

EXECUTIVE COMMITTEE REPORT CONT'DSludge Study

Mr. Kelly reviewed the report of the Executive Committee in this regard.

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

"THAT Council direct the Engineering & Works Department to proceed to implement the recommendations as outlined in the staff report;

ALSO THAT the Engineering & Works Department be authorized to call for proposals from private operators for sludge disposal for one main plan or various regional operations."

Councillor MacKay asked if there has been an extension for the dumping of sludge where it has been dumped to date. Mr. Meech responded that the County has not officially approached the City of Dartmouth regarding such an extension. He stated it is an issue which will have to be addressed immediately. Councillor MacKay suggested the Department of the Environment also be approached, but Mr. Meech felt a consensus with the City of Dartmouth would be satisfactory.

Councillor MacKay expressed difficulty with the fact that the proposal from Riverland Developments indicates that the Minister of the Environment has agreed that the proposal is for an ideal location with respect to the Department of the Environment regulations and anticipated operation and effect to adjacent, receiving waters. Councillor MacKay stated the site referred to is adjacent to the Landfill Site in Sackville. He stated with the Minister of the Environment making such comments, existing wounds will only be irritated.

Mr. Meech advised that there is a staff member at the Department of the Environment named Ron Giffin. Therefore, it is not the Minister of the Environment that made these comments.

Councillor Eisenhauer noted that a golf course is proposed for the area adjacent to that proposed for sludge disposal. He questioned the work of the Department of the Environment is investigating this operation, as there is not much detail given regarding a sludge operation.

Mr. Meech advised that the Executive Committee had concluded that the County would not be interested in pursuing the proposal from Riverland Developments, and he is to be advised accordingly. However, there was a suggestion that seeking proposals for smaller operations throughout the County may be worth researching further. He noted that the Committee was quite clear in rejecting the proposal for the site adjacent to the landfill site.

Councillor Baker expressed concern about the cost of hauling sludge a long distance. He stated this will discourage people from cleaning out their tanks, and the long term results will be environmental damage. He asked that Council take these concerns into consideration.

Councillor Merrigan suggested small operations throughout the County would help to cut costs, and in turn dispose of sludge.

Councillor MacDonald advised that he had expressed objection to this proposal when it was presented to the Executive Committee, particularly in terms of the location. He stated there was much opposition in this regard at the Committee level. He referred to the regional pollution control plant which is proposed for the near future, and he felt we could continue to dump our sludge, which is minimal in comparison to the amounts dumped by the Cities, until this plant is complete.

Councillor Poirier stated the general public cannot afford to pay anymore than they have already had to pay for septic tank clean-outs. She stated it is something residents are required to do whether or not they can afford it. She expressed concern that Halifax County has been a leader in environmental control for over 20 years, but there is no thanks, although the City of Halifax continually expands and continues to dump more. She felt the County should not accept this.

Warden Lichter advised that he and several Members of Council met with the Minister of the Environment, and stated that it is crazy to put out so much money and also be asked to pay fair share for the clean-up of Halifax Harbour. The Minister gave no indication of his feelings. He stated attempts have been made to approach the Minister of the Environment in this regard, to no avail. He asked that Mr. Meech approach Mayor Savage within the next few days to get a reasonable extension for dumping until a facility is established. He stated immediate efforts in this regard should begin, provided the public shows no tremendous opposition. He stated he will be supportive of any proposal that will cut costs to homeowners; however, if an extension is to be granted, the City of Dartmouth must be shown that something concrete is being done.

Councillor Poirier stated the general public should be made aware, by letters and cost, of what the Province is trying to do to the County and the effect it will have on rural residents. She stated the poor people with malfunctioning septic systems can do nothing.

Councillor Deveaux asked if it has been determined that the new treatment plant will be capable of accepting the sludge Council is now concerned about. Mr. Meech responded that the plant will not be designed to take septage from honeywagons, although it will be capable of taking digested sludge from existing treatment plants. Therefore, there is another alternative required for the disposal of septage.

Councillor Deveaux commented that the County should not be denied from dumping sludge into the harbour when both cities do so every day.

Mr. Meech suggested the Department of the Environment will not bother the Municipality for the same reason, if a manhole to dump into can be found.

Councillor MacKay inquired about dollars generated by one cent in 1988. Mr. Meech advised that one cent generated approximately \$300,000 in 1988. Councillor MacKay expressed appreciation for the concerns of the rural areas with regard to this problem, but he asked that urban areas also be remembered, as they also pay for the treatment of sewage. He inquired about the maximum fine that can be applied by the Department of the Environment if the manhole in Dartmouth continues to be used. Mr. Meech responded that the County is not operating under any difficulty at the present time; there is only a question as to whether or not the City of Dartmouth will allow the County to continue to utilize their manhole. He stated the County will not be bothered by the Department of the Environment, at least until there is a solution to the harbour clean-up problem. The problem at the present time is finding access to a suitable manhole. He clarified that there has been no direction from the Department of the Environment to stop dumping sludge and septage into the harbour. Councillor MacKay suggested there must be a parcel of land somewhere that either has an existing manhole or accommodate one. He asked if this has been looked into. Mr. Meech stated there has been some time devoted to locating such a manhole with an effluent line to the ocean. Councillor MacKay noted that the City is not affected by the County's dumping into their manhole, unless there is a blockage in the drain or it is not able to handle the capacity; therefore, blame should not be pointed to the Department of the Environment, but to the City of Dartmouth. Mr. Meech clarified that the Department of the Environment will not issue a permit to dump into harbour; however, it was Mr. Meech's understanding that the Province will not take any action against the County, if a suitable location for dumping can be found.

Councillor Bayers expressed concern that the Department of the Environment would go after the haulers of septage and sludge for dumping into a manhole, as opposed to the County. He stated the haulers should not be asked to break the law in their jobs. He stated the mandate of this Council should be actively finding a location to dump sludge and septage.

Warden Lichter noted that Council approved a motion approximately two months ago, and the action proposed now is only a follow-up to that action.

Councillor Randall asked if the recommendation and motion is to consider public meetings and input from any and all areas to be affected. Councillor Lichter stated it was clear at an earlier Council Session that public meetings will be held in any area that could be affected, including Porter's Lake. Councillor Randall clarified that area representatives will be advised of such meetings before anything is underway in this regard. Mr. Wdowiak agreed.

MOTION CARRIED

Bissett Lake Force Main, Phase II

Mr. Kelly read the report and recommendation of the Executive Committee.

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

"THAT the contract for the Bissett Lake Force Main, Phase II be awarded to W. Eric Whebby Limited at the bid price of \$559,480, as recommended by Porter Dillon."

