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COUNCIL SESSION

September 7, 1993

PRESENT WERE: Mayor Lichter  
Councillor Meade  
Councillor Rankin  
Councillor Fralick  
Councillor Mitchell  
Councillor Ball  
Councillor Deveaux  
Deputy Mayor Bates  
Councillor Hendsbee  
Councillor Randall  
Councillor Bayers  
Councillor Smiley  
Councillor Taylor  
Councillor Peters  
Councillor Merrigan  
Councillor Brill  
Councillor Snow  
Councillor Giffin  
Councillor Barnet  
Councillor Boutilier  
Councillor Harvey  
Councillor Turner  
Councillor McInroy  
Councillor Cooper

ALSO PRESENT: Dale Reinhardt, Deputy Municipal Clerk  
K. R. Meech, Chief Administrative Officer  
Fred Crooks, Municipal Solicitor

=====  
The meeting was called to order at 6:00 p.m. with the Lord's  
Prayer. Mr. Reinhardt called roll.

APPOINTMENT OF RECORDING SECRETARY

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

"THAT JULIA BENOIT BE APPOINTED AS RECORDING SECRETARY"

MOTION CARRIED

APPROVAL OF MINUTES

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

"THAT THE MINUTES OF THE AUGUST 3, 1993 COUNCIL SESSION  
BE APPROVED"

MOTION CARRIED

PRESENTATION BY PWA COALITION OF NOVA SCOTIA

Ms. Marianne Kobus-Matthews, Administrative Coordinator, PWA (Persons With Aids) Coalition of Nova Scotia, Brent MacNeil, John Balsar and Beth Miller made a presentation to council.

Mayor Lichter thanked them for coming to council and making their presentation.

LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a letter from the Minister of Municipal Affairs with regards to funding of municipal sewer infrastructure. She informs council that they are not able to meet all commitments. They will process some claims and others will be delayed.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

2. Mr. Reinhardt outlined a letter from the Minister of Municipal Affairs advising that the Beaverbank Road Servicing project will be funded in the fiscal year 1994/95.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter asked Mr. Meech if it would be necessary for council to pass a motion that Halifax County is willing to proceed with the Beaverbank project as originally planned and advance the funds in light of the information that indeed those funds will be forwarded, to Halifax County, by Municipal Affairs in the next fiscal year.

Mr. Meech said this would be in order.

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

"THAT HALIFAX COUNTY ADVANCE THE FUNDS AND PROCEED WITH THE BEAVERBANK PROJECT AS ORIGINALLY PLANNED"

Councillor Brill asked what would happen with respect to cost sharing.

Mr. Meech said the project is estimated to cost approximately \$900,000.00. He said Halifax County was expecting \$300,000.00 from

the province as their contribution, \$300,000.00 from Woodbine Mobile Home Park Limited and the remainder was to be contributed by the municipality. He said if the project was designed and constructed prior the end of this fiscal year, any interim financing, as far as the provincial grant is concerned, would be at Halifax County's expense. He said this means that Halifax County would not receive the \$300,000.00 from the provincial government until the next fiscal year. He said Halifax County would have to absorb what additional costs there would be for temporary financing.

Councillor Ball said he does not have difficulty with the project but he has difficulty with Halifax County borrowing the money with no reimbursement until June. He said Halifax County would be carrying interest charges of approximately \$30,000.00. He asked how is distribution of those interest charges going to be disbursed.

Mr. Meech said the provinces present cost sharing program for capital assistance towards capital projects does not permit the inclusion of temporary finance charges. He said it will become an overall cost of the project, and depending on what additional costs are incurred as a result of interest charges, it will be added to the cost and it would be the municipality who would pick that up.

Councillor Ball said he is trying to suggest that the additional costs of interest charges be borne by the beneficiary of the project as opposed to the entire municipality.

Mayor Lichter said the project cannot go ahead until after the money has been received from Woodbine. The interest charge being spoken about is only on the \$300,000.00 that the province is not paying. He said the province's fiscal year starts in April and if the project is finished in October or November there would not even be half a year carrying that \$300,000.00. He said he feels that Halifax County should be doing everything it can to get this off the ground considering the number of years Halifax County has been struggling with this particular project.

Councillor Ball said he does not have difficulty with this but he thought Halifax County had gotten into this discussion a number of years ago with regards to this and he thought that Halifax County was looking at the beneficiary of the project bearing some of the interest charges.

Councillor Cooper asked if there was any update on the \$300,000.00 from Woodbine.

Mr. Meech said it was delivered to Mr. Havil today.

Mayor Lichter said that it is anticipated that within a short period of time the agreement would be signed.

Councillor Cooper asked if there was any way of knowing when the money would be forthcoming.

Mr. Meech said the agreement makes provision for Woodbine to pay a deposit of \$50,000.00 up front and the balance comes in progress with the estimated construction. It would be paid during the work in progress of the construction project.

Councillor Cooper asked if there were provisions, in the agreement, as to what happens that if he delays in some of these progress payments. Does Halifax County end up carrying that cost also.

Mr. Meech said he is not familiar with all the details of the agreement but the intent is to commit Woodbine Mobile Home Park Limited to pay their rightful share.

Deputy Mayor Bates said that in the normal course the money would not be forthcoming from the province until the next fiscal year. He said if there is any cost associated with carrying costs they will be minimal. He said Halifax County, in his opinion, is fortunate in receiving a commitment and it is time to get on with the project.

Councillor Deveaux said he has concerns with regards to the interest. He said the taxpayers of Halifax County will bear these costs when he feels it is not necessary for them to do so. He said he feels it should either be paid by the province or the owner of the trailer park.

Councillor Taylor said he would like to know if the construction season, at the point it is now, would permit finishing the extension if it were to go ahead in the near future.

Mr. Tam said that right now they are in the process of getting the design of the system under way. He said that if Halifax County wants to fast track this project it could be indicated in the contract document, when tender is called, that the county wants continuous construction through the winter. He said the cost of the project might have to be higher because after October 15 chances are that Halifax County might not be able to get the reinstatement in such a way that the Department of Transportation would accept the road. He said the county may have to do some asphalt patching on the project in the spring. He said if council wishes to have the project fast tracked, they would try their best.

Councillor Taylor said if Halifax County waits until the 1994/95 construction season it could start the project then and not only save the interest charges but the overrun that working in the wintertime will incur.

Councillor Boutilier said that Halifax County finally got a proposal down to the point where it would be cost shared by all

parties on a basis of one third cost being shared by each and he feels Halifax County should proceed with the project.

Councillor Harvey said this has been around for a number of years. He said he feels Halifax County has to move along with this and not be concerned about interest charges. He said this must be proceeded with at once.

Mayor Lichter said when the second letter was received by council he said he asked for the kind of motion that would permit putting some pressure on Mr. Havil so that he would have every reason to sign the agreement fast and, at the same time, he has made some enquiries. He said Councillor Merrigan had asked why PAC did not hold the necessary meeting in the community in order to look at the public participation that is required for the amendment to the Sackville Plan for the extension of the serviceable boundary. He said it is his understanding that the paperwork is ready but PAC is waiting for the word that council is prepared to move on it. This motion would allow PAC to work on that aspect of it and the administrative staff to work on the agreement with Mr. Havil. He said hopefully both of those would come on stream to get the project going.

