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1. **CALL TO ORDER**

The meeting was called to order at 7:00 p.m. at Sunnyside Mall, Bedford with an Invocation.

2. **APPROVAL OF MINUTES - October 29, 1998**

**MOVED by Councillors Harvey and Barnet to approve the Minutes of meeting held on October 29, 1998 as circulated. MOTION PUT AND PASSED.**

3. **APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS**

Added Items:           Resignation from North West Transit Advisory Committee

Councillor Barnet:   Traffic Review Sackville Drive  
                                  Appointment to North West Transit Advisory  
                                  Committee

Councillor Kelly:     Posting of Truck Routes

**MOVED by Councillors Kelly and Harvey to adopt the Order of Business as amended. MOTION PUT AND PASSED.**

4. **BUSINESS ARISING FROM THE MINUTES** - None

5. **MOTIONS OF RECONSIDERATION** - None

6. **MOTIONS OF RESCISSION** - None

7. **CONSIDERATION OF DEFERRED BUSINESS** - None

8. **PUBLIC HEARINGS**

8.1 **Case 00044 - Rezoning of 12 Properties on Seawood Avenue and Leaside Drive, Sackville**

A Staff Report dated October 28, 1998 was before Community Council together with a recommendation for approval from North West Planning Advisory Committee dated November 10, 1998.

Andrew Whittemore, Planner provided an overview of the application during which time he indicated that the application had come about because a property owner in the area wanted to construct a one-bedroom addition. Because the zoning was incorrect, staff could not issue a development permit until the correct zone is reflected. Staff was recommending rezoning of the 12 properties indicated in the Staff Report from R-4 to R-2 zone to reflect the existing use.

The Chair acknowledged receipt of a Memorandum dated November 24, 1998 from the Planner indicating that Mr. George Major, owner of 24/26 Leaside Drive did not wish to have his property rezoned to R-2 as he intends to add a third unit, which is permitted under the present R-4 zone.

Councillor Kelly asked if all properties had to be rezoned; if the property owner did not want to change, was it still necessary to do so. In response, Mr. Whittemore said there would have to be some kind of change because they were all non-conforming uses at this point. As an alternative a dual zone could be applied whereby the R-2 zone is applied to make them conforming but at the same time the R-4 zone would still apply so that the use of the land is not restricted to only R-2.

Councillor Kelly asked why these properties particularly had to be conforming as there were many properties across HRM non-conforming. In reply, Mr. Whittemore advised that all properties should be conforming; however, a development permit could not be issued for the property owner at 93 Seawood Avenue because the property was zoned R-4. It was felt, therefore, that all non-conforming properties should be done at the same time.

Councillor Kelly asked the Municipal Solicitor if those who did not wish to concur with the rezoning could leave their properties as legal non-conforming. Mr. Allen, Municipal Solicitor advised in reply that this was possible provided that the policies in the Plan support whatever decision Community Council finally makes.

Councillor Kelly then asked if the R-4 remained, was it supported by the document to which Mr. Whittemore replied that a two-unit dwelling was not a permitted use within the R-4 zone. Two unit dwellings are permitted within the Sackville Plan area, however.

The Chair called for members of the public wishing to speak either in favour of or against the application.

Mr. Clem Chisholm, 7 Shea Street, Lower Sackville advised he purchased 28/30 Leaside Drive in 1974 and 32/34 Leaside Drive this year. He bought the second property because he would have two adjoining R-4 properties across the street from commercial and bordering on commercial. He was not happy with rezoning to R-2 and wanted to stay R-4.

His brother bought 16/18 Leaside Drive this year and, speaking on his behalf, his brother wanted to stay R-4 as well because he borders on a large property.

The Chair called three times for any additional speakers. Hearing none, the following motion was placed before Community Council:

**MOVED by Councillors Harvey and Kelly to close the Public Hearing. MOTION PUT AND PASSED.**

Councillor Harvey asked if anyone from Seawood Avenue had expressed any concern except for Mr. Clark who initiated this. In reply, Mr. Whittemore advised there had been inquiries but most were in favour of the rezoning.

