by informing Three Fathom Harbour has been experiencing problems for approximately three years. There are approximately 14 fishermen operating out of Three Fathom Harbour, and fishing is their primary means of livelihood. Dredging started there about three years ago, but the type of dredge used was not capable of doing the job. Approximately one year later another portable type of dredge was tried, and the fishermen felt if that work had continued, it could have been successful. However, half the dredging was completed before the dredge was moved to another location. At that time, the fishermen were told another dredge would be supplied to complete the job. Less than half of the dredging is complete, and fishermen with larger boats are almost grounded there until the harbour is dredged. Councillor Randall stated he would like to know when this job will be completed, as fishing is these men's primary source of livelihood.

Mr. Young agreed with Councillor Randall's story, explaining the dredge used was a cutter-suction dredge, which caused problems in Three Fathom Harbour due to the amount of eel grass in the lower end of the harbour. The dredging that has since been done at this location was land-based around the wharf, but it was not completed because the machinery could not get to the remainder with the land-based gear. The remainder of the dredging here must be done by floating plant, and this project is tentatively scheduled in the five year plan. However, the five year plan is only being compiled now, and it has not yet been submitted or approved. Mr. Young informed his department know this project is a priority, and it has not been forgotten about.

Councillor Randall noted there has been very little money allocated for 1986 as far as dredging, infrastructure, etc. is concerned. Mr. Young replied it may appear that way because there are so many harbours and so much work spread across such a great distance. New infrastructure is not forseen at all for a minimum of five years. Mr. Young informed he is responsible for minor capital or maintenance expenditures under \$25,000. Approximately 16 percent of the harbours Mr. Young is responsible for are in Halifax County. This year \$36,000 of a \$216,000 budget was spent on the Eastern Shore (16.6 percent). Last year \$51,900 was spent here from a \$213,000 budget (24.3 percent). He concluded there is not enough money to upgrade and maintain harbours as they should be.



Warden MacKenzie asked about the area Mr. Young is responsible for. Mr. Young responded that the Small Craft Harbours Division of the Department of Fisheries and Oceans was created in 1973. The Scotia-Fundy region is approximately 400 harbours large, taking in Cape North, the East Coast of Nova Scotia, along the Bay of Fundy, along the South Shore of New Brunswick to the U.S. boarder. There are 12 employees running this network of harbours, mostly located in Halifax. There are three district managers, including Mr. Young, who is responsible for Cape North to Halifax. Another district manager in Shelburne handles from Halifax along the South Shore to Fall Point, and the third district manager is responsible for the Yarmouth County line to the New Brunswick boarder. Mr. Young informed he has approximately 120 locations on the schedule between Cape North and Halifax, and of that 120 locations, only 70 can be considered to be viable harbours. Mr. Young informed he is responsible for all projects under \$25,000; for the initiation and supervision of those projects; the daily operation of the harbours: property administration, conflict resolution; input to the planning process; and for 13 harbour managers, appointed by the Minister of Oceans and Fisheries.

Councillor Bayers emphasized the importance of the fishing industry in District 10. He informed there are 577 fishermen on the Eastern Shore. The Eastern Shore alone comprises 5 percent of the Province's coastline, and the Eastern Shore has 6.4 percent of the fishing vessels; 5.77 percent of the licensed fishermen; and 6.96 percent of the small craft harbours. Councillor Bayers informed he was in receipt of a letter from the Director of Small Craft Harbours, Mr. Broadson, indicating the break-down of the money spent along the Eastern Shore. Of \$6,301,008 spent, Halifax County's portion was only \$5,000 on a make-work program for a wharf in Petpeswick and a portion of Three Fathom Harbour. Councillor Bayers stated the Fishermen's Protection Association along the Eastern Shore has been trying to get federal money directed to the Eastern Shore for dredging. Small Harbour Crafts support this type of expenditure along the Eastern Shore because the present life span of some of the structures is finished. The reason why the lifespan has run out is because there is no funding from Small Craft Harbours going into the Eastern Shore. Most money is directed to the Cape Breton area. He named several areas along the Eastern Shore, which Mr. Young is responsible for, which are in deplorable shape, including the two main fish plants within the County on the Eastern Shore, which employ 60 people year-round, let alone the fishermen. The government has put money into the fish plants, but the fish cannot be landed here because of lack of dredging. He stated this is confusion in priorities. He suggested the Federal government may be supporting offshore fishermen, rather than inshore fishermen. However, marketing fish must take quality into consideration, and the best quality fish is landed by inshore fishermen because they are the freshest. Councillor Bayers concluded that priorities are mixed up, and he felt most of the budget is determined politically. He stated if the Eastern Shore had received its fair share of the money over the past ten years, the infrastructure would not be in the shape it is today. He asked how much of the budget Mr. Young receives that he can direct himself, rather than be given direction by politicians. He concluded that he did not know why the area representatives at all levels of government

cannot get anything done to support 577 fishermen, 60 full time jobs, and their families. He had written seven letters about the problems along the Eastern Shore, but had only received one reply; the reply indicating there was \$5,000 spent.