MOTION CARRIED  
20 IN FAVOUR  
2 AGAINST

3. Mr. Reinhardt outlined a letter from the manager, Solid Waste Management, Metro Authority, in response to council's concerns regarding the disposal of construction debris.

It was moved by Councillor Rankin, seconded by Councillor Giffin:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

4. Mr. Reinhardt outlined a letter from the manager, Solid Waste Management, Metro Authority, in response to council's request concerning Beacon House Disposal Field. It was suggested that Halifax County examine it's waste collection contract to see if this could be incorporated as part of it.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT STAFF BE DIRECTED TO LOOK AT THE WASTE COLLECTION

CONTRACT TO SEE IF THIS COULD BE INCORPORATED"

MOTION CARRIED

5. Mr. Reinhardt outlined a letter from the manager, Solid Waste Management, Metro Authority, in response to council's letter concerning distribution of Blue Bags to homeowners.

It was moved by Councillor Brill, seconded by Councillor Taylor:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

6. Mr. Reinhardt outlined a letter from the Department of Tourism and Culture with respect to council's resolution regarding signage.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

7. Mr. Reinhardt outlined a letter from the Department of Tourism and Culture with regards to lighthouse route signage.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

8. Mr. Reinhardt outlined a letter from the Department of Housing in response to a request for provincial support for a home repair program.

It was moved by Councillor Rankin, seconded by Councillor Giffin:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

9. Mr. Reinhardt outlined a letter from the Department of Supply and Services advising the Tallahassee school property will be deeded back to Halifax County for \$2.00 should the school portion be declared surplus.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

10. Mr. Reinhardt outlined a letter from the International Institute for Peace through Tourism concerning peace parks across Canada asking that Halifax County consider dedicating a peace park in Halifax County and advise them of what our intentions are.

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

"THAT THE LETTER BE RECEIVED"

Councillor Smiley said her community has an attractive municipal park and they have expressed an interest in dedicating that.

MOTION CARRIED

Mayor Lichter suggested that this be referred to Mr. Markesino, Director of Recreation, as there may be a number of parks that would be suitable for that purpose. He could coordinate this.

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

"THAT THIS BE REFERRED TO THE SACKVILLE RECREATION DIRECTOR AS WELL AS MR. MARKESINO, DIRECTOR, HALIFAX COUNTY RECREATION"

MOTION CARRIED

11. Mr. Reinhardt outlined a letter from the Commander, Maritime Command thanking the residents of Halifax County for the part they played in making the Russian Fleet visit to Halifax a success.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

12. Mr. Reinhardt outlined a letter from the Fund Development Coordinator, Alzheimer Association making council aware that January, 1994 is Alzheimer Awareness Month.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT PERMISSION BE GRANTED TO HAVE THEIR CAMPAIGN DURING THE MONTH OF JANUARY, 1994"

MOTION CARRIED

SUPPLEMENTARY LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a letter from Frontier College with respect to September 8 being recognized as International Literacy Day.

It was moved by Councillor Taylor, seconded by Councillor Giffin:

"THAT THE LETTER BE RECEIVED AND SEPTEMBER 8 BE PROCLAIMED AS NATIONAL LITERACY DAY"

MOTION CARRIED

2. Mr. Reinhardt outlined a letter from Nova Scotia Power requesting that Halifax County declare Wednesday, October 27, 1993 as Power Smart Night.

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

"THAT THE LETTER BE RECEIVED AND WEDNESDAY, OCTOBER 27, 1993 BE DECLARED AS POWER SMART NIGHT"

MOTION CARRIED

Mayor Lichter informed council he has signed and returned the declaration.

PLANNING ADVISORY COMMITTEE REPORT

Amendment to By-law No. 29 - The Mobile Home Park By-law

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

"THAT THE AMENDMENTS BE APPROVED AND COUNCIL GIVE NOTICE OF MOTION TO INTRODUCE"

MOTION CARRIED

MEMORANDUM RE: RECORDED RESOLUTION - DANGEROUS AND UNSIGHTLY PREMISES

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

"THAT THE RECORDED RESOLUTION BE APPROVED BY COUNCIL"

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

It was moved by Deputy Mayor Bates, seconded by Councillor Boutilier:

"THAT THE FOLLOWING CAPITAL GRANT REQUESTS BE APPROVED:

- (A) DISTRICT CAPITAL GRANT, DISTRICT 1, IN THE AMOUNT OF \$650.00 AND GENERAL PARKLAND GRANT IN THE AMOUNT OF \$650.00
- (B) DISTRICT PARKLAND GRANT, DISTRICT 9, IN THE AMOUNT OF \$5,000.00 AND DISTRICT PARKLAND GRANT, DISTRICT 9, IN THE AMOUNT OF \$537.00"

MOTION CARRIED

FIRST READING - A BY-LAW RESPECTING SEWER TAXES

Mayor Lichter referenced correspondence from Mr. Bauld concerning the Lockview/MacPherson sewerage charge. He is appealing to Halifax County to consider another type of charging back for the units. He said since the appendix includes the Lockview/MacPherson Road he wanted to bring the letter to council's attention to decide whether or not it is dealt with tonight or if council wants to study it or send it to the Executive Committee to come back with a recommendation.

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

"THAT THE LETTER BE SENT TO THE EXECUTIVE COMMITTEE AND WHEN A RECOMMENDATION COMES BACK FROM THE EXECUTIVE COMMITTEE THAT IS WHEN THE FIRST READING FOR THE SEWER BY-LAW WILL TAKE PLACE"

MOTION CARRIED

FIRST READING - AN AMENDMENT TO BY-LAW NO. 58 RESPECTING CHARGE FOR WATER SERVICES

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

"THAT FIRST READING BE GIVEN TO AN AMENDMENT TO BY-LAW NO. 58 RESPECTING CHARGE FOR WATER SERVICES"

MOTION CARRIED

REQUEST FOR BY-LAW ENFORCEMENT OFFICER - SPC

It was moved by Councillor Giffin, seconded by Councillor Mitchell:

"THAT TONYA LEANNE MACPHAIL BE REGISTERED AS A BY-LAW ENFORCEMENT OFFICER, SPC, FOR THE COUNTY OF HALIFAX"

MOTION CARRIED

ROOFING AND ELECTRICAL CONTRACT - OCEAN VIEW MANOR

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

"THAT THE TENDER FOR ELECTRICAL BE AWARDED TO GARDNER ELECTRIC AT A COST OF \$154,000.00 AND THAT THE ROOFING TENDER BE AWARDED TO ATLANTIC ROOFING AT A COST OF \$278,480 AS LOWEST TENDER MEETING SPECIFICATIONS"

MOTION CARRIED

Mr. Meech said that technically the budgets, operating and capital, are subject to the approval of council. The province is suggesting to the Board of Management is that they are prepared to allow them to increase their Per Diem rate that will allow them to generate enough dollars. If council wanted to approve those expenditures, without the province's approval, it would have the authority to do that because it is a county facility.

TABLING OF REPORT - CENTRAL WATER POLICY

Mr. Bill Butler, Planning and Development and Mr. Ken Brother, Halifax County Water Utility outlined the staff report for the information of council.

