

stated there should be assurance that any permanent fixtures not be removed from schools declared surplus when they are turned over the Halifax County Council. Councillor MacKay stated the raised this concern at the Executive Committee, and he still hopes to have an answer as to where the furnace went from the Middle Sackville School. He felt this furnace should have never been taken out, and when it was, the School Board should have replaced it. He stated when the schools were built by the County and turned over to the School Board they were fully equipped, and they should be returned in that condition.

Councillor MacDonald also expressed concern about this problem. He indicated he put forth a request for a grant to this senior's club for the cost of replacing this furnace. He stated this request should be considered seriously because the seniors are leasing the building from the County, and it is the County's responsibility to keep the furnace there and running. He agreed that when a school is supplied to the School Board it is fully equipped, and it should be returned in that condition.

Councillor Wiseman informed she would bring this concern to the Finance and Operations Committee of the School Board at the next meeting. She stated she would try to determine why these permanent fixtures are being removed from schools declared surplus to the School Board. She stated she would report back at the next Council Session.

MOTION CARRIED

Minister of Fisheries and Oceans

Mr. Kelly advised this letter is in response to Council's resolution concerning the condition of Fishermen's Wharf at Eastern Passage. He stated the Minister has advised that under the Small Craft Harbours Program materials are now being obtained to the re-building of this wharf. It was noted this work will begin this year and will be carried out over a number of years.

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

"THAT this letter be received;

ALSO THAT a letter of appreciation be written to the Minister of Fisheries and Ocean with a copy to be sent to Mike Forrestall, MP."

Councillor Bayers stated he is glad to see this work will be done, but he stated a representative from Small Harbour Crafts was asked to provide information with respect to the work that will be done within Halifax County. He stated a letter should be sent back to the Minister asking where the prioritization list for Halifax County is and how it will be adhered to. Deputy Warden Mont objected to Councillor Bayers suggestion. He stated Councillor Bayers should present this at another meeting because Halifax County should not sent a letter of appreciation conditional on his priorities. He stated Halifax County Council should show appreciation for the work that will be completed, and if at

another meeting another letter is written about another wharf, he would support it.

Councillor Deveaux expressed agreement with the comments by Deputy Warden Mont. He agreed there are other wharfs that need repair, but at this time the Minister should be thanked for the work he has initiated in Eastern Passage.

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

File No. PA-CH/W-1-87 Proposed Amendments to the Cole Harbour Municipal Planning Strategy and Land Use By-law - Residential Development in the Watershed Designation

Mr. Kelly reviewed the report.

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

"THAT the amendments attached to the staff report as Appendices "A" and "B" with respect to File No. PA-CH/W-1-87 be approved, and that a public hearing respecting this plan amendment be held on July 13, 1987 at 7 p.m."

MOTION CARRIED

Application No. P 268-87-09 - Undersized Lot Legislation - Lots A2-A and A2-B of the Lands of Gary and Karen Duchesne, East Chezzetcook

Mr. Kelly reviewed the report of the Planning Advisory Committee respecting this application.

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

"THAT Application No. P-268-87-09 be approved in principle and that the applicants be directed to proceed to the final subdivision application stage;

ALSO THAT staff be empowered to advertise the public hearing once the application is complete."

MOTION CARRIED

Application No. F-298-87-03 - Undersized Lot Legislation - Lots A-A and A-B of the Lands of Robert Pettipas, Five Island Lake

Mr. Kelly reviewed the report.

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

"THAT application No. F-298-87-03 be approved and that a public hearing be held on July 7, 1987 at 7 p.m."

MOTION CARRIED

File No.'s RA-24-10-87-04, RA-CH/W-11-87-07 and RA-CH/W-12-87-21 -
Zoning Errors

Mr. Kelly reviewed the reports respecting each of these files.

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

"THAT B.J. Settlers Grocery and Take Out, 3706 Highway No. 333, Shad Bay, be rezoned from R-2 (Two Unit Dwelling) Zone to C-1 (Local Business) Zone;

ALSO THAT a public hearing be held on July 13, 1987 at 7p.m.;

AND FUTHER THAT the advertising fee for the public hearing be waived."

MOTION CARRIED

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

"THAT property owned by R.J. Bhatnagar, located at 43-45 Ross Road, Cole Harbour be rezoned from R-1 (Single Unit Dwelling) Zone to R-2 (Two Unit Dwelling) Zone;

ALSO THAT a public hearing respecting this matter be held on July 13, 1987 at 7 p.m.;

AND FURTHER THAT the fee for the public hearing be waived."

MOTION CARRIED

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

"THAT 143 Colby Drive and a portion of Block D-6, located off Colby Drive, be rezoned from P-2 (Community Facility) Zone to R-1 (Single Unit Dwelling) Zone; and a portion of the Colby Drive Bible Chapel, 131 Colby Drive, be rezoned from R-1 (Single Unit Dwelling) Zone and R-2 (Two Unit Dwelling) Zone to P-2 (Community Facility) Zone as per Appendix "C" of the staff report respecting this file;

ALSO THAT a public hearing be scheduled for July 13, 1987;

AND FURTHER THAT the fee for the public hearing be waived."

MOTION CARRIED

DIRECTOR OF DEVELOPMENT REPORT

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

"THAT the report of the Development Officer be received."

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Resolution, Town of Middleton

Mr. Kelly reviewed the staff report and resolution from the Town of Middleton.

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

"THAT Halifax County Council support the resolution presented from the Town of Middleton concerning provincial social assistance cost sharing."

Councillor DeRoche clarified that the motion is intended to endorse the resolution of the Town of Middleton and that it be placed on the agenda for the central region meeting of the Union of Nova Scotia Municipalities for discussion.

MOTION CARRIED

Application for Pool Hall and Arcade License

Mr. Kelly reviewed the report of the Executive Committee respecting this application to the Department of Consumer Affairs for a license to operate a pool hall and arcade at 108 Cobequid Road, Lower Sackville. He advised the Executive Committee recommend that Council express objection to the Department of Consumer Affairs the issuance of a license to operate a pool hall and arcade at this location.

Councillor MacKay stated he has difficulty with the procedure for the licensing of pool halls and arcade. He stated if the County does not show any objections, the Department of Consumer Affairs issue the license; if County Council does express objection, it is not known what happens. Councillor MacKay stated he does not know the entrepreneur of this proposed operation; it may be a very well run operation with no problems at all. However, these outlets have lead to problems in the past. He stated the proposed location for this operation is not ideal, as it is adjacent to a large elementary school. He continued that if there is an arcade and pool hall, it would be better situated in a shopping centre where it would be better supervised. Councillor MacKay asked that the Municipal Solicitor comment on the procedure for the issuance of a license to operate a pool hall and/or arcade through the Department of Consumer Affairs.

Mr. Cragg advised from prior investigation, it was determined the legislation states that Council's opinion be sought; the legislation does not provide for a recommendation that the license be denied. He stated Council can oppose the application, and the license can be issued, or Council can support the application, and the license can be denied. He questioned the effect of Council's recommendation has on the issuance of the license.