MOTION CARRIED

BeaverBank Villa Elementary School

Mr. Kelly reviewed the report.

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

"THAT the former BeaverBank Villa Elementary School be leased to Scotia Nursing Homes Limited for \$1 per year over a ten year period."

Councillor Baker inquired about the intended use of the school. He expressed concern that the former school would be used to expand the Villa. He stated residents initially moved to BeaverBank Villa from the former City home, that they would be returned when the Abbey Lane was completed; however, this has never been done. He stated the residents at BeaverBank Villa deserve much more than an old school.

Councillor Merrigan informed that the former school will be used for workshops for the nursing home, as well as the community at large. He stated it costs more than \$15,000 per year to maintain this building, and the nursing home has agreed to maintain the building for this purpose.

Councillor MacKay asked if it was advertised in the area that this building is available. Mr. Meech advised that it was.

Councillor MacKay next referred to fire insurance as referred to by the Nursing Home in the letter. He stated the Nursing Home may intend to only insure the building nominally, but the County will want full insurance on this building, so the County, as owners, will be reimbursed if anything ever happens. He stated it is an asset that must be duly covered.

Councillor Merrigan noted that Mr. Brine, Property Manager, had informed the building will be fully insured for the full value, but not as if it is a school facility.

Councillor Merrigan and Deputy Warden McInroy agreed to amend the motion to include fire insurance for the full estimated value of the building. The final motion read:

"THAT the former BeaverBank Villa Elementary School be leased to Scotia Nursing Homes Limited for \$1 per year over a ten year period, and that the building be insured for full market value."
MOTION CARRIED

Lot A, Owl's Head Harbour

Mr. Kelly read the report.

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

"THAT Council approve the purchase of Lot A, Lands of Una Nauffts, Owl's Head Harbour, contingent upon clear title, for the purpose of constructing a sub-station for the District 10 (East) Volunteer Fire Department."
MOTION CARRIED

District Funds

Mr. Kelly read the report with regard to the re-distribution of district funds as they relate to the formation of new districts.

Councillor Cooper expressed difficulty with the recommended solution for the re-distribution of district funds. He stated it will provide opportunity for one district to benefit while another suffers.

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

"THAT the re-distribution of district funds with regard to new districts be referred back to the Finance Department and the Executive Committee for further consideration;

ALSO THAT area Councillors affected have input into this recommendation."

Councillor MacDonald agreed, stating his districts was split three different ways, and the re-allocation of the funds does not seem to be fair. He also expressed concern that some existing Councillors may have committed their funds, although they are not spent yet. He suggested the grants be left as is until the 1989 budget is finalized and new allocations can be made at that time.

There was some discussion about the method used by staff for the re-allocation of these funds, when Warden Lichter reminded that a motion of referral is subject to limited debate. Councillor Deveaux questioned policy whereby a motion to refer is subject to limited debate. Mr. Cragg responded that the policy that this Council has been using for some time is that a motion of referral is limited to a brief discussion of the merits of referring the subject matter, and not the subject matter of the motion itself. Mr. Cragg stated that

policy has been used consistently by Halifax County Council for at least the past 11 years. He clarified that he uses the Rules of Sturgess for conducting meetings because his policies are the most reasonable, down-to-earth, and easy to understand.

There was further discussion in this regard before Warden Lichter called for the next item on the agenda.

Parkland Grant, Sir John A. MacDonald High School, Playing Field

Mr. Kelly read the report of the Executive Committee.

It was moved by Councillor Frlaick, seconded by Councillor Poirier:

"THAT Council approve a General Parkland Grant in the amount of \$34,970.82 for the upgrading of Sir John A. MacDonald High School playing field."

Councillor Baker stated \$100,000 has already been spend on this project. Mr. Meech clarified that this grant is Halifax County's one-third share in this project. He noted that this expenditure was approved as part of the 1988 budget, although it is just now being formalized.

MOTION CARRIED

A By-law Respecting Cole Harbour Place

Mr. Kelly reviewed the report.

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

"THAT the By-law Respecting Cole Harbour Place be approved by Halifax County Council;

AND FURTHER THAT the Municipal Solicitor be instructed to forward this By-law to the Minister of Municipal Affairs for his approval."

MOTION CARRIED

PUBLIC HEARING DATE, RE MINOR VARIANCES

Mr. Kelly advised there are two requests for public hearings for the appeal of minor variances. He reviewed the two requests, one included in the agenda and the other circulated.

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

"THAT public hearings be heard on November 15, 1988 at 7 p.m. concerning the appeal of two minor variances: Lot 1258 Greenwich Drive, Colby Village, and lands of David W. Hopewell, French Village Station Road, Tantallon."

MOTION CARRIED

APPOINTMENT TO HALIFAX COUNTY HOUSING AUTHORITY

Mr. Kelly explained that this appointment has been deferred several times, noting the resignation creating the vacancy is from the western area; therefore, a representative from the western part of the County should be appointed.

Councillor Baker expressed difficulty in that the appointment is not for a paid position. He asked if a Council Member can be appointed to the Halifax County Housing Authority.

Mr. Cragg stated he is not aware of whether or not a Councillor can be appointed to this position.

Councillor Baker inquired about the number of meetings involved in this appointment.

Councillor Deveaux advised that the Authority meets quite often, and he agreed that it should be a paid position. He also suggested Council Members have never been appointed to the Authority.

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

"THAT the appointment to the Halifax County Regional Housing Authority be deferred and that Councillors from the western area determine whether or not a Council Member can be appointed, and amongst themselves determine a nomination."
MOTION CARRIED

SUPPLEMENTARY AGENDABy-law Amendments, Committees & Boards By-law

Mr. Kelly explained that these amendments have been prepared by the Municipal Solicitor in order to amend the composition of the Executive and Planning Advisory Committees according to the new number of Councillors.

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

"THAT amendments to the Committees & Boards By-law be approved as recommended by the Municipal Solicitor."
MOTION CARRIED

Appointment to Board of Directors, FCM

Mr. Kelly referred to correspondence from former Warden MacKenzie's office in this regard.

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

"THAT Warden Lichter be appointed to the Board of Directors for the Federation of Canadian Municipalities."
MOTION CARRIED

ADHOC COMMITTEE REPORT

Mr. Kelly read the report of the Ad Hoc Committee.

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

"THAT Council approve the establishment of the five Sackville Councillors as a Committee on behalf of the Sackville community to review two options: County/Town and Community Council for Sackville status and that the Committee report to Halifax County Council with recommendations in this regard."

MOTION CARRIED

EMERGENCY AGENDA ITEMS

Councillor Adams - Medal of Office

Councillor Adams felt this would be an appropriate time to make the medal of office, designed and presented by Councillor Snow, official. He expressed appreciation to Councillor Snow for his efforts in this regard.