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

"THAT THE REPORT BE TABLED"

Councillor Cooper said it seems to him there are continuing promises that are never going to arise for people in the Cole Harbour area. He said he would like to request that staff provide him with a copy of any agreements with the City of Dartmouth regarding water in the Cole Harbour/Dartmouth area. He said he believes those agreements gives the right to City of Dartmouth Water Utilities, without any responsibility for extensions, to service the people in the Cole Harbour areas. He said other areas of Halifax County are addressed in the report but not Cole Harbour.

Mayor Lichter said staff will provide a copy of that agreement.

Deputy Mayor Bates said he does not recall the City of Dartmouth ever denying Halifax County permission to extend water services. He said they have done extensions on a number of occasions in the Westphal area.

Mr. Meech said this is his understanding although the city may be starting to question whether or not they were going to be prepared to, on an ad hoc basis, continue to approve extensions to the water utility.

MOTION CARRIED

MEMORANDUM RE: SHUBENACADIE LAKES PLANNING/POLLUTION CONTROL STUDY

Mr. Reinhardt outlined the memorandum.

Councillor Peters said she had attended community meetings at which there was a presentation and she feels council will benefit from it. She said she hopes council will be prepared, at that time, to make some concrete and positive decisions on this.

It was moved by Councillor Peters, seconded by Councillor Giffin:

"THAT THE MEMORANDUM BE RECEIVED"

MOTION CARRIED

RATIFICATION OF APPROVED DISTRICT CAPITAL GRANTS

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

"THAT THE APPROVED DISTRICT CAPITAL GRANTS BE RATIFIED BY COUNCIL"

MOTION CARRIED

TRANSPORTATION - COUNCILLOR GIFFIN

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION, WITH A COPY TO THE MLA, BILL MACDONALD, REQUESTING A THIRD LANE FROM THE KEARNEY LAKE ROAD WHERE IT HITS THE HAMMONDS PLAINS ROAD TO ROUGHLY KINGSWOOD WEST'

He said it is only a matter of time before there is a fatality there because there is a tremendous amount of entry onto the Hammonds Plains Road from three different roads there. He said in the winter time it was always a bad hill to go up.

MOTION CARRIED

DOT - COUNCILLOR PETERS

Councillor Peters said she would like to request that an emergency access road be installed on the highway #2 in the North and South bound lanes opposite the weight scale. She said there had been a tanker truck fire there and the RCMP had to close the road so that emergency vehicles could come down the opposite side of the road. She said it would be a matter of putting the access road across.

It was moved by Councillor Peters, seconded by Councillor Giffin:

"THAT THE DEPARTMENT OF TRANSPORTATION BE REQUESTED TO INSTALL AN ACCESS ROAD ON THE HIGHWAY #2 IN THE NORTH AND SOUTH BOUND LANES OPPOSITE THE WEIGHT SCALE"

MOTION CARRIED

It was moved by Councillor Peters, seconded by Councillor Giffin:

"THAT A PEDESTRIAN CROSSING WITH LINES PAINTED ON THE ROAD WITH SIGNAGE ON HIGHWAY #2 AT HALLS ROAD AND GRANT ROAD IN THE ENFIELD AREA TO ALLOW SCHOOL CHILDREN TO ACCESS THE OLDFIELD SCHOOL"

MOTION CARRIED

STREET PAVING, BRIDGEVIEW DRIVE - COUNCILLOR HARVEY

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

"THAT A LETTER BE SENT TO THE MINISTER OF TRANSPORTATION AND COMMUNICATIONS, WITH A COPY TO MR. JOHN HOLM, REQUESTING PAVING OF BRIDGEVIEW DRIVE, LOWER SACKVILLE, UNDER THE FIFTEEN YEAR PROGRAM"

MOTION CARRIED

SCHOOL BOARD - COUNCILLOR RANKIN

It was moved by Councillor Rankin, seconded by Councillor

"WHEREAS THERE IS ALREADY RAPID GROWTH IN SCHOOL POPULATION IN THE TIMBERLEA AREA AND INDICATIONS OF A LOT MORE TO COME IN THE NEXT YEAR, MAXIMUM CAPACITY BEING LIKELY MET BY THE NEXT FISCAL YEAR, BE IT THEREFORE RESOLVED THAT THE SCHOOL BOARD REQUEST OF THE DEPARTMENT OF EDUCATION THAT A NEW SCHOOL BE BUILT FOR THE INTEGRATED COMMUNITIES OF BEECHVILLE/LAKESIDE AND TIMBERLEA. FURTHER THAT COPIES OF THE LETTER BE SENT TO BRUCE HOLLAND, MLA AND THE TWO AREA REPRESENTATIVES ON THE SCHOOL BOARD"

MOTION CARRIED

FIRE SAFE HOUSE - COUNCILLOR BALL

Councillor Ball said he had circulated a report concerning a fire safe house. He said he is requesting that Halifax County construct a particular fire safe house for use throughout the municipality. He said he was requesting that each councillor contribute \$500.00

from their District Capital Grant funds and the difference between what council puts in and the remainder would be made up by the various area fire departments. He said it was calculated out to be approximately \$200.00 per fire department.

Mayor Lichter said he cannot accept a motion that each councillor contribute \$500.00 because it is a motion that forces every councillor to.

Councillor Ball said that from indications, he has, most councillors are in agreement with it.

Mayor Lichter said, if by motion the majority of council votes in favour, then if any councillor said "No, I can't afford it" council is overruling that councillor. He said he has some difficulty accepting that kind of a motion.

Councillor Peters said she would suggest that Councillor Ball draft up a letter and circulate to all councillors to signify their willingness to contribute. She said something like this might address the concerns with regards to having each individual councillor signify approval.

Councillor Giffin said he agrees with the idea of the house. He said Dartmouth have the plans for the house available and he would suggest Councillor Ball check to see if they would be willing to make them available to Halifax County. He said their cost was cheaper than the one Councillor Ball circulated.

Councillor Deveaux said he is in support of the project. He asked if the fire departments have agreed to this or is Halifax County going to say they are going to pay it.

Councillor Ball said he has received indications that fire departments are in agreement. Councillor Ball said he would circulate a questionnaire to councillors so that they can indicate their willingness or reluctance.

Councillor Boutilier asked if this would be utilized to go to all areas of the county. He asked if Halifax County would have to provide paid people to take this around.

Councillor Ball said it would be scheduled through the Fire Service Office and be available throughout the municipality. He said it was suggested in his memorandum that the two grades that would be targeted would be grade 3 and grade 5. Not every child in a school would be exposed to it in one year. He said, over time, everybody would get exposure to the program.

DOT, SPEED LIMIT - COUNCILLOR BALL

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

'THAT A LETTER BE WRITTEN TO THE MINISTER OF TRANSPORTATION REGARDING A REDUCTION OF SPEED LIMIT BETWEEN HEBRIDEEN DRIVE AND VILLAGE ROAD AS THERE IS A SUBDIVISION IN THAT VICINITY WITH A LOT OF YOUNG CHILDREN WHO USE A TENNIS COURT ACROSS THE STREET"

MOTION CARRIED

CLUB ROAD - COUNCILLOR BALL

Councillor Ball said this deals with a lot of garbage that is being dumped on the Club Road in Harrietsfield/Williamswood area. He said no one wishes to take any action on the mess that is there. He said such things as refrigerators and freezers have been dumped there.