Councillor MacKay stated any type of business is determined to be good or bad by the people who operate the facility - no matter what type of business it is. He stated he cannot say how this arcade and pool hall will be operated until it is seen how the owners will look after it.

Councillor DeRoche asked if the zoning for this area has been determined to allow this type of operation. Mr. Kelly informed the Development Division has informed the zoning of this location will allow for the operation of a pool hall and arcade.

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

"THAT Halifax County Council object to the Department of Consumer Affairs issuing a license for the operation of a pool hall and arcade at 108 Cobequid Road, Lower Sackville."

Councillor Wiseman stated she has no strong feelings about arcades, but there was formerly an arcade at this location, and with an island of commercial uses in a residential area. She expressed concern about this and what could happen if the operation is not well run. She stated it is inappropriate to have a business of this sort within a few hundred yards of the elementary school, as well as near two apartment buildings.

Councillor McInroy felt the Department of Consumer Affairs asks for Council's opinion because should there become a problem association with this type of operation, they will say the Municipality had an opportunity but did not raise any objections; they had no difficulty with this use being made of this property. Councillor McInroy expressed objection to planning on personalities when there is no legal enforcement of agreements. He stated the only basis for these types of decision is legislation.

Councillor MacDonald also expressed agreement with Councillor MacKay, Councillor Wiseman, and Councillor McInroy. He expressed particular objection to the proposed location of this arcade, it being under an apartment building. He stated he would support the motion based on the past performance of arcades in Sackville.

Warden MacKenzie informed the applicant for the pool hall and arcade license was in the gallery and he had indicated that he would like to speak. Members of Council objected to his presentation, stating this is not a public hearing.

MOTION CARRIED

Requests for Grant

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

"THAT approval be granted for a District Capital Grant, District 9 in the amount of \$750 for improvements to the ballfield, Atlantic View School, Lawrencetown."

MOTION CARRIED

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

"THAT approval be granted for a District Capital Grant, District 9 in the amount of \$2,000 for the Chezzetcook Fire Department."
MOTION CARRIED

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

"THAT approval be granted for a District Parkland Fund Grant, District 3 in the amount of \$3,000 for playground improvements, Lake of the Woods Subdivision."
MOTION CARRIED

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

"THAT approval be granted for a District Capital Grant, District 14 in the amount of \$2,000 for the Grand Lake Community Society."
MOTION CARRIED

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

"THAT approval be granted for a District Parkland Fund Grant, District 14 in the amount of \$1,000 for the Goff's Fire and Recreation Hall."
MOTION CARRIED

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

"THAT approval be granted for a General Parkland Fund Grant in the amount of \$25,000 for funding to complete the summer maintenance, Department of Parks and Recreation."
MOTION CARRIED

Temporary Borrowing Resolutions

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

"THAT approval be granted for temporary borrowing resolution No. 87-02 in the amount of \$820,000 for sewer at the airport."
MOTION CARRIED

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

"THAT approval be granted for temporary borrowing resolution No. 87-03 in the amount of \$820,000 for water at the airport."
MOTION CARRIED

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

"THAT approval be granted for temporary borrowing resolution No. 87-04 (\$1,600,000) for sanitary sewer at Middle Musquodoboit."
MOTION CARRIED

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

"THAT approval be granted for temporary borrowing resolution No. 87-05 in the amount of \$500,000 for water at Middle Musquodoboit."
MOTION CARRIED

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

"THAT approval be granted for temporary borrowing resolution No. 87-06 in the amount of \$974,000 for water at Ross Road."
MOTION CARRIED

Mr. Meech noted there are only certain projects for which temporary borrowing has been established; however, he has received the benefit of a global funding proposal from the Department of Municipal Affairs towards the four projects which are identified as priority projects. He stated this has not been given full approval by the Minister, but at the next meeting of the Executive Committee this will be discussed with the hope that the entire package will be presented to Council as it relates to the four priority projects, as well as one additional as related to the County's participation in the treatment plant at Herring Cove. Mr. Meech stated the proposal amounts to approximately 20 percent funding towards each of the projects, which will mean the property owners share will be reduced to the minimum 30 percent, and the balance will have to come from the County's general capital fund and special reserve fund. He stated it is hoped to be in a position on June 15, 1987 to demonstrate how these projects will be funded over the next three or four years.

Resolution, Withdrawal from Special Reserve

Mr. Kelly reviewed the report.

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

"THAT Council authorize a withdrawal from the Special Reserve Fund in the amount of \$132,000 for the acquisition of land, Old Sackville Road."
MOTION CARRIED

Sackville Advisory Board

Mr. Kelly reviewed the report respecting this matter, advising the Executive Committee recommend that Council rescind the proposed 1987 area rate of 3/10 of one cent for the Sackville Advisory Board.

Councillor MacKay informed the recommendation to rescind the original resolution is because the Municipal Solicitor feels it is not legal to levy an area rate on behalf of the Sackville Advisory Board. He stated he felt strong during budget deliberations that any expenditure for the Sackville Advisory Board should be borne by an area rate because that money would be specific to that community. He expressed difficulty that Mr. Cragg did not indicate difficulty with an area rate earlier because Council agreed in November, 1986 that \$2,000 be given to the

Sackville Advisory Board to be recovered by an area rate. He noted Councillor Merrigan felt Council could not levy this area rate, and he approached the Finance Department about it; he was given assurance this area rate could be levied. Councillor MacKay stated there was no concern expressed when Council approve the area rate for 1987 for the Sackville Advisory Board. He stated without some financial resources, the Sackville Advisory Board will be hard-pressed to continue. He stated the Board has been very instrumental and viable in the community of Sackville, providing residents the forum to come forth on any issue to express their views. He stated there are many volunteers from the community that give out their time, resources, and ability to make recommendations to the three governments, and the collective opinion of the majority of the members of the Sackville Advisory Board are desirous of having a modest amount of money made available for administration, support staff, etc. However, Board Members did have concerns amongst themselves as to what amount of money should be requested. He stated he had difficulty with a budget of \$40,000 for the Board. He stated some money should be made available, but not \$40,000. He continued that the Sackville Advisory Board is going through an identity crisis, questioning who they are and where they are going; they did not approve any budget because they are very conscious of their position.

Councillor MacKay also expressed difficulty with the legal opinion concerning this from Mr. Cragg. He felt under the Municipal Act, Halifax County Council has the ability to set area rates for various other services in the community, although there is not a ratepayers association.

Mr. Cragg responded that Section 141 of the Municipal Act states Council can levy an area rate for those purposes which are enumerated in Section 136, which sets forth certain areas in which Council can deal financially. He stated the Sackville Advisory Board is an independent Board set up to whatever they wish to without any control from Council. Therefore, a grant or setting an area rate for them would be giving them a sum of money, charging the people in the area for it, with no control over how it is spent. He stated there is a provision in the Municipal Act which says where, in Council's opinion, an expenditure results in an equal benefit to each property within a defined area, a levy can be placed on each household. He felt it is generally accepted that the Board is operating with implied approval and knowledge of Council, and they are attempting to do good in the area; therefore, it would be legal to levy on each household, as opposed to levying an area rate. He stated neither he nor the Department of Municipal Affairs are comfortable with this, although it may be a possible alternative.

