

TOWN OF BEDFORD

SPECIAL COUNCIL SESSION

JULY 30, 1987

A Special Session of Town Council of the Town of Bedford was held on Thursday, July 30, 1987, at 4:00 p.m., in the Town Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia, Councillor Robert Short presiding.

1. LORD'S PRAYER

Councillor Short opened the Session by the leading of the Lord's Prayer.

2. ATTENDANCE

Councillors Peter Christie, Peter Kelly, David Lugar, and Bill Roy were in attendance at the commencement of the Session.

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

3. 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 30, 1987.

By memorandum dated July 30, 1987, Rick Paynter, 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 \$63,029.

In response to questions from Council, Mr. Zwicker advised that the 1987 Capital Budget allocation for sidewalk construction works is \$85,000 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.

Mr. John Malonia be appointed Development Officer in his absence.

3. CONSIDERATION - AWARD OF TENDER 87-05 (Cont'd)

In response to questions from Council, Mr. Wayne Legere, Operations Manager, advised that Tender 87-06 - Dartmouth Road Sidewalk Construction, would be advertised in the local press this week, with tenders to close on August 13, 1987.

A brief discussion ensued on the proposed Dartmouth Road Sidewalk Construction Project, wherein Council considered the following options:

- Defer a decision on Tender 87-06, until completion of the Hammonds Plains Road Sidewalk Contract;
- Approve a contract for the Dartmouth Road Sidewalk Project, with the work being done in "stages";
- Proceed with all work on the Dartmouth Road Construction Project, and provide for same in next year's budget.

It was agreed that once tenders close for the Dartmouth Road Sidewalk Project, a Special Council Session would be scheduled to consider this item.

ON MOTION of Councillor Christie and Councillor Roy, it was moved that:

Tender 87-05, Sidewalk Construction - Hammonds Plains Road, be awarded to Municipal Contracting Limited, in the amount of \$63,029 with a completion date for this work of August 31, 1987;

Further, that the Mayor and Chief Administrative Officer be authorized to enter into Cost Sharing Agreement (B-4) with the Department of Transportation, for 50% cost sharing on \$34,600., the total shareable amount of this project;

Further, that Council consider the Dartmouth Road Sidewalk Construction Project, once tenders have been received for same. MOTION carried unanimously.

4. OTHER4.1 DEVELOPMENT ACTIVITY REPORT

Barry Zwicker, Director of Planning & Development Control, circulated, for Council's information, a Development Activity Report, providing advance notice of possible development which may commence during the month of August.

Mr. Zwicker also advised that he would be on vacation from August 4th to 14th inclusive, and requested that Mr. John Malcolm be appointed Acting Development Officer in his absence.

4.1 DEVELOPMENT ACTIVITY REPORT (Cont'd)

ON MOTION of Councillor Lugar and Councillor Roy, it was moved that Mr. John Malcolm be appointed Acting Development Officer for the period August 4th to 14th, 1987.

MOTION carried unanimously.

4.2 BASINVIEW ESTATES DEVELOPMENT - COLLECTOR ROAD

Mr. Barry Zwicker, Director of Planning & Development Control, advised of the results of a Council poll, as to whether or not Council preferred the opening of Basinview Drive, through to Bedford Hills Road, at this time; or, the barricading of Basinview Drive, at Oakridge Intersection.

Mr. Zwicker noted that, in accordance with Council's opinion, the opening of Basinview Drive through to Bedford Hills Road appeared imminent.

Discussion ensued on this item, wherein Council expressed preference to the opening of Basinview Drive; however, with the installation of "stop" signs in the Bedford Hills Road area. Mr. Zwicker noted that the Town's Traffic Management Group did not support the installation of stop signs at this location, as traffic counts did not justify same. It was also noted that a transit route is being proposed, which would travel up Meadowbrook Drive, along Basinview and, as part of the transit loop, may utilize Bedford Hills Road. Council was advised that this proposed transit route is scheduled to commence in November 1987.

ON MOTION of Councillor Kelly and Councillor Lugar, it was moved that Basinview Drive be opened through to Bedford Hills Road; and that stop signs be installed in the Bedford Hills Road area, until such time as the remaining portion of Basinview Drive is constructed.

MOTION carried unanimously.

4.3 NOTICE OF MOTION

Notice of Motion was served by Councillor Christie, of his intent, at the next Regular Session of Council, to request that Council consider rezoning land on the Bedford Highway, in the area of Cushing Hill, from Residential (R-1) to Commercial.

4.3 NOTICE OF MOTION (Cont'd)

Mr. Zwicker stated that the normal procedure is that a request for rezoning be submitted from the owner of the property in question, or from an applicant. Mr. Zwicker noted, however, that it would be in order for Council to initiate a proposed rezoning.

5. ADJOURNMENT

There being no further business, the meeting adjourned at 4:30 p.m.

Robert B. [Signature]

[Signature]

TOWN OF BEDFORD
SPECIAL SESSION
AUGUST 13, 1987

A Special Session of the Town Council of the Town of Bedford was held in the Council Chambers, Suite 400, Bedford Tower, Bedford, N S., Thursday, August 13, 1987, 4 p.m., Deputy Mayor Chris Nolan presiding.

1. LORD'S PRAYER

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

2. ATTENDANCE

Councillor Peter Christie, Peter Kelly and Robert Short were in attendance at the commencement of the Session.

Staff members attending this Session included Joan Pryde, Deputy Clerk; Rick Paynter, Director of Engineering and Works; H. A. MacKenzie, Chief of Police; Ron Singer, Director of Finance; Wayne Legere, Operations Manager and Micheel Towner, Executive Director, Bedford Economic Development Commission.

3. CONSIDERATION - AWARD OF TENDER - 87-06, DARTMOUTH ROAD SIDEWALK CONSTRUCTION

By memorandum, Rick Paynter, Director of Engineering and Works, advised Council of the results of Tender Call 87-06, for Dartmouth Road Sidewalk Construction. Three bids were reviewed with the lowest, in an amount of \$160,528 being submitted by Sun Construction Ltd.

Mr. Paynter further advised that tenders were also called with respect to 280 lineal feet of curbing and sidewalk along the Bedford Highway from the Nelsons Landing Development to the Moirs Mill Road intersection. Three tenders were received as follows:

Ocean Contracting Ltd. -	\$24,500.00 & Asphaltting
Basin Contracting Ltd. -	\$15,200.00 & Asphaltting (\$80.00/tonne)
Municipal Contracting Ltd. -	\$13,900.00 & Asphaltting (\$130.00/tonne)

Council was also informed with respect to the Department's 1987 Capital Budget for sidewalk works and street improvement amounts. It was noted that if these two projects are to proceed, the Department will require additional capital funding in an approximate amount of \$60,000.

Ron Singer, Director of Finance, reviewed, for the benefit of Council, the resulting impact to 1988 Debt Charges, if the two projects are approved for completion in 1987.

SPECIAL SESSION - AUGUST 13, 1987

3. TENDER - 87-06 CON'T

ON MOTION of Councillor Christie, it was moved that Council authorize the Mayor and Chief Administrative Officer to enter into a contract with Sun Construction Ltd. for the awarding of Tender 87-06 - Sidewalk Construction and Associated Works for Dartmouth Road, CN Overpass to Ridgevale Drive - in an amount not to exceed \$160,528.00;

Further, that the Mayor and Chief Administrative Officer be authorized to enter into a contract with Municipal Contracting Ltd. for the awarding of a contract to construct curbing and sidewalk on the Bedford Highway from the Nelson's Landing Development to the Moirs Mill Road intersection in an amount not to exceed \$13,900 plus required asphaltting at \$130 per ton.

There being no response to three calls for a seconder the Motion was declared invalid by the Chairman.

ON MOTION of Councillor Christie and Councillor Short, it was moved that Council authorize the Mayor and Chief Administrative Officer to enter into a contract with Sun Construction Ltd. for the awarding of Tender 87-06 - Sidewalk Construction and Associated Works for Dartmouth Road, C. N. Overpass, to Ridgevale Drive - in an amount not to exceed \$160,528.00 plus a 5% Contingency amount. Motion approved unanimously.

ON MOTION of Councillor Kelly and Councillor Short, it was moved that further consideration of the project to place curbing and sidewalk on the Bedford Highway from the Nelson's Landing Development to Moirs Mill Road, be deferred pending a review of the Capital Budget. Motion approved. Councillor Christie voted against the Motion.

4. PUBLIC PARTICIPATION PROGRAM - WATERFRONT DEVELOPMENT PLAN

By memorandum, John Malcolm, Senior Planner, advised details with respect to a Public Participation Program which would be required if Town Council wishes to consider amending the Municipal Planning Strategy for the Waterfront proposal.

Following a brief discussion, it was unanimously agreed that further consideration of this subject should be deferred to the Regular Session of Council scheduled for August 24, 1987.

5. OTHER

5.1 F.C.M. CONFERENCE - HALIFAX - 1988

A preliminary list of Sub-Committees required for the planning of the F.C.M. Conference, to be held in Halifax in 1988, was

SPECIAL SESSION - TOWN COUNCIL - AUGUST 13, 1987

5.1 F.C.M. CONFERENCE CON'T

circulated to Members of Council.

It was agreed that the Town of Bedford should offer to serve on the, "Protocol" or "Delegates' Kits" Committee.

5.2 STOP SIGNS - BEDFORD HILLS ROAD

By memorandum, Councillor R. Short advised of his concern with respect to the placement of stop signs at Bedford Hills Road in concert with the opening of the Basinview Drive extension.

In speaking to the matter, Councillor Short expressed the opinion that a significant increase in traffic will result and that the stop signs should be placed in anticipation of this increase.

Rick Paynter, Director of Engineering and Works, advised Council of details of this situation and explained why, at this time, the Traffic Management Group has not elected to place the stop signs as requested by Council. H. A. MacKenzie, Traffic Authority, expressed concurrence with Mr. Paynter's remarks.

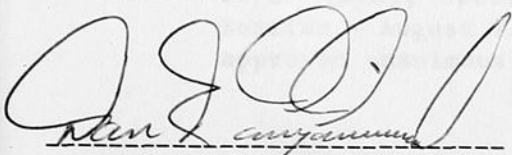
Council was assured by Mr. Paynter, that specific data respecting volume of traffic, speed, etc. will be forwarded to Council for the Regular September Session. In addition, the Chief of Police advised that the Police Department will be monitoring the situation closely.

6. ADJOURNMENT

ON MOTION of Councillor Peter Christie and Councillor Peter Kelly, it was moved that the meeting adjourn at approximately 5 p.m.



DEPUTY MAYOR



CHIEF ADMINISTRATIVE OFFICER

MEETING #73

TOWN OF BEDFORD
REGULAR SESSION
AUGUST 24, 1987

A Regular Session of Town Council of the Town of Bedford took place on Monday, August 24, 1987, 7:30 p.m. in the 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 this Session included Dan R. English, Chief Administrative Officer; Joan Pryde, Deputy Clerk; Micheel Towner, Executive Director, Bedford Economic Development Commission; Barry Zwicker, Director of Planning and Development Control; Rick Paynter, Director of Engineering and Works and Jane Gray, Secretary.

3. APPROVAL OF MINUTES

- 3.1 PUBLIC HEARING - JULY 20/87 (#68)
- 3.2 PUBLIC HEARING - JULY 20/87 (#69)
- 3.3 REGULAR SESSION - JULY 20/87 (#70)
- 3.4 SPECIAL SESSION - JULY 30/87 (#71)
- 3.5 SPECIAL SESSION - AUGUST 13/87 (#72)

It was agreed that Item #3, of the Minutes of the Special Session, August 13, 1987, should be amended to reflect the fact that Councillor Christie voted against the Motion and Councillor Short voted in favour of the Motion.

ON MOTION of Councillor Roy and Deputy Mayor Nolan, it was moved that the Minutes of Public Hearing - July 20/87 (#68); Public Hearing - July 20/87 (#69); Regular Session - July 20/87 (#70); Special Session - July 30/87 (71) and Special Session - August 13/87 (#72) (as amended) be approved. Motion approved unanimously.

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 1987

4. ADDITIONS/DELETIONS TO ORDER OF BUSINESS

4.1 CENOTAPH REPAIRS

ON MOTION of Councillor Lugar and Councillor Short, it was moved that correspondence be directed to the Bedford Legion, expressing the thanks of the Mayor and Council on behalf of the Town of Bedford, with respect to recent repairs to the Bedford Cenotaph which have been performed by members of the Bedford Legion. Motion approved unanimously.

5. APPROVAL OF ORDER OF BUSINESS

On request of Councillor Kelly, it was agreed that Item #14.3 should be renumbered as Item 10.3.

ON MOTION of Councillor Christe and Deputy Mayor Nolan, it was moved that the Order of Business, as amended, be approved. Motion approved unanimously.

6. MOTIONS OF RECONSIDERATION

NIL

7. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

7.1 PROPOSED POLICY RESPECTING THE USE OF CROSSWALK GUARDS - TOWN OF BEDFORD

Copies of a proposed Policy Respecting the Use of Crosswalk Guards in the Town of Bedford, were circulated to Members of Council.

In speaking to this matter, Councillor Roy, Chairman of the Ad Hoc Committee Respecting Crosswalk Guards, advised Council that this Policy was developed following several meetings of the Committee. The Committee was composed of representation from Town Council, Town staff and the Bedford Board of School Trustees. He recommended the approval of the Policy and, in particular, noted that the Policy was subject to the availability of personnel to serve in the capacity of Crosswalk Guards when required.

The Director of Engineering and Works further noted that the Committee has tried to develop specific criteria to help Council determine the particular crosswalks at which crosswalk guards should be located.

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 1987

7.1 POLICY RESPECTING CROSSWALK GUARDS CONTINUED

ON MOTION of Councillor Roy and Councillor Lugar, it was moved that the Policy Respecting the Use of Crosswalk Guards, as circulated, be adopted by Town Council. Motion approved unanimously.

7.2 PROPOSED POLICY - PROVISION OF INFORMATION TO TOWN COUNCIL RESPECTING SUBDIVISION ACTIVITY

By memorandum, the Chief Administrative Officer circulated , copies of a Proposed Policy - the Provision of Information to Town Council Respecting Subdivision Activity, to Members of Council.

It was recommended by Mr. English that Town Council give favourable consideration to this Policy regarding the transmittal of information on Subdivision Activity within the Town.

During the ensuing discussion, it was agreed that the third paragraph of the draft Policy was not required and should be eliminated from the Policy.

ON MOTION of Deputy Mayor Nolan and Councillor Lugar, it was moved that the Policy - the Provision of Information to Town Council Respecting Subdivision Activity, as circulated and amended, be approved by Town Council. Motion approved unanimously.

Dan R. English, Chief Administrative Officer, advised Council that on August 21, 1987, the Minister of Municipal Affairs signed without any amendments a new By-Law Respecting Subdivisions for the Town of Bedford.

7.3 PROPOSED PLEBISITE RESPECTING A WARD SYSTEM VS AN AT-LARGE SYSTEM

Mayor Roberts advised Council that a Motion, namely:

BE IT RESOLVED THAT TOWN COUNCIL HOLD A PLEBISCITE TO DETERMINE WHETHER THE RESIDENTS OF BEDFORD WANT A WARD SYSTEM OR AN AT-LARGE SYSTEM (PRIOR TO DECEMBER 31, 1987), OF ELECTING REPRESENTATION, BASED UPON THE ASSUMPTION THERE WOULD BE THREE WARDS, WITH TWO COUNCILLORS FOR EACH WARD;

had been deferred at the last Regular Session of Council and was now open for further debate.

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 19877.3 WARD SYSTEM VS AT-LARGE SYSTEM CON'T

In speaking to the Motion, Councillor Christie expressed the opinion that the timing of this Motion was correct in that it would be possible for the Ward System to be implemented in time for the next municipal election. He further expressed the opinion that the type of representation currently in use, should be reviewed by the citizens of Bedford prior to any request to the Municipal Board.

During the ensuing discussion, various opinions were expressed with respect to whether or not Town Council itself should be the initiating body for reconsideration of this matter, whether or not the people of the Town of Bedford are particularly interested in the implementation of the Ward System and whether or not such a system would encourage parochialism.

Some Members of Town Council expressed the opinion that it was not an important issue to the residents of Bedford while other Members of Council felt that the residents should be approached to ascertain any interest.

The Motion was put to the meeting and was defeated. Deputy Mayor Nolan and Councillors Roy, Lugar and Short voted against the Motion.

It was agreed that the subject of the Ward System vs an At-Large System, should be placed on the agenda of the next Public Information Meeting.

7.4 SUBDIVISION COVENANTS - LEGAL OPINION RESPECTING TOWN'S POSITION AS AN AGGRIEVED PARTY - ADMIRAL COVE ESTATES

Copies of correspondence from Peter A. McInroy, Solicitor, were circulated to Members of Council respecting the legality of the opening of a Day Care Centre in a private residence, in Admiral Cove Estates, and whether or not the Town can involve itself with enforcement of the restrictive covenants in the Admiral Cove Subdivision.

Mr. McInroy concluded his opinion by advising that he does not feel the Town has the ability to involve itself with the enforcement of restrictive deed covenants in the Admiral Cove Subdivision and that, in his opinion, the Town is not an aggrieved party to anything that has occurred relating to the restrictive covenants in this subdivision.

7.4 SUBDIVISION COVENANTS CON'T

In speaking to this matter, Councillor Christie advised Council that he is not prepared to accept the conclusion expressed by the Solicitor and feels that it is a flagrant abuse of the previous agreements between the developer and the Town.

ON MOTION of Councillor Christie and Councillor Roy, it was moved that the Chief Administrative Officer be instructed to obtain further advice from a solicitor in the matter of the Town's involvement respecting the Subdivision Covenants in Admiral Cove Estates Subdivision, particularly in the context of the Town's agreement with Guemsey Development Limited.

During the ensuing discussion, several Members of Council expressed concern with respect to the ability of the Town to become involved in what was described as a civil matter between the developer and the purchaser of lots in the subdivision.

Other Members of Council suggested that the Motion was simply asking for a second opinion.

The Motion was put to the meeting and approved unanimously.

8. MOTIONS OF RESCISSION

NIL

9. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM

NIL

10 PETITIONS AND DELEGATIONS

10.1 COALITION AGAINST APARTHEID

By invitation of Mayor Roberts, Mr. Pachai and Ms. Corrie Douma from Coalition Against Apartheid, addressed Council stating that all levels of government should speak out with respect to apartheid, and not just the Federal level of government, and requested Council's support.

ON MOTION of Councillor Peter Kelly and Councillor Peter Christie, it was moved that Council endorse the Coalition against Apartheid's position and that Council also urge the other municipalities, the Provincial Government and the Federal Government, to endorse and support such; and furthermore, that Council urge all levels of government, community organizations and residents of the Town of Bedford

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 1987

10.1 COALITION AGAINST APARTHEID CON'T

and other municipalities, to do all within their power, authority and ability in adopting a series of measures which would further the economic, diplomatic and political isolation of the South African Government. Motion carried unanimously.

10.2 MESSRS ELTON SMITH AND SHELDON HARTLING - RESPECTING STREET IMPROVEMENT CHARGES

Mayor Roberts invited Mr. Elton Smith, Mill Court, to address Council. Mr. Smith had two objectives to bring before Council:

1. to encourage revisions to the Town By-Law Respecting Street Improvement Charges in order to make the By-Law more equitable;
2. to request a reduction in road improvement charges for lots 22 and 24, Mill Court.

Following a brief discussion, it was agreed that under the existing By-Law Respecting Street Improvements, it would not be possible to reduce the charges currently assigned to lots 22 and 24, but that Council would be willing to consider future amendments to the By-Law which might avoid such problems in the future.

ON MOTION of Councillor Short and Councillor Lugar, it was moved that this matter be referred to the Ad Hoc Committee Respecting the By-Law Review. Motion approved unanimously.

10.3 ENGINEERING AND WORKS DEPARTMENT - PEERLESS SUBDIVISION SERVICING

Copies of a report respecting the possible servicing of Peerless Subdivision, were circulated to Members of Council.

In speaking to this matter, Rick Paynter, Director of Engineering and Works, noted that the initial purpose was to advise Council and residents with respect to the magnitude of the costs involved, in particular, the individual cost to property owners. Mr. Paynter further expressed the opinion that there was still much to do before the project could proceed i.e. a survey will be carried out by the Atlantic Health Unit and the amount of any possible provincial grant that could be expected, must be determined. With the aid of a map, Mr. Paynter reviewed the area that is included in his report and initiated some discussion on the part of Council as to the area that should be serviced if the project is undertaken.

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 198710.3 PEERLESS SUBDIVISION CON'T

ON MOTION of Councillor Christie and Deputy Mayor Nolan, it was moved that the Town Council accept the report and ask the Engineering Department to take the necessary steps to follow up with the Provincial Capital Assistance Program to determine what funding might be available, from the Department of Municipal Affairs following which a report should be forwarded to Town Council;

FURTHER, that the information should be given to the homeowners involved, to determine whether or not they are interested in the project proceedings. Motion approved unanimously.

ON MOTION of Councillor Roy and Councillor Kelly, it was moved that the Chief Administrative Officer should initiate action to pursue the preparation of a By-Law Respecting Municipal Improvements which would set out the means by which the project would be carried out along with the method of cost sharing. Motion approved unanimously.

11 MOTIONS11.1 PROPOSED RE-ZONING OF LAND ON BEDFORD HIGHWAY IN AREA OF CUSHING HILL, FROM RESIDENTIAL (R-1) TO COMMERCIAL

ON MOTION of Councillor Christie and Councillor Kelly, it was moved that Town Council initiate the process of the possible re-zoning of land on the Bedford Highway in the area of Cushing Hill by referring this matter to B.P.A.C. for its recommendation.

In speaking to this matter, Councillor Christie noted that he gave Notice of Motion on July 30, 1987, because of the development that was taking place directly across from the Bedford Legion, which is having an adverse effect on the residential property values of the land, in the area of Cushing Hill. He expressed the opinion that Town Council should initiate the consideration of re-zoning.

The Motion was put to the meeting and approved unanimously.

11.2 BY-LAW RESPECTING DEED TRANSFER TAX (THIRD AND FINAL READING)

Copies of a proposed By-Law Respecting Deed Transfer Tax were circulated to Members of Council for Third Reading.

ON MOTION of Deputy Mayor Nolan and Councillor Short, it was moved that the By-Law Respecting Deed Transfer Tax, as circulated, be received and approved for Third Reading and forwarded to the Minister of Municipal Affairs for approval. Motion approved unanimously.

12.2 PROPOSED PROCESS - FINANCIAL FORECASTING CON'T

e) project capital projects which will be required to accommodate the projected growth.

Further, that the forecasting be undertaken by the Chief Administrative Officer and other Department Heads as the Chief Administrative Officer sees fit and that these projections be made available to Council, prior to the end of November, 1987.

In speaking to the Motion, Councillor Christie expressed the opinion that the Town must do some financial forecasting in light of past development history and what is expected during the next few years.

In response to an inquiry, Barry Zwicker, Director of Planning and Development Control, expressed the opinion that the Jack Lake computer model can be refined in order to be utilized for this purpose.

The Motion was put to the meeting and approved unanimously.

12.3 PUBLIC PARTICIPATION PROGRAM - WATERFRONT DEVELOPMENT PLAN

ON MOTION of Councillor Short and Councillor Christie, it was moved that the Council of the Town of Bedford, designate a meeting of the Planning Advisory Committee, to serve as the required Public Participation Program, where proposed planned amendments, related to Waterfront Development shall be discussed pursuant to Section 34 of the Planning Act.

In speaking to the Motion, Councillor Short noted that the Waterfront Development Board would like to see the planning process commence as soon as possible - therefore, the Board is formally requesting that this Resolution be considered approved by Town Council.

The Motion was put to the meeting and approved unanimously.

13. REPORTS: BOARDS/COMMISSIONS/COMMITTEES

13.1 INTERIM REPORT - AD HOC COMMITTEE RE BY-LAWS

Copies of an interim report respecting the activities of the Ad Hoc Committee - Town of Bedford - By-Laws/Towns Act Review were circulated to Members of Council.

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11.3 AMENDMENT TO BY-LAW RESPECTING DOGS (THIRD AND FINAL READING)

Copies of an amendment to amend the By-Law Respecting Dogs were circulated to Members of Council for Third and Final Reading.

During the ensuing review, it was agreed that a spelling error should be corrected.

ON MOTION of Councillor Kelly and Deputy Mayor Nolan, it was moved that an amendment to the By-Law Respecting Dogs, as circulated and corrected, be approved for Third and Final Reading, subject to the approval of the Minister of Municipal Affairs. Motion approved unanimously.

12. NEW BUSINESS

12.1 UNSM - ANNUAL CONFERENCE - APPOINTMENT OF DELEGATES

Copies of a Conference memorandum respecting the Annual Meeting of the Union of Nova Scotia Municipalities, taking place from Wednesday, September 16th to Friday, September 18th, 1987, were circulated to Members of Council.

It was agreed that Mayor Roberts, Deputy Mayor Nolan and Councillors Peter Christie, David Lugar and Peter Kelly would be the voting delegates from the Town of Bedford and that Councillor William Roy and Councillor Robert Short would be alternate delegates.

12.2 PROPOSED PROCESS - FINANCIAL FORECASTING

ON MOTION of Councillor Christie and Councillor Short, it was moved that the Town of Bedford initiate a process of developing a financial forecasting model covering several criteria:

- a) forecast for one, three and five years
- b) project units growth at four, six, eight and ten percent and translate this growth into population and projected revenues of residential and commercial units, assuming 1987 tax rates
- c) project education requirements from population base and requirements for facilities
- d) project expenditures for level of service, assuming maintaining 1987 level of service

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 198713.1 INTERIM REPORT - AD HOC COMMITTEE RE BY-LAWS CON'T

A draft copy of a proposed amendment to the By-Law Respecting Firearms was circulated to Members of Council. Following a brief discussion, several revisions were suggested and approved.

ON MOTION of Councillor Roy and Deputy Mayor Nolan, it was moved that an amendment to the By-Law Respecting Firearms, as circulated and revised, be received for First Reading. Motion approved unanimously.

It was agreed that First Reading of two other proposed By-Laws should be deferred to the next Regular Session of Council, in order that the By-Law Committee might have further opportunity for consideration and review.

13.2 BEDFORD WATERS ADVISORY COMMITTEE RE PAPER MILL LAKE

Copies of a report from the Ad Hoc Committee on the development of Paper Mill Lake and surrounding area, were circulated to Members of Council.

In speaking to this report, Deputy Mayor Nolan, Chairman, Bedford Waters Advisory Committee, noted that this was a report prepared through the joint efforts of the Bedford Waters Advisory Committee, the Recreation Commission and the Bedford Planning Advisory Committee. He advised that the Bedford Waters Advisory Committee has accepted the report and is asking Town Council to adopt it as a Policy Respecting Future Development Around Paper Mill Lake. He expressed the opinion that recommendations contained within the report, should provide an excellent guideline for development in the area involved.

ON MOTION of Deputy Mayor Nolan and Councillor Short, it was moved that the recommendations contained in the report of the Ad Hoc Committee on the Development of Paper Mill Lake and Surrounding Area, be adopted as a policy guideline for the development of the area involved.

During the ensuing discussion, some concern was expressed with respect to the responsibility that the Town might be undertaking or implying through the approval of these guidelines as policy. However, several Members of Council expressed the opinion that the report was being adopted as a guideline and was not etched in stone. The opinion was expressed by the Director of Planning and Development that the guidelines and recommendations in the report are currently being used by staff and the developers when planning future development in this area. The Motion was put to the meeting and approved unanimously.

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 198714. STAFF REPORTS14.1 PLANNING AND DEVELOPMENT CONTROL14.1.2 BUILDING INSPECTOR'S MONTHLY REPORT - JULY/8714.2 FIRE CHIEF'S MONTHLY REPORT - JULY/87

ON MOTION of Councillor Lugar and Deputy Mayor Nolan, it was moved that the Building Inspector's Report for July, 1987 and the Fire Chief's Report for July, 1987, be received for information. Motion approved unanimously.

14.4 RECREATION DEPARTMENT14.4.1 AWARD OF TENDER - PARKING LOT PAVING

By memorandum, Robert Nauss, Recreation Director, advised Council that three companies were invited to provide quotations for paving at the LeBrun Centre based on, "per square yard," unit prices. Responses were received by two of the three companies with Municipal Contracting providing the lower quotation in the amount of \$10.00 per square yard. It was noted by Mr. Nauss that the Capital Budget for 1987 includes \$10,000 for this paving project.

ON MOTION of Councillor Roy and Councillor Christie, it was moved that the LeBrun Centre paving project be awarded to Municipal Contracting Ltd. in an amount not to exceed \$10 per square foot and a gross expenditure not to exceed \$10,000. Motion approved unanimously.

14.4.2 OLYMPIC TORCH RELAY

By memorandum, Robert Nauss, Director of Recreation, requested consideration of Town Council to the appointment of one or two Members of Council to serve on the coordinating committee for the Olympic Torch Relay taking place on Monday, November 23, 1987.

ON MOTION of Councillor Lugar and Councillor Short, it was moved that Councillor Kelly be appointed as the Council Member on the Olympic Torch Relay Committee. Motion approved unanimously.

BEDFORD DAYS

Congratulations was expressed to the Bedford Days Committee respecting the success of the Committee, in not exceeding the budgeted allocation for this event.

15. CORRESPONDENCE

15.1 MR. ROB EAGLE - RESIGNATION FROM B.P.A.C.

Copies of correspondence from Mr. Rob Eagle, was circulated to Members of Council, in which Mr. Eagle advised of his resignation from the Bedford Planning Advisory Committee due to the fact that he was no longer a Bedford resident.

ON MOTION of Councillor Roy and Councillor Lugar, it was moved that the resignation of Mr. Robert Eagle, be accepted with regrets. Motion approved unanimously.

15.2 SPORT NOVA SCOTIA - 1994 COMMONWEALTH GAMES

Copies of correspondence from David J. McLean, Executive Director, Sport Nova Scotia, were circulated to Members of Council, in which Mr. McLean requested that the Town Council of the Town of Bedford express written support for the hosting of the Commonwealth Games in 1994 by sending a letter of support to Mr. Walter Nolan of the Sport Nova Scotia Board of Directors.

It was unanimously agreed that a letter of support should be forwarded, as requested.

16. NOTICES OF MOTION

NIL

17. QUESTIONS

17.1 ACTION SHEET

17.1.1 COUNCIL MEMBERSHIP - B.P.A.C.

Mayor Roberts advised that the membership of the Review Committee for Council membership on B.P.A.C. will consist of Deputy Mayor Nolan, Councillor Christie, Will Apold, John MacDonald and Barry Zwicker, Director of Planning and Development Control.

REGULAR SESSION - TOWN COUNCIL - AUGUST 24, 1987

17.1.2 SEWER REDEVELOPMENT CHARGE

The Chief Administrative Officer advised that the By-Law Respecting Sewer Redevelopment Charge has been approved by the Minister of Municipal Affairs. He further advised that it was the intention of staff to effect this By-Law following advertising in the daily newspapers.

17.1.3 SCHOOL SITE SELECTION

ON MOTION of Councillor Roy and Councillor Christie, it was moved that the Mayor forward correspondence to the Minister of Education, asking that the school selection site be resolved as soon as possible and that if the Department objects to the site, the Town be advised prior to the end of September - otherwise, it will be presumed that the site is approved. Motion approved unanimously.

18. ADDED ITEMS

NIL


19. OTHER

NIL

20. ADJOURNMENT

ON MOTION of Councillor Kelly and Councillor Christie, it was moved that the meeting adjourn at approximately 10:30 p.m.


MAYOR


CHIEF ADMINISTRATIVE OFFICER

TOWN OF BEDFORD

REGULAR SESSION

SEPTEMBER 28, 1987

A Regular Session of the Town Council of the Town of Bedford took place on September 28, 1987, 7:30 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, N. S., Deputy Mayor Chris Nolan presiding.

1. LORD'S PRAYER

Deputy Mayor Nolan opened the meeting by the leading of the Lord's Prayer.

2. ATTENDANCE

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

Staff members attending this Session included Dan R. English, Chief Administrative Officer; Joan Pryde, Deputy Clerk; Rick Paynter, Director of Engineering and Works; Ron Singer, Director of Finance and John Robertson, Chief Building Inspector. Peter McInroy, Solicitor, was also in attendance at this Session.

3. APPROVAL OF MINUTES

3.1 REGULAR SESSION - AUGUST 24, 1987

ON MOTION of Councillor Christie and Councillor Kelly, it was moved that the Minutes of the Regular Session of August 24, 1987, be approved. Motion approved unanimously.

4. ADDITIONS/DELETIONS TO ORDER OF BUSINESS

On the request of Councillor Roy, it was agreed that an item, "Eaglewood Drive Extension," would be placed on the Agenda as Item 18.1.

On the request of Councillor Kelly, it was agreed that Item 10.2, "Smith's Road," would be deferred to the next Regular Session of Council.

On the request of Councillor Kelly, it was agreed that Item 16.1, "By-Law Respecting Noise," would be renumbered as Item 11A and considered prior to the consideration of Item 11.1.

REGULAR SESSION - TOWN COUNCIL - SEPTEMBER 28, 1987
CON'T

7.2

systems, will depend on the outcome of the first half dozen.

Councillor Kelly also expressed the opinion that these studies should be carried out on properties located along the Hammonds Plains Road as well as in Peerless Subdivision.

ON MOTION of Councillor Kelly and Councillor Short, it was moved that the Atlantic Health Unit be requested to expand the current bacterial testing on wells in the Peerless Subdivision to include wells located on properties along the Hammonds Plains Road. Motion approved unanimously.

In response to an inquiry from Deputy Mayor Nolan, a unanimous consent was given by Members of Council to suspend the Rules of Order in order that a representative of residents in the Peerless Subdivision might speak to Council.

In speaking to Council, the subdivision resident expressed concern as to whether or not six random samplings, for chemical analysis was sufficient to give a clear picture of the situation.

It was unanimously agreed by Council that this matter should be referred to the Board of Health to determine whether or not the proposed six samplings would be sufficient and also to determine whether or not the bacterial and/or chemical analysis study could be expanded to include properties located along the Hammonds Plains Road.

8. MOTIONS OF RESCISSION

NIL

9. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM

NIL

10. PETITIONS/DELEGATIONS

10.1 PRESENTATION - UNITED WAY BOARD (ANNE PEMBER, BEDFORD REPRESENTATIVE)

Mrs. Anne Pember addressed Town Council introducing two members of the Board of the United Way, Mr. Don Farmer and Mr. Gerry Clarke, Executive Director.

5. APPROVAL OF ORDER OF BUSINESS

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

6. MOTIONS OF RECONSIDERATION

NIL

7. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

7.1 ADMIRAL COVE ESTATES - SUBDIVISION COVENANTS

Copies of correspondence from Peter F. Spencer, Green Spencer, Barristers and Solicitors, were circulated to Members of Council, in which Mr. Spencer provided an opinion with respect to any possible action by the Town in support of the restrictive covenants against the developer particularly regarding the waiving of a covenant for proposed use of one of the properties as a Day Care Centre.

Mr. Spencer summarized the opinion that the Town has no legal obligation nor any right or "vehicle," to proceed against the developer or against the proposed use.

ON MOTION of Councillor Christie and Councillor Short, it was moved that Town Council request the Traffic Authority to consider this matter with respect to the location of a Day Care Centre to determine whether there are any traffic problems ensuing and whether any action should be taken. Motion approved.

Councillor Lugar voted against the Motion.

7.2 PEERLESS SUBDIVISION - SURVEY RESPECTING ON SITE SEWAGE DISPOSAL SYSTEMS

Councillor Kelly addressed Council requesting its concurrence in asking that the Atlantic Health Unit undertake a chemical analysis study of the private water systems located in Peerless Subdivision along with the bacterial analysis studies which are currently being carried out.

In speaking to this matter, Councillor Kelly advised that the Atlantic Health Unit has agreed to conduct chemical analysis studies on six systems chosen at random - the decision to conduct these studies on the rest of the

10.1 CON'T

In speaking to Council, Mr. Don Farmer advised Members respecting the United Way Campaign for 1987 and noted, in particular, that the needs are greater than the funds currently being realized, will allow. Therefore, a stronger effort is being made to reach those businesses which have not been approached in past years.

A video tape was shown to Members of Council, outlining some of the areas in which the United Way Organizations are involved throughout the metro community.

Deputy Mayor Nolan expressed the thanks of Town Council to the Board Members for their presentation.

SUSPENSION OF RULES OF ORDER

ON MOTION of Councillor Short and Councillor Christie, it was moved that the Rules of Order be suspended in order that further consideration could be given to Item 7.1, "Admiral Cove Estates - Subdivision Covenants." Motion approved unanimously.

7.1 ADMIRAL COVE ESTATES - SUBDIVISION COVENANTS

Councillor Short expressed his concern with respect to the fact that it appears to him that the Planning Department may sometimes use the possibility of restrictive covenants as a, "selling tool," for the approval of a particular subdivision. He also expressed concern that potential buyers do not realize that the Town has no control or authority in the matter of private subdivision covenants. He requested an opinion of a solicitor whether there was any way such covenants could be registered in order that Council would be notified if they are to be altered.

In response, Peter McInroy, Solicitor, expressed the opinion that there is nothing that he can think of that would accomplish that of which Councillor Short was speaking. He further expressed the opinion that the subdivision covenants are a private matter between the developer and the purchasers of the properties involved and in his opinion, the Planning Department wouldn't even be aware, nor would it be required to be, of particular covenants.

It was agreed by Town Council, that Mrs. Pam Widmeyer should be permitted to address Council on this matter.

In speaking to Council, Mrs. Widmeyer suggested that Town Council and staff had alluded to these particular subdivision covenants at a public meeting and therefore, should have some authority in this matter.

REGULAR SESSION - TOWN COUNCIL - SEPTEMBER 28, 1987

7.1 CON'T

At this point, it was noted that the public meeting referred to by Mrs. Widmeyer, was not a meeting called by the Town of Bedford but rather by the Developer.

Mrs. Widmeyer further asked whether or not it was legal for the Day Care establishment to be in operation before the building was finished.

In reponse to this question, John Robertson, Chief Building Inspector, advised Council that the Day Care Facility located in the residence concerned, was totally completed with the exception of two minor deficiencies. In his opinion, there is no unsafe condition and that there was no reason not to issue an Occupancy Permit.

Mr. Robertson advised Council, that to the best of his knowledge, the residence is being occupied by the owners.

11. MOTIONS

11 (a) BY-LAW RESPECTING NOISE

Copies of a revised Draft By-Law Respecting Noise, were circulated to Members of Council for consideration and First Reading.

In speaking to this matter, Deputy Mayor Nolan advised Council respecting several proposed changes which have not yet been incorporated into this draft by-law but which are proposed by the By-Law Committee.

During the ensuing discussion, several Members of Council suggested that the permitted hours of operation respecting evening, weekend and holiday activities, be further reviewed by the By-Law Committee.

In response to a request from Councillor Kelly, it was agreed that Council would be willing to permit Mr. Fred Hall, a resident of Union Street to address Council with respect to the Proposed By-Law Respecting Noise.

In addressing Council, Mr. Hall expressed strong concern with respect to the noise level emanating from the Bedford Place Mall which the residents of Union Street are experiencing during nighttime hours. He further expressed the opinion that the cause of the noise is the fact that the I.G.A. Store is permitted to operate 24 hours a day. He also suggested that, in his opinion, Town Council was not seriously addressing this problem. Deputy Mayor Nolan noted that the Town is indeed heavily involved in attempting to achieve the legislative ability to deal with these problems.

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He also noted that store opening hours did not come under the jurisdiction of the Town but rather was a Provincial matter

ON MOTION of Councillor Roy and Councillor Lugar, it was moved that the proposed By-Law Respecting Noise be received for First Reading subject to consideration of further amendments. Motion approved unanimously.

Councillor Roy requested that Mr. McInroy consider the possibility of including in the By-Law Respecting Noise, provision that there be no construction noise permitted on Sundays.

Mr. McInroy expressed some reservation as to whether or not such a provision could be included, but agreed to consider the request.

The discussion concluded with general agreement that the restricting of construction activities on Sundays and Statutory Holidays, from 12 noon to 6 p.m. might be sufficient.

11.1 AMENDMENT TO BY-LAW RESPECTING FIREARMS - SECOND READING

Copies of proposed amendments to the By-Law Respecting Firearms, were circulated to Members of Council for Second Reading.

During the ensuing discussion, the Chief Administrative officer brought to the attention of Council, two omissions which had been approved during First Reading. It was agreed that these omissions would be included in the proposed amendments to the By-Law prior to circulation for Third Reading.

ON MOTION of Councillor Roy and Councillor Kelly, it was moved that the amendments to the By-Law Respecting Firearms be received for Second Reading. Motion approved unanimously.

11.2 BY-LAW RESPECTING DEED TRANSFER TAX

Copies of a proposed By-Law Respecting Deed Transfer Tax were circulated to Members of Council.

ON MOTION of Councillor Lugar and Councillor Kelly, it was moved that Temporary Resolutions:

87-09 - R.A.P. I.B. Computer System - \$110,000
87-10 - Streets and Sidewalks - \$35,000

11.2 CON'T

ON MOTION of Councillor Kelly and Councillor Short, it was moved that First and Second Reading of the By-Law Respecting Deed Transfer Tax be waived and that the amendments be received for Third Reading and approval subject to the approval of the Minister of Municipal Affairs. Motion approved unanimously.

11.3 AMENDMENT TO BY-LAW RESPECTING DOGS

Copies of the proposed amendment to the By-Law Respecting Dogs were circulated to Members of Council.

ON MOTION of Councillor Roy and Councillor Kelly, it was moved that First and Second Reading of the amendment to the By-Law Respecting Dogs be waived and that the amendment be received for Third Reading and approval, subject to the approval of the Minister of Municipal Affairs. Motion approved unanimously.

12. NEW BUSINESS

12.1 SOCIAL SERVICES ADMINISTRATION - AGREEMENT WITH HALIFAX COUNTY

Copies of a proposed agreement between the Town of Bedford and the County of Halifax, for the provision of the administration of the Social Services Program in the Town of Bedford, were circulated to Members of Council.

ON MOTION of Councillor Lugar and Councillor Christie, it was moved that the proposed agreement for the provision of Social Services administration, be approved, subject to the approval of a solicitor on behalf of the Town of Bedford. Motion approved unanimously.

12.2 TEMPORARY BORROWING RESOLUTIONS - 1988 CAPITAL PROJECTS

By memorandum, Ron Singer, Director of Finance, circulated copies of four Temporary Borrowing Resolutions in a total amount of one million, five thousand dollars and recommended Council approval to facilitate the necessary financing required for the 1987 Capital Program.

ON MOTION of Councillor Lugar and Councillor Christie, it was moved that Temporary Resolutions:

87-09 - R.A.P.I.D Computer System -	\$110,000
87-10 - Streets and Sidewalks -	\$545,000

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12.2

CON'T

87-11 - Mainstreet Program -	\$100,000
87-12 - Land (Housing) -	\$150,000
TOTAL	<u>\$1,005,000</u>

be approved, and that the appropriate documentation be forwarded to the Minister of Municipal Affairs for his approval. Motion approved unanimously.

13.

REPORTS: BOARDS/COMMITTEES/COMMISSIONS

13.1

BEDFORD PLANNING ADVISORY COMMITTEE

Copies of the draft minutes of the Bedford Planning Advisory Committee Meeting of September 2, 1987, were circulated to Members of Council for information.

It was noted by Councillor Lugar, Chairman, that a recommendation was approved at this meeting that a Public Hearing be held to deal with the Contract Development Agreement Application for the Martin Property (#1711 - 1717 Bedford Highway).

It was noted that this Public Hearing has been scheduled for October 19, 1987.

13.2

BEDFORD RECREATION COMMISSION - DISPOSAL OF SURPLUS LANDS - SNOWY OWL DRIVE

Copies of a report from the Bedford Recreation Commission prepared by Robert Nauss, Director of Recreation, were circulated to Members of Council.

With respect to the thirty foot wide strip of parkland located behind lots 426 to 433, Snowy Owl Drive, Council was advised that the Recreation Commission has approved a Motion recommending to Town Council that the thirty foot strip of parkland be declared as surplus land.

ON MOTION of Councillor Short and Councillor Roy, it was moved that further consideration of this matter, be deferred pending further information. Motion defeated.

Councillor Christie, Councillor Kelly and Councillor Lugar voted against the Motion.

13.2 CON'T

During the ensuing discussion, Rick Paynter, Director of Engineering and Works, advised that he has just become aware of the fact that the parcel of land involved, may be required for use by the Town in the future with respect to an easement for the proposed location of a water storage tank.

In response, it was suggested by the Chief Administrative Officer that this problem could be solved through the ensuring of a right of way over the property involved.

ON MOTION of Councillor Christie and Councillor Lugar, it was moved that Town Council declare the thirty foot strip of land, located behind lots 426 to 433 and designated as parkland, as surplus to the Town's needs.

ON MOTION of Councillor Short and Councillor Lugar, it was moved that further consideration of this Motion, be deferred, pending a report from the Town Engineer as to whether or not the Town has any use for this property. Motion approved unanimously.

13.2 (a) BEDFORD RECREATION COMMISSION - MOIRS GENERATING HOUSE

With respect to the Moirs Generating House, Robert Nauss, Director of Recreation advised that a Motion has been passed by the Recreation Commission, that Town Council take the necessary steps to declare the Moirs Generating House, a municipal Heritage Property.

ON MOTION of Councillor Kelly and Councillor Lugar, it was moved that this matter be forwarded to the Heritage Advisory Committee for consideration. Motion approved unanimously.

14. STAFF REPORTS:14.1 FIRE CHIEF'S MONTHLY REPORT - AUGUST, 198714.2 PLANNING AND DEVELOPMENT CONTROL DEPARTMENT:14.2.1 SUBDIVISION ACTIVITY REPORT14.2.2 BUILDING INSPECTOR'S MONTHLY REPORT - AUGUST, 1987

ON MOTION of Councillor Lugar and Councillor Christie, it was moved that the Fire Chief's Monthly Report for August, 1987; the Subdivision Activity Report and the Building Inspector's Monthly Report for August, 1987 be received for

REGULAR SESSION - TOWN COUNCIL - SEPTEMBER 28, 198714.2.2 CON'T

information. Motion approved unanimously.

14.3 ENGINEERING AND WORKS DEPARTMENT14.3.1 1987 DEPARTMENTAL REPORT #3

Copies of the Engineering and Works Department, 1987 Departmental Report #3, were circulated for information.

In response to a request from Councillor Kelly, the Director of Engineering and Works advised that he would further inspect the Chip Sealing which has been completed in Peerless Subdivision, to determine whether or not there are any deficiencies which should be rectified.

14.3.2 EVALUATION - MILL COVE PUMPING STATION AND TWIN CITIES PUMPING STATION

By memorandum, Rick Paynter, Director of Engineering and Works, reviewed for the benefit of Council, proposals which were invited from three consulting engineering firms respecting an evaluation of the Mill Cove and Twin Cities Pumping Stations. He recommended that this study be awarded to Porter Dillon Ltd. in an amount not to exceed \$10,000 such amount to be funded out of Capital from Revenue.

ON MOTION of Councillor Short and Councillor Lugar, it was moved that a proposal from Porter Dillon Ltd. to carry out a study respecting the Mill Cove and Twin Cities Pumping Stations be accepted in an amount not to exceed \$10,000. Motion approved unanimously.

14.4 FINANCE DEPARTMENT14.4.1 REQUEST FOR ADDITIONAL 1987 FUNDING - METRO TRANSIT

By memorandum, Ron Singer, Director of Finance, advised Council of a request from the Metropolitan Authority for an increased municipal contribution for 1987 in an amount of \$11,647.

During a discussion of this request, Councillor Short expressed concern that further information from staff is required by Town Council with respect to the possible change in the current cost-sharing formula respecting Metropolitan Transit.

REGULAR SESSION - TOWN COUNCIL - SEPTEMBER 28, 1987

17.1 ACTION SHEET

14.4.1 CON'T

Mr. English noted that nothing official has been received on this matter, however, staff has conducted an analysis of the various options which might be available and are definitely against utilizing assessment as the basis.

ON MOTION of Councillor Lugar and Councillor Kelly, it was moved that the requested additional contribution from the Town of Bedford in the amount of \$11,647, be deferred pending receipt of 1987 Financial Statements from the Metropolitan Authority. Motion approved unanimously.

15. CORRESPONDENCE

NIL

16. NOTICES OF MOTION

16.2 BY-LAW RESPECTING ALTERATION OF GRADES - FIRST READING

Copies of a proposed By-Law Respecting Alteration of Grades were circulated to Members of Council for First Reading.

ON MOTION of Councillor Kelly and Councillor Christie, it was moved that the By-Law Respecting the Alteration of