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

"THAT the medal of office, as designed and presented by Councillor Snow, be declared the official medal of office for Halifax County Warden."

MOTION CARRIED

Warden Lichter also expressed appreciation to Councillor Snow for his efforts in this regard. He stated he will be proud to wear this medal for the next three years. He also stated that if he fails to meet the expectations of Council as Warden, he will be willing to give up the position.

ADDITION OF ITEMS TO THE NOVEMBER 15, 1988 COUNCIL SESSION

Councillor Baker - Nova Scotia Department of Housing

Councillor Sutherland - Financial Involvement, Harness Racing Facility, Airport Site

ADJOURNMENT

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

"THAT this Council Session be adjourned."

MOTION CARRIED

The Council Session adjourned at 9:50 p.m.

COUNCIL SESSION

TUESDAY, NOVEMBER 15, 1988

PRESENT WERE. Warden Lichter
Councillor Meade
Councillor Poirier
Councillor Fralick
Councillor Baker
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Bayers
Councillor Smiley
Councillor Reid
Councillor Horne
Councillor Merrigan
Councillor Morgan
Councillor MacDonald
Councillor Boutilier
Councillor MacKay
Councillor Sutherland
Councillor Richards
Deputy Warden McInroy
Councillor Cooper

ALSO PRESENT: Mr. K.R. Meech, Chief Administrative Officer
Mr. R.G. Cragg, Municipal Solicitor
Mr. D.D. Reinhardt, Deputy Municipal Clerk

SECRETARY: Glenda Hill

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

Mr. Reinhardt called the Roll.

It was moved by Councillor Poirier, seconded by Councillor Sutherland:

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

APPROVAL OF MINUTES

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

"THAT the minutes of the Public Hearing, October 17, 1988,
be approved as circulated."
MOTION CARRIED

URGENT AGENDA ITEMS

Councillor Randall - Need & Demand Study, Housing, District 9

Councillor Baker - Noise By-law

Deputy Warden McInroy - Appointment of Member, Cole Harbour Place Board of Directors

Councillor Ball - Sandwich Point
- DND Property, Sandwich Point

Mr. Meech - Appointment of Member, Halifax County Regional Housing Authority

LETTERS AND CORRESPONDENCE

Minister of Transportation and Communications

Mr. Reinhardt read this letter concerning paving projects for District 4.

Councillor Baker expressed difficulty in the manner in which these projects have been handled. He noted that 11 projects were promised, and there have been many complaints about these roads, particularly Selig's Road and Fader Road.

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

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

Minister of Community Services

Mr. Reinhardt read this letter concerning the paving of streets in Keltic Gardens Subdivision.

Councillor Randall advised that these streets are all fairly new and would not qualify under the 15 year and older paving program.

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

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

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

"THAT it be determined under which program these roads in Keltic Gardens Subdivision are to be paved."
MOTION CARRIED

Minister of Transportation and Communications

Mr. Reinhardt read this letter concerning the listing of Bomont Drive.

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

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

Nova Scotia Liquor License Board

Mr. Reinhardt advised that the next two items of correspondence are both from the Nova Scotia Liquor License Board respecting a public hearing for an application for a club license for the Tangier & Area Volunteer Fire Department.

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

"THAT these two items of correspondence be received."
MOTION CARRIED

Minister of Transportation and Communications

Mr. Reinhardt read this letter concerning the paving of Pine Hill Drive, Sheet Harbour.

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

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

EXECUTIVE COMMITTEE REPORT

A By-law to Exempt Lands of the Atlantic Winter Fair from Taxation

Deputy Warden McInroy declared a conflict of interest.

Mr. Reinhardt read the Executive Committee report regarding this By-law.

It was moved by Councillor Baker, seconded by Councillor Ball:

"THAT Halifax County Council approve By-law No. 60, a By-law to Exempt Land of the Atlantic Winter Fair from Taxation; and

THAT the Municipal Solicitor be requested to forward this By-law to the Minister of Municipal Affairs for approval."

Councillor MacKay inquired about the amount of general taxes now owing, noting that the lands will not be exempt from area rates. Mr. Meech responded that approximately \$400,000 will be written off for the past four years.

Councillor MacKay clarified that this is a new by-law, solely for the purposes of tax exemption for the Atlantic Winter Fair lands, as opposed to an addition to the existing by-law whereby various community groups and organizations are granted exemption from payment of taxes. Mr. Cragg agreed.

Councillor MacKay next asked if the by-law exempts these lands from the uniform assessment for the purposes of municipal grants. Mr. Meech agreed. He also noted that the Private Member's Bill, passed to allow this by-law, has already committed that assessment of those lands will not be added to the County's ability to pay for education and other cost-sharing programs between the Province and the Municipality.

Councillor MacKay asked if this By-law would apply to any buildings or structures that may be erected on those lands in the future. Mr. Meech stated it is his understanding that the existing buildings are specifically defined, and any future buildings will have to be considered for tax exemption by Council. He noted such an additional exemption will require a by-law amendment and Ministerial approval.

MOTION CARRIED

Notice of Expropriation, Benery (Long) Lake

Mr. Reinhardt read the report of the Executive Committee concerning the expropriation of these lands.

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

"THAT Halifax County Council approve expropriation procedures for the lands of Roy Todd, Oakfield Estates Limited; Charles David; Raghunandan Mishra; Frank Marshall; Morbet Juhasz; and Stephen J. Jackimowicz, and any unknown parties, at or near Benery (Long) Lake, Halifax County for the use of the water supply for the Aerotech Business Park."

Councillor Sutherland asked why this expropriation is necessary. Mr. Meech stated it is required for two reasons. He explained that the lands are needed for the protection of marshlands surrounding the lake and serving the Aerotech Business Park and the airport property with water. He noted that additional water supply will be required in the future, and at that point the lake will have to be damned and flooded. Therefore, it is proposed that 200 feet around the lake should be purchased as a buffer zone. Mr. Meech further explained that expropriation is necessary in order to get clear title because the lands are not capable of being subdivided. Also, there has been no agreement reached with all of the property owners. He advised there are 144 acres involved, which have been appraised, as required under the Expropriation Act, at \$292,000.

Councillor MacKay asked that the Municipal Solicitor explain for the benefit of new Council Members, the procedure for reimbursement of legal fees, etc. when expropriating. Mr. Cragg explained that the lands must be appraised and a certain price must be offered to the property owners. When the property owners given notice of rejection of the offer and they have been notified that expropriation procedures will commence, they are free to hire appraisers, surveyors, and lawyers. If the Compensation Board determines the value to be more than 10 percent of what the Municipality offered, the Municipality must pay costs incurred by the property owners which are related to the expropriation, such as surveyors, appraisers, etc.