Councillor MacKay clarified that Council could levy each household in a defined area. Mr. Cragg quoted the Municipal Act, interpreting it to mean Council would have to define an area to be serviced by the Board and levy on each household an amount in lieu of an area rate. It would be a certain dollar amount per household, rather than basing a rate on assessment. Mr. Cragg stated it is complicated by subsection 1, whereby it is difficult to determine if Council can legally charge an

area for an expenditure such as operating expenses for the Sackville Advisory Board. He stated for this reason he is not comfortable with this alternative. He also stated the Department of Municipal Affairs feel an area rate cannot be levied for this purpose, and they are also not comfortable with this alternative.

Councillor MacKay stated when the Sackville Advisory was first started, various avenues were considered for the operation of this Board, and it was determined by a resolution in Council that the Board would be supplied with a grant from the Sackville area of one percent administration fee levied to cover their operating cost. He felt money must be made available to provide advertising, correspondence, etc. He stated the one percent is very nominal and not sufficient to run an organization the size of the Sackville Advisory Board. He stated if a grant from the County cannot be given and an area rate cannot be levied, he does not know what alternative to take.

Mr. Cragg stated Section 141 of the Municipal Act states Council can levy an area rate to secure the repayment of a sum of money for which, by law, any area is chargeable. If the Sackville Advisory Board were set up by Provincial legislation, it would be set up such that they could request a sum of money for certain purposes to be recoverable by an area rate at Council's discretion. He stated if the Board did have that authority, they could present Council with a request for funding. However, there is no basis for this.

Councillor Merrigan asked if there is anything stopping Halifax County from hiring staff for the operation of the Sackville Advisory Board and paying for it. Mr. Cragg responded that this avenue could be explored further. He suggested extra staff could be hired through the County and attach them in an advisory capacity to the Sackville Advisory Board.

Councillor MacDonald stated the Sackville Advisory Board was set up in 1981 as a result of the Urban Study at that time. He inquired about the liaison the County has with the Sackville Advisory Board. Mr. Meech informed in 1981 Council went on record as acknowledging and recognizing the Sackville Advisory Board as a body to which Council would turn to get advice and input on issues affecting the community of Sackville. He noted the Planning Advisory Committee utilizes the Sackville Advisory Board as the official body when planning issues affecting Sackville arise. Councillor MacDonald noted members of the Sackville Advisory Board are elected to their positions through the community, and they have their liaisons with County Council. County Councillors and the MLA are also a part of the Board, and there should be a method derived to help fund the Board, as it works very closely with the County. He suggested a \$20,000 grant be given to the Sackville Advisory Board.

Councillor Wiseman stated as a Councillor representing Sackville and a close liaison with the Sackville Advisory Board she is insulted by statements made about the Board. She stated the experience from the community and the manner in which money has been spent over the past seven years would not indicate the Board is not spending their money

appropriately. She stated the funds that have been spent have ranged from \$400 to \$600 per year, and they have been spent for the cost of providing secretary services, etc. She expressed surprise that the Executive Committee took such a light attitude with their recommendation to Council. She stated denial of the area rate should not be recommended without any alternative. There must be some manner in which financing for the Sackville Advisory Board can be dealt with, so the Board can flourish and get on with its work.

Councillor Deveaux expressed agreement with Councillor Wiseman. He stated there should be manner to allow the Sackville Advisory Board to have this money. He stated he would support a rate more than a grant for the Board because a grant to the Sackville Advisory Board would only be opening the door for other areas to look for the same type of service. He asked what would happen if Council did not rescind the motion to levy the area rate. Mr. Cragg informed there is no foundation for Council to levy the area rate. He stated the Sackville Advisory Board should be funded somehow, but there should be a legislative basis for doing it. He suggested if the motion is not rescinded, County Council and each Councillor could be liable for a refund of the funds; it is difficult to determine what would happen. Councillor Deveaux stated Council should continue to levy the area rate.

Deputy Warden Mont expressed difficulty with denying the Sackville Advisory Board funding, but he also expressed difficulty with giving the money from the general fund. He stated the Cole Harbour/Westphal Service Commission has been incorporated by an Act of the Legislature, and they can levy area rates. He suggested if a grant is given to the Sackville Advisory Board, the Cole Harbour/Westphal Service Commission will look for the same thing. He expressed objection to this.

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

"THAT Halifax County Council grant \$20,000 to the Sackville Advisory Board form the one percent of administration funds collected."

Councillor Reid stated in the past a grant has been given to the Sackville Advisory Board in the amount of \$200 or \$300 per year from the one percent administration costs the County levies for collecting area rates. He stated the Sackville area must pay more than \$2 million in area rates, so there would be at least \$20,000 generated in that area. If Council agrees to give \$20,000 from the administration fund, there is no difference. It was legal in the past, so it must be legal now. The grant will only be increased to \$20,000.

Councillor DeRoche noted the Municipal Solicitor had expressed difficulty that funds are not subject to control of Council. Therefore, if any expenditure made are subject to the approval of the District Councillors concerned, it would address this difficulty. Mr. Cragg objected, stating it would not be an enumerated purpose for which an area rate can be levied.

Councillor DeRoche felt the intent behind the setting of the area rate was in keeping with other Sections of the Municipal Act whereby residents of the area were to be generally and equally served, and he felt it is not necessary to rescind the area rate. He stated the whole purpose of the legal system is the intent, not necessarily the legal letter.

Councillor Fralick stated he would support an advisory board in Cole Harbour and Sackville, but more work and investigation should be done.

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

"THAT this matter be deferred to the next Council Session."
MOTION DEFEATED

Mr. Meech stated if the costs for the Sackville Advisory Board are absorbed as part of the general administration costs of the Municipality, and if Council determines how to recover that money, it would be consistent with the Municipal Act. He agreed that if an area rate is levied for the strict purpose of turning the money over to the Sackville Advisory Board, there is no legislative authority for that. However, the Municipality does have authority to absorb administration costs, and the County can recover administration costs through the general tax rate.

Councillor McInroy stated it may appear that the Executive Committee was not looking beyond rescinding the motion. However, the Committee did discuss a number of options and only came to an indefinite conclusion. He stated the Executive Committee has always indicated support for the Sackville Advisory Board, as has Council as a whole.

Councillor McInroy also felt the area rate should be levied, regardless of the Solicitor's opinion. He stated it may not be challenged, and if it is challenged, there can be an alternate manner of funding determined at that time. Also, the Sackville Advisory Board may need some kind of change in its structure so this problem can be corrected in the upcoming year. He stated this matter should not be deferred or postponed, but the area rate should be levied, and the details can be ironed out later.

Councillor Eisenhauer stated this matter should not be deferred because the tax bills are pending upon Council's decision. He stated in 1981, Council recognized the Sackville Advisory Board and agreed to provide some of the services through the administration of the charges that were derived from Sackville. He suggested rather than levying a separate area rate, each year, when all rates are reviewed, there should be a pro-rate of administration charges on all other rates to cover the costs to the Sackville Advisory Board. He stated a certain portion of the \$20,000 grant to the Board should be levied to the fire department rate because the Board does review fire department matters, etc. He stated the Board is providing services directly in that community, and that community would be paying. Councillor Eisenhauer also suggested for Sackville, Cole Harbour and other areas interested in planning

should be recognized by the Planning Advisory Committee that the Sackville Advisory Board, the Cole Harbour/Westphal Service Commission, etc. can be sub-committees of Council. He stated they make recommendations on planning issues, and they should be recognized for this.

