

Councillor Walker agreed, stating representation should be made to the Minister of Municipal Affairs. He stated there is no reason to rescind the motion which duly passed; action should be pursued with the Minister of Municipal Affairs.

There was much discussion about how the assessments for 1987 will affect Provincial funding for the Municipality.

After further discussion, it was agreed to continuing pursuing the issue of high assessments for Halifax County with the Minister of Municipal Affairs.

PLANNING ADVISORY COMMITTEE REPORT

Nova Scotia Municipal Board Decision - The Hardman Group Ltd.

Mr. Kelly reviewed the report respecting this matter. The recommendation was that the Municipal Solicitor be instructed to appeal the decision of the Municipal Board with respect to the Hardman Group based on the jurisdictional matter outlined in the report.

Deputy Warden Mont inquired about the cost of this to the Municipality, asking if this is included with the normal contract for legal services. Mr. Meech informed it has been clarified this would be part of the present legal agreement with the Municipal Solicitor; there will be no additional costs.

Councillor Lichter informed since the Planning Advisory Committee meeting the recommendation has changed so that the appeal simply be lodged. Councillor Lichter informed he was in receipt of a note indicating that the appeal falls within the terms of the legal contract with no additional cost to the Municipality.

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

"THAT Council instruct the Municipal Solicitor to appeal the decision of the Municipal Board with respect to The Hardman Group on jurisdictional matters outlined in the report."

MOTION CARRIED UNANIMOUSLY

Application No. DA-SA-15-20-86 Development Agreement - Donald Bonner, 421 Cobequid Road, Lower Sackville

Mr. Kelly reviewed the report.

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

"THAT the Development Agreement with respect to Application No. DA-SA-15-20-86 be approved and that a public hearing be held on March 23, 1987 at 7 p.m."

Councillor Lichter noted the change in the public hearing date from the report. He informed the applicant wished to have the date delayed so he would not have to bear the entire advertising costs himself, as the Planning Advisory Committee would have another application processed in time to hold another public hearing on March 23, 1987.

MOTION CARRIED

APPOINTMENTS - REGIONAL TRIPARTITE COMMITTEE

Mr. Meech informed there are to be two groups established: the Joint Review Committee, which would be an umbrella group with representation from the Minister of Social Services, two members from Associated Homes for Special Care, and two members appointed by the UNSM; and the Regional Tripartite Committees, which is to be made up of representation from the Minister, one representative from the Associated Homes for Special Care, and one representative on behalf of the UNSM. Mr. Meech informed the Union wants the four local municipal units in this area to decide who will be the member and who will be the alternate for the committee; this is to be reviewed on an annual basis.

Mr. Meech suggested that Mr. Mason, Director of Social Service, be Halifax County's representative at the initial meeting where it would be decided who will be the member and who will be the alternate on the Committee. He continued that the Committee will be examining the operations of the various homes for special care, and presentations will be made to substantiate proposed per diems, etc. After the member and alternate are chosen, there will be a meeting on February 20 in Truro for information purposes. Subsequent to this meeting, the member of the Tripartite Committee will officially begin to carry out their duties. Every Home for Special Care within Halifax County will have to make application to the group for approval of the per diem rate for 1987.

Councillor Deveaux stated he would not support the recommendation. He felt this position will be more time-consuming than anything. He also expressed concern about cut-backs in the per diem rate, stating those who will suffer are those in the home.

Warden MacKenzie clarified that the legislation for this Committee is already in place. Mr. Meech noted that Halifax County has gone on record as supporting the Union's presentation to the Province to establish this Committee. He expressed concern about this inconsistency.

There was discussion about the formation of the new committee.

Councillor Walker indicated he had no difficulty with Mr. Mason attending this meeting, but he felt there should be political representation at the meeting. Mr. Meech felt the appointee should be somebody from the Social Services or Finance Departments because they understand the technical side of these matters. After commenting from Mr. Meech Councillor Walker agreed to have two representatives at this meeting - Mr. Mason and one Council Member.

Councillor P. Baker stated Halifax County should get out of the business of running Ocean View Manor and the Rehab Centre. He stated there is a greater population from the City of Dartmouth and Halifax residing in these buildings. He stated the County accepts all responsibility for these facilities on behalf of the Province.

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

"THAT Ed Mason, Director of Social Services, be appointed to attend a meeting of the four local municipal units to determine who will be the member and alternate on the Regional Tripartite Committee."

MOTION CARRIED

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

"THAT Councillor P. Baker also be appointed to attend the meeting of the four local municipal units to determine who will be the member and the alternate on the Regional Tripartite Committee."

MOTION CARRIED

REPORT OF THE HERITAGE ADVISORY COMMITTEE

Mr. Kelly advised this report is to inform Council with respect to the present status of the Municipal Heritage Property application, which was presented to Council in late 1986. It was referred back to the Committee for further discussion and dialogue with CIL representatives. Mr. Kelly informed this has been further pursued with a CIL official, and he has agreed to further review the recommendation for the Municipal Heritage Designation as proposed by the Committee. The CIL official indicated he would report back to the Committee in the future.

AGENDA ITEMS

Warden MacKenzie noted there were just enough Councillors left for a quorum and there were a number of agenda items left to be dealt with. He asked that any that are not emergencies be added to the agenda for the next Council Session.

Councillor C. Baker, Councillor Deveaux, and Councillor Randall agreed to have their agenda items added to the agenda for the next meeting. Councillor Walker's item, Assessments, had been dealt with.

Councillor MacKay - Snow Removal from Sidewalks

Councillor MacKay expressed concern about sidewalk snow removal, stating snow removal does not begin until after the storm is finished or until the day after a storm, which is too late. Councillor MacKay informed this complaint has been made before with some degree of success, but lately the service has been deteriorating again. He stated this can be very dangerous for children and elderly people who must use the side of the road for walking because the sidewalks are not clear, and along the route in some areas there are four lane highways.

Councillor MacKay asked that Mr. Wdowiak make it clear to the contractors that sidewalk snow removal is to begin when the snow begins to fall, and not later. He also stated if the contractor cannot perform the service, he should let somebody know so other arrangements can be made.

Mr. Wdowiak agreed there was some difficulty with the contractor in Sackville. It was reinforced to this contractor that in the future under any circumstances when he cannot perform the services, he is to contact the Engineering Department to have alternate arrangements made. Mr. Wdowiak informed after the delay in Sackville was reported some assistance from the Department of Transportation was made available, as well as other contractors who had completed their routes. Mr. Wdowiak concluded this information has been conveyed to the contractor in Sackville, and he expressed confidence such an incident would not happen again.