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

"THAT THE UNSIGHTLY PREMISES OF THE MUNICIPALITY DEAL WITH IT AS WELL AS A LETTER BEING WRITTEN TO THE DEPARTMENT OF TRANSPORTATION AS THEY ARE THE OWNER OF THE CLUB ROAD REQUESTING THAT THEY CLEAN IT UP AND AT THE SAME TIME PUT IN SOME FORM OF A GATE IN ORDER TO LIMIT ACCESS TO PEOPLE"

He said if DOT decides to clean it up all the stuff will be removed but it will start all over again if there is not something in place to restrict access.

MOTION CARRIED

COMMUNITY FUTURES CRITERIA - COUNCILLOR BALL

He said the fisheries, with the moratorium on the cod fishery, brings up the problem. In order for communities to plan their future in this particular economic climate some communities, specifically those along the Eastern Shore, has available a Community Futures Criteria by which the community, themselves, can start planning infrastructure. Funds can be made available to them because they fall into the criteria that meets that. He said the communities of Sambro, Portuguese Cove and Ketch Harbour, where there are a number of fishermen that have been displaced as a result of the decline in the fishery, don't fall into the criteria of community futures.

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

"THAT HALIFAX COUNTY WRITE TO THE MINISTER OF ECONOMIC DEVELOPMENT AND THE APPROPRIATE FEDERAL MINISTER IN ORDER THAT THE CRITERIA FOR THE COMMUNITY FUTURES PROGRAM BE ALTERED SO THAT COMMUNITIES LIKE SAMBRO, KETCH HARBOUR, PORTUGUESE COVE, TERRENCE BAY, PROSPECT AND OTHER FISHING

COMMUNITIES ALONG THE WESTERN SHORE BE MADE AVAILABLE TO THE COMMUNITY FUTURES PROGRAM. FURTHER THAT THE CRITERIA BE ALTERED TO ACCOMMODATE THEM. FURTHER THAT A COPY OF THIS LETTER BE SENT TO THE APPROPRIATE MLA'S IN THE WESTERN REGION AND THE APPROPRIATE MP'S"

MOTION CARRIED

DOT - COUNCILLOR TAYLOR

Councillor Taylor said the citizens of Elmsvale would like to have a speed zone erected through their community including the Moose River Road (approximately 1 mile out the Moose River Road). He said a meeting had been held in the community and they would like the appropriate division of the DOT to study that particular community. They would like a 70 km speed zone through their community.

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION, WITH A COPY TO KEN STREATCH, DIVISION ENGINEER JIM TALBOT, AND SUPERINTENDENT BERNARD DILLMAN, REQUESTING THAT A 70 KM. SPEED ZONE BE ERECTED IN THE COMMUNITY OF ELMSVALE INCLUDING APPROXIMATELY 1 MILE OUT THE MOOSE RIVER ROAD"

MOTION CARRIED

URGENT AGENDA ITEMS

Resolutions - Western Community Committee

Education

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

"WHEREAS AT PRESENT DEPARTMENT OF EDUCATION THROUGH THEIR SCHOOL CONSTRUCTION COMMITTEE DOES NOT APPEAR TO HAVE THE FLEXIBILITY OF PRIORIZING SCHOOL CONSTRUCTION FOR THOSE COMMUNITIES WITH RECENT DRAMATIC GROWTH RATE IN SCHOOL POPULATION, SUCH AS THE COMMUNITIES OF HAMMONDS PLAINS, TIMBERLEA AND OTHER FAST GROWING AREAS OF HALIFAX COUNTY;

AND WHEREAS THESE PROJECTS WHICH MAY BE IDENTIFIED BY THE SCHOOL BOARD FOR URGENT ATTENTION WILL, UNDER THE EXISTING PROCESS, HAVE TO WAIT BEYOND THE PROVINCES EXISTING THREE YEAR LIST.

BE IT THEREFORE RESOLVED THAT THE CURRENT THREE YEAR LIST BE EITHER REEXAMINED ANNUALLY BY THE PROVINCE ORIGINAL COMMITTEE TO TARGET THOSE COMMUNITIES IN GREATEST NEED IN

LIGHT OF CHANGE IN RESIDENTIAL DEVELOPMENTS OR, IN THE ALTERNATIVE, TO ESTABLISH A PARALLEL MECHANISM WITH SUFFICIENT FINANCING AVAILABLE TO RESPOND ESPECIALLY TO THOSE AREAS, IN HALIFAX COUNTY AND THE PROVINCE, EXPERIENCING SIGNIFICANT INCREASE IN SCHOOL POPULATION BROUGHT ABOUT BY DRAMATIC RESIDENTIAL GROWTH;

FURTHER THAT THE RESOLUTION BE FORWARDED TO THE MINISTER OF EDUCATION WITH A COPY TO THE SCHOOL BOARD AND THE MLA'S FOR HALIFAX COUNTY"

MOTION CARRIED

Tourism

It was moved by Councillor Rankin, seconded by Councillor Taylor:

"WHEREAS THERE ARE OVER 200,000 VISITORS ANNUALLY TO PEGGY'S COVE WITHOUT THE BENEFIT OF PROVIDING TOURISM INFORMATION AT THE SITE;

AND WHEREAS THE DEPARTMENT OF TOURISM OBJECTIVE IS TO BUILD UPON OUR SUCCESS;

BE IT THEREFORE RESOLVED THAT THE DEPARTMENT OF TOURISM RECOGNIZE THE POTENTIAL ECONOMIC BENEFITS AND PROVIDE FOR A PROVINCIALY OPERATED TOURIST INFORMATION BUREAU SIMILAR IN SCOPE TO THAT OPERATED AT THE CAPE BRETON CANSO CAUSEWAY AND THEREBY GREATLY ASSISTING IN EFFORTS TO KEEP THE TOURISTS LONGER IN THE REGION AND THE PROVINCE"

MOTION CARRIED

Transportation

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

"WHEREAS THE MAJOR TRANSPORTATION LINK ROUTE 333 TO PEGGY'S COVE IS IN DEPLORABLE CONDITION MAINLY BECAUSE NO SIGNIFICANT UPGRADING OR REPAVING HAS BEEN DONE IN YEARS;

AND WHEREAS THERE ARE ALONE OVER 200,000 VISITORS ANNUALLY TO PEGGY'S COVE AND IT DOES NOT SERVE WELL THE PROVINCE OR THE REGION TO JEOPARDIZE THIS VERY IMPORTANT ECONOMIC ACTIVITY DERIVED THEREFROM;

BE IT THEREFORE RESOLVED THAT THE DEPARTMENT OF TRANSPORTATION HAVE THESE ROADS UPGRADED BY SPRING IN TIME FOR THE PEAK OF THE NEXT TOURIST SEASON"

MOTION CARRIED

Transportation

It was moved by Councillor Rankin, seconded by Councillor Giffin:

"WHEREAS THE WESTERN REGION COUNCILLORS ARE NOT PRESENTLY CONFIDENT THAT A FAIR SHARE OF PROVINCIAL RESOURCES HAVE BEEN ALLOCATED FOR BOTH MAINTENANCE AND UPGRADING OF OUR HIGHWAYS, IN THIS REGION, ESPECIALLY IN LIGHT OF EXPONENTIAL GROWTH IN SUBDIVISION ROADS IN RECENT YEARS; TO SATISFY THIS CONCERN AND IDENTIFY ANY PROGRAM DEFICIENCIES WE SUGGEST THE MINISTER PLEASE UNDERTAKE AN AUDIT OF THESE SERVICES ON KILOMETRE AND SECTOR BASIS, PARTICULARLY IN TERMS OF NEW CONSTRUCTION, REPAVING, BRUSH CLEARING AND AMOUNT OF SNOW REMOVAL EQUIPMENT"

MOTION CARRIED

Department of Economic Development

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

"WHEREAS THERE APPEARS TO BE A GOOD ECONOMIC CASE TO BE MADE FOR A SEVERAL MILE LINK OPENED UP AND CONNECTING THE WILLIAMSWOOD/HARRIETSFIELD REGION TO THE PROSPECT REGION AND TAKING INTO ACCOUNT THE NEED TO CONSIDER ANY AND ALL REASONABLE COMMUNITY STRATEGIES AND ADJUSTMENT FOR FISHING COMMUNITIES IN THE REGION;

BE IT THEREFORE RESOLVED THAT THE DEPARTMENT OF ECONOMIC DEVELOPMENT, IN COLLABORATION WITH THE DEPARTMENT OF TRANSPORTATION, UNDERTAKE SUCH A FEASIBILITY STUDY TAKING INTO ACCOUNT ALL POTENTIAL SOCIAL ECONOMIC BENEFITS WHICH WOULD ACCRUE RELATIVE TO WHAT APPEARS TO BE A SOMEWHAT MODEST CONSTRUCTION PROJECT"

MOTION CARRIED

Eastern Passage Treatment Plant - Councillor Deveaux

Councillor Deveaux said the plant has been there for twenty years and there is an odour problem. He said the plant was expanded and it went from primary to advanced primary and he was told at that time it would help alleviate the odour problem. He said there was also a covering put on it but the odours are as bad as they ever were. He said he does not know what the answer is but he would like to have someone find out what the problem is and recommend a solution. He said he has asked the Engineering Department to look into it.

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

"THAT THE DEPARTMENT OF ENGINEERING TO CARRY OUT A STUDY

OF THE PLANT WITH THE VIEW TO DETERMINE THE CAUSE OF THE ODOURS EMANATING FROM THE EASTERN PASSAGE TREATMENT PLANT AND FURTHER A REPORT ON THIS BE BROUGHT BACK TO COUNCIL REGARDING THAT ISSUE"

MOTION CARRIED

Harbour Clean Up - Councillor Deveaux

Councillor Deveaux said he attended the press conference and he asked where the money would be coming from if the county was to cost share in the \$143 million that was missing.

Mayor Lichter said he had been interviewed by the media but they have taken out a portion of the interview. The total comment he had made was that although originally when the agreement was signed, it was signed on the basis that the province indicated there would be no overruns. When he asked what if there are overruns, they kept insisting there will be no overruns. He said he suggested it be written in the contract that if there are overruns the province will cover it. He said it is his recollection that, in the end, it was put in the agreement, that was signed, that the municipalities are going to be responsible for only 25% of the \$196 million. He said the agreement was signed on that basis. He said if all parties involved say they are not paying any more there may not be a harbour clean up. He said he did indicate that a solution will have to be found in order to clean up the harbour if it is the desire of the municipalities.

Councillor Deveaux said he feels that the municipalities should not be involved in providing any extra funding. He said he is not opposed to the harbour clean up but feels that the federal and provincial governments should be responsible for providing for the additional costs.

Mayor Lichter said the minister indicated that the harbour clean up process can begin as early as today if the municipalities want to do the kinds of things that could be done. He said one would be the creation of a by-law for the toxic source material to be stopped.

Deputy Mayor Bates said he does not agree that Halifax County should give any indication that it is against this project getting underway. He said Halifax County portion only approximately 3/4 of 1%.

Mayor Lichter said he believes it to be .4%

Deputy Mayor Bates said he would be in favour of the project being continued on the percentage basis that Halifax County started out with.

Mayor Lichter said the panel recommendations, which have been endorsed by the province, include that the Eastern Passage plant at least be looked at seriously as being hooked into the regional plant. He said Halifax County has to be realistic enough to know if that is the case then we are treating a lot more of our sewage in the regional plant. He said if Mill Cove is added then Halifax County will have to accept the fact that the larger the percentage of contribution of waste going to the regional plant the larger the contribution of the funding for the plant.

Councillor Cooper said in the original plan for the clean up there was certain areas in the municipality, in Councillor Ball's area, that were scheduled to be included. He asked if they are still included or if they have been removed.

Mayor Lichter said they are included in the panel report. He said they do want to look at the possibility of having a possible separate plan in the Herring Cove or Mainland South area.

Councillor Cooper said he understand that it was to be cut out and considered under some other scheme as if it wasn't under the harbour clean up. He said this was the basis upon which the .4% was there was because this would be included. The mayor confirmed this. Councillor Cooper said if it is excluded why should Halifax County even consider the .4%.

Mayor Lichter said a lot of these things are not resolved. They are only making recommendations to panel. The province reacts to those recommendations as to whether or not they should be studied. The condition of release contains that they release the project subject to having certain things in place. One of those things is the study of the possibility of that particular item. He said the problem has to be addressed one way or the other.

Councillor Ball said that it was the suggestion by some to make up the shortfall difference of money that they were maybe looking private industries investing in the project. He said it was not to separate the project from the harbour clean up, but rather it was a question of which way it was going to be done.

#### PCB's - Councillor Peters

She said there was a number of meetings in her community about the PCB incinerator. She said it would appear that the project is proceeding and not giving any credibility to council's commitment to not have it. One of the siting criteria in their stage III is the willingness of the host community to actually host the proposed site. She said she would like to have council's support on having a vote out in the community to allow the residents to vote as to whether or not they want to host the site.

Mayor Lichter said the vote does not require council's permission

but she can present the results of the vote so that council could lend its support to that vote. He said funds from her District Activity Fund could be used for the costs involved.

Highway 103 - Councillor Fralick

Councillor Fralick said there are serious accidents on the 103 near Exit 5, Hammonds Plains.

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

"THAT LETTER BE WRITTEN TO THE MINISTER OF TRANSPORTATION REQUESTING THAT THE PROVINCIAL ENGINEERS, WITH A COPY TO THE MLA'S AND MP'S, GO DOWN AND EXAMINE THESE SECTIONS AND MAYBE IMPROVE THE MERGING LANES IN ORDER TO AVOID THESE ACCIDENTS"

MOTION CARRIED

ADDITION OF ITEMS TO THE SEPTEMBER 21, 1993 COUNCIL SESSION

Transportation - Councillor Giffin

Hazardous Materials - Councillor Randall

Crosswalk, Boutiliers Point - Councillor Meade

Crosswalk - Councillor Rankin

IN-CAMERA ITEM

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

"THAT COUNCIL MOVE IN-CAMERA"

MOTION CARRIED

Council agreed to move out of camera.

