



NEW FILE

Halifax Regional Municipality

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County Council minutes

1987 - 1988



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M U N I C I P A L I T Y O F T H E C O U N T Y O F H A L I F A X

J A N U A R Y C O U N C I L S E S S I O N

T U E S D A Y , J A N U A R Y 6 a n d 2 0 , 1 9 8 7

January Council Session - 1987

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COUNCIL SESSION

JANUARY 6, 1987

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

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

SECRETARY: Glenda Higgins

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

Mr. Kelly called the Roll.

APPROVAL OF MINUTES

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

"THAT the minutes of the November 18, 1986 Council Session be approved as circulated."

MOTION CARRIED

AGENDA ITEMS

Councillor P. Baker - Sewer Hook-up, Lakeside/Shad Bay

Councillor C. Baker - Snowmobiles

Councillor MacDonald - Lumbering

Councillor Walker - Department of Transportation

Councillor Bayers - Postal Service, Musquodoboit Harbour

Warden MacKenzie - Sunday Store Closings. There was some discussion about whether or not this matter should be discussed in-camera. Warden MacKenzie suggested it should; others expressed objection. It was agreed to decide upon this when the discussion began.

LETTERS AND CORRESPONDENCE

Federation of Canadian Municipalities

Mr. Kelly reviewed this letter inviting the submission of resolutions on subjects of national municipal interest for the national FCM conference in May. Mr. Kelly advised all submissions must be made before March 6, 1987 for inclusion in the Conference Policy Development Book.

Department of Lands and Forests

Mr. Kelly read this letter respecting hunting regulations on MacNab's and Lawlor's Islands.

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

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

The Salvation Army Grace Maternity Hospital

Mr. Kelly read this letter of appreciation from Mayor Harry Cook, Municipal Government Campaign Committee.

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

"THAT this letter be received; also that a letter be sent to the Municipal Government Campaign Committee commending them on the excellent fund-raising job they have done for the new hospital."
MOTION CARRIED

Canada Post Corporation

Mr. Kelly advised this letter is a response to Council's letter of October 27 expressing concern about the adequacy of the Eastern Passage Post Office. Mr. Kelly further advised that this post office has been assessed and problems identified, and recommendations are forthcoming for improving and/or expanding the facility.

Councillor Deveaux expressed appreciation for the action taken with respect to the post office in his area.

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

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

Union of Nova Scotia Municipalities

Mr. Kelly advised this letter is in response to Council's letter respecting nuclear arms safety. The Union has advised at a meeting of the UNSM Executive on December 4 a motion in support of nuclear arms safety carried unanimously.

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

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

Federation of Canadian Municipalities

Mr. Kelly advised this correspondence, in response to Council's letter respecting nuclear arms safety, indicates the matter will be brought to the attention of the Resolutions Committee at a meeting on December 12.

Warden MacKenzie stated the FCM brought this matter to the Board of Directors, and they did not have any recommendation with respect to this. It was felt by the Resolutions Committee that every effort is being made by the authorities with respect to nuclear arms safety. Councillor Fralick felt the FCM should be held responsible for any nuclear accident, as they do not see it necessary to take action in this respect. Warden MacKenzie objected, stating the Committee simply feel everything possible is being done to assure nuclear arms safety.

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

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

Nova Scotia Department of Housing

Mr. Kelly advised this letter is for Council's information advising of the membership of the Halifax County Regional Housing Authority. He advised Mr. John Erskine is the new Chairman of the Board, and Mr. Ron Jennex is the General Manager.

Councillor C. Baker asked where application is made to get into a senior citizen's home. Warden MacKenzie advised the new Halifax County Regional Housing Authority has an office in Cole Harbour, and Mr. Ron Jennex is the General Manager. Mr. Kelly advised of the telephone number as indicated in the correspondence.

Councillor MacKay suggested a letter be sent to Mr. Schofield expressing appreciation for the manner in which the Department of Housing has handled the situation of the new Housing Authority for Halifax County.

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

"THAT this letter be received and that a letter of appreciation be sent to Mr. Schofield for the efficient manner in which the new Halifax County Regional Housing Authority was established and for the efficient manner in which it is operated."

MOTION CARRIED

Office of the Mayor, City of Halifax

Mr. Kelly reviewed this letter advising a long-term commitment to the County for a playground at Goodwood would not be possible.

Councillor P. Baker advised the people of Goodwood raised approximately \$7,000 for this playground. He stated Goodwood is isolated, and this is the only area for a playground because much of the lands in the area are swamp lands. He stated the annexation of these lands for the City's industrial parks made former residents poor. He stated he would be willing to put district capital funds towards this land, as well as encouraging the people to raise more money.

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

"THAT Halifax County staff meet and negotiate with the City of Halifax for the playgrounds lands at Goodwood."

Councillor Merrigan suggested further action should be taken, such as annexation of the lands. He stated he would like to see the possibility of annexation of these lands added to the motion, should the City not be willing to sell these lands to the County.

Councillor Walker agreed with the other speakers, but he felt other lands should be considered for a play area. Councillor P. Baker replied there are no other lands in the area for this purpose because it is all swamp land. He stated if there were other lands, the people would have used that opportunity earlier.

MOTION CARRIED

Project Team, Fire Station Location Study

Mr. Kelly read this letter from Chief Harold Parker advising the sub-station for the Beaverbank Fire Department has been completed, and the fire protection boundary line should be moved in a southerly direction to the recommended position as indicated in the study.

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

"THAT the boundary line be changed as recommended in the Fire Station Location Study."

Councillor MacKay clarified that the Nova Scotia Research Foundation made various recommendations with respect to this, but he did not feel the decision was based entirely on their recommendations. He stated the previous Councillor for the area had acquired land for the sub-station before the study by the Nova Scotia Research Foundation was complete.

MOTION CARRIED

Councillor MacDonald noted this change in boundary will affect the tax rate. Mr. Meech agreed, stating there will now be an area that will not be part of the coverage area for the Sackville Fire Department, and the assessment would not be part of the assessment base for the Sackville Fire Department. He stated the amount generated from that area is approximately \$30,000. Mr. Meech stated that both fire departments will be advised that the fire coverage area for first response for Sackville will not include this area, which is now the first response area for the Beaverbank Fire Department. He stated the monetary arrangements would be complete later, after further meetings with the Councillors for the area.

