

6. MOTIONS OF RECONSIDERATION

NIL

10. PETITIONS AND DELEGATIONS

10.1 PETITION RESIDENTS, OAKRIDGE DRIVE AREA - PROPOSED STREET CLOSURE OF OAKRIDGE DRIVE

Copies of a petition signed by thirty-three residents of the Oakridge Drive and Basinview Drive area were circulated to Members of Council in which the residents expressed concern respecting a proposed closure of Oakridge Drive and the possible construction of two public housing units on the site.

In speaking to this matter, Messrs. Grant McAllister and Robert Pentz advised Council of the reasons why, in the opinion of the residents, Oakridge Drive should not be closed. They also expressed concern respecting the possibility of any type of housing being built in the area which would be available if Oakridge Drive was closed.

Mayor Roberts advised the residents in attendance that, to date, Council has not been requested to consider the closure of Oakridge Drive; nor has it officially considered any sites for the proposed housing demonstration units. He further advised that if, in the future, any consideration is given to the closure of Oakridge Drive, a legal process would, of necessity be followed which would include a public hearing. He assured the residents that those living in the vicinity of Oakridge Drive would receive personal notification of any such public hearing.

7. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

7.1 CONTRACT DEVELOPMENT AGREEMENT - SUN TOWER - CONSIDERATION OF APPROVAL

By memorandum, Barry Zwicker, Director of Planning and Development Control circulated copies of a proposed Contract Development Agreement with A.J. Hustins Enterprises Ltd. for the extension of the Sun Tower office building, fifteen feet (15') beyond the maximum height, provided for within the C-2 Zone.

It was recommended by Mr. Zwicker that Town Council authorize the Mayor and Chief Administrative Officer to execute the proposed Agreement.

During a review of the Agreement, Deputy Mayor Nolan expressed some concerns with regard to the wording of the Contract and, in particular, noted vagueness of Clause 18.

It was agreed that the concerns expressed by Mr. Nolan, should be addressed through revisions to the Contract.

7.1 CON'T

Discussion also ensued as to whether or not the question of a right-of-way through the property involved, if and when a Collector highway is developed, should or should not be addressed in this Contract.

ON MOTION of Councillor Kelly, it was moved that approval of this Contract be deferred pending further consideration of the required right-of-way.

There being no further response to three calls for a seconder to the Motion by Mayor Roberts, the Motion was declared invalid.

ON MOTION of Councillor Roy and Deputy Mayor Nolan, it was moved that Town Council authorize the Mayor and Chief Administrative Officer to execute the Contract Development Agreement, as circulated and amended, between the Town of Bedford and A. J. Hustins Enterprises Ltd. Motion approved. Councillor Kelly voted against the Motion.

Councillor Kelly expressed concern that the matter of access to the proposed collector road, should have been addressed at this time, for the benefit of the future.

7.2 PRIVATE MEMBERS BILL - CERTAIN BEDFORD BY-LAWS

Copies of Bill 97 - an Act Respecting Certain By-Laws within the Town of Bedford, were circulated to Members of Council.

ON MOTION of Councillor Lugar and Deputy Mayor Nolan, it was moved that the Bill, Chapter 58 of the Acts of 1987, be received for information. Motion approved unanimously.

It was agreed that copies of this Bill should be forwarded to the Ad Hoc By-Laws Committee for further review with a solicitor following which By-laws can be developed utilizing this Bill as the enabling legislation.

8. MOTIONS OF RESCISSION

NIL

9. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM

NIL

11. MOTIONS

11.1

BY-LAW RESPECTING SEWER REDEVELOPMENT CHARGE (THIRD AND FINAL READING)

ON MOTION of Deputy Mayor Nolan and Councillor Lugar, it was moved that

11.1 BY-LAW RESPECTING SEWER REDEVELOPMENT CHARGE (THIRD READING ) CON'T

the By-Law Respecting A Sewer Redevelopment Charge, as circulated, be received for Third Reading and approved subject to the approval of the Minister of Municipal Affairs.

In speaking to this matter, Dan R. English, Chief Administrative Officer, advised that the charges included in this By-Law reflect the decision of Council to reduce same by one half from those originally proposed.

The Motion was put to the meeting and approved unanimously.

11.2 BY-LAW RESPECTING REPEAL OF CERTAIN INHERITED COUNTY OF HALIFAX BY-LAWS (SECOND READING)

ON MOTION of Councillor Roy and Councillor Kelly, it was moved that the By-Law Respecting Repeal of Certain Inherited County of Halifax By-Laws, be received for Second Reading.

12. NEW BUSINESS

12.1 BEDFORD DAYS - COUNCILLOR PETER KELLY

Councillor Peter Kelly circulated a copy of the Bedford Days schedule and indicated to Council, events to which it is hoped by the Committee that Members of Council will make every effort to attend and/or participate.

12.2 AWARDS OF TENDER 87-02 - SURFACE TREATMENT; TENDER 87-04 - UPGRADING WORKS TO ORCHARD DRIVE AND MONARCH DRIVE; TENDER 87-07 - SPRING STREET UPGRADING AND TENDER 87-08 - OAKMOUNT DRIVE WALKWAY WORKS

By memorandum, Rick Paynter, Director of Engineering and Works, advised Council on the responses received to the following Tenders:

a) Tender 87-02 -Surface Treatment - Recommended that this Tender be awarded to Municipal Contracting Limited in an amount of \$41,696.75 plus five percent (\$2,084.84) Contingency to cover the cost of Tender advertising, material testing and minor additions to the contract based on site conditions during construction.

Council's consideration was also requested for the approval of an additional \$5,000 for the widening of the existing chip sealed travelled way at a number of locations in Peerless Subdivision constructed in 1986.

b) Tender 87-04 -Upgrading Works to Orchard Drive and Monarch Drive - Recommended that this Tender be awarded to Basin Contracting Limited in the amount of \$43,908.50 plus a five percent Contingency Allowance of \$2,200.

12.2

AWARDING OF TENDERS CONTINUED

c) Tender 87-07 - Spring Street Upgrading - Recommended that this Tender be awarded to Municipal Contracting Limited in the amount of \$19,552 plus a five percent Contingency in the amount of \$1,000.

In response to an inquiry from Council, Mr. Paynter outlined the reason why Tenders from C.R. Falkenham, in response to Tender Call 87-07 and Tender Call 87-08 were rejected. He further advised that he has discussed this matter with the Tenderer in order that future Tenders will be submitted in the correct manner.

d) Tender 87-08 - Oakmount Drive Walkway Works - Recommended that this Tender be awarded to Basin Contracting Limited in the amount of \$7,700 plus a five percent Contingency in the amount of \$385.

ON MOTION of Deputy Mayor Nolan and Councillor Roy, it was moved that Town Council approve the awarding of TENDER 87-02 - SURFACE TREATMENT to Municipal Contracting Limited in an amount not to exceed \$41,696.75 plus five percent (\$2,084.84) Contingency to cover the cost of Tender advertising, material testing and minor additions. Motion approved unanimously.

ON MOTION of Deputy Mayor Nolan and Councillor Roy, it was moved that Town Council approve an expenditure of five thousand dollars (\$5,000) for the widening of the existing chip sealed travelled way at a number of locations in Peerless Subdivision constructed in 1986. Motion approved unanimously.

ON MOTION of Councillor Kelly and Councillor Roy, it was moved that Tender 87-04 - ORCHARD DRIVE AND MONARCH DRIVE - UPGRADING WORKS - be awarded to Basin Contracting Limited in an amount not to exceed \$43,908.50 plus a five percent Contingency Allowance of \$2,000. Motion approved unanimously.

ON MOTION of Councillor Kelly and Deputy Mayor Nolan, it was moved that Tender 87-07 - SPRING STREET UPGRADING be awarded to Municipal Contracting Limited in an amount not to exceed \$19,552 plus a five percent Contingency in the amount of \$1,000. Motion approved unanimously.

ON MOTION of Deputy Mayor Nolan and Councillor Kelly, it was moved that Tender 87-08 - OAKMOUNT DRIVE WALKWAY WORKS be awarded to Basin Contracting Limited in an amount not to exceed \$7,700 plus a five percent Contingency in the amount of \$385. Motion approved unanimously.

12.4

LOCAL 2715 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS - APPOINTMENT OF TOWN REPRESENTATIVES - NEGOTIATING TEAM 1988 COLLECTIVE AGREEMENT

Copies of correspondence between Mr. Sean Litle, Secretary, Local 2715 and Dan R. English, Chief Administrative Officer were circulated, in which the appointment of Town Council representatives to the Negotiating Committee was discussed.