Councillor Harvey said he did not think there was any intention to downzone anyone so the question was whether to make a motion to exclude those properties that have officially been heard from by applying a dual zone and the others to R-2 or to give them all dual zoning.

**MOVED by Councillors Harvey and Kelly that the application to rezone 12 properties on Seawood Avenue and Leaside Drive (PID Nos. 40001984, 40001992, 40002008, 40002016, 40002032, 40002115, 40002107, 40003899, 40003907, 40003915, 40003923 and 40003931) from R-4 (Multiple Unit Dwelling) zone to a dual zoning of R-2 (Two Unit Dwelling) and R-4 (Multiple Unit Dwelling) zone be approved. MOTION PUT AND PASSED.**

9. **CORRESPONDENCE, PETITIONS AND DELEGATIONS**

9.1 **Delegations**

9.1.1 **Sackville River Walkway Committee - Request for Establishment as a Sub-Committee of Community Council**

Mr. Don Ambler, Chairman, Sackville River Walkway Committee provided an overview of the past accomplishments of the Sackville River Walkway Committee, the present situation and future potential in terms of development of further walkways in the Sackville River watershed. Subsequently, he advised that the Committee was requesting 1) renewed political recognition by becoming an official Committee reporting to North West Community Council and 2) seed funding to leverage provincial and federal funds leading walkway/trail development from discretionary funds allocated to Councillors. The suggested amount was \$10,000 for each Councillor. It was hoped to be able to construct linkages in 1999 and have formal recognition of same during the Millennium year.

Councillor Harvey, having expressed support for the project, pointed out that seed money from the suggested source might be a problem due to the current budgetary climate. As far as recognition was concerned, the Committee would fit in well because the Sackville Heritage Park Advisory Committee already was a Sub-Committee of Community Council.

Councillor Kelly asked if there were any other sources of funding available. In reply, Mr. Ambler said there was no target fund at this time; it was felt that the position of the Committee should be solidified first and some funds should already be in place before seeking additional funds.

Councillor Barnet provided information on a Needs Assessment, commissioned by the former Sackville Community Council, which indicated that passive recreation - trails and walkways - was the number one request. Since that time there have been a number of initiatives in the Sackville area for the development of trails and walkways. He went on to say he would like to have feedback from staff as to how this Committee fits in the Regional Trails program because he wanted to see a coordinated effort.

Mr. Ambler advised the Committee had membership on the Regional Trails Committee.

**MOVED by Councillors Kelly and Harvey to refer the request to staff for comment and preparation of a reporting structure for this Committee in terms of other committees, including the Regional Trail Committee, to develop proposed Terms of Reference as well as report on any concerns re the Regional Trail Committee. MOTION PUT AND PASSED.**

#### 9.1.2 Request for Area Rate - Millwood High School Technology

Mr. David Arsenault, member of Millwood High School Council stated that the goal tonight was to advise the status of technology at Millwood High School, request that the position of the Council be supported and that Community Council place in motion the steps necessary to obtain an area rate to provide the funds necessary to upgrade technology at Millwood High. The school must be prepared to teach students coming in from feeder schools that are more technologically advanced than Millwood High in order to ensure that students get the best education possible to compete in the global marketplace.

Mr. Charles Blinn, Teacher and Computer Resource and a Member of the Millwood High School Council explained what the High School presently has in terms of computers and what is required to meet the needs of the students and community for the next five to six years. The cost involved is \$161,979.

Councillor Kelly referred to the \$150,000 raised earlier for the present computers and asked how this amount had been raised. Mr. Blinn advised, in response, that the money

had been raised by the School Trustees and amounted to about \$30 per household for the Millwood area.

Councillor Barnet added, though, that currently the Millwood catchment area falls within four political boundaries - Councillors Harvey, Barnet, Rankin and Snow.

Councillor Harvey asked if the provincial government and the School Board were aware of the project. In response, Mr. Blinn advised he has applied for funding through various agencies over the past five years but the only things received so far were four computers.