Councillor Bates asked if there have already been negotiations with the property owners. Mr. Meech advised that each of the property owners have been approached, although only one indicated a willingness to settle based on the offer. He noted that expropriation is necessary for purposes of acquiring a clear title, as well.

Councillor Baker asked if the water supply will be for the proposed harness racing facility near the airport, as well as the Aerotech Business Park. Warden Lichter advised that it has not yet been decided if the harness racing facility will hook into this service; it is something that will be debated at a later date.

Councillor Horne asked how long it will be before these lands will have to be flooded and if more lands will be required at that time. Mr. Meech responded that it will be three to five years before the lake will have to be dammed and flooded, depending on development in the Aerotech Business Park. He stated that a study has been completed by an engineering consultant with regard to protection of the watershed lands. At some point, Council will have to determine if this will be done by some form of regulation, allowing the property owners to retain their lands or if the lands will have to be acquired by the Municipality (which will involve a cost).

Councillor Horne next asked if there is any intention to run the line from Grand Lake. Mr. Meech suggested that may take place in the very long term, when the resources at Benery Lake are no longer sufficient. Benery Lake will then act as a reservoir. He suggested this would be 15 to 20 years down the road, depending on development of the Aerotech Park.

Councillor Horne next asked if 144 acres will be sufficient for the flooding of the lake. Mr. Meech responded that only about one-half of that acreage will be used for flooding, while the remainder will act as a buffer zone. He noted that a dam will be required for flooding.

MOTION CARRIED

Requests for Grants

Mr. Reinhardt advised that this grant request for \$20,200 for the construction of a mini-soccer field for the Timberlea Soccer Club was deferred at the last Council Session.

Councillor Poirier advised that this grant will leave her account empty, and there is also an outstanding account of \$2,000. She stated there is a great need for this facility in the community, but after discussing this in detail with Mr. Markesino, Director of Parks & Recreation, she determined it would be better to first determine if the land is appropriate for this purpose and have a cost estimate done before tenders are called. It was also suggested to Councillor Poirier that other sources of funds may be available for this project once the specifics are complete.

It was moved by Councillor Poirier, seconded by Councillor Horne:

"THAT the request for a District Capital Grant, District 2 in the amount of \$20,200 for the construction of a mini-soccer field in Timberlea be deferred to a later date when all studies are complete."

MOTION CARRIED

SUPPLEMENTARY EXECUTIVE COMMITTEE REPORT

Re-allocation of District Funds

Mr. Reinhardt read the report of the Executive Committee regarding this matter.

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

"THAT Halifax County Council approve of the re-distribution of district funds based on the population of the districts affected, as outlined in Scheduled "A" of the staff report."

Councillor MacKay indicated a desire to defer this matter in order that Councillors would have an opportunity to review the recommendation.

Councillor Deveaux agreed that the matter should be deferred. He clarified that the recommendation will only affect those districts affected by re-distribution.

Councillor Richards objected to any intention to defer this matter, noting that any requests for grants would have to be deferred until this matter is resolved.

Warden Lichter clarified that the recommendation is only for the remainder of 1988, and that each district will be given individual grants at the outset of 1989. He noted that there is only six weeks left in 1988 to spend any of these funds; therefore, the matter should be resolved as soon as possible.

Councillor MacDonald asked when grants for 1989 will be available. Mr. Meech advised that the money is available when the Department of Municipal Affairs notifies of approval, which is usually early in the new year.

There was a brief discussion concerning the recommendation and deferral of the recommendation.

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

"THAT the matter of re-distribution of capital funds be deferred to the first Session of Council in December."

MOTION DEFEATED 9 YES
 13 NO

Warden Lichter called the question on the original motion, which was approval of the Executive Committee recommendation.

MOTION CARRIED 13 YES
 9 NO

Requests for Grants

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

"THAT Halifax County Council approve a District Capital Grant, District 10 in the amount of \$1,200 for the re-finishing of the floors at Ship Harbour Hall."

MOTION CARRIED

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

"THAT Halifax County Council approve a District Capital Grant, District 19 in the amount of \$225 for bleachers for the Springfield Lake ballfield."

MOTION CARRIED

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

"THAT Halifax County Council approve a District Capital Grant, District 19 in the amount of \$473.50 for improvements to the parking lot at the Springfield Lake Recreation Centre."

MOTION CARRIED

Meeting with Canada Post Corporation

Mr. Reinhardt read the report, recommending that Council meet with Canada Post Corporation on Monday, December 5, 1988 at a special Session of Council.

Warden Lichter advised that another presentation can also be arranged for that date, which would be the objective of the recent policy concerning presentations to Council.

Councillor Reid felt the meeting was to be arranged by the Warden's office and that the date would be announced to Council when it is confirmed with Canada Post officials. Warden Lichter advised that the

meeting will be arranged for the date set at this meeting, and if Canada Post cannot be in attendance, alternate arrangements will be made.

Following discussion concerning a date for the meeting,

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

"THAT a special Session of Council be held on Thursday, December 8, 1988 at 6 p.m. to hear a presentation from the Recreation Department regarding the Leisure Buddy Program and a presentation from Canada Post Corporation."
MOTION CARRIED

Warden Lichter asked Mr. Reinhardt to make the necessary arrangements for this meeting, and that appropriate staff be available from Canada Post to discuss all aspects of the operation.

Report of the Planning Advisory Committee

File No. F 907-88-04 - Undersized Lot Legislation, Lands of Jessie May Slaunwhite, Terence Bay

Mr. Reinhardt read the report of the Planning Advisory Committee, recommending that the proposed subdivision be granted final approval and that a public hearing be held on December 20, 1988 at 7 p.m.

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

"THAT Application No. F 907-88-04, Lands of Jessie May Slaunwhite, Terence Bay be granted final approval under the Undersized Lot Legislation and that a public hearing be held on December 20, 1988 at 7 p.m."
MOTION CARRIED

Building Inspector's Report, re Lesser Setback

Mr. Reinhardt reviewed the report.

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

"THAT approval be granted for a lesser setback of three feet for property owned by Glenda Armsworthy-Wilson, No. 7 Highway."

Councillor MacKay expressed concern that the lesser setback is for only three feet from the highway, and the normal requirement is 25 to 30 feet from the highway. He asked if there was Department of Transportation approval for this lesser setback.

Deputy Warden McInroy noted that the structure is existing and the lesser setback is required to accommodate the existing setback. However, the application for a building permit is for an addition to the existing structure.

Councillor Sutherland agreed. He noted the sketch attached to the staff report, noting it appears the addition will not be as close to the road as the existing structure.