12.4

LOCAL 2715 IAFF CONTINUED

ON MOTION of Deputy Mayor Nolan and Councillor Kelly, it was moved that Councillor Peter Christie and Councillor David Lugar, be appointed as the Town Council representatives to the Negotiating Committee for the 1988 Collective Agreement with Local 2715, IAFF. Motion approved. Councillor Lugar abstained from voting.

12.5

BORROWING RESOLUTION - APPROVAL - RESTRUCTURING OF INTERNAL DEBT

By memorandum, Ron Singer, Director of Finance, requested consideration of Town Council to the approval of Temporary Borrowing Resolutions in a total amount of \$386,000. It was noted by Mr. Singer, that these three Temporary Borrowing Resolutions are recommended for Council approval in order to facilitate the refinancing of a portion of Internal Borrowing from Reserves through Debenture Debt.

ON MOTION of Deputy Mayor Nolan and Councillor Roy, it was moved that Town Council approve the three Borrowing Resolutions, namely:

		<u>Original Amount</u>
87-06 - Salt Dome/Works Compound	\$59,000	(\$ 92,325 )
87-07 - Union St. Sidewalks	\$61,000	( 61,000 )
87-08 - 1985 Mainstreet Improvements	\$266,000	(319,350 )

as circulated, totalling \$386,000 and that appropriate documentation be forwarded to the Minister of Municipal Affairs for his approval. Motion approved unanimously.

12.6

PAYMENT OF INTEREST - TAX REFUNDS FOR SUCCESSFUL ASSESSMENT APPEALS

By memorandum, Ron Singer, Director of Finance, circulated copies of correspondence from Mr. J. P. Howell, in which Mr. Howell requested consideration of Council to the payment of interest on any taxes refundable due to successful assessment appeals.

In requesting direction from Council, Mr. Singer noted that the two alternatives were to maintain the current policy that no interest is paid on tax refunds or adopt a policy of paying interest on same.

ON MOTION of Councillor Kelly and Councillor Lugar, it was moved that Town Council approve the payment of interest on tax refunds that result from a successful assessment appeal.

In speaking to the matter, Deputy Mayor Nolan expressed the opinion that interest should only be paid if such refunds are due and payable following an unusual period of time. He cited ninety days as an example.

12.6

PAYMENT OF INTEREST CONTINUED

The Motion was put to the meeting and approved. Deputy Mayor Nolan voted against the Motion.

12.7

AWARD OF TENDER - FIRE DEPARTMENT - RE DOORS

By memorandum, Eric Sheppard, Assistant Deputy Chief, Bedford Fire Department, advised Council with respect to quotations received for the replacement of the four apparatus room doors at the fire station.

It was noted by Mr. Sheppard that quotations from Bluewater Agencies Ltd. in a total amount of \$15,880 and Designer Amp Door Services in the amount of \$15,380 appeared to be of equal quality and workmanship and he recommended the award of this project to one of the two firms.

ON MOTION of Councillor Kelly and Deputy Mayor Nolan, it was moved that the Town of Bedford enter into an agreement with Designer Amps Door Services for the installation of four apparatus room doors for the Bedford Fire Station at a cost not to exceed \$15,380. Motion approved unanimously.

12.8

HALIFAX COUNTY REGIONAL LIBRARY BOARD - REQUEST FOR ADDITIONAL FUNDING

By memorandum, Ron Singer, Director of Finance, advised Council that the Halifax County Regional Library Board has requested that the County of Halifax and the Town of Bedford approve an additional \$46,047 in excess of the provincially approved budget of \$1,016,553 because the Province did not use the 1986 census figures when calculating the guaranteed operating budget.

Mr. Singer further advised that, if the additional funds are approved and if they were shared between the two municipalities on a per capita basis, the amount of extra funding required from the Town of Bedford would be \$2,890. If, on the other hand, uniform assessment is utilized in cost sharing the additional funds, the Town of Bedford's share would amount to \$4,437.

ON MOTION of Councillor Lugar and Councillor Roy, it was moved that the Town of Bedford approve the requested additional funding for the Halifax County Regional Library Board in a total amount of \$46,047 on the basis of per capita cost sharing resulting in an additional amount of \$2,890 from the Town of Bedford.

During the ensuing discussion, Deputy Mayor Nolan expressed concern with respect to the fact that Town Council is approving an over-expenditure to its 1987 Operating Budget in an area which is not absolutely necessary.

The Motion was put to the meeting and approved. Deputy Mayor Nolan and Councillor Kelly voted against the Motion.

REGULAR SESSION - TOWN COUNCIL - JUNE 15, 198713. REPORTS: BOARDS/COMMITTEES/COMMISSIONS13.1 BEDFORD PLANNING ADVISORY COMMITTEE

By memorandum, David Lugar, Chairman, Bedford Planning Advisory Committee circulated copies of draft minutes of the Bedford Planning Advisory Committee meeting of June 3, 1987. In particular, Councillor Lugar noted several recommendations/requests from the Committee as follows:

- a) that Civic Number 768 Bedford Highway be rezoned from C-5 to C2/C5;
- b) that the balance of properties in the quadrant adjacent to Civic Number 768 Bedford Highway, on both sides of the highway to the Halifax City boundary, be called to the attention of the M.P.S. Review Committee;
- c) that the new updated Zoning Map be adopted by Council subject to Public Hearing;
- d) that a Solicitor be consulted as to the legal interpretation of a major or minor variance under the Planning Act as it particularly relates to the changes to the Village Centre being constructed on the corner of Bedford Highway and Hammonds Plains Road.

During discussion of the report, Deputy Mayor Nolan advised that the minutes of the Bedford Planning Advisory Committee are in error in that his Motion respecting the rezoning of civic #768 Bedford Highway was to effect a rezoning from C-5 to C-2, not C2/C5.

During discussion of this particular matter, it was agreed that the minutes could be corrected at the regular session of B.P.A.C. with subsequent advertising in the newspaper prior to the scheduled Public Hearing.

ON MOTION of Deputy Mayor Nolan and Councillor Lugar, it was moved that staff should prepare a proposed Zoning Map which reflects Park Zoning of all land owned by the Town and designated as Parkland. Motion approved unanimously. It was unanimously agreed that the request that a Town solicitor be consulted, as to the legal interpretation of a major or minor variance, be denied.

14. STAFF REPORTS14.1 ANIMAL CONTROL MONTHLY REPORT FOR MAY, 1987

The Animal Control Monthly Report for May 1987, was received for information.

14.2 FIRE CHIEF'S MONTHLY REPORT FOR MAY, 1987

Copies of the Fire Chief's Monthly Report for May, 1987 were circulated to Members of Council.

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14.2

FIRE CHIEF'S REPORT CONTINUED

Chief David Selig reviewed, for the benefit of Council, details of his report, noting in particular, expenditures which have been encountered with respect to vehicle maintenance. A general discussion also took place with regard to the increased number of calls which are being experienced this year by the Fire Department.

The Report was received for information.

14.3

ENGINEERING AND WORKS DEPARTMENT

14.3.1

1987 DEPARTMENTAL REPORT #2

Copies of the Engineering and Works Departmental Report #2, 1987, were circulated to Members of Council. During the ensuing discussion, the Director of Engineering and Works responded to questions respecting the report and, in particular, noted concerns of Council with respect to the summer grass mowing schedule and the time table of the installation of sidewalks on the Hammonds Plains Road.

Mr. Paynter also advised Council that he will be meeting with residents of Peerless Subdivision with respect to requested traffic markings and signs.

It was agreed by Council that the Police Department should be asked to more actively enforce existing traffic regulations.

The Director of Engineering and Works was commended for the quality and depth of his report.

14.3.2

UNION STREET/BEDFORD HIGHWAY INTERSECTION - SIGNALIZATION WARRANTS

By memorandum, the Director of Engineering and Works circulated copies of a report respecting a "Warrant Analysis" concerning possible installation of traffic signals at the Union Street/Bedford Highway Intersection.

Following a detailed review of the findings, it was recommended by the Director of Engineering and Works that signalization of this intersection not take place.

