

Mr. Morgan advised that staff is considering that option under the plan amendment application. In particular, staff is investigating the potential to allow development within the 1:20 by infilling if the technical information is provided to show that it would not cause increased flood levels. On the Sackville Downs' site, where some of the land is in the 1:20 floodplain, staff received a submission from the property owners who actually used the model that was used to derive these flood models and altered some of the cross sections and ran a model again which took into account upstream and downstream flood levels. They show at their location that it did not appear the changes would be significant. He said that it is important to realize that because it might be that way at the Sackville Downs' location we cannot be sure at another location unless that information is provided.

Councillor Morgan stated that the hesitance on the part of staff left him to believe that there is prohibition of development in this area, although is it allowed in Bedford. He said that there has to be a zone that would allow this to proceed by development agreement.

Councillor MacDonald commented that he hoped this municipality did not proceed like the Town of Bedford who has five associations fighting them for different things they are doing. He asked what the distance is from the proposed rezoning to the river, to which Mr. Morgan responded approximately 250'.

Councillor MacDonald indicated that this particular area has been a problem for years. Recently there was a rezoning next to the church which was turned down due to concern for traffic in the region. He said that the existing property a few years ago was increased in the 250' setback. At that time, staff and the County rationalized that 250' was far enough because flooding problems were being experienced in the Sunnyvale Subdivision. He asked if the infilling carried out on the property was done without a Topsoil Removal permit.

Mr. Morgan advised that the Topsoil Removal permit would only apply to commercial development in excess of one acre. There has been considerable infilling recently, and the Engineering Department has been in contact with the property owner, expressing concern with what is occurring.

Councillor Bates asked if there has to be permission granted for the infilling.

Mr. Morgan advised that presently in the floodplain the only time a permit is needed is when the watercourse itself is filled in, at which time an Alterations to Watercourse Permit is required.

Councillor Morgan asked if it would make much difference when these people already have C-2 on a large portion and are just looking to add more.

Mr. Morgan responded that the further you extend into the floodplain, the deeper it gets. He said that when he toured the site, it looked like the fill was 12' deep. The more you displace the low lying areas around the river, the greater the chances it will be displaced on somebody else's property.

Councillor Merrigan referred to Map 4 and noted that it appears the majority of the rezoning request is within the 1:20 year floodplain. Also, that staff are looking to turn down the application because it is within the floodplain and are concerned with infilling. He said that he felt the development could proceed by development agreement.

Mr. Morgan noted that presently a development agreement is required for any development within 100' of the Little Sackville River. He advised that there are proposed amendments that would allow consideration of the structure in the flood fringe between the 1:20 and 1:100.

Councillor Merrigan asked if the proposed amendments would allow this development.

Mr. Morgan responded that as drafted now, there could still be problems. Staff is investigating with the Federal/Provincial authorities to see if development of a property could be considered by development agreement if a person was interested in modifying the floodplain such that it would not cause increased flooding to neighbouring properties by using the same modelling techniques and design mapping.

Councillor Boutilier indicated that it was pointed out the Engineering Department might have concerns with that topsoil being put in place. He noted that the infilling has taken place, even if no development takes place. If we are talking about effecting somebody downstream, the damage is already done and whether you build a structure 12 - 14' higher is not going to effect anything.

Councillor Poirier referred to statements in the conclusion which state that "... the proposed development could also have adverse effects on other upstream or downstream properties... The development proposed could cause flooding problems to other properties and have adverse environmental consequences towards the river...", and suggested that Council should hear about the effects of infilling.

Mr. John Sheppard indicated that the Engineering Department does have concerns. He referred to Councillor Boutilier's comments that the infilling has already been done and agreed that to some degree it has, but pointed out that the development as proposed would require more infilling. Also, that the Engineering Department has endeavored to get the owner of the property, Mr. Dean, to apply for a Topsoil Removal Permit which has not been done. He said that he thought the municipality's interest would be better served at this time to have that topsoil removed rather than encroaching with further development in the floodplain. He indicated that he felt staff's recommendation that the proposal be considered only if the proper site work is done is appropriate. There might be some benefit to permitting some minor infilling to streamline, but only if they are required to do the proper designing.

#### Speakers in Favour of this Application

#### Mr. Lou Noseworthy, Planning Consultant, L.S. Noseworthy and Associates Planning Consultants

Mr. Noseworthy advised that he has been retained by Mr. Hanna to provide consulting and architectural services with respect to his proposed development.

Mr. Noseworthy stated that the drawings submitted by Mr. Hanna referred to in the staff report to the Planning Advisory Committee were intended to service a preliminary proposal only to indicate Mr. Hanna's intentions. Final site development drawings would require onsite work as well as a review of existing documents. Mr. Hanna is reluctant to become involved in large consultant fees until a sense of direction is determined by Council.

Mr. Noseworthy indicated that the preliminary site plan only deals with construction in an area shown as commercial on the plan and allows for parking and setbacks. The access and exit to the site would be as approved by the Department of Transportation. Points not mentioned are that Mr. Hanna has considered a 200' buffer on which no building could be built. Further, that this area would include trees and landscaping for a distance of 25' from each side of abutting residential properties and the same treatment for a distance of 50' from the River shore. Also, no construction would be within 100' of the property lines of Sunnyvale Crescent. He indicated that Mr. Hanna's development would be consistent with the surrounding neighbourhood. Also, every effort will be taken to control signage which will be part of the architectural detailed project. He stated that it is the intention to work closely with the County and the various departments to ensure that the by-laws are upheld.

#### Questions from Council

Councillor MacKay noted that it was said no development would take place within 250' of the River or within 100' of Sunnyvale Crescent. He questioned whether Mr. Noseworthy was referring to the proposal for the large piece of land in back.

Mr. Noseworthy responded that comments have been made to the effect that there is a possibility of rezoning that piece of land completely. There is consideration of rezoning the entire property and if that should take place, no development would be within 250'.

Councillor Meade asked Mr. Noseworthy how much more infilling was planned.

Mr. Noseworthy pointed out on the map where infilling and removal of fill would take place. He said that the end result would be a better floodplain area than is there now.

#### Mr. Roger Corkum, Solicitor for Mr. Hanna

Mr. Corkum stated that there is no real reason for having the boundary of the commercial lines existing as they do today. He pointed out that his client is asking for an extension so that the property can have some real useful purpose, otherwise, the property is really too small to adequately develop for any kind of major project. He said that it is a very large project and has more than \$2,000,000 going into it which is a sizeable amount of tax money.

Mr. Corkum indicated that they are faced with a problem because the property is not owned by Mr. Hanna. If something is not done before the expiration of the contract, then the project is likely to die.

Mr. Corkum said that he would like Council to consider Mr. Hanna developing what is presently zoned C-2. Mr. Hanna is asking for a minor extension of what is already zoned C-2 and would allow the property to be acquired as soon as possible.

#### Questions from Council

None.

Mr. Antoine Hanna

Mr. Hanna advised that he was the developer of the project. He said that he would like Council and the public of Sackville to do what is best for Sackville. He pointed out that the floodplain amendments are not law yet and questioned why he should have to pay the price.

Mr. Hanna noted that the Federal Government, who paid the money for the survey, did not take into consideration the culvert that is supposed to be circulation for the area underneath the Beaverbank Road. There are only two culverts there built of old ties which are not able to carry the water pressure in times of flooding.

