

MOTION CARRIED

APPROVAL OF MINUTES

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

“THAT THE MINUTES OF THE JULY, 4, 1995 COUNCIL SESSION BE APPROVED”

MOTION CARRIED

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

“THAT THE MINUTES OF THE AUGUST 1, 1995 COUNCIL SESSION BE APPROVED”

MOTION CARRIED

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

“THAT THE MINUTES OF THE JULY 31, 1995 COMMITTEE OF THE WHOLE BE APPROVED”

MOTION CARRIED

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

“THAT THE MINUTES OF THE AUGUST 9, 1995 COMMITTEE OF THE WHOLE BE APPROVED”

MOTION CARRIED

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

“THAT THE MINUTES OF THE JULY 10, 1995 COMMITTEE OF THE WHOLE BE APPROVED”

MOTION CARRIED

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

“THAT THE MINUTES OF THE JUNE 19, 1995 PUBLIC HEARING BE APPROVED”

MOTION CARRIED

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

“THAT THE MINUTES OF THE JUNE 26, 1995 PUBLIC HEARING BE APPROVED”

MOTION CARRIED

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

“THAT THE MINUTES OF THE JULY 10, 1995 PUBLIC HEARING BE APPROVED”

MOTION CARRIED

LETTERS AND CORRESPONDENCE

1. Mr. Reinhardt outlined a letter from Mr. Bob Cowcill tendering his resignation as Director of Social Services for Halifax County Municipality, effective September 5, 1995.

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

“THAT THE LETTER AND RESIGNATION BE ACCEPTED”

MOTION CARRIED

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

“THAT A LETTER BE WRITTEN TO MR. COWCILL NOTIFYING MR. COWCILL THAT HIS RESIGNATION HAD BEEN ACCEPTED AND WISHING HIM WELL IN HIS NEW JOB”

MOTION CARRIED

2. Mr. Reinhardt outlined a letter from the Chair of the Halifax County Regional Development Agency requesting the opportunity to brief council on their activities and progress to date.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

Mayor Ball said he would set up a meeting with the RDA at some time in the future at a Committee of the Whole. Council agreed to this.

3. Mr. Reinhardt outlined a letter from the Chair of the Regional Development Agency asking that council nominate an additional councillor from the Cole Harbour/Westphal - Eastern Passage/Cow Bay area.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

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

“THAT COUNCILLOR TURNER BE NOMINATED AS THE REPRESENTATIVE”

MOTION CARRIED

4. Mr. Reinhardt outlined a letter from the Office of the Premier with regards to various aspects of gaming on native lands.

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

5. Mr. Reinhardt outlined a letter from the Halifax International Airport Planning Group Inc. Incorporated with respect to the process of nomination, appointment and ratification of members to the Board of the Halifax International Airport Authority.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

Mayor Ball said a letter had been sent to the planning group trying to see if someone from the RDA could be on that group.

Mr. McLellan said that in order to become an authority they need to have the endorsement of the

full application to the federal government. He said the resolution is requested to be approved exactly as presented. He said the planning group has indicated they would be happy to entertain some advice along with the approval of the resolution that they consider including a member of the RDA at some point in time.

Councillor Peters said perhaps the RDA could contact Mr. Lichter at some time in future. She said she would bring this issue forward at the next RDA meeting.

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

“THAT HALIFAX COUNTY ACCEPT THE STRUCTURE OF THE LOCAL AIRPORT AUTHORITY AS OUTLINED IN THE ORIGINAL DOCUMENTS”

MOTION CARRIED

6. Mr. Reinhardt outlined a letter from the Halifax Herald concerning the request of having the metro edition distributed to outlying areas of Halifax County.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

7. Mr. Reinhardt outlined a letter from the Halifax District School Board to the Minister of Education with regards to amalgamation for the metro boards.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

8. Mr. Reinhardt outlined a letter from the FCM requesting council's support for a united front on the subject of internal trade.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

Councillor Peters suggested that the Mayor contact the Premier and bring forward information at

the next session as to what was said.

9. Mr. Reinhardt outlined a letter from the Department of Community Services providing further information with regards to provincial funding in municipalities for Social Services programs for the fiscal year 1995/96.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

Councillor Rankin said this is against the whole thrust of the municipal service exchange.

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

“THAT A LETTER BE WRITTEN AND COPIED TO UNSM INDICATING THAT HALIFAX COUNTY DEPLORES THIS UNEVEN TREATMENT WITH RESPECT TO THE ASSUMPTION OF SOCIAL ASSISTANCE AND EQUALLY COUNCIL PROTESTS THAT THIS IS OPERATING AGAINST THE SPIRIT OF MUNICIPAL EXCHANGE”

MOTION CARRIED

10. Mr. Reinhardt outlined a letter from the Alzheimer Society seeking council's permission to have the Door to Door Campaign in the county.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

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

“THAT HALIFAX COUNTY DECLARE THE MONTH OF JANUARY, 1996 AS ALZHEIMER AWARENESS MONTH”

MOTION CARRIED

11. Mr. Reinhardt outlined a letter from the Minister of Municipal Affairs providing a grant of \$5,000.00 to the community based policing office at the Beaver Bank/Kinsac Fire Hall.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

12. Mr. Reinhardt outlined a letter and report on their findings from the Clean Nova Scotia Foundation seeking council's support and input on ways to reduce the amount of marine debris washing onto the shoreline.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

13. Mr. Reinhardt outlined a letter from Mr. John Blumsum to Mayor Water Fitzgerald concerning siting of the new landfill.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

14. Mr. Reinhardt outlined a letter from the Union of Nova Scotia Municipalities with respect to seeking a solution to the new financial capping announced by the Minister on June 26th.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

15. Mr. Reinhardt outlined a letter from Sheila Copps responding to a letter regarding the National Packaging Protocol.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

16. Mr. Reinhardt outlined a letter from the Department of Housing and Consumer Affairs with respect to increases in rents.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

17. Mr. Reinhardt outlined a letter from Revenue Canada advising council of initiatives Revenue Canada will be undertaking with respect to the provision of Customs Border Services in Atlantic Canada.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

18. Mr. Reinhardt outlined a letter from Halifax County Regional Rehabilitation Centre with respect to the Report of the Tripartite Committee.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

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

“THAT THE REPORT BE APPROVED”