14.4

PLANNING AND DEVELOPMENT CONTROL DEPARTMENT

14.4.1

BUILDING INSPECTOR'S MONTHLY REPORT - MAY, 1987

Copies of the Building Inspector's Monthly Report for the month of May, 1987 were circulated to Members of Council indicating a total value of construction to date, of \$12,566,400 with a Building Permit Revenue of \$43,349. The Report was received for information.



EXTENSION OF TIME OF MEETING CONTINUED

14.4.2

STREET NAMING

By memorandum, Barry Zwicker, Director of Planning and Development Control, recommended that Town Council ratify two names for streets located in the Town of Bedford, for which there exists no street names.

He proposed that the street adjacent to the Fire Hall, leading from the Bedford Highway to Shore Drive, be named Isleview Lane and that for the street adjacent the Police Station, from the Bedford Highway to Shore Drive, be named Hill Street.

ON MOTION of Councillor Roy and Councillor Lugar, it was moved that Town Council approve the name of Isleview Lane for the street leading from Bedford Highway to Shore Drive, adjacent the Fire Hall. Motion approved unanimously.

Following a brief discussion during which concerns were expressed by Council in opposition to the name of Hill Street, it was agreed that Hatchery Lane would be a more appropriate street name.

ON MOTION of Councillor Kelly and Councillor Roy, it was moved that Town Council approve the name Hatchery Lane for the street leading from Bedford Highway to Shore Drive, adjacent to the Police Station. Motion approved unanimously.

14.4.3

ZONING BY- LAW - BUILDING BY- LAW VIOLATIONS

By memorandum, Barry Zwicker, Director of Planning and Development Control requested that Town Council authorize the Town Clerk to proceed with action against Mr. Donald Kelly, Civic #2 Lewis Drive, Bedford, for violations of the Zoning By-Law and Building By-Law in the Town of Bedford, further that the Town Council also authorize the Clerk to proceed with action against Adams Enterprises, Civic #39 Dartmouth Road, Bedford, for violation of the Town of Bedford Zoning By-Law and the non-conforming provision of the Nova Scotia Planning Act.

ON MOTION of Councillor Roy and Councillor Lugar, it was moved that the Town Council authorize the Town Clerk to proceed with action against Mr. Donald Kelly, Civic #2 Lewis Drive, for violations of the Zoning By-Law and Building By-Law of the Town of Bedford. Motion approved unanimously.

ON MOTION of Councillor Roy and Councillor Lugar, it was moved that Town Council authorize the Town Clerk to proceed with action against Adams Enterprises, Civic #39 Dartmouth Road, Bedford, for violation of the Town of Bedford Zoning By-Law and the non-conforming provision of the Nova Scotia Planning Act. Motion approved unanimously.

EXTENSION OF TIME OF MEETING

ON MOTION of Councillor Lugar and Councillor Kelly, it was moved that the time of the meeting be extended by fifteen minutes. Motion approved

REGULAR SESSION - TOWN COUNCIL - JUNE 15, 1987

EXTENSION OF TIME OF MEETING CONTINUED

unanimously.

15. CORRESPONDENCE

15.1 DR. P. J. WOODYER CLAYTON PARK VETERINARY HOSPITAL

Correspondence from Mr. P. J. Woodyer of the Clayton Park Veterinary Hospital was read to Council in which Dr. Woodyer expressed his opinion with respect to the increased number of complaints which are being received since the advent of Spring respecting violations of the By-Law Respecting Dogs. The correspondence was received for information.

16. NOTICES OF MOTION

16.1 AMENDMENT TO BY LAW RESPECTING DOGS

Notice of Motion was served by Deputy Mayor Nolan of the intention of Town Council to pass an amendment to the By-Law Respecting Dogs at the next Regular Session of Council.

During the ensuing discussion, it was agreed that staff should determine the particular authority for the proposed amendment. Staff was also requested to determine whether our contract with Clayton Park Veterinary service includes the picking up of dead animals, other than dogs.

16.2 DEED TRANSFER TAX BY LAW

Notice of Motion was served by Councillor Kelly of the intentions of Town Council to consider the approval of a By-Law Respecting Deed Transfer Tax at the next Regular Session of Council.

17. QUESTIONS

17.1 ACTION SHEET

Copies of the Action Sheet dated June 15, 1987, were circulated to Members of Council and was received for information.

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18. ADDED ITEMS

18.1 ENFORCEMENT OF SUBDIVISION COVENANTS

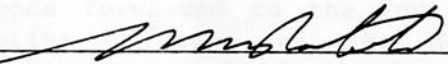
Councillor Roy initiated a discussion with respect to whether or not the Town of Bedford should undertake the enforcement of private subdivision covenants. Following a brief discussion, it was ultimately agreed that such was impractical and not within the legal domain of the Town.

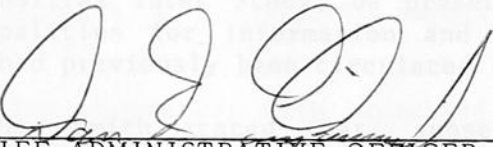
19. OTHER

NIL

20. ADJOURNMENT

ON MOTION of Councillor Kelly and Councillor Lugar, it was moved that the meeting adjourn at approximately 10:45 p.m. Motion approved unanimously.

MAYOR 

  
CHIEF ADMINISTRATIVE OFFICER

That the Council strongly endorse the concept of Primary Treatment on a regional basis, and recommends that the matter be referred immediately to individual municipal Councils for consideration, public input, and response. It is further resolved that implementation of appropriate sewer bylaws and flow measuring systems program, including the purchase of M&P, be a priority.

Mr. Smith further noted that the City of Dartmouth, at a recent meeting, endorsed this resolution. He then introduced at the meeting, Mr. Jim Asell, and Mr. Mike Murphy, of Canadian Artistic Industries Limited, who, in conjunction with UMA Engineering, OMA W. Service Limited, and ASA Consulting, completed the Phase 3 - Halifax Inlet Water Quality Study.

In a slide presentation, Mr. Murphy provided Council with details on the condition of Halifax Inlet Water, disposal practices, and alternatives for improving current conditions.

TOWN OF BEDFORDSPECIAL COUNCIL SESSIONJUNE 25, 1987

A Special Session of Town Council of the Town of Bedford was held on Thursday, June 25, 1987, at 11:30 a.m. in the Boardroom of the Halifax Ferry Terminal Building, 5077 George Street, Halifax, Nova Scotia, Mayor Keith Roberts presiding.

1. ATTENDANCE

The Session was attended by Deputy Mayor Chris Nolan, Councillor Peter Kelly, and Councillor Robert Short.

Mr. Brian Smith, Planner with the Metropolitan Authority; and Mr. Jim Axell, and Mr. Mike Murphy, Consultants with Canadian British Consultants Limited, were also in attendance.

2. MAPC REPORT ON POLLUTION CONTROL FOR HALIFAX HARBOUR

Mr. Brian Smith, Planner, Metropolitan Authority, referenced correspondence forwarded to the Town of Bedford, from Mr. R. Mort Jackson, Executive Director of the Metropolitan Area Planning Commission, requesting, on behalf of the Commission, that a Report on Phase 3 Halifax Inlet Study, be presented to each of the participating municipalities for information and comment. It was noted that this Report had previously been circulated to Members of Town Council.

Mr. Smith stated that, subsequent to reviewing the Phase 3 Report, the Metropolitan Area Planning Commission passed the following resolution:

"THAT MAPC strongly endorse the concept of Primary Treatment on a regional basis, and recommends that the matter be referred immediately to individual municipal Councils for consideration, public input, and response within six weeks.

BE IT FURTHER RESOLVED that implementation of appropriate sewer bylaws and flow metering systems proceed immediately, under the auspices of MAPC."

Mr. Smith further noted that the City of Dartmouth, at a recent meeting, endorsed this resolution. He then introduced to the meeting, Mr. Jim Axell, and Mr. Mike Murphy, of Canadian British Consultants Limited, who, in conjunction with UMA Engineering, Gore & Storrie Limited, and ASA Consulting, completed the Phase 3 - Halifax Inlet Water Quality Study.

In a slide presentation, Mr. Murphy provided Council with details on the condition of Halifax Inlet Waters, disposal practices, and alternatives for improving current conditions.

MAPC REPORT ON POLLUTION CONTROL FOR HALIFAX HARBOUR (Cont'd)

Following the slide presentation, a question and answer period ensued, during which time, Council raised the following major concerns:

Mill Cove Pumping Station:

It was noted that this plant is currently operating at 85% capacity. The concern was expressed that, at the rate the Town is developing, it may have to upgrade the Mill Cove Station, while, at the same time, contribute funding towards a regional plant. It was noted that the Mill Cove Plant is approximately fifteen years old, and has already been upgraded once.