Mr. Hanna pointed out that the former Sackville Downs site is in the 1:100 and 1:20 floodplain. If the infilling does effect downstream and upstream, he asked if he had the right to sue the County who issues permits, including to the Department of Housing, for allowing infilling right into the watercourse.

Mr. Hanna stated that he was willing to sign an agreement as a commitment. Also, that they are willing to stay 250' with the construction of the building from the River and 100' from the lot lines of the Sunnyvale Subdivision. He said that the infilling would be very minor; no more than 10% of the total cubic footage of the entire flood area.

Mr. Hanna advised that he was proposing a project that would create close to \$100,000 in taxes every year and at least seventy-five permanent jobs.

Speakers in Opposition to this ApplicationMr. Ed Mullen, District 16

Mr. Mullen advised that he was a Director with the Sackville Rivers Association.

Mr. Mullen said that from everything he heard tonight, it just confirms further a classic example of how we develop in Sackville. There has already been illegal infilling and the Engineering Department has recommended that it be removed. Also, the property that is being proposed for rezoning is not yet owned by the developer.

Mr. Mullen commented that they were not concerned so much about whether somebody is going to develop a project, but rather were concerned that development is done well; in the right place and conforms with the municipal planning strategy. He said that he agreed with the Planning and Engineering Departments. He indicated that everything he heard about this development does not conform with the floodplain designation under the policies stated in the municipal planning strategy for Sackville. He also noted that nothing said tonight conforms with the permitted uses mentioned in the floodplain designation of the land use by-law for Sackville.

Mr. Mullen indicated that this is another example of doing what one wants and then applying to the County after the fact for a permit. He said that it is assumed from past experience that the permit will be granted.

Mr. Mullen commented that it seems nobody really understands what a floodplain really means and went on to explain. He commented that the Town of Bedford is going to have a legal stance as to what is causing flooding in Bedford and will look upriver to see what has been done in Sackville.

Mr. Mullen referred to the staff report dated November 21, 1988, which specifies the intention to prepare the floodplains of the Sackville River. He said that there has been a lot of contention about the map shown in the rezoning proposal. The excuse used in the past has been that there was no hydrotechnical survey on the Little Sackville River, but pointed out that that mapping is now available to show the floodplain.

Mr. Mullen stated that structures have been built in the River, there has been illegal infilling and all kinds of garbage. Every structure in the River means that the water is diverted somewhere else. Structures can be put in the middle of the floodplain and floodproofed, but pointed out that there is a floodplain.

Mr. Mullen stated that 25' buffer zones are too small and no good because they are subject to high wind and erosion.

Mr. Mullen indicated that part of the project consists of a parking lot and noted that the storm water has to go someplace. Every time there is development of this size, the water funnels into these rivers that have been obstructed by infilling.

Mr. Mullen stated that there is a master plan and expressed concern with changing it to the point that nothing is relevant any more.

Mr. Mullen concluded that he agreed with the comments of the Planning and Engineering Departments. He said that if the rezoning is approved, then we can throw everything away and start from scratch.

#### Questions from Council

Councillor Merrigan commented that the residential lots on Millwood Drive are swaled. He noted that the area can be developed with residential houses now and will have to be built up so that it will not cause any problems with the floodplain. He felt that the only question now was whether or not it should be C-2 or R-1. He asked Mr. Mullen if he felt C-2 development would cause more problems with the floodplain than R-1 development.

Mr. Mullen responded that the R-1 in the area was developed when it was believed there was no concern. He said that a developer could go ahead and put homes there, but as stated in the staff report, there will be no responsibility for any kind of reimbursement.

Councillor Morgan noted that residential development would only be subject to the provisions of the R-1 zone. He felt there were two considerations. First, that because of the configuration of the lot, it would be hard to develop with residential development. Secondly, under the terms of the Floodplain Damage Reduction Program Agreement, even if lots are approved and somebody builds a home there and is flooded, they are not going to receive any compensation under any flood damage assistance program.

Councillor Horne said that it was his understanding that the mouth of the Sackville River is going to be dredged. He asked Mr. Mullen if he felt the Little Sackville River would flow faster and therefore have the flooding upstream.

Mr. Mullen responded that you have to look at the source. The water has to go someplace and infilling has taken place downstream. By dredging at the mouth of the River, the water has more room in that immediate area. Overall, considering the elevation of the Sackville River and the Little Sackville River, he felt it would have no effect.

Mr. John Sheppard indicated that in response to Councillor Horne's question, he felt the area being referred to at the mouth of the River is too far removed from the site being discussed to have any impact on the flow.

Councillor MacKay asked Mr. Mullen if he was speaking on behalf of the Sackville Rivers Association.

Mr. Mullen responded that he was speaking as an individual and also as a member of the Association. He said that he had no hesitation in saying that the members of the Association would agree with his comments.

Councillor MacKay asked if the Sackville Rivers Association discussed this particular proposal at a meeting and by resolution opposed it.

Mr. Mullen responded that their Association did not have a meeting to consider this particular problem, but have had meetings and discussions in the last year dealing with these issues. He said that in that sense he truly represented the desires of the Sackville Rivers Association.

Councillor MacKay commented that in the Town of Bedford things are properly addressed in a concise and constructive manner and developments are built along the edge of the River.

Councillor Poirier commended Mr. Mullen for his remarks and for his concerns about the environment and the conservation. She noted that the Urban Services Committee recently went to look at a site in Eastern Passage, at which time they saw the results of allowing development when it should not have occurred.

Councillor MacKay offered his apologies for having to leave.

Glen Nickerson, Resident of District 22, Judy Avenue

Mr. Nickerson presented a petition with the signatures of at least twenty-three people who objected to the consolidation of land. He said that he personally would be very concerned about that area. He noted that there are areas in Sunnyvale Subdivision which at times he thought would flood, and questioned whether this development would further damage homes in that area.

Questions from Council

None.

Mrs. Moore, Resident, Sunnyvale Subdivision

Mrs. Moore advised that they lived in Sunnyvale for one year and pointed out on the map on Page 9 where they lived. She said that if there is more than just a slight rainfall they have a mini lake in their backyard, but that it has not yet encroached on their house. She stated that they signed Mr. Nickerson's petition and were definitely against any more infilling, though they had no major problems with Mr. Hanna's proposal. She expressed concern that with every truckload of infilling, it would mean more water in their yard.

Questions from Council

Councillor Morgan asked Mrs. Moore if she was aware that in order to create their lot, 8 - 12' of infilling took place.

Mrs. Moore responded that she was not surprised, though they were not technically aware.

Councillor Morgan asked Mrs. Moore if she would be opposed to R-1 development on the Hanna property.

Mrs. Moore responded that she would not be opposed to anything as long as she did not receive more flooding in her back yard.

Councillor Morgan noted that residential development could take place by infilling as was done for Sunnyvale Subdivision. He asked Mrs. Moore if she would be opposed, to which she responded yes.

Councillor MacDonald said that he thought the development of Sunnyvale was a mistake that made the problem worse. The more you infill, the more the water will squirt out and rise up. He indicated that he has seen water in that area up to the back door. He stated that he did not think the Hanna property should be developed with residential or commercial development until technical reports are done.