Councillor Rawding stated he would not be in favour of levying the area rate because the opinion of the Municipal Solicitor has been given, and his advice should be followed. However, funding for the Sackville Advisory Board should be addressed without perpetuating the existing situation. He stated he would not agree to doing something indirectly what cannot be done directly.

Councillor Lichter stated the issue is not how this money will be raised, but it must be determined if the money is needed. He stated in order to determine if the money is needed, the Sackville Advisory Board should submit an approved budget to the County. He stated there must be agreement on a budget before Council can determine what money is needed. He also questioned if the needs of the Sackville Advisory Board suddenly grew from \$300 or \$400 to \$20,000 per year. Councillor Lichter continued, expressing difficulty that discussion is taking place with respect to \$20,000 for the Sackville Advisory Board without any regard for the outcome of the Henson College Study, what parts of the study might be implemented within a very short period of time, and what impact that may or may not have on the Sackville Advisory Board.

Councillor Wiseman informed she has a budget for \$19,957 which would see the Board through to the end of December. She stated the vast increase in cost was necessitated by the fact that the Board required office space; more than secretarial services and a room in a school are now required. She stated the budget from now until the end of 1987 proposed rent at 500 square feet at a cost of \$3,500. The budget also includes rental of office equipment, telephone, heat, lights, maintenance, stationary, advertising and promotions, postage, bank charges, post office box, the co-ordinator's wages, secretarial services, and an allocation for researcher. She stated if necessary the Board would have to do without the office, which would result in some savings. She stated in the past the Sackville Advisory Board only had a bare-bones budget with money only for secretarial services, a post office box and a few other small items. Councillor Lichter asked if the proposed budget was approved by the Sackville Advisory Board. Councillor Wiseman replied there was an initial budget put forward, which Members of the Board objected to. She stated before the Board could discuss a further budget, Council was in the position of having to set area rates. She reiterated the budget has not been approved by the Sackville Advisory Board because there has been no opportunity to do so. She stated the budget presented now was to be before the Board at a meeting tonight, but Council is still trying to determine how much and how they will give the Board funding.

Councillor Deveaux indicated he would not support the motion because it is similar to a grant, and it could be precedent-setting.

- MOTION DEFEATED

10 FOR
10 AGAINST

Councillor Deveaux proposed a motion that this matter be deferred until the budget for the Sackville Advisory Board has been approved by the Board. However, it was noted this delay would cause the tax billings to be held up, and Councillor Deveaux stated he would withdraw the resolution.

Councillor Lichter proposed a motion whereby the financing of the Sackville Advisory Board expenditures would be considered by some other manner than by area rate, once the Board approves their own budget. He stated this would not hold up the tax bills, it would give the Board an opportunity to deal with their budget, and Council would have an opportunity to determine how the money will be raised.

Councillor MacDonald objected stating different methods have already been considered, and it appears there is no solution. He suggested time will not resolve this, given that all alternatives have been exhausted. He stated this matter should be finalized now.

Councillor Merrigan stated most of the Members of the Sackville Advisory Board felt the original budget was too high, and before it could be reconsidered Council set a rate generating \$20,000 for the Board. He stated the problem is not that the Board could not agree on a budget, but it could not get the money it had proposed. They now have prepared a budget based on \$20,000, which is being discussed at the Board meeting tonight. He expressed difficulty that the now the Board will not know how much money to budget for because the County will not decide how much money to give until the Board approves its budget. He stated he would not support the area rate if it is illegal.

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

"THAT Halifax County Council rescind the resolution with respect to an area rate of 3/10 of one cent for the Sackville Advisory Board."

Councillor Merrigan indicated if the resolution on the floor is passed, he will make a motion for another area rate of 3/10 of one cent to look after the administration costs of the County's operation in Sackville, to be operated by the Sackville Advisory Board. Mr. Meech felt Council would have to agree to a certain amount of dollars into the general administration budget to provide support services for the Sackville Advisory Board.

Following further discussion, Warden MacKenzie called for the question on the motion to rescind the resolution for an area rate for the Sackville Advisory Board.

MOTION CARRIED

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

"THAT Council continue, for the year 1987, to provide funding for administrative support to the Sackville Advisory Board;

ALSO THAT the Sackville Advisory Board submit a proposed budget which has been approved by said group, at which time Council will consider the amount of funding;

AND THAT Council continue to study funding for such groups as the Sackville Advisory Board for subsequent years."

Councillor MacKay stated when Council meets a stumbling block, other ways to overcome the problem will be found. He stated legislation may have to be changed at the municipal or the provincial level to better serve the residents. He stated there should be groups such as the Sackville Advisory Board in other areas of the Municipality, if Halifax County continues as one municipal unit. Councillor MacKay felt Members of Council feel there should be some funding made available to the Sackville Advisory Board, although there is some reservation about the amount until the budget is duly approved by the Board and submitted to Council.

Councillor Deveaux asked if the motion still intends that the Sackville Advisory Board will receive a grant; he asked if Council will get its money back. He stated he will not support this resolution if Council will not get its money back because this funding should not be made available in the form of a grant. He agreed with Councillor Merrigan that if area rates can be set for fire departments and other institutions and they spend the money freely, there is no reason the proper wording cannot be found now to allow the setting of an area rate for the Sackville Advisory Board. He also felt the Board can afford to reimburse the County for the \$20,000 if the services are administered.

MOTION CARRIED

14 FOR
6 AGAINST

URBAN SERVICES COMMITTEE REPORT

Mr. Kelly read this report from the Urban Services Committee respecting storm drainage right-of-ways.

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

"THAT Council approach the Minister of Transportation to gain a resolution to the problems being experienced with storm drainage right-of-ways in Waverley and Sackville, as well as any other that may be identified in the future."

MOTION CARRIED

CHIEF BUILDING INSPECTOR'S REPORTJames McCrum, St. Margaret's Bay

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

"THAT a lesser setback of 5.5 feet be approved for Lot C102, Viewmount Drive, St. Margaret's Bay on property owned by James McCrum."

MOTION CARRIED

Terrence Rideout, Head of St. Margaret's Bay

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

"THAT a lesser setback of 27 feet be approved on property owned by Terrence Rideout, Mason's Point Road, Head of St. Margaret's Bay."