Mr. Axell suggested that the Town determine the current cost of operation for its treatment plant system, and use this figure as a "bench mark" to indicate whether or not the Town wished to become involved in a regional funding scheme.

Funding for Regional Plant:

Questions were raised regarding the funding methodology for a regional plant, i.e. what are the proposed funding sources.

Mr. Smith indicated that there may be an opportunity to receive a significant amount of funding from senior levels of government, and possibly, cost sharing could be effected similar to the method now in place for solid waste disposal. He stated that pollution control is definitely a regional problem, and that very little could be done to make a significant impact, unless it is effected on a regional basis.

The concern was also expressed that the municipalities may be compelled to participate in a funding scheme for a regional plant, whether or not they wished to do so.

Existing Plant:

The question was raised as to whether our existing pumping station system could be used as a monetary contribution towards the Town's share of funding for a regional plant.

Primary Treatment Level:

It was noted that, in the past, Primary Treatment has tended to increase the growth of algae in the basin, whereas Secondary Treatment has lessened this problem.

In concluding the discussion, Mr. Smith stressed the importance of enacting bylaws which would allow for pollution control measures, and expressed his appreciation to Staff of the Town's Engineering Department for their assistance in this regard.

(including engineering & contingencies) \$37,000

Glen Moir Terrace Paving & Curbing (including engineering & contingencies) \$44,552

Motion carried unanimously.

MAPC REPORT ON POLLUTION CONTROL FOR HALIFAX HARBOUR (Cont'd)

ON MOTION of Deputy Mayor Nolan, seconded by Councillor Kelly, it was moved that the Town Council of the Town of Bedford, endorse the concept of primary treatment as the minimum for Halifax Inlet on a regional basis, with a preference to a single plant. Motion carried unanimously.

OTHERCANTERBURY GROUP - INDEMNIFICATION - FIREWORKS DISPLAY - SPRUCE ISLAND

Correspondence was received from Mr. R. Stapells, on behalf of the Canterbury Group, requesting that the Town provide this company with a certificate of Release and Indemnity, respecting the proposed July 1st fireworks display on Spruce Island.

ON MOTION of Councillor Short, seconded by Councillor Kelly, it was moved that Council authorize the Mayor and Chief Administrative Officer to sign a Resolution of Indemnification, as requested by the Canterbury Group, respecting the proposed July 1st fireworks display on Spruce Island. Motion carried unanimously.

TENDER 87-03 - MILL COURT PAVING & CURBING; GLEN MOIR TERRACE PAVING & CURBING.

By memorandum, Rick Paynter, Director of Engineering & Works requested Council's approval to the awarding of Tender 87-03, Mill Court Paving and Curbing; and Glen Moir Terrace Paving and Curbing, to Municipal Contracting Limited, as follows:

Mill Court Paving and Curbing:	\$33,099
Engineering & Contingencies	4,000
	<u>\$37,099</u>
Glen Moir Terrace Paving and Curbing:	\$41,552
Engineering & Contingencies	3,000
	<u>\$44,552</u>

In addition, Mr. Paynter requested the consideration of Council to reducing the paving frontage charges for two lots on Mill Court: Lot 22, and 24. In his memorandum, Mr. Paynter noted that, because of the larger lot frontage, the assigned costs to these property owners, under the Street Improvement Bylaw, will be higher than costs to other property owners on Mill Court.

ON MOTION of Deputy Mayor Nolan, seconded by Councillor Short, it was moved that Tender 87-03, Mill Court Paving and Curbing; and Glen Moir Terrace Paving and Curbing, be awarded to Municipal Contracting Limited as follows:

Mill Court Paving & Curbing (including engineering & contingencies)	\$37,099
Glen Moir Terrace Paving & Curbing (including engineering & contingencies)	\$44,552

Motion carried unanimously.

TENDER 87-03 - MILL COURT PAVING & CURBING: GLEN MOIR TERRACE PAVING & CURBING (Cont'd)


PUBLIC HEARING

ON MOTION of Deputy Mayor Nolan, seconded by Councillor Short, it was moved that whereas the Town of Bedford has a Street Improvement Bylaw, which is now in effect; and whereas this bylaw states the methodology for charging local improvements according to street frontage, that a reduction in such charges to the property owners of Lot 22 and Lot 24 Mill Court, not be granted. Motion carried unanimously.

ADJOURNMENT

ON MOTION of Councillor Kelly, and Deputy Mayor Nolan, it was moved that the meeting adjourn, at approximately 1:30 p.m.

Deputy Mayor Chris Nolan and Councillors Peter Christian, Peter Kelly, William Roy, and Robert Short were present at the commencement of the Session.

  
MAYOR

  
CHIEF ADMINISTRATIVE OFFICER

Mayor Roberts advised that the purpose of the Public Hearing was to consider an application for rezoning, for the property commonly known as Civic number 768 Bedford Highway, from its present zoning of C-5 (Commercial Highway Oriented) to C-2 (Commercial General Business Zone).

STAFF REPORT

Barry Swicker, Director of Planning & Development Control, reviewed details of the application for rezoning, which would permit expansion of an existing office structure, from one to two stories.

By memorandum dated June 10, 1987, the Bedford Planning Advisory Committee recommended that the property at 768 Bedford Highway be rezoned from C-5 to C-2; further, that the balance of properties in the quadrant adjacent to 768 Bedford Highway on both sides of the highway to the Halifax City Boundary be called to the attention the MPS Review Committee.

Mr. Swicker noted that a Notice of the Public Hearing to consider the proposed rezoning had been sent to all owners and, as well, advertisements were placed in the local press, in accordance with the requirements of the Planning Act.

QUESTIONS FROM COUNCIL

In response to questions raised by Councillor Roy, Mr. Swicker noted that the present C-5 zoning on this property does not permit "office" space; the present office space is a non-conforming use.

TOWN OF BEDFORDPUBLIC HEARING  
JULY 20, 1987REZONING APPLICATION - 768 BEDFORD HIGHWAY

A Public Hearing was held by the Town Council of the Town of Bedford, on Monday, July 20, 1987, at 7:00 p.m., in the Town Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia, Mayor Keith Roberts presiding.

ATTENDANCE

Deputy Mayor Chris Nolan and Councillors Peter Christie, Peter Kelly, David Lugar, William Roy, and Robert Short were in attendance at the commencement of the Session.

Staff members attending the Session included Barry Zwicker, Director of Planning & Development Control, and Rick Paynter, P.Eng., Director of Engineering.

PURPOSE OF PUBLIC HEARING

Mayor Roberts advised that the purpose of the Public Hearing was to consider an application for rezoning, for the property commonly known as civic number 768 Bedford Highway, from its present zoning of C-5 (Commercial Highway Oriented), to C-2 (Commercial General Business Zone).

STAFF REPORT

Barry Zwicker, Director of Planning & Development Control, reviewed details of the application for rezoning, which would permit expansion of an existing office structure, from one to two stories.

By memorandum dated June 10, 1987, the Bedford Planning Advisory Committee recommended that the property at 768 Bedford Highway be rezoned from C-5 to C-2; further, that the balance of properties in the quadrant adjacent to 768 Bedford Highway, on both sides of the highway to the Halifax City Boundary, be called to the attention the MPS Review Committee.

Mr. Zwicker noted that a Notice of the Public Hearing to consider the proposed rezoning had been sent to all abutters and, as well, advertisements were placed in the local press, in accordance with the requirements of the Planning Act.

QUESTIONS FROM COUNCIL

In response to questions raised by Councillor Roy, Mr. Zwicker noted that the present C-5 zoning on this property does not permit "office" space; the present office space is a non-conforming use.



Mr. Zwicker also confirmed that a C-2 Zone would permit the building of an office tower up to a maximum of 75 feet in height; however the present application is for the purpose of adding a second floor, thereby expanding existing office space, and further expansion could not take place without another Public Hearing.

In response to a question from Councillor Kelly as to whether a restriction on height could be implemented, if the whole area is rezoned C-2, Mr. Zwicker advised that this could be effected by one of the following options:

- By entering into a Contract Development Agreement with the owner;
- By creating a C-2 Zone with various heights, i.e. heights in C-2(a) would differ from those in C-2(b), etc.
- By reducing the overall height within the C-2 zone.