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

“THAT THIS ITEM BE DEFERRED UNTIL SUCH TIME AS A COMMITTEE CAN BE STRUCK TO REVIEW THE REPORT AND MAKE A RECOMMENDATION TO COUNCIL”

DEFERRAL MOTION DEFEATED

MAIN MOTION APPROVED

19. Mr. Reinhardt outlined a letter from the Premier with regards to gaming operations on the Millbrook Band lands, Caldwell Road, Cole Harbour.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

20. Mr. Reinhardt outlined a letter from property management regarding the William Ross School being declared surplus.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

21. Mr. Reinhardt outlined a letter from the Honourable Brian Tobin, Minister of Fisheries and Oceans providing information to council on the groundfish fishery.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

22. Mr. Reinhardt outlined a letter from the Municipality of Annapolis County to the Department of Transportation and Communications requesting the appropriate portion for gasoline taxes collected to maintain class J roads be given to the municipality.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

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

“THAT A LETTER BE SENT TO THE UNSM ASKING THEM TO ACT COLLECTIVELY ON BEHALF OF THE MUNICIPALITIES TO DO THIS”

MOTION CARRIED

23. Mr. Reinhardt outlined a letter from the County of Kings objecting to the recent action taken by the province relating to the approval of provincial budgets for Municipal General

Assistance and Administration programs.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

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

“THAT THIS BE FORWARDED ON TO THE UNSM”

MOTION CARRIED

24. Mr. Reinhardt outlined a letter from Too Good To Waste concerning the soon to be announced provincial Waste Management Strategy.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

25. Mr. Reinhardt outlined a letter from the Department of Transportation and Communications with respect to cost sharing for proposed second entrance to Greenwood Heights Subdivision in Timberlea.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

26. Mr. Reinhardt outlined a letter from the Metro United Way requesting council proclaim September 8, 1995 to September 15, 1995 as Metro United Way Week.

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

“THAT THE LETTER BE RECEIVED AND FURTHER THAT THE WEEK OF SEPTEMBER 8 TO 15, 1995 BE PROCLAIMED AS METRO UNITED WAY WEEK”

MOTION CARRIED

27. Mr. Reinhardt outlined a letter from Brooke Taylor, MLA, requesting council's comments concerning the present level of staffing of RCMP officers at the Halifax International Airport.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

Councillor Reid said he would suggest that a meeting be set up with representatives of the RCMP to discuss this matter.

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

"THAT A MEETING BE ARRANGED WITH REPRESENTATIVES OF THE RCMP TO DISCUSS THIS MATTER. FURTHER THAT MR. TAYLOR BE INVITED TO ATTEND THE MEETING"

MOTION CARRIED

28. Mr. Reinhardt outlined a proclamation for proclaiming the week of September 3 to 9, 1995 as Union Label Week.

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

"THAT HALIFAX COUNTY PROCLAIM THE WEEK OF SEPTEMBER 3 TO 9, 1995 AS UNION LABEL WEEK"

MOTION CARRIED

PLANNING ADVISORY COMMITTEE REPORT

1. Staff Report - File No. ZA-LM-19-93 - Amendments to the provisions of the Land Use By-law for North Preston, Lake Major, Lake Loon/Cherry Brook and East Preston

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

"THAT THE PROPOSED AMENDMENTS BE APPROVED AND THAT A PUBLIC HEARING BE SCHEDULED FOR SEPTEMBER 25, 1995, AT 6:00 P.M."

MOTION CARRIED

2. Memorandum re: Halifax County Lakes Advisory Board

Council agreed to receive the report for information.

3. File No. PA-CHW-08-95 - Application by Shirley and Thomas Martin to amend the provisions of the Municipal Planning Strategy for Cole Harbour/Westphal

Mayor Ball said Mrs. Martin had requested an opportunity to speak. He said from his understanding the public did not have an opportunity to have a formal dialogue with the committee. He said he is suggesting that the application be sent back to PAC asking them to hold a public participation session in the community and as a result all the parties involved would have an opportunity to give their input. After a recommendation council could then make a decision.

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

“THAT THIS ITEM BE REFERRED BACK TO THE PLANNING ADVISORY COMMITTEE TO HOLD A PUBLIC PARTICIPATION SESSION”

Deputy Mayor Cooper said he questioned whether this was being addressed in the fashion that the proponents had intended it to be addressed. He said they were seeking a development agreement process and what had been discussed in the community was not that process. He said perhaps some type of meeting should be held between staff and the Martin's to very clearly outline what they are looking for.

Mayor Ball said the \$1,100.00 fee usually represents advertising to allow the process to possibly amend the strategy. He said that would allow, after an amendment, for the applicant to apply for a development agreement which would then have to go to a public hearing.

Mr. Paul Morgan confirmed that the money would be for advertising for the purpose of an amendment and not for a development agreement.

Mayor Ball confirmed that it is presently only at the stage where the Municipality would be looking at amending the strategy to make it possible.

Mr. Morgan said the first question is whether or not provisions should be introduced in the strategy to allow for kennels in residential areas by either a zone or development agreement. He said the community Planning Advisory Committee held a meeting and said they did not want to introduce these provisions and the community council concurred. He said the community PAC could be directed to hold a public participation session if that was council's wish.

Mayor Ball said staff is saying they do not recommend putting forward the amendments to amend the planning strategy to consider a development agreement for this purpose. He said the question

is whether or not, at this stage, does council take staff's recommendation or go back to PAC bringing forward amendments to a public participation session in order to ascertain the public view and, at that point, council can either make the decision of putting it forward to a public hearing or not. He said this would give an opportunity for some public input. He said if council did approve the amendments to the strategy for the purpose of having a development agreement then the Martin's would have to apply for a development agreement that would be negotiated with staff and which would ultimately come back to PAC and council on that specific site and development agreement.

Mr. Morgan said whichever way this is dealt with either with zone provisions or development agreement, there will have to be an amendment to the policy document. He said the staff report suggested that a kennel in a residential subdivision such as this is not an appropriate use and did not feel a development agreement could address some of the issues. He said the report did say that if council did not agree with this they would prepare policy amendments that would allow for consideration of this by development agreement.