MOTION CARRIED

METROPOLITAN AUTHORITY REPORT - COUNCILLOR MacDONALD

Councillor MacDonald informed a major item at the last Metropolitan Authority meeting was the purchase of refuse trailers from an Ontario firm rather than a local firm. He stated refuse trailers had been purchased from the Ontario firm in the past; however, there was feedback from the Department of Development and Wilson's Truck Body in Truro because Wilson's was the lowest bidder. However, the Metropolitan Authority turned down the bid from Wilson's on the basis that they did not meet the qualifications of the tender; they did not have the experience in building this type of truck. After much debate and pressure, the Metropolitan Authority decided to purchase two of the refuse trailers from the Ontario firm in urgency, and the other two have been deferred. It was felt the old ones could be re-hauled and have the local companies do this work in order to get experience in this type of construction. He stated two of the refuse trailers have been purchased from the Ontario firm and the other two are being held back pending further discussion and a resolution from the Authority.

Warden MacKenzie asked if the other two trucks are awarded to the same company, if the Authority will get those for the same price that was price for two or four.

Councillor MacDonald next informed the Metropolitan Authority reach a five year agreement with the Bridge Commission on the costs of buses going across the bridge until 1991. He stated there is a small escalation each year in costs.

Councillor MacDonald concluded his report informed the Manager of the Metro Transit Commission has taken an early retirement, and his job has been put out in the form of a notice across Canada. He stated applications for this position will be accepted until June 25, 1987.

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

"THAT the Metropolitan Authority report be received."
MOTION CARRIED

MUNICIPAL PLAN COMMITTEE REPORT

Mr. Kelly reviewed the report from the Municipal Plan Committee.

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

"THAT Council delay prosecution against Mr. Sager for 90 days until the area municipal plan comes into effect."
MOTION CARRIED

AREA RATE, FRAME SUBDIVISION

Mr. Kelly reviewed a memorandum from Mr. Tam, Assistant Director of Engineering and Works, requesting Council to approve an area rate of 20 cents per \$100 of assessment. He stated this is considered to be a one-time rate to be levied to all the users of the sanitary sewer within the Frame Subdivision as a recovery of the outstanding capital debt. He noted the Municipality will take over the ownership of this sewage treatment system.

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

"THAT Council approve the levying of a one-time rate of 20 cents per \$100 of assessment to all the users of the sanitary system within the Frame Subdivision."
MOTION CARRIED

AGENDA ITEMS

Councillor Rawding - Man in Motion Tour

Councillor Rawding stated this Council Session is the first public meeting since Rick Hansen completed his four year Man in Motion tour, and he stated Mr. Hansen has done a tremendous amount for inspiring spinal cord research, as Terry Fox did for cancer research. Mr. Hansen has also raised funds and drawn attention to the tremendous potential and accomplishments of handicapped people.

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

"THAT the Municipality of the County of Halifax write a letter to Mr. Rick Hansen acknowledging the completion of his Man in Motion tour, his significant contribution to spinal cord research, and demonstrating the tremendous potential for all handicapped individuals."
MOTION CARRIED

Councillor Deveaux - Water Rate Hikes, City of Dartmouth

Councillor Deveaux informed it has been brought to his attention that it is the intention of the City of Dartmouth to raise the water rates to help pay for the proposed treatment plant. He stated this increase will affect users from Westphal, Cole Harbour, and Eastern Passage.

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

"THAT a letter be written to the City of Dartmouth requesting clarification as to the intention of the City of Dartmouth with respect to raising the water rates."

Councillor Deveaux felt the City of Dartmouth has not made any major contribution to the County's treatment system, and he objected to any intent by the City of Dartmouth to have residents of the County of Halifax to help pay for a treatment plant in the City of Dartmouth.

Mr. Meech added that the City of Dartmouth should also be made aware that property owners in the County of Halifax served by the Dartmouth Water Utility have been paying for the pollution control charges in that they are served now by a treatment plant, and they are paying a separate area rate for this purpose. He stated it should be made clear to the City that they should not be taking into consideration the water users in the portion of the Municipality served by the City of Dartmouth.

Councillor DeRoche stated until recently the City of Dartmouth has not participated with respect to payment for the treatment of affluent. It was late in 1987 before a sum of money was obtained as payment against capital costs of the system. They are paying an annual rate in support of the use of the system in which terminates at the treatment plant in Eastern Passage. Councillor DeRoche asked that the communication to the City of Dartmouth include a reminder that their source of water supply is from within the County of Halifax, and that in the past the City of Dartmouth has not endeared themselves to the residents of the by virtue of their approach on many other items. If they intend to maintain good relationships with their neighbours, an approach such as they are considering with respect to an additional surcharge is not warranted and will be defended against.

Deputy Warden Mont asked if any such increase would have to be approved by the Public Utilities Board. Mr. Meech responded that this charge is to be for pollution control, and it will be billed based on the consumption of water. He stated this system is presently used in the City of Halifax, and it has nothing to do with the water rate; therefore, it is not under the control of the Public Utilities Board. Deputy Warden Mont asked if it has nothing to do with the water rate, if the City of Dartmouth has the power to levy a pollution control charge on owners of land not within the boundaries of the City. Mr. Cragg indicated he would have to research this further, as he is not aware of the legislation governing this matter. Deputy Warden Mont requested an opinion from the Solicitor as to whether such a rate could be levied by the City of Dartmouth on the residents of Westphal, Cole

Harbour, and Eastern Passage without the approval of the Public Utilities Board. He stated if it does require the Board's approval, he will seek support from Council for a resolution instructing staff to oppose any such application to the Public Utilities Board.

MOTION CARRIED

Councillor C. Baker - Transportation

Councillor C. Baker informed a resident of his district, from the east side of Ketch Harbour, has salt in the water in his well. He informed this man is an invalid, and he has been advised by his doctor not to drink the water.

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

"THAT the Department of Transportation investigate the problem of salt in the water of John Mackey, east side of Ketch Harbour, and to find a solution to this problem;
ALSO THAT a copy of this letter be sent to the Honourable John Buchanan, MLA for the area."

Councillor P. Baker indicated he had three similar instances in his area, and two of them have been resolved. He suggested the letter be sent to Mr. Murray Morash, Chief Engineering for the Department of Transportation in Bedford. He stated Mr. Morash was very helpful in the instances in his district.

MOTION CARRIED

Councillor C. Baker - Department of Lands and Forests

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

"THAT a letter be written to the Minister of Lands and Forests asking if anything will be done with Hayes Gardens Provincial Park in 1987."

Councillor C. Baker informed the Department promised something would be done last year, but there was some difficulty with clearing the title. He informed the title has now been settled, and the Department of Transportation owns the land, and Councillor C. Baker would like to know if any work will be carried out here in 1987.

MOTION CARRIED

Deputy Warden Mont - Nova Scotia Society for the Prevention of Cruelty

Deputy Warden Mont informed that all Members of Council received correspondence from the above-noted society, Woodbury Animal Hospital, the Nova Scotia Veterinary Medical Association, and the Halifax Veterinary Hospital with respect to the Animal Friends Society Shelter, which has the Dog Control Contract with the County. Deputy Warden Mont

stated he is very concerned by some of the statements contained in these letter, alleging there are improper practices going on at the centre.

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

"THAT Halifax County staff be asked to investigate the complaints about the Halifax County Dog Pound and that a report be made to the Executive Committee on June 15, 1987."

Warden MacKenzie asked if the owner of the facility, Mr. Mont, should be called before the Executive Committee. Deputy Warden Mont felt Mr. Kelly should investigate this first, and he suggested the Executive Committee may want to visit the facility.