Councillor Harvey said, as part of the process, he would like to have a letter from Jane Thornley endorsing the project as a technology plan. He acknowledged the request was precedent setting because since the Trustee rates were done away with prior to amalgamation with the new School Act, there has been no request for an area rate, although it was possible. It opened up questions as to other schools also seeking rates and schools competing with each other for rates. He asked then how Sackville High School stood as compared to Millwood High. In reply, Mr. Blinn advised that Sackville High was at about the same stage but he did not want to speak on Sackville High's behalf.

Councillor Harvey asked what sort of indication was there from the public at large for support of this type of tax. Councillor Barnet advised he had received about 60 responses to his survey, with 75% opposed to an area rate at this time. He pointed out, however, that the survey was a small sample size.

Councillor Barnet asked if it was likely that the requested computers would be obsolete in six or seven years, as happened this time. In response, Mr. Blinn advised it was the same likelihood; however, there might be additional funds available from the province by then.

Councillor Harvey pointed out the question was further complicated by the joint Committee of School Board and Council members looking at a proposal to bring to Council to make supplementary education funding universal instead of just the former cities of Halifax and Dartmouth. He expected a proposal would come forward from the joint Committee in December. He then provided further information re supplementary education funding, area rate assessments and current budgetary problems. Further, he suggested that a decision should not be made tonight since an area rate did not have to go to Regional Council until February.

Mr. Phil Leger, Principal, Millwood High School advised he would request Ms. Thornley to provide a written statement endorsing the project. In terms of Councillor Barnet's survey, he offered to survey the people who have students attending Millwood High School directly and stand by the wishes of the results. As far as supplementary education funding

was concerned, he did not think there was much spent on technology. His concern was that the students coming to Millwood High School would not get a proper education.

Councillor Barnet referred to his survey and acknowledged it was small and might not necessarily reflect the true opinion.

Councillor Kelly asked what was the time frame for implementation of the new technology. He was told by July, 1999 so that the students would have the technology in place at the start of the new school year.

With respect to outside parties, Councillor Kelly asked if Millwood had explored a partnership with others, such as IBM. He was told they would like to look at partnerships in terms of software. They had not looked at leases either except on a limited basis.

Councillor Barnet agreed there was a definite need and made the commitment to work to find a solution, recognizing that there will be some disadvantage if the need is not addressed. He pointed out the question was not an easy process since there was not only North West Community Council to work through.

Since it was felt that the joint Committee was expected to come forward to Regional Council in the near future, the following motion was made:

**MOVED by Councillors Harvey and Kelly to receive the information and give careful consideration, to pass on to Councillors Snow and Rankin for comment and reach a conclusion by the first meeting in January, 1999. Further, that Ms. Thornley be requested to write to Community Council endorsing this as a logical technology plan for Millwood High School. MOTION PUT AND PASSED.**

## 10. REPORTS

### 10.1 Appointment to Grants Committee

**MOVED by Councillors Kelly and Harvey to nominate Councillor Barnet as North West Community Council's representative on Grants Committee. MOTION PUT AND PASSED.**

### 10.2 Appointment to North West Transit Advisory Committee

**MOVED by Councillors Harvey and Kelly that, on the recommendation of Councillor Barnet, Gunther Seyffarth be appointed to North West Transit Advisory Committee as a representative from District 19. MOTION PUT AND PASSED.**

10.3 **Adoption of Terms of Reference - North West Planning Advisory Committee**

**MOVED by Councillors Kelly and Harvey to adopt the Terms of Reference for North West Planning Advisory Committee as recommended. MOTION PUT AND PASSED.**

10.4 **Resignation - Bedford Waters Advisory Committee**

A Memorandum dated November 19, 1998 from Bedford Waters Advisory Committee advising of the resignation of Suzanne Johns from the Committee was before Community Council.

**MOVED by Councillors Kelly and Harvey to accept the resignation of Suzanne Johns from Bedford Waters Advisory Committee and to write a letter of appreciation for her service. MOTION PUT AND PASSED.**

Councillor Kelly requested that an advertisement be placed in the newspaper to replace Ms. Johns on the Committee.