Councillor MacKay was of the understanding that the tax rate still has to be determined, as there is a requirement for further negotiations. He clarified the motion passed was not intended to adopt all recommendations of the Nova Scotia Research Foundation. Mr. Meech agreed, stating the purpose was only to have Council endorse the change to the fire boundary. Councillor MacKay noted it was agreed at a previous meeting to have residents of the affected area notified.

PLANNING ADVISORY COMMITTEE REPORT

Application No. RA-SA-43-86-20 Rezoning of Lot 65R-L of the Lands of the Nova Scotia Housing Commission, 48 Lumsden Crescent, Lower Sackville

Mr. Kelly reviewed the report.

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

"THAT a public hearing for Application No. RA-SA-43-86-20 be held on February 9, 1987 at 7 p.m."

Councillor MacKay noted that staff are recommending approval of the application, and he asked if the motion also constitutes approval of the application. Mr. Cragg informed the only motion Council is dealing with is the motion to hold a public hearing; the staff report is incidental to the motion. Councillor MacKay noted when Council decisions are appealed, there is much bearing on who recommended what.

Mr. Cragg pointed out the staff report will be presented to Council at the public hearing. Councillor MacKay clarified that the motion is to determine whether or not a public hearing will be held without a Council recommendation. Mr. Meech noted that the advertisement for the public hearing will read that it is the intent of Council to consider amending the Land Use By-law. There was much discussion concerning the intent behind the motion.

Councillor Wiseman expressed objection to the motion. She felt holding this public hearing is asking Council to consider making legal an illegal apartment.

Councillor McInroy also expressed objection to the motion because when Municipal Planning Strategies and Zoning By-laws are adopted containing provision for zoning, they should only be changed if there is valid justification for such. He stated the onus should be on the property owner as he will benefit from the increased value of his property at the expense of abutting property owners. Councillor McInroy stated he finds it frustrating that the ideals of the municipal plans are abandoned and everybody who applies for a rezoning gets a public hearing, but nobody shows up for it. He stated the people who worked in the plan cannot be asked to come back to every public hearing for the area to defend the plan. He further felt it is not fair for residents of an area to rezone a portion of property because those residents purchased their homes knowing the surrounding lots were zoned, not expecting that the zoning would change. Councillor McInroy stated he is frustrated with the lack of support for the Zoning By-law and Municipal Development Plan, and he stated many of his residents have expressed this to him.

Councillor MacDonald also stated he is opposed to the motion. With rezonings quiet neighbourhoods change to rowdy neighbourhoods, and he felt legalizing basement apartments would contribute to this deplorable situation. Councillor MacDonald continued that the zoning should remain as the plan dictates until it is reviewed because it is what the people wanted. He felt there is no need to review the present plans because they have been almost completely reviewed over the past year by rezonings, etc.

Councillor Lichter noted that Councillor McInroy had stated the onus to prove there is justification for rezoning should be on the property owner. However, he asked who this should be proven to without a public hearing. He stated the Cole Harbour and Sackville plans have changed not because the people did not want it changed. All changes were made with Council's support.

MOTION CARRIED

Application No. RA-SA-42-86-20 Rezoning of Lot 198-S, Phase 8 of the Lands of the Nova Scotia Housing Commission, 37 Sampson Drive, Lower Sackville

Mr. Kelly reviewed the report, advising it is the Planning Advisory Committee's recommendation that a public hearing be held on February 9, 1987.

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

"THAT a public hearing be held for Application No. RA-SA-42-86-20 on February 9, 1987 at 7 p.m."

Councillor Wiseman expressed objection to the motion, stating this is another issue which lead to much controversy over the past year. She stated this is a situation where a real estate agent purchased a property with full intentions of changing it to a rental property - the downstairs being renovated to an apartment. She expressed objection to people using Council and the public hearing process to make money at the expense of other residents.

Deputy Warden Mont stated he would support the motion because he recently asked for support for a public hearing for an application which was recommended for rejection. He felt all people should have the right to have their application heard at a public hearing.

MOTION CARRIED

Application No. RA-CH/W-47-86-21 Rezoning of Lot 102, Phase 1A of the Forest Hills Land Assembly, 2 Eastwood Court, Cole Harbour

Mr. Kelly reviewed the report, advising that a letter has been received indicating that the applicant is withdrawing his rezoning request, and that the public hearing scheduled for this application is to be cancelled.

Deputy Warden Mont asked if the letter of cancellation has been received. He noted that this applicant specifically asked him to support a public hearing. In speaking with the Chairman of the Planning Advisory Committee, Deputy Warden Mont informed the Planning Advisory Committee were not sure there was a letter, but that this may have been communicated through staff.

Councillor Lichter informed that staff had informed the Planning Advisory Committee that this letter has been received, although no member of the Planning Advisory Committee has actually seen the letter.

Nova Scotia Municipal Board Decision, Oakdene Estates

Deputy Warden Mont noted there was some controversy at a previous Council Session concerning a similar order. At that time Council asked that a letter be sent to the Municipal Board indicating that Council prefers they make the orders themselves rather than directing them to Council. He asked if this letter has been sent, and if there has been any response. Deputy Warden Mont noted that the last order did not allow for the appeal period, but this order suggests that the order be carried out 20 days after the expiry of the date of the order. Mr. Cragg informed communication did go the Municipal Board subsequent to a meeting with Board Members about this problem. The Board realized they had ordered Council to carry out their decision before the appeal period had expired, and they had expressed apology for that. With respect to handling orders themselves, Mr. Cragg advised the Board is

aware of the problem of Council voting for or against something and then having the Board order Council to change its decision. However, they feel this can only be changed by way of amendment to the Planning Act, and those amendments are felt by the Board to be appropriate.

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

"THAT the order of the Municipal Board with respect to the Oakdene Estates be accepted."