MOTION CARRIED

Councillor MacDonald - Sidewalk Construction, Sackville

Councillor MacDonald informed sidewalks are to be constructed along the Old Sackville Road between the Beaverbank Connector and Connley Road, and along there are many large elm trees which are about 100 years old. He stated the people are happy to get the sidewalks, but they are concerned about loosing the beautiful, large trees.

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

"THAT the Minister of Transportation be requested to consider all possible avenues to reserve the 100 year old elm trees along the Old Sackville Road between the Beaverbank Connector and Connolly Road, where sidewalks are being constructed."

MOTION CARRIED

ADDITION OF ITEMS TO THE JUNE 16, 1987 COUNCIL SESSION

Councillor Bayers - Small Harbour Crafts, Wharfs

Councillor P. Baker - Senior Citizens Housing
- Department of Transportation

Councillor Randall - Answering Services for fire calls, Lawrencetown
Fire Department

ADJOURNMENT

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

"THAT this Session of Council adjourn."
MOTION CARRIED

COUNCIL SESSION

JUNE 16, 1987

PRESENT WERE: Warden MacKenzie
Councillor Walker
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 Snow
Councillor Merrigan
Councillor MacKay
Councillor McInroy
Councillor Eisenhauer
Councillor MacDonald
Councillor Wiseman

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 6:05 p.m. with the Lord's Prayer.

Mr. Kelly called the Roll.

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

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

APPROVAL OF MINUTES

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

"THAT the minutes of the Public Hearing, May 25, 1987
be approved as circulated."
MOTION CARRIED

EMERGENCY AGENDA ITEMS

Councillor MacKay - RCMP Facility, Sackville
- Self-Contained Units

Councillor Walker - Highways

Councillor Adams - Senior Citizen's Housing

Councillor MacDonald - Sidewalks

Mr. Meech - Funding, Municipal Capital Water and Sewer Projects

LETTERS AND CORRESPONDENCE

Office of the Minister of Employment and Immigration

Mr. Kelly advised this letter is to acknowledge Council's letter with respect to the proposed joint federal/provincial/municipal apprentice program.

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

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

Minister of Transportation

Mr. Kelly advised this letter acknowledges Council's letter of June 2 with respect to the condition of the Beaverbank Road.

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

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

CHIEF BUILDING INSPECTORS REPORT

Brian Britten, Beaverbank

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

"THAT Council approve a lesser setback of 20.6 feet at Lot 1, K.R. Lively Subdivision, Beaverbank, property owned by Brian Britten."
MOTION CARRIED

Michael Higgins, Herring Cove

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

"THAT Council approve a lesser setback of four feet at Powers Drive, Herring Cove for property owned by Michael Higgins."

MOTION CARRIED

Wellington/Lake Fletcher Fire Department, Wellington

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

"THAT Council approve a lesser side yard clearance of four feet for the Wellington/Lake Fletcher Fire Department at Wellington."

MOTION CARRIED

Jeff Boutlier, Indian Harbour

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

"THAT Council approve a lesser setback of two feet for property owned by Jeff Boutlier, Middle Point Cove, Indian Harbour."

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Halifax County Regional Library, 1987 Budget

Mr. Kelly reviewed the report.

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

"THAT approval be granted for the recommended Halifax County Regional Library budget in the amount of \$1,062,600 subject to the approval of the Town of Bedford to cost share in the portion of requested budget over Provincial recommended budget in the amount of \$46,047."

MOTION CARRIED

Resolution, Withdrawal from Special Reserve Fund

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

"THAT approval be granted for the withdrawal from the Special Reserve Fund in the amount of \$300,000 for the Eastern Passage Sewage Treatment Plant."

MOTION CARRIED

Sackville Advisory Board Budget

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

"THAT Council approve funding for the Sackville Advisory Board to cover their 1987 budget requirements to a maximum of \$10,415."

MOTION CARRIED

Naming of Ballfield, Cole Harbour

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

"THAT the new ballfield in Cole Harbour be named in memory of B.J. Higgins."

MOTION CARRIED

Requests for Grants

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

"THAT Council approve a District Capital Grant, District 2 in the amount of \$1,835 for fencing field, Lakeside/Timberlea Recreation."

MOTION CARRIED

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

"THAT Council approve a District Capital Grant, District 8 in the amount of \$729.59 and a District Capital Grant, District 9 in the amount of \$729.59 for fencing the ballfield at Lakeview School."

MOTION CARRIED

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

"THAT Council approve a District Capital Grant, District 20 in the amount of \$1,324 for the installation of a walkway, Saratoga Drive."

MOTION CARRIED

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

"THAT Council approve a District Capital Grant, District 8 in the amount of \$1,000 for the construction of a chain link fence, Community Recreation Field, North Preston."

MOTION CARRIED

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

"THAT Council approve a District Capital Grant, District 8 in the amount of \$6,200; a District 8 Parkland Fund Grant in the amount of \$3,800; and a General County Parkland Fund Grant in the amount of \$11,000 for the provision of a ballfield, East Preston Recreation Association."

Councillor Bayers advised there was some discussion concerning this at the Executive Committee level, whereby 50 percent of the project must be paid for from the District Parkland Fund Grant if General Parkland funds are to be used. Councillor Rawding clarified when this was recommended to Council for approval, it was agreed the policies concerning parkland grants will be examined in the future.

MOTION CARRIED

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

"THAT Council approve a District Capital Grant, District 1 in the amount of \$11,000 and a General County Parkland Grant in the amount of \$5,000 for improvements to the ballfield at Boutliers Point."

MOTION CARRIED

REQUEST FOR LOAN, BLACK POINT FIRE DEPARTMENT, DISTRICT 1

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

"THAT approval be granted for a loan in the amount of \$413,000 for the Black Point Fire Department for the purpose of constructing a new fire hall; the loan to be advanced over a 20 year period with Council reserving the right to levy an area rate in default of principal and/or interest repayment."

MOTION CARRIED

REGIONAL U.N.S.M. MEETING

Mr. Kelly advised the Regional U.N.S.M. meeting for the Municipalities of Halifax, Dartmouth, the County, and Bedford will be held at Dartmouth City Hall on June 24 at 7 p.m. He noted each Member unit is entitled to a maximum of five voting delegates at a regional meeting, at which time resolutions may be considered and forwarded to the Executive of the Union. Resolutions emanating from Regional meetings or from individual Member units are forwarded to all units for review prior to the conference. He noted all resolutions must be received by the Union Executive Office by July 7, 1987.

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

"THAT Warden MacKenzie be authorized to appoint five voting Councillors to the Regional U.N.S.M. meeting."

Councillor Walker also suggested that the same five voting delegates to the Regional meeting go to the Union Conference. Warden MacKenzie stated this has been the practice in the past.

Councillor DeRoche stated June 24 could pose to be a problem for many Councillors because there is a Municipal Planning Strategy meeting that night at 7 p.m. Therefore, only Executive Committee Members would be available to attend the UNSM Regional meeting; only they would be eligible to attend the Conference in September. He expressed concern, stating this would be extremely restrictive.

