

COMMITTEE OF THE WHOLE

NOVEMBER 17, 1988

PRESENTATION OF MUNICIPAL DEVELOPMENT PLAN AND LAND USE BY-LAW  
FOR PLANNING DISTRICTS 8 AND 9

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

ALSO PRESENT: Mr. R.G. Cragg, Municipal Solicitor  
Mr. D.D. Reinhardt, Deputy Municipal Clerk  
Mr. T. O'Carroll, Planner  
Mr. R. Hudston, Chairman, Public Participation Committee

SECRETARY: Glenda Hill

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Warden Lichter called the meeting to order at 7 p.m. He advised that the purpose of the meeting is to present the draft Planning Strategy and Land Use By-law for Planning Districts 8 and 9. He thanked Mr. O'Carroll, the Planner, and Mr. Hudston, the Chairman of the PPC, for their hard work and dedication to this project, noting that it has been in the works for a long time.

Mr. Hudston stated the development of this Plan and Land Use By-law has been a long process, beginning over five years ago. He advised that the process began in May, 1983 with staff meeting with the public to determine what kind of planning strategy the people of the area wanted. It wasn't until September, 1983 that the first Public Participation meeting was held. It then took many meetings to learn the process and to find out what planning was all about. Mr. Hudston advised that before the final draft was complete, 105 PPC meetings were held and about 105 different policies were developed; however, that was not to say the policies were developed at a rate of one policy per meeting.

Mr. Hudston stated when the first draft was complete, the PPC agreed to meet for an entire day to review it; however, they only got through the Plan in that one day because everybody wanted to discuss and review every aspect of the plan, which was exhausting. However, it cannot be said that nobody got a chance to state their opinions or get an explanation. He advised that the PPC went on a bus tour of the entire area, which made the Plan much more understandable to all members as there are 12 communities in total which fall under this Plan. There were several open houses, so residents could view the Plan and how it was developing, and there were several meetings in individual communities, as well. Two surveys were done; one in 1984 and one in 1986, to which there were good responses. The surveys asked residents' opinions and views about what they wanted to see in their communities. The results were tabulated and used in the Plan.

Mr. Hudston advised that all meetings were well advertised, both in the papers, via public service announcements, fliers, etc.

He noted that from the 105 PPC meetings held, the draft presented at this meeting is the fifth. Each draft was thoroughly reviewed and discussed until the final document was complete. There were also 38 Municipal Plan Committee meetings, many throughout the summer of 1987 to deal with the community of Lake Echo. There are still some requests for minor zone changes that have come forth, although they have been agreed to by the PPC representatives for the respective communities; therefore, zoning maps are still in the midst of changes.

Mr. Hudston concluded by presenting the Plan and By-law in hopes that it would be the final draft.

Mr. O'Carroll began by stating that Districts 8 and 9 represent a unique planning area; it is similar to other parts of Halifax County, yet unique in many ways. It was difficult to determine what parts were similar and what was unique. He felt the final draft of the Plan vividly pinpoints each of those areas. He stated the area is very rural with a large suburban-type community; it was this strong contrast which made it difficult to understand the different perceptions and concerns of the different communities. However, it was agreed that the entire area wanted to preserve the rural environment and that there be no deterioration of the natural environment.

Mr. O'Carroll proceeded with explaining the various designations and their intended purposes. He noted that the largest designation is the Mixed Use Designation, which cover almost the entire area - 11 of the 12 communities in the Plan area. That use will support the history of settlement and rural activities in the communities, and many long time residents are trying to make as much of a living there as possible. The residents are concerned about their rights to continue using their lands in a reasonable manner and a manner which will protect the communities. The Mixed Use Designation brings all of these concerns together. It supports the working rural economy and also deals with allowing residential subdivisions to develop where people expect some protection for their property values. It does not necessarily restrict or inhibit development of economic activities, although it does offer some protection.



Mr. O'Carroll advised that the Mixed Use Designation is largely zoned General allowing almost every type of use except mobile home parks and salvage yards. There was a special zone created for salvage yards, as there is one in existence at the present time.

The next largest designation is the Lake Echo Community Designation surrounding the lake and affecting approximately 3,000 residents. He stated this is an area that has quickly grown over the past ten years, and it will continue to grow. Most of the residents work in the cities, and there is not much commercial, industrial, or resource activity, although it was recognized that some such activity is needed to support those existing in the community. He advised that this designation contains zones for single unit and two unit dwellings, as well as zones for the provision of the mobile home park, which can only be expanded by development agreement. He advised that single mobile homes are not encouraged. The main concern was for the quality of water in Lake Echo, which is protected under this designation.

Mr. O'Carroll continued to review the various designations under this new Plan. They were the Industrial Designation, applied to the Eastern Shore Industrial Park at East Chezzetcook, to provide for industries not encouraged elsewhere in the plan area; the Watershed Designation, intended to protect the Lake Major potable water supply; the Provincial Park Designation, for the support and development of the Provincial Park at Porter's Lake; and the Plan Amendment Designation to provide for the future use of DND lands, should they be released by DND. He noted that the DND lands are County-owned and leased by DND for a bomb operation. The lands are not in use at the present time, but the military is not willing to say the lands are safe. If they are ever declared surplus to the needs of DND, the people can then look at the intended use for these lands under this zone. He noted that the lands are surrounded by nice beaches.

Mr. O'Carroll next reviewed the summary of proposed zones, as outlined in the staff report circulated. He noted that the R-A and R-B Zones are similar to R-1 and R-2 zoning, but the residents of the Mixed Use Designation did not want to be thought of as a suburban area, such as Cole Harbour. Therefore, they supported these zones as opposed to R-1 and R-2 zones, although they are very similar.

He noted that several zones were made site specific for those with more extensive uses for their lands, such as the salvage yard and large scale home businesses. He noted that the residents are happy with the understanding that if their neighbours do not know what is going on, it can be accepted.

Mr. O'Carroll next reviewed the Subdivision By-law Amendments necessary to accommodate the proposed Plan for Planning Districts 8 and 9. He noted that the amendments are related to development along private roads, lot frontage exemptions, fish and boat shed lots, and subdivision requirements for lots containing more than one main building. He reviewed each of the proposed amendments, which must be approved through the public hearing process, as outlined in the staff report.

Questions and Comments from Council

Councillor Fralick asked how long the Eastern Shore Industrial Park has been in existence. Mr. O'Carroll advised that it was opened approximately seven years ago, although it never prospered as intended. He advised there is only one building in the park. Councillor Bayers clarified that there are four tenants in the one building.