Councillor MacKay asked when the Board renders their decision, if the immediate abutters and appellants are notified. He noted when the appeal is lodged, the immediate abutters are notified by the appellant. Mr. Cragg informed he did not think abutters are notified by the Board, but they are all notified by certified mail which much be confirmed by an affidavit of service. Mr. Cragg felt the Board's position is that once the abutters are notified of the hearing, it is up to them to go to the hearing and/or find out what the decision was. He informed residents have, in the past, specifically requested the Board to notify them of the decision, and the Board has done so. Councillor MacKay suggested it may be appropriate for Council to notify of the Board's decision and order. He stated it is difficult to explain these matters to the public several months after the fact. He suggested the County run an advertisement in the newspaper informing of the Board's order.

Councillor Lichter noted such an advertisement is presently put in the newspaper indicating that a rezoning has been carried out. He felt this is done regularly as required under the Planning Act. Mr. Cragg informed if the rezoning had passed at the Council level, the public would have been notified by an advertisement. However, if an order of the Municipal Board is accepted, it could be said the Land Use By-law has been amended and that an advertisement should be placed in the newspaper.

MOTION CARRIED

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

"THAT in any and all instances where an appeal is lodged with the Municipal Board and the decision of Council is reversed that an advertisement to that affect, outlining the consequences of the decision, be placed in the newspaper, as per Halifax County's normal policy for advertising."

MOTION CARRIED

Application No. RA-TLB-46-86-02 Amend the Timberlea/Lakeside/Beechville Land Use By-law by rezoning a portion of the Lands owned by Guernsey Development Group, Ltd., Lakeside

Mr. Kelly outlined the report and recommendation of the Planning Advisory Committee.

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

"THAT Application No. RA-TLB-46-86-02 be approved and that a public hearing be held on February 23, 1987 at 7 p.m."
MOTION CARRIED

File No. PA-LM-12-86 Telecommunication Tower in the Resource Designation, North Preston, Lake Major, Lake Loon/Cherry Brook and East Preston Plan Area

Mr. Kelly read the report.

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

"THAT Application No. PA-LM-120-86 be approved and that a public hearing be held on February 23, 1987 at 7 p.m."
MOTION CARRIED

Application No. F-1239-86-05 Proposed Subdivision of Lots MH-A and MH-B of the Subdivision of Lands of Michael Hart and Brian Grey, Sambro

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

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

"THAT a public hearing for Application No. F-1239-86-05 be held on February 3, 1987 at 7 p.m."
MOTION CARRIED

Council Rejection of Development Agreements

Mr. Kelly reviewed this report, advising the Nova Scotia Municipal Board have requested reasons for rejecting development agreements.

Deputy Warden Mont asked how the Municipal Board would expect Council to give these reasons as there may be 21 or more different reasons for rejecting a development agreement.

Councillor MacKay expressed agreement with Deputy Warden Mont. He noted there is an order from the Municipal Board with respect to Oakdene Estates Ltd., but they have not included any reason for overturning Council's decision. He stated the Municipal Board base most of their decision on two criteria: 1) the recommendation from Planning staff, and 2) the Municipal Planning Strategy's provision for higher density residential development. He agreed with Deputy Warden Mont there may be many reasons for rejecting a development agreement.

Councillor Lichter also expressed agreement with Deputy Warden Mont and Councillor MacKay. He informed similar concerns were brought forth during a lengthy discussion about this at the Planning Advisory Committee level. He felt this request amounts to extra paperwork. The Municipal Board does not want the applicant to receive the staff report or the minutes of the public hearing, but a letter that would dictate Council's decision in brief.

Deputy Warden Mont suggested this may mean each of the reasons may have to be voted upon as part of the resolution in order to see if Council agrees to the reasoning. He suggested this will make the decision-making process much longer and more complicated. Mr. Cragg informed he discussed this matter with staff when the new Planning Act was implemented. He informed it was his suggestion that sending the minutes of the Planning Advisory Committee meeting, the staff report, and the minutes of the Public Hearing would suffice. He expressed agreement that the minutes should be enough, and this letter will make more paperwork. To implement this all Council can do is send a letter, along with the minutes and report for courtesy, briefly summarize them for those who cannot read them themselves.

Councillor McInroy suggested the Board may have an ulterior motive behind this request. He suggested it may work to Council's benefit to have some clear definition, but it may also give the Municipal Board another document for use against Council. He stated if something is given to the Municipal Board in writing, Council should be careful and know what will actually be presented to the applicant.

Councillor Eisenhower referred to the report from the Municipal Board. He noted the Board has told Council they must be careful to give reasons for rejecting an application based on technical grounds. He questioned democracy and the will of the majority of the people. He stated many of his decisions are based on the majority of a community and what they want, rather than technical merits.

Deputy Warden Mont stated he would not be satisfied with staff going through the debate to decide what Council's reasons were for rejecting an application.

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

"THAT in any motion made for rejection of a development agreement or Comprehensive Development District that the reasons be given for Council to vote on."

Deputy Warden Mont suggested a meeting with the Municipal Board in a closed door session to air concerns and problems of Council with the Municipal Board. He informed he does not fully understand what the Municipal Board wants from Council.

Councillor Deveaux asked if this motion will apply to all cases of rejection in Council or only when the rejection takes place contrary to the staff recommendation. Deputy Warden Mont clarified reasons should be given for any rejection, as it is Council's decision - not staff's. He suggested if the rejection is in accordance to staff's recommendation, the reasons could be as outlined in the staff report or for other reasons. Councillor Deveaux continued that he felt the Municipal Board has misconstrued the meaning of "may" and "shall".

Councillor MacDonald asked if Mr. Cragg would advise Councillors to make decisions based on technical merits only, rather than using social and moral issues as a basis for a decision. He noted that rejections

based on social and moral issues are often overturned by the Municipal Board. He stated this makes Council look bad, and representatives lose credibility with the public. Mr. Cragg informed the Municipal Board cannot overturn a decision of Council unless the decision cannot be reasonably be said to carry out the intent of the plan. The Board may say if they had been sitting as Council in the first instance, they may have reached a different decision, not meaning that Council did not reasonably carry out the intent of the plan. Mr. Cragg felt Council can hear and decide on issues based on various thoughts of the residents, technical matters, experts opinions, etc. He felt all matter should be considered; not strictly the words of the MPS.