Councillor Bayers advised that the building is an old structure that has always been used as a guest home or a hotel. When the No. 7 Highway was widened, part of the land was taken, causing the structure to be very close to the road. Councillor Bayers advised that he has received no correspondence or opposition to this setback. He stated the structure is currently used as a home for the mentally handicapped and is a much needed facility in the community. He felt the approval of this lesser setback would not cause any problems to the abutting property owners.

MOTION CARRIED

MINOR VARIANCE APPEALS

Mr. Gough advised that no communication, either in favour of or in opposed to either of these appeals was received.

File No. MV 40-03-88 - Minor Variance of Remaining Lands of David Hopewell and Mary Dodd, French Village Station Road, Tantalton

Mr. Gough reviewed the staff report concerning this application, noting that the minor variance was denied because construction of the house began prior to the application for a minor variance being received. The Planning Act reads that "No variance shall be granted where the difficulty experienced results from the intentional disregard for the requirements of the Lands Use By-law."

Councillor Fralick asked if abutting property owners were notified and if they had any objections to this minor variance. Mr. Gough responded that all property owners were sent letters, although there were no written responses.

David Hopewell advised that he spoke to the abutting property owners on both sides of the house, and neither were opposed to the application. He stated the minor variance occurred in his over-enthusiasm for constructing the house, whereby he proceeded with the structure based on a preliminary building permit for the footings only. He stated he was not aware that a location certificate was required after the footings were poured. He stated if Council asked him to tear down his house, it would be asking him to tear down half of his soul.

Councillor MacKay asked if a building permit had been obtained for the house. Mr. Hopewell advised that a preliminary permit was issued for the location of the footings, but he did not realize a location certificate had to be provided subsequently. He felt the \$700 survey completed earlier was enough.

Councillor MacKay inquired about the present stage of construction of the home. Mr. Hopewell advised that is almost complete on the exterior.

Councillor Fralick advised that he spoke to both Mr. Hopewell and Ms. Bond, of the Planning Department, concerning this application, and it was his understanding that this all resulted as a misunderstanding. He stated whereas the abutting property owners have no difficulty with this minor variance, he would support the applicant.

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

"THAT Minor Variance No. MV-40-03-88 for the remaining lands of David Hopewell and Mary Dodd, French Village Station Road, Tantallon, be granted final approval."

Councillor Sutherland asked if the property owner attempted to purchase some of the abutting land in order to make the house conform to the requirements of the Land Use By-law. Mr. Hopewell replied that he did approach the abutting property owner in this regard, but objected to selling the lands, as he had just recently purchased it himself and because it would be too expensive to have it surveyed.

Councillor Merrigan expressed concern about approving this as a minor variance, whereas it is actually a major variance. Warden Lichter clarified that Council has discretionary powers to deal with such applications, although the Development Officer must deny such an application.

MOTION CARRIED

Application No. MV-43-24-88 - Lot 1258, Greenwich Drive, Colby Village, Cole Harbour

Mr. Gough read the staff report regarding this application, referencing the attached sketch. He explained that a building permit was issued for construction of the home to be at least eight feet from the side yard property line. However, it is a violation of the Zoning By-law because the house was located too close to the property line. He noted this is a result of a survey error.

Deputy Warden McInroy indicated that he would support this application, as it is clearly an error on behalf of the surveyor. He asked if there were any responses from abutting property owners concerning this application. Mr. Gough advised there was not.

Councillor Cooper asked if the abutting lots are occupied by homes. Mr. Gough advised that property owners within 100 feet of the property in question were notified of this application, although he was not aware of whether or not the lots are occupied.

Mr. Mike Ryan, property owner, explained the situation as a result of the survey error. He informed that there is a house under construction to the right of his property, although it is not occupied at this time. He was not sure if the home has been sold, although he suggested it is being built by a contractor/owner.

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

"THAT Application No. MV-43-24-88, Lot 1258 Greenwich Drive, Colby Village, Cole Harbour be granted approval by Municipal Council."

MOTION CARRIED

SUPPLEMENTARY AGENDA CONT'D

Report of the Board of Health, Appointment of the Board

Mr. Reinhardt read the recommendation of the Board of Health.

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

"THAT the effective date for the appointment of new Board of Health Members be amended to November 15, 1988 as opposed to January 1, 1989;

THAT the appointment of Warden Lichter to the Board of Health be extended to the first regular Board meeting of 1989; and

THAT Colin Baker, Raymond DeRoche, and Ronal Walker be appointed as non-Council Board Members until the first regular Board meeting of 1989."

Councillor Bayers asked if the representative from the Eastern Shore, a non-Council Member, would be removed from the Board. Mr. Reinhardt clarified that Erma Smith's appointment is effective to January 1, 1989, and the appointment of a Non-Council Members effective January 1, 1989 will be dealt with later in the agenda.

Councillor MacKay stated that the effective date of the Board will now be November 15 as opposed to January 1. He asked why the existing appointment are being extended to January 1, 1989. Warden Lichter explained that the existing Board Members were appointed January 1, 1988 for the entire year. Also, the Board has recently dealt with situations which remain to be resolved, and the existing Board Members are most familiar with those situations. Councillor MacKay clarified that the Board will now be comprised of 11 members: 7 Council Members and four Non-Council Members.

Councillor Merrigan inquired about the matters that remain to be resolved. He also asked if this will resolve the problem forever. Warden Lichter advised that one public hearing will have to be re-heard no matter what appointments are made to the Board at this time. He also stated the situation could arise again in three years, although the matter will be investigated and an attempt will be made to resolve it before the next three years are up.

Councillor Ball clarified that there will be 11 members appointed to the Board until the first of the year, at which time Colin Baker, Raymond DeRoche, and Ronald Walker will cease to be Members.

Deputy Warden McInroy objected to the resolution, stating those Non-Council members ceased to be Councillors as of November 1, 1988; he felt the issue should not be complicated by bringing those people back to the Board until the end of the year. He suggested the new Members on the Board of Health are fully competent, although they may not be fully apprized of the details. He expressed difficulty with the additional non-Council members as an exception to the norm.

MOTION CARRIED 14 YES
 8 NO

Water Frontage By-law

Councillor MacKay suggested this matter should be deferred to the next Council Session in order that new Council Members would have an opportunity to study this by-law. Mr. Cragg advised that the by-law has already been approved by Council, although the Minister of Municipal Affairs has recommended several minor amendments before he approves the by-law. He advised that Council is asked at this time to only approve of these minor amendments.