Councillor Richards inquired about the R-A designation. Mr. O'Carroll explained that it is very similar to an R-2 Zone; however, the people did not want to use the same zone as more suburban areas, so they agreed to the R-A and R-B zones.

Councillor Richards next asked about the last amendment to the Subdivision By-law. He asked if a parcel of land more than 5,005 square feet could not be used for fish and boat shed lots. Mr. O'Carroll explained that an existing parcel of land which is legally created, but undersized could be used for fish and boat shed lots provided all applicable regulations in this regard are met. Other uses would not be permitted on such a small lot. Mr. Hudston added that the fish and boat shed lots are permitted to allow fishermen to set up small lots for boats, nets, etc, where they would not have to live. He advised that original lots for this purpose are 1,800 square feet, but the Province has indicated they do not want to see these lots any larger than 5,005 square feet because the Province does not want somebody to move into the lot and eventually gain residential status and apply for a rezoning. Therefore, 5,005 square feet is the largest lot size that can be created for the purpose of fish and boat shed lots.

Deputy Warden McInroy inquired about the zone for the mobile home park. Mr. O'Carroll informed that the entire area was zoned T, and the mobile home park can be developed further under this zone, subject to a development agreement. However, no additional mobile home parks are permitted. He added that this zone will not affect the owner's rights, and it will prevent confusion in changing the By-law.

Deputy Warden McInroy inquired about new mobile home parks or expansion to mobile home parks depending on the name of the park, if it is a physical expansion to the existing park. There was some discussion in this regard. Councillor Adams clarified that the mobile home park in question was owned by Robert Norwood, and he transferred the title to his son, Paul Norwood, although the mobile home park name remains the same.

Mr. O'Carroll felt the Plan clearly indicates that a physical expansion is permitted, although a new mobile home parks is not. He stated he would further verify this to be sure.



Councillor Richards asked if the property lines shown on the zoning maps are accurate. Mr. O'Carroll informed they are as accurate as the Technicians can get them with their equipment and information provided by LRIS. He noted that LRIS information is not 100 percent accurate, and property owners are encouraged to pinpoint any inaccuracies to LRIS.

Councillor Richards expressed concern that the maps are not accurate, as he tried to pinpoint land he owns. Mr. O'Carroll suggested that Councillor Richards visit his office to discuss this matter.

There were no further questions or comments from Members of Council. Warden Lichter ratified that the public hearing for the adoption of this Plan and By-law will be held on December 12, 1988 at 7 p.m. Members of Council agreed.

There being no further business, the meeting adjourned at 8 p.m.

MINUTES & REPORTS  
OF THE  
FIRST-YEAR MEETINGS  
OF THE  
FORTY-THIRD COUNCIL  
OF THE  
MUNICIPALITY OF THE COUNTY OF HALIFAX

December 6 and 20, 1988

&

SPECIAL COUNCIL SESSION

December 8, 1988

&

PUBLIC HEARING

December 12, 1988



I N D E X

December 1988 Council Session

Borrowing Resolutions -----	29
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FCM Conference -----	35
Grants -----	7 & 17-18
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Motion - Taxi By-law -----	5
Motion - Pension Adjustment -----	5
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Motion - Grants -----	7 & 17-18
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Districts 8 & 9	
Motion - Appointment to W.A.D.E. -----	28
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Motion - Legal Services, Board of Health -----	30-31
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Motion - Harness Racing -----	37-38
Motion - Zoning Amendment, Entertainment Uses -----	39
Motion - Need & Demand Study, Department of Housing -----	39
Motion - Street Parking Control -----	40
Motion - Charitable Donations -----	40
Motion - Taxi Fares -----	40-41
Non-Council Appointments -----	19-22
Public Hearings - Dates -----	5
Pension Adjustment -----	5
Police Assessment Report -----	19
Pension Plan Adjustments -----	28-29
Rahabilitation Centre - Transit Service -----	31-32
Super Mailboxes -----	6
Sidewalks - Connolly Road -----	15-16
Sludge Management -----	18
Sidewalk/Snow & Ice Control -----	18
Sidewalks, First Lake Drive -----	31
Street Parking Control -----	40
Taxi By-law -----	5
Taxi Fares -----	40-41



COUNCIL SESSION

TUESDAY, DECEMBER 6, 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 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. G.J. Kelly, Municipal Clerk  
Mr. R.G. Cragg, Municipal Solicitor

SECRETARY: Glenda Hill

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

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

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

APPROVAL OF MINUTES

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

"THAT the minutes of the Council Session, November 1, 1988, be approved as circulated."  
MOTION CARRIED

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

"THAT the minutes of the Special Council Session, November 7, 1988 be approved as circulated."  
MOTION CARRIED

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

"THAT the minutes of the Committee of the Whole meeting, November 17, 1988, be approved as circulated."  
MOTION CARRIED

#### LETTERS AND CORRESPONDENCE

##### Minister of Transportation and Communications

Mr. Kelly reviewed this correspondence concerning paving of Atholea Drive, Parkway Drive, and Landsdown Drive in 1989.

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

"THAT this item of correspondence be received."

Warden Lichter suggested that future letters to the regional office regarding paving of streets should also be copied to the Minister. Members of Council agreed.

MOTION CARRIED

##### Minister of Transportation and Communications

Mr. Kelly reviewed this letter regarding Council's request for a flashing light at the intersection of Trunk 3 and Route 333.

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

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

##### Minister of Transportation and Communications

Mr. Kelly reviewed this correspondence about sidewalk projects in Beaverbank and Sackville.

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

"THAT this item of correspondence be received."

Councillor MacDonald suggested that a letter be written to the Division Engineer in the Bedford office, requesting that these sidewalks be finalized, including the completion of the Beaverbank Road sidewalk. Also, that it be noted that the Connolly Road project is from 1987.



Union of Nova Scotia Municipalities

Mr. Kelly reviewed this correspondence regarding a training video for distribution to each of the Municipal members.

Councillor Deveaux informed that the video is very helpful and would prove useful to all municipalities. He noted that there is no cost for the use of the video.

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

"THAT the Municipal Clerk be directed to act as a liaison person with the Union of Nova Scotia Municipalities in acquiring the video, 'Local Government - The Team in Action.'"  
MOTION CARRIED

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

"THAT this letter be received."  
MOTION CARRIED

Metropolitan Area Tourism Association

Mr. Kelly read this letter to Airport Transfer Limited expressing concern that the Bedford-Sackville, Fall River, Waverley, Hammonds Plains area does not have bus service to the airport. The letter was copied to several County officials.

