

financial commitment from the county at this time.

Councillor Peters said she and Mr. Roberts have held a number of meetings with other economic development groups within the municipality to do with economic development to bring in all of the groups and the commissions that are out there that are actually getting provincial and federal funds for economic development so that there is some way that they can be coordinated. She said the project that is going on in Sackville right now its' prime directive was to become a model for economic development within the county. She said if councillor Rankin's motion goes as originally placed with staff input then it will be circumventing what they are planning to do. She said she feels it is important that what she and Mr. Roberts are doing with regards to economic development and the industrial commission would be important to Councillor Rankin.

Councillor Rankin said both the Department of Development official and the federal official met with them several times and they identified the Western Region as one of the five regions that are not adequately covered by a good strategic plan.

Councillor Peters said there is approximately one million dollars coming into the county right now that council has no control over and information on. He said it has not been possible to get a handle on economic development because different communities have had money coming in that council has no idea of. She said she is asking that this motion be deferred until February 1, and ask councillor Rankin to meet with Mr. Roberts and then reintroduce that motion.

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

"THAT COUNCILLOR RANKIN'S MOTION BE DEFERRED UNTIL
FEBRUARY 1, 1994"

MOTION CARRIED

ADDITION OF ITEMS TO FEBRUARY 1, 1994 COUNCIL SESSION

Library Board (In-Camera) - Councillor Harvey
MT&T Increase - Councillor Fralick
Cole Harbour Place Rent Analysis - Councillor Rankin

ADJOURNMENT

It was moved by Councillor Deveaux:

"THAT THE MEETING BE ADJOURNED"

MOTION CARRIED

SPECIAL COUNCIL SESSION

January 26, 1994

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

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

=====
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 Mitchell, seconded by Councillor Giffin:

'THAT JULIA HORNCastle BE APPOINTED AS RECORDING SECRETARY'

MOTION CARRIED

SWEARING IN CEREMONY - COUNCILLOR DISTRICT 12

Jim Reid was sworn in as councillor for district 12.

INFRASTRUCTURE WORKS PROJECTS

Mr. Meech said twelve items have been identified for the infrastructure program and outlined those items as identified on the staff report dated January 24, 1994. Mr. Meech said all the projects are under the category of water and sewer and the reason for this was because there is a large number of proposed capital expenditures in that category and it is his understanding that

the province has suggested that they intend to place priority on water and sewer projects as opposed to other types of capital projects.

Mayor Lichter asked Mr. Meech for confirmation that if all those projects listed were approved, Halifax County's cost would be amortized over twenty years and the impact on the tax rate would be 3.67 cents in each year.

Mr. McLellan said that would be the effect of all those projects over a twenty year period.

Mayor Lichter asked if this would be with the exception of the water utility projects which they would fund.

Mr. McLellan confirmed this.

Councillor Deveaux asked if it has been determined whether the abutter would be paying less in this case because of the funding being cost shared.

Mr. Meech said the assumption is that the abutter would still pay the same, 30%. He said if it gets approved under the federal funding Halifax County will get the one third but there is no guarantee that there will be any funding from the province. He said in some cases it could amount to Halifax County paying two thirds.

Councillor Deveaux said he would have liked to have added to the list. He said the Hartland Point area in his district has a lot of health problems. He said he would also like to have consideration given to an area on Caldwell Road going from where the sewer and water presently ends on Caldwell Road down to Smelt Brook.

Mayor Lichter said an application will have to be filed separately for each and every project and therefore may be able to indicate the priority of the projects. He said once it goes from the municipality it would have to further say as to what projects are going to be approved or not.

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

"THAT THE LIST INCLUDE THE FOLLOWING AREAS: 1) THE AREA COVERING THE INDUSTRIAL LANDS ON CALDWELL ROAD IN EASTERN PASSAGE; 2) A SECTION ON THE SHORE ROAD FROM CALDWELL ROAD TO HARTLEN POINT AND 3) FROM WHERE THE PRESENT SEWER AND WATER ENDS DOWN TO SMELT BROOK ON COW BAY ROAD"

Mayor Lichter said that the people of those areas should be

informed in order to ascertain that they are prepared to pay. He said staff would immediately, if the motion is approved, cost those projects.

Councillor Cooper asked if any of these projects have been identified under the water service districts.

Mr. Meech said they did not relate the projects to that at this point. He said the ones identified for Ritchey Crescent will probably end up in one of those water service districts as well as the ones on the link up on the Ross Road.

Councillor Cooper said he would like to see this municipality establish or reaffirm its policy with regard to the problems of quality and quantity in each of the projects approved at this meeting.

Councillor Deveaux said these three areas are basically to service old time residents of the community, they are not for any new development.

MOTION CARRIED
11 IN FAVOUR
5 AGAINST

Councillor Hendsbee asked if any consideration has been given to the extension of the serviceable boundary towards the Westphal area in regards to sewage services. He said it is his understanding there is no problem with water extensions but with regards to sewer extensions there is a limited capacity available for the area in regards to the Eastern Passage Sewage Treatment Plant. He said there may be an opportunity here for looking at infrastructure service down the No. 7 highway further into Westphal/Ross Road/Little Salmon River direction. He asked if No. 5 included the phase II addition to the Lake Major area across the river to the twelve houses that are in district 8.

Mayor Lichter said it was his understanding that the Deputy Mayor included those when the application was made.

Councillor Hendsbee said with respect to No. 8 he asked if the Little Salmon River area of the Ross Road be brought into consideration because of a heavy arsenic problem. He said he has an arsenic problem in East Preston where a day care facility may have to find an alternate supply of water.