Councillor Lichter agreed with Deputy Warden Mont that there should be a meeting between Councillors and Members of the Municipal Board to discuss some difficulties and concerns. He stated he is frustrated with this request, and he would recommend that Council simply send a covering letter to the applicant stating the reason for rejection of the application is because x number of Councillors voted for it and x number voted against it. He stated all politicians get where they are because people voted in their favour. He stated it is asking too much to have Council justify how 21 different Councillors voted.

MOTION CARRIED

Plan Amendments

Mr. Kelly read this report from the Planning Advisory Committee expressing concern about plan amendments by Council which have not yet been endorsed by the Minister of Municipal Affairs. He pointed out that the plan amendment approved by Council on April 7, 1986 was signed by the Minister of Municipal Affairs on January 5, 1987, although it has not yet been received. Therefore, he stated the recommendation will be that Council write a letter to the Minister to determine the Department's intent with respect to the plan amendment PA-SA-04-86.

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

"THAT Council write a letter to the Minister of Municipal Affairs to determine the Department's intent with respect to the plan amendment approved by Council on September 30, 1986 (File No. PA-SA-10-86)."

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Purchase of Lands Adjacent to Sackville Heights Elementary School

Mr. Kelly reviewed the report.

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

"THAT approval be granted for the purchase of a parcel of land adjacent to the Sackville Heights Elementary School containing 23,000 square feet from Mr. Bruce Rogers at a purchase price of \$5,000."

MOTION CARRIED

Expropriation of Property, Zinck's Road, East Dover

Mr. Kelly read the report.

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

"THAT the Municipality proceed with the expropriation of the required lands owned by Mr. Moriyama at Zinck's Road, East Dover."

Councillor MacKay asked what the anticipated cost of this expropriation will be, and where it is intended the funds will come from. Mr. Meech replied in the past expropriation of lands were charged to the District Capital Grant account. In this instance, the agreement was to discuss this with Councillor P. Baker and in the meantime decide where the source of funds for this project would come from. Councillor MacKay was of the opinion the money for expropriation of lands should not come from a district capital account because there is not a lot of money in this account, and many Councillors find themselves falling short with this account. He continued that in this instance the expropriation is to make the road upgradable to Department of Transportation standards, and he felt this money should come from the general account.

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

"THAT the Municipality proceed with the expropriation of the required lands owned by Mr. Moriyama on Zinck's Road, East Dover and that the funds come from the general account."

Councillor Walker stated he does not believe the money for this expropriation should come from the district capital accounts, but he did not feel it should come from the general fund either. He stated this project will be beneficial to the general community, and funds cannot be taken from the general fund for this purpose. He suggested consideration be given to dealing with expropriations from another fund.

MOTION CARRIED

Warden Mackenzie agreed this matter should be considered in the future. He suggested it be dealt with at the Executive Committee sometime in the future.

Councillor Deveaux informed he also has an expropriation coming up, and he stated there are a number of issues with respect to private lanes and expropriations that must be settled. He asked to be invited to the

Executive Committee meeting when this matter is discussed. He stated some decisions respecting this will have to be done as soon as possible.

Request for Grants

Mr. Kelly reviewed the requests.

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

"THAT Council approve a District Parkland Fund grant, District 14 in the amount of \$2,197.55 for the purchase of playground equipment, Robinson Park, Lockview Road."
MOTION CARRIED

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

"THAT a District Capital Grant, District 19 in the amount of \$2,606.43 for the purchase of playground equipment, Bridalwood Subdivision, Old Sackville Road, be approved by Municipal Council."
MOTION CARRIED

COLA, County, Non-Union Employees

Mr. Kelly read the report recommending a 3 percent COLA salary increase for County non-union personnel.

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

"THAT Council approve a general increase to the salary scales for County, non-union personnel in the amount of 3 percent effective January 1, 1987."

Councillor Reid was of the understanding that Councillor's salary increasing by 3 percent was part of the Executive Committee recommendation to Council. Mr. Meech informed the salary's by-law for Council Members must be amended to increase the salary. He informed it is only necessary to expand the resolution to include Councillor's salary.

Councillor Lichter informed he had added this item to the agenda earlier not knowing it would be included with this discussion. He stated he brought this point up now because when it is decided in April or May that the increase will be given retroactive to January 1, it then takes the Minister a considerable amount of time to approve the amendment to the by-law. Councillor Lichter stated this time delay would not be cause for concern except that he recently learned that MLAs can collect their salaries at the first of every year for the entire year. This being the case, he informed he wants to assure that the Minister of Municipal Affairs will approve the 3 percent COLA within three months, rather than leaving this until April or May.

Councillor Reid and Deputy Warden Mont agreed to amend the motion to read:

"THAT Council approve a general increase to the salary scales for County, non-union employees in the amount of 3 percent effective January 1, 1987; also that the Salaries By-law for Council Members be amended approving a 3 percent salary increase for Councillors effective January 1, 1987."

Councillor Deveaux asked what level of employees will receive this increase. Mr. Meech informed it will effect all employees who are not part of a bargaining unit, including Department Heads. Councillor Deveaux asked if there has ever been any consideration to an incremental system whereby employees on a higher scale would receive a smaller increase than those on a lower scale. Mr. Meech informed this was considered in the past; however, it must be taken into consideration that those in the higher salary levels are paying higher income taxes.

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

"THAT the matter of a COLA be referred to the Executive Committee with the intent of sending another recommendation to Council with respect to an increase on an incremental basis."

MOTION DEFEATED

ORIGINAL MOTION CARRIED

Burning By-law

Mr. Kelly advised the Executive Committee reviewed the draft Burning By-law as prepared by Mr. Cragg, and there were some concerns raised. The Executive Committee recommended that the proposed Burning By-law be referred to Council for discussion purposes and referred back to the Fire Advisory Board for further consideration and recommendation. He also informed Council may approve the proposed by-law as it now reads.