Councillor MacKay stated the person from the Engineering Department who is responsible for sidewalk snow removal should investigate each area and make sure the work is done. If the job is not completed, he should find out why and make sure that it does not happen again.

Deputy Warden Mont noted that in the Cole Harbour districts, owners of commercial lots were plowing the snow from their lots and completely blocking the sidewalks. He asked if this problem has been followed-up since the last time it was brought forward.

Mr. Wdowiak informed there have been discussion with Mr. Cragg to determine whether legal action can be taken against people blocking the sidewalks. Mr. Cragg advised the Municipality's responsibility is to remove the snow, and if somebody else plows it in, the contractor is responsible for clearing it. Mr. Wdowiak informed a hand delivered letter would be taken to each of the parties in question along with an explanation to point out the difficulties experienced. He stated this information has to be conveyed to the owner of the buildings and those responsible for snow removal at those buildings. He asked that any Councillors experiencing such difficulty in specific locations inform either himself or Mr. Newman about them.

Councillor Rawding inquired about the general policy of the Department of Transportation with respect to parked cars along the side of the road. He also advised of a complaint from a property owner on a private road in Lakeside with respect to cars parked on both sides of the road, which gives the plow difficulty getting down the road.

Mr. Wdowiak informed the policy under the winter parking regulations permits no parking, similar to the City's regulations respecting this. He informed the Department of Transportation do have the authority to tow away or ticket, and although the RCMP are the ticketing agent in the County, there is a reluctance to do this because they do not feel they should be responsible for this. With respect to removal of vehicles by the Department of Transportation, there is also a reluctance there. Mr. Wdowiak informed the same kind of policy applies to parked cars on private roads, although he expressed surprise that the Department of Transportation do plow unlisted roads. He suggested such roads are done unofficially out of courtesy because they are not responsible for private roads.

After further discussion,

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

"THAT this Council Session adjourn."
MOTION DEFEATED

Councillor MacKay - Potential Flooding in Rivers

Due to the large amount of snow and ice in the river, Councillor MacKay expressed concern about flooding should there be a sudden warm spell accompanied by heavy rainfall. He stated the ice will turn in the river, backing it up over the banks where homes are only 50 feet away. He informed he has already spoke to Mr. Sheppard with respect to this. He stated the Department of the Environment and Emergency Measures Organization used to handle this situation, dislodging the blockage with a backhoe, dynamite, etc. However, they are no longer responsible for this. Mr. Sheppard has indicated there is nothing in place now for dealing with such a situation. He stated if flooding does occur at the Little Sackville River, there will be serious problems. He inquired about what can be done about this.

Mr. Wdowiak informed the present policy of the Department of the Environment is that they will not take any corrective actions. There were meetings with the Deputy Minister of the Environment and EMO officials to determine what course of action can be taken in the event of such flooding. Mr. Wdowiak informed he will be reporting to the Urban Services Committee with respect to this after all information has been compiled. He stated EMO play the major role, and the Department of the Environment will assist them with technical expertise should it be necessary. The Department of Transportation have a flood control/ice expert located in Truro, and he has met with officials from the Engineering Department to determine what can be done and if there is reason for concern. Mr. Wdowiak informed the procedure in order to activate EMO is a request from the Warden. However, any plans made by the Municipality to react to flooding situations will involve a cost. Mr. Cragg's reaction to this situation was that the Municipality does not have any jurisdiction over rivers, and any attempts to assist in a flooding situation will leave the Municipality liable. He concluded there is no plan in place now, and as soon as the necessary information is available from EMO and the Department of the Environment a report will be presented to the Urban Services Committee.

Councillor MacKay clarified in the meantime, if a flooding situation arises, the Warden will have to make a request for EMO assistance. Mr. Wdowiak agreed, stating until there is a plan in place, the Municipality will be liable for any action taken.

ADJOURNMENT

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

"THAT this Session of Council adjourn."
MOTION CARRIED

COUNCIL SESSION

FEBRUARY 17, 1987

PRESENT WERE: Warden MacKenzie
Councillor Rawding
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 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

Warden MacKenzie called the Council Session to order at 6:10 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 Randall:

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

Warden MacKenzie welcomed Philip Jenkins and Jamie Ross, senior law students from Dalhousie University, who were invited to observe the Council Session, as well as other meetings within the metropolitan area.

AGENDA ITEMS

Councillor P. Baker - Provincial Social Services
Councillor C. Baker - Armdale Rotary

APPROVAL OF MINUTES

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

"THAT the minutes of the December 2, 1986 Committee of the Whole meeting respecting Education Funding be approved as circulated."
MOTION CARRIED

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

"THAT the minutes of the Council Session, January 6, 1987 be approved as circulated."
MOTION CARRIED

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

"THAT the minutes of the January 20, 1987 Council Session be approved as circulated."
MOTION CARRIED

REPORT, SACKVILLE BUSINESS IMPROVEMENT DISTRICT COMMITTEE

Karen Schellinck, Co-ordinator, Sackville Mainstreet Program, was in attendance to report on the proposed Sackville Business Improvement District. Ms. Schellinck reviewed a letter to Members of Council which she had circulated, advising there was 40 percent objection to the formation of a Commission received from the business district in Sackville. She further advised at a meeting of the BIDC, it was approved to approach the Municipality and subsequently the Provincial government to amend the legislation respecting Business Improvement District Commissions. The proposed amendments were outlined in the letter. Ms. Schellinck advised the amendments would give an alternative to the businessmen. She informed the third amendment to the legislation is with respect to this alternative, meaning the Committee wants the businessmen in the community to take the initiative for the Commission. If the legislation is amended as requested, the Committee wants to have 51 percent of the business assessment to sign a petition in favour of the Commission. This petition would then be presented to Council, requesting the formation of the Commission.

Councillor MacKay noted the businessmen of the community want the amendment as noted, as well as control over the officers that would be elected and the budget which would be approved; thus, the first two amendments.

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

"THAT the recommendations as put forth by Ms. Schellinck to amend the legislation respecting Business Improvement District Commissions be approved by Council and forwarded to the Department of Municipal Affairs for approval."

Councillor Deveaux inquired about the amendment with respect to 51 percent approval for the Commission. Ms. Schellinck advised the 51 percent of assessment would be from within the defined business district boundaries. Once the petition with 51 percent of the signatures is acquired there would be another request to Council to proceed with the formation of a Commission and that by-laws be established.

With respect to the first two amendments, Councillor Deveaux felt "the duly called meeting" should be referred to "a duly called meeting". Ms. Schellinck informed the details have not yet been finalized, and the Department of Municipal Affairs have advised the wording of the by-laws will have to be chosen very careful. Presently, only approval in principal is being requested.