MOTION CARRIED

File No. RA-F&S-16-95-17 - Rezoning of properties of Clearwater Well Drilling Ltd. in Fletcher's Lake

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

“THAT THIS BE REFERRED BACK TO PLANNING ADVISORY COMMITTEE”

MOTION CARRIED

LESSER SETBACK REQUEST - GARRY DOBSON, UPPER LAKEVILLE

Kelly Denty made the staff presentation. She said a request had been received from Garry Dobson to allow for the construction of a storage building on his property in Upper Lakeville. The building is to be three feet from the road boundary of the Upper Lakeville Road and the setback is 30 feet. The property itself is long and narrow and is bounded by the Upper Lakeville Road on the West and Lake Charlotte on the East. It is approximately 12, 000 square feet in area and is directly opposite Mr. Dobson's residence on the western side of the Upper Lakeville Road. The storage building is to be used for equipment storage and is presently under construction.

She said it came to staff's attention a couple of months ago when the By-law Enforcement Officer for the area noticed it. At the time, it was determined that it was too close to the road and Mr. Dobson was informed that if he wanted to stay in this location he would need a lesser setback from council. She said since the initial discussions with Mr. Dobson no further work has proceeded on the project. She said consideration would have to be given whether the

development would adversely effect neighbouring properties. She said the building was placed in the present location because the configuration of the lot does not allow the building to be located within the necessary setbacks. She said the only setback that isn't being maintained is the front yard, all the other setbacks meet the municipal requirements.

She said the Department of Transportation has visited the site and recommended approval of the proposal. She said they can see no objection to it. The area building inspector is somewhat reluctant because he perceives the building, at sometime in the future, being converted to a cottage where is has a concrete footing. She said he is also concerned with the traffic on the road causing damage to the building. She said municipal requirements would not allow the building to be converted to a house because it is too small and would not meet the minimum living area. She said consideration has to be based on the intended use of the building not what might happen at some time in the future. She said the Department of Transportation is the legislative road approval authority and they have confirmed that they have no objection to this placement.

She said as it is a storage building it is not anticipated that there would be high traffic to the building. She said it is reasonable that neighbouring properties are not going to be affected.

QUESTIONS FROM COUNCIL

Councillor Reid confirmed that the recommendation was for approval of the application. Ms. Denty confirmed this.

Councillor Dooks said he is familiar with the property and he has not had any indication that there is objection to this. He said he would request council's approval of the application.

SPEAKERS IN FAVOUR

Mr. Dobson spoke in favour of the application. He said the building is intended to be a boathouse. He said the building is intended for storage. He said he cannot foresee, since he lives on the opposite side of the road, this building becoming a cottage. He said he needs a place to store boats, motor, equipment, etc.

SPEAKERS IN OPPOSITION

No speakers in opposition.

DECISION OF COUNCIL

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

"THAT THE LESSER SETBACK APPLICATION BE APPROVED"

MOTION CARRIED

DECISION OF COUNCIL RE ZA-LAW-16-95 AND DA-LAW-07-94-09

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

“THAT THE DEVELOPMENT AGREEMENT ATTACHED TO THE STAFF REPORT DATED JUNE 19, 1995 BE APPROVED”

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Halifax County Policing Requirements

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

“THAT COUNCIL APPROVE THE ADDITIONAL 11 ADDITIONAL POLICE OFFICERS FOR HALIFAX COUNTY FOR 1996/97”

Mayor Ball said he had discussed this with Mr. Hayward and council has his endorsement for this expenditure.

MOTION CARRIED

Beaver Bank Servicing

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

“THAT COUNCIL APPROVE PROCEEDING WITH THE MAIN WATER AND SEWER TRUNK UP TO TUCKER LAKE ROAD AND FURTHER HALIFAX COUNTY WAIT UNTIL THERE IS SUFFICIENT CAPACITY AT MILL COVE BEFORE PROCEEDING INTO THE SUBDIVISIONS”

Councillor Scratch asked how many acres would have to be developed to equate to the ultimate flow capacity of existing lines before the upgrading is necessary. She said if this work is done will it mean that other areas may not be able to be hooked in.

Mayor Ball said this is to bring service up to Tucker Lake Road and at that point no other extensions will take place in any subdivision or anywhere else until the Mill Cove upgrade is done and whether or not sufficient capacity is identified.

Councillor Scratch asked if the study identifies that services are required elsewhere would that

impact on the county's ability to do other work.

Mr. McLellan said in the last Executive meeting this was related to the capital budget as to whether or not it was appropriate. He said this in this years' capital budget this project was shown as having two separate components. He said it was items c, d, and e for \$3.5 million represents what is being discussed. He said anything beyond Tucker Lake was for another phase. He said it was agreed that as per the capital budget that was the project. He said the question was raised if this would impair the ability to act elsewhere and the answer to that is no.

Councillor Scratch asked if staff felt that following through on this would not have an impact on the study that is upcoming with regards to the servicing boundaries. She said the fact that this work is being done would not suggest that is where the service is going to go.

Mr. McLellan said that is not the case. He said for anything beyond the truck lines stipulates until the capacity is at Mill Cove.

MOTION CARRIED

Hartlen Point Infrastructure

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

“THAT THE CONTRACT FOR THE HARTLEN POINT WATER, SANITARY AND STORM PROJECT BE AWARDED TO DONCASTER CONSTRUCTION IN THE AMOUNT OF \$810,954.50. THAT, IF DONCASTER ARE UNABLE TO PROVIDE ALTERNATE SECURITY ACCEPTABLE TO THE MUNICIPALITY, THE CONTRACT BE AWARDED TO J.R. EISENER CONTRACTING IN THE AMOUNT OF \$888,000.00. THAT, FORFEITURE OF DONCASTER'S BID BOND (CERTIFIED CHEQUE IN THE AMOUNT OF \$75,000.00) BE THE SUBJECT OF A FUTURE REPORT FROM STAFF. FURTHER THAT ANY FILL THAT COMES OUT OF THE INFRASTRUCTURE AT HARTLENS POINT WILL BE SECONDED OVER TO COMMUNITY PURPOSES”

MOTION CARRIED

Street Paving Program

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

‘THAT HALIFAX COUNTY PROCEED WITH THE PRIORIZED STREET PAVING AS LISTED AND PREVIOUSLY ENDORSED BY COUNCIL CONDITIONAL ON RECEIVING CONFIRMATION FROM THE

DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS OF
CARRY OVER OF FUNDS TO THE NEXT FISCAL YEAR. FURTHERMORE
IF CONFIRMATION NOT RECEIVED THEN HALIFAX COUNTY TO
PROCEED WITH THOSE STREETS THAT HAVE BEEN SUCCESSFULLY
PETITIONED”

Councillor Snow asked how long does the Municipality wait for those streets listed under Priority 1 to be successfully petitioned before the ones on the bottom of the list get paved.