Deputy Warden Mont expressed concern about Sections 4 and 5, stating it appears that any kind of fire will require a burning permit, including a backyard barbeque.

Councillor Fralick expressed agreement with Deputy Warden Mont's concern, and he added that woods operators should not be required to get a burning permit for every day they work.

Councillor C. Baker asked when this by-law would apply and when a burning permit would be required. He noted the Department of Lands and Forests already require that a burning permit be obtained during

certain periods of the year. Councillor C. Baker stated he would be against the public being required to obtain a burning permit during the winter months. Warden MacKenzie advised this concern would be considered by the Fire Advisory Board.

Councillor Deveaux expressed hope there will not be too many changes to the proposed by-law as it now stands. He stated the intent behind the by-law was to control problem burners, and to give fire chiefs more authority to control burning throughout the County. Councillor Deveaux concluded that he had spoken to several fire chiefs throughout the Municipality, and they appeared to be in favour of such a by-law.

Councillor Walker informed it is difficult to determine when fires should be restricted. He stated open wood barbeques should be controlled, and a permit should be required for such. Deputy Warden Mont expressed objection, stating if a permit will be required for a backyard barbeque, he would want the option to opt out of this by-law, as rural districts would. Councillor Walker felt in urban areas when homes are only 16 feet apart, there should be a requirement for a burning permit for open pit barbeques.

Councillor Merrigan questioned Section 10 and the meaning of the word "thereunder". Mr. Cragg informed the wording should be "hereunder", meaning the fire chief will have the power to revoke a burning permit should the fire be inappropriate according to the terms of the fire.

Councillor Lichter questions Section 3 of the proposed by-law Mr. Cragg clarified that no municipal permit will be required between April 15 and October 15, when the Lands and Forests Act applies. He stated the intent is to ensure that anyone wishing to burn at any time during the year would get a permit, either from the Municipality, during time frames not legislated by the Provincial government, or from the Province within those time periods.

Councillor MacKay informed in Sackville, when the Provincial permit is required, the Department of Lands and Forests only issue a permit for daylight hours, Monday to Friday; if a permit is required for the evening or the weekend, it is obtained from the local fire department. Councillor Bayers informed the Department of Lands and Forests permit is applicable from April 15 to October 15, and certain restrictions are included with this permit, i.e., the fire cannot be started before 5 p.m. Under this permit, fire fighting equipment must be available, the fire must be supervised, etc.

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

"THAT the proposed burning by-law be referred back to the Fire Advisory Board for further discussion with respect to the concerns noted by Council and Members of the Executive Committee."

MOTION CARRIED

Proposed Study, Sackville

Mr. Kelly read the report of the Executive Committee, recommending that Henson College be retained to carry out a study of Sackville at a cost of \$19,650.

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

"THAT Henson College be retained to carry out the study of Sackville in accordance with the terms outlined in the report at a cost of \$19,650."

Mr. Meech advised he had been in contact with the Sackville Advisory Board about this, and he had asked them to provide their views as to the proposed study. Mr. Meech informed the Sackville Advisory Board has not yet had the opportunity to meet since his discussion with them, and he suggested this matter may be deferred pending a response from the Sackville Advisory Board.

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

"THAT the matter of a proposed study for Sackville by Henson College be deferred to the next Council Session pending a response from the Sackville Advisory Board with respect to this."
MOTION DEFEATED

Councillor Lichter noted when this matter was last discussed, Mr. Meech assured the costs involved were minimal. However, Council is now considering a cost of more than \$19,000.

Mr. Meech agreed when this was first discussed in Sackville, the suggestion had been that Henson College could be retained as a facilitator, but after pursuing the matter further, Henson College stated if there were to participate in such a study, they would have to be given the opportunity to substantiate whatever recommendations they gave from the study. Therefore, the cost has gone up from what was originally discussed. The costs amount to an independent study by Henson College, including consultation with various Councillors and background research into similar situations which could be used for input into the study.

Councillor Lichter continued that he is against the study due to the cost and because a consulting team has been retained in the past, but their recommendations were not implemented. The only beneficiary from that study was the consulting firm who made money from the study. Councillor Lichter also expressed concern about the study being applicable to other urban centres. He questioned the meaning of this reference, as contained in the letter from representatives of Henson College. Mr. Meech suggested this study will relate particularly to Sackville, but may also be applicable to the Cole Harbour area which is experiencing some transition now, or other urban communities within Halifax County, depending upon the conclusion of the report.

Councillor Lichter suggested it would be practical to expect that the three month study will drag out into a longer study, and perhaps a more expensive study. He asked if this commitment will mean two professional staff members will work full time for three months, or for only a few hours per day for three months. Mr. Meech suggested Henson College will not be working full time on this particular project, but there will be other people than those named associated with Henson College and the School of Public Administration who may be called upon for certain research and input. Councillor Lichter noted the cost for three months will be \$18,175, which is approximately \$3,000 per month per person. He stated if this is the case, full service for the full three months should be expected. Mr. Meech concluded the facilitators named will have other commitments and responsibilities, but it is expected that Halifax County will get the benefit of a substantial portion of their time over the period of three months.

Warden MacKenzie noted that the Department of Municipal Affairs may be persuaded to participate financially in this study. Mr. Meech advised he has had preliminary discussions with respect to this with the Minister, but it has been suggested that Halifax County should take the leadership and initiative. Mr. Meech agreed there may be some financial assistance available from the Department of Municipal Affairs, but Halifax County may then pay the price of not having full control over the terms of reference and the study.

Councillor Deveaux stated there have been many studies done over the years, and they simply sit on the shelf and collect dust. Councillor Deveaux stated if Sackville wants to incorporate they should take the necessary steps and not expect the County to pay for it. Councillor Deveaux stated he cannot support the money being spent for this study because whatever will happen to Sackville and the Municipality will happen. He felt the Province should be approached about funding this study, or if it is that important to Sackville residents, they should pay for it themselves.

Councillor MacKay stated the problems in Sackville are not unique, and this study will find ways to better serve the residents of Sackville and to better govern this Municipal unit. If this cannot be accepted, the motion should not be supported.