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

"THAT THE LITTLE SALMON WATER EXTENSION BE COSTED AND ADDED TO THE LIST"

MOTION CARRIED

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

"THAT FALL RIVER/LOCKVIEW WATER PROJECT BE ADDED TO THE LIST"

MOTION CARRIED

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

"THAT THE PRIORITY LIST WITH REGARDS TO CAPITAL PROJECTS (GOVERNMENT OF CANADA INFRASTRUCTURE PROGRAM) BE ACCEPTED WITH NO. 7 AND 8 BEING REVERSED IN ORDER AND FURTHER THAT THE LIST INCLUDE THE FIVE ADDITIONAL WHICH ARE TO BE COSTED AND THE COST IMPLICATIONS BE BROUGHT BACK TO AT THE NEXT COUNCIL SESSION"

MOTION CARRIED

APPOINTMENT OF COLE HARBOUR PLACE BOARD MEMBERS

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

"THAT COUNCIL APPROVE THE APPOINTMENTS TO THE COLE HARBOUR PLACE BOARD AS PER THE JANUARY 26, 1994 MEMORANDUM FROM THE COLE HARBOUR/WESTPHAL COMMUNITY COUNCIL"

MOTION CARRIED

CAPITAL PROJECTS

Mr. Meech said this item is on the agenda to try an finalize the capital program and the list of priorities so that it can be officially approved and sent to the Department of Municipal Affairs so that they can have it on record.

Mayor Lichter asked if council would agree that the first twelve items priority would be identical to the infrastructure program priorities.

Council agreed to this.

Mayor Lichter said then it is a matter of the remaining items and the additional five that were added today and in what priority they should be placed.

It was moved by Councillor Peters, seconded by Councillor

Boutilier:

"THAT THE PRIORITY LIST THAT WAS TABLED IN DECEMBER BE APPROVED WITH THE ADJUSTMENTS NEEDED IN ORDER TO MAKE IT CONSISTENT WITH THE INFRASTRUCTURE PROGRAM PRIORITIES THAT WERE SET"

MOTION CARRIED

ADJOURNMENT

It was moved by Councillor Deveaux:

"THAT THE MEETING BE ADJOURNED"

MOTION CARRIED

MINUTES & REPORTS
OF THE
THIRD YEAR MEETINGS
OF THE
FORTY-FOURTH COUNCIL
OF
HALIFAX COUNTY MUNICIPALITY
FEBRUARY COUNCIL SESSION
TUESDAY, FEBRUARY 1 & 15, 1994
&
PUBLIC HEARINGS
FEBRUARY 7 & 14, 1994

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COUNCIL SESSION

February 1, 1994

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 Reid
Councillor Peters
Councillor Brill
Councillor Snow
Councillor Giffin
Councillor Barnet
Councillor Boutilier
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 Fralick, seconded by Councillor Meade:

"THAT JULIA HORNCastle BE APPOINTED AS RECORDING SECRETARY"

MOTION CARRIED

LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a letter from the Town of Bedford with respect to school board funding.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

2. Mr. Reinhardt outlined a letter from The Premier with regards to the issue of gambling in Nova Scotia. He informs council that a copy of the letter has been forwarded to Mr. Gerry Fogarty, Chairman of the Community Services Committee.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

3. Mr. Reinhardt outlined a letter from the Department of Transportation and Communications regarding warrants for multi way stop signs.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

4. Mr. Reinhardt outlined a letter from Mr. Clyde Spicer and Ms. Sandy Lohnes with respect to coordinated homecare services.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT A LETTER OF APPRECIATION BE SENT TO MR. BOB COWCILL, DIRECTOR OF SOCIAL SERVICES"

MOTION CARRIED

5. Mr. Reinhardt outlined a letter from FCM with respect to 1994 International Development Week.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

6. Mr. Reinhardt outlined a letter from the Watershed Association Development Enterprises requesting council consider a feasibility study to ascertain the parameters involved with the installation of water and sewer service for the East Preston community.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT THIS LETTER BE FORWARDED TO THE ENGINEERING AND WORKS DEPARTMENT FOR A FEASIBILITY STUDY TO BE UNDERTAKEN"

MOTION CARRIED

7. Mr. Reinhardt outlined a letter from the Minister, Department of Health in response to councils concerns with the transfer of the Environmental Health Division of the Department of Health to the Department of the Environment.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

8. Mr. Reinhardt outlined an information package from UNSM regarding the 1994 municipal elections.

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

"THAT THE INFORMATION BE RECEIVED"

MOTION CARRIED

SUPPLEMENTARY LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a proclamation declaring February 20, 1994 as Kinsmen Day and the week of February 20-26, 1994 as Kinsmen/Kinette week.

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

"THAT THE LETTER BE RECEIVED AND COUNCIL DECLARE FEBRUARY 20, 1994 AS KINSMEN DAY AND THE WEEK OF FEBRUARY 20-26, 1994 AS KINSMEN/KINETTE WEEK"

MOTION CARRIED

2. Mr. Reinhardt outlined a letter from St. Margarets Arena Association with regards to the lease at the arena.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT THE LETTER BE REFERRED TO THE EXECUTIVE COMMITTEE"

MOTION CARRIED

3. Mr. Reinhardt outlined a letter from G. Irwin with respect to councils decision not to purchase the Sackville Town Centre.

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

'THAT THE LETTER BE RECEIVED"

MOTION CARRIED

4. Mr. Reinhardt outlined a letter from the Department of Fisheries with respect to the Infrastructure Program.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

5. Mr. Reinhardt outlined a letter from the Department of Housing and Consumer Affairs with regards to the administration of public housing.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter said he had received this letter on Monday morning. He said he has asked staff to undertake a study as to what it might

mean to Halifax County as well as to some of the residents who do live in public housing in the municipality.