Warden MacKenzie stated anyone can attend the Regional meeting, although there are only five voting delegates. He stated any resolutions should be presented to the voting delegates once they are known, so they can be presented at the Regional meeting.

MOTION CARRIED

SMALL HARBOUR CRAFTS - COUNCILLOR BAYERS

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

"THAT a letter be sent to the Provincial Minister of Fisheries and the Federal Minister of Fisheries requesting them to make known to Halifax County Council what will take place with respect to dredging and repairs to Federal wharfs in the eastern areas in Halifax County."

MOTION CARRIED

SENIOR CITIZENS HOUSING - COUNCILLOR P. BAKER

Councillor P. Baker stated he requires senior citizens housing in District 4. He advised in a conversation with the Department of Housing about one month ago everything looked as though it would proceed. A site has been selected and the project was ready to proceed. However, if now appears that funding is a problem. There are residents of District 4 in dire need of such accommodations.

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

"THAT a letter be sent to Mr. Schofield, Department of Housing, with a copy to the Minister of Housing, requesting the status of senior citizens housing in District 4 for 1987.

Councillor Fralick expressed amazement at the fact there are never funds available for seniors where they have always been located, but they have facilities built amongst new subdivision, etc. where the younger people are. Councillor P. Baker agreed, stating people are being moved from their life-long homes to other areas where facilities are available. He felt the facilities should be made available where they are needed.

Councillor Walker agreed with Councillor P. Baker there are frustrations involved in getting seniors housing. He stated he has been trying to get seniors housing in his District for the past six

years. The biggest problem always seems to be that the communities do not have the necessary resources, such as doctors, shopping, banking, etc. He stated the seniors in these communities want to remain there, and they are used to going out to a bank or to do shopping. The doctors in these area also visit seniors. He stated the Department of Housing should address these aspects. He agreed it appears the Department of Housing do not want to give seniors housing in the Western end of Halifax County, but the respresentatives in this area will not give up, and they will have seniors housing in that area in the future.

MOTION CARRIED

DEPARTMENT OF TRANSPORTATION - COUNCILLOR P. BAKER

Councillor P. Baker expressed concern about the bottleneck at the intersection of Bayers Lake Industrial Park and Highway No. 102. He stated the traffic at peak hours is terrible and dangerous. He advised he and Councillor Fralick met with the former Minister of Transportation last fall, and it was suggested there would be traffic lights there in the future, and perhaps major construction work within six or seven years. He continued that the City of Halifax will be spending money for traffic lights to serve the Industrial Park, and this project most likely be cost-shared by the Province. However, this will not help the Connector leading to Exhibition Park and Prospect.

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

"THAT a letter be sent to the Minister of Transportation requesting the status of traffic lights at the intersection of Highway No. 2 and Bayers Lake Industrial Park."

Councillor Fralick stated there is a unique problem here, and it is known to the Department of Transportation Engineers. It appears the major problem is there is not a Minister in the office long enough to do the job properly. He stated until a Minister remains in this portfolio for any length of time, this job will never be done.

MOTION CARRIED

ANSWERING SERVICE, LAWRENCETOWN FIRE DEPARTMENT - COUNCILLOR RANDALL

Councillor Randall advised this issue was dealt with at the meeting of the Rural Services Committe earlier today.

AGENDA ITEMS

Councillor MacKay - RCMP Facility, Sackville

Councillor MacKay advised sometime ago it became public knowledge that the RCMP were looking for a new facility in Sackville, as the present facility is not adequate to meet their demands. He stated a proposal

was made whereby the community was also in need of a new fire service building, there may be potential for a combined fire station/RCMP facility. He stated this would be most cost-efficient for both services. There was concern that the status of Sackville may change, and if this did occur, an independent police force could be accommodated there. A letter was written to the RCMP about this, and a meeting was held. There has been some encouragement that this request should be submitted for consideration again.

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

"THAT Halifax County Council write to Chief Superintendent Reid requesting that the RCMP re-consider their position with respect to a combined fire/policing building in Sackville and negotiate with the Municipality for a building that would serve the combined use of RCMP facilities and Sackville Fire Department Facilities;

ALSO THAT a copy of this letter be sent to the Attorney General."

MOTION CARRIED

Councillor MacKay - Self-Contained Units

Councillor MacKay stated he has brought this issue to Council on numerous occasions, and he even asked if prosecutions with regard to these could be deferred until the issue is resolved. At that time the Municipal Solicitor informed this could not even be considered; thus, the prosecutions are on-going. Councillor MacKay informed he spoke to a solicitor representing one of those being prosecuted. He informed his case was based on the fact that in some jurisdictions of the County prosecution is not taking place where there are illegal, self-contained units in Sackville. He stated he has been trying to protect those with family living in the second self-contained units, although there have been several rental situations. Councillor MacKay continued that this lawyer should be set straight if his accusations are not true, and if he is right, Councillor MacKay stated he would like to know about it. He was of the understanding when it is made known to Building Inspection staff that this situation may be present, they must investigate. If there is an illegal facility, they must take action.

Mr. Cragg stated he cannot speak for staff, but his involvement in this issue has been that those which have been forwarded to him for prosecution have been prosecuted. He agreed the bulk of these are from the Lower Sackville area, although others have been prosecuted. He stated he has not been specifically instructed not to prosecute anybody, and all those he has been advised about have been prosecuted or are in the various stages of the prosecuting proceedings.

Councillor MacKay asked if the Warden or Mr. Meech would be aware of any reason for staff not pursuing prosecution where there are illegal, self-contained units detected. Warden MacKenzie and Mr. Meech both indicated they were not aware of any such cases. Warden MacKenzie expressed hope that staff would follow the same procedure for all parts of the County.

Councillor MacKay requested a follow-up report to this situation, identifying any possible problems in other jurisdictions of the Municipality, and if they are detected, what the procedure is.

Councillor Walker - Highways

Councillor Walker advised he was in receipt of a petition from the residents of Hubbards, which should be forwarded to the Department of Transportation. He advised the petition is for improvements to Station Road, Hubbards.

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

"THAT Halifax County Council support a petition for improvements to Station Road, Hubbards;

AND THAT the petition be forwarded to the Department of Transportation along with a letter requesting improvements to said road."

MOTION CARRIED

Councillor Adams - Senior Citizens' Housing

Councillor Adams indicated he was in receipt of a petition signed by approximately 30 senior citizens looking for senior citizen's accomodation.

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

"THAT Halifax County Council request a need and demand study by the Department of Housing for senior citizens' housing at Lake Echo."

MOTION CARRIED

Councillor MacDonald - Sidewalks

Councillor MacDonald stated there is difficulty with the installation of sidewalks, particularly along the Old Sackville Road. He stated there does not seem to be any consultation between the Department of Transportation, the Municipality, or even the School Board about where sidewalks should be installed. He stated the sidewalk along the Old Sackville Road is installed on the wrong side because its main purpose is to serve school children walking to and from school. Therefore, the sidewalk should be located on the opposite side of the road to where they are installed so the children would not have to cross the road more than once on their way to school. He stated it does not seem logical where the sidewalks are installed.