Mr. Young reiterated that he is responsible for repairs under \$25,000. He stated he does not consider minor capital because he did not receive any of it this year, and he did not feel he would receive any in the future. Mr. Young stated there are approximately 1,983 vessels between Dingwall and Halifax. Approximately 168 (8.5 percent) of those vessels use wharfs in Halifax County, and 16.6 percent of the minor works budget was spent in Halifax County. The previous year 24.3 percent of it was spent in Halifax County. Mr. Young stated one of the problems is it is easy to do small things, but it is difficult to do large projects due to budgetary restraints. He continued that every structure on the Eastern Shore was considered for repair to an acceptable condition. It was determined this will probably never be attained. Many of the wharfs along the Eastern Shore are old, and the fleet tends to be scattered. It is necessary for the fleets to be rather mobile for work to be done, and there is no real great concentration in many areas. Another problem is that placement of structures years ago were not located with any thought to an overall plan.

Councillor Bayers noted that zero percent of the \$20 million budget for Small Craft Harbours was spent along the Eastern Shore. He stated there are 32 boats in Jeddore Harbour that cannot get to the fish plant. He did not accept the argument that the boats and fishermen are scattered. He informed the fishermen in his area are only asking for dredging and repair of government wharfs so the fishermen can land their catches daily, rather than waiting for high tide. He stated a break water would also be desirable, but not requested at this point in time.

Mr. Young indicated he does not always have the say as to where money will go. There are a number of problems. When it comes to the Eastern Shore, there is no great concentration of fishermen, and the fishermen in the area tend to be rather mobile. Wharfs were built for a variety of reasons over a number of years, and the problem with inheriting these is that Small Craft Harbours had no input with respect to planning and where they were located; therefore, a mess has been inherited. There are a number of harbours that are falling apart with only one or two users of them, but there are still many requests to fix them up. Such requests cannot be justified. There is only one fisherman using Beaver Harbour, and there was a meeting with him, the Eastern Shore Development Commission, and the Eastern Shore Fishermen's Protection Association in an effort to put this wharf through a disposal process and have it turned over to the one fisherman using it. East Jeddore has been sounded, and it is tentatively included in the five year plan for dredging. There have been numerous meetings respecting Cooper's Point, and in May it was estimated the costs to fix up Cooper's Point is in the \$400,000 range; complete re-construction is the only alternative for this area. There was a private consultant's engineering report done, but Small Craft Harbours Division has not yet



received a copy of it. The problem at Cooper's Point is not the vessel berthing area, but at the break water, which will serve the fish plant for many years in the future. This project is not presently in the five year plan because there are so many other items of higher priority. Mr. Young continued that an attempt was made to dredge at East Chezzetcook in 1984, and it is unlikely there will be an attempt here again because the dredging did no good, filling in as quickly as it was taken out.

Councillor Bayers asked about Little Harbour wharf. Mr. Young informed repairs to Little Harbour wharf is presently included in the tentative five year plan. There are no proposals for capital expansions anywhere.

Councillor C. Baker asked about harbour pollution, expressing concern about fishermen losing \$500,000 worth of fish that used to be brought in from Herring Cove to Portuguese Cove. Mr. Young replied that anything within 150 feet of Small Craft Harbour Division's structures fall within the Division's mandate. He informed Small Craft Harbours is basically a property administration. He suggested Councillor C. Baker contact the Regional Director General, as he would know which branch, if any, of the Federal Fisheries Department could do anything about this problem of pollution.

Warden MacKenzie stated that a fair amount of dollars were spent at Cooper's Point by hauling large boulders from Dartmouth to Tangier to barricade this break water. He suggested this may have been unnecessary spending of money. Warden MacKenzie also pointed out that when break waters, wharfs, etc. are not provided, fishermen are discouraged from continuing in the industry, and he felt more and more inshore fishermen would be lost due to lack of facilities. He encouraged the Small Craft Harbours Division to consider the major areas referred to by Councillor Bayers, even if a meeting between the area MLA's is required to convince of this need along the Eastern Shore.

Mr. Young assured there is no conscious attempt on the part of his division to discriminate against the inshore fishing industry. The Small Craft Harbours Division is basically concerned with inshore fishing because the facilities provided by the Division are not large and sturdy enough to take the kind of vessel traffic the offshore boats cause. Mr. Young concluded that the area is large with many pressing priorities and little funds to go around, and the Small Craft Harbours Division is doing the best it can. He informed the rocks hauled to Cooper's Point were the result of an annual inspection by himself and a representative of the Department of Public Works. It was determined this area was at a state of disrepair, and it was not safe for vehicular traffic. The cheapest form of barricade is large rocks, and a contractor attempted to place rocks here through the Department of Public Works; however, the fishermen would not allow the contractor to locate the rocks here. Therefore, Small Craft Harbours was contacted to place the rocks, and it was done during another scheduled visit with the helicopter. Upon landing it was discovered the rocks were already located. The helicopter was only used for the pre-scheduled aerial

work. The total cost of having those rocks located at Cooper's Point was in the vicinity of \$175, and the contract was awarded through the public tendering process through the Department of Public Works. The contractor lives in Halifax, and he had to go through Dartmouth to get to Cooper's Point; therefore, he stopped off Highway 107, loaded two large rocks, and located them at Cooper's Point for a total cost of \$175. He stated if rocks were used from the local areas, the project would have cost an additional \$150. He assured there was no excessive expenditures during this project.

Councillor Bayers thanked Mr. Young for attending the Council Session and addressing the concerns of Council. He expressed hope that the projects discussed will be included in the five year plan, and it would be great if the work could be completed within two years. Mr. Young left several of his cards for distribution, and invited contact should there be any problems with Small Craft Harbours facilities in the future.

#### LETTERS AND CORRESPONDENCE

##### Nova Scotia Power Corporation

Mr. Kelly read the letter regarding electrical servicing distribution on Powers Road.