Deputy Warden Mont expressed difficulty with the proposal. He suggested it may be easier if the entire by-law which Council is being asked to amend were available. He was of the understanding that a request is being made to change something to allow another method of trying to approve the Commission. He stated he would be more comfortable approving this if there was a petition signed by 51 percent of the businessmen asking for the changes. He objected to being asked to make the amendments as requested and receiving the petition later.

Mr. Meech clarified that under the present Provincial legislation which enables the Municipality or a business area which has been defined as a Business Improvement District has two options: 1) to send out a notice of intent to each assessed business owner within the defined district, or 2) to circulate a petition to each assessed business owner in the district. Either of these methods are to determine if there is sufficient interest and support to substantiate a by-law for the establishment of a Business Improvement District Commission. The use of the petition to get 51 percent approval for the Commission is the other alternative which was initially available, however, it was initially decided to proceed with the Notice of Intent.

Deputy Warden Mont stated the BIDD initially recommended that Council choose the Notice of Intent method. Since they did not get the response they had hoped for, they are asking the Council approve the petition method. Mr. Meech clarified as a result of the official Notices of Intent, more people became more aware of the BIDD and the process. As a result of the public meeting and further discussion by the BIDD and further input from the business community, people are now suggesting the petition method would be a more fair and appropriate way to determine if there is sufficient support for the establishment of the Commission.

Ms. Schellinck advised the business community became very aware of the program through the process which was just completed. It was indicated it was not the Commission that was strongly opposed, but the businessmen of the area felt it more appropriate to go with the petition method. Also there are items in the legislation which does not allow for a structured voting process for the annual budget before it is presented to Council.

At the last meeting of the BIDC there were representatives, who were originally opposed to the Commission, who stated if the legislation were changed they would support the Commission and help to get 51 percent support.

Deputy Warden Mont clarified the BIDC is asking the Municipality to ask the Minister of Municipal Affairs to amend the Municipal Act to incorporate the changes as legislated. There was some discussion about the requested amendments and the Municipal Act. Mr. Cragg indicated he has no difficulty with the proposed changes.

Councillor MacDonald felt it is reasonable for the businessmen to expect control over the budget. He suggested the amendments should be available to the municipalities should they ever decide to go in the same direction.

Councillor MacKay stated the businessmen of the community have three concerns. The first was the method which was used because they felt the businessmen with large assessments might be able to control the numbers, rather than voting on a one-to-one basis. Some businessmen felt by not answering the petition "no", they would be supporting the Commission. Therefore, they felt it would be more democratic to have the petition signed by 51 percent of the business community. This would be using the numbers rather than assessments, so those will small businesses would have as much say as somebody with a large business.

The second and third concerns were with respect to the proposed changes. The Municipal Act presently reads that members shall be appointed by Council at the duly called meeting. The members would consist of two but not more than five members of the BIDC, two at large, and one Councillor. However, the businessmen wanted control and elect from their own numbers.

The third concern was with respect to the budget. The Municipal Act requires that the budget shall be approved by Council. However, the businessmen of the area want to vote on the budget with 51 percent meaning approval at the BIDC level.

Councillor MacKay stated the businessmen who made presentations at the meetings wanted control. Therefore, support is requested for the amendments.

Mr. Meech stated the first suggested change should read "members" rather than "officers" because officers in the legislation refers to an executive of the Commission. This section is for the purpose of determining composition of the Commission.

Councillor McInroy stated he was opposed to the Notice of Intent action taken in October because he felt it would reflect badly on the Municipality, and he suggested some of the businessmen reacted in this fashion. He expressed agreement with the intent behind the recommendation, but felt there should be concern about the haste which Council seems to be approving this. He suggested it should be referred to the Municipal Solicitor to review the recommendations before they are sent to the Province.

Councillor DeRoche asked if the members of the business community who objected to inclusion within the boundary are in agreement with proceeding with these amendments and the petition for 51 percent approval. Ms. Schellinck stated not 100 percent of the businessmen are in agreement with this procedure. There was a group of businessmen who attended a meeting of the BIDC and stated it is not the Commission to which they are opposed, but the matters which are now being discussed. She informed it was they who put forth the motion requesting the amendments. She clarified when it was realized that the boundaries exceed what was originally approved, the businesses involved were automatically excluded from the boundaries, and nothing was received from those areas.

Councillor DeRoche stated in some respects he shares the apprehension expressed by Councillor McInroy. He felt the request should be more deeply investigated by the Municipal Solicitor. He suggested it should be referred to the Executive Committee for this action.

Councillor Wiseman stated the 40 percent alternative was chosen and recommended to Council initially because of the relatively large number of multi-nationals in the business improvement district, as well as absentee owners. It was felt it was more realistic to try to get 40 percent to sent letters of objection, rather than getting 51 percent in favour. It is now felt this was a negative approach, so the more positive approach is requested.

Councillor Lichter asked if the public meeting was held before or after the objections were received. Ms. Schellinck informed the public meeting was held ten days after the Notice of Intent had been mailed. There were no objections expressed before the public meeting. Councillor Lichter felt this was an indication that the public meeting was not successful. He continued that in October there were two routes which could be taken, and the majority ruled that they wanted to proceed with the Notice of Intent and 40 percent objection. He stated 40 percent did object, and this issue is done with. He expressed objection to the motion, stating the rules should not be changed to get more support.

Councillor Merrigan stated the question is whether or not the people of the business district want this Commission. He suggested since the Municipality is responsible for the action taken, the Municipality should be calling the public meetings to determine what it is the businessmen want.

Ms. Schellinck clarified it was the business people who asked for the amendments to the legislation. Councillor Wiseman stated the businessmen brought their concerns to the Sackville Advisory Board, and it was at this level where the changes were requested. They were referred to the BIDC, where the changes were agreed upon and recommended to Council, who would, in turn, recommend the changes to the Department of Municipal Affairs.

Councillor MacDonald stated the businessmen are in favour of the Commission, but they objected to how the required consent was obtained to form the Commission. At this point, the request is to amend the Municipal Act to make it a positive rather than negative vote. He stated there is no need to hold this matter up, unless it is to clarify the wording of the amendments.

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

"THAT the decision with respect to the Business Improvement District Commission be deferred pending review of the recommended changes by the Executive Committee, with a report to be brought back to Council within the next three Council Session."

Warden MacKenzie clarified the report shall be sent back to Council on or before the first Council Session in April (April 7).