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

"THAT the Department of Transportation consult the Halifax County-Bedford District School Board or the Municipality in future when sidewalks are being constructed in order to determine the best location for the sidewalks."

Warden MacKenzie stated there is a committee comprise of staff and Department of Transportation officials, and they have been meeting on a regular basis. He suggested this concern be forwarded to this Committee for resolve. Mr. Meech suggested a copy of the letter be sent to Ms. Spencer, Director of Planning and Development and Chairman of the Joint Transportation Committee.

MOTION CARRIED

Mr. Meech - Funding, Municipal Capital Water and Sewer Projects

Mr. Meech stated there has been no formal commitment from the Provincial Department of Municipal Affairs or the Provincial Department of the Environment with respect to the 20 percent financial contribution for these projects. He stated the report as circulated is simply a proposal, based on certain assumptions developed at the staff level. He indicated the Provincial funding for the four projects identified as priority is based on a 20 percent capital contribution from the Province between the Departments of Municipal Affairs and the Environment. He stated Halifax County's funding will amount to 50 percent, and the property owners contribution, consistent with our policy, will be 30 percent. Mr. Meech also noted there is a requirement for a preliminary study for the MacPhearson/Lockview sewer proposal to properly define the problem and recommend a solution.

Mr. Meech noted it was indicated to him the County should be making provision for the County's participation in the proposed Herring Cove sewage treatment plant, should that be finalized. He noted an estimate based on the County's percentage of affluent going to the plant. The \$800,000 shown is 10 percent of the estimated cost of \$8 million; however, it is felt this project will not proceed unless the City of Halifax receives a substantial commitment from the Province and/or Federal government towards this. Therefore, once this project does proceed, the County's share will probably be less than \$800,000. He suggested Council should agree to add the Herring Cove project to the list of capital priority projects.

Mr. Meech continued to review his report concerning the funding for municipal capital sewer and water projects. He noted there is a pro forma financial statement included with the report indicating the County's anticipated revenues to the general capital fund and special reserve account, which will be utilized by the Municipality to pay for its contribution towards these projects. It will take approximately four or five years to generate sufficient funds from the various sources to pay the full contribution. However, the projects will probably commence at various stages and take a minimum of four years to complete.

Mr. Meech noted, excluding the Herring Cove treatment plant, the estimates to date provide that Halifax County will be incurring a capital expenditure of \$11,297,000 of which \$2,259,000 contribution is anticipated from the Province, and from the County (50 percent) - \$5.6 million; and from the property owners (30 percent) - \$3.4 million. He noted estimates of per foot frontage charges in the respective areas and the per household charge for the Middle Musquodoboit system.

Mr. Meech continued, noting the projected revenues to the Special Reserve Account and the General Capital Grant fund with major money coming from the latest policy adopted by Council from 25 percent of the Deed Transfer Tax on an annual basis, as well as the annual general capital grant received from the Province and the possibility of funds as the result of the sale of lands, etc. He also noted under expenditures, there is also provision for approvals which have already been granted by Council with respect to the Municipality's capital contribution to the expansion of Ocean View Manor, the EMO building, the special demonstration project in cooperation with the Department of Housing, the Municipality's contribution to the Eastern Passage Treatment Plant expansion, and 20 percent for the Ross Road water project, which has received the approval of Council and a 50 percent financial contribution from the Province. Councillor DeRoche indicated tenders are now being called for this project.

Mr. Meech stated an attempt has been made to show the projected revenues into these accounts for the next four years inclusive over 1987, as well as the projected expenditures for the various capital projects. If all goes according to these estimates, the County will have a deficiency in 1990 of approximately \$780,000. Therefore, the County may have to temporarily finance some money until 1991 to fully recover the contribution. However, it may also be possible that the projects will not be completed as early as anticipated.

Mr. Meech informed the last page of the report contains a proposal for the contribution from the various sources. He stated a formal proposal has been sent to the Department of the Environment for their contribution. At this point, the County is only waiting for an official communication from the respective Ministers to guarantee their financial contributions to these projects.

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

"THAT approval be granted for the recommendations with respect to funding for the municipal capital projects as outlined in the report, with the condition that the funding commitment from the Province be received."

Councillor Rawding noted MAPC recently brought down a report outlining certain needs of the County of Halifax, the Town of Bedford, and the Cities of Halifax and Dartmouth. He asked if these recommendations conflicting with the recommendations of MAPC in any manner, and if the County is taking advantage of funding which seems to be promised in generous proportions from the Province. He asked if there is any possibility of re-thinking the spending formulas based on the MAPC report and federal attention, which now seems to put water and sewer issues above all else.

Warden MacKenzie stated he could not imagine receiving any funding from the Federal government with regard to the infrastructure study, which has been prepared for three years now. He suggested there may be some funding available from the new program for the Atlantic Provinces for

certain projects. Councillor Rawding stated he would hate to commit taxpayers to high area rates and per foot frontage charges if they could be avoided by other means of funding.

Mr. Meech stated at the present time there are no programs available to provide funding to municipalities in the country from the Federal government. With respect to the MAPC proposal and as it makes reference to funding from senior levels of government, any success of obtaining funding from the federal government will not be presented in the form of a general program. It may have to take on the concept of something comparable to a subsidiary agreement between the Federal and Provincial governments specifically designating certain money to a certain project. Mr. Meech stated the Herring Cove project is consistent with MAPC, and the County would not be expected to participate in any of those proposals for Halifax Harbour, with the exception of Herring Cove. He stated there are two options: to build three separate sewage treatment plants or to build a single treatment facility to serve Halifax, Dartmouth, and a portion of the County (Herring Cove). He stated this decision is still to be made, but the County's contribution to the Herring Cove project will be less.

Mr. Meech clarified that the resolution on the floor simply adds the Herring Cove project to the capital program; Halifax County is not in a position to proceed with Herring Cove until all the facts and figures are presented, including federal contributions.

Councillor C. Baker inquired about the \$100,000 figure for Herring Cove. Mr Meech informed this is identifying the possibility of an expenditure for extension of the water system here. He noted it is not a project for specific approval at this time. Councillor C. Baker stated he has submitted a petition to the Engineering and Works Department, and the Premier, who is the MLA for the area, stated the Province would cost-share in this project. However, he did not indicate the amount of cost-sharing, and he now wants to know what this project will cost the people before the Province will make a decision with respect to cost-sharing. Mr. Meech stated the estimated cost of the project will be most important to the Province. He suggested if the project is quite small, the Province may well be willing to cost-share in this project at 50 percent.

Councillor MacKay noted when a sewer system is installed, all residents must pay and hook into the system; however, when a water system is installed, there is not a lineal foot frontage charge, and nobody can be forced to hook into the system or pay for it. He asked how this will be handled. Mr. Meech informed legislation was recently amended so capital charges can be charged for water as they are for sewer, although nobody can be forced to connect to the water system. However, the capital charge can be levied and it becomes a lien against the property.

Councillor MacKay inquired about the percentage of public support for a project before it can be approved, and he asked how those percentages will be obtained. Mr. Meech informed legally there is no specific minimum requirement for public support. He noted for Ross Road system