It was moved by Councillor P. Baker, seconded by Councillor C. Baker:

"THAT this item of correspondence be received."

Councillor P. Baker asked Mr. Kelly if he would also send another letter to Mr. Easall on behalf of the residents of District 4 thanking for the excellent service along the Powers Road.

Warden MacKenzie asked that Council be notified when the job along Powers Road is complete.

MOTION CARRIED

##### Department of Transportation

Mr. Kelly reviewed this letter from the Minister of Transportation, advising that the Province intends to proceed with improvements to the intersection at the Beaverbank Connector and the Old Sackville Road during the 1987 construction season, including traffic lights and additional traffic lanes.

Councillor MacDonald informed this has been a matter of concern for a number of years, and he expressed appreciation for the action taken by the Department of Transportation. He also expressed hope that this work will be done in the earlier part of 1987, rather than the latter part.



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

"THAT this letter from the Minister of Transportation be received."  
MOTION CARRIED

DIRECTOR OF DEVELOPMENT REPORT

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

"THAT the Director of Development Report be received."  
MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Pension Plan Amendments

Mr. Bensted, Chairman of the Pension Advisory Task Force, Marilyn MacKenzie, Wyatt Company, and Mr. Wilson, Director of Finance, were in attendance to discuss this matter. Warden MacKenzie read the report of the Executive Committee.

Warden MacKenzie asked what amount the County will have to provide when the amendments to the Canada Pension Plan are effective. Mr. Wilson informed the amendments to the Canada Pension Plan will require the County to give 0.1 percent of the total salaries, which will amount to approximately \$3,000 per year, not including the Rehab Centre and Ocean View Manor. This will rise by 0.1 percent every year for the next 15 years.

Councillor MacDonald asked about the Halifax County Pension Plan. Mr. Wilson informed the calculation for this plan beginning in April will be \$30,000 for the County, \$15,000 for Ocean View Manor, and \$30,000 for the Rehab Centre. These amounts are over and above the amounts for the Canada Pension Plan. Mr. Wilson also noted the employees would be matching these figures.

Councillor Walker clarified that the unions would have to include these figures in the negotiations to be determined in the overall review. Mr. Wilson agreed, stating both sides know what the costs are and what is involved, and that is taken into consideration during negotiations.

It was moved by Councillor Snow, seconded by Councillor DeRoche:

"THAT the amendments to the Halifax County pension plan be approved as noted in the report, effective April 1, 1987."  
MOTION CARRIED

Requests for Grants and a Loan

It was moved by Councillor Snow, seconded by Councillor McInroy:

"THAT the following grants be approved by Municipal Council:

District Capital Grant, District 2 in the amount of \$395 for improvements to soccer field, Timberlea Junior High School;

District Capital Grant, District 4 in the amount of \$3,500 for fire equipment for the Terence Bay Fire Department;

District Capital Grant, District 6 in the amount of \$2,000 for improvements to lanes, Eastern Passage;

District Capital Grant, District 8 in the amount of \$300 for improvements to the Eastern Shore District High School ballfield;

District Capital Grant, District 9 in the amount of \$300 for improvements to the Eastern Shore District High School ballfield;

District Capital Grant, District 14 in the amount of \$1,000 for improvements to the Wellington/Fletcher's Lake Fire Department;

District Capital Grant, District 11 in the amount of \$3,000 for purchase of communication equipment, Sheet Harbour Volunteer Fire Department."

MOTION CARRIED

It was moved by Councillor Reid, seconded by Councillor DeRoche:

"THAT approval be granted for a loan advance in the amount of \$8,000 to the Sheet Harbour Volunteer Fire Department for the purchase of communications equipment, to be advanced over a period of ten years principal and interest with Council reserving the right to levy an area rate in default of principal and/or interest repayment."

Warden MacKenzie noted this loan will probably be repaid over a period of four years.

MOTION CARRIED

Request for Loan and Refinancing of Existing Loan - Wellington/Fletcher's Lake Volunteer Fire Department

Mr. Kelly reviewed the report.



It was moved by Councillor Snow, seconded by Councillor McInroy:

"THAT approval be granted for a loan in the amount of \$50,000 to the Wellington-Lake Fletcher Volunteer Fire Department for the purchase of a new vehicle and equipment and additionally refinance the existing loan balance of \$28,200. The new loan totalling \$78,200 will be repaid over a ten year period of principal and interest with Council reserving the right to levy an area rate in default of principle and/or interest repayment."

MOTION CARRIED

FCM Conference

Mr. Kelly read the report included on the supplementary agenda.

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

"THAT Council guarantee to pay 12 percent of the deficit for the 1988 FCM Conference to a maximum of \$18,000."

Councillor McInroy clarified that the motion is for a maximum of \$18,000, and Mr. Kelly added that the money will be spread over the next two budgets.

MOTION CARRIED

The Society for the Rehabilitation of Alcoholics (Talbot House)

Mr. Kelly read the report of the Executive Committee concerning this matter.

It was moved by Councillor McInroy, seconded by Deputy Warden Mont:

"THAT Council approve a grant in the amount of \$5,000 for the Talbot House."

MOTION CARRIED

Metro Shelter for Homeless Men

Mr. Kelly read the report.

It was moved by Deputy Warden Mont, seconded by Councillor McInroy:

"THAT Council approve funding in the amount of \$41,730 for the metro shelter for homeless men with the possibility that the funding be allocated from the Special Reserve Fund."