Councillor Morgan asked Mrs. Moore if she has looked across to where the present infilling has taken place.

Mrs. Moore responded that she could not see the area from their backyard because of the trees.

Katherine Burke, 56 Beaverbank Road

Mrs. Burke advised that she has been a resident for the past twenty-four years, and that for approximately the last fifteen years she has seen a considerable amount of flooding. She noted that the Sackville River has overflowed and the water has gone up to her back door. The Department of Transportation was called and at that time it was recommended that the culvert on the Beaverbank Road was too small to carry the flood water from the Little Sackville River. She pointed out that nothing has been done about that to-date.

Mrs. Burke stated that the low area across the River from them has been filled in since they moved to the area. Also, the property on Gloria Avenue has all been filled in. As well, Mr. Dean's property over the past three - five years has been gradually filled in for construction. She indicated that the person living nextdoor to them over the past week has had their yard filled in with no permit, which meant that her backyard is pretty well level with the Sackville River. She advised that when there is a rainstorm, their backyard is flooded. If fill is continued to be dumped on that low area, the water has no place to go and will end up on their property. She agreed that the culvert is too small to take the water flow.

Questions from Council

Councillor Morgan asked Mrs. Burke if she felt the culvert restricts the normal channel of the river, to which she said yes.

Councillor Merrigan asked Mrs. Burke if she has noticed any more flooding since the Dean property has been filled in.

Mrs. Burke responded yes, and said that as people are filling in around them that is natural to occur because there is no place for the water to go.

Councillor Merrigan asked Mrs. Burke how much water she has seen on the Dean property.

Mrs. Burke responded that there are trees behind their property and that she has never walked over to see how much water has been on his property. She said that she had to presume there would be quite a bit of water flooding near the waterbed.

Councillor Boutilier asked Mr. Sheppard if he has looked at the existing culvert.

Mr. Sheppard responded yes and thought it safe to say that all the culverts along the Sackville River are too small for the peak flows. He noted that the floodplain mapping would reflect upon every restriction on the river.

Mr. Sheppard pointed out that one of the recommendations contained in the study was that consideration should be given to replacing the culverts to reduce the flooding potential.

Councillor Boutilier suggested that that action should be initiated through the Engineering Department.

Councillor Cooper asked where the water would go if all the culverts are increased in size.

Mr. Sheppard indicated that it would increase the flows downstream and pointed out that the culverts would not be arbitrarily enlarged without making adjustments downstream.

Councillor MacDonald commented that Sackville has been developed on these particular culverts and that the river will speed up and cause a lot of erosion. If not done properly, it will be a real problem.

Mr. Kelly read into the record two petitions received; one supporting the project and one opposing the rezoning.

Councillor Sutherland indicated that he listened to the pros and cons. He said that it was his general feeling that he would like Mr. Hanna to develop on his infilled portion, rather than have him proceed with R-1 development. Legally he can build within 100' of the river. He said that he believed Council is dealing with a small extension on the portion of the lot. He commented that he did have some concerns for the floodplain and would be reluctant to consider further intrusion of that floodplain. He thought it unrealistic not to permit development which fronted on a major highway.

Councillor Sutherland moved, seconded by Councillor Snow:

THAT THE APPLICATION BY MR. HANNA TO REZONE PORTIONS OF LOT 138, LOT X-1 AND LOT D-3, FROM R-1 TO C-2 BE APPROVED.



Councillor Meade asked if the County would be liable if it approved the rezoning application, allowing this infilling to occur, causing Mrs. Moore's property to flood.

Mr. Cragg responded no and said that it is not easy to give a definitive answer. If the municipality agrees with a rezoning that flies in the face of expert reports that categorically state that this development would cause certain environmental concerns, resulting in damage or loss, the liability might attach, but indicated that he did not think it categorically stated that this would happen for this application.

Councillor Cooper indicated that it would have been beneficial to have seen slides. He said that by putting a 6 - 8' culvert along the length of the Little Sackville River, filling it in and developing on top of it, he did not think there was any way to be able to say that this would or would not happen. Also, that he would have liked to have heard somebody prove that they are experiencing a 1 - 2' increase in water levels within that area. He expressed concern that because of the floodplain mapping and the policies in the plan which encourage no development in floodplain areas, that the municipality might be opening itself to legal action if it continues to allow development in floodplain areas. The other side of the coin is that it is only a small encroachment, but questioned for how long small encroachments would be allowed. He suggested that if the municipality is going to permit these developments that it should post an 8' x 12' sign warning that it is a floodplain area. He said that he could not support the motion because he had reservations about the unknown effects of the infilling.

Councillor Bates advised that he too had difficulty in supporting the motion, particularly when twenty-three people from the effected area have signed a petition, especially since we are not sure if this project is going to effect these residents.

Councillor Sutherland indicated that he did not agree with staff's approach of telling developers to prove that their development will not have an adverse effect. He pointed out that it is a sensitive area, but that the proposal being discussed tonight is for a very small intrusion into that area.

Councillor Merrigan noted that the issue is to decide whether or not the land should be rezoned from residential to commercial. He asked Mr. Sheppard if there is any difference in the land being developed with R-1 versus commercial.

Mr. Sheppard responded that he thought Councillor Morgan was correct in saying that we probably could not legally prevent a R-1 development in that R-1 zone, except from within 100' of the Little Sackville River. He said that if a proposal came before the Department to develop in that floodplain area they would make it as difficult as they could, and that he personally would be inclined to recommend that the development not be allowed. He indicated that the developer could challenge it in court, but that he would rather be told by a court of law to permit that development in the floodplain, rather than be involved in the approval as a staff member of the County of Halifax. He clarified that if somebody develops in that floodplain, two things will happen; either the development will be on a low enough elevation that the people will flood, or the alternative is that the land is built up and the people in Sunnyvale Crescent will be flooded.

Councillor Baker expressed concern with Mr. Sheppard's comments.

In favour of the motion - 7; Opposed to the motion - 11;

Motion defeated.

ADJOURNMENT

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

THAT THE PUBLIC HEARINGS ADJOURN.

Motion carried.

The public hearings adjourned at approximately 10:15 p.m.

JOINT COUNCIL SESSION

TUESDAY, MAY 30, 1989

RE FUTURE FINANCIAL CONTRIBUTIONS TO THE SCHOOL BOARD

PRESENT WERE: Warden Lichter  
Councillor Meade  
Councillor Baker  
Councillor Ball  
Councillor Deveaux  
Councillor Bates  
Councillor Randall  
Councillor Bayers  
Councillor Smiley  
Councillor Reid  
Councillor Horne  
Councillor Merrigan  
Councillor Morgan  
Councillor MacDonald  
Councillor Sutherland  
Councillor Cooper  
Mayor Christie, Town of Bedford  
Councillor Walker, Town of Bedford  
Deputy Mayor Kelly, Town of Bedford  
Councillor Draper, Town of Bedford  
Councillor Huntington, Town of Bedford  
Councillor Goucher, Town of Bedford

SECRETARY: Glenda Hill

---

Warden Lichter called the meeting to order at 4:10 p.m. He advised that since he has sat on Council, the School Board has argued that financial cuts cannot be made because they would only have 5/12 of the calendar year to making the savings, which is impossible. Warden Lichter advised that this meeting is an effort to work out the details of a message to be sent to the School Board in order that the school system can be operated efficiently and children educated properly and Halifax County will not be caught in the same financial bind they have in the past.