Councillor Reid referred to Section 1 (b) of the by-law. He felt it should be worded to exclude that serviced portion of District 12. He suggested if services ever go anywhere else in the district, that area should be considered separately. Mr. Cragg agreed that the description could be altered to reflect only that area presently serviced. Councillor Reid suggested that the serviceable boundary be used.

Mr. Cragg reviewed the other amendments from the Minister's office. They included Sections 4 (c), (d), and (e); the addition of Section 6 indicating two possible methods of recovery.

Mr. Cragg noted that staff is in full agreement with these amendments as requested by the Minister of Municipal Affairs.

Councillor Reid asked if Section 1 (b) could not be eliminated with the addition of Section 6. Mr. Cragg agreed that it could be, but he noted that the addition is at the request of the Minister of Municipal Affairs, who insisted on the inclusion of Section 1 (b).

Deputy Warden McInroy noted that when the by-law was approved by Council, the name of the by-law was amended to more accurately reflect its intent. He asked why it does not appear here. Warden Lichter advised that the by-law is now called "A By-law Respecting Charges for Water Services". However, the amendment was inadvertently left out on this copy.

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

"THAT amendments to the By-law Respecting a Charge for Water Services be approved by Council as amended by the Minister of Municipal Affairs."

MOTION CARRIED

REPORT OF THE DEVELOPMENT OFFICER

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

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

MOTION CARRIED

APPOINTMENT OF NON-COUNCIL MEMBERS TO COMMITTEES AND BOARDS

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

"THAT Rupert Giffin be nominated to sit on the Planning Advisory Committee for a term of two years."

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

"THAT Ray DeRoche be nominated to sit on the Planning Advisory Committee for a term of two years."

It was moved by Councillor Bates, seconded by Councillor Richards:

"THAT Ronald Decker be nominated to sit on the Planning Advisory Committee for a two year term."

Councillor Bates, Councillor Cooper, and Councillor Reid each spoke about the people they nominated and how they would be suited to the appointment to the Planning Advisory Committee.

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

"THAT nominations cease."

MOTION CARRIED

Members of Council agreed that a clear majority vote will be required for the appointment and if there is not a clear majority vote, the name with the lowest vote will be dropped from the ballot.

Following the election, Rupert Giffen was declared appointed to the Planning Advisory Committee for a two year term.

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

"THAT the remainder of the Non-Council appointments to Committees and Board be deferred to the next Session of Council."

MOTION CARRIED

Councillor Cooper announced that Councillor Randall was appointed Chairman of the Board of Management for Ocean View Manor at a meeting earlier in the day.

COMMUNICATIONS COMMITTEE

Mr. Reinhardt read the report, noting that a Council appointment should be made to the Communications Committee in order that the initial meeting can be organized.

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

"THAT Councillor Boutilier be nominated to sit on the Communications Committee."

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

"THAT Councillor Randall be nominated to sit on the Communications Committee."

It was moved by Councillor Baker, seconded by Councillor Richards:

"THAT nominations cease."

MOTION CARRIED

There was some discussion about procedure should the vote be tied. Councillor Boutilier indicated that if the vote was tied, he would be willing to step down to seniority and allow Councillor Randall to sit on the Communications Committee.

Following the election, Councillor Boutilier was declared appointed to the Communications Committee.

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

"THAT the Director of Recreation, John Markesino, also be appointed to sit on the Communications Committee."

MOTION CARRIED

NOVA SCOTIA DEPARTMENT OF HOUSING - COUNCILLOR BAKER

Councillor Baker informed that land had been purchased in Districts 3 and 4 for the construction of senior's housing, but he has been recently informed that funds are not available for this project. He stated the majority of other districts in the County have such accommodations, but in this area, the residents are forced to move from their own communities in order to find such accommodations.

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

"THAT a letter be written to the Provincial and Federal Ministers of Housing, with copies to be sent to Jerry Lawrence, MLA, and Howard Crobsy, MP, requesting the priority list for senior citizen's housing and the status of the senior's housing projects in Districts 3 and 4."
MOTION CARRIED

FINANCIAL INVOLVEMENT, HARNESS RACING FACILITY - COUNCILLOR SUTHERLAND

Councillor Sutherland referred to a report circulated from Mr. Meech's office. He inquired about a financial commitment to Scotia Downs and if consideration is being given to extending services to Scotia Downs. He also asked about the benefits of extending such services.

Mr. Meech responded that there is no financial commitment at all to Scotia Downs. The only commitment at the present time is that the Halifax County Industrial Commission has agreed to allow Scotia Downs to hook into the services at the Aerotech Park subject to the cost being absorbed by the developer and that some buffer be provided between Scotia Speedworld and Highway No. 102. Subsequently, Scotia Downs has requested re-consideration on the clause that they be responsible for the cost of extending the services. He clarified that there is absolutely no commitment at this time.

Councillor Baker noted that the former Council had expressed support for the harness racing facility being located at the Atlantic Winter Fair site, and he expressed hope that this new Council would support the former decision. He felt the issue was not dealt with fairly, and the western part of the County has suffered as a result. He wished Scotia Downs all the best, but he felt they should go forth on their own; he expressed hope that Council will not consider any financial support for this entity.

Councillor MacKay inquired about the zoning of the property in question. Mr. Meech advised that the property will require a rezoning in order to accommodate this new facility. He advised that Valerie Spencer, Director of Planning & Development, has discussed this with officials from Scotia Downs.

Councillor MacKay next inquired about Scotia Speedworld, and if there is a violation of the Zoning By-law in that regard. Mr. Meech advised there is not, as Scotia Speedworld received their building permit prior to the rezoning of that land. Warden Lichter clarified that Scotia Speedworld is a non-conforming use.

Councillor Poirier stated services should not be provided to Scotia Downs at a cost to the Municipality. She stated there are many private residents that require these services moreso than Scotia Downs, and they are often responsible for paying very much for these services.

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

"THAT Halifax County Council reiterate its previous decision not to provide any financial assistance to Scotia Downs;

ALSO THAT this Council support the Halifax County Industrial Commission's recommendation to allow Scotia Downs to hook into the central services at their own cost."

MOTION CARRIED

EMERGENCY AGENDA ITEMS

Councillor Randall - Need and Demand Study

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

"THAT the Nova Scotia Department of Housing be requested to do a Need & Demand study for family housing in District 9."

MOTION CARRIED

Councillor Baker - Noise By-law

Councillor Baker explained about a situation in his district recently that caused a lot of noise and disturbance to residents. However, there was no means through the County to deal with this situation because there is not a Noise By-law. He suggested such a by-law be adopted by Council in order that a means of action can be available in such instances.

Mr. Cragg advised that a Noise By-law was drafted and presented to Council on two separate occasions, but Council rejected it.