Councillor MacKay asked if there are sufficient funds in the reserve fund for this project, and if the County is eligible for housing demonstration funds for this project. Mr. Meech replied that under the demonstration project there were funds allocated for this type of housing, more specifically for Dartmouth and Halifax. However, the total amount allocated to both Halifax and Dartmouth is being contributed toward the total cost of this project. He continued that

the other projects, i.e. the family housing project, were to be partially funded by a mortgage over 25 years because there was to be rental income. However, in this instance it is a straight 30.9 percent capital contribution from the Provincial and Federal governments because there will be no rental income. Mr. Meech clarified with Mr. Wilson that there is money in the Special Reserve Fund for this project, but Mr. Wilson indicated the purpose of the fund is for Metropolitan Authority or County of Halifax projects.

Councillor P. Baker noted this is an indication of the cooperation the City of Halifax receives from the County. Councillor DeRoche noted the City of Halifax will benefit from this project at the expense of other municipal units.

MOTION CARRIED

Request to Purchase former Goodwood School

Mr. Kelly read the report.

It was moved by Councillor P. Baker, seconded by Councillor DeRoche:

"THAT Council sell the former Goodwood School property to the Prospect Area Lions Club for \$1 and that the purchase agreement include a first refusal clause should the Lions Club decide to relocate."

Councillor MacKay questioned the legality of conveying this property for \$1. Mr. Cragg informed he looked into this matter at the request of Mr. Meech and Mr. Brine, which was prompted by an opinion forwarded to all Municipality's in the Province by the Department of Municipal Affairs' solicitor. The opinion did not clearly state a decision on this type of question, but after research, Mr. Cragg recommended that Municipal property should be sold for fair market value.

Councillor MacKay next noted the suggestion that was made at the Executive Committee level, whereby the property could be conveyed to the Lions Club for the appraised value, and then give them a grant in the amount of market value of the property. Mr. Cragg suggested this would not satisfy the intent behind the decision of the Department of Municipal Affairs.

Deputy Warden Mont felt a precedent was set in the past when lands across from the Rehab Centre in Cole Harbour were sold for \$1 to the Department of Lands and Forests.

Councillor P. Baker noted that the Lions Club provides many services and does much for the community, which saves our Social Services Department. He stated the building is in a bad state of repair, and the Unsightly Property Inspector has expressed concern about it. He informed the Lions Club do not have this money presently; they would have to raise it. If the Lions Club could get this building for \$1, they would do much to improve it and make the building an asset to the community. He stated he is 100 percent supportive of the motion, the



Lions Club, and the work they do. He asked if there is any government body that could determine if the Municipality could sell this property or not. Mr. Cragg informed the Minister of Municipal Affairs must approve of a transfer of property if the value of the property is determined to be in excess of \$25,000. Councillor P. Baker noted the appraisal for the property in question was \$15,000.

Councillor Snow asked why the Lions Club would want to purchase this property rather than continue with the long-term lease. Warden MacKenzie agreed with Councillor Snow, stating long-term lease situations do work out very well. Councillor P. Baker informed if the Lions Club own this property they will take better care of the building and put more work into it. He stated if this building is sold to the Lions Club, it will be incentive for them.

Councillor DeRoche informed he supports the motion as opposed to selling the property for fair market value. With respect to ownership, he suggested the Lions Club might like to own the building they occupy for a number of reasons, including full responsibility for the work carried out in the building and by the Lions Club.

MOTION CARRIED

Submissions, Taks Force on Hazardous Waste Management

Mr. Kelly read the Executive Committee report respecting the presentations.

It was moved by Deputy Warden Mont, seconded by Councillor McInroy:

"THAT Council endorse the submissions by Valerie Spencer and Bernard Turpin for presentation to the Minister's Task Force on Hazardous Waste Management on December 4, 1986."

MOTION CARRIED

SPECIAL ELECTION, DISTRICT 2

Mr. Kelly reviewed his memorandum respecting the special election for District 2 in order to elect a Council representative for this area. The recommendation was that a date for the Special Election in District 2 be set and that Council appoint a Returning Officer to Administer the Special Election under the provisions of the Municipal Elections Act.

It was moved by Deputy Warden Mont, seconded by Councillor Snow:

"THAT Saturday, January 24, 1987 be the date set for the Special Election in District 2."

There was some discussion about the time involved. Councillor MacKay felt the election should be scheduled further into the new year to allow more time for advertising and election preparations after the festive season. He suggested the time of year may adversely affect the campaign. Mr. Kelly informed the Municipal Act requires the election

must be held within eight weeks after the date is set. He stated January 24, 1987 as Election Day and Monday, January 5, 1987 Nominating Day.

## MOTION CARRIED

It was moved by Deputy Warden Mont, seconded by Councillor Randall:

"THAT Gerry Kelly be appointed Returning Officer for the Special Election."

MOTION CARRIED

ORDER, NOVA SCOTIA MUNICIPAL BOARD

Mr. Kelly advised the Order from the Nova Scotia Municipal Board is that the the County of Halifax be instructed to amend its Land Use By-law by rezoning a 5.9 acre parcel of land on the south side of the Fraser Road in Timberlea from R-1 (Single Unit Dwelling) Zone to R-2 (Two Unit Dwelling) Zone. Mr. Kelly further advised Halifax County Council's decision respecting this property was appealed by Glengarry Developments Ltd.