Warden Lichter advised that it was previously suggested that the Minister of Education should be approached about the cost-sharing formula for supplementary funding, and he agreed, stating it always appears that the municipal units are making all the cuts, but it is the Province robbing the School Board of three times the amount the municipal units cut back on.

Mayor Christie suggested that a recommendation also be made to change the School Board's fiscal year because there is so much confusion given the municipal, the provincial, the School Board fiscal years and the school year.

There was much discussion concerning mandatory and supplementary funding, particularly with regard to assessment.

Warden Lichter advised that Halifax County is sending notice to its Department Heads that taxes in Halifax County for 1990 will be no greater than 1989 plus the cost of living, in order to prevent each department from presenting their wish book. He stated it is only fair to do this to our own departments, if it is intended to address the School Board issue. Warden Lichter stated if a message is sent to the School Board at this time indicating that next year the total mandatory and supplementary funding will not exceed the 1989 level plus the cost of living, they will now a long time before the fiscal planning must be done. Should mandatory funding be raised by the Province, supplementary funding will not be increased because the additional mandatory will reach or exceed the 1989 level plus cost of living. Warden Lichter concluded that this formula alone will not work, but the Province must be approached to pay supplementary funding regardless of the municipalities' position and ability to pay. He stated he does not understand the Province's reasoning in terms of basing their funding on the municipalities' because they budget for a certain amount anyway.

Councillor Bates argued that growth must also be taken into consideration. Warden Lichter suggested that growth is reflected in increased assessment because increased residential development is related to more students. Councillor Bates reiterated that School Board funding must be based on student enrolment. He argued that the number of students cannot be based on assessment; School Board projections should be used for determining student population. Warden Lichter responded that the Province dictates what mandatory funding will be based on assessment.

Councillor Reid noted that the Provincial formula is determined by a committee which meets in the fall of every year to determine of number of students throughout the Province; the formula is not just based on assessment.

Councillor Merrigan felt that supplementary funding should not be paid to the School Board unless the Municipality's are given some control over how it will be spent. Councillor Ball agreed that the Municipality should have some say in the spending of supplementary funds. He stated people's needs must be considered, as opposed to anticipated. He referred to the closure of schools during evening hours which is a means of penalizing community groups and children; the municipality has no say, and only those at the bottom of the line suffer as a result.

Councillor Baker advised that Council does have control over the expenditure of School Board funds through the four Council representatives on the School Board. He stated one must sit on the School Board to know how the system works! Councillor Merrigan argued that money supplied by Halifax County is always approved by Council and no other body, and it should be the same for the School Board, as they are presently the exception.

Councillor MacDonald argued against cutting supplementary funding. He stated the School Board does much to educate the future leaders, and there must be formula that can supply money for this purpose to the School Board that will not provide any surprises to the municipal units. Student enrolment is also

important. He also felt the Province should be approached about the cost-sharing formula for supplementary funding, stating the municipal units must balance their budgets, but the Province just puts excess expenditures into a deficit pot.

Councillor Kelly questioned who would have control over this money, if the School Board does not. He stated it is about time they started taking control. He agreed that the municipal units do have some say in how School Board money is spent through municipal appointments to the Board; if those representatives are not prepared to take on this responsibility, they should not be appointed.

Councillor Deveaux stated he cannot support pre-determining an amount the School Board will receive in supplementary funds for 1990. He stated economic experts today cannot predict what will take place within a few months, let alone one year. He stated the annual meeting to determine what funding will be allocated to the School Board is part of the democratic system.

Councillor Deveaux advised that the resolution recently went to the UNSM requesting the Province to take over all costs of education, although this request has been turned down repeatedly. He stated the Province must continually be pushed in this regard in order to keep the municipal taxpayers rates down.

Councillor Huntington expressed concern about pre-determining supplementary funding for the School Board. He stated the only place where cuts can be made is to the number of teachers, which will be putting teachers on a collision course with the School Board. He stated there are few luxuries the School Board can ill-afford, and one is under-utilized buildings. He stated the Board must make cuts as a result of cut-backs on funding, but Councillors then fight for schools to remain open; money must be saved somewhere, particularly in areas that are over-spent now.

Councillor Reid inquired about the purpose of this meeting. He stated there must be an understanding of how the School Board operates and how the Province dictates to the School Board before a percentage increase of dollar amount for the School Board next year can be determined.

Warden Lichter responded that the purpose of this meeting is to decide what can be done to eliminate problems when determining School Board supplementary funding. He stated things can remain as they have for years, and hold the annual spring auction between Halifax County and Bedford Town Council to determine supplementary funds for the School Board. He suggested that if this option is pursued, at some time the two Councils will become so upset that they will withhold all supplementary dollars, and the School Board will then suffer greatly.

Warden Lichter continued that a sincere effort must be made to discuss School Board funding in early May or June before the School Board makes the expenditures for the upcoming school year.

Councillor Horne commented that the School Board budget is upsetting, and he felt something must be done to resolve the difficulties. He stated the process can remain status quo, which does not seem desirable to most. The Province could be approached to increase mandatory funding so supplementary will be cut out; supplementary funding could be reduced over a number of years until it is gone so the School Board will be aware that it is being done away with; or; supplementary funding can be limited to the cost of living increase every year.

Councillor Bayers felt the School Board should not be reporting to Council with regard to how they spend supplementary funding because it will only cause arguments among the two Councils. He felt supplementary funding should be limited to the cost of living every year. Councillor Bayers expressed difficulty with how the School Board influence Councillors when it comes to budgets and how other issues are related to how Councillors vote on supplementary funding. He concluded that the Province should also be approached to change the 75-25 cost-sharing formula for supplementary funds.

Councillor Cooper stated the School Board is a \$121 million business that affects the children of Halifax County and Bedford, and their finances are controlled by the Province. Until the Province accepts responsibility for education, the two Councils will go through the annual auction year after year. He stated if the Councils cannot have control, why should they be involved in the \$121 million business. He felt the Province should be told to run these programs because education is their responsibility, and they are pushing it off on the municipal units.

Councillor Goucher asked if it is proposed to apply the cost of living limit to total school board funding or to the supplementary funding alone. Warden Lichter responded that it is intended the cost of living will be applied to the mandatory and supplementary together. If the mandatory is increased to much to take all of the cost of living allowance, there will be no supplementary; otherwise, supplementary funding will only be increased by the cost of living allowance.

Councillor Goucher stated it is difficult to put a cap on future spending of the School Board when it is difficult to cap municipal spending. He stated the needs must be known before a final decision can be made. He felt the School Board should be sent a clear message of restraint and requested to limit their budget; he had confidence that they would do so. He expressed difficulty with the 75-25 cost-sharing formula for supplementary funding.

Councillor Bates felt the School Board budget for 1990 should be available now, since the School Board are making the expenditures now. He stated it is unrealistic to expect that the Province will change their policy within the next year.

Councillor Draper suggested there should be totally elected School Board with their own taxation powers, and there should be no supplementary funding from Council. She stated it is inappropriate for Councils to be dealing with funds for such a intense budget. Warden Lichter advised that attempts have been made on several occasions to change the system in this regard, but there has been no

agreement. Councillor Draper felt this should be pursued, although it may not be effective immediately.