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

"THAT COUNCIL NOT GIVE ANY DIRECTION AND THAT HALIFAX COUNTY MAKE REPRESENTATIONS TO THE PROVINCE IN ORDER TO MAKE SURE THAT THE JURISDICTION OF THIS BOARD AND COUNCIL'S RIGHTS ARE CLARIFIED"

MOTION CARRIED

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

"THAT THE LETTER BE REFERRED TO THE EXECUTIVE COMMITTEE"

MOTION CARRIED

ADJOURNMENT

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

"THAT THE MEETING BE ADJOURNED"

MOTION CARRIED

COUNCIL SESSION

September 21, 1993

PRESENT WERE: Mayor Lichter  
Councillor Meade  
Councillor Rankin  
Councillor Fralick  
Councillor Mitchell  
Councillor Ball  
Councillor Deveaux  
Deputy Mayor Bates  
Councillor Hendsbee  
Councillor Randall  
Councillor Smiley  
Councillor Taylor  
Councillor Peters  
Councillor Merrigan  
Councillor Brill  
Councillor Giffin  
Councillor Barnet  
Councillor Harvey  
Councillor Sutherland  
Councillor Turner  
Councillor McInroy  
Councillor Cooper

ALSO PRESENT: K. R. Meech, Chief Administrative Officer  
Dale Reinhardt, Acting Municipal Clerk  
Fred Crooks, Municipal Solicitor

=====  
The meeting was called to order at 6:00 p.m. with the Lord's Prayer. Mr. Reinhardt called roll.

APPOINTMENT OF RECORDING SECRETARY

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

"THAT JULIA HORNCastle BE APPOINTED AS RECORDING SECRETARY"

MOTION CARRIED

APPROVAL OF MINUTES

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

"THAT THE MINUTES OF THE SEPTEMBER 7, 1993 COUNCIL SESSION BE APPROVED"

MOTION CARRIED

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

"THAT THE MINUTES OF THE AUGUST 9, 1993 PUBLIC HEARING BE APPROVED"

MOTION CARRIED

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

'THAT THE MINUTES OF THE AUGUST 23, 1993 COUNCIL SESSION BE APPROVED"

MOTION CARRIED

LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a letter from the Department of Natural Resources with respect to land trades.

It was moved by Councillor Taylor, seconded by Councillor Hendsbee:

"THAT THE LETTER BE RECEIVED"

Councillor Ball said he had requested the letter to the Department of Natural Resources. He said the letter asked on behalf of Halifax County and it should be of interest that if land swaps are taking place, no matter what size piece of land, Halifax County should be made aware of them. He said if a land swap takes place Halifax County, to a degree, may be under an obligation to zone it so that the new owner can use it. He said he would suggest that the Minister be written asking that Halifax County be informed with regards to anything taking place within the confines of Halifax County, not the province, that can cause a development to occur.

Councillor Hendsbee said he also feels that Halifax County should be made aware of any future land swaps.

MOTION CARRIED

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF NATURAL RESOURCES ASKING THAT THE MUNICIPALITY BE NOTIFIED OF ANY LAND SWAPS OR LEASE, IN EXCESS OF 10 ACRES, THAT ARE BEING CONSIDERED IN HALIFAX COUNTY"

Deputy Mayor Bates asked the solicitor if the Province has the ability to sell or swap lands that they own. He said the county

has the ability, within the land use by-law, to approve the use of the land.

Mr. Crooks said a purchaser from the province, as well as any other vendor, takes the land subject to existing zoning. He said he would like to question to what extent Halifax County's land use by-law's and planning strategy bind lands which are owned by the crown and what impact the transfer of land, which is owned by the crown, may or may not be subject to the applicable land use by-law. He said this may have an impact in terms of conservation zoning. He said a complication may be the fact that municipal by-laws and many provincial statutes don't bind the crown.

Councillor Ball said that Halifax County, under the land use by-law, has the right to reject a rezoning but that rejection of a rezoning is subject to an appeal. That appeal goes to a board that was provincially appointed. He said he feels Halifax County should make every attempt to make residents aware and the only way to make residents aware is to know about these swaps in advance of them taking place.

MOTION CARRIED

2. Mr. Reinhardt outlined a letter from the Department of Transportation and Communication with respect to the deferral of paving of Lillian Drive, Jan Marie Drive and Glen Drive in Lawrencetown.

It was moved by Councillor Brill, seconded by Councillor Giffin:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

3. Mr. Reinhardt outlined a letter from the Department of Transportation and Communications with regards to trucks avoiding the weigh scale on Highway 102.

It was moved by Councillor Peters, seconded by Councillor Taylor:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

4. Mr. Reinhardt outlined a letter from the Executive Director, Too Good To Waste with regards to Waste Reduction Week.

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

"THAT THE LETTER BE RECEIVED AND THE MAYOR BE AUTHORIZED TO PROCLAIM"

MOTION CARRIED

5. Mr. Reinhardt outlined a letter from HHCI in response to council's concern for their reasons why the wetland treatment systems was being considered in Halifax Mainland South and Herring Cove areas.

It was moved by Councillor Taylor, seconded by Councillor Giffin:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

SUPPLEMENTARY LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a letter from the Premier to John Holm, MLA with respect to compensation with regards to compensation for the Highway 101 landfill site.

It was moved by Councillor Rankin, seconded by Councillor Giffin:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

It was moved by Councillor Rankin, seconded by Councillor Giffin:

"THAT A LETTER BE WRITTEN TO THE PREMIER ACKNOWLEDGING HIS SUPPORT OF THE REDRESS PACKAGE"

MOTION CARRIED

Mayor Lichter said he wanted to inform council that the bill is going to be introduced to caucus tomorrow and the possibility if that it is going to receive first, second and third reading within a very short period of time. He has asked the solicitor to check out, when that time comes, if it would be possible for him to speak with the Premier and ask that Order in Council proclamation be made before the House adjourns.

2. Mr. Reinhardt outlined a letter and petition from Ann Owen to the Minister of Transportation concerning a number of things they would like to see done to alleviate safety concerns in the area of the Old Guysborough Road.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT A LETTER BE WRITTEN TO THE MINISTER OF TRANSPORTATION INDICATING THAT HALIFAX COUNTY SUPPORTS THE INITIATIVE"

MOTION CARRIED

3. Mr. Reinhardt outlined a letter from the Guggisberg Foundation of Canada with regards to Peacekeepers Appreciation Night and Tribute.

It was moved by Councillor Giffin, seconded by Councillor Mitchell:

"THAT THE LETTER BE RECEIVED AND FURTHER THAT SUNDAY, OCTOBER 10TH BE DECLARED AS PEACEKEEPERS APPRECIATION DAY"

MOTION CARRIED

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

"COUNCILLOR BALL SAID, WITH REFERENCE TO PARAGRAPH FOUR, THAT A LETTER BE WRITTEN TO THE ARCHDIOCESE AND THEN THEY WOULD, IN TURN, INFORM THE CHURCHES IN THEIR DIOCESE"

MOTION CARRIED

4. Mr. Reinhardt outlined a letter from HHCI advising that the Harbour Cleanup Project has been approved and outlining documentation provided for council's information.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

Dangerous and Unsightly Premises Enforcement

It was moved by Councillor Peters, seconded by Councillor Rankin:

"THAT AMENDMENTS BE SOUGHT TO THE HALIFAX COUNTY CHARTER WHICH WOULD MAKE THE ADMINISTRATION AND ENFORCEMENT OF UNSIGHTLY PREMISES EQUALLY AS MUCH THE RESPONSIBILITY OF THE ADMINISTRATORS AS ARE DANGEROUS SITUATIONS"

Councillor Cooper asked if there was a reporting procedure to the council regarding any actions that have been taken.