Warden MacKenzie asked about the reasons for the Board overturning the decision of Municipal Council. Mr. Cragg informed he was in receipt of the decision and the order, which was forwarded to Planning staff. He stated this was a manner whereby Planning staff recommended the rezoning, but Council did not approve the recommendation. Therefore, Planning staff appeared before the Board as witness for Glengarry Developments Ltd., and the Municipal Board found Council's decision could not reasonably be said to carry out the intent of the MPS.

Deputy Warden Mont asked if the appeal period on the decision had expired. Mr. Craff informed it had.

Councillor MacDonald questioned the sense of holding Public Hearings if the decisions made are going to be overturned by the Province. He stated Council should have a chance to represent the feelings of the residents, rather than making the decision on basic planning.

Mr. Meech stated the plan which was developed for the community, with the community, and approved by Council, states there can be R-2 zoning, but if Council feels firm, based on advice from communities and neighbourhoods, that property should be retained strictly for R-1 uses, it is necessary to revise the plan. The purpose of the Municipal Board is to ensure whether or not the decision of Council is consistent with the policies of the plan.

There was much discussion about the appeal process and the intention of the Municipal Board when dealing with appeals of Council's decision.

Councillor McInroy asked about Council's representation at the appeal hearing when staff is representing the appellant. Mr. Cragg informed although planning staff are called as witnesses for the appellant, the County has always called witnesses as well. In this instance, there were three witnesses (area residents) called for this appeal. Members and the Chairman of the PPC are often asked to give evidence, and area residents are almost universally called for the County. There has also been the occasion whereby the area Councillor took the stand in favour of the County's decision.

There continued to be much discussion about the appeal and the decision-making process of the Municipal Board. Councillor MacKay expressed difficulty that the area Councillor is not notified when an appeal is being heard.

Mr. Cragg informed the feeling of the Municipal Board is that municipal solicitors are expected to fight that Council's decision is right. He felt municipal solicitors should be asked to prove that Council's decision was made in good faith, that the issue was fully examined by Council, and that the intent of the plan was carried out.

Councillor Merrigan felt Planning staff should not make a recommendation with respect to the proposed action. He felt they should only make a recommendation for a public hearing or no public hearing, and the decision should be made based on the public's input because the plan was made by and for the public. Mr. Meech responded that Planning staff only recommend whether or not they feel the change would be in conformance with the plan policy. The law provides for this.

After further discussion,

It was moved by Councillor Lichter, seconded by Councillor Fralick:

"THAT the decision of the Municipal Board be accepted."

Councillor Eisenhauer expressed difficulty with the motion, and he questioned the need for the order to come to Council to be accepted by a motion. He felt the order should simply be accepted without a motion. Mr. Cragg agreed with Councillor Eisenhauer.

Deputy Warden Mont asked about the penalty if Council fails to follow the order. Councillor DeRoche felt all planning rights could be withdrawn from the Municipality under the Planning Act.

MOTION DEFEATED

7 FOR  
9 AGAINST



Application No. RA-TLB-46-86-02 - Rezoning of Lot 47, Parkdale Avenue, Timberlea

Mr. Kelly reviewed the report.

Warden MacKenzie advised he was in receipt of a letter concerning this application.

It was moved by Councillor DeRoche, seconded by Councillor McInroy:

"THAT the staff report respecting Application No. RA-TLB-46-86-02, being rejection of the application, be endorsed."  
MOTION CARRIED

Undersized Lot Legislation, Proposed Subdivision of Lots A-A and A-B of the Lands of Robert H. Pettipas, Five Island Lake

Mr. Kelly outlined the report respecting this application.

It was moved by Councillor Fralick, seconded by Councillor Snow:

"THAT the proposed subdivision of Lots A-A and A-B of the lands of Robert H. Pettipas be approved in principle, that the applicant be directed to proceed to the final subdivision stage, and that staff be empowered to advertise for the public hearing once the application is complete."  
MOTION CARRIED

AEROTECH PARK TEMPORARY BORROWING RESOLUTION - \$14,600,000

Mr. Kelly reviewed the staff report.

It was moved by Councillor MacDonald, seconded by Councillor Snow:

"THAT a Aerotech Park temporary borrowing resolution be approved in the amount of \$14,600,000."  
MOTION CARRIED

BORROWING RESOLUTION -THE ROYAL BANK OF CANADA - \$2,000,000

Mr. Kelly informed this resolution is put forward at the beginning of each year to enable to the Municipality to borrow to a maximum of \$2,000,000 from the Royal Bank for operating purposes if required.

It was moved by Councillor Fralick, seconded by Councillor DeRoche:

"THAT a borrowing resolution in the amount of \$2,000,000 from the Royal Bank of Canada be approved by Municipal Council."  
MOTION CARRIED

APPROVAL OF RESOLUTIONSResolution to transfer \$249,949 from the proceeds of the April 2, 1985 Debenture Issue to the Special Reserve Fund

Mr. Meech informed this matter is relative to a borrowing resolution which was undertaken on April 2, 1985 for \$1,000,000 related to the Lakeside water and sewer program. One million dollars was issued against the sewers, but \$249,949 was to be part of the funding for the water. To correct this situation, requires a motion from Council approving the transfer of \$249,949 to a special reserve fund and the approve another resolution to take it from the Special Reserve Fund to be applied to the funding for the water system.

It was moved by Councillor Lichter, seconded by Councillor MacDonald:

"THAT Halifax County Council transfer \$249,949 from the proceeds of the April 2, 1985 debenture issue to the Special Reserve Fund - Capital Section."