6. Mr. Reinhardt outlined a letter from the Honourable Ronald MacDonald with respect to problems being experienced with water in the Cole Harbour Area.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Cooper said this is in directly in relation to the Cole Harbour Road/Coleridge Estates area.

PLANNING ADVISORY COMMITTEE REPORT

Subdivision Parkland Dedication - Glengarry Estates Subdivision and Kingswood West Subdivision

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

"THAT COUNCIL ACCEPT THE PROPOSAL TO CREDIT THE 94,812 SQUARE FOOT PARCEL IN EXCESS IN THE GLENGARRY ESTATES SUBDIVISION TO PARKLAND DEDICATIONS OWING IN THE KINGSWOOD WEST SUBDIVISION BE APPROVED"

MOTION CARRIED

CDD-EP/CB-01-88-06 - Application by Wallace, MacDonald and Lively on behalf of Anahid Investments to enter into a development agreement pursuant to a CDD for a parcel of land located to the east of Caldwell Road and to the south of the Cow Bay Road in order to allow for development of these lands by development agreement.

Mr. Jim Donovan made a presentation to council. He said what is outlined in the agenda is a development agreement that was discussed at Planning Advisory Committee recommended from Planning Advisory Committee at its November 24th meeting. There is still a pending application involving this same application. He said there are two versions of the application. One is in a deferred status with council.. He said this goes back to November 22 when a public hearing was held, council deferred the matter, because of a procedure problem, to the December 13 meeting when a public hearing was held on a rezoning for the property. That rezoning was heard and at the applicants request council again deferred the development agreement part of the application to its January 18 meeting pending resolution of some community issues that were raised at the public hearing. The condition of councils deferral the second time was that a revised concept plan worked out at the PAC level by January 10 with the objective of meeting a public

hearing deadline for January 31. The PAC met and discussed a draft agreement and a revised concept on January 10. There was still some unresolved matters and the committee directed staff to sit down with the developer, the engineering department and legal staff to work out. The agreement was then brought forth to the January 24 PAC meeting at which time there was still two unresolved items that PAC has directed staff to determine and have resolved prior to tonights meeting.

He said the objective of this was to have an agreement that is agreed upon by both sides, the applicant and the municipal staff for recommendation for a public hearing date of February 28, 1994. The two matters that remain outstanding, which have been resolved for the most part. He said they are looking for direction from council on the second matter. He referenced the memos attached to the agenda, one being a memo concerning Heritage Hills and the attachments, Appendices A to C which were one of the matters that had to be discussed further with the engineering department and the applicants consultants. He said what is included with the package are three appendices which should be inserted in pages 19 - 27 of the agenda. They have been worked out with the applicants consultant and the engineering department and both are in agreement that those appendices should replace the ones that are currently in the agenda report. He said the second part is a clerical error that should be taken out of the development agreement. Clause 10.2 (g) should be deleted because it was never intended to be there in the first place.

He said the second memo outlines an issue related to parkland dedication and the applicants intention to have a clause inserted into the development agreement that the municipality will return letters of credit that it currently hold on three separate subdivisions that are currently outside the CDD area but are linked to the same parcel of land in return for parkland and conservation area to be dedicated within the CDD. The applicant, through this design process, is proposing to contribute the five percent of parkland for the CDD. In addition to that additional lands within two conservation areas approximately 35 acres in size. The difficulty with that is that Halifax County has never really assessed those two conservation areas for their recreation potential. There is some land that could be usable but the majority of it is conservation and has been held out to be that way through the negotiation process. Those two parcels of land will likely be utilized for storm drainage purposes after the subdivision becomes developed. There is an amount owing of \$81,600 that is being held in the form of letters of credit or the equivalent of 1.7 acres of useable recreation land. The applicant is asking that consideration be given to the fact that there is two conservation areas being dedicated through this CDD and there is some passive recreational use for that land. If council is agreeable then the clause would be inserted into the development agreement whereby upon conveyance of the first conservation parcel,

at the southern most end of the development which would be dedicated to the municipality in the first phase, that would trigger the process of returning those letters of credit.

He said they are looking for some direction with regards to the parkland matter. The setting of a public hearing date for the revised development agreement for February 28th. Some condition attached that the applicant would withdraw his current proposal which is version 5.2 of this present application which is still on the books from the council agenda.

Councillor Ball said there was discussion at PAC with regards to the parkland and the engineering. He said this has been resolved. He said they did say and it was suggested by the developer at that meeting that the Department of Recreation, and the development officer of Cole Harbour had agreed to accept that parkland. He said the committee suggested that they would like to see that in writing. He said he would like to recommend the resolution of that by stating until such time as that conservation zone can be deemed or assessed as being active recreation use substantiated by the department of recreation that the letters of credit remain in effect.

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

"THAT UNTIL SUCH TIME AS THAT CONSERVATION ZONE CAN BE DEEMED OR ASSESSED AS BEING ACTIVE RECREATION USE SUBSTANTIATED BY THE DEPARTMENT OF RECREATION THAT THE LETTERS OF CREDIT REMAIN IN EFFECT"

Mayor Lichter asked if Halifax County has it in writing.

Councillor Ball said the development officer for Cole Harbour has advised that the conservation areas are not acceptable in this regard. The department of recreation has advised that it preference in terms of satisfying the parkland requirement for phases one and two in the Cherryland Drive area would be for active and useable parkland. They cannot deem this land as being active and useable at this time because they have never had an opportunity to assess it. He said it was something that was thrown in in recent negotiations and Halifax County does not know where the storm drain system is going to take place in that conservation zone and it is too difficult to assess.

Mayor Lichter said Halifax County does not have in writing what was indicated originally by word.