Mayor Ball said he is concerned where the petition process is with regards to those streets. He said there are seven or eight streets on the first part of the list which require petitioning and there is no petition. He said it was his understanding that staff had indicated that once the petition was drawn up the councillor of the affected street would be contacted so they could identify somebody on the street who would petition it on behalf of Halifax County.

Mr. Miller said the estimates Mr. Newman required before he could issue the petitions were not received until the day of the Executive meeting. He said as a result the petitions could not be circulated until after that date. He said it is his understanding that the petitions are in the councillors possession as of today's date.

Councillors confirmed that to date they had not received these petitions from Mr. Miller's department.

Councillor Reid asked if there had been confirmation with regards to the carry over of funds.

Mr. Miller said he does not have a written commitment however, there is a tender going out the following day, for streets that are in Halburton Hills and Wyndlea Drive in Fall River. He said the streets on the list would all be done with County money. He said with respect to these street the Municipality would not have to worry about carry over money. He said the second part of the program would be using all county money.

Mayor Ball asked if the abutters were sharing on the tender calls that where going out the following day and who was collecting.

Mr. Miller said the county was collecting the money. He said those petitions were circulated and collected during the months of June, July and part of August.

Mayor Ball asked if the petitioning had come through Halifax County. Mr. Miller confirmed that they had.

Councillor Peters said it was her understanding when the first petition went in was as soon as Department of Transportation said we are now ready to pave your streets then you obtained the

second petition. She said those streets that have been on the list since the late 1980's should be given the opportunity to have that second petition put forward in the order that it is prioritized. She said had she known the procedure in the early spring she could have gone out and had the streets petitioned. She said if staff can get a petition to her she will have it done as quickly as possible. She said she would suggest a deadline of September 30th.

Mayor Ball said there are a number of streets on that list that do not require petitioning and fall under the fifteen year paving program. He said if a road had been existence for fifteen years plus, the province paid the complete amount without the requirement for a petition.

Deputy Mayor Cooper referenced the streets that were being tendered and asked what list they were on. Mr. Miller said they are not on any of the lists, they are prior to that listing.

Mayor Ball confirmed that the streets being paved in Hammonds Plains and Windsor Junction are being paved but only one of the those being paved is on the list that council formally approved.

Deputy Mayor Cooper said when the list came to the Executive committee the question was asked if there was a carry over. He said if the Province is going to spend it's money now there is obviously no carry over. He said it had been suggested that the list provided by the County, if there was no carry over, would go to those that had been petitioned successfully. He said if there was carry over then the list would be followed. He said it is now being said that the lists are out the window. He said it is a 50/50 agreement with the Department of Transportation making all the decisions.

Mayor Ball said the Department had made decisions on those being tendered without County input.

Mr. McLellan said the Province is doing what it wants without doing any of the priorities that Halifax County Council set. He said it seems to him that those who got were those who did not wait for staff. He said a lot of councillors waited for staff to give them information and it may be too late in the season before it is sorted out. He said at Executive discussion was held of allowing three or four weeks for that initial set of priorities.

Deputy Mayor Cooper asked if the County had enough time to call the tenders or would the County ask the Province call the tenders spending County money.

Mayor Ball said it is municipal money therefore the municipality calls it's own tenders.

Deputy Mayor Cooper asked if there was enough time to get the petitions done for those on the A list to be done this year.

Mayor Ball said if September 30th is set as the deadline then on September 30th if the list, as council has it, is being approved if those streets have not been petitioned by September 30th then

there are certain other streets that will be moved on the list. He said the Municipality could encourage the Department of Transportation to have a tender called by the end of October for paving in the spring.

Mr. Miller confirmed that this could be done. He said, in his opinion, this would be the best course of action.

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

“THAT THE PETITIONS HAVE TO BE OUT TO COUNCILLORS BY FRIDAY, SEPTEMBER 8TH AND THAT THE PETITIONS BE IN AND TABLED BY THE NEXT COUNCIL SESSION TO ALLOW THEM TIME TO GO TO TENDER. FURTHER THAT STAFF BE DIRECTED TO BRING A CRITERIA PROCESS TO THE EXECUTIVE COMMITTEE TO PRIORIZE STREET PAVING IN THE FUTURE”

Councillor Snow asked if the five streets that were successfully petitioned in Fall River will have to wait until after the priority list is petitioned, if it can be petitioned. He said he agrees that a street that is over fifteen years old should have priority and some of the streets in Fall River are older.

MOTION CARRIED

Sanitary and Storm Services

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

“THAT SECTION 153(H), THE DEFINITION OF PUBLIC SEWER IN BILL NO. 3 - AN ACT TO INCORPORATE THE HALIFAX REGIONAL MUNICIPALITY - BE AMENDED TO INCLUDE STORM SEWERS CONTROLLED BY THE NOVA SCOTIA DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS”

MOTION CARRIED

Sackville Heritage Park

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

“THAT COUNCIL APPROVE THE AWARDING OF THE PROJECT TO AURORA CONTRACTING AND ENVIRONMENTAL IN THE AMOUNT OF \$140,000.00”

MOTION CARRIED

District 8 Volunteer Fire Department - Fire Hall Expansion

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

“THAT COUNCIL APPROVE A \$40,000.00 LOAN PAYABLE OVER A EIGHT (8) YEAR PERIOD WITH COUNCIL RESERVING THE RIGHT TO LEVY AN AREA RATE IN DEFAULT OF PRINCIPAL AND/OR INTEREST REPAYMENT”

MOTION CARRIED

Amendment to By-law No. 8

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

“THAT NOTICE OF INTENT BE GIVEN FOR FIRST READING OF AN AMENDMENT TO BY-LAW NO. 8, THE MISCHIEFS AND NUISANCES BY-LAW, FOR THE SEPTEMBER 19, 1995 COUNCIL SESSION”