MOTION CARRIED

There was some discussion concerning when this would be brought to the Executive Committee. Mr. Meech advised the matter will be discussed at the March 4 meeting of the Executive Committee. He informed he would discuss and clarify the amendments with the Municipal Solicitor in the interim. He also suggested this is not a major exercise, as some of the amendments may only be through the by-law process, which will not require amendments to Provincial legislation.

LETTERS AND CORRESPONDENCE

Department of Lands and Forests

Mr. Kelly reviewed this letter from the Minister of Lands and Forests, advising the Minister would like officials from his department to meet with the municipal representative from the Herring Cove area on location to discuss the banning hunting in the area.

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

"THAT this letter be received, and that arrangements be made to have Lands and Forests staff meet with Councillor C. Baker on location."

MOTION CARRIED

Department of Lands and Forests

Mr. Kelly identified the letter from the Minister of Lands and Forests respecting Hefler Lumber Mill.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Councillor MacDonald inquired about where the issue of stumpage fees now stands. Mr. Kelly advised this matter was referred to the Executive Committee, and representatives of the Department of Lands and Forests have been asked to attend a meeting of the Executive Committee to discuss this. He informed this meeting will be held in March.

Department of Transportation

Mr. Kelly advised this letter is simply acknowledging receipt of Council's letter with respect to highways in Halifax County during winter conditions.

Councillor DeRoche noted the letter was sent from the Minister's office on January 16, and one month has since expired. He asked if it is to be assumed the Minister has not yet returned. Warden MacKenzie advised there is a new Minister of Transportation now. He was of the understanding there are problems with respect to salting some suburban streets. He suggested another letter be sent to the new Minister to advise of Council's concerns.

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

"THAT a letter be sent to the new Minister of Transportation, requesting that he seriously consider the problems with snow removal, salting, and sanding in Halifax County."

Councillor P. Baker expressed concern about the time frame involved, noting winter will soon be over. He asked if this response would also refer to concerns expressed earlier about shift schedules, etc. Mr. Kelly advised the letter included with the agenda is in response to a motion passed at the January 6, 1987 Council Session, but the resolution with respect to Councillor P. Baker's concerns was sent to the Premier after the January 20, 1987 Council Session. Councillor P. Baker stated there are still concerns in this regard, and the residents and the operators have expressed difficulty with this.

MOTION CARRIED

Howard Crosby, M.P., Halifax West

Mr. Kelly reviewed this item of correspondence.

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

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

Commonwealth Games Society

Mr. Markesino was in attendance to discuss this matter.

Deputy Warden Mont informed there have been concerns expressed to him that this project should be a regional effort.

Mr. Markesino informed he attended a meeting with Dick Loiselle, Chairman of the Sports and Culture Committee of the Commonwealth Games. He advised the Directors of Recreation from the Cities of Halifax and Dartmouth and the Town of Bedford were in attendance, as well as Dennis Huck from Sackville. What the Society is looking for is moral support from the County as well as input in putting the bid together. There are a number of sporting facilities required for the games, with special attention being given to the swimming activities, including long-course, synchronized swimming, and diving. He informed there is nothing in the metro area that can accomodate this type of facility.

Mr. Markesino advised there are 14 sports included in the Commonwealth Games, and eight will be chosen. If Halifax County is interested in building a facility for the games, the project is to be presented to the Society. The facilities will be expensive; although they will be built through federal and provincial funds, there will be a cost for running the facilities after the games.

Mr. Markesino continued that the Federal government will contribute \$50 million, and he was of the opinion the Provincial government will match \$25 million if the Federal government will spend that on facilities. He informed there is another meeting to be held on February 18, 1987 at Old City Hall at 3:30 p.m. with respect to this, and he urged Councillors to attend the meeting for information purposes. He stated he has been very impressed with the work of the Society, but he is concerned about the cost of operating a facility when the games are over. He suggested the County may be able to offer facilities for several of the sports. He outlined several of the sports and the facilities required for each, informing international specifications are much different than those for local or national specifications in these sports.

Councillor Bayers informed he would personally and morally support the Commonwealth Games, but he would not be willing to give any financial support for the operation of the facilities after the games are over. He stated if the Provincial government had used Atlantic Loto as it had been designed for, rather than putting it into a general pot, there would be funding available for this project. Councillor Bayers informed there was an arena built in his district, and the operational cost of the arena has caused nothing but trouble since it was built.

Councillor Deveaux agreed the County should not build a facility that will be expensive to operate, but if it can operate in the balance after the games are over, it should be considered because there will be many benefits derived from this.

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

"THAT the Municipality proceed with looking into the feasibility of becoming involved in the Commonwealth Games without making any commitments at this point in time."

There was discussion concerning criteria for facilities and the games. Several Councillors expressed support for the motion and the Commonwealth Games, stating there are long-range benefits for many.

Councillor Snow inquired about the facilities at Cole Harbour Place. Mr. Markesino felt the facilities in this proposed structure will not be sufficient. Councillor Snow stated there is a requirement in Nova Scotia for athletes to have a place to practice. If there is an opportunity for this by hosting the Commonwealth Games, it should be taken advantage of. Mr. Markesino agreed, but expressed difficulty with the operating expenses of such a facility.

MOTION CARRIED

Warden MacKenzie asked that as many Councillors as possible attend the meeting on February 18 with Mr. Markesino.

EXECUTIVE COMMITTEE REPORT

Derelict Vehicle Program, 1987

Mr. Kelly reviewed the report. Mr. Hefler, Chief Building Inspector, was in attendance to discuss the proposed program.

Councillor C. Baker inquired about Conrad's Auto Salvage charging \$79 to remove cars from several districts. He noted there is a salvage yard located in District 5 that may do this for less. Mr. Hefler informed staff were directed by the Executive Committee to contact the salvage yards located within the Municipality. A list of all salvage yard operators in Halifax County was obtained from the Nova Scotia Board of Public Utilities. Each of the salvage yards were contacted, and the information contained in the report was received from the salvage yard contacted. He noted not all salvage yards responded to the request from the Municipality. There were responses from 11 salvage yards in the County and two from salvage yards located in Hants County. Mr. Hefler added that the list and quotations were simply the results of requests from the Municipality with respect to salvage yards who would be interested in collecting derelict vehicles. The figures are not to be interpreted as bids on tenders. The figures do not necessarily reflect the lowest price the Municipality may be able to obtain. Mr. Hefler noted that Leonard's Salvage Yard's response should include District 5. He stated if the program is approved by Council, each of the salvage yards who responded to the initial request will be re-contacted and asked to give more of a tender bid and enter into a binding contract so the Municipality will know the exact charge for the removal of derelict cars in each district.