Councillor Merrigan stated the School Board budget is the major problem for increasing taxes in Halifax County, although the Councillors are responsible to the people for their tax bills. He stated he has learned that the people do not mind paying for something, but they have to be shown where the money is going. Therefore, he felt Councillors should be aware of the School Board budget and where their dollars are going. He stated he cannot support any further supplementary funding until Council can see where the money is going.

Councillor Deveaux argued that the 15 percent tax increase was not the fault of the School Board. He concurred that the Province should be approached to change the cost-sharing formula or to take more responsibility for education costs.

There was discussion about the implementation of a formula to determine supplementary funding for the School Board. Councillor Merrigan stated it is not know what the Province will dictate in mandatory funding, and a formula can always be changed to suit the purpose. He stated Halifax County can only deal with supplementary funding because those are the only dollars they have any control over. He stated a formula will not work, and the only way to deal with total dollars is with a budget.

Councillor Reid felt the two Councils should discuss the formula again after they have had the opportunity to study it. He stated it was based on the level of service, the cost to educate students in the past, and the cost of living, and the two Councils were very close to implementing this in the past.

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

"THAT the formula for School Board funding be provided to all Members of both Councils, and that the two Councils meet again before June 30, 1989 to further discuss School Board funding and the formula."

Councillor Bates requested that figures from the School Board be presented in terms of next year's budget based on figures from previous years.

MOTION CARRIED

#### ADJOURNMENT

There being no further discussion, the meeting adjourned at 5:50 p.m.

M I N U T E S   &   R E P O R T S

O F   T H E

F I R S T - Y E A R   M E E T I N G S

O F   T H E

F O R T Y - T H I R D   C O U N C I L

O F

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

J U N E   C O U N C I L   S E S S I O N

J u n e 6 & 20, 1989

&

J O I N T   C O U N C I L   S E S S I O N S

J u n e 27, 1989

&

P U B L I C   H E A R I N G

J u n e 19, 1989



## INDEX

June 1989 Council Session

Atlantic Nurseries Appeal -----	24 & 27
Blue Water Development Association -----	34-36
Capital Works Program -----	13-14
Clayton Developments Limited -----	23-24
Capital Grants - Cultural & Recreational Facilities -----	27
Commercial Fishing Licenses -----	38
Deed Transfer Tax By-law -----	29-30
Expropriation - Devil's Hill Road -----	13
Expropriation - Springfield Lake Road -----	27-28
Family Housing Units - Sackville/Beaver Bank Area -----	24
Grants to Organizations -----	8-11
Grand Lake Fire Department - Loan -----	12
Grants -----	12-13 & 27
Heritage Advisory Committee Report -----	14
Letters & Correspondence -----	2-4 & 20-24
Lakeside Volunteer Fire Department - Loan -----	13
Motion - Appointment of Recording Secretary -----	1 & 19
Motion - Approval of Minutes -----	1 & 19-20
Motion - Letters & Correspondence -----	2-4 & 20-24
Motion - Recreation Association of Nova Scotia -----	3
Motion - By-law Enforcement Officers -----	4
Motion - Senior Citizen's Week -----	4
Motion - Instruments of Subdivision -----	5
Motion - Salary Survey -----	5-6
Motion - Taxi By-law -----	6-7
Motion - Investigation re Dartmouth/County Taxis -----	7
Motion - Vehicle Acquisition -----	7
Motion - Undersized Lot Legislation -----	7
Motion - Grants to Organizations -----	8-11
Motion - Middle Musquodoboit Project Status -----	11-12
Motion - Grand Lake Volunteer Fire Department -----	12
Motion - Grants -----	12-13 & 27
Motion - Lakeside Volunteer Fire Department -----	13
Motion - Expropriation, Devil's Hill Road -----	13
Motion - Capital Works Program -----	13-14
Motion - Heritage Advisory Committee Report -----	14
Motion - UNSM Appointment -----	14
Motion - Sidewalks, Connolly Road -----	15
Motion - Paving, Ryers Road, Indian Harbour -----	15
Motion - Stipend, Board of Management, Ocean View Manor --	16-17
Motion - Lakes & Beaches Safety -----	17 & 22
Motion - Adjournment -----	18 & 40
Motion - Committee re Mill Cove Treatment Plant -----	21
Motion - Tourism Agreement -----	22

Motion - National Farm Safety Week -----	23
Motion - Clayton Developments Limited -----	23-24
Motion - Family Housing Units, Sackville/Beaver Bank Area-	24
Motion - Atlantic Nurseries Appeal -----	24 & 27
Motion - Transit District #2 -----	25-26
Motion - Date for Public Hearings -----	26
Motion - Capital Grants, Cultural & Recreational -----	27
Facilities	
Motion - Expropriation, Springfield Lake Road -----	27-28
Motion - Sidewalk Construction -----	28
Motion - Metropolitan Authority Report -----	29
Motion - Sackville/Beaver Bank Advisory Board -----	29
Motion - Ocean View Manor By-law -----	29
Motion - Deed Transfer Tax By-law -----	29-30
Motion - Warden's Pension By-law -----	31
Motion - Municipal Holiday -----	31-32
Motion - Redistribution -----	32-34
Motion - Blue Water Development Association -----	34-36
Motion - Recycling Program -----	36-37
Motion - Meeting re Mission Statement -----	37
Motion - Metropolitan Area Tourist Association -----	38
Motion - Commercial Fishing Licenses -----	38
Motion - Traffic Problem, Ketch Harbour Road -----	38
Motion - William King Elementary School Property -----	38-39
Motion - Paving, Harbourview Drive -----	39
Motion - Peggy's Cove Preservation Area -----	39
Ocean View Manor - Stipend, Board of Management -----	16-17
Ocean View Manor - By-law -----	29
Public Hearing Dates -----	26
Redistribution -----	32-34
Recycling Program -----	36-37
Salary Survey -----	5-6
Sidewalks - Connolly Road -----	15
Sidewalk Construction -----	28
Sackville/Beaver Bank Advisory Board -----	29
Taxi By-law -----	6-7
Tourism Agreement -----	23
Transit - District #2 -----	25-26
Undersized Lot Legislation -----	8
Vehicle Acquisition -----	7
Warden's Pension By-law -----	31

COUNCIL SESSION

TUESDAY, JUNE 6, 1989

PRESENT WERE: Warden Lichter  
Councillor Poirier  
Councillor Fralick  
Councillor Baker  
Councillor Ball  
Councillor Deveaux  
Councillor Bates  
Councillor Randall  
Councillor Smiley  
Councillor Reid  
Councillor Horne  
Councillor Merrigan  
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

---

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 Deputy Warden McInroy, seconded by Councillor Cooper:

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

APPROVAL OF MINUTES

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

"THAT the minutes of the Public Hearing, April 24, 1989, be approved as circulated."  
MOTION CARRIED

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

"THAT the minutes of the Council Session, May 2, 1989, be approved as circulated."  
MOTION CARRIED

LETTERS AND CORRESPONDENCE

Minister of Transportation and Communications

Mr. Kelly reviewed this letter regarding paving in District 5.