MOTION CARRIED

Loan Request - Jeddore - Lakeview School Grounds

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

“THAT COUNCIL APPROVE A \$7,000.00 THREE (3) YEAR LOAN ADVANCE FOR THE UPGRADE OF THE JEDDORE-LAKEVIEW SCHOOL GROUNDS IN OYSTER POND, JEDDORE WITH COUNCIL RESERVING THE RIGHT TO LEVY AN AREA RATE IN DEFAULT OF PRINCIPAL AND/OR INTEREST REPAYMENT”

MOTION CARRIED

Request for Support - STEP (Sackville Training and Employment Program)

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

“THAT COUNCIL SUPPORT THIS PROGRAM WITH A LETTER OF ENDORSEMENT”

MOTION CARRIED

Capital Grant re Cultural and Recreational Facilities

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

“THAT COUNCIL APPROVE THE GRANT RE CULTURAL AND RECREATIONAL FACILITIES, FOR THE WALLACE LUCAS COMMUNITY CENTRE”

MOTION CARRIED

Capital Grant Requests

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

“THAT THE FOLLOWING CAPITAL GRANT REQUESTS BE APPROVED:

District Capital Grant	District 3	\$3,575.00
General Parkland Grant		\$3,575.00
District Capital Grant	District 12 & 14	\$1,800.00
General Parkland Grant		\$ 900.00
District Capital Grant	District 14	\$1,000.00
District Parkland Grant	District 4	\$1,100.00
District Parkland Grant	District 4	\$4,320.00
District Capital Grant	District 6	\$1,000.00
District Capital Grant	District 13	\$1,000.00

MOTION CARRIED

SERVICE STANDARDS COMMITTEE REPORT

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

“THAT COUNCIL RECEIVED THE REPORTS - *INSPECTION OF NEW SUBDIVISION STREETS AND DRAINAGE COMPLAINTS HALIFAX COUNTY* - FOR INFORMATION”

MOTION CARRIED

COLE HARBOUR/WESTPHAL - EASTERN PASSAGE COW BAY COMMUNITY COUNCIL REPORT

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

“THAT HALIFAX COUNTY FORWARD A LETTER TO THE SHEARWATER DEVELOPMENT CORPORATION WITH A COPY TO SMALL CRAFT AND HARBOURS DENOTING CONCERNS IN RELATION TO THE PROPOSAL TO CHARGE FOR BOAT LAUNCHING AT THE FISHERMAN’S COVE COMPLEX IN QUIGLEY’S CORNER”

MOTION CARRIED

DATE - MINOR VARIANCE APPLICATION

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

“THAT THE MINOR VARIANCE BE HELD ON SEPTEMBER 19, 1995 AT 7:00 P.M.”

MOTION CARRIED

FIRST READING - A BY-LAW RESPECTING OPEN BURNING IN HALIFAX COUNTY MUNICIPALITY

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

“THAT FIRST READING BE GIVEN TO A BY-LAW RESPECTING OPEN BURNING IN HALIFAX COUNTY MUNICIPALITY WITH DISTRICT 12 BEING EXEMPTED FROM THE BY-LAW”

MOTION CARRIED

FIRST READING - A BY-LAW RESPECTING TAX EXEMPTION - BY-LAW NO. 51

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

“THAT FIRST READING BE GIVEN TO A BY-LAW RESPECTING TAX EXEMPTION - BY-LAW NO. 51”

MOTION CARRIED

APPROVAL OF BY-LAW ENFORCEMENT OFFICER (SPCA)

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

“THAT VINCENT ARTHUR MORDEN BE APPROVED AS A BY-LAW ENFORCEMENT OFFICER FOR ANIMAL CONTROL - HALIFAX COUNTY”

MOTION CARRIED

MILL COVE TREATMENT PLANT

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

“THAT THE LOW TENDERER, MAXIM CONSTRUCTION, BE AWARDED THE MILL COVE TREATMENT PLANT GENERAL CONTRACT PACKAGE NO. 2 IN THE AMOUNT OF \$3,912,739.62”

MOTION CARRIED

RATIFICATION OF APPROVED DISTRICT CAPITAL GRANTS

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

“THAT THE APPROVED DISTRICT CAPITAL GRANTS BE RATIFIED BY COUNCIL”

MOTION CARRIED

DEPARTMENT OF NATURAL RESOURCES - COUNCILLOR PETERS

Councillor Peters said that for the past number of years the Department of Natural Resources has had to reduce the numbers of hours provincial parks are available for tourism and general use because of financial restraints. She said she is suggested that a letter go to the minister of Natural Resources suggesting that he hold public meetings with regards to interested individuals with regards to opening kiosks or other resource generating facility in the provincial parks. She said this is prompted as a result of concerns expressed by residents and tourists with regards to the Laurie Park camping facility. She said it is now not open until late June and it closes in September. She said she would meet as an individual or as part of a group to meet with the minister. She said she would like the minister to seriously consider this and there is not only residents and the RDA concerned but also fishing boats.

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

“THAT A LETTER BE WRITTEN TO THE MINSTER AS OUTLINED”

MOTION CARRIED

DEPARTMENT OF ENVIRONMENT - COUNCILLOR PETERS

Councillor Peters said that for a number of years she has noted, very early in the summer, the Oak leaves along Highway No. 2 and the related areas seem to get a blight and the trees start dying off very quickly. She said she would like the Department of the Environment to examine this and report back to council as to whether this is something that is cause for concern.

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

“THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF THE ENVIRONMENT OUTLINING HER CONCERNS”

MOTION CARRIED

PARKLAND - MUNICIPAL - COUNCILLOR PETERS

Councillor Peters said the Charter had been amended to give the municipality the ability to sell parkland which is municipally owned. She said she would like to ask the staff or Mayor Ball to report on whether this will still be possible after amalgamation. She said originally this was put forward to ascertain all the municipal parkland in the entire municipality; find out what was utilized in the community of need and put the rest up for sale. Take the revenue from the sale and put it into parkland or recreation uses within that core area. She said that hasn't been done.

Mayor Ball informed Councillor Peters that he and Mr. McLellan would follow up on this.

URGENT AGENDA ITEMS

Mayor Ball outlined a letter from the UNSM which contained a motion to allow for a maximum of 20 delegates to be registered as voting delegates from the new Cape Breton Regional Municipality for the 1195 conference.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

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

“THAT HALIFAX COUNTY NOT SUPPORT THIS MOTION”

Councillor Reid said he was not in support of the motion. He said it is his understanding that this is a change for this year only. He said he feels some idea of fairness has to be shown.