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

"THAT this letter be received."  
MOTION CARRIED

Councillor Fralick expressed concern that the western sub-system of the County has been neglected again. He stated there is no difficulty with a bus service for those areas listed, but the western area should also be considered, as the MATA is supposed to be serving that area, as well.

Councillor Baker agreed that Districts 1 to 5 have been receiving nothing from the Association although they contribute financially to the Association through taxes and otherwise. He suggested a association for that area alone should be formed.

MOTION CARRIED

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

"THAT a letter be written to the Metropolitan Area Tourism Association expressing dissatisfaction for not including the western portion of Halifax County in the letter to Airport Transfer Limited."  
MOTION CARRIED

Town of Liverpool (two letters)

Mr. Kelly advised that these two letters are with regard to the authority for municipal units to control the squealing of tires. The first letter was to the Warden and Council and the second to the Minister of Transportation and Communications.

Warden Lichter advised that he and Mr. Cragg have discussed this issue, and it was felt that until something further is heard from the Union of Nova Scotia Municipalities, there is not much that the County of Halifax can do.

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

"THAT this letter be received."  
MOTION CARRIED

Minister of Transportation and Communications

Mr. Kelly read this letter in response to Council's communication regarding the paving of various streets in North Preston.

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

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

Warden Lichter advised that he has already responded to this letter expressing appreciation for the action taken.

SUPPLEMENTARY CORRESPONDENCEMetropolitan Authority

Mr. Kelly reviewed this correspondence regarding the handling and disposal of biomedical wastes.

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

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

Mountain Security Limited

Mr. Kelly advised that this letter requests that Halifax County ask the Nova Scotia Police Commission to appoint Angela Larocque and Bill Dollard as By-law Enforcement Officers for the purpose of enforcing the Dog By-law while employed with Mountain Security Ltd.

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

"THAT the Nova Scotia Police Commission be requested to appoint Angela Larocque and Bill Dollard as By-law Enforcement Officers for the purpose of enforcing the Municipal Dog By-law while employed with Mountain Security Limited."  
MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

Application No. RA-24-04-88-13, Cyril Harvey

Mr. Kelly reviewed the report and recommendation of the Planning Advisory Committee regarding this application.

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

"THAT Application No. RA-24-04-88-13 be approved and that a public hearing be scheduled for January 9, 1989 at 7 p.m."  
MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Taxi By-law

Mr. Kelly advised it is the recommendation of the Executive Committee that the Taxi By-law be amended to change the date of licensing of a taxi to April 30 from January 1.

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

"THAT Halifax County Council approve the change in the Taxi By-law, Section 7, by deleting the words 'first day of January' in the first line thereof and substituting therefore the words '30th day of April'."

Councillor MacKay asked why the amendment was proposed. Warden Lichter responded that the taxi operators have requested the change, and it was felt that it would be much easier and better for staff and taxi operators to have their inspections done during March and April, as opposed to December and January.

Mr. Kelly further clarified that the amendment was requested by the taxi industry because Christmas and New Year's is such a busy time for them, and it would also be a better time for staff to carry out inspections. The amended date would also be the same as other municipal units.

MOTION CARRIED

Pension Adjustment, 1988 and 1989

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

"THAT Halifax County Council approve a pension adjustment for the years 1988 and 1989 in the amount of 4 percent."  
MOTION CARRIED



Canada Post - Super Mailboxes

Mr. Kelly reviewed the report and recommendation of the Executive Committee regarding this matter.

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

"THAT Halifax County Council approve the location of super mailboxes by Canada Post at Elk Drive and White Birch Drive, Tantallon."

Councillor Meade asked if Canada Post got permission to locate boxes here from abutting property owners. He noted the proposed location is a playground and the area around the boxes will be lit. He suggested the Councillor for the area will get many calls about problems there at night. Warden Lichter noted that the lot in question belongs to the Municipality.

Councillor MacKay referred to a policy adopted by Council in 1984 whereby any parkland was not to be sold, conveyed, or disposed of in any manner. He suggested the proposed use of this green area would not be in keeping with that policy, and he spoke against the motion on that basis. Warden Lichter objected, stating the land will not be disposed of, but only a small portion will be used to serve the people of the area with super mailboxes.

Councillor MacKay felt the people may or may not want these super mailboxes, depending on the proposed use of the land. He felt the mailboxes would not enhance the property.

Councillor Cooper stated he cannot support leasing this land for 20 years for the purpose of super mailboxes because they take away from door to door service.

Councillor Fralick stated he has no objections to the recommendation, and if this location is not supported, there is no other place to put the mailboxes to serve three subdivisions in the area.

Councillor Eisenhauer also stated he would support the location, as the Residents' Association has requested the boxes, and they have concurred with the location. He noted that the super mailboxes are very much superior to the old green boxes, and they should be supported.

Councillor Deveaux indicated support for the motion, stating he wished he had a green area to locate super mailboxes on because there are many complaints from residents about other locations for these mailboxes.

Deputy Warden McInroy inquired about the legality of placing super mailboxes on this green area with regard to the policy referred to by Councillor MacKay. Mr. Cragg responded that it may be permissible to locate the super mailboxes on green areas, depending on the interpretation of the Act, whereby parkland shall be used for park, playground and other similar public purposes.

MOTION CARRIED

Requests for Grants

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

"THAT Halifax County Council grant approval for the following grants:

a) General Parkland Grant in the amount of \$2,360 for the Fall River Recreation Centre;

b) District Capital Grant, District 2 in the amount of \$4,090 and a General Parkland Grant in the amount of \$4,090 for renovations to the soccer field at Timberlea Junior High School;

c) District Capital Grant, District 4 in the amount of \$5,000 for Jaws of Life for the Terence Bay Fire Department;

d) District Capital Grant, District 18 in the amount of \$3,500 for improvements to Highland Park Subdivision multi-purpose playing field'

e) District Capital Grant, District 24 in the amount of \$1,230 for paving County-owned walkways at Spence Drive and Cedar Crescent."

MOTION CARRIED

Garbage Collection Contracts, 1989-1991

Members of Council agreed to deal with each area individually. Mr. Kelly reviewed the recommendations as they were approached.

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

"THAT the garbage collection contract for Area 1, District 1 be awarded to James Marriott."

MOTION CARRIED

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

"THAT the garbage collection contract for Area 2, District 2 be awarded to James Marriott."

MOTION CARRIED

Councillor Snow asked if the low bidder was recommended for all contracts. Warden Lichter advised that all but two were recommended to the low bidder. He noted that all reports and recommendations are included in the agenda except for Area 9, District 9, which is included in the supplementary agenda. Councillor Snow next asked why the low bidders were not recommended for those two contracts.