Councillor Cooper asked Mr. Donovan if there was a CDD presently in place.

Mayor Lichter said there was not.

Mr. Donovan said there is a CDD zone approved but not the development agreement to go with it.

Mayor Lichter said there is a CDD designation on the land. He said Mr. Donovan has suggested that he would like council to agree to ask the applicant to withdraw the original application and then the second agreement would be the one that council would hear if council agrees to the February 28th public hearing date.

Mr. Donovan said the purpose of this is to have a draft agreement that is fully agreeable to both sides of the negotiation process prior to its being advertised for a public hearing. Unfortunately these two issues were not able to be addressed by municipal PAC at its last meeting and they don't want to include things in the agreement at the public hearing. They want to get these things resolved prior to advertising that.

Councillor Cooper asked if council was making agreements before there is an agreement for a CDD.

Mayor Lichter said no. He said all Mr. Donovan is asking is that the two items that PAC said to staff to finalize and bring to council to have council agree to just those two items so that it could be advertised in that manner for the public hearing. He said then on February 28th council could make its decision at the public hearing.

Mr. Donovan said the current application, which has been deferred by council, was deferred at the applicants request in order to work out another draft agreement. He is willing to withdraw the current application. He said the CDD zone is in place and nothing can be done on that without an approved development agreement that is approved by council at a duly held and advertised public hearing. The first development agreement that was presented to council and the public at a public hearing has basically been redrafted and a whole new development agreement is being requested for another public hearing. He said the previous one is, subject to the applicants confirmation, intended to be withdrawn if council is prepared to proceed with the holding of another public hearing on another development agreement. That other development agreement is what is included in the agenda package but there were two unresolved issues that PAC wanted to see resolved prior to tonights council session which then set the document that would be advertised.

Councillor Cooper asked if Mr. Donovan was anticipating another public participation session for this new agreement.

Mr. Donovan said there was not.

Mayor Lichter said there is no requirement for it.

Councillor Deveaux said the Ratepayers Association and the Planning Committee in the community are aware of what is taking place. He said he has kept them informed and he has indicated to them that the public hearing would be held on February 28th subject to approval this evening. He said the ratepayers and others will be getting copies of this agreement and can appear at the public hearing if they so wish. He asked Mr. Donovan if eventually some of these other lands in conjunction with Heritage Hills could be approved as part of the overall recreation area for both subdivisions is it possible that a certain portion could be approved eventually if it is deemed feasible land with the Heritage Hills and another portion still remain as recreation area for Cheryl Anne Drive section.

Mr. Donovan said that it is a possibility. He said the municipality would continue to hold a letter of credit that it presently has on the Cheryl Anne Drive subdivision until some useable parkland is provided in that subdivision. He said the lots in that area are quite large and there is quite a lot of open space on each lot so the need for active recreation land may not be as acute. He said the letters of credit are being held on two phases of the Heritage Hills Subdivision which are currently being developed outside the CDD plus this Cheryl Anne Drive Subdivision which the applicant inherited from a previous owner who developed that area and provided the municipality with a letter of credit for parkland in that subdivision.

Councillor Deveaux said there is still the possibility that some of the parkland designated for Cheryl Anne Drive can be retained.

Mr. Donovan said that is up to council tonight. He said they did not want to involve council in the negotiation process. He said it is the applicants request to have those three letters of credit released. He said from a staff point of view there is enough parkland in the CDD to release the two letters of credit for the two phases that are currently being developed in the R-2 zone. In addition he said council may want to take into consideration the fact that there are two large areas of land that are being designated as conservation in the CDD over and above the five percent being dedicated to the municipality as sensitive conservation land. He said there is a policy in the planning strategy that says council intends that public lands acquired according to the five percent provisions shall whenever possible afford protection of watercourses and water bodies including the Cow Bay River, Cow Bay Pond, Morris Lake and Smelt Brook. There is some discretion in terms of councils ability to take land that may not be active recreation land in this case.

Councillor Sutherland in his opinion the land is well suited for passive recreation and trail systems. He said to say they are not useable is not, in his opinion, the case.

Councillor Ball said the intent of the parkland was to provide some opportunity for active and useable parkland. He said the question mark is in that conservation zone whether or not it is going to be active. He said it something that has been thrown towards the various departments and he would not want to see the municipality accept a piece of land that it would consider to be parkland only to discover after an assessment that there is a storm drain system being used there that makes it extremely wet and therefore becomes very unusable. He said all he is saying is not at this time until such time as it is properly assessed as being useable parkland in an active way. He said he believes that the conservation area, if it was developable on a reasonable cost effectiveness, would have never been designated as a conservation area. He said he is suggesting that the usefulness of that land is extremely limited.

Deputy Mayor Bates he said he does not know why any special consideration has to be given at this council session to something that will come up in the development agreement later on. He said if council is going to proceed to set a public hearing for February 28th then it is his understanding that the applicant has to withdraw the one that has been deferred.

Councillor Peters asked if Mr. Markesino has any idea of how long it will take to evaluate this land and what would be involved.

Mayor Lichter said he would assume the only way that it could be evaluated would be after the land is developed and they know what the storm drainage would be. He said it would depend on how fast the land would be developed.

Councillor Peters said she supports what Councillor Ball is saying but her concern is that if the county has to wait until the land is developed and then look at the drainage then this money could be tied up for an extended period of time. She asked if there was a way to meet with the planners and the storm drainage people and have a look at it and see if there is a way the county can find it acceptable prior to this long period of time for development.

Mayor Lichter asked Mr. Donovan if the conservation area being talked about is two areas over and above the five percent. He said the five percent is the parkland dedication which is a must. He said if Halifax County says it has to evaluate the over and above area and see if that qualifies as parkland or not it is really saying that the developer must provide more than five percent useable active parkland. He said the only reason council has to make a decision on this particular issue is so that the exact wording can find its way into the draft development agreement so the public would have something to look at before the public hearing.