Councillor McInroy agreed there is much money wasted on studies, but in this case there are very current issues relevant to various parts of the County. Councillor McInroy felt this is an opportune time to consider the current situation and to determine if Halifax County Council is able to change the structure of the government in Halifax County. He stated what is now is not adequate, and it cannot be expected to govern Cole Harbour and Sackville as it is now. There is a need for local autonomy in the larger urban areas. Councillor McInroy continued he would support the study in order to find autonomy for the communities and to give the people the right to make their own decisions.

Councillor MacDonald stated this study will be important to Halifax County, and it could be the last study if common ground and autonomy for urban areas can be found. Councillor MacDonald continued that Halifax County has many services available that many residents are not aware of. He also stated if \$19,000 is what it costs to solve this problem, it is a cheap solution.

Deputy Warden Mont stated he would support the study in hopes that concentrating on the community of Sackville will not make it necessary for other studies. He clarified that the study will include discussions with all councillors and other community groups, rather than just Sackville councillors and community groups. He suggested this should all be included in the agreement with Henson College. Mr. Meech informed part of the terms of reference include that there will be assurance that there will be discussion with Members of Council, interpreted to mean all Members of Council. Mr. Meech informed it was his understanding that Henson College would be interested and prepared to talk to other interested groups as well.

Councillor Lichter stated that Councillor McInroy clearly stated local autonomy is the issue, and that is the answer to the study without spending \$18,000. Councillor Lichter continued that as long as this is one Municipality, there is one Council, and he stated this will remain as his opinion regardless of any studies.

MOTION CARRIED

Sale of Lands, Frenchman's Road

Mr. Kelly reviewed the report.

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

"THAT the County-owned lands, Lots A and C, located at Frenchman's Road, be sold to Mr. and Mrs. David King for \$12,000."

MOTION CARRIED

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

"THAT Council recess for ten minutes."

MOTION CARRIED

The Council Session reconvened at 9 p.m.

AGENDA ITEMS

Councillor P. Baker - Sewer Hook-up, Lakeside/Shad Bay

Councillor P. Baker noted the treatment plant in question is located at Lakeside, but Bayside and Shad Bay are the receivers of the affluent flowing into very still waters. He continued that residents of his district have reminded him that this matter has been considered by Council twice in the past year, and the people want Council to stand

behind their rejection of this request. He stated that Halifax County Council's credibility is at stake. He stated the environment must be protected, as the waters have changed for the worse since the Lakeside treatment plant was constructed. Councillor P. Baker informed there are two new subdivisions being constructed in Shad Bay and Bayside, and the people here have spent much money to get their homes on these shores. He stated the residents are upset by the fact that Council even considers further discussion on this matter. He informed he presented a petition containing approximately 850 names when this matter first came forth. Councillor P. Baker stated nothing can be done about what is there now, but the question arises about a meeting proposed by the Premier. He commended Warden MacKenzie for the stand he has taken in this matter, and he asked Warden MacKenzie and Members of Council to continue to support denial of the City's hook-up to the Lakeside treatment plant.

Warden MacKenzie advised he had circulated a letter he received from the two Ministers requesting that this matter be reconsidered. Warden MacKenzie stated he had informed them in the past that Council's decision was final, but he felt the Premier's request for a meeting should be granted. He noted the Ministers were requesting a closed door session to ensure a full and frank discussion on the entire matter. Warden MacKenzie advised it is up to Council to determine if there should be a meeting with the two Ministers. Warden MacKenzie advised he has received many letters from ratepayers in the area, which have all been distributed to Members of Council. Warden MacKenzie stated he would like to meet with the Ministers not to discuss a hook-up to the treatment plant at Lakeside, but to discuss some other thoughts with respect to servicing the City's industrial parks.

Councillor P. Baker stated that Shad Bay and Bayside receive the affluent from this treatment plant, and the residents are very concerned about this.

Councillor C. Baker stated there are turbulent waters in Herring Cove, but there is no treatment plant. In Herring Cove the fishermen are deprived of their fishing rights because the waters are so polluted. He concluded that he is happy to see this matter come to a head, but he would not be supportive of trade-offs.

Councillor Eisenhauer expressed support for Warden MacKenzie attending a meeting with the Minister of Municipal Affairs and the Minister of the Environment. However, he felt part of the negotiations should include absolutely no hook-up to the Lakeside treatment plant, but to have this plant turned into a pumping station going in the opposite direction. He stated the City of Halifax should not build a sewer plant in Herring Cove because that would be up to the County. The people in Herring Cove must be involved in this decision. Councillor Eisenhauer continued the Department of the Environment has not considered the fact that body of water that the Nine Mile River normally flows, and the new waters from PockWok Lake are not the natural flow of water; therefore, the entire body of water is subject to change. Councillor Eisenhauer expressed objection to allowing the

City of Halifax to hook their industrial parks in the treatment plant at Lakeside because there will then be no guaranteed "get out" clause, and the lands all around the park developed residential will also be going into Lakeside treatment plant and into the Nine Mile River. He felt negotiations should begin to get the Lakeside treatment plant pumped into the Herring Cove treatment plant. Then when the problem gets bad in Shad Bay there will be a way out. Councillor Eisenhauer stated there are already payment arrangements available as to how the City of Halifax would pay for the sewer flowing in the County's plant, as is already done in Bedford and other plants. He concluded that the residents of Herring Cove should determine where the plant will be, rather than the City of Halifax putting the plant in Herring Cove.