Deputy Warden McInroy, Chairman of the Executive Committee, explained that two contractors were disqualified from the tendering process at the outset because they did not comply with all tendering requirements and subsequent requests for additional information. During deliberations, one of the contractors was asked to provide additional information, and the recommendation was deferred pending receipt of the information.

Deputy Warden McInroy continued that the recommendation for District 12 was for the second low bidder because it was felt the low bidder, Ansel Barkhouse, would not provide a satisfactory service. The same considerations were made for Area 9, District 9 after more information was compiled. The second low bid for this contract was considerably higher, and it was felt the low bidder could not carry out of the work for the bid price. The bid was unrealistically low, and it was felt the service would be jeopardized.

Councillor Snow noted that the low bid for Sackville was not recommended, as well. He stated the taxpayers must be protected. Warden Lichter noted that the lowest bid in Sackville was not considered because it was not acceptable.

Councillor Reid clarified that the recommendations were by necessity, as opposed to choice.

Councillor Deveaux stated the low bidder should not always be awarded the contract, although it may be the most democratic way to award a contract. He stated if good service is provided at the outset, it would be very undemocratic to push that contractor away because another contractor has a slightly lower bid.

Councillor Ball stated it is important to keep tax dollars down. If the contractor with the lowest bid can provide a satisfactory service, the tender should be awarded to that contractor. He stated it is also important to consider employment in the area, if bids are not outrageously high. Sub-contractors are another concern.

Deputy Warden McInroy suggested that concerns about sub-contracting the garbage contracts should be protected against with a clause in the contract. Mr. Cragg noted that the contracts must be awarded as the invitation to tender was called for. The signed contracts should not contain a clause the contractors were not aware of previously. He suggested a contractor could refuse to enter into the contract if such a clause were contained in the contract; also ones who did not respond to the tender call may feel prejudiced in some way in that regard.

Councillor MacKay stated the public tendering process should include very specific details of the contract, including equipment to be used, hours of operation, preferential treatment to County business, etc. He stated everybody should be given an opportunity, and the contract should be awarded to the low bidder unless it is absolutely felt he cannot provide the service. He noted if there is difficulty after a contract is awarded, it can be terminated.

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

"THAT the garbage collection contract for Area 3, part District 3 (Cranberry Lake) be awarded to James Marriott."  
MOTION CARRIED



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

"THAT the garbage collection contract for Area 3A, part District 3 (Tantallon, Peggy's Cove) be awarded to James Marriott."

MOTION CARRIED

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

"THAT the garbage collection contract for Area 4, District 4 be awarded to James Marriott."

MOTION CARRIED

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

"THAT the garbage collection contract for Area 5, District 5 be awarded to Fred Marriott."

Councillor Ball noted that the only concern with this recommendation is that the contractor may sub-contract this job, and he feared that the service may deteriorate from the existing level of service. He expressed hope that there will be some form of protection for the residents in this regard. Councillor MacKay stated there should be no difficulty with the service being sub-contracted, as long as it is provided satisfactorily. Otherwise, it is up to the Engineering and Works Department to determine if a service is not satisfactory and to take the necessary action.

MOTION CARRIED

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

"THAT the garbage collection contract for Area 6, District 6 be awarded to Leo J. Beazley."

MOTION CARRIED

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

"THAT the garbage collection contract for Area 7, District 7 be awarded to Leo J. Beazley."

MOTION CARRIED

Councillor Cooper asked if there is any explanation for the high increase in cost for this contract with only a limited increase in the number of homes. Mr. Newman advised that there is no explanation for this increase.

MOTION CARRIED

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

"THAT the garbage collection contract for Area 8, District 8 be awarded to Lantz Leasing and Rentals Limited."

MOTION CARRIED

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

"THAT the garbage collection contract for Area 10, former District 14/part District 13 be awarded to Lantz Leasing and Rentals Limited."

Councillor Horne stated it was his understanding that only the lowest bids would be considered, but since this recommendation was made, the rules have changed. He informed that Enfield Welding presently provides this service, and they have done a very good job over the last three years; they have the equipment and the employees to do the job five days a week. It was his understanding that Lantz Leasing may find it difficult to do this job with their existing equipment.

Councillor Horne continued that all employees of Enfield Welding live in the area, and all maintenance on trucks is done in the area. If Enfield Welding does not get the contract, the business will fold and the employees will lose their jobs. He recommended that Enfield Welding be granted this contract, as their bid price is well within the range of the other contracts.

Deputy Warden McInroy expressed appreciation for the concerns of Councillor Horne that the contractors may not be able to do a proper job, especially because contracts have had to be terminated in the past. However, if the lowest tender is not accepted, not only is procedure being changed, but the Engineering & Works Department is being told that the Executive Committee and Council can make a better recommendation than staff. He stated staff studies these tenders carefully before making a recommendation, and Council should be showing some confidence in their recommendations. If the contractor cannot provide a satisfactory service, staff's reputation is on the line with respect to their recommendation. He stated the tendering process deserves a better decision-making process.

Councillor Reid stated the rules for awarding these contracts did not change in the midst of the process, but the low bidder was not recommended for the contracts in Districts 9 and 12 because it was felt the low bidder could not provide the service. However, the low bidder for Area 10 has proven that he can do the job.

Councillor Snow stated he once felt that Lantz Leasing and Rentals Limited could not do the job, but after the contract was awarded to them, he found they have done an outstanding job. He questioned how it can be known that somebody cannot provide the service unless he is given a chance. He stated Districts 14 and 17 are subsidizing garbage collection in District 13, and he suggested that area should get out of municipal garbage collection and do it cheaper on their own. He concluded that he will support Enfield Welding.

There was much discussion about the awarding of the contract for garbage collection in Area 10. It was noted that when tenders are called, it is advertised that the lowest bid will not necessarily be accepted. Councillor Horne reiterated that Enfield Welding can do a good job at a reasonable price, and they should be awarded this contract. He stated large companies can always outbid the smaller companies, and there would soon be a monopoly of large companies getting all the contracts.

Councillor MacKay stated he would support the motion because if the low bidder can do the job, they should be granted the contract.

Councillor Poirier added that since the rules to the awarding of contracts changed, the contract for Area 5, District 5 should have been awarded to the Bakers, as opposed to Fred Marriott. She noted that the Bakers have been providing the service in the area for seven or eight years now, and they have provided a very good service. A letter from Mrs. Baker was read at the Executive Committee, indicating that this contract is their source of livelihood.

MOTION DEFEATED      11 YES  
                                 12 NO

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

"THAT the garbage collection contract for Area 10, former District 14, part District 13 be awarded to Enfield Welding Ltd."