Deputy Mayor Cooper said also was not in support of the motion. He said since it is only for this conference and he would support the 20 delegates for the Cape Breton Municipality.

Mayor Ball said in the constitution of the UNSM it refers three specific kinds of municipal units - a town, a city and a rural municipality. He said the constitution does not refer to a Regional municipality which is imposed by the Province.

MOTION DEFEATED

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

“THAT HALIFAX COUNTY APPROVE THE INTERIM RESOLUTION”

MOTION CARRIED

Councillor Naugle - Department of Transportation

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

“THAT A REQUEST BE MADE TO THE DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF A CROSSWALK AT THE CORNER OF THORNCREST AND CALDWELL ROAD WITH A COPY TO DENNIS RICHARDS, MLA”

MOTION CARRIED

Councillor Giffin - Lucasville Road

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

“THAT A LETTER BE WRITTEN TO THE HONOURABLE RICHIE MANN AND BILL MACDONALD, MLA REQUESTING THAT THEY WIDEN LUCASVILLE ROAD AT THE SAME TIME THEY ARE PUTTING THROUGH THE WATERLINE”

MOTION CARRIED

Councillor Giffin - Pits and Quarries

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

“THAT A LETTER BE WRITTEN TO THE PREMIER, MINISTER OF THE ENVIRONMENT AND ALL MLA’S FOR THE COUNTY REQUESTING THAT THE PITS AND QUARRIES GUIDELINES, THAT ARE GOING BEFORE CABINET TO BE PASSED INTO REGULATIONS, MAINTAIN THE 800 METRE SEPARATION BETWEEN PITS AND QUARRIES AND RESIDENCES’

MOTION CARRIED

Councillor Deveaux - Relocation of Crosswalk and Light - Autoport

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

“THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION REQUESTING A CROSSWALK AND OVERHEAD CROSSWALK LIGHT BE LOCATED ALONG THE MAIN HIGHWAY IN EASTERN PASSAGE FROM THE NORTH SIDE OF MORRIS AVENUE TO THE SOUTH SIDE OF MORRIS AVENUE AT THE AUTOPORT”

MOTION CARRIED

Councillor Deveaux, Ultramar

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

“THAT A LETTER BE WRITTEN TO ULTRAMAR, WITH A COPY TO THE PREMIER AND DENNIS RICHARDS, MLA, REQUESTING THAT THEY AGREE TO SELL ALL THE ASSETS OF THE EASTERN PASSAGE REFINERY TO A POTENTIAL BUYER AND THEREBY PREVENT THE COMPLETE CLOSURE OF THE REFINERY”

MOTION CARRIED

Corporate Services Realignment

Mr. McLellan said that there are some statutory requirements that require the appointment of Gary Smith as Acting Director of Corporate Services.

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

“THAT GARY SMITH BE APPOINTED AS ACTING DIRECTOR OF CORPORATE SERVICES”

MOTION CARRIED

Mr. Reinhardt outlined a letter from Frontier College informing council that Friday, September 8, 1995 is International Literacy Day and outlining how council and the municipality could observe the day.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

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

“THAT COUNCILLORS INDIVIDUALLY PROMOTE THE DAY BY WHATEVER MEANS THEY DEEM APPROPRIATE FOR THEIR INDIVIDUAL COMMUNITIES”

MOTION CARRIED

Councillor Hendsbee - Alleged Abuse of Councillor Privileges re: Election

Councillor Hendsbee said this item was with regards to the sensitive process of the upcoming election. He said this was brought to his attention as a result of a particular newsletter he had circulated in his district and the neighbouring district. He said the reason for the circulation of the newsletter in the neighbouring district was as a result of his having missed the printing deadline for the local newsletter which has circulation in the neighbouring district.

Mayor Ball asked if Councillor Hendsbee, in his newsletter, state his intention to run in the upcoming election.

Councillor Hendsbee said he would say yes.

Mayor Ball asked if Councillor Hendsbee thought it was appropriate that taxpayers money be used for campaign purposes.

Councillor Hendsbee said that he believes that the newsletter should be used to inform the community of what the councillor is doing. He said if a councillor is re-offering then they should be advised of that. He said he wanted to make sure he was not being singled out for abuse of priviledges.

Mayor Ball asked Councillor Hendsbee if in any of the circulated memos regarding this issue has his name singled out.

Councillor Hendsbee said it had not.

Mayor Ball stated the memo had been addressed to all members of council and had not singled out any individual councillor.

Councillor Levy asked Councillor Hendsbee why the newsletter had been mail dropped in his area.

Councillor Hendsbee said the portion of his district which had gotten the mail drop normally gets his newsletter through the Breeze but he had missed the deadline.

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

“THAT THE MAYOR’S MEMO OF AUGUST 10, 1995 BE UPHELD BY COUNCIL”

MOTION CARRIED

Councillor Fralick said this was in relation to the intersection of the two Tantallon schools. He said there is a passing lane in that intersection. He said he would like a letter to the Department of Transportation asking for an update, from their Engineering department, on where the removal of the passing lane stands at the present time as per a previous request.

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

“THAT A LETTER BE WRITTEN TO THE DEPARTMENT OF TRANSPORTATION”

MOTION CARRIED

ADDITION OF ITEMS TO SEPTEMBER 19, 1995 COUNCIL SESSION

Councillor Hendsbee - Department of Transportation and Communications
Municipal Election Act

Councillor Snow - R.C.M.P.

Councillor Peters - Department of Transportation
- Department of Natural Resources

ADJOURNMENT

It was moved by Councillor Mitchell:

COUNCIL SESSION

29

September 5, 1995

"THAT THE MEETING BE ADJOURNED"

MOTION CARRIED

COUNCIL SESSION

September 19, 1995

PRESENT WERE: Mayor Ball
Councillor Meade
Councillor Rankin
Councillor Fralick
Councillor Mitchell
Councillor Deveaux
Councillor Bates
Councillor Hendsbee
Councillor Levy
Councillor Dooks
Councillor Smiley
Councillor Reid
Councillor Naugle
Councillor Peters
Councillor Merrigan
Councillor Brill
Councillor Snow
Councillor Giffin
Councillor Hache
Councillor Scratch
Councillor Harvey
Councillor Sutherland
Councillor Turner
Councillor McInroy
Deputy Mayor Cooper

ALSO PRESENT: George McLellan, Chief Administrative Officer
Nancy Dempsey Crossman, Municipal Clerk
Alan Dickson, Municipal Solicitor

The meeting was called to order at 6:00 p.m. with the Lord's Prayer. Ms. Dempsey Crossman 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

LETTERS AND CORRESPONDENCE

1. Ms. Dempsey Crossman outlined a letter from Mr. David Wimberly requesting an opportunity to address council to discuss the implementation plan.