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

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

Minister of Transportation and Communications

Mr. Kelly read this letter regarding the speed limit in the Dutch Settlement area.

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

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

Minister of Municipal Affairs

Mr. Kelly read this letter respecting the Sackville Community Committee By-law.

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

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

Minister of Transportation and Communications

Mr. Kelly reviewed this letter regarding paving projects in Prospect Bay.

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

"THAT this item of correspondence be received."

Councillor Baker advised that all paving projects promised to him during the provincial election campaign have been completed as of this week. He expressed appreciation to the area MLA for his input in this regard.

MOTION CARRIED

Minister of the Environment

Mr. Kelly read this letter respecting treatment facilities for Woodbine Mobile Home Park.

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

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

Recreation Association of Nova Scotia

Mr. Kelly reviewed this letter, requesting \$350 towards the annual conference of the Recreation Association of Nova Scotia being held in Halifax this year.

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

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

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

"THAT Halifax County Council support the annual Recreation Association of Nova Scotia conference with a grant of \$350, as requested, to be provided from each of the district funds.

There was some discussion about the source of these funds. Several Members of Council objected to taking these dollars from their district funds, stating they do not receive much and it is not the purpose of those funds. Mr. Meech suggested the funds could be made available through the public reception account.

Councillor Cooper and Councillor Reid agreed to withdraw the motion.

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

"THAT Halifax County Council support the annual Recreation Association of Nova Scotia conference with a grant of \$350, as requested, from the public reception account, subject to the other three municipalities providing \$350 each."

Councillor Baker objected to the motion, stating money that has not been budgeted for should not be provided.

MOTION CARRIED

Canadian Council for Peace in Freedom

Mr. Kelly reviewed this item of correspondence.

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

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

Minister of Municipal Affairs

Mr. Kelly reviewed this letter, advising that all documents required for the adoption of the Municipal Planning Strategy and Land Use By-law for Planning Districts 14 and 17 have been received by the Department of Municipal Affairs.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Minister of Transportation and Communications

Mr. Kelly reviewed this correspondence regarding upgrading and paving of Leaside Drive, Downey Road, and Todd's Island Drive at the Head of St. Margaret's Bay.

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

"THAT this item of correspondence be received."

MOTION CARRIED

Mountain Security Limited

Mr. Kelly advised that this item of correspondence requests the Municipality to ask the Police Committee to appoint Jill Blackwell and Kaaren Lebert as By-law Enforcement Officers to serve as Animal Control Officers.

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

"THAT this item of correspondence be received."

MOTION CARRIED

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

"THAT the Police Commission be requested to appoint Jill Blackwell and Kaaren Lebert as By-law Enforcement Officer to serve as Animal Control Officers for Mountain Security Limited."

MOTION CARRIED

SUPPLEMENTARY CORRESPONDENCE

Minister of Community Services

Mr. Kelly reviewed this letter requesting that the week of June 18-24 be declared Senior Citizens Week in Halifax County.

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

"THAT the week of June 18-24, 1989 be declared Senior Citizens Week in Halifax County."

MOTION CARRIED

PRESENTATION, CANADIAN PARKS SERVICE

Warden Lichter introduced Mr. William O'Shea and Ms. Pam Veinotte to make their presentation regarding the restoration of several historical sites in the metro area. Mr. O'Shea advised that Ms. Veinotte would make the presentation, and if

there are any questions in the future, either of them could be contacted at the Citadel.

Ms. Veinotte made the presentation, giving historical data and information on the plans to restore York Redoubt, George's Island, Fort McNab, the Prince of Wales Tower, and the Halifax Citadel. She advised that Halifax County's participation in the restoration planning and work is welcome and encouraged.

Warden Lichter thanked Ms. Veinotte and Mr. O'Shea for the presentation, advising that the invitation to participate in this project will be taken up by a number of Councillors.

#### PRESENTATION, RE TRANSIT, DISTRICT 2

Warden Lichter advised that the person who was supposed to make this presentation could not attend due to work commitments; this presentation will be scheduled for the next Council Session.

Councillor Poirier reiterated that the transit situation in District 2 is becoming very bad, and she questioned how the residents can be expected to pay for this such poor service. She advised that she will further address this issue after the presentation.

#### PLANNING ADVISORY COMMITTEE REPORT

##### Amendments to the Planning Act Regarding Instruments of Subdivision

Mr. Kelly reviewed the report.

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

"THAT proposed amendments to the Planning Act regarding instruments of subdivision proceed in order to permit the implementation of instruments of subdivision in Districts 10, 11, 12, and 13 at a future date should the districts wish to utilize the option;

ALSO THAT there be no restriction on the number of lots that can be created by instrument from any one parcel."

MOTION CARRIED

#### EXECUTIVE COMMITTEE REPORT

##### Salary Survey

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

"THAT the salary survey be implemented as outlined in the report circulated, effective January 1, 1989."

Councillor MacKay inquired about the results of the proposed resolution. Warden Lichter informed that the effect will be re-organization of the positions within the Municipality and a slight modification of salaries in

order to bring them more in line with the survey results. Mr. Fawson, Personnel Manager, added that a survey was done of all the benchmark positions, as opposed to individual positions. He advised that previously there was a salary scale for clerical and technical positions and another for management positions, but they have now been built into one scale. He informed that the impact in terms of cost is at group levels 5 to 10, where an additional step was added. The project cost for 1989 is \$24,848, and for 1990 the projected cost is \$27,923, including salaries and benefits.

Councillor Boutilier expressed concern about the additional cost of sending the salary survey in the mail with the Council agenda; he felt it should have been put in the Councillors' mailboxes.

Councillor Sutherland advised that he was confused when he first read the survey; he stated he cannot support or reject the cost because there are no calculations to base any opinions on. Mr. Fawson advised that every position on the present salary scale was considered when calculating the possible impact on the 1989 and 1990 operating budgets.

Councillor Sutherland clarified that approval of this motion will create a new scale comprised of levels 1 to 15, and the old scale will be phased out. Mr. Fawson agreed.

Councillor MacDonald asked if the additional cost for this is included in the budget. Mr. Fawson advised that it is not specifically included in the budget, but he felt there will be sufficient funds in the salary account to cover this cost, given attrition and the time it takes to fill vacant positions.

Councillor MacDonald commented that the salary scale is not an easy document to understand, and he felt those not sitting on the Executive Committee should have been briefed more on this matter before the Council Session.

Mr. Meech responded that the salary survey is not a drastic change from the existing program. He explained that there is an existing job ladder, whereby each position is rated based on a point system. There are certain positions within Halifax County Municipality that do not compare on the market. Those positions are now being brought up to the approximate market value, although several positions may still be somewhat below. The only adjustment is the addition of one step to the salary survey, which is only 4.5 percent, given employees the opportunity to advance one further step on their anniversary date, if they so qualify.

There was further discussion about how all Members of Council would be aware of this, and how they could be expected to understand it.

#### MOTION CARRIED

#### Taxi By-law Rate Increase

Members of Council agreed to deal with this matter next.

Mr. Kelly reviewed the report.



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

"THAT Schedule "C" of the Taxi By-law be amended to reflect changes to fare rates as outlined in proposal (a) of the staff report."

Councillor MacDonald asked if most taxi companies agreed with this recommendation. Mr. Kelly advised that two proposals were submitted, as outlined in the report.