MOTION CARRIED      12 YES  
                                 11 NO

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

"THAT the garbage collection contract for Area 11, Sackville/part District 18 be awarded to Lantz Leasing and Rentals Limited."

Councillor MacKay advised that he was very upset about the awarding of the contract for Area 14 to Enfield Welding. He stated that vote disrupts the entire tendering process. Councillor Boutilier agreed with Councillor MacKay stating the subjectiveness will have to be considered in each and every case. He felt the Executive Committee should have established a policy and criteria for the awarding of tenders; otherwise, there is only problems and disenchanting feelings.

Councillor MacDonald also agreed, stating the whole process is very political. It should be based on common sense and costs, rather than leading the contractors through this silly process.

A very detail discussion concerning the awarding of contracts endured. Councillor Bates asked what kind of position the County has been put into by awarding a tender to a contractor with a slightly higher bid than the lowest bid, when there is no reason to believe that the lowest bidder could not carry out the contract. Mr. Cragg responded that the law of tendering is very unique and vague, and if the County does not do any blatantly illegal, improper, or unfair, any tender can be accepted. He concluded that from a technical standpoint Council can award the contract for Area 10 to Enfield Welding, although Council also has the right to reconsider or rescind any decision.

Councillor Boutilier asked if there is any recourse for the low bidder who lost the contract. Mr. Cragg responded that tendering laws are very unique, although the door is always open for the low tenderer to prove that Council rejected his offer for a very improper reason. The tendering process is for the purpose of inviting individuals to submit proposals for the contract, including price.



Councillor MacKay stated Lantz Leasing and Rentals Limited has proven they can do a good job, and there was no reason to reject their bid. He advised that he could only recommend that Lantz Leasing retain a solicitor and take the County to court over the awarding of this contract.

## MOTION CARRIED

Deputy Warden McInroy and Councillor MacKay gave notice of reconsideration regarding the awarding of the garbage collection contract in Area 10 to Enfield Welding.

There was some discussion about dealing with the notice of reconsideration now, as the final outcome may affect the awarding of other contracts. Mr. Cragg informed that if there is unanimous consent, Council can deal with the issue at this point. Members of Council unanimously agreed to deal with the notice of reconsideration now.

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

"THAT the motion awarding the garbage collection contract for Area 10 to Enfield Welding be reconsidered."

## MOTION CARRIED

Councillor Reid felt it was the recommendation for Area 14 that started this "change in process". He stated he has the greatest respect in the world for the low tendering process, but there was concern in his district about joining municipal garbage collection. Lantz Leasing has bid approximately 25 percent higher than Ken Clarke on a regular basis. This year Ansel Barkhouse bid 10 percent lower than Ken Clarke, and he lives 40 miles away. He felt that Ansel Barkhouse could not provide the service in District 12 as required for the tendered price, and the residents will again be apprehensive about municipal garbage collection. However, Lantz Leasing has proven their ability to provide this service, and that should be respected.

Councillor Horne stated if Enfield Welding does not get the contract for Area 10, they will be out of business, the equipment will have to be sold, four people will be out of work, and revenue from maintenance of trucks will be lost in Halifax County. He stated protection of these losses would compensate for the increased cost of the service.

Councillor Snow stated he can accept the low bid if it is fair across the board. He stated it cannot be determined whether or not anybody can do the job if they are not given the opportunity to try. He stated the process must be fair, including consideration of Metro Sanitation and Diggs Sanitation; they may not have been about to provide the service last year, but they may be better this year.

There was a detailed discussion about the bidding and tendering process. Councillor Smiley commented that Ansel Barkhouse deserve the same chance as anybody else.

## MOTION UNDER RECONSIDERATION DEFEATED

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

"THAT the garbage collection contract for Area 10, former District 14 and part District 13 be awarded to Lantz Leasing and Rentals Limited."

MOTION CARRIED

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

"THAT the garbage collection contract for Area 13, part District 13 be awarded to Lantz Leasing and Rentals Limited."

MOTION CARRIED

It was move by Councillor Reid, seconded by Councillor Randall:

"THAT the garbage collection contract for Area 14, part District 12 be awarded to Ken Clarke."

Councillor MacKay clarified that Ansel Barkhouse was the low bidder for this contract. Mr. Meech agreed, noting that his bid was 23 percent lower than Ken Clarke's bid, although the Executive Committee recommended Ken Clarke.

Councillor Reid stated there are other concerns about awarding this contract to Ansel Barkhouse besides those mentioned earlier. There is concern about garbage collection dates for pick-up in two different areas, as well as the equipment proposed for use by Mr. Barkhouse. He will be trying to service to different areas 40 miles apart. He informed that a staff assessment was done, and it was determined that the service in Area 9, District 9 could not be provided for the bid price, and the service in other areas would be jeopardized. He asked for support for the motion, stating if this contract is awarded to Ansel Barkhouse, it will probably have to be terminated and awarded to somebody else within a matter of a few months.

Councillor MacKay asked for clarification on the status of garbage collection and the maintenance of transfer stations. Mr. Meech informed that only the bids for garbage collection are to be considered at this time; the bids for the transfer stations are awarded separately, and the County is reimbursed for this cost by the Metropolitan Authority. He noted that Reid Barkhouse withdrew his bid for maintenance of the transfer station.

Councillor MacKay next asked if there is any reason to believe that Ansel Barkhouse cannot provide this service at the tendered price. Mr. Newman responded that staff has no reason to believe that Ansel Barkhouse cannot perform this service as provided, and the staff recommendation is based on the low bid. He informed there is concern about whether or not Mr. Barkhouse will reach a breakeven point for this price, but it is felt he can provide the service. He informed that the recommendation is based primarily on numbers.

Councillor MacKay and Councillor Bates each stated they could not support the motion.

Following much more discussion, Councillor Randall clarified that Ansel Barkhouse has not been in the garbage collection business for 32 years but the trucking business.

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

"THAT the garbage collection contract for Area 14, part District 12 be awarded to Ansel Barkhouse."  
MOTION CARRIED

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

"THAT the garbage collection contract for Area 15, part District 11 be awarded to Duncan Westhaver."

Councillor Snow asked why Duncan Westhaver is recommended for this contract when Ansel Barkhouse is the low bidder. Mr. Newman responded that the difference in the two bids was minimal, and Mr. Westhaver is the incumbent contractor.