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 Councillor Rankin:

“THAT COUNCIL HEAR A BRIEF PRESENTATION FROM MR. WIMBERLY”

Mayor Ball asked if this presentation would be in relation to an agenda item dealing with the appointment of a member to the Executive committee for the Implementation of the strategy.

Deputy Mayor Cooper said that members of council had not seen the Plan and he would not feel comfortable discussing this topic.

Mayor Ball said the plan is currently with the solicitors.

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

“THAT THIS ITEM BE DEFERRED AND THAT MR. WIMBERLY BE GIVEN AN OPPORTUNITY TO ADDRESS COUNCIL AT SUCH TIME AS THE REPORT IS BROUGHT BEFORE COUNCIL”

MOTION CARRIED

2. Ms. Dempsey Crossman outlined a letter from Mary Brothers requesting to address council on the implementation of the Integrated Waste/Resource Management Strategy.

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

“THAT THE LETTER BE RECEIVED”

MOTION CARRIED

3. Ms. Dempsey Crossman outlined a letter from Doreen Knockwood, Band Manager, Indian Brook First Nation, in support of David Wemberly's request to address council.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

4. Ms. Dempsey Crossman outlined a letter withdrawing minor variance appeal no. MV-03-04-95 for 29 Seafarers Lane.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

5. Ms. Dempsey Crossman outlined a letter from the Municipality of Annapolis County requesting council's support to Port Royal depicted on the new \$2.00 coin.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT COUNCIL SUPPORT THE REQUEST"

MOTION CARRIED

6. Ms. Dempsey Crossman outlined a letter from Dr. Peter Christmas, Executive Director, Micmac Association of Cultural Studies in support of the depiction on the \$2 coin.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

7. Ms. Dempsey Crossman outlined a letter from Cassandra Dorrington, Chairperson, Sub-

committee on Community and Race Relations enclosing a draft Community and Race Relations policy that they are proposing for the regional municipalities. She said the letter was seeking council's endorsement and input.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT A LETTER BE WRITTEN TO THE COMMITTEE ENDORSING THE DRAFT POLICY"

Deputy Mayor Cooper referenced section 2 - Mission / Policy Statement. He said he feels that the overall municipality is not represented adequately.

Mayor Ball suggested council adopt the policy and suggest that there is adequate membership on the community from the municipality.

Councillor Hendsbee said he would like to have the policy reviewed by Race Relations Groups in his area as well as the School Board.

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

"THAT THIS ITEM BE DEFERRED TO THE NEXT SESSION OF COUNCIL AT WHICH TIME COUNCILLORS WILL COME FORWARD WITH SUGGESTED NAMES TO SIT ON A COMMITTEE TO REVIEW THE DOCUMENT"

MOTION CARRIED

8. Ms. Dempsey Crossman outlined a letter from the Office of the Prime Minister with regards to mailing addresses of county residents.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

9. Ms. Dempsey Crossman outlined a letter from the Office of the Chief Electoral Officer in

response to council's correspondence with regards to access to information contained in the list of electors.

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

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

9. Ms. Dempsey Crossman outlined a letter from Ed Kerr, City of Halifax, advising of Halifax City council's motion stating that they are opposed to the use of any portion of the Ragged Lake area of Halifax Business Park for a landfill site.

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

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

"THAT A COPY OF THE LETTER BE FORWARDED TO THE CSC AND THE LANDFILL SITING COMMITTEE"

MOTION CARRIED

10. Ms. Dempsey Crossman outlined a letter from the Department of Transportation and Communications in response to council's request for the posting of no dumping signs along Bissett Road.

It was moved by Councillor Naugle, seconded by Councillor Scratch:

"THAT THE LETTER BE RECEIVED"

MOTION CARRIED

EXECUTIVE COMMITTEE REPORT

Purchasing Policy #006 - Engaging of Professional Services

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

"THAT COUNCIL APPROVE PURCHASING POLICY #006 AS AMENDED JULY 17, 1995"

MOTION CARRIED

District #4 Playfield Earthworks - Tender #95-8-003

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

“THAT COUNCIL APPROVE THE AWARDING OF THE TENDER TO THE FIRM OF VERNON KYNOCK TRUCKING LTD. IN THE AMOUNT OF \$213,659.74”

MOTION CARRIED

Removal of Fill Material - Aerotech Park

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

‘THAT COUNCIL APPROVE THAT MILLERS EXCAVATION (1990) LIMITED REMOVE APPROXIMATELY 12,000 CUBIC YARDS OF CLAY MATERIAL FROM AND EXISTING PIT OWNED BY THE MUNICIPALITY; THAT MILLERS EXCAVATION SHALL REIMBURSE THE MUNICIPALITY FOR THE REMOVAL OF FILL WITH COMPLETE REINSTATEMENT AT TA RATE OF 50 CENTS PER CUBIC YARD; AND, THAT MILLERS EXCAVATION SHALL PST A CERTIFIED CHEQUE IN THE AMOUNT OF \$5,000.00 AS A DEPOSIT BEFORE REMOVAL OF MATERIAL”

MOTION CARRIED

Capital Grant Requests

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

“THAT THE FOLLOWING CAPITAL GRANT REQUESTS BE APPROVED:

District Parkland Grant	District 4	\$ 463.29
District Capital Grant	District 14	\$1,000.00
General Parkland Grant		\$ 500.00
General Parkland Grant		\$2,683.00
District Parkland Grant	District 17	\$2,083.00

MOTION CARRIED

Connaught Battery Park, Ferguson’s Cove

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

‘THAT THE TENDER BE AWARDED TO THE FIRM OF TAG ENTERPRISES IN THE AMOUNT OF \$84,590.00. FURTHER TI IS RECOMMENDED THAT THE LOAN FOR THIS PROJECT BE INCREASED FROM \$50,350.00 TO \$74,520.00 WITH \$20,000.00 OF THE MONEY COMING FROM AN AREA RATE AND \$4,100.00 FROM 1/6 FUNDING. THE LOAN TO BE FOR A TEN YEAR PERIOD WITH COUNCIL RESERVING THE RIGHT TO LEVY AN AREA RATE IN DEFAULT OF PAYMENT OF PRINCIPAL AND/OR INTEREST”

MOTION CARRIED

Petition re: Taxi License Freeze

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

“THAT A COMMITTEE OF THE WHOLE BE SCHEDULED FOR TUESDAY, OCTOBER 3, 1995 AT 2:00 P.M.”