Mr. Meech said the PAC had requested a reporting system that would give them the benefit of what action has been taken. He said that has been requested of the Planning and Development staff who will be providing this on a quarterly basis.

MOTION CARRIED

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

"THAT THE CURRENT ADMINISTRATIVE PROCEDURES UNDER WHICH PRELIMINARY NOTICES ARE GIVEN BE REVISED, SUCH THAT ONLY THE THIRTY (30) DAY NOTICE BE RETAINED"

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

License to Occupy-Easement Kinsac Fire Department - District 15

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

"THAT COUNCIL APPROVE THE REQUEST FROM MT&T TO INSTALL TELEPHONE EQUIPMENT ON THE KINSAC FIRE DEPARTMENT PROPERTY ADJACENT TO THE SUPER MAIL BOX SITE CONTINGENT UPON MT&T'S AGREEMENT THAT ACCESS TO THE FIRE STATION WILL NOT BE IMPEDED AT ANYTIME THEY ARE REQUIRED ON SITE"

MOTION CARRIED

Lakeside Treatment Plant Upgrading

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

"THE COUNCIL APPROVE THE AWARDED OF THE TENDER FOR THE INSTALLATION OF THE TREATMENT PLANT EQUIPMENT BE AWARDED TO GEM BUILDERS IN AN AMOUNT OF \$282,890.00 AND APPROVAL BE GIVEN FOR ADDITIONAL FUNDING, IN THE AMOUNT OF \$150,000.00 FROM THE ENVIRONMENTAL RATE"

MOTION CARRIED

Tender - Set Aside Program - Tallahassee Community School Addition

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

"THAT THE TENDER FOR SET ASIDE-TALLAHASSEE SCHOOL ADDITION BE AWARDED TO R&D STONE SERVICES IN THE AMOUNT OF \$102,700.00"

Councillor Ball asked if Halifax County issues a call for the Set Aside Program, does the county also get a tender from those who are not involved in the Set Aside Program so there can be a comparable

price.

Mr. Meech said under the present guidelines and procedures that are employed with respect to the administration of the Set Aside Program there are no tenders requested from firms outside of those who have qualified under the Set Aside Program. The bids that are received are examined by staff.

Mayor Lichter said he would suggest that the members of council, on the Set Aside Committee, could be alerted to the concerns that council members have so they could examine the policy and find ways in which this situation could be addressed. He said it is a reasonable concern.

Mayor Lichter suggested that the councillors who set as representatives of Halifax County meet with Councillor Ball to discuss this.

Councillor Ball said he would suggest this be brought back to council with some idea of whether there is a comparable or measuring stick used. He said he would suggest the Set Aside Committee do a review and come back to council.

Mr. Meech asked Mr. Wdowiak if the administration fee is related to the construction supervision and would change because of the Set Aside portion of the project.

Mr. Tam said that it was but would be the same whether there is a Set Aside contractor or a another contractor.

Councillor Meade asked what the fee would be.

Mr. Tam replied that it was approximately eight or nine thousand dollars.

Mr. Meech said it was intended to remove the need to have Halifax County staff person on site to inspect. He said it was decided to do this through the contractor.

MOTION CARRIED

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

"THAT COUNCIL REQUEST THE SET ASIDE POLICY REVIEW COMMITTEE TO REVIEW THE POLICY WITH A VIEW TO ENSURING THAT THESE BIDS ARE COMPARABLE"

Councillor Deveaux asked if Halifax County has to provide some supervision in some cases and who pays for that supervision.

Mr. Tam said that any job, whether Set Aside or not, supervision has to be provided for the project. He said if that job is done in

house there is a 9% fee charged towards the project. He said, with regards to Tallahassee, the Set Aside contractor will be entering into a contract as subcontractor of the general. This why the architect felt that this way the general contractor will enter into a contract with whatever contractor Halifax County selects.

Deputy Mayor Bates said he finds it difficult to go along with the motion. He said Halifax County is going to set certain small portions of contracts, under this program, which the general contractor will have an idea of what amount these should come in at. He said it is not going to be a wide ranging situation, they have a good idea as to where it is going to come in. He said he feels the supervision that is currently being given to the Set Aside Program, by the engineering department, is sufficient for the municipality.

Councillor Cooper said he is not convinced that the processes being used and, given the fact that it is going to cost a bit more to run the Set Aside Program, he is not sure what has been heard with regards to contracts is quite accurate. He said a general contractor would have everything in place, regardless of the use of subcontractors, and the price received would be the price for the job. He would have gone out and received competitive bids from subcontractors for all portions and he would be responsible for them and it would be all under the price of the contract. He said this is saying " you will use this subcontractor at the price that we give and you can now charge a fee on top of it". He said there has not been a report on the Set Aside program and he feels it is time council had a report on how it is proceeding and the results of it.

Councillor Hendsbee said he has some concerns with regards to the Set Aside policy. He said he can appreciate having a rule of thumb to see if these bids are competitive or not. He said he has a concern that if Halifax County is asking for open tenders, for the purpose of information, he feels this is putting a burden on contractors who are not going to get the job anyway. He said if they are willing to provide the information then Halifax County can use it but he does not feel it necessary to put them through the process.

Councillor Ball said the intent is for Halifax County to take a look at whether or not there are comparables out there. He said he is asking such things as how does Halifax County know that the prices being given, in some situations, are within a ball park range of what would normally be paid. He said he is not disagreeing with the program, but he does not feel comfortable because the taxpayers are paying for this and he wants to make sure that, within reason, Halifax County is getting value for dollar. He said he is requesting that the Set Aside Policy Review committee take a look to see if they can get a measuring device to ensure, that within reason, this pricing is reasonable.

Councillor Rankin said he understands what Councillor Ball is requesting. He said it may be in the interest of Halifax County to see what scale of costs there may be. He said one approach may be more disclosure of in-house cost estimates. He said this would give a better basis to explain the program to the constituents. He said there seems to be no particular measuring stick. He said he is in favour of the motion and will report back.

Deputy Mayor Bates said the motion is simply to get a report from Set Aside and he does not have any problem with that but he finds it difficult to understand what is meant by measuring stick. He said the engineering department or contractors are equipped to decide how much it is going to cost to put in "x" feet of water or sewer etc.