Councillor Fralick asked who will be paying these costs. Mr. Hefler informed \$25,000, as recommended by the Executive Committee, will be allocated to support the proposed program of collecting derelict vehicles within the Municipality. The program is for derelict vehicles that are located on private property which are difficult to remove, as well as for vehicles with an owner unknown. He suggested the program will be operated very similar to the derelict vehicle program which was sponsored by the Province in the past. However, the Municipality will be putting up the money to pay to have derelict vehicles removed from private properties. The Province paid a bounty of \$20 - \$25 to the

salvage yards to have vehicles collected at the salvage yards. He stated it is advantageous to the salvage yard as they receive a bounty to collect the vehicles, as well as the money from the scrap steel, when the vehicles are crushed and removed from the premises. The Municipality will continue to locate and contact the owners of derelict vehicles. A release form will have to be signed by the owner of the vehicle or the property to have the vehicle removed. After the release form is signed, the salvage yard can remove the vehicle.

Councillor P. Baker asked that First Lake in Terence Bay be investigated when the program is approved because there is a car sitting on the ice on First Lake. There is concern the car will eventually contaminate the beach. Mr. Hefler indicated this is the purpose of the program.

There was much discussion concerning the proposed program. Councillor Reid noted the recommendation of the Executive Committee was that Mr. Hefler be empowered to negotiate with the salvage yards in an effort to get the best price for the entire County. It was the feeling of the Executive Committee this cost would be in the area of \$25 per vehicle, rather than \$41, as quoted in the report. He suggested this will lessen the anticipated cost substantially. Mr. Hefler agreed, and felt a lower price would be obtained than the average figures contained in the report.

Councillor Rawding felt the program should be made cost-effective by charging or liening the owners of derelict vehicles or property owners for removal of the vehicles. He felt the last resort should be paying for the removal of these cars through the general funds allocated to this program. Mr. Hefler indicated he would like to abolish the procedure of 30 Day Orders. He felt the legalities of the by-law with respect to 30 Day Orders would only hinder the process. He felt the allocated funds would be used to support the project. It is anticipated that staff will obtain a release form from the property or car owner to pay \$20 or \$25 to have the vehicle removed. This money will be turned into the Municipality. If they do not agree to paying the fee, but sign the release form, the vehicle will be removed by the salvage yard at the expense of the Municipality. It is anticipated approximately 600 cars will be collected, but it is not expected \$20 to \$25 will be collected for every vehicle removed.

Councillor Deveaux agreed the Municipality should try to recover the costs, but it should not be made a stipulation because it would make the program less effective. He stated not everybody can afford to pay these fees, while others will be glad to be rid of the vehicle and may be willing to pay more.

Councillor Lichter noted Council asked the Province to consider reinstating this program. He asked if there has ever been a response to this request. Warden MacKenzie advised this went to the UNSM from Halifax County, and the UNSM supported the request to the fullest. However, there has never been a response from the Province. Councillor Lichter felt Mr. Hefler should negotiate to get several collectors because if only one collector is contracted out, he will collect 600

cars budgeted for closest to his area, and the rest of the County will not benefit from the program at all. He stated there is need for coverage of this program across the County.

Mr. Hefler informed he does not want to see staff bogged down with release forms and liens on every property. It is hoped that staff will simply have to get a release form signed for removal of the vehicle. He advised he has approached Mr. Cragg respecting the wording of the release form to protect against municipal liability. He expressed agreement with Councillor Deveaux's concerns. He added it is his intention to get the lowest price from salvage yards within certain districts. It is not the intent to limit the contracts to one or two collectors within the Municipality. He suggested there will eight to ten different salvage yards within the Municipality contracted out.

There was further discussion concerning this program and how it will work.

Warden MacKenzie felt the Provincial government should have involvement in this program, as the Province receives the gasoline tax, the license fee, hospital taxes, etc. He expressed hope that one day the Province would again support this type of program.

Councillor C. Baker asked what the consequences will be if the \$25,000 budget is not enough. Mr. Hefler informed it is the intention to allocate funds and pick up vehicles as required. However, it may be more economical to collect more within the metropolitan area where most of the vehicles are located.

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

"THAT Council approve the proposed 1987 Derelict Vehicle Program at an estimated cost of \$25,000 and that Mr Hefler be authorized to begin the tendering process to secure contractors for this program."

MOTION CARRIED

Transfer of Funds to Capital Reserve

Mr. Kelly reviewed the report.

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

"THAT Council approve the transfer of excess funds in the amount of \$600,000 from the General Operating Fund to the Capital Reserve Fund, 1986."

MOTION CARRIED

Temporary Borrowing Resolution

Mr. Kelly advised this temporary borrowing resolution, in the amount of \$300,000, is for the acquisition of two parcels of land on the Old Sackville Road in the Acadia School catchment area.

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

"THAT approval be granted for a temporary borrowing resolution in the amount of \$300,000 for the acquisition of land in the Acadia School catchment area."

MOTION CARRIED

Request for District Capital Grant, District 20

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

"THAT a District Capital Grant, District 20 in the amount of \$2,066 for paving walkways at Lydgate and Lumsden Crescent, Sackville be approved by Municipal Council."

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

Application No. P-2-87-905 - Proposed Subdivision of Lots 12-13-A and 12-13-B of Henrica Kerkhoff, Portuguese Cove

Mr. Kelly reviewed the report of the Planning Advisory Committee with respect to the proposed subdivision under the Undersized Lot Legislation.

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

"THAT Application No. P-2-87-05 be approved in principal and that the applicants be directed to proceed to the final application stage, also that staff be empowered to advertise the public hearing once the application is complete."

MOTION CARRIED

Application No. DA-TLB-13-86-02 - Development Agreement - K. Carlsen MFG. Limited, 3156 St. Margaret's Bay Road, Timberlea

Mr. Kelly reviewed the recommendation of the Planning Advisory Committee with respect to this application.

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

"THAT Application No. DA-TLB-13-86-02 be approved and that a public hearing be held on March 23, 1987 at 7 p.m."

MOTION CARRIED

Amendment to the Century Park Development Agreement - Application No. DA-SA-28-85-19

Mr. Kelly advised the amendment is identified in the report, and he advised the recommendation is that the development agreement between the Municipality and Century Park Ltd. be amended as per schedule "A" of the staff report.

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

"THAT the Development Agreement (Application No. DA-SA-28-85-19) between the Municipality of the County of Halifax and Century Parks Limited be amended as per Schedule "A" of the staff report respecting this matter."