MOTION CARRIED

Resolution to Withdraw \$249,949 from Special Reserve Fund (Water - Greenwood and Parkdale)

It was moved by Councillor Snow, seconded by Councillor P. Baker:

"THAT Halifax County Council withdraw from Special Reserve Fund a sum not exceeding \$249,949 for the purpose of the acquisition, construction, extension, protection, alteration, or improvement of a system for the supply or distribution of water."

MOTION CARRIED

TAXATION, LITTON SYSTEMS CANADA

Mr. Meech informed this matter was the official request from Litton Systems Canada Limited for Council's consideration of a tax exemption for machinery and equipment to be part of their plant in the Aerotech Park. He advised the recommendaiton is that the request for tax exemption be denied.

It was moved by Councillor McInroy, seconded by Councillor DeRoche:

"THAT the request for a tax exemption from Litton Systems Canada Limited be denied."

Councillor DeRoche expressed opposition to tax exemption requests, stating he did not believe the Municipality should provide financial support to this company as they receive sufficient financial support through the Federal government. He continued that he would have been opposed to the Pratt & Whitney situation as well. He stated the Municipality should not be responsible for the debt load of a profit-oriented operation.

Councillor McInroy questioned the date of the letter, noting it was September 4, 1986. Mr. Meech informed he received the letter sometime in September. He had previously advised that the application was received, but it was not part of the agreement negotiated and executed with Litton Systems Canada Limited.

Councillor DeRoche informed he was not aware of any tax exemptions on the part of the County, as he felt the Province was providing the exemption. If he had known the tax exemption was on the part of the Municipality, he would have voted against it. Councillor Reid clarified a motion was approved by Council at the request of the Provincial government, requesting the Province to exempt Pratt & Whitney from the equipment and machinery tax. Mr. Meech added that the cabinet has since approved the tax exemption for Pratt & Whitney, and it was part of the agreement executed with Pratt & Whitney.

MOTION CARRIED

ORDER, NOVA SCOTIA MUNICIPAL BOARD

Deputy Warden referred to a Section of the Municipal Board Act advising "...any decision or order made by the Board may be made a rule or order of the Supreme Court of Nova Scotia and shall be enforced in like manner as any rule, order, decree, or judgement of that court...." He asked if this order is of the Supreme Court of Nova Scotia, and if it is, he noted his intention for reconsideration of the defeated motion concerning this matter.

Mr. Cragg informed he was not aware this order has been made an order of the Supreme Court of Nova Scotia. He was sure if it was, he would have been advised.

Councillor Snow felt it childish that the County should disobey an order from the Court. He asked what kind of contempt Council could be held for. Mr. Cragg informed this order is not from the Court, although it could be made so. He also noted the order could have been carried out by the Municipal Board, rather than bringing it back to Council.

AGENDA ITEMS

Councillor P. Baker/Councillor C. Baker - Halifax City Sewage

Councillor P. Baker referred to newspaper articles respecting the City of Halifax and the sewage issue. He informed he had received many calls about this recurring problem. He asked that Halifax County be kept aware of the situation with the City of Halifax. He expressed concern that the Minister of the Environment and the Minister of Municipal Affairs might be persuaded to change their minds about this problem. He stated if the City of Halifax is allowed to hook into the County system, the water and fishermen in Shad Bay and area will suffer.



After further comments, Councillor P. Baker asked that in the event that the Minister should approve the dumping of the waste into the Lakeside treatment plant, that Halifax County Council take whatever measures necessary to prevent this.

Councillor C. Baker expressed agreement with the comments made by Councillor P. Baker. He advised he was informed by a City Alderman that the park at Prospect Road, operated by the Province, will make application to the County to hook into the sewer line, and when this is done, the City of Halifax will also make another request, putting pressure on the Province for support with their request. He informed the Chairman of his Ratepayers Association is keeping on top of this situation.

Councillor DeRoche asked if there was ever any response to a letter to the Premier asking that the Province intercede in the sewage problem in Herring Cove. Mr. Kelly advised he has not received any response to date.

#### Councillor Reid - Musquodoboit Valley Ground Search and Rescue

Councillor Reid informed on November 27, 1986 the Musquodoboit Valley Ground Search and Rescue Team was called out to search for a 16 year boy who had been lost in the woods. The same evening, Inquiry featured the Andrew Warburton case on their television broadcast. Councillor Reid informed it was his understanding the show was very detrimental to the Ground Search and Rescue Team.

It was moved by Councillor Reid, seconded by Councillor DeRoche:

"THAT a letter of congratulations be written to the Musquodoboit Valley Ground Search and Rescue Team on their successful search of November 27."

MOTION CARRIED

#### Councillor MacDonald - Paving

Councillor MacDonald stated many of the older streets in Sackville have been deteriorating due to lack of maintenance. He stated there has been no paving projects for at least three years, and there have been many paving petitions put forth within that period of time. There has been no response to these petitions for sometime. He stated if the deterioration continued for much longer, it will be expensive to upgrade the streets.

It was moved by Councillor MacDonald, seconded by Councillor DeRoche:

"THAT a letter be written to the Minister of Transportation requesting their intentions for 1987 with respect to repaving and paving of streets which have been petitioned over the past few years; also that the new cost-sharing formula be disclosed to the Municipality."