Warden MacKenzie stated that Bayers Lake and Ragged Lake industrial parks and the Atlantic Winter Fair site will require treatment plant facilities in the future. He suggested the line could be extended to the existing Herring Cove line. He stated this could be done tomorrow with a solid agreement that there will be a treatment plant at the Herring Cove location with the consent of the people in the area. He stated this will open many undeveloped lands for the City as well as the County, and the water supply will have to go into this area should it develop. At that time it could also go into the Harrietsfield area where a water supply is badly needed. This proposal will not cause anybody any problems with respect to hooking into the Lakeside treatment plant. Warden MacKenzie reiterated that he would not support hooking into the Lakeside treatment plant from the Bayers Lake and Ragged Lake industrial parks. He continued that he had been researching through annexation materials, although he has not been able to get the total transcript of the public hearings during annexations procedures. However, he was in receipt of a report by the Municipality which gave grounds for the annexation application, stating "... the City of Halifax is prepared to extend all Municipal services required within the subject area and to control the development of the subject area and its relationship to the City of Halifax." "...that any development within the subject area will impact upon the environment, infrastructure, and economy of the City of Halifax, and accordingly the City of Halifax should have control over the land use and other planning of the subject area." "...that development in the subject area will be serviced through the City of Halifax water and sewer system, and accordingly the City of Halifax should obtain the tax revenue from such development to compensate the City of Halifax for the impact on its services and its economy." Warden MacKenzie noted the above was a direct quote from the City's application to the Board.

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

"THAT the County of Halifax reject any requests for an in-camera meeting to discuss the Halifax industrial park sewage disposal issue."

Councillor P. Baker explained he is also hesitant about a public meeting, but out of courtesy to the Premier and his cabinet, such a meeting should be held. However, such a meeting should not be held privately as this is a public issue.

Councillor MacDonald inquired about the balance of the Lakeside/Timberlea area being hooked up to this treatment plant. He noted there is capacity available in this plant, but he questioned why the remainder of the area would not be hooked into the treatment plant. Mr. Meech informed there was a section in Timberlea that had indicated there were not interested in being connected to the central system. However, since the plant has been there for some time, there has been a change of view about this matter, and there has been representation from those residents indicating they would be interested in having those lines extended to their area. Councillor MacDonald stated much injustice would be done to the residents of Halifax County if the remainder of the system went to the City of Halifax rather than the residents desirous of being hooked into this system.

There was some discussion about the intent behind the motion. Several Councillors felt the meeting should be open to the public, while others felt negotiations and discussion should take place in private while decisions made will have to be done in public. Councillor C. Baker suggested that Engineering staff be present at any meetings to know what is good and what is not good for this system. He also stated that any commitments with respect to a plant at Herring Cove will have to be put on paper before any hook-ups begin. After further discussion,

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

"THAT the County of Halifax reject any requests for an in-camera meeting to discuss the Halifax industrial parks sewage disposal hook-up to the Nine Mile River plant, but a meeting to discuss alternatives will be welcome."

MOTION CARRIED

Councillor C. Baker - Snowmobiles

Councillor C. Baker informed there has been some trouble with snowmobiles and ATVs on Long Pond during the evening.

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

"THAT a by-law to govern the use of snowmobiles and ATVs be drafted for Halifax County."

MOTION CARRIED

Councillor MacDonald - Lumbering

Councillor MacDonald informed there has been great concern about lumber mills in Halifax County and more particularly Sackville. With the sudden announcement of the closing of Hefler Lumber there will be 75 people out of work either directly associated with the mill or employed by the former owner who used the mill in conjunction with the present owners. Councillor MacDonald informed he was of the understanding Mr. Hefler tried to buy back the mill in early December, but before the deal was closed, the present owner backed down. He suggested a letter be written to the Minister of Lands and Forests asking him to do

everything possible to find out what has happened to Hefler Lumber and to correct any involvement they may have had with its closure. He stated this closure should be investigated thoroughly to know what is taking place. Councillor MacDonald informed after his own investigation he had discovered the stumpage fees across the country range from \$3 to \$5 in Quebec and Upper Canada, but in the Maritimes stumpage fees are approximately \$47. Barrett Lumber had also expressed concern about this. The 15 percent duty to the United States has also caused many problems for lumber companies, especially in the Maritimes. He suggested the Maritimes should be waived of the 15 percent duty to overweigh the high stumpage fees.

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

"THAT a letter be sent to the Prime Minister and to the Nova Scotia Minister of Lands and Forests to investigate the possibility of a uniform stumpage fee across Canada."

Councillor MacKay suggested the Minister of Lands and Forests also be asked to seriously look at the Hefler Lumber situation in Sackville. He expressed surprise to see reports in the media about this situation, and stated he would like to see all the facts from the authorities.

Councillor Eisenhauer expressed objection to the request for uniform stumpage fees because the trees vary from province to province. He also expressed support for the management of Hefler Lumber, although he would like to see the Province thoroughly investigate this situation.

Councillor Reid stated there are many more matters which have to be taken into consideration before a common stumpage rate could be request for the country, i.e., the different owners of woodland from province to province. He also felt consideration should be given to the transportation subsidies which are paid. He suggested this letter not be written until all information can be gathered and all facts put together in a coherent manner.

After further discussion, Councillor MacDonald and Councillor MacKay agreed to withdraw the motion.

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

"THAT the Minister of Lands and Forests be requested to conduct an investigation into the closing of the Hefler Lumber Mill and that all information relative to the proposed closure be made available to Halifax County Council."

MOTION CARRIED

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

"THAT the matter of stumpage fees across the country be referred to the Executive Committee for further investigation before any action is taken."

MOTION CARRIED

Councillor Walker - Department of Transportation

Councillor Walker expressed concern about the condition of highways over the past few days. In areas where sand is used, the roads are in very poor condition.

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

"THAT the Minister of Transportation be informed of the poor condition of highways in Halifax County; also that she be asked to ensure these conditions will be improved during the winter months."

Councillor Walker stated this situation has been deteriorating since the Department of Transportation garage was moved from the Tantallon area.

Several other Councillors expressed concern about the condition of roads in Halifax County.

MOTION CARRIED

Councillor MacKay reminded there was a recent letter sent to the Minister of Transportation asking for updated information on cost-sharing for paving of subdivision roads as well as curbing. Mr. Kelly advised there has been no response to this letter. Councillor MacKay asked that another letter be sent requesting this information.

Councillor Bayers - Postal Service, Musquodoboit Harbour

Councillor Bayers expressed concerns about the mail service over the Christmas holidays. He informed on two occasions over the season residents of Musquodoboit Harbour went without mail for five straight days. He stated there were several residents of his area expecting cheques they required for the holiday season and did not receive them because the postal service was not up to standards.