Councillor MacKay inquired about the purpose of the amendments, and the time element involved. Councillor Lichter informed the amendments to this development agreement will be to allow an additional six months for sodding and installing street lights, and there are also some changes to the street names.

Councillor MacKay inquired about sediments control while the development continues to take place. He noted there is no mention of this in the amendments, and the six month extension will take this development well into the summer months, when there should be a requirement for sediment controls. Councillor MacDonald informed there are no changes with respect to sediment control. The developers will be required to control run-off with the Department of the Environment as included in the existing agreement.

MOTION CARRIED

Application No. RA-TLB-46-86-02 - Rezoning application by Guernsey Development Group Ltd., Timberlea

Mr. Kelly advised this report is for information purposes only. The Planning Advisory Committee reported that a letter has been received from Guernsey Development Group Ltd. advising that they withdraw their application due to the major restructuring of their organization, and the public hearing scheduled for February 23, 1987 will not be held.

In response to concerns expressed by Councillor Eisenhauer, Councillor Lichter informed there are two other public hearings scheduled for the evening of February 23, 1987.

HALIFAX COUNTY BOARD OF HEALTH REPORT

Sanitary Sewer, MacPherson/Lockview Road Area, Fall River

Mr. Kelly reviewed the report of the Board, advising their recommendation is that due to the serious health problems being created in this area that Council forward a request to the Department of Municipal Affairs for cost-sharing in providing a central sewer system to the people of MacPherson Road and a portion of Lockview Road, Fall River.

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

"THAT Council forward a request to the Department of Municipal Affairs for cost-sharing in providing a central sewer system to the MacPherson Road and a portion of the Lockview Road area of Fall River."

Councillor Deveaux stated he has no objection to helping anybody with a health problem, but he questioned this area being top priority. He suggested Springfield Lake may be more important, as he has been looking for assistance in that area for some time now. He inquired about a prioritization list.

Mr. Meech informed that MacPherson Road has been identified as a problem, as well as Springfield Lake and Middle Musquodoboit. He stated staff is now in the process of establishing a priority list. With respect to the recommendation, Mr. Meech suggested there is not much point in requesting cost-sharing from the Province until the County knows how its share will be funded.

Councillor Lichter noted that Council requested cost-sharing from the Province for Springfield Lake some time ago. The main reason the request is recommended to Council is because the Minister of the Environment wrote a letter to the Minister of Health, which the Board of Health received a copy of, indicating the problem in the Fall River area is a health hazard and the problem must be solved by the installation of a central sewer system. The letter also indicated it is the Minister of Health's responsibility to see that these services are installed, and following that it is the Board of Health's responsibility. Therefore, the matter should be pursued with a request for cost-sharing from Council.

Councillor MacDonald stated the Department of Municipal Affairs are very concerned about various requests for cost-sharing for health projects being sent to them at random. The Department of Municipal Affairs are looking for a priority list for these projects. He felt the County should get their priority list together, and send one request to the Province at a time. He stated there is a requirement for uniformity before these requests are sent to the Department of Municipal Affairs.

Warden MacKenzie advised there was a letter sent to the Minister of Municipal Affairs indicating that Springfield Lake is a priority item, as far as the Municipality is concerned, as it was agreed some months ago that Springfield Lake should be on the top of the list. Councillor MacDonald agreed, but expressed concern that the rest of Council is not supporting Springfield Lake as a priority.

Mr. Meech informed applications for cost-sharing for capital projects must be submitted to the Province on an annual basis, so the Province will know what our priorities are. That being the case, Mr. Meech stated the County has to decide what the Halifax County priorities are in order for the applications to be submitted under the Special Assistance Program.

There was some discussion about Council prioritization of capital projects. Councillor MacKay noted that political persuasion at the Provincial level can sometimes influence the prioritization list. He asked if the MacPherson/Lockview Road area project has been broken down to know what the Province is being asked for, what the municipal share will be, what the residents' share will be, are the residents aware and

have they agreed to a per foot frontage charge will may apply, etc. Mr. Meech was of the understanding such details have not be resolved. Councillor MacKay expressed difficulty with submitting this request without knowing all details. He also noted other details in the report which he expressed difficulty with.

Discussion continued with respect to this request. Councillor Snow indicated he would pursue this with the Minister and his MLA to get as much money as possible for this project.

Councillor Reid stated three months ago Council decided to defer any requests to go the Province for cost-sharing for capital projects until budget time. Four weeks ago Council supported a request to the Provincial government for sewer services in North Preston. He felt that action makes North Preston Halifax County's number one priority for 1987. Now this request for MacPherson/Lockview Road services will be priority number two. He stated he has not pursued his problem because Council decided to defer any requests until prioritization and funding is finalized at budget time. He expressed no difficulty with anybody trying to get ahead, but it was Council's agreement to defer such requests until budget time.

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

"THAT the request to the Province for cost-sharing of a sanitary sewer system at MacPherson/Lockview Road area, Fall River be deferred until budget time when all decisions respecting capital projects will be made."

Councillor Lichter was of the opinion that Council is expected to help the Minister of Health in his efforts to solve this and other problems, and he stated deferring this matter will not assist the Minister in his efforts.

MOTION DEFEATED

Councillor Lichter stated the Board of Health is frustrated because they cannot do anything to help situations for which there is no other help. He informed in August, 1986, the Board of Health decided there are three priority items: Springfield Lake, the Fall River area, and Middle Musquodoboit. When the Board of Health comes across an individual problem that can be solved, an order is issued to rectify the situation. However, this is impossible with the three priority items. He suggested the Board of Health may eventually may have to issue an order to have these three problems solved, and the order will be issued against the Municipality. Mr. Meech questioned the legality of this, as the role of the Board of Health is to issue an order against property owners.

Councillor McInroy stated he is embarrassed that the County cannot make a list of priority for 12 or 15 projects based on recommendations from various governmental departments. He stated projects may be prioritized politically anyway, but if the County does not prioritize their own projects, there is no control over the situation. Prioritization of the

projects would at least obligate the County to pursue the issues and to continue to solicit funding for them.

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

"THAT the motion be amended to read:

"THAT Council re-submit applications to the Department of Municipal Affairs for cost-sharing under the Provincial Capital Assistance Program for the Springfield Lake Central Sanitary Sewerage Collection and Treatment System - \$3.5 million; Middle Musquodoboit Water and Sewerage System - \$1.3 million, MacPherson Road-Lockview Drive Sanitary Sewerage System area, \$1.5 million."

Councillor MacDonald noted the figure for his project was costs estimated in 1984.