MOTION CARRIED

SIDEWALK CONSTRUCTION AGREEMENT 1-Q

It was moved by Councillor Scratch, seconded by Councillor Hache:

“THAT COUNCIL APPROVE CONSTRUCTION AGREEMENT 1-Q FOR THE PAVING, REPAVING AND SIDEWALK CONSTRUCTION ON OLD SACKVILLE ROAD, FROM WALKER SERVICE ROAD TO SACKVILLE DRIVE”

MOTION CARRIED

CONSTRUCTION AGREEMENT 1-R

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

‘THAT COUNCIL APPROVE CONSTRUCTION AGREEMENT 1-R FOR ASPHALT CONCRETE PAVING ON WINDSOR DRIVE, BUCKINGHAM DRIVE, MANCHESTER DRIVE, SHERWOOD DRIVE AND WINLEY DRIVE”

MOTION CARRIED

FIRST READING - AMENDMENT TO BY-LAW NO. 8, THE MISCHIEFS AND NUISANCES BY-LAW

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

‘THAT FIRST READING BE GIVEN TO AN AMENDMENT TO BY-LAW NO. 8, THE MISCHIEFS AND NUISANCES BY-LAW’

MOTION CARRIED

FIRST READING - BURNING BY-LAW

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

“THAT FIRST READING BE GIVEN TO THE BURNING BY-LAW”

MOTION CARRIED

SECOND AND THIRD READING - A BY-LAW TO AMEND BY-LAW NO. 51, A BY-LAW RESPECTING TAX EXEMPTION

Mayor Ball outlined the procedure followed when hearing the second and third reading of a by-law and asked if there was anyone in attendance wishing to speak either in favour or in opposition

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

“THAT SECOND READING BE GIVEN TO A BY-LAW TO AMEND BY-LAW NO. 51, A BY-LAW RESPECTING TAX EXEMPTION”

MOTION CARRIED

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

“THAT THIRD READING BE GIVEN TO A BY-LAW TO AMEND BY-LAW NO. 51, A BY-LAW RESPECTING TAX EXEMPTION”

MOTION CARRIED

DATE - LESSER SETBACK - OCTOBER 3, 1995, 7:00 P.M

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

“THAT OCTOBER 3, 1995 AT 7:00 P.M. BE SET AS THE DATE AND TIME

FOR THE LESSER SETBACK”

MOTION CARRIED

APPOINTMENT OF CSC MEMBER TO THE EXECUTIVE COMMITTEE FOR IMPLEMENTATION OF THE INTEGRATED WASTE/RESOURCE MANAGEMENT STRATEGY

The following names were submitted for membership:

Barry Alexander	Mary Brothers	William Burgess	Mike Gibbons
Don Grady	Fredrick Saturley	Stephen Taylor	David Wimberly
Thomas Allen Young			

A majority of 13 members of council voted for Stephen Taylor to be appointed to the Executive.

TABLING - REPORT ON COMMUNITY MONITORING OF WASTE MANAGEMENT FACILITIES

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

“THAT THE REPORT BE TABLED”

MOTION CARRIED

VERBAL UPDATE ON THE REGIONAL SOLID WASTE MANAGEMENT PROJECT

Mr. Ken Donnelly made a presentation to council. He referenced a document presented to council. He said there are a number of candidate areas to be looked at. He said there are three levels of screening - preliminary, intermediate and final. There are currently two sites which have passed the preliminary screening and are now in the intermediate evaluation stage. He said a possible area would only be considered a candidate site until it passes the intermediate screening. He said people are presently out seeing what kind of flora and animals are out there.

SERVICE STANDARDS COMMITTEE REPORT

Winter Maintenance - Municipal Streets

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

‘THAT THE DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS BE APPROACHED TO PROVIDE WINTER MAINTENANCE SERVICES TO NEWLY LISTED MUNICIPAL STREETS

FOR THE WINTER OF 1995-96. FURTHER IT IS RECOMMENDED THAT A COPY OF THE LETTER FROM ED WDOVIK, DIRECTOR, ENGINEERING AND WORKS TO MARTIN DELANEY, DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS, DATED SEPTEMBER 13, 1995 BE SENT TO EACH OF THE MLA'S REPRESENTING HALIFAX COUNTY"

MOTION CARRIED

Paving - Craigview Drive

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

"THAT PAVING OF CRAIGVIEW DRIVE BE PUT ON THE PRIORITY LIST FOR NEXT YEARS BUDGET"

MOTION CARRIED

STAFF REPORT - STREETS APPROVED FOR PAVING

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

"THAT ALL SUCCESSFULLY PETITIONED STREETS ON THE LIST DATED SEPTEMBER 19, 1995 FROM THE DEPARTMENT OF ENGINEERING AND WORKS BE PUT OUT FOR PAVING AS SOON AS POSSIBLE"

Mayor Ball said the original budget was for ten kilometres which the province used a portion of the money to pave two kilometres in Hammonds Plains and Fall River.

Councillor Peters said she has two thirds of her petitions signed by the property owners but she is missing the actual foot frontage. She asked if it would be fair to the people that these streets were unsuccessful because of the foot frontage. She said she does have the majority of people but does not have the foot frontage. She said her main concern is for Brookhill Drive which is an access road. She said she would prefer an extension on the time.

Mayor Ball said he is concerned with how much money is available and how many kilometres there are. He said if council approves all the successful street then that may wipe out any opportunity to come back. He said at the present time he does not know how much money is available and how many kilometres will it give the County.

Councillor Peters said she feels council set an unrealistic goal of ten days to have petitions signed. She said if the motion was approved a very dangerous street in her area could be eliminated. She