MOTION CARRIED



PUBLIC HEARING

DECEMBER 8, 1986

PRESENT WERE: Councillor Walker  
Councillor Fralick  
Councillor P. Baker  
Councillor C. Baker  
Councillor Deveaux  
Councillor DeRoche  
Councillor Adams  
Councillor Randall  
Councillor Bayers  
Councillor Reid  
Councillor Lichter  
Councillor Snow  
Councillor Merrigan  
Councillor MacKay  
Councillor Eisenhauer  
Councillor MacDonald  
Councillor Wiseman  
Deputy Warden Mont

ALSO PRESENT: Mr. G.J. Kelly, Municipal Clerk  
Mr. R.G. Cragg, Municipal Solicitor  
Mr. C. Reddy, Planner  
Mr. M. Purcell, Planner

SECRETARY: Glenda Higgins

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Deputy Warden Mont called the Public Hearing to order with the Lord's Prayer at 7:05 p.m.

Mr. Kelly called the Roll.

PA-CH/W-11-86 amendment to control the Multiple Unit Residential Uses in the C-2 (General Business) Zone, Cole Harbour/Westphal

Mr. Reddy reviewed the report, stating the C-2 (General Business) Zone along the Cole Harbour Road establishes the Cole Harbour Road as the community focus, which is fulfilled by the development of commercial and high density residential uses. The commercially zoned lands along the Cole Harbour Road have developed rapidly over the last two years.

Mr. Reddy informed that the Planning Advisory Committee have dealt with a number of specific problems within the C-2 Zone, and concern has been expressed at the Planning Advisory Committee that too many apartment buildings may be locating along the Cole Harbour Road. The Municipality is presently unable to adequately address many of the site specific concerns to which such uses may give rise.



Mr. Reddy reviewed the summary of options including 1) to completely remove the multiple unit residential uses from the C-2 zone; 2) to remove the multiple unit residential uses from the zone and the insertion of provisions to allow consideration of such uses by rezoning; 3) to remove the multiple unit residential uses from the zone and the insertion of provisions to allow consideration of such uses subject to a development agreement; 4) to establish a maximum size limitation for multiple unit dwellings within the C-2 Zone and the provision for consideration of larger multiple unit residential uses subject to a development agreement; or 5) to defer any amendments until the statutory plan review.

Mr. Reddy advised that the Planning Department recommended Option 5 first, and Option 4 second. The Planning Advisory Committee recommended Option 4.

Questions from Council

None

Speakers in Favour of this Amendment

None

Speakers in Opposition to this Amendment

None

It was moved by Councillor DeRoche, seconded by Councillor MacDonald:

"THAT Option 4 of the staff report be implemented and that the options as outlined in Appendix A of the staff report be adopted."  
MOTION CARRIED UNANIMOUSLY

It was moved by Councillor DeRoche, seconded by Councillor Wiseman:

"THAT the Zoning By-law for Cole Harbour/Westphal be amended as per Appendix B of the staff report."  
MOTION CARRIED UNANIMOUSLY

DA-EP/CB-07-86-06 - DEVELOPMENT AGREEMENT TO PERMIT EXPANSION OF GREENRIDGE MOBILE HOME PARK, CALDWELL ROAD, BY 14 UNITS

Mr. Purcell reviewed the staff report respecting this application. He informed the development agreement for this expansion very closely follows the guidelines of the draft Mobile Home Park By-law, containing provisions addressing all relevant concerns including the adequacy of sewer, water, and stormwater services, traffic, setbacks, home businesses, accessory buildings, design and maintenance of the expansion, and the designation of a 0.9 acres parcel of land for recreational purposes.

Mr. Purcell advised the recommendation of the Planning Department and the Planning Advisory Committee is approval of the development agreement.

Questions from Council

None

Speakers in Favour of this Development Agreement

None

Speakers in Opposition to this Development Agreement

None

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

"THAT the proposed development agreement between the Municipality of the County of Halifax and Lawrence J. Fredericks for the expansion of Greenridge Mobile Home Park, located off the Caldwell Road in Eastern Passage be approved by Municipal Council."

MOTION CARRIED UNANIMOUSLY

ADJOURNMENT

It was moved by Councillor DeRoche, seconded by Councillor Fralick:

"THAT this Public Hearing adjourn."

MOTION CARRIED

COUNCIL SESSION

DECEMBER 16, 1986

PRESENT WERE: Warden MacKenzie  
Councillor Walker  
Councillor Fralick  
Councillor P. Baker  
Councillor C. Baker  
Councillor Deveaux  
Councillor DeRoche  
Councillor Adams  
Councillor Randall  
Councillor Bayers  
Councillor Reid  
Councillor Lichter  
Councillor Merrigan  
Councillor MacKay  
Councillor McInroy  
Councillor MacDonald  
Councillor Wiseman  
Deputy Warden Mont

ALSO PRESENT: Mr. K.R. Meech, Chief Administrative Officer  
Mr. G.J. Kelly, Municipal Clerk  
Mr. R.G. Cragg, Municipal Solicitor

SECRETARY: Glenda Higgins

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Warden MacKenzie called the Council Session to order with the Lord's Prayer at 6 p.m.

Mr. Kelly called the Roll.

APPROVAL OF MINUTES

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

"THAT the minutes of the November 4, 1986 Council Session be approved as circulated."  
MOTION CARRIED

AGENDA ITEMS

Councillor P. Baker - City of Halifax

Councillor Fralick - Fishermen's Licensing Policy



LETTERS AND CORRESPONDENCEEmergency Measures Organization

Mr. Kelly reviewed the letter conveying appreciation for assistance contributed during the search for Andrew Warburton in Beavercreek.