AMENDMENT CARRIED

Mr. Meech stated when questions come back from the Province after the requests have been submitted, it must be determined how the balance for the projects will be funded. He stated there must be a consensus on how the balance of these projects will be funded. He suggested property owners will have to pick up a larger portion of these costs in the future. He stated there is nothing formal from the property owners in most of these areas as to whether or not they are prepared to pay their share for these serviced. Councillor Reid clarified there is such formal documentation from the residents of Middle Musquodoboit.

MOTION CARRIED AS AMENDED

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

"THAT a Special Session of Council be held at the Warden's discretion with the intent of prioritizing Capital projects throughout Halifax County, as well as to consider the issue of capital funding."

Warden MacKenzie expressed concern that a special Session of Council will be held only for the matter to be deferred to budget time again.

Councillor MacDonald asked what will happen if the Minister of Municipal Affairs comes back to the County wanting to know which of the three projects is top priority. Warden MacKenzie stated this will have to be dealt with when the Minister approaches Council with respect to this.

MOTION CARRIED

METROPOLITAN AUTHORITY REPORT

Councillor McInroy circulated a written report of the Metropolitan Authority, updating Council on issues respecting by-law revisions, Dominion Metal, and transit.

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

"THAT the written report of the Metropolitan Authority be received as circulated."

Deputy Warden Mont inquired about the appointment of an independent Chairman of the Authority. He stated the matter has been dragging on longer than he ever expected. Warden MacKenzie advised Halifax County is the only municipal unit on the Authority that has provided two names as required. The other municipal units have brought names forward, and several of them have been eliminated. He expressed hope this will be resolved at the next meeting of the Metropolitan Authority. He added the present Chairman is presently discussing this with several people who the Authority felt might be interested in the position.

Councillor McInroy stated the Mayors of the City of Dartmouth and the Town of Bedford indicated at the last meeting that they have put forward their nominees, although nothing has been submitted in writing yet. The City of Halifax indicated they would make their submission at the next meeting of the Authority. Councillor McInroy felt the decision will not be made at the next meeting, although a short list may be derived.

Deputy Warden Mont felt there should be a time limit on this process. He also asked how the decision for the independent chairman will be made - if it will be a unanimous decision or a majority vote. Warden MacKenzie felt the decision would be via majority vote of the Metropolitan Authority. With respect to a time frame, Warden MacKenzie advised the present chairman was asked to continue in his capacity of chairman by resolution until the independent chairman is appointed.

Mr. Meech added there is provision in the legislation that this must be done by a certain period of time relative to the annual meeting. However, the other three Councils had not formally come to a consensus with respect to their nominees. At the last CAO's meeting, the representatives were asked to remind their mayors to attend to this matter.

Councillor Deveaux asked if the Authority had approved the budget for 1987 yet, and he inquired about any increases in the Municipality's contribution. Mr. Meech informed the contribution to garbage disposal is going up, and transit will increase because of the new routes which are now provided and planned for. The Urban Services Committee have requested a report with respect to transit rates, and something more specific will be brought forward at the next meeting of the Urban Services Committee. With respect to cost-sharing based on assessment, Mr. Meech indicated this has not be finalized. It was referred to the CAO's meeting, and there is a requirement for additional information before a report will be made to the Metropolitan Authority. It now appears this will not be effective until 1988, if it ever is effective.

Councillor MacKay inquired about transit fare increases. Mr. Meech informed the Sackville Express route would have been increased to over \$2, but it was agreed to hold the increase at \$2. The two zone fare rate will also increase in line with the 10 cent increase to the regular fare, although a \$2 ceiling has been put on the increases.

Councillor DeRoche informed the fare increases are to be implemented on March 1. He asked how the former Metro Transit Commission's recommendation with respect to this influenced the decision. Mr. Meech informed there were various options put before the Metropolitan Authority which were the same options considered during the budget discussions at the former Metro Transit Commission meetings. He felt the option recommended by the MTC was the option adopted by the Authority, although the effective date has been amended from August 1 to March 1.

MOTION CARRIED

APPOINTMENT TO BOARD OF DIRECTORS, UNITED WAY

Mr. Kelly advised the letter from the Chairman of the Nominating Committee for the United Way requests Council to appoint a representative to the Board of Directors for the United Way.

Councillor Eisenhauer informed he was Halifax County's appointment for the past eight months, and he felt the people who serve on the United Way are very dedicated to their appointments. He noted at the last meeting, the Board decided to meet at the same time as Council, and besides the Board meetings, most of the work is done at the Committee level. Councillor Eisenhauer stated he was not aware of any other elected appointments on the Board, and he felt an elected member is not necessary. He felt it is a heavy workload for someone who holds a full time job and sits as Councillor as well. He suggested a staff member who is proficient in any of the areas of human care services, public affairs, or finance be Halifax County's appointment to this Board.

Warden MacKenzie noted there was a staff appointment in the past, but it was indicated to him that the appointment had to be a Councillor.

After further discussion about this appointment, and considering the Nominating Committee requested an appointee before February 28,

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

"THAT Mr. Meech be delegated to find a staff member to serve on the Board of Directors for the United Way."

MOTION CARRIED

COUNCILLOR C. BAKER - SNOWMOBILES

Councillor C. Baker informed there is no need to deal with this matter.

WHARF - COUNCILLOR DEVEAUX

Councillor Deveaux informed the fishermen in his area are in need of a new wharf.

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

"THAT a letter be sent to the Federal Minister responsible for wharfs requesting that action be taken towards construction of a government wharf in Eastern Passage, also that copies of this letter be sent to the Mike Forrestall, MP for Dartmouth East, Howard Crosby, MP for Halifax West, the Honorable David Nantes, Provincial Minister of Municipal Affairs, and Stan Purdy, President of the Eastern Fishermen's Federation."

MOTION CARRIED

COUNCILLOR RANDALL - ABANDONED RAILWAY LINE

Councillor Randall informed there was a special meeting of Council appointed in 1986 to determine the wishes of the Eastern Shore residents along the area of the abandoned railway line as to how the land should be put to future use. He advised the MLA for Halifax/Eastern Shore advised the Province intended to acquire that portion of the CN Railway line which "lies within the boundaries of District 10 in addition to the section of the line between Eastern Passage and Musquodoboit Harbour."

Councillor Randall reviewed the recommendations of the Ad Hoc Committee at that time, and he informed he was in receipt of numerous complaints from residents living along the abandoned railway line with respect to ATV's, vehicles, and the construction of private driveways along this property. Councillor Randall felt proper controls could not be placed on this property until such time as some permanent ownership to this area is determined by the Province. He expressed a need to determine this in the near future, so something can be done about controlling the area.