MOTION CARRIED

Councillor Sutherland inquired about taxi inspections and how extensive they are. Mr. Kelly advised that inspections are conducted by the By-law Enforcement Officer. This year the deadline for renewal of licenses was extended to April 1, and inspections were conducted at that time. In response, Mr. Kelly advised that his office would like to be notified of any taxis that may appear to be in poor condition.

Councillor Deveaux expressed concern about Dartmouth City taxis taking business away from County taxis. He stated the City can protect against County cabs going into Dartmouth through their police force, but the County has no way enforce such restrictions.

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

"THAT staff and the By-law Enforcement Officer be requested to investigate the issue of Dartmouth City taxis taking business away from County taxis."

MOTION CARRIED

#### Vehicle Acquisition, 1989

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

"THAT Council authorize the withdrawal of \$15,000 from the vehicle reserve fund for the purchase of a new meter van for the Water Utility."

MOTION CARRIED

Councillor MacKay inquired about the present policy for purchasing new vehicles, expressing concern about business for the only Halifax County car dealership. Warden Lichter advised that advertisement are placed in the newspapers when new County vehicles are required. He noted that the car dealership Councillor MacKay is referring to has not responded to the last advertisement.

PUBLIC HEARING, RE UNDERSIZED LOT LEGISLATIONFile No. F-209-89-17 - Lands of Gregory and Constance Walker, Lakeview

Ms. Malloy, Development Technician, reviewed the staff report as contained in the agenda, recommending approval of the subdivision of Lots 56-BA and 56-BB of the lands of Gregory and Constance Walker, Lakeview under the Undersized Lot Legislation. She advised that this public hearing was duly advertised, and no communication was received, either in favour of or in opposition to this application.

Questions from Council

None.

Speakers in Favour of this Application

None.

Speakers in Opposition to this Application

None.

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

"THAT the subdivision of Lots 56-BA and 56-BB of the lands of Gregory and Constance Walker, Lakeview, be granted final approved under the Undersized Lot Legislation."

Councillor Sutherland referred to the comments of the Municipal Solicitor, noting that he feels this application MAY generally meet the intent of this legislation. He asked if it does or does not meet this intent. Mr. Cragg responded that the Undersized Lot Legislation is very unique in that it is permissive and discretionary, and he has not taken it upon himself to predetermine if any application meets the intent of the legislation before it is decided upon by Council because Council can do as it wishes, whether or not the application meets the intent of the legislation.

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT CONT'D.1989 Grants to Organizations

Warden Lichter advised that the Executive Committee held a special meeting to deal with grants to organizations, and after much deliberation they have selected those organizations they feel Halifax County can afford to support, which is not to say there are others that are not worthy. He advised that the Executive Committee recommends that Council approve the grants as outlined in the attached report.

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

"THAT 1989 Grants to Organizations be approved as recommended subject to an additional \$1,000 being allocated to the BeaverBank Community Hall."

Councillor Merrigan advised that the BeaverBank Community Hall has been operating for over 50 years without any assistance from Halifax County. He informed that last year the hall underwent major renovations, and they are now seeking assistance with those expenses. He stated this facility is very important to the community, and he asked Council to support this grant.

Councillor Baker expressed concern that the Communities Against Drugs organizations have not been given the same dollars they have in the past.

Councillor Ball felt Adsum House should be given an increased grant of \$2,000. There was some objection raised to this suggestion, noting that Adsum House only requested \$1,000, which is recommended for their grant.

With regarding to BeaverBank Community Hall, Councillor Poirier stated there are many other community halls throughout Halifax County, and each district supports them individually with district capital funds. She felt more money should be provided to the Ecology Action Centre, as they are doing a good job in their concerns about the environment, which is most important at this time.

Councillor Merrigan and Deputy Warden McInroy agreed to amend the motion to read:

"THAT 1989 Grants to Organizations be approved as recommended subject to an additional \$1,000 being allocated to the BeaverBank Community Hall and \$500 to the Ecology Action Centre."

There was some discussion about the procedure that should be followed. Councillor Merrigan and Deputy Warden McInroy agreed to withdraw the motion.

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

"THAT 1989 Grants to Organizations be approved as recommended by the Executive Committee."

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

"THAT the aforementioned resolution be amended to include a grant of \$1,000 for the BeaverBank Community Hall."  
AMENDMENT DEFEATED

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

"THAT the aforementioned resolution be amended to include a grant of \$500 for the Ecology Action Centre."  
AMENDMENT DEFEATED

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

"THAT the aforementioned resolution be amended to include an additional \$1,000 for Adsum House."

AMENDMENT DEFEATED

Councillor Boutilier inquired about the purpose of the grant to Halifax-Musquodoboit Livestock Health. Councillor Reid advised that the grant is the result of a long standing agreement between the Municipality and the Province to subsidize veterinary travel costs throughout the County. He informed that the County has provided \$1,500 for the past 20 to 25 years, while the Province has increased its share to approximately \$25,000.

Councillor Deveaux felt the grant to the IWK Children's Hospital was not due until 1990. There was some discussion in this regard, but it was noted that the grant is the first of ten, so it will be on-going no matter which year it begins.

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

"THAT the aforementioned resolution be amended to include \$500 for the Peer Drug Education Program."

There was some discussion concerning this program in relation to the Communities Against Drugs programs. Councillor Ball advised that the CAD programs were designed for this purpose, and support the Peer Drug Education Program would be somewhat of a duplication. He felt the funds could be better spend by giving more to the CAD programs.

AMENDMENT DEFEATED

Councillor MacKay asked what it meant by social services in brackets next to the request from the Society for the Deaf and Hard of Hearing. Warden Lichter advised that this organization receives a grant from the Social Services Department, which is cost-shareable with the Province. Councillor MacKay clarified that the Executive Committee is recommending \$2,000 in addition to the grant provided by the Social Services Department. Warden Lichter agreed.

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

"THAT the aforementioned resolution be amended to include \$500 for the Communities Against Drugs program commencing in District 1."

AMENDMENT CARRIED

The original motion now read:

"THAT 1989 Grants to Organizations be approved as recommended by the Executive Committee and including an additional \$500 for the Communities Against Drugs program in District 1."

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

"THAT the aforementioned resolution be amended to include an additional \$500, or as much as the balance of the funds will allow, be granted to each of the CAD programs."

Councillor Baker stated more money is needed by these groups, as they are no longer supported by the School Board due to budget restraints. Councillor Reid noted that the Executive Committee intended to keep some dollars in reserve for other requests that come forth throughout the year.

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

"THAT the aforementioned amendment be amended to include an additional \$250 for each CAD program."

Councillor Ball explained that \$250 for each program will leave \$4,100 for the remaining six months in 1989.

AMENDMENT DEFEATED

ORIGINAL AMENDMENT DEFEATED

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

"THAT the standing motion be amended whereby \$500 from the Sackville CAD program be given to the District 4 CAD program."

Councillor Boutilier explained that the Sackville CAD program has fundraising capabilities, and they have recently raised over \$800 from a dance. Councillor Baker expressed his appreciation, although Councillor Ball was opposed, stating there are other CAD programs that could use this money, as well.