Councillor Peters said even though this is the culmination of three separate projects, one of which has the CDD, the land will be

useable by all three.

Mr. Donovan said at least two. He said the Cheryl Anne Drive area, which is separated by a service boundary and a brook, would actually be able to utilize the land within this subdivision as active parkland. There is over five percent as part of the parkland dedication on the recent draft because of the recent amount of discussion there was one piece of parkland which was previously within the conservation area. The parkland dedication in concept 5.4 is 6.4% of the lot area. It is a little above five percent in size. He said from staff point of view they are comfortable with giving back the letters of credit for the R-2 development that make up phases one and two of the Heritage Hills.

Councillor Peters said if there is the two and then the one as Mr. Donovan has said could the motion be amended so that the money is released on the parkland that has the 6.4 and yet the motion made by Councillor Ball would apply to the larger bulk of land until an analysis is done with regards to its suitability. She said this would not tie up the developers entire sum of money but a portion thereof.

Councillor Ball said he would not amend his motion. He said he believes it is a conservation zone and the discussions he has had with staff and the assessment with regards to development officer and the parks and recreation he does not feel comfortable because he believes that Halifax County will be on the hook in the future. He said it is a conservation zone that cannot be assessed. He said Halifax County has to be very cautious when it starts piggybacking adjunct subdivisions using other particular lots of land.

MOTION CARRIED

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

"THAT A PUBLIC HEARING DATE BE SET FOR FEBRUARY 28, 1994
SUBJECT TO HAVING THE ORIGINAL CDD AGREEMENT WITHDRAWN
PRIOR TO ADVERTISING DATE"

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Former Glengarry School

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

"THAT A LEASE IN FAVOUR OF THE HALIFAX CHRISTIAN ACADEMY
FOR A TERM OF FIVE YEARS, AT A RENTAL OF \$1.00 PER YEAR
BE APPROVED"

MOTION CARRIED

FIRST READING - A BY-LAW TO AMEND BY-LAW NO. 46, HALIFAX COUNTY REGIONAL REHABILITATION CENTRE BY-LAW

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

"THAT FIRST READING BE GIVEN TO A BY-LAW TO AMEND BY-LAW NO. 46, HALIFAX COUNTY REGIONAL REHABILITATION CENTRE BY-LAW"

MOTION CARRIED

FIRST READING - A BY-LAW RESPECTING THE OPERATION OF A FERRY SERVICE IN HALIFAX HARBOUR AND BEDFORD BASIN

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

"THAT FIRST READING BE GIVEN TO A BY-LAW RESPECTING THE OPERATION OF A FERRY SERVICE IN HALIFAX HARBOUR AND BEDFORD BASIN"

MOTION CARRIED

FIRST READING - A BY-LAW RESPECTING DOGS

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

"THAT FIRST READING BE GIVEN TO A BY-LAW RESPECTING DOGS"

MOTION CARRIED

RATIFICATION OF APPROVED DISTRICT CAPITAL GRANTS

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

"THAT COUNCIL RATIFY APPROVED DISTRICT CAPITAL GRANTS"

MOTION CARRIED

REDISTRIBUTION COMMITTEE REPORT

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

"THAT COUNCIL MAINTAIN ITS DECISION THAT THE APPLICATION WILL STAND AS IT WAS SUBMITTED IN APRIL, 1993"

He said this motion is in response to the letter from the Utility Board to Halifax County with regards to the proposal to them.

Councillor Harvey the perception is that Halifax County is not prepared to deal with this and he is concerned how it is read outside the council. He said maybe the county should be taking

bold action rather than waiting for it to happen.

Councillor Peters said she was not in favour of this resolution. She said she feels that the letter sent by the solicitor is to the point but the board still came back and said they were not satisfied with the status quo and they reiterated that they wanted to have some kind of change. She said she feels it has been that emphatically stated then Halifax County should seriously look at instructing staff to make some effort to look at the options. She said she is concerned that if the county does not make the move this board has the legal right to make the changes. She said the county could then be in a worst position than it would be if it had made the changes itself. She said if Halifax County made an effort to make some changes and then the bulk of the changes by 1997 she feels the board would then view that in a somewhat different manner. She said this would illustrate that Halifax County is willing to make some decisions. She said she would not be supporting the motion.

Councillor Cooper said he has concerns with the motion. He said he has spoken against much of the procedure that has been followed. The board has very clearly indicated that they wish the municipality to address some of the inequalities in the polling districts within the municipality. He said Halifax County is now in a confrontational situation. He said he feels it is up to the municipality, in order to not have an undesirable solution, to take some action to having an amended application before the board which will meet some of their criteria to the point where the county won't be forced into an unpleasant situation. He said he will not be supporting the motion.

Councillor Hendsbee said he is not in favour of this recommendation. He said he is of the opinion that council should be downsized. He said the council may end up in a position where it will not be able to control its own boundaries and he said he believes that council has a better feeling for communities of interest as well as the best geography and how to represent those areas.

Councillor Boutilier said the municipal council would be in the best position as a source of proper advice for redistribution changes or recommendations. He said he does not believe this would necessarily mean a reduction in council size. He said council did not do anything the worst case scenario would be being told to do it by a specific date and if it was not done then it would go ahead and be done by a specific date. He said if it is left to the provincial government to make the decision then council could not place the blame on someone else. He said the municipal council that is elected for an area is probably the closest person to know what is going on and he feels that is the best person to carry that message forward. He said he would not like to leave the application as it stands now.