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

"THAT the Municipal Solicitor be requested to draft a Noise By-law for presentation to Council at the next session, if possible."

Councillor MacKay asked if the Mischiefs and Nuisances By-law could not control such problems. Mr. Cragg advised that it was felt the Mischiefs and Nuisances By-law was not appropriate to deal with this situation.

There was a brief discussion concerning the existing Mischiefs and Nuisance By-law, as well as resolving such problem without involving the law.

Before Warden Lichter called the question on the motion, Councillor Reid clarified that such a by-law would go before the Executive Committee for a recommendation to Council. Warden Lichter agreed.

MOTION CARRIED

Deputy Warden McInroy - Appointments to the Board of Directors, Cole Harbour Place

Deputy Warden McInroy advised that the Board of Directors for Cole Harbour Place is now in place, and there are two Council vacancies and one community vacancy.

It was moved by Deputy Warden McInroy, seconded by Councillor Merrigan.

"THAT Councillor Bates and Councillor Cooper represent Halifax County Council on the Board of Directors for Cole Harbour Place and that Stephen Mont be appointed as a Non-Council representative."

MOTION CARRIED

Councillor Cooper noted there are several existing Non-Council Members on the Board, namely Gerri Erwin, Roy Teal, and Jim Georgiannis, and he clarified their appointments given their familiarity with the Board and the process of bringing this fine facility on stream.

Councillor Ball - Sandwich Point

Councillor Ball noted that the sewage treatment plant proposed at Sandwich Point was discussed by Council on July 22, 1987, and at that time the multi-plant option was favoured for consideration. However, when the message was relayed to the Metropolitan Area Planning Commission (MAPC), the message changed somewhat whereby the County appeared supportive of the one plant option for Sandwich Point.

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

"THAT a letter be sent to the Premier of Nova Scotia and the Federal and Provincial Ministers of Environment, Tom Siddon and Tom McInnis noting clarification of Council's agreement to support and push for the multi-plant option and that a copy of the resolution of Council, July 22, 1987 be forwarded with the letter."

MOTION CARRIED

Councillor Ball - DND Property, Sandwich Point

Councillor Ball noted that there is no treatment plant at Sandwich Point yet, but DND is dumping oil on the fishing grounds off of Sandwich Point for the past number of years.

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

"THAT a letter be written to the Premier of Nova Scotia, the Federal and Provincial Ministers of Environment, and DND Authorities advising that the practice of dumping oil on the fishing grounds off Sandwich Point is illegal and it should be ceased immediately."

MOTION CARRIED

Mr. Meech - Appointment to the Halifax County Regional Housing Authority

Mr. Meech advised that this matter has been deferred several times, and it was inadvertently left off the agenda for this meeting.

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

"THAT Irene Launt, Terence Bay be nominated to represent the western portion of Halifax County on the Halifax County Regional Housing Authority."

There were no further nominations, so Warden Lichter declared Mrs. Launt appointed to the Halifax County Regional Housing Authority.

Councillor Baker asked that information regarding these meetings be forwarded to Mrs. Launt.

ADDITION OF ITEMS TO THE AGENDA FOR THE DECEMBER 6, 1988 COUNCIL AGENDA

Councillor MacKay - Sidewalks, Connolly Road
- Walkways, First Street
- Minor Variances

Councillor Horne - Proposed Lagooning System, Old Guysborough Road

IN-CAMERA ITEM

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

"THAT Council go in-camera."
MOTION CARRIED

Members of Council agreed to come out of camera.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:10 p.m.

SPECIAL COUNCIL SESSION
RE, NOMINATING COMMITTEE REPORT
MONDAY, NOVEMBER 7, 1988

PRESENT WERE. Warden Lichter
Councillor Meade
Councillor Poirier
Councillor Fralick
Councillor Baker
Councillor Ball
Councillor Deveaux
Councillor Bates
Councillor Adams
Councillor Randall
Councillor Smiley
Councillor Reid
Councillor Horne
Councillor Merrigan
Councillor Morgan
Councillor Snow
Councillor Eisenhauer
Councillor MacDonald
Councillor Boutilier
Councillor MacKay
Councillor Sutherland
Councillor Richards
Deputy Warden McInroy
Councillor Cooper

ALSO PRESENT: Mr. K.R. Meech, Chief Administrative Officer
Mr. R.G. Cragg, Municipal Solicitor
Mr. D.D. Reinhardt, Deputy Municipal Clerk

SECRETARY: Glenda Hill

Warden Lichter called the meeting to order at 3 p.m. with the Lord's Prayer. Mr. Reinhardt called the Roll.

Warden Lichter thanked the Nominating Committee for their work, and he asked the Chairman, Councillor Reid, to present the report.

Councillor Reid explained the layout of the report, as circulated. He noted the difficulty there was with appointments to the Industrial Commission because they have varying expiry dates. He noted that Councillor Snow and Councillor MacDonald had agreed to resign their positions on the Industrial Commission in order that Councillor Horne and Councillor Morgan could sit in those positions. Also, Councillor Meade will replace former Councillor Colin Baker on the Industrial Commission. Councillor Reid noted that the requests to sit on the Executive Committee and the Planning Advisory Committee

worked out evenly, so there were no difficulties in that regard. He expressed hope that the report would meet everybody's satisfaction.

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

"THAT the report of the Nominating Committee be adopted."

Councillor Sutherland noted there are still vacancies on the Industrial Commission for representation from the Sackville-BeaverBank Advisory Board and the Sackville Chamber of Commerce. Councillor Reid advised these positions are filled through nominations from those agencies, which are endorsed by Council once they are received.

Councillor Sutherland advised that his appointment to the Board of Management, Ocean View Manor does not fit into his plans, and he may have difficulty in attending those meetings. Otherwise, he indicated no difficulty with the appointments.

Councillor Fralick informed that he gave up the opportunity to sit on the Board for Ocean View Manor to allow Councillor Sutherland another Committee. However, if Councillor Sutherland does not wish to serve here, Councillor Fralick asked that he be considered for that appointment.

Councillor Merrigan informed that he asked to sit on the School Board because there has never been any representation from the BeaverBank area on the School Board. Warden Lichter noted that School Board appointments are based on representation from each sub-system, and the community of BeaverBank belongs to the Sackville sub-system, which Councillor MacDonald will represent.

Councillor Baker advised that he wished to remain on the School Board due to his involvement with the Communities Against Drugs campaign. He stated if he were not a member of the School Board, this campaign would not be as effective.

Councillor Ball expressed interest in sitting on the School Board largely for the same reason Councillor Merrigan had wished to sit on the School Board. He stated representation for his sub-system has been from the Terence Bay and St. Margaret's Bay area, and concerns in the District 5 area about School Board issues have not been addressed over the years. Councillor Baker expressed objection, stating he represents the entire western sub-system, including District 5. He stated he will represent that area well in the future, as he has done in the past.

Councillor Reid noted there were seven requests to sit on the School Board, although only four appointments are made. He stated the committee chose the four names which seemed to be most appropriate.

Following a brief discussion concerning another appointment for Councillor Sutherland, Councillor Richards gave up his appointment to the Heritage Committee to Councillor Sutherland.

Councillor Reid and Councillor MacDonald agreed to amend the motion to read:

"THAT the report of the Nominating Committee be adopted with amendments whereby Councillor Fralick will sit on the Board of Management, Ocean View Manor rather than Councillor Sutherland; and Councillor Sutherland will sit on the Heritage Committee as opposed to Councillor Richards."

MOTION CARRIED

Members of Council agreed to discuss several items which Warden Lichter wished to bring forward.

Warden Lichter advised that he has been thinking about what he would like to introduce to Council as policy for setting examples in all that is done.

His first suggestion was regarding special presentations to Council. He noted that decisions on such presentations have never been made immediately; the issue is usually referred to the Executive Committee or deferred to a later date. These presentations are usually heard at 6 p.m. of the regular Council Session, and regular Council business never gets underway until 8 or 9 p.m. He proposed that such presentations be heard at a special Council Session, scheduled once every three months or more often, if necessary. He stated these presentations could then be held when there are several pending that could be heard at one meeting; this will allow regular County business to be dealt with much faster and smoother.

Councillor Deveaux expressed support for Warden Lichter's suggestion. He stated such presentations often take hours, and it is late before regular Council business can be attended to. Also, Council often hear these presentations without any forewarning, which can only make the situation worse.

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

"THAT Halifax County Council hear special presentations at a Special Council Session to be held once every three months."

Councillor MacKay felt the recommendation had good intentions; however, he expressed difficulty in dealing with matters that may be of some urgency, and he also expressed concern about the difficulty in finding available dates to hear such presentations.

Councillor Eisenhauer suggested the Executive Committee could hear any presentations that may involve some urgency, and a recommendation can then be made to Council. If the Council wants to hear the presentation, an emergency, special meeting could then be called. With regard to setting meeting dates, he suggested they be scheduled for 1989 in the near future, which will prevent scheduling problems.

Warden Lichter noted that if any Councillor wants to bring in a group for a presentation, it is only subject to the consent of Council. There was some discussion about whether or not a majority or unanimous vote is required to hear such a presentation. After some research, Mr. Cragg informed either the majority of Council or the Warden, at his own discretion, could make such a decision.

Councillor Deveaux and Councillor Poirier agreed to amend the motion to read:

"THAT special presentations be heard at a special Session of Council to be scheduled every two months or otherwise whenever required, and that any emergency matters can be dealt with by Council at their discretion."

MOTION CARRIED

With regard to emergency agenda items, Warden Lichter suggested they be given to the Warden or the Municipal Clerk, in writing, prior to the start of the Council Session. He stated there are more controls required in this regard, although an emergency will never be denied.

Councillor Eisenhauer agreed that more controls are required with regard to added items. However, the issue is the determination of an emergency.

Councillor Baker expressed no difficulty with the recommendation, although he felt urgent may be a more appropriate word than emergency.

Councillor Boutilier expressed support for the recommendation, stating Councillors should use care and common sense when adding items to the agenda. He stated there is an intent to stick to the agenda or it would not be prepared.

Councillor Bates stated he supports the efforts of Warden Lichter to formalize the addition of emergency items to the agenda. He stated these items are issues which Councillors are aware of before they come to the meeting.

Councillor Bayers expressed opposition to the recommendation, stating sometimes Councillors do not make it to the Council Session before 6 p.m. because they are attending to a matter which may have to be dealt with as an emergency by Council. Therefore, there should be an opportunity to deal with such an issue after the Councillor arrives.

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

"THAT emergency agenda items be submitted in writing, on a form to be provided, to the Warden or the Municipal Clerk, prior to 6 p.m. of the date of the Council Session."

MOTION CARRIED 15 YES
 9 NO

With regard to the cancellation of meetings, Warden Lichter made a recommendation that he suggested only be applicable to Committees and Boards directly under the authority of the Municipality. He suggested consideration be given to cancelling meetings when it appears a quorum cannot be reached, and that a sincere attempt be made to immediately notify members of the Committee in order that an unnecessary trip to the building is not made.

Members of Council agreed to this recommendation.

It was also agreed that a decision to cancel a meeting because of a snowstorm be made two hours before the meeting in order that Members of the Committee can be made aware of the cancellation immediately.

Warden Lichter also suggested, and it was agreed, that all minutes clearly indicate when a meeting started and the adjournment time. Also, if a meeting is not held because a quorum did not show up, it was agreed that a record of those who were in attendance and the cancellation time be kept. Warden Lichter explained that he feels this information is important because he would like to know who is not attending meetings so he can determine if there is a problem with meeting times. He stated all Councillors should be in a position to meet as arranged so something can be accomplished when people arrive for a meeting.

In conclusion, Warden Lichter asked that Chairmen of all Committees and Boards start their meetings on time. He stated he will practice this with any meetings he chairs and asked that others do so, as well.

Councillor MacDonald noted that the Planning Advisory Committee and the Executive Committee meet at the same time, which can cause difficulties. He stated often Members of the Executive Committee are required by the PAC and vice versa, which can make it difficult to get a quorum and to start a meeting promptly.

Warden Lichter responded that all Committees and Board can now examine their schedules and determine the best time for all (including staff) to meet and to achieve what we all want to achieve collectively.

Before the meeting was adjourned, Mr. Cragg suggested that Councillor Snow and Councillor MacDonald officially resign their positions on the Industrial Commission in order that Councillor Morgan and Councillor Horne could fill those vacancies.

Councillor Snow and Councillor MacDonald each indicated their willingness to resign from the Halifax County Industrial Commission.

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

"THAT Council accept the resignation of Councillor Snow and Councillor MacDonald from the Halifax County Industrial Commission."

MOTION CARRIED

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

"THAT Halifax County Council amend Sections 7A and 7B of the Committees and Board By-law to reflect changes in the district numbering for the Urban and Rural Services Committees."

MOTION CARRIED

There was a brief discussion concerning the appointment of Non-Council Members to Committees and Boards. Mr. Meech informed that this will be on the agenda for the next Council Session, and prior to the meeting a list of vacancies will be distributed for consideration by Members of Council.

ADJOURNMENT

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

"THAT this meeting adjourn."

MOTION CARRIED

The meeting adjourned at 4:25 p.m.