It was moved by Councillor DeRoche, seconded by Councillor MacDonald:

"THAT this item of correspondence be received."  
MOTION CARRIED

Department of Lands and Forests

Mr. Kelly read this letter from the Honourable Ken Streach advising that due consideration will be given to extending the limit of hunting within 200 yards of a dwelling.

Councillor C. Baker expressed dissatisfaction with the response from the Minister of Lands and Forests. He stated a high-powered rifle could be dangerous at any distance.

It was moved by Councillor C. Baker, seconded by Councillor P. Baker:

"THAT another letter be sent to the Minister requesting that hunting be banned from the City limits to the end of Halibut Bay.

Councillor DeRoche informed he and Deputy Warden Mont had raised such concerns some time ago, and he felt there should be some consideration given to changing the regulations. Councillor DeRoche also felt County Council should have an opportunity to address any changes before they are presented to the legislature for adoption.

Warden MacKenzie suggested Lands and Forests staff be asked to attend a meeting with Council to discuss hunting regulations and the questions at hand.

Councillor C. Baker and Councillor P. Baker agreed to amend the motion to read:

"THAT another letter be sent to the Minister of Lands and Forests requesting that consideration be given to banning hunting from the City of Halifax boundaries to the end of Halibut Bay; also that the Minister consider having a member of staff or the Deputy Minister to attend a Council Session to discuss this matter."  
MOTION CARRIED

Office of the Minister Responsible for Canada Post Corporation

Mr. Kelly reviewed this letter, advising that Canada Post officials do not object to the residents of Cole Harbour and Westphal including their community name in their mailing address, as long as Darmouth and the proper postal code are also shown.

Deputy Warden Mont expressed dissatisfaction with the response from the Minister responsible for Canada Post. He noted the Minister has not spent any time on this matter himself, designation several assistants to write letters. Deputy Warden Mont stated that Cole Harbour is the largest community in Nova Scotia, but it cannot have its own post office or mailing address. He continued that having Cole Harbour and Westphal described as part of the City of Dartmouth is not a fact; it is not realistic; and it is causing much confusion. He felt another letter should be written to the Minister explaining the entire point to him and reiterating the whole matter. However, Deputy Warden Mont stated he did not expect this would do any good.

Councillor DeRoche agreed with the comments made by Deputy Warden Mont. He noted Canada Post has indicated in the past that the postal code is important, and the remainder of an address is not so important. However, this letter indicates that the entire address is of importance.

Councillor McInroy suggested the Minister and his assistants may have missed the entire point on purpose. He felt other postal stations and the mail they sort should be investigated to determine if Cole Harbour mail could be sorted from the Dartmouth Postal Station with Cole Harbour as the address.

Warden MacKenzie commented with a community the size of Cole Harbour there is a need for a post office.

After further discussion,

It was moved by Councillor DeRoche, seconded by Councillor McInroy:

"THAT this letter from the office of the Minister Responsible for Canada Post be received."

MOTION CARRIED

It was moved by Deputy Warden Mont, seconded by Councillor Fralick:

"THAT another letter be written to the Minister Responsible for Canada Post Corporation, advising him the Municipality is not satisfied with the present answer as it does not resolve the problem, and that Halifax County Council wants the problem resolved."

MOTION CARRIED

#### Town of New Waterford

Mr. Kelly advised the Town of New Waterford has requested endorsement of a resolution asking the Department of Consumer Affairs to legislate closing of all retail outlets on Remembrance Day.

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

"THAT this letter from the Town of New Waterford be received."

There was some discussion about the Provincial statute already in place to deal with Remembrance Day closing of retail outlets. Councillor DeRoche stated this is not a matter of legislation, but one of enforcing the existing legislation. He stated if there were enforcement of this law, there would be no discussion about this and the Town of New Waterford would not have a basis for their resolution.

MOTION CARRIED

#### PLANNING ADVISORY COMMITTEE REPORT

Application No. RA-CH/W-47-86-21 - Rezoning of Lot 102, Phase 1A of the Forest Hills Land Assembly, Eastwood Court, Cole Harbour

Mr. Kelly reviewed the report, advising the recommendation of the Planning Advisory Committee is that the application be rejected, as recommended in the staff report.

It was moved by Deputy Warden Mont, seconded by Councillor Deveaux:

"THAT Application No. RA-CH/W-47-86-21 be approved, and that a date for a Public Hearing be scheduled."

Deputy Warden Mont informed he had indicated to the applicant that he would reserve his decision for the Public Hearing, but he would speak in favour of this matter going to a Public Hearing.

Councillor Deveaux stated this person has a right to have this matter heard at a Public Hearing.

Councillor McInroy expressed difficulty with the motion because this area is completed zoned R-1, and the plan encourages R-1 development. However, this would allow a two unit dwelling, which would not be acceptable to the community.

Councillor DeRoche also expressed difficulty with the motion. He stated that staff investigated the problem of apartment units and two unit dwellings for some time before putting forth a report on the subject. He stated the decision of Council with respect to this and the staff report must adhere throughout the County.

Councillor Lichter advised the decision at the Planning Advisory Committee meeting to reject this application was not an unanimous decision. He stated two unit dwellings and basement apartments are different matters and the difference may warrant a public hearing. He stated this individual has two options: to be honest about the procedure and bring an application to the Planning Advisory Committee; or to proceed unlawfully. When this applicant chooses to be honest, Council shoots him down by refusing an opportunity for a public hearing.

MOTION CARRIED