Mr. Zwicker stated that, of the above options, it was his opinion that the second one would be the most feasible.

#### SUBMISSIONS FROM THE PUBLIC

##### DONNA BOWRIDGE - 7 MILLVIEW AVENUE, BEDFORD

Donna Bowridge addressed Council, noting that, on behalf of residents of the Millview Avenue area, she did not wish to see an expansion in height for the property in question. Ms Bowridge stated that area residents realize that the application is for expansion of one additional storey; however, their concern is for potential future expansion of this property, and loss of the existing viewplane.

##### TOM DOGGETT

In response to a question from Councillor Peter Kelly as to whether Mr. Doggett, the owner of the property at 768 Bedford Highway, would be interested in entering into a Contract Development with the Town, Mr. Dogget advised that he would like to consider this option before proceeding.

Mr. Zwicker concluded by stating that the potential of this area is for highway oriented uses, and recommended that the entire area be reviewed, given the impact that the development of the waterfront will have in future years.

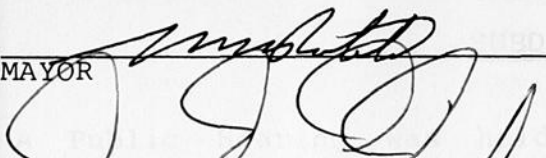

There being no response following three calls for further submissions from the general public, Mayor Roberts declared the public portion of the Hearing closed.

ADJOURNMENT

TOWN OF BEDFORD

Public Hearing 87-11 adjourned at approximately 7:15 p.m.

JULY 20, 1987

  
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 MAYOR  
  
 \_\_\_\_\_  
 CHIEF ADMINISTRATIVE OFFICER

DIVISION OF PLANNING

by the Town Council of the Town  
 of Bedford, on July 20, 1987, at 7:15 p.m. in the  
 Council Chamber, 400 Bedford Tower, Bedford,  
 Nova Scotia.

ATTENDANCE

Deputy Mayor Chris Nolan and Councillors Peter  
 Peter Kelly, David Leser, William Foy and Robert  
 in attendance at the commencement of the Session.

Staff members attending the Session included Barry  
 Director of Planning & Development Control, and Rick  
 P.Eng., Director of Engineering.

PURPOSE OF PUBLIC HEARING

Mayor Roberts advised that the purpose of the Public Hearing  
 was to consider and, if deemed advisable, give Council approval  
 to a new Subdivision bylaw for the Town of Bedford.

STAFF REPORT

Mr. Barry Zwicker, Director of Planning & Development Control,  
 reviewed for Council the background of the new Subdivision  
 Bylaw, stating that the bylaw, as circulated on July 15,  
 1987, represents the process presently followed within the  
 Town for subdivision approval; further, that some of the  
 compliance with the Provincial Subdivision Regulations which  
 will be enacted by the Province for the Town of Bedford.

Mr. Zwicker requested that Council give consideration to  
 approving the Subdivision Bylaw and attached Servicing Regula-  
 tions, in order that same could be submitted to the Director  
 of Municipal Affairs for his approval at the earliest possible  
 date.

QUESTIONS FROM COUNCIL

In response to a question raised by Councillor Foy as to  
 whether the Town could stop or hinder development of a subdivi-  
 sion by a developer who has not fulfilled his requirements  
 relative to other subdivisions/developments, Mr. Zwicker  
 responded that there is no legal method whereby the Town  
 could stop or hinder a development for this reason.

TOWN OF BEDFORD

PUBLIC HEARING  
JULY 20, 1987

SUBDIVISION BYLAW

A Public Hearing was held by the Town Council of the Town of Bedford, on Monday, July 20, 1987, at 7:15 p.m., in the Town Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia, Mayor Keith Roberts presiding.

ATTENDANCE

Deputy Mayor Chris Nolan and Councillors Peter Christie, Peter Kelly, David Lugar, William Roy and Robert Short were in attendance at the commencement of the Session.

Staff members attending the Session included Barry Zwicker, Director of Planning & Development Control, and Rick Paynter, P.Eng., Director of Engineering.

PURPOSE OF PUBLIC HEARING

Mayor Roberts advised that the purpose of the Public Hearing was to consider and, if deemed advisable, give Council approval to a new Subdivision Bylaw for the Town of Bedford.

STAFF REPORT

Mr. Barry Zwicker, Director of Planning & Development Control, reviewed for Council the background of the new Subdivision Bylaw, stating that the bylaw, as circulated on July 20, 1987, represents the process presently followed within the Town, for subdivision approval; further, that same is in compliance with the Provincial Subdivision Regulations which will be enacted by the Province for the Town of Bedford.

Mr. Zwicker requested that Council give consideration to approving the Subdivision Bylaw and attached Servicing Specifications, in order that same could be submitted to the Minister of Municipal Affairs for his approval at the earliest possible date.

QUESTIONS FROM COUNCIL

In response to a question raised by Councillor Roy as to whether the Town could stop or hinder development of a subdivision, by a developer who has not fulfilled his requirements relative to other subdivisions/developments, Mr. Zwicker responded that there is no legal method whereby the Town could stop or hinder a development for this reason.

Concern was expressed by certain members of Council as to the impact on the community of large scale development, and the fact that Council may not be aware of who is subdividing lands, and in which locations.

Councillor Short suggested that prior to a bylaw being put into place, a policy should be formulated whereby elected representatives can be apprised of, and weigh the impacts of, future development on the community. Councillor Short requested that a solicitor review and discuss the proposed Subdivision Bylaw with Council prior to approval, and advise as to how policy could be put into place, in conjunction with the bylaw, which would permit more council involvement in the subdivision approval process.

Mr. Paynter, Director of Engineering, stated that his Department is very anxious to have the servicing specifications appended to the Subdivision Bylaw.

SUBMISSIONS FROM THE PUBLIC

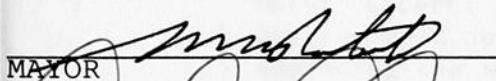
MRS. JEAN PENDER - LAND OWNER - SANDY LAKE AREA

Mrs. Jean Pender addressed Council, noting that she had not seen advertisements concerning the Public Hearing in the local press. A copy of the advertisement was circulated to Mrs. Pender, who requested a copy of the new Subdivision Bylaw.

There being no response following three calls for further submissions from the general public, Mayor Roberts declared the public portion of the Hearing closed.

ADJOURNMENT

Public Hearing 87-13 adjourned at approximately 7:30 p.m.

  
MAYOR

  
CHIEF ADMINISTRATIVE OFFICER

MEETING #70

TOWN OF BEDFORD  
REGULAR COUNCIL SESSION  
JULY 20, 1987

A Regular Session of Town Council of the Town of Bedford was held on Monday, July 20, 1987, at 7:30 p.m. in the Town Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia, Mayor Keith Roberts presiding.

1. LORD'S PRAYER

Mayor Roberts opened the Session by the leading of the Lord's Prayer.

2. ATTENDANCE

Deputy Mayor Chris Nolan, and Councillors Peter Christie, Peter Kelly, David Lugar, William Roy and Robert Short were in attendance at the commencement of the Session.

Staff Members attending the Session, included Dan R. English, Chief Administrative Officer; Barry Zwicker, Director of Planning and Development Control; Rick Paynter, Director of Engineering and Works and Lillian Smith, Administrative Assistant. Mr. Micheel Towner, Executive Director, Bedford Business Economic Development Commission and Mr. Peter McInroy, Solicitor, were in attendance for a portion of the meeting.

3. APPROVAL OF MINUTES

3.1 REGULAR SESSION - JUNE 15, 1987

3.2 SPECIAL SESSION - JUNE 25, 1987

Mayor Roberts requested that the Minutes of the Special Session held June 25, 1987, page 3, paragraph 1, be amended by replacing the words "Halifax Harbour" with "Halifax Inlet" in order to reflect terminology used in consultants' studies.

ON MOTION of Deputy Mayor Nolan and Councillor Christie, it was moved that the Minutes of the Regular Session of June 15, 1987 be approved as circulated; and, that the Minutes of the Special Session of June 25, 1987, be approved as amended. Motion carried unanimously.

4. ADDITIONS/DELETIONS TO ORDER OF BUSINESS

On request of Councillor Kelly, it was agreed that an item respecting the condition of property located at Bedford Highway/Cushing Hill, be added to the agenda as Item 10.3.