Councillor Rankin said there had been a number of meetings in 1992 and the committee came back to council in 1993 with a report and stated that the province has a program that they wanted to examine changes not on the basis of the exiting county but on another basis altogether. He said at that time council said to proceed. He said the municipality did an advertisement on January 25, 1993 and public hearings on February 25. He said that notice was given asking people interested in changes or maintaining to come forward. On February 15 the municipality received a letter from the province stating that the municipality did not have to proceed, there was a different agenda that they had. A completely different basis. He said at that time they were not interested in any changes the municipality had in mind. They had different ideas about what was the appropriate changes to make. He said the solicitor had discussions with the chairman of the Public Utility Board and, based on past decisions, they had no problem with certain cases it could be justified that there were excesses beyond 33%. He said the record will show that they accepted what the situation was in districts 12 and 13, excesses of 50%. He said that based on past decisions they approved excesses beyond 33% and the province had a different idea of what changes to take place. He said the municipality initiated this review without any prompting and went ahead. He said that was April, 1993. He said the municipality did not hear from the utility board in the summer and did not receive a letter until October. He said in October they asked for an amended application by the end of December. He said what is important to this county is public consultation and they did not have that in mind when they asked for the submission by the end of December. He said there was a meeting with the board because they felt there might be some possibility of a compromise. He said there are seven districts over 25% but these districts involve another seven districts. He said that involves public sessions in the affected areas. He said he is not so concerned on what the decision is on the part of the utility board but what the decision is on the part of council because if it was done for the right reasons, in the first instance, then there is a very good case to the public.

Councillor Reid asked if the people who made presentations were in favour of maintaining the status quo.

Councillor Rankin said there were no presentations made that asked for major changes. He said there were minor changes requested that did not substantially affect the boundaries.

Councillor Reid asked if there will be a public hearing held on the issue as this motion reads.

Councillor Rankin said they will have a public hearing.

Councillor Reid said he feels that a number of people would be prepared to appear at a hearing to make their feelings known. He

said he has asked people to prepare presentation in anticipation of this public hearing being held. He said he would hope council would support the motion that is on the floor and allow the people of Halifax County to tell the utility and review board how they want to be represented and not have the board tell the county how it is going to be represented.

Councillor Giffin said the area of Halifax county is approximately that of the province of PEI. He said the population of Halifax County is greater than that of PEI. He said the province is governed by four MP's, a complete provincial government and there are municipal governments. He said Halifax County is not over governed. He said in April 1993 council asked for a delay. He said when this was first looked at staff informed the redistribution committee that it would take six months. He said he does not feel the municipal board has sufficient time to do this before the next municipal election.

Councillor Cooper said the general trend has been and he feels should still be that you should be heading towards the equality of the voter power in the municipality. He said that is what the board has been asking for and that is what this municipality should have been doing. He said the municipality has been asked to bring up the numbers to be more in line with what was considered normal. He said it would be better to do in house than to have it imposed upon the county.

Councillor Cooper and Councillor Hendsbee requested that the vote, when taken, be a recorded vote.

Councillor Sutherland said he still has difficulties with trying to retain the 25% variance. He said he feels that these districts have to be looked at with regards to their square kilometre land mass versus voters. He said if the province is really interested in making those changes, let them make them. He said it will not be a pleasant task whoever does it.

Councillor Bayers said he will not be a part of making a decision because he has been directed to do so by a board that is appointed by the provincial government. He said if it is the provincial government who is suggesting this and it is their board then let them make the decision. He said an application was sent and it was rejected by the board. He said he would ask that the Urban councillors to support the resolution.

Deputy Mayor Bates said it is his understanding that the request for deferral was so that there would be time to consult with the people. He said he will be supporting the motion.

Councillor Boutilier said Halifax County as a municipal unit should be involved in the process that is there. He said he was not viewing it as a strictly rural/urban issue. He said he would

assume that through this redistribution process if the board was looking at a reduction then it will involve more than just the rural areas. He said how do you expect to get people to come out to a public hearing to give their points of view if there has not been anything suggested.

Councillor Peters said she cannot support this motion because it is contrary to the motion she previously supported. She said council is aware of the fact that there are differences within the municipality because of size, geography and population. She said she agreed with the idea that if the county maintains the status quo right up until September of this year for the 1994 election which would have given the county six months to put forward proposals and suggestions that are agreed upon by council and hold hearings within the community and then submit that to the board effective for the 1997 election. She said she could agree with this but not with what is on the floor tonight. She said districts 10, 11, 12 and 13 are unique because of their geography and size and the options suggested by planning staff are only options. She said she feels Halifax County must look at representation by population. She said the concerns of the residents have to be alleviated because she does not feel the political boundaries should have anything to do with the area rate boundaries. She said there must be public hearings and public input. She does not like the idea of the changes being made without the municipality going out and protecting the people and representing them. She said staff now have the numbers from the 1993 elections and have indicated that their time frame is much easier. She said the time could be reduced and allow for public hearings through the summer and into the fall and make the submission.

Mayor Lichter said the board has indicated that they have the power now but don't have the same power if the municipality applies to them for the 1997 election.

Councillor Rankin said the county is not supporting the status quo but the utility board has compelled the county to maintain its situation because it has not granted enough time.

Councillor Rankin said if the motion passes it should be made clear to the utility board that the municipality regrets that the utility board did not take up the offer and grant the time that is required to submit an amended application.

Councillor Peters said she is aware there is not enough time to do anything by this election. She said she is also aware that if the county does not make the effort to move in that direction the public utilities board is going to do it for the county. They will have their meeting and impose it upon the county and if the county disagrees with it there may be legal implications. She asked Mr. Crooks what course of action would the municipality have if the

board imposes its decision upon the county by drawing its lines on the map and saying this is the way it is going to be for 1994.