AMENDMENT CARRIED

The standing motion now read:

"THAT 1989 Grants to Organizations be approved as recommended by the Executive Committee, including an additional \$500 for the District 1 CAD program, and that \$500 from the Sackville CAD program be given to the District 4 CAD program."

MOTION CARRIED AS AMENDED

Middle Musquodoboit Project Status

Mr. Kelly read the report.

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

"THAT the Middle Musquodoboit services be implemented as originally intended, and that capital overexpenditures be apportioned between Halifax County and the residents according to the original formula, whereas the additional cost of \$400 will be added to the initial sewer cost of \$4,090 (for a total of \$4,490), and the water cost will remain fixed at \$1,250 as previously passed by Council."

MOTION CARRIED

Request for Loan - Grand Lake Volunteer Fire Department

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

"THAT Council approve a loan advance to the Grand Lake Volunteer Fire Department in the amount of \$20,000, principle and interest to be repaid over a ten year term with Council reserving the right to levy an area rate in default of principle and/or interest repayment."

MOTION CARRIED

Requests for Grants

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

"THAT the following grants be approved by Council:

District Parkland Grant, District 3 in the amount of \$5,000 for the installation of playground equipment at the Tantallon Elementary School;

District Capital Grant, District 5 in the amount of \$1,950 for the upgrading of a walkway between Village Road and Lancaster Drive, Herring Cove;

District Parkland Grant, District 5 in the amount of \$1,000 for the purchase of playground equipment at William King Elementary School;

District Capital Grants, Districts 8 and 9 in the amount of \$658 each (total \$1,316) for the installation of playground equipment at Lakeview School, Porter's Lake;

District Capital Grant, District 9 in the amount of \$1,000 for upgrading of the Lower East Chezzetcook playground;

District Capital Grant, District 10 in the amount of \$4,000 for the purchase of land at Owls Head for a substation for District 10E Fire Department;

District Capital Grant, District 12 in the amount of \$866.25 to repair the public water system at Upper Musquodoboit;

cont'd....

District Capital Grant, District 21 in the amount of \$206.93 for the upgrading of a walkway to Sackville Heights School;

District Capital Grant, District 21 in the amount of \$9,365 for improvements to the Riverview Community Centre; and

District Capital Grant, District 25 in the amount of \$1,555 for the fencing of public walkways at Field Circle and Inglewood Court."

MOTION CARRIED

Loan Request - Lakeside Volunteer Fire Department

Councillor Poirier advised that the Executive Committee has recommended approval of this loan, and she asked that it be dealt with at this Session of Council so the fire department can proceed with the purchase of their new fire rescue vehicle. Members of Council agreed.

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

"THAT Council approve a loan advance to the Lakeside Volunteer Fire Department in the amount of \$20,000, principle and interest to be repaid over a ten year term with Council reserving the right to levy an area rate in default of principle and/or interest repayment."

MOTION CARRIED

SUPPLEMENTARY EXECUTIVE COMMITTEE REPORT

Funding, re Expropriation of Devil's Hill Road, Fergusons Cove

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

"THAT Council approve an expenditure of \$9,800 from the general capital fund for the purpose of retaining title to lands on Devil's Hill Road, Fergusons Cove, to have the road upgraded and deeded to the Department of Transportation."

MOTION CARRIED

Capital Works Program, 1989-1991

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

"THAT Halifax County Council approve the Capital Works Program for 1989-1991 for submission to the Department of Municipal Affairs."

Councillor MacKay asked why sidewalks are included in this report, noting that he was always told they were rejected in the past. Mr. Meech informed that the report was prepared some time ago, and it was expected that sidewalks would be a capital project. He advised that there is still interest in having this work done, so it is identified as a priority for Sackville. He stated if the

Department of Transportation does not approve the cost-sharing, the project will not proceed. He advised that the same holds true for the Sackville Community Hall; there is no commitment for 1989. Mr. Meech informed that these are only projections for the next three years, and the finalized projects will still have to be approved by Council; if no money is available, these projects will not proceed. Temporary borrowing resolutions are required for each project.

Councillor Cooper noted that the Section P-41 on the last page of the report should refer to Eastern Passage as opposed to Cole Harbour. He also noted that the total figure shown in this report makes it appear as though Halifax County is spending the total amount of money. Mr. Meech informed that this is because Halifax County acts as the banker for these projects, although the majority of the money is coming from the federal and provincial governments.

MOTION CARRIED

Members of Council agreed to recess for five minutes. Warden Lichter recalled the meeting to order at 8:10 p.m.

HERITAGE ADVISORY COMMITTEE REPORT

Mr. Kelly reviewed the report.

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

"THAT the property of Richard and Joan Flewwelling, Petpeswick Road, Musquodoboit Harbour, be registered as a municipal heritage property under the provisions of the Heritage Property By-law."

MOTION CARRIED

APPOINTMENT OF MEMBER TO THE UNION OF NOVA SCOTIA MUNICIPALITIES

Councillor Deveaux advised that his term on the Executive of the Union of Nova Scotia Municipalities will expire after the conference in the fall, and another Member of Council must be nominated to fill that appointment.

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

"THAT Councillor Fralick be nominated to serve on the Executive of the Union of Nova Scotia Municipalities."

There being no further nominations, Councillor Fralick was declared nominated to this position.

REDISTRIBUTION - COUNCILLOR MORGAN

In the absence of Councillor Morgan, this matter was deferred to the next Session of Council.



SIDEWALKS, CONNOLLY ROAD - COUNCILLOR MacKAY

Councillor MacKay advised that he had given notice of expropriation if all the documents for the construction of sidewalks on Connolly Road were not prepared by this Council Session. However, he noted an agreement for the construction of these sidewalks and others attached to the supplementary agenda, so he felt the necessary documentation must be complete or almost complete, and there is no need to call for expropriation.

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

"THAT Halifax County enter into sidewalk construction agreement No. 1-0 for the construction of sidewalks on streets as outlined in the agreement attached to the supplementary agenda."

Mr. Cragg clarified that one small parcel of land remains unsettled as it is subject to a mortgage on a larger parcel of property. He advised that he has been unable to contact the property owner, but the property can be accepted subject to releasing this mortgage, and construction can proceed. He advised that a similar arrangement has already been made with other landowners.

MOTION CARRIED

FCM RESOLUTION, RE AMENDMENTS TO THE U.I. ACT - COUNCILLOR DEVEAUX  
PROVINCIAL TASK FORCE ON SOCIAL SERVICES FUNDING - COUNCILLOR DEVEAUX

Councillor Deveaux advised that these matters were dealt with at the FCM regional meeting.

EXTENSION TO THE BIRCHES - COUNCILLOR BAYERS

Council was advised that this matter has been dealt with.

PETITION, RE PAVING OF RYERS ROAD, INDIAN HARBOUR - COUNCILLOR FRALICK

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

"THAT a letter and petition be sent to the Department of Transportation requesting that Ryers Road, Indian Harbour be included in the existing 15 year and older paving project at Bayview Drive and Paul's Point Road, District 3."

Councillor MacKay suggested that cost-sharing with the residents should be verified first. Councillor Fralick advised that this would fall under the 15 year and older program, whereby there will be no charge to the residents.

MOTION CARRIED

EXPROPRIATION, DEVIL'S HILL ROAD - COUNCILLOR BALL

Councillor Ball advised that this matter was dealt with earlier.