MOTION CARRIED

Councillor McInroy declared a conflict on interest on the next three items of the Executive Committee Report

Stop Dated Accounts

It was moved by Deputy Mayor Bates, seconded by Councillor Giffin:

"THAT COUNCIL APPROVE THE WRITE OFF OF THE UNCOLLECTIBLE STOP-DATED ACCOUNTS IN THE AMOUNT OF \$62,853.73"

MOTION CARRIED

Taxes and Betterment Charges Levied on Properties Assessed to the Provincial Government

It was moved by Deputy Mayor Bates, seconded by Councillor Mitchell:

"THAT COUNCIL AUTHORIZE THE WRITE OFF OF THE UNCOLLECTIBLE TAXES LEVIED AGAINST THE PROVINCE IN THE AMOUNT OF \$6,576.34 AND BETTERMENT CHARGES IN THE AMOUNT OF \$98.08"

MOTION CARRIED

Canfax Group Limited

It was moved by Deputy Mayor Bates, seconded by Councillor Sutherland:

"THAT COUNCIL AUTHORIZE THE WRITE OFF OF TAXES AND INTEREST FOR 1987-1990 IN THE AMOUNT OF \$2,562.50 AND ENSURE ASSESSMENT/TAX NOTICES ARE CORRECTLY ASSESSED FOR SUBSEQUENT YEARS"

MOTION CARRIED

Tax Certificate Fees

It was moved by Deputy Mayor Bates, seconded by Councillor Brill:

"THAT COUNCIL AUTHORIZE, EFFECTIVE NOVEMBER 1, 1993, THAT TAX CERTIFICATE FEES BE INCREASED TO \$50.00"

MOTION CARRIED

Cherry Brook Phase 2

It was moved by Deputy Mayor Bates, seconded by Councillor Hendsbee:

"THAT COUNCIL APPROVE THE TOTAL COSTING AND FINANCING AS OUTLINED ON PAGE TWO OF THE STAFF REPORT AND THAT AWARDED OF THE TENDER TO J.R. EISENER CONTRACTING LTD. IN THE AMOUNT OF \$274,985.80"

Councillor Cooper said the report states that unit prices have increased by approximately 15% adding an additional \$130,000. to the project. He asked what was meant by the unit prices.

Mr. Tam this refers to a cost per foot of piping.

Councillor Cooper asked if these prices increased after the estimates were in and this is a revision.

Mr. Tam said the original estimate of this project was carried out a number of years ago and the second estimate is from a year ago. He said the unit price has increased in the last couple of months.

Councillor Cooper said he would like to voice his concerns that the rock quantities have gone up in this contract. He said he feels something was missed somewhere if the estimates are out by such a high percentage.

Councillor Ball said asked if the percentages relating to the municipality, home owner and province changed.

Mr. Meech said they have. He made reference to the staff report on frontage charge for the capital charge for this area. He said the entire area would now be assessed with a frontage charge of \$17.00 per foot as opposed to \$14.00 per foot. The is to bring the contribution from the property owners up to the 30% of the revised cost. He said this would include both phase 1 and 2. He said by doing it across the board it has averaged it out for those in phase 2 because phase 1 was a lager serviced area than phase 2. He said this would mean that all of those served in both phases would be paying \$17.00 per foot.

Councillor Ball asked what the percentage breakdown was.

Mr. Meech said it should be that the property owners should be paying approximately 30% of the cost recovery. The province's initial assistance was 30% but that has now reduced because their \$314,000. was based on a \$900,000. project on phase 2. The balance would be coming from the county's general capital funding.

Councillor Ball asked if Halifax County normally paid that high a percentage on capital projects.

Mr. Meech said the present policy is 60/40 with 40% being charged back to the property owners. He said in those instances where there is a grant of at least 20% then Halifax County reduces the property owners contribution to a minimum of 30%.

Deputy Mayor Bates said the percentage increase was a result of rock. He said when the contract got under way more rock than anticipated was encountered.

MOTION CARRIED

Borrowing Resolutions

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

"THAT BORROWING RESOLUTION 93/94-04, WATER (SACKVILLE DR. - JUBILEE TO MILLWOOD) IN THE AMOUNT OF \$130,000. BE APPROVED"

MOTION CARRIED

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

"THAT BORROWING RESOLUTION 93/94-05, WATER (OLD BEAVERBANK RD. TO SACKVILLE DR.) IN THE AMOUNT OF \$68,000. BE APPROVED"

MOTION CARRIED

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

"THAT BORROWING RESOLUTION 86-05, SEWAGE (EASTERN PASSAGE/BISSETT LAKE) IN THE AMOUNT OF \$1,900,000. BE APPROVED"

MOTION CARRIED

It was moved by Councillor Peters, seconded by Councillor Taylor:

"THAT BORROWING RESOLUTION 90-01, AEROTECH PARK (SUPPLEMENTARY FUNDING) IN THE AMOUNT OF \$300,000. BE APPROVED"

MOTION CARRIED

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

"THAT BORROWING RESOLUTION 91-03, SEWER (HUMBER PARK) IN THE AMOUNT OF \$715,000. BE APPROVED"

MOTION CARRIED

It was moved by Councillor Hendsbee, seconded by Councillor Rankin:

"THAT BORROWING RESOLUTION 91-04, SEWER (LOON LAKE) IN THE AMOUNT OF \$75,000. BE APPROVED"

MOTION CARRIED

It was moved by Councillor Mitchell, seconded by Councillor Hendsbee:

"THAT BORROWING RESOLUTION 91-05, WATER (LOON LAKE) IN THE AMOUNT OF \$10,000. BE APPROVED"

MOTION CARRIED

Capital Grant Requests

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

"THAT THE FOLLOWING CAPITAL GRANT REQUESTS BE APPROVED:

District Capital Grant	District 5	\$	2,000.00
District Capital Grant	District 14	\$	1,388.84
District Capital Grant	District 17	\$	1,388.84
District Capital Grant	District 16	\$	500.00
District Capital Grant	District 19	\$	500.00
District Capital Grant	District 20	\$	500.00
District Capital Grant	District 21	\$	750.00
General Parkland Grant		\$	1,350.00
District Capital Grant	District 12	\$	1,000.00

MOTION CARRIED

FIRST READING - A BY-LAW RESPECTING SEWER TAXES

Mayor Lichter asked if this could proceed in view of the letter from Mr. Bauld being referred to the Ratepayers Association.

Mr. Meech said that the reading could proceed by deleting specific reference to Lockview so as to not hold up the others.

Mr. Crooks said the suggestion would be that council give first reading to the sewer by-law as it appears in the agenda book with the exception that Schedule "A" would be amended by dropping the reference to the Lockview/MacPherson sewerage area. The schedule would begin with the Caldwell Road sewerage area which would become section number 1 etc. to the end of the schedule.

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

"THAT FIRST READING BE GIVEN OF A BY-LAW RESPECTING SEWER TAXES EXCLUDING THE SECTION ENTITLED "LOCKVIEW/MACPHERSON SEWERAGE AREA" UNDER SCHEDULE "A"

MOTION CARRIED

FIRST READING - A BY-LAW TO AMEND BY-LAW NO. 29, THE MOBILE HOME PARK BY-LAW

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

"THAT FIRST READING BE GIVEN TO A BY-LAW TO AMEND BY-LAW NO. 29, THE MOBILE HOME PARK BY-LAW"

MOTION CARRIED

SECOND AND THIRD READING - BY-LAW NO. 58, A BY-LAW RESPECTING THE CHARGE FOR WATER SERVICES

Mayor Lichter said that By-law is now revised.

Mr. Crooks said what is proposed is that because there is a proposed change to No. 2 of Schedule "A", as it appears in the agenda book, and because the change in the charge and some of the streets identified was not included in the advertisement, which was published after this version was given First Reading, the suggestion is that Second and Third Reading be given to the By-law with the exception of No. 2. In the case of No. 2, a revised version of that be received by way of "Notice of Intention to Introduce" or give First Reading at the October 5th session of council.

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

"THAT SECOND READING BE GIVEN TO BY-LAW NO. 58, A BY-LAW