Mr. Crooks said the only recourse which might be available to the municipality might be an appeal or an application to court for a review in the event that there were an error in law committed by the board in the course of rendering its decision. There is no general right of appeal, in other words, no right to have a court or any other body review and do again what the utility and review board will have done under the act. If the board errs in law in the course of rendering its decision would be the only recourse in the judicial framework.

Councillor Peters said if they do not err in law then if the county tries to argue the decision or the lines that they have drawn there is a very slim chance of making it.

Mr. Crooks said the degree of success which the municipality might anticipate would be a function of whether or not there was an error in law and whether or not it was a serious one. He said absent an error in law there is no recourse. He said the board by its order would finally settle the boundaries for the October, 1994 elections.

Councillor Peters said that everyone realizes that the hearings can't be held in time nor go out to the people and let them have their say in time. She said maintain the status quo because there is no choice but do what was suggested in the letter from Mr. Crooks which was Halifax County would maintain status quo but council direct staff to have everything ready and start the meeting process and redistribution committee effective to what was said in that letter. If then the utility board rules against the county, defines their own lines then the county would go to court and have a better argument.

Mayor Lichter said he has an obligation to protect the residents in his district. He said for him and Councillor Reid it is very difficult to speak on this issue. He said the letter that is in front of council dated January 28, 1994, from the board, says you are to apply to them by February 2, 1994 for a hearing date, their hearing date, the hearing they have to hold. He said they indicate that they want to hold a hearing prior to March 15th in order to be able to make a decision by the end of March. They are saying nowhere that you are given until the end of March to consult with the public, to redraw boundaries, to do justice to anybody. He said if the board put forth that district 12 and 13 be proposed to combine what does the county say to them. He said this is his difficulty.

Councillor Harvey said he feels the board is trying to move in a certain direction.

Councillor Boutilier said if this is the best line of defence that

the county can come up with for those councillors in the areas that are affected, 12, 13 and 6, then he will support the motion.

<u>COUNCILLOR</u>	<u>DISTRICT</u>	<u>FOR/AGAINST</u>
Councillor Meade	1	For
Councillor Rankin	2	For
Councillor Fralick	3	For
Councillor Mitchell	4	For
Councillor Ball	5	For
Councillor Deveaux	6	For
Deputy Mayor Bates	7	For
Councillor Hendsbee	8	Against
Councillor Randall	9	For
Councillor Bayers	10	For
Councillor Smiley	11	For
Councillor Reid	12	For
Mayor Lichter	13	For
Councillor Peters	14	Against
Councillor Merrigan	15	Absent from Meeting
Councillor Brill	16	For
Councillor Snow	17	For
Councillor Giffin	18	For
Councillor Barnet	19	Against
Councillor Boutilier	20	For
Councillor Harvey	21	Against
Councillor Sutherland	22	For
Councillor Turner	23	For
Councillor McInroy	24	Against
Councillor Cooper	25	Against

MOTION CARRIED18 IN FAVOUR6 AGAINST

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

"THAT IN THE SUBMISSION TO THE UTILITY REVIEW BOARD THAT THEY BE REQUESTED TO HOLD THE PUBLIC HEARING AT THE BICENTENNIAL THEATRE IN MIDDLE MUSQUODOBOIT"

Mayor Lichter said it had been stressed to the board that the municipality is a large municipality and more than one public hearing ought to be held in various areas. He said they have refused.

Councillor Sutherland if staff will be proceeding to remap or redefine some boundaries in terms of the updated information the county has.

Mayor Lichter said he feels it would not hurt if, along with the motion, a covering letter would go indicating that the

redistribution committee is still sitting, will be sitting and working toward having that kind of a resolution and the county will have the job completed as indicated in our previous letter, before September 1, 1994 and submitted to them.

Council agreed to this.

Mayor Lichter said if the public is seriously concerned then let the public come to the county building.

Councillor Reid withdrew his motion.

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

"THAT THE BOARD BE ASKED TO HOLD THEIR PUBLIC HEARING IN THE MUNICIPAL BUILDING"

Councillor Deveaux asked if there was definitely going to be a public hearing.

Mayor Lichter said the board has no choice, they have to. He said they have to hold it under the act they operate under.

Councillor Cooper withdrew his motion.

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

"THAT THE BOARD HOLD THE PUBLIC HEARING IN SACKVILLE AND THAT A SUITABLE VENUE BE FOUND"

MOTION CARRIED

RECORDED RESOLUTION - BOARD OF HEALTH

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

"THAT COUNCIL APPROVE THE RECORDED RESOLUTION RE BOARD OF HEALTH APPOINTMENTS"

MOTION CARRIED

DESIGNATION OF ST. JOHN'S ANGLICAN CHURCH IN PEGGY'S COVE AS MUNICIPAL HERITAGE PROPERTY

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

"THAT ST. JOHN'S ANGLICAN CHURCH IN PEGGY'S COVE BE DESIGNATED AS MUNICIPAL HERITAGE PROPERTY"

MOTION CARRIED

DEPARTMENT OF EDUCATION - COUNCILLOR GIFFIN

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

"THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF EDUCATION TO HAVE THEM INCLUDE IN THEIR CURRICULUM STUDIES OF A RELIGIOUS NATURE"

He said he is not talking about teaching religion. He said he is talking more of something of a history nature to help enhance a knowledgeable understanding of other religions and cultures and how our country is one of tolerance. He said a letter to the Department of Education to ask if they could put something to deal with tolerance of religious beliefs and things of that nature.

MOTION CARRIED

Councillor Boutilier said that the Halifax County/Bedford District School Board has established a race relations, human rights and cross cultural understanding program. He said underneath that program what councillor Giffin has asked has already been done.