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

"THAT a letter be sent to the Regional Manager, Canada Post Corporation, expressing concern and requesting an explanation for the lack of postal service at the Musquodoboit Harbour Post Office during the Christmas season."

MOTION CARRIED

Warden MacKenzie - Sunday Store Closing

Councillor Reid declared a conflict of interest.

Deputy Warden Mont stated this issue has been discussed by other parties in public, and he felt Council should also discuss this in public.

Deputy Warden Mont expressed concern about remarks made by the Attorney General, as he felt they reflected unfairly upon Council. He stated when the by-law in question was passed legislation allowing this by-law contained a clause whereby this by-law did not require the signature of the Minister of Municipal Affairs - the only by-law under this exception. Deputy Warden Mont suggested the reason was because when this legislation was passed, the Province did not want to consider the issue until the Supreme Court of Canada made its ruling. However, since that time the Supreme Court of Canada has ruled that stores must close on Sundays, and the Attorney General now feels he has public support for his position of coming down hard on the stores and the County. Deputy Warden Mont stated a by-law was passed that was and still is perfectly legal. If the Province wants to introduce legislation at its next sitting, it is up to them, but for the time being the by-law is legal. He expressed opposition to retroactive legislation. He continued it was legal to produce this by-law because the Province removed the requirement that it be endorsed by the Minister of Municipal Affairs, which is required for any other by-law.

Councillor MacKay expressed agreement with Deputy Warden Mont's comment. He felt the decision of the Supreme Court of Canada does not end the situation as there are many cases yet to go to court in Ontario, and there may be another decision. Councillor MacKay informed there has been much input from the residents after public meetings, notification, etc., before the by-law was made legal. He stated Halifax County was one of only a few municipal units that took provision for this matter, and once public pressure was borne, the government could not make everybody happy, so the County suffers.

Councillor Wiseman asked about the County's legal stand with regard to the present legislation and the stand Halifax County stand in creating the Municipality a tourist zone. She also asked what the Municipality's options are to protect the businesses within Halifax, and also if legislation can be made retroactive. Mr. Cragg began his response by expressing his feelings that the entire issue has been badly distorted by the media. He continued that the Province enacted their own legislation meaning that no person shall open on a uniform closing day unless a municipal by-law is enacted. He stated the tourist area/zone has nothing to do with the situation. He stated several of the solicitors representing large outlets in the Province agree with this interpretation. He stated our present legislation, in his opinion, is valid. With respect to proposed retroactive legislation, Mr. Cragg suggested the Province can do what they want legislatively so long as it is deemed by a Superior Court to be proper. He agreed with Deputy Warden Mont that retroactive legislation is repugnant, and he suggested such legislation would be challenged by the courts. He stated the penalty section of the by-law may preclude retroactive legislation.

Councillor Eisenhauer stated he does not know the details of the Supreme Court decision, and he suggested the entire matter should be sent to the Executive Committee to determine exactly what is happening and what exactly is permitted.

After further discussion concerning the legality of the municipal by-law and the manner in which the Attorney General handled this situation, it was agreed to have the Municipal Clerk continue to administer the Sunday Store Closing By-law.

ADJOURNMENT

Warden MacKenzie advised of a regional service for the Anglican Church of Canada celebrating its 200th anniversary. He advised there will be a service held on January 8, 1987 at 8 p.m. at the Church of the Holy Spirit, Dartmouth. He advised an invitation has been sent to all Councillors, and he asked that they respond to him as soon as possible.

Warden MacKenzie also advised on Friday, January 16, 1987 at 7 p.m. there will be a reception and dinner at Keddy's Motor Inn to honor the former Councillor for District 2. He advised all Members of Council and their spouses are invited, as well as Department Heads and spouses. He asked that all advise him as soon as possible if they would be attending.

There being no further business, this Council Session adjourned at 10:40 p.m.

COUNCIL SESSION

JANUARY 20, 1987

PRESENT WERE: Warden MacKenzie
Councillor Walker
Councillor Fralick
Councillor P. Baker
Councillor C. Baker
Councillor Deveaux
Councillor DeRoche
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Reid
Councillor Lichter
Councillor Snow
Councillor Merrigan
Councillor MacKay
Councillor McInroy
Councillor Eisenhower
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 meeting 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 Snow, seconded by Councillor Adams:

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

APPROVAL OF MINUTES

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

"THAT the minutes of the December 2, 1986 Council Session be approved as circulated."
MOTION CARRIED

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

"THAT the minutes of the Public Hearing, December 8, 1986 be approved as circulated."
MOTION CARRIED

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

"THAT the minutes of the Council Session, December 16, 1986, be approved as circulated."
MOTION CARRIED

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

"THAT the minutes of the December 22, 1986 Public Hearing be approved as circulated."
MOTION CARRIED

AGENDA ITEMS

Councillor P. Baker - Department of Transportation

Councillor Adams - Water and Sewer, North Preston

Warden MacKenzie - Herring Cove Sewer Situation

Warden MacKenzie - In-Camera Item

Warden MacKenzie extended a welcome to Mr. Duncan Cross, new Executive Director of the Metropolitan Area Tourism Association.

Mr. Cross advised the MATA is the tenth tourism association to be recognized in the Province of Nova Scotia. He advised his office is located in Bedford Tower, Bedford, and his duties are to act as a liaison between the private sector and the Province of Nova Scotia. He was appointed by the County of Halifax, the Town of Bedford, and private membership in the Association. He expressed interest in hearing comments and input from Members of Council.

Councillor Wiseman asked about Mr. Cross' responsibilities. He informed he has been hired to solicit membership in the Association. This includes meeting people and letting them know the Association is available to them. Another mandate is to eventually expand the Board of Directors from a membership of six to nine or twelve. In the past there was some resistance to the Association because it was not recognized. However, it is better accepted now. He informed he has not yet been officially soliciting membership, but having spoken to several entrepreneurs that have expressed interest in the Association, Mr. Cross was confident the Association would quickly grow.