REGULAR SESSION OF TOWN COUNCIL, JULY 20, 19874. ADDITIONS/DELETIONS TO ORDER OF BUSINESS CON'T

On request of Councillor Christie, it was agreed that Agenda Item Number 10 "Petitions and Delegations" precede Agenda Item Number 9, "Public Hearings and Motions Arising Therefrom."

On request of Councillor Roy, it was agreed that an item respecting "Tenders - Hammonds Plains Road Sidewalks" be added to the agenda as Item 19.1.

5. APPROVAL - ORDER OF BUSINESS

ON MOTION of Councillor Christie and Councillor Roy, it was moved that the Order of Business, as amended, be approved. Motion carried unanimously.

6. MOTIONS OF RECONSIDERATION

NIL

7. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

NIL

8. MOTIONS OF RESCISSION

NIL

10. PETITIONS AND DELEGATIONS10.1 PRESENTATION - PARKLAND - FARMERS COOPERATIVE DAIRY LIMITED

Mayor Roberts introduced Mr. W. E. MacLennan, President and General Manager of Farmers Cooperative Dairy Limited. Mr. MacLennan, in referring to a wall map, indicated two portions of land which form part of the shore line of Sandy Lake, and confirmed the transfer of such lands from Farmers Cooperative Dairy Limited to the Town of Bedford.

Mr. MacLennan stated that this property is being transferred free of charge to the Town, in the hope that the lands in question might eventually be joined with other publicly owned lands in the Sandy Lake area, and made available for the enjoyment of the citizens of Bedford. Written confirmation of this gift was then presented by Mr. MacLennan to Mayor Roberts.

Mayor Roberts expressed, on behalf of the Town, sincere appreciation to Farmers Cooperative Dairy for its most

10.1 FARMERS COOPERATIVE DAIRY LIMITED CON'T

generous gift, and was accompanied by applause from all in attendance, when he stated that this land would go a long way in ensuring enjoyment to future residents of the area.

ON MOTION of Deputy Mayor Nolan and Councillor Christie, it was moved that a formal resolution of thanks be made to Farmers Cooperative Dairy Limited, for its generous gift of two parcels of land on the shores of Sandy Lake, noting that this is the first corporate dedication of parkland made to the Town. Motion carried unanimously.

10.2 OLYMPIC TORCH RELAY - PETROCAN

Mayor Roberts introduced Mr. John Barr, of Petrocan, the corporation sponsoring the Olympic Torch Relay - Celebration '88. Mr. Barr presented, for the benefit of those in attendance, a brief video entitled "Share the Spirit" depicting runners as they carry the Olympic Torch across this country.

Following the video presentation, Mr. Barr provided information, concerning the torch relay through the Bedford area. He noted that the torch will pass through Bedford on November 23, 1987, at approximately 11:30 a.m., and that the Town of Bedford had been designated a ceremonial stop on the route.

Mr. Barr provided additional points which were contained in the "Guide to Community Events" handout, previously circulated to Council. He then requested that Council appoint a chairman, who would form a task force within the community. Mr. Barr also asked that a written request be forwarded to Petrocan, indicating that Bedford would like to participate in an Olympic Torch Ceremony.

ON MOTION of Councillor Christie and Councillor Roy, it was moved that the matter of appointing a chairman and task force to assist with the Olympic Torch Relay Celebrations, be referred to the Recreation Commission. Motion carried unanimously.

Mayor Roberts expressed appreciation to Mr. Barr for his interesting presentation.

10.3 PROPERTY - BEDFORD HIGHWAY/CUSHING HILL

Mr. Jack Reid, a resident of Cushing Hill, addressed Council regarding the condition of a parcel of land, located on the Bedford Highway at Cushing Hill, which had undergone extensive excavation some time ago. Mr. Reid advised that no development has taken place on the parcel of land, to this point in time, yet the land has not been restored to its original condition; rather it has remained in its excavated

10.3 PROPERTY - BEDFORD HIGHWAY/CUSHING HILL

state, with signs of extensive erosion. Mr. Reid continued, noting that residents of Cushing Hill are concerned about the devaluation of their properties due to the extensive, open excavation in the area, and would like to see this area of Bedford Highway developed as a commercial area. Mr. Reid expressed the hope that in future, the Town will have the authority to enact bylaws which would prevent such a situation from occurring again.

Mayor Roberts thanked Mr. Reid for taking the time to appear before Council and state his concerns.

Rick Paynter, Director of Engineering stated that he shares Mr. Reid's concerns, particularly as they relate to the condition of the noted excavation. Mr. Paynter stressed that with slopes in excess of sixty degrees, if heavy precipitation is experienced, the stability of the slopes is questionable.

The Chief Administrative Officer, Mr. Dan English, advised that under the new Private Members Bill, recently enacted, the Town will hopefully be in a position through a By-Law to require a permit, prior to any excavation being started; presently, however, the Town does not have this authority.

9. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM

REZONING APPLICATION - 768 BEDFORD HIGHWAY

ON MOTION of Councillor Short and Councillor Kelly, it was moved that the application for rezoning of 768 Bedford Highway, along with the rezoning of adjacent properties, be referred to the MPS Plan Review Committee.

ON MOTION of Councillor Roy and Councillor Lugar, it was moved that the Motion be amended to read:

THAT the application for rezoning of 768 Bedford Highway, be denied, and that the proposal for rezoning of this property, along with adjacent properties, be referred to the MPS Plan Review Committee.

The Amendment was put to the meeting and passed.

The Amended Motion was put to the meeting and passed. Deputy Mayor Nolan and Councillor Christie voted against the Motion.

11.1 BY-LAW REQUESTING REPEAL OF CERTAIN INHERITED COUNTY OF HALIFAX LEGISLATION

ON MOTION of Councillor Kelly and Councillor Lugar, it was moved that Town Council approve Third and Final Reading of a By-Law Requesting Repeal of Certain Inherited County of Halifax Legislation, as circulated, subject to approval by the



REGULAR SESSION - TOWN COUNCIL - JULY 20, 19879.2 SUBDIVISION BY-LAW

ON MOTION of Deputy Mayor Nolan and Councillor Christie, it was moved that Town Council adopt the Subdivision By-Law, including servicing specifications, as presented to Council on July 20, 1987.

Discussion ensued on the Motion, in which the following points were raised.

Councillor Short expressed concern regarding the lack of input on the part of Council, to the Subdivision Approval process. He stated that a Policy document should be developed, and followed, whereby Council would be apprised of developments, and be able to review impacts on the community, i.e. schools, recreation, finance, etc.

Mr. Peter McInroy, Solicitor, responded by stating that if Council wished to have such a document, it would have to be separate from the Subdivision By-Law as Provincial Legislation does not include the role of Council within the Subdivision By-Law. It was noted that Council input and control is generally achieved through formulation of a Municipal Planning Strategy.

Mr. Dan English, Chief Administrative Officer, stated that approval of Subdivision Applications cannot be withheld pending a Council Session; particularly given the fact that Regular Sessions are only held once a month. Mr. English offered, however, that it is possible to forward these applications to Councillors, prior to approval, and if any Councillor has concerns with a specific application, he can contact the Development Officer.

The Motion was put to the meeting and passed unanimously.

ON MOTION of Councillor Short and Councillor Kelly, it was moved that the Chief Administrative Officer be responsible for drafting a policy, reflecting a process whereby information relating to subdivision applications will be forwarded to Council. Motion carried unanimously.

It was requested that this draft policy be presented at the next Council Session.

11. MOTIONS11.1 BY-LAW RESPECTING REPEAL OF CERTAIN INHERITED COUNTY OF HALIFAX LEGISLATION

ON MOTION of Councillor Kelly and Councillor Lugar, it was moved that Town Council approve Third and Final Reading of a By-Law Respecting Repeal of Certain Inherited County of Halifax Legislation, as circulated, subject to approval by the

REGULAR SESSION - TOWN COUNCIL - JULY 20, 198711.1 INHERITED HALIFAX COUNTY OF HALIFAX LEGISLATION CON'T

Minister of Municipal Affairs. Motion carried unanimously.

11.2 AMENDMENT TO BY-LAW RESPECTING DOGS (SECOND READING)11.3 BY-LAW RESPECTING DEED TRANSFER TAX (SECOND READING)

Councillor Kelly requested that Second Reading be waived for the Amendment to By-Law Respecting Dogs, and the By-Law Respecting Deed Transfer Tax; and that Council consider this review as Third and Final Reading for these by-laws.

A discussion ensued during which Council determined that the Amendment to the By-Law Respecting Dogs, and the By-Law Respecting Deed Transfer Tax should receive Second Reading at this Session, and be forwarded to the next Regular Session of Town Council for Third Reading.

ON MOTION of Deputy Mayor Nolan and Councillor Lugar, it was moved that Town Council approve Second Reading of the Amendment to the By-Law Respecting Dogs, and that same be circulated to the next Regular Session of Town Council for Third Reading. Motion carried. Councillor Kelly voted against the Motion.

ON MOTION of Councillor Lugar and Councillor Kelly, it was moved that Town Council approve Second Reading of the By-Law Respecting Deed Transfer Tax, and that same be circulated to the next Regular Session of Town Council for Third Reading. Motion carried unanimously.

12.1 MUNICIPAL BOUNDARIES AND REPRESENTATION ACT

Councillor Peter Christie circulated information to Council indicating why, in his opinion, the Town should hold a plebiscite to determine whether the residents of Bedford prefer a Ward System or an at-large system.

In reviewing this information, Councillor Christie, stated that the reasons for his opinion to hold a plebiscite include the fact that:

-the present at large system was established in 1979 by the Public Utilities Board (most towns below 6,000 population have at-large systems);

-there has been a significant increase in population, and in assessment within the Town;

-there has been a significant growth of Homeowners Associations within the Town;

REGULAR SESSION - TOWN COUNCIL - JULY 20, 1987

12.2 COUNCIL MEMBERSHIP - BEDFORD PLANNING ADVISORY COMMITTEE

By correspondence circulated to Town Council, Councillor Peter Kelly tendered his resignation from the Bedford Planning Advisory Committee. Reasons stated by the Councillor ... 7 included:

12.1 MUNICIPAL BOUNDARIES AND REPRESENTATION ACT CON'T

-Residents have never had an opportunity to formally express their preference of system.

ON MOTION of Councillor Christie and Councillor Kelly, it was moved that the Town hold a plebiscite, prior to December 31, 1987, to determine if residents of Bedford would prefer a Ward System (based on the assumption there would be three wards with two Councillors in each ward), or an at-large system of representation.

In discussing the Motion, Councillor Roy expressed concern with the fact that Council was being asked to vote on the holding of a plebiscite, which would cost money, based on information which Council has not yet had the opportunity to review.

ON MOTION of Councillor Roy and Councillor Nolan, it was moved that this item be deferred to the next meeting, in order that Council be provided an opportunity to review the information circulated at the July 20, 1987 Council Session.

Motion carried unanimously.

ON MOTION of Councillor Christie and Councillor Kelly, it was moved that since Bedford has the fifth highest ratio of residents to representatives, that the Town establish a level of 1200 residents per representative, and following a plebiscite, request the Municipal Board to enlarge the number of Councillors if the population growth warrants same.

Motion defeated. Councillors Peter Christie and Peter Kelly voted in favour of the Motion. Deputy Mayor Nolan, Councillors Roy, Lugar and Short voted against the Motion.

In correspondence from Councillor Peter Christie, circulated to Town Council, Councillor Christie noted that the Town is the owner of Lot B18, Admiral Cove Estates, and, in his opinion an aggrieved party to any breach of the subdivision covenants.

ON MOTION of Councillor Christie and Councillor Roy, it was moved that a Solicitor be requested to provide an opinion as to whether the Town, as owner of Lot B18, Admiral Cove Estates, is an aggrieved party to an alleged breach of subdivision covenants in the matter of Lot B-1 Admiral Cove Estates. Motion carried unanimously.

12.2 COUNCIL MEMBERSHIP - BEDFORD PLANNING ADVISORY COMMITTEE

By correspondence circulated to Town Council, Councillor Peter Kelly tendered his resignation from the Bedford Planning Advisory Committee. Reasons stated by Councillor Kelly included:

-Difficulty in expressing an objective viewpoint at Public Hearings on Planning matters, following involvement in BPAC discussions and recommendations on a particular topic.

-The present structure of BPAC, wherein all members of Council sit on this committee; this structure may influence the decisions of the committee.

-The fact that the current Planning Act requires a minimum of only two members of Council to sit on Planning Advisory Committees.

Mayor Roberts stated that the former Planning Act had required that the majority of BPAC members be Councillors; whereas, under the new Act, this requirement has been changed. Mayor Roberts noted, however, that due to the Terms of Reference for BPAC, i.e. the requirement for six Councillors to be members, he was uncertain if Councillor Kelly's resignation could be accepted.

ON MOTION of Councillor Kelly and Councillor Roy, it was moved that the Terms of Reference for the Bedford Planning Advisory Committee, as revised to October 1, 1986, be reviewed by a subcommittee of BPAC, consisting of two Councillors, two non Council Members of BPAC, and the Director of Planning. Motion carried unanimously. Mayor Roberts agreed to select and appoint the members of this subcommittee accordingly.

12.3 SUBDIVISION COVENANTS - LOT B-3 ADMIRAL COVE ESTATES

Councillor Christie referred to the Minutes of the Regular Council Session of June 15, 1987, Item 18.1 which reflect Council's determination that it is impractical and not within the legal authority of the Town to undertake enforcement of private subdivision covenants.

In correspondence from Councillor Peter Christie, circulated to Town Council, Councillor Christie noted that the Town is the owner of Lot B18, Admiral Cove Estates, and, in his opinion an aggrieved party to any breach of the subdivision covenants.

ON MOTION of Councillor Christie and councillor Roy, it was moved that a Solicitor be requested to provide an opinion as to whether the town, as owner of Lot B18, Admiral Cove Estates, is an aggrieved party to an alleged breach of subdivision covenants in the matter of Lot B-3 Admiral Cove Estates. Motion carried unanimously.

REGULAR SESSION- TOWN COUNCIL - JULY 20, 198712.4 BEDFORD WAR MEMORIAL - CENOTAPH

Councillor Kelly circulated photographs of the Bedford War Memorial, noting that the condition of the structure is badly deteriorated, and emphasized the importance of ensuring that the memorial is repaired prior to the winter months.

ON MOTION of Councillor Kelly and Councillor Lugar, it was moved that the Town of Bedford contact the Executive of the Royal Canadian Legion, Bedford Branch, in order to discuss repairs to the Bedford War Memorial. Motion carried unanimously.

In response to a question from the Chief Administrative Officer, Council advised that provided this undertaking is within \$3,000 - \$4,000, the Chief Administrative Officer is authorized to utilize the Contingency Fund, rather than retabing this matter with Council.

12.5 RANGE PARK

By memorandum, the Director of Planning and Development Control, Mr. Barry Zwicker recommended that Town Council authorize the Mayor and Chief Administrative Officer to extend the present contract with Terra Nova Landscaping Limited, for the construction of Phase II of the Range Park Development, to an upset limit of \$191,000 plus a 10% contingency of \$19,000, which would cover the costs of plan preparation, etc., for a total of \$210,000.

The funding sources for this amount were noted as:

-\$140,000 approved by Town Council in the 1987 Capital Budget for Range Park; and

-\$70,000 approved by the Department of Culture, Recreation and Fitness, as per the letter from the Honourable Maxine Cochrane, dated July 16, 1987.

In discussion on this matter, Councillor Roy expressed concern, that notwithstanding Terra Nova was the low bidder for Phase I, by extending the contract in this manner, other contractors will not have an opportunity to bid on the Phase II contract.

ON MOTION of Councillor Short and Councillor Kelly, it was moved that Council authorize the Mayor and Chief Administrative Officer to extend the present contract with Terra Nova Landscaping Limited for the construction of Phase II of the Range Park Development, to an upset limit of \$191,000 plus a 10% contingency of \$19,000 for a total of \$210,000.

Motion carried. Councillor Roy voted against the Motion.

REGULAR SESSION - TOWN COUNCIL - JULY 20, 1987

- 12.5 Mayor Roberts referred to correspondence from the Hon. Maxine Cochrane, Minister of Culture, Recreation and Fitness, which confirmed Provincial funding of \$210,000 for the years 1987-1989 inclusive.

13.1 AD HOC COMMITTEE - MUNICIPAL FACILITIES STUDY

By memorandum, Micheel Towner, Executive Director of the Bedford Economic Development Commission, provided Council with a status report on the Feasibility Study for Municipal Facilities. Mr. Towner noted that the memorandum was being circulated for Council's information, and that work still remained to be completed prior to a final report being prepared for submission to Council.

13.2 MPS REVIEW COMMITTEE - PROGRESS REPORT

By memorandum, Michael Dillistone, Planner, provided Council with an update on the MPS Review Committee, indicating that Committee meetings are scheduled to continue in the fall. A report entitled "Residents Comments and Questions" was also circulated for Council's information.

14.1 FIRE CHIEF'S MONTHLY REPORT14.2.1 BUILDING INSPECTOR'S MONTHLY REPORT

ON MOTION of Councillor Lugar and Councillor Kelly, it was moved that the Fire Chief's Monthly Report for June 1987, and the Building Inspector's Monthly Report for June, 1987, be accepted as tabled. Motion carried unanimously.

14.2.2 STREET NAMING POLICY

By memorandum, Mr. Barry Zwicker, Director of Planning and Development Control recommended that the Policy Respecting Street Naming, be referred to Bedford Heritage '80, for consideration of increasing the number of names on the list of potential street names, and for reconsideration of names which have been recommended for removal from the list by the Fire Department. Mr. Zwicker also requested Council's reconsideration of the percentage of new street names which should come from the Heritage list.

REGULAR SESSION - TOWN COUNCIL - JULY 20, 1987

... 11

14.2.2

STREET NAMING POLICY CONT'D

Mr. Zwicker advised that, at present, the list of potential street names contains 90 such names; but of this total, 27 names have either been used or are being held in reserve. Further, 16 names have been recommended for deletion from the list by the Fire Department, leaving 47 names available for future use. The Street Naming Policy recommends that 75 names be available for use. In addition, Mr. Zwicker advised that concerns have been expressed by developers within the Town that the Policy is too restrictive in their choice of street names, in that currently, 80% of all street names must be selected from the list.

ON MOTION of Councillor Christie and Councillor Roy, it was moved that Town Council refer the matter of Street Naming to Bedford Heritage 80, for consideration of: the number of names on the list; reconsideration of names which have been recommended for deletion from the list by the Fire Department; and, reconsideration of the percentage of new street names which should come from the list of street names.

Motion carried unanimously.

ON MOTION of Councillor Lugar, it was moved that the meeting time be extended to 11:00 p.m. Motion carried unanimously.

14.3

MAIN STREET - ACCEPTANCE AS TOWN STREET

By memorandum, Rick Paynter, Director of Engineering and Works, reviewed the requirements necessary for accepting Main Street as a public road. Mr. Paynter advised that the Town has not been formally petitioned by the residents of the area for public takeover of Main Street; however, individual requests have been submitted over the past few years in this regard.

Mr. Paynter stated that it was the recommendation of the Engineering Department that public takeover and required upgrading works be undertaken, under the Street Improvement By-Law.

In effect, the existing 30 foot travelled way should be widened an additional 10 feet, creating a 40 foot travelled way.

In addition to the extra 10 feet, lands should also be acquired to facilitate the establishment of a 35 foot turning radius. The existing gravelled road surface would then be scheduled for chip sealing and curbing in 1988, at which time, grading modifications to the existing road surface would be required.

14.3 MAIN STREET - ACCEPTANCE AS TOWN STREET CON'T

In discussing the recommendations contained in Mr. Paynter's report, Council felt that the homeowners in the area should be aware of any costs involved with the take-over of Main Street.

ON MOTION of Councillor Short and Councillor Kelly, it was moved that the Director of Engineering contact the property owners on Main Street, in order to discuss the costs of required street repairs, prior to proceeding with takeover of this street. Motion carried unanimously.

14.4 OPERATING BUDGET TO ACTUAL - JUNE 30, 1987

An Operating Budget to Actual to June 30, 1987, together with covering memorandum from Ron Singer, Director of Finance, was circulated to Members of Council. The memorandum noted revenues/expenditures budgeted as compared to actual revenues and expenditures, to June 30, 1987, highlighting any areas which differed significantly from budgeted amounts.

The Chief Administrative Officer, Mr. Dan English, stated that the next full report would be produced in two months, after which a meeting would be held with all Department Heads to discuss Departmental budgets as at August 31, 1987.

15. CORRESPONDENCE

15.1 GEOMARINE ASSOCIATES LTD. - MAPC SEWAGE REPORT

Correspondence was circulated from Mr. Alan Ruffman, President, Geomarine Associates Limited, regarding the MAPC Sewage Report, and requesting to address Council respecting this matter. Mayor Roberts advised that at a Special Council Session held on June 25, 1987, Council reviewed and tabled a recommendation on the MAPC Report, and that the correspondence from Geomarine Associates Limited was received at the Town Office on June 29, 1987, subsequent to the Council Session.

It was agreed that the Minutes of the Special Session of June 25, 1987, would be forwarded to Geomarine Associates Limited, for information.

15.2 CANADIAN LABOUR CONGRESS - RE CANADA POST

Correspondence was circulated from Shirley E. Carr, President, Canadian Labour Congress, on behalf of the National Joint CLC/Postal Union Committee, requesting municipalities to endorse programs for job creation and service expansion in Canada post, and to stop postal cutbacks.

The correspondence was received for information.



15.3 METROPOLITAN AUTHORITY - REGIONAL TRANSIT ADVISORY COMMITTEE

Correspondence was circulated from Mr. Cliff A. Moir, Chairman, Metropolitan Authority, seeking the participation of Bedford in the creation of a Regional Transit Advisory Board, by appointing three representatives from the Town.

ON MOTION of Councillor Short and Councillor Kelly, it was recommended that Council appoint one of Bedford's representative on the Metro Authority, one Council Member and one non-Council Member of Bedford's Transit Advisory Committee, as participants on the Regional Transit Advisory Board. Motion carried unanimously.

It was agreed that Mayor Roberts, in conjunction with the Chairman of the Bedford Transit Advisory Committee, would make the necessary appointments.

16. NOTICES OF MOTION

NIL

17. QUESTIONS

17.1 ACTION SHEET

An action sheet, dated July 20, 1987, was circulated to Council for information.

18. ADDED ITEMS

NIL

19. OTHER

19.1 SIDEWALKS - HAMMONDS PLAINS ROAD

Councillor Roy stated that the Board of School Trustees was very anxious that sidewalks on the Hammonds Plains Road be completed prior to the start of the school year.

Councillor Roy noted that tenders for this project closed on July 30, 1987, and requested that a Special Session of Council be held at this time, in order that tenders could be awarded and the work completed prior to commencement of the school year.

It was agreed that a Special Session of Town Council would be scheduled for July 30, 1987, in order that Tenders for the Sidewalk Project on Hammonds Plains Road could be awarded and work commenced without delay.


TOWN OF BEDFORD

SPECIAL COUNCIL SESSION

REGULAR SESSION - TOWN COUNCIL - JULY 20, 1987

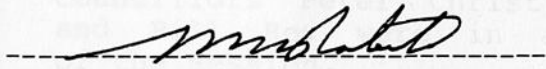
20. ADJOURNMENT

There being no further business, the meeting adjourned at approximately 11:00 p.m.

  
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CHIEF ADMINISTRATIVE OFFICER

CHIEF ADMINISTRATIVE OFFICER

ATTENDANCE

  
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MAYOR

MAYOR

Staff attending this Session included Barry Zwicker, Director of Planning & Development Control; Wayne Legere, Operations Manager; and L. Smith Administrative Assistant.

CONSIDERATION - AWARD OF TENDER 87-05 - SIDEWALK CONSTRUCTION - HAMMONDS PLAINS ROAD

Mr. Zwicker, Director of Planning & Development Control, advised that Tender 87-05 for the construction of sidewalk on Hammonds Plains Road, from Basinview Drive to Bedford Hills Road, closed at 3:00 p.m., July 17, 1987.

By memorandum dated July 30, 1987, Dick Coyne, Director of Engineering & Works, advised Council of the response to Tender 87-05, noting that three tenders were received, with the lowest bid submitted by Municipal Contracting Limited, in the amount of \$61,029.

In response to questions from Council, Mr. Coyne advised that the 1987 Capital Budget allocation for sidewalk construction works is \$83,000 and that the Hammonds Plains Road Sidewalk Project has been approved for cost sharing by the Department of Transportation, with an estimated \$17,240 forthcoming from DOT. Mr. Zwicker further noted that this would result in a net cost to the Town of approximately \$46,000, leaving an amount of \$39,000 remaining in the Capital Budget for sidewalk construction.