MT&T RATE INCREASE - COUNCILLOR FRALICK

Councillor Fralick said the residents from his area and the small businessmen association has been contacting him with regards to an application before the CRTC for apparent rate increases for Maritime Tel and Tel. He said the application proposes to increase rates for residential and business network exchange services for all rate groups and to increase the rates for service charges, some telephone set, rentals and other services.

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

"THAT A LETTER BE WRITTEN TO THE CRTC REQUESTING NO INCREASE AT THIS TIME, 1994"

MOTION CARRIED

COLE HARBOUR PLACE RENT ANALYSIS - COUNCILLOR RANKIN

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

"THAT THIS BE REFERRED TO THE COMMITTEE OF THE WHOLE SET FOR MARCH 7, 1994"

MOTION CARRIED

URGENT AGENDA ITEM

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

"THAT THE COMMITTEE OF THE WHOLE ITEM DEALING WITH OCEAN

VIEW MANOR AND REHAB BE DEFERRED UNTIL AFTER FEBRUARY 11, 1994 AT WHICH TIME THE BOARD WILL BE MEETING WITH THE MINISTER AND DEPUTY MINISTER OF COMMUNITY SERVICES"

MOTION CARRIED

Mr. Crooks said with regards to Heritage Hills application there was a matter of housekeeping to be dealt with. The decision on the first application, which was the first development agreement, was deferred a number of times and the last time it was deferred it was deferred to this session of council. He said the formal letter of withdrawal has not yet been received from the developer and he is suggesting that there is no question or no doubt about the status of the first development agreement application. The council defer further consideration of that first development agreement until the next session of council. If in the meantime the developer submits a letter withdrawing that application that is the end of the matter but, in the event that doesn't happen, it would be appropriate for council to be in a position then to deal with the first application at the next session of council.

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

"THAT THE APPLICATION BE DEFERRED UNTIL THE NEXT SESSION OF COUNCIL UNLESS IT IS WITHDRAWN"

MOTION CARRIED

ADDITION OF ITEMS TO THE FEBRUARY 15, 1994 COUNCIL SESSION

Transit in Harrietsfield - Councillor Ball

Department of Education - Councillor Giffin

Notice of Motion - Councillor Smiley

IN-CAMERA ITEMS

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

"THAT COUNCIL MOVE IN-CAMERA"

MOTION CARRIED

Council agreed to move out of camera.

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

"THAT APPLICATION BE MADE JOINTLY TO THE PROVINCIAL DEPARTMENT OF ECONOMIC DEVELOPMENT AND HUMAN RESOURCE DEPARTMENT OF THE FEDERAL GOVERNMENT FOR AN APPLICATION

FOR A STRATEGIC PLAN FOR THE WESTERN REGION"

MOTION CARRIED

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

"THAT A COMMITTEE OF THE WHOLE MEETING BE SCHEDULED AT WHICH THE REPORT TABLED BE PRESENTED BY MR. RAY ROBERTS AND THAT DISCUSSION WITH REGARDS TO SETTING POLICY OBJECTIVES FOR ECONOMIC PLANNING BE PLACED ON THE AGENDA"

Councillor Brill said he would like to have information with regards to what projects have what dollars and also how much Halifax County is contributing to the Nova Scotia Research Council.

MOTION CARRIED

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

'THAT COUNCIL SUPPORT IN PRINCIPAL THE APPLICATION TO THE PROVINCIAL GOVERNMENT UNDER THE COMMUNITY OPPORTUNITIES FUND FOR DISTRICT 5 (SAMBRO AND AREA)"

MOTION CARRIED

ADJOURNMENT

It was moved by Councillor Hendsbee:

"THAT THE MEETING BE ADJOURNED"

MOTION CARRIED

COUNCIL SESSION

February 15, 1994

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 Peters
Councillor Merrigan
Councillor Brill
Councillor Giffin
Councillor Barnet
Councillor Boutilier
Councillor Harvey
Councillor Sutherland
Councillor Turner
Councillor McInroy
Councillor Cooper

ALSO PRESENT: K. R. Meech, Chief Administrative Officer
Dale Reinhardt, Acting Municipal Clerk
Alan Dickson, 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 Fralick, seconded by Councillor Giffin:

"THAT JULIA HORNCastle BE APPOINTED AS RECORDING SECRETARY"

MOTION CARRIED

LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a letter from the Department of Municipal Affairs with regards to model sewer by-laws.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT THE LETTER BE REFERRED TO THE ENGINEERING STAFF IN ORDER TO HAVE THEM PREPARE A REPORT AS TO WHAT MIGHT BE NECESSARY TO DO IN ORDER TO IMPROVE THOSE BY-LAWS"

MOTION CARRIED

2. Mr. Reinhardt outlined a letter from the Society of Deaf and Hard of Hearing Nova Scotians thanking Halifax County for the grant of \$2,500.00.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

3. Mr. Reinhardt outlined a letter from the Department of Environment advising that they will not be signing the agreement with the Westphal Mobile Home Court Limited.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Mayor Lichter asked Mr. Meech if this would automatically mean that staff would reword the contract accordingly.

Mr. Meech said that is what will be done. He said when this process was first started it was the province who had initially suggested or dictated that Halifax County should develop a tri partied agreement. He said, from his point of view, he does not feel this takes away from what is to be accomplish.

Councillor Sutherland stated that Halifax County has been negotiating in good faith with Mr. Havill and the Department of the Environment and up until this point it was understood that it was a tri partied agreement.

4. Mr. Reinhardt outlined a letter from The Courtland Properties Inc. with respect to the relocation of the municipal offices.

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