There was considerable discussion concerning the prices for garbage collection and maintenance of the transfer stations. Deputy Warden McInroy then withdrew his second for the motion, pending clarification of the figures. He noted that combining the two figures makes Ansel Barkhouse the low bidder. Mr. Meech clarified that the contractor will also operate the mini-transfer station, but the Metropolitan Authority is responsible for that portion of the job.

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

"THAT the garbage collection contract for Area 15, part District 11 be awarded to Duncan Westhaver."  
MOTION DEFEATED

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

"THAT the garbage collection contract for Area 15, part District 11 be awarded to Ansel Barkhouse."  
MOTION CARRIED

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

"THAT the garbage collection contract for Area 16, part District 11 (Tangier) be awarded to Ansel Barkhouse."  
MOTION CARRIED

#### SUPPLEMENTARY EXECUTIVE COMMITTEE REPORT

##### Garbage Collection Contracts

Mr. Kelly read the Executive Committee recommendation for the awarding of the garbage collection contract for Area 9, District 9.

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

"THAT the garbage collection contract for Area 9, District 9 be awarded to Dartmouth Refuse."



Councillor Bates objected to the motion, stating Ansel Barkhouse is the low bidder, and he has been in the trucking business for 32 years; he was also recommended by staff. He stated he will continue to support Ansel Barkhouse as opposed to Dartmouth Refuse at a much higher bid.

Councillor Randall noted that the bid submitted by Ansel Barkhouse is lower than the accepted bid in 1983. He stated the incumbent contractor, Dartmouth Refuse, has been provide a good service with more equipment than Ansel Barkhouse. The district contains many side roads, back roads, and subdivision roads, and he wondered if Ansel Barkhouse took this and the population of the district into consideration when he bid. He also noted that Mr. Barkhouse has no previous experience in garbage collection. Councillor Randall informed that the bid from Dartmouth Refuse is based on growth in the district, the number of building permits issued, and the inflation rate, and it is not felt the be unrealistic. He concluded that the Engineering & Works Department have difficulty showing that the operation could be financially feasible for Ansel Barkhouse. He also expressed concern that the garbage collection contract for this area will be before Council again in the very near future based on the information provided.

Councillor Morgan suggested this contract should be re-tendered based on the fact that one bids seems to be unrealistically low and the next seems to be high.

Councillor Eisenhower suggested that Mr. Barkhouse may have the ability to provide the service in District 9 based on the awarding of the other contracts to him.

Councillor Richards expressed concern about the bid price provided by Mr. Barkhouse and as investigated by staff. He noted that this district requires garbage collection five days per week, and other trucks cannot be taken from this route or used for this route because it will all be used for other routes. He expressed concern that Mr. Barkhouse does not have enough equipment, and he stated he would support Dartmouth Refuse.

Councillor Bates expressed disagreement with Councillor Richards, stating the bid price may be based on different proposals. If Mr. Barkhouse cannot carry out the contract, it will be known soon enough, and Council can deal with that issue when it is brought forth. He felt Mr. Barkhouse must be given a chance based on his experience in the trucking business and his low bid.

MOTION DEFEATED

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

"THAT the garbage collection contract for Area 9, District 9 be awarded to Ansel Barkhouse."

MOTION CARRIED

Sidewalks, Connolly Road

Mr. Kelly reviewed the Executive Committee recommendation regarding this matter.

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

"THAT additional funding in the amount of \$41,000 be approved for retaining wall construction in connection with sidewalk installation on Connolly Road."

Councillor MacKay informed that expropriation was considered for this work, but it may not be necessary as it may have been successfully negotiated. He informed that he will look into this further, and bring a notice of expropriation to Council at a later date, should it be required.

MOTION CARRIED

Loan Request, LWF Fire Department

Councillor Eisenhower declared a conflict of interest.

It was moved by Councillor Snow, LOST FOR A SECONDER:

"THAT Halifax County Council approve a loan advance in the amount of \$120,000 to the LWF Fire Department for the purpose of purchasing a building for a fire sub-station, the loan to be repaid over a period of ten years, principle and interest, with Council reserving the right to levy an area rate in default of principle and/or interest repayment."

Warden Lichter noted that the Executive Committee recommended advancement of the loan, as opposed to Mr. Meech's recommendation that a location study be done first, because there was some urgency expressed in purchasing the property in question. It was also indicated that the Executive Committee meeting that there is no limit on the re-sale of this building.

Councillor Snow advised that this fire sub-station has been in the works for a long time, and the Fire Department is not looking for handouts from the County, but only requesting a loan to be repaid. He stated Fall River will not tolerate interference, and the fire fighters in the area feel the building to be purchased is the best location for the sub-station. He stated the LWF Fire Department is one of the best in the County, and if this loan is not approved, the building will be for sale again, and it may be lost to another purchaser.

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

"THAT Halifax County Council approve a loan advance in the amount of \$120,000 to the LWF Fire Department for the purpose of purchasing a building for a fire sub-station, the loan to be repaid over a period of ten years, principle and interest, with Council reserving the right to levy an area rate in default of principle and/or interest repayment."

Deputy Warden McInroy expressed no objection to the loan and the purchase of the building, but he felt it irresponsible of the fire department to proceed with the location of the sub-station based on the comments from the Fire Services Research & Development Officer.

It was clarified that the Fire Department will have the ability to re-sell this building at a profit if it is proven the location is not suitable for a fire sub-station.

Councillor Merrigan asked if the residents are prepared to pay an area rate if the loan is not repaid. Councillor Snow informed that the Executive Committee of both fire departments involved are well aware of the consequences of not repaying this loan.

MOTION CARRIED

Requests for Grants

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

"THAT the following grants be approved by Halifax County Council:

- a) District Capital Grant, District 2 in the amount of \$1,801.43 to grade and pave a walkway at Maplewood Drive, Timberlea;
- b) District Capital Grant, District 3 in the amount of \$2,500 for winterizing the St. Margaret's Bay Arena;
- c) District Capital Grant, District 7 in the amount of \$1,000 for trenching on property behind Greely Court to correct water run-off;
- d) District Parkland Grant, District 7 in the amount of \$2,250 for fencing County-owned parkland adjacent to Panavista Drive;
- e) District Capital Grant, District 8 in the amount of \$717 and a General Parkland Grant in the amount of \$717 for improvements to the Lake Echo Community Centre;
- f) District Parkland Grant, District 8 in the amount of \$1,000, District Parkland Grant, District 9 in the amount of \$1,000, and a General Parkland Grant in the amount of \$1,000 for renovations to the Porter's Lake Community Centre;
- g) General Parkland Grant in the amount of \$3,700 for improvements to the sports field at Kendalmark Estates, Wellington;
- h) General Parkland Grant in the amount of \$600 for levelling fill and blocking the entrance at Lizard Lake, Lockview Road;
- i) General Capital Grant in the amount of \$17,900 for water service extension, Third Lake, District 17."