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

"THAT a letter be sent to the Department of Lands and Forests requesting an update as to the negotiations between the Department and CN Railway, as to the takeover by the Department of Lands and Forests of the abandoned railway lands."

MOTION CARRIED

PROSPECT PENINSULA RESIDENTS ASSOCIATION

Mr. Kelly reviewed correspondence received from the Chairman of the Prospect Peninsula Residents' Association dated January 23, 1987. The letter indicated a draft of proposed legislation was submitted to Council for consideration and approval, which would permit the County to levy a rate for the purpose of the Association, more particularly for the payment of professional fees, etc. Mr. Kelly noted a copy of the proposed legislation was attached to the correspondence, as well as comments from Mr. Cragg about the legislation.

Councillor P. Baker expressed agreement with the written comments from Mr. Cragg, which opposed approval of the legislation. Councillor P. Baker stated he has informed the former and the present Chairman of the Association that he would leave this decision to the majority of the residents of the Peninsula based on a personal survey for and against the legislation. He stated there are six members on the Executive Committee and the annual meeting is held in March. He was of the opinion if Council supported this private members bill it would be imposing a hardship upon the residents. He stated the committee did not approach the people of the community with respect to this legislation, and he would not support it without the their opinion.

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

"THAT the Municipal Solicitor be instructed to oppose the request for legislation from the Prospect Peninsula Residents' Association, and also represent the Municipality should further legislation be presented to the Provincial Legislature in this issue."

Councillor Eisenhauer asked what the purpose of this legislation will be and who is supposed to pass this. Mr. Cragg was of the opinion the draft was prepared by the Legislative Counsel's Office, and that it was proposed by them, as well.

Councillor Eisenhauer felt the issue to be dealt with is not the area rate, but that the Municipal Act would override legislation stating the County is not permitted to collect area rates to cover professional fees.

There was some discussion about the discretionary powers granted to Council with respect to area rates. Mr. Meech indicated it has been the practice in the past that the Province would not support this legislation unless Council approves and supports it.

MOTION CARRIED

RURAL SERVICES COMMITTEE REPORT

Tour of the Municipality - Councillors

Mr. Kelly reviewed the report.

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

"THAT Council approve a tour of the Municipality for Councillors."

warden MacKenzie suggested that the tour not be arranged until the weather and roads are better.

Councillor MacKay inquired about the intent of the tour. Warden Mackenzie informed the tour will probably take two days, and it is to tour the various municipal facilities in each of the area of the County. He stated several newer members of Council may not have had an opportunity to get into different parts of the Municipality.

Councillor MacKay inquired about the cost, noting past tours have been poorly attended.

Councillor Lichter noted the Cole Harbour/Westphal and Sackville tours were not poorly attended, and he expressed hope that the proposed tour will be well attended. He noted Councillor Merrigan, as a new Council member, recommended the tour with the feeling that many issues are dealt with and he is not aware of the areas being discussed. He and the rest of the Rural Services Committee felt if the entire Municipality is to remain one, all Councillors should be aware of all areas.

Councillor Fralick noted the tour with the Planning Department was the most valuable two hours he spent, viewing many areas which were of concern.

Deputy Warden Mont expressed support for the motion, stating after four years on Council he would also benefit from visiting all the districts. He felt all Councillors will experience a better understanding of issues in each district throughout the Municipality.

MOTION CARRIED

HAMMONDS PLAINS SENIOR CITIZENS PROJECT, DESIGNATION LETTER AND RESOLUTION

Deputy Warden Mont declared a conflict of interest.

Mr. Kelly reviewed the letter from Mr. Schofield, Regional Manager for the Department of Housing, asking that a designation letter respecting the Hammonds Plains Senior Citizens Project be signed by County officials.

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

"THAT a resolution with respect to the calling of tenders by the Department of Housing for the Hammonds Plains Senior Citizens Project be approved by Municipal Council."

MOTION CARRIED

AGENDA ITEMS

Councillor P. Baker - Provincial Social Services

Councillor P. Baker expressed concern about the conditions reported at the Park Haven Extendicare. He informed there are 50 residents from

Halifax County who have been placed in Extendicare facilities by the municipal Social Services Department, and the majority of the costs are shared between the Province and the Municipality.

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

THAT the County of Halifax Social Services Department carry out an investigation into the care and treatment for the sick and aged Halifax County residents in Nursing Homes."

Councillor Deveaux indicated he would not get involved in such an investigation if it cannot be done legally.

MOTION CARRIED

Councillor C. Baker - Armdale Rotary

Councillor C. Baker expressed difficulty with the traffic controls on the Armdale Rotary between 4 and 5:30 p.m. whereby traffic cannot exit from the rotary onto Chebucto Road.

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

"THAT the City of Halifax be requested that traffic controls from the Armdale Rotary to Chebucto Road between 4 and 5:30 p.m. be eliminated, also that it be suggested to the City of Halifax this would be a good place to test the new computerized traffic light system."

MOTION CARRIED

ADDITION OF ITEMS TO THE NEXT AGENDA

- Councillor MacKay - Generation Housing
- Councillor Fralick - Government Wharfs, District 3

ADJOURNMENT

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

"THAT this Session of Council adjourn."

MOTION CARRIED

PUBLIC HEARINGS

FEBRUARY 9, 1987

PRESENT WERE: Warden MacKenzie
Councillor Rawding
Councillor Fralick
Councillor P. Baker
Councillor C. Baker
Councillor Deveaux
Councillor DeRoche
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Lichter
Councillor Snow
Councillor Merrigan
Councillor McInroy
Councillor Eisenhauer
Councillor MacDonald
Councillor Wiseman

ALSO PRESENT: Mr. G.J. Kelly, Municipal Clerk
Mr. R.G. Cragg, Municipal Solicitor
Mr. B. Wishart, Planner

SECRETARY: Glenda Higgins

Warden MacKenzie called the public hearings to order at 7 p.m. with the Lord's Prayer.

Mr. Kelly called the Roll.

APPOINTMENT OF RECORDING SECRETARY

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

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

Warden MacKenzie reviewed the procedures for the public hearings.

RA-SA-42-86-20 - REQUEST BY DIANE ROBERTSON TO REZONE 37 SAMPSON DRIVE, LOWER SACKVILLE FROM R-1 (SINGLE UNIT DWELLING) ZONE TO R-2 (TWO UNIT DWELLING) ZONE

Mr. Wishart reviewed the staff report, advising the purpose of the rezoning is to permit a basement apartment within the existing single unit dwelling. He identified the location of the property in question on a map. He advised the Department of Planning and Development has no