11. **MOTIONS** - None

12. **ADDED ITEMS**

12.1 **Traffic Review - Sackville Drive**

Councillor Barnet acknowledged the recent crosswalk accident, the concerns raised by constituents and requested that staff be asked to review that section of Sackville Drive from Sackville Heights Junior High to Beaver Bank Road to determine if any remedial measures are required as a result of the crosswalk incident and the high number of motor vehicle accidents at or near the entrance to Kent Building Supplies.

Councillor Harvey requested that as well staff be asked for an update on the correspondence that Traffic Authority sent to the province re the possibility of flashing red lights at some intersections.

**MOVED by Councillors Harvey and Kelly to make the request as outlined. MOTION PUT AND PASSED.**

12.2 **Resignation from North West Transit Advisory Committee**

A letter from Mark Johns was before Community Council tendering his resignation from North West Transit Advisory Committee.

**MOVED by Councillors Kelly and Harvey to accept the resignation of Mark Johns from North West Transit Advisory Committee and that a letter of appreciation be sent. MOTION PUT AND PASSED.**

As with the vacancy for Bedford Waters Advisory Committee, it was agreed that an advertisement would be placed in the newspaper seeking a replacement.

### 12.3 Posting of Truck Routes

Councillor Kelly said he understood the Truck Route By-law was before the Minister and has been for quite some time. He requested that Community Council indicate encouragement to the Minister to sign the document so that the posting process can begin.

**MOVED by Councillors Kelly and Harvey that correspondence be sent in this regard. MOTION PUT AND PASSED.**

13. NOTICES OF MOTION - None

14. PUBLIC PARTICIPATION

Mr. Eric Fraser, 64 Union Street raised the following points:

- C He asked for an update on his question re storm watch for the waterway behind Bedford Place Mall. In reply, Councillor Kelly advised that staff was looking at the overall storm watch process but had not yet reached a conclusion.
- C He asked for an update on the ditch from Union Street to the waterway as it was not being maintained by anybody. In response, Councillor Kelly advised that he would contact staff in this regard.
- C He asked for an update on the ditch on the mall property. In response, Councillor Kelly advised that the Mall would be asked to do work within a certain time frame. If it is not done and staff feels it is important to do it, then staff would have the right to have the work done and bill the Mall.
- C He referred to a stone wall built by Redden Bros. behind his property and pointed out there were no regulations to protect the abutter for stone walls built by contractors abutting someone else's property.

**MOVED by Councillors Harvey and Kelly to send the query to Engineering Department for comment and review. MOTION PUT AND PASSED.**

Ms. Joanne Fewer, Regional Development Agency provided information on the regional trail system and the undertaking as part of the Millennium celebrations for the Trans

Canada Trail. The Sackville Bedford walkway connector was part of this and would need attention from Council.

Mr. Marvin Silver, Chairman, Bedford Waters Advisory Committee expressed support for the Sackville River Walkway Committee and asked for favourable consideration in officially recognizing the Committee as a Sub-Committee of Community Council.

Ms. Maureen Bartlett said she was in support of area rates but wanted to know exactly where the money would be going and did not feel that just one school should get an area rate in a catchment area. With supplementary education funding, there was no control over where the money was going because it went to the School Board. She asked if the joint Committee was considering area rates. In reply, Councillor Harvey advised that consideration was being given to a formula to universalize, through steps, and have a common rate to eventually spread across all of HRM so that there would be one level of funding. Area rates, in his opinion, encourage even greater inequalities across the same system.

Mr. Mel Bartlett referred to the Y2K problem and Millwood High's current computers. He said he did not hear any concerns about machines dropping dead en masse either on September 9, 1999 - 9999 - or 010100 - which would kill a lot more. The problem might be much worse than what was detailed this evening with regard to Millwood's computers and could very well be much more widespread. 9999 was an end of record indicator.

15. **ELECTION OF CHAIRMAN**

**MOVED by Councillors Harvey and Barnet that Councillor Kelly be Chairman of North West Community Council for the next twelve months. MOTION PUT AND PASSED.**

16. **NEXT MEETING** - Thursday, December 10, 1998 in Sackville.

17. **ADJOURNMENT**

On a motion from Councillor Harvey, the meeting adjourned at 9:00 p.m.

Sandra M. Shute  
Assistant Municipal Clerk