Councillor MacKay asked for clarification on the District Capital Grant, District 7 for trenching behind Greely Court to correct water run-off and the General Capital Grant in the amount of \$17,900 for the water service extension at Third Lake.



Mr. Meech informed that the grant for District 7 was not recommended by the Finance Department, although such grants for improvements on private property have been awarded in the past. The grant for the Third Lake Water Extension is only a formality because Council did approve this extension and the funding proposal earlier in the year. He explained the location of this project, noting that the affected residents have already paid their \$1,000 contribution to the hook-up, and that the Residents Association will pay for the hook-up of water services to the Community Centre.

MOTION CARRIED

#### Sludge Management

Mr. Kelly read the supplementary report from the Executive Committee regarding this matter.

Warden Lichter clarified that the recommendation regarding the additional \$75,000 for a sand filter is only applicable if the chosen site for the lagooning operation is at the Old Guysborough Road. He also noted that the consultants have already been directed by the Executive Committee to examine the three or four other potential sites as identified by Councillor Horne, and they have been asked to report back to the Executive Committee within 30 days. He noted that this is for information purposes only.

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

"THAT a maximum of \$75,000 be allocated for a sand filter as an additional feature to the proposed lagoon if the chosen site for the lagooning operation is the Old Guysborough Road."

MOTION CARRIED

Deputy Warden McInroy took over the chair.

#### URBAN SERVICES COMMITTEE REPORT

##### Sidewalk Snow and Ice Control, 1988-89

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

"THAT Halifax County Council award contracts for sidewalk snow and ice removal as follows:

Route 1	-	G. Osborne Enterprises
Route 2	-	G. Osborne Enterprises
Route 3	-	G. Osborne Enterprises
Route 4	-	G. Osborne Enterprises
Route 5	-	Howard Whitford
Route 6	-	A.W. Dean
Route 8	-	Devlin Homes
Route 9	-	A.W. Dean
Route 9A	-	A.W. Dean

Councillor MacKay noted that the 1987-88 figures for Route 5, Sackville, may be misleading because there was a special ice removal operation included in this cost.

Regional Sewage Treatment Facilities

Mr. Kelly reviewed the report of the Urban Services Committee in this regard.

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

"THAT a letter be sent to the Metropolitan Area Planning Commission requesting their Engineering staff to meet with residents of Herring Cove to discuss the proposed regional sewage treatment plant."

MOTION CARRIED

POLICE ASSESSMENT REPORT

Mr. Kelly reviewed the report, noting that the report on Police Services in Halifax County has been received and circulated to Members of Council.

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

"THAT the report concerning the assessment of Police Services in Halifax County be referred to the Police Committee for discussion and a recommendation to Council."

MOTION CARRIED

There was some discussion about the make-up of the Police Committee, noting that several Members are no longer Members of Council. Members of Council agreed that Councillor Smiley and Councillor Ball would replace Art MacKenzie and Ronald Walker on the Police Committee and that the other Members would remain the same. Thus, the new Police Committee is comprised of Deputy Warden McInroy, Councillor Smiley, Councillor Bayers, Councillor MacKay, and Councillor Ball.

INDUSTRIAL COMMISSION REPORT

In the absence of Councillor Adams, this matter was deferred to the next meeting.

APPOINTMENT OF NON-COUNCIL MEMBERS TO COMMITTEES AND BOARDS

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

"THAT Erma Smith be nominated to sit on the Board of Health for a term of one year."

There were no further nominations, and Mrs. Smith was declared elected to the Board of Health for a term of one year.

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

"THAT the all existing members of the Heritage Advisory Committee (Melvin Richardson, Elizabeth Corser, Florence Wilmshurst, and Robert Harvey) be nominated to sit on the Committee for a term of three years."

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

"THAT Beverley Peters be nominated to sit on the Heritage Advisory Committee for a term of three years."

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

"THAT nominations cease for the Sackville sub-system."  
MOTION CARRIED

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

"THAT Alfreda Withrow be nominated to sit on the Heritage Advisory Committee for a term of three years to represent the western sub-system."

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

"THAT Bob Clearage be nominated to sit on the Heritage Advisory Committee for a term of three years to represent the western sub-system."

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

"THAT nominations cease for the western sub-system."  
MOTION CARRIED

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

"THAT nominations cease for the Eastern Passage area."  
MOTION CARRIED

Elizabeth Corser was declared re-elected to the Heritage Advisory Committee for a term of three years.

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

"THAT nominations cease for the Eastern Shore area."  
MOTION CARRIED

Florence Wilmhurst was declared re-elected to the Heritage Advisory Committee for a term of three years.

The first election was for a representative for the Sackville sub-system. The candidates were Beverley Peters and Robert Harvey. Robert Harvey was declared re-elected to the Heritage Advisory Committee for a term of three years following a count of 13 to 8 votes

The next election was for a representative for the western sub-system. The candidates were Melvin Richardson, Alfreda Withrow, and Bob Clearage. Alfreda Withrow was declared elected to the Heritage Advisory Committee for a term of three years.



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

"THAT Councillor Dennis Richards be nominated to serve on the Board of Directors for Dartmouth General Hospital for a term of one year."

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

"THAT Councillor Ben Bates be nominated to serve on the Board of Directors for Dartmouth General Hospital for a term of one year."

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

"THAT nominations cease."  
MOTION CARRIED

Councillor Richards and Councillor Bates were declared elected to sit on the Board of Director for Dartmouth General Hospital for a term of one year.

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

"THAT David Grace and Bob Rines be nominated to sit on the Halifax County Industrial Commission as representatives of the Sackville Chamber of Commerce and the Sackville Beaverbank Advisory Board."

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

"THAT nominations cease."  
MOTION CARRIED

David Grace and Bob Rines were declared elected to represent the Sackville Chamber of Commerce and the Sackville-Beaverbank Advisory Board on the Halifax County Industrial Commission.

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

"THAT Councillor Baker be nominated to serve on the Board of Directors for the Atlantic Winter Fair for a term of two years."

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

"THAT Ira Settle be nominated to serve on the Board of Directors for the Atlantic Winter Fair for a term of two years."

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

"THAT nominations cease."  
MOTION CARRIED

Councillor Baker and Ira Settle were declared elected to the Board of Directors for the Atlantic Winter Fair for a term of two years.

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

"THAT Stephen Mont be nominated to serve on the Board of Directors for the Rehab Centre."

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

"THAT Archie Fader be nominated to serve on the Board of Directors for the Rehab Centre."

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

"THAT Leo Peddle be nominated to serve on the Board of Directors for the Rehab Centre."

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

"THAT Anges MacNeil be nominated to serve on the Board of Directors for the Rehab Centre."

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

"THAT nominations cease."  
MOTION CARRIED

One election was held and Stephen Mont and Agnes MacNeil were both declared elected to the Board of Directors for the Rehab Centre by a majority vote.

#### ADJOURNMENT

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

"THAT this Council Session adjourn."

Warden Lichter informed that Mr. Meech has some important information to relay to Council Members regarding the garbage contracts. Councillor Deveaux and Councillor Baker agreed to withdraw the motion of adjournment.

#### GARBAGE COLLECTION CONTRACTS CONT'D.

Mr. Meech noted that the contract for Area 16, part District 11 was awarded to Ansel Barkhouse on the basis of low bid with figures for the collection process and maintenance of the transfer station combined. However, over a three year period, these figures are the same for Ansel Barkhouse and Duncan Westhaver. Therefore, he recommended that the motion awarding this contract to Ansel Barkhouse be rescinded and that this contract be awarded to Duncan Westhaver based on the excellent service he is presently providing.

Councillor MacKay inquired about this situation with regard to other contracts. Mr. Newman assured that they were all reviewed, and the low bidders were recommended in all situations.

There was some discussion about the confusion in prices between Ansel Barkhouse and Duncan Westhaver for the contract in Area 16. Mr. Newman reviewed the figures.

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

"THAT the motion awarding the contract for Area 16, part District 11 to Ansel Barkhouse be rescinded."  
MOTION CARRIED

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

"THAT the garbage collection contract for Area 16, part District 11 be awarded to Duncan Westhaver."  
MOTION CARRIED

Councillor MacKay clarified that these contracts are not effective until January, 1989.

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

"THAT all bids for all contracts be tabulated for each year (1989-1991) before they are officially awarded and if any that have been approved by Council do not turn out to be the low bid over the three year period, that they not be awarded until it is brought back to Council for reconsideration."

Mr. Meech stated the motion is not in order. He stated all figures have been confirmed, and in all cases the contracts were awarded on the basis of low tender over the three year period. He assured that he would check it again tomorrow and that any variances would be brought to the attention of Council.

Councillor MacKay and Councillor Boutilier agreed to withdraw the motion based on the Mr. Meech's assurance.

#### ADJOURNMENT

Members of Council agreed to defer the remainder of the agenda to the next Council Session.

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

"THAT this Council Session adjourn."  
MOTION CARRIED

The meeting adjourned at 11 p.m.



COUNCIL SESSION

TUESDAY, DECEMBER 20, 1988

PRESENT WERE: Warden Lichter, Chairman  
Councillor Meade  
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 Eisenhauer  
Councillor MacDonald  
Councillor Boutilier  
Councillor MacKay  
Councillor Sutherland  
Councillor Richards  
Deputy Warden McInroy  
Councillor Richards  
*Councillor Cooper*

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

SECRETARY: Glenda Hill

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

APPOINTMENT OF RECORDING SECRETARY

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

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

APPROVAL OF MINUTES

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

"THAT the minutes of the Council Session, November 15, 1988, be approved as circulated."  
MOTION CARRIED

SUPPLEMENTARY AGENDA - ADOPTION OF THE MUNICIPAL PLANNING STRATEGY AND LAND USE BY-LAW FOR PLANNING DISTRICTS 8 AND 9

Ms. MacKinnon, Senior Planner, outlined the proposed amendments to the MPS and Land Use By-law for Planning Districts 8 and 9. These proposed amendments were outlined in the report from the Policy Division, which were the result of the Public Hearing held December 12, 1988.

Ms. MacKinnon advised that the first amendment is required to permit expansion of the mobile home park at Lake Echo to utilize the existing sewage treatment plant to capacity, which was determined by a Joint Certificate issued in July, 1986.

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

"THAT Council approve amendments to the Municipal Planning Strategy and Land Use By-law for Planning Districts 8 and 9 respecting the expansion of Wonderland Mobile Home Park as outlined in the staff report."  
MOTION CARRIED UNANIMOUSLY

Ms. MacKinnon advised that the next amendment is with regard to beverage rooms and lounges. It was suggested that the word lounges be added to Policy P-65 for clarification purposes.

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

"THAT Council approve the amendment to Policy P-65 of the Municipal Planning Strategy for Planning Districts 8 and 9 adding the words 'and lounges'.  
MOTION CARRIED UNANIMOUSLY

Ms. MacKinnon advised that the next set of amendments are to clarify and correct errors which were identified at the public hearing.

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

"THAT Council approve amendments to the Municipal Planning Strategy and Land Use By-law for Planning Districts 8 and 9 as outlined in the staff report to clarify and correct errors as identified at the public hearing."  
MOTION CARRIED

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

"THAT Halifax County Council adopt the Municipal Planning Strategy for Planning Districts 8 and 9 as amended."  
MOTION CARRIED UNANIMOUSLY

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

"THAT Halifax County Council adopt the Land Use By-law for Planning Districts 8 and 9 as amended."  
MOTION CARRIED UNANIMOUSLY

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

"THAT Halifax County Council amend the Subdivision By-law as noted in the staff report to accommodate the Municipal Planning Strategy and Land Use By-law for Planning Districts 8 and 9."  
MOTION CARRIED UNANIMOUSLY

#### LETTERS AND CORRESPONDENCE

##### Mayor John Savage, City of Dartmouth

Mr. Kelly reviewed this letter indicating that the City of Dartmouth has agreed to grant the County of Halifax a six month extension to continue disposing of sludge and septage to a designated manhole within the City.

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

"THAT this correspondence be received."  
MOTION CARRIED

##### Minister of Transportation and Communications

Mr. Kelly reviewed this item of correspondence regarding the actual date of listing of BoMont Drive. It was noted that since this road has only been listed for 11 years, it does not qualify for paving at 100 percent Department of Transportation cost.

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

"THAT this item of correspondence be received."

Warden Lichter advised that County records show the listing of this road somewhat differently, but the Department of Transportation arrangement must be accepted. He inquired about the cost-sharing formula for paving. Mr. Meech informed it is approximately 75 percent the Department's cost and 25 percent the property owners' cost.

MOTION CARRIED

##### Department of Municipal Affairs

Mr. Kelly read this letter from the Departmental Solicitor, Mrs. Fran Robertson, indicating that Zoning By-law No. 24 has been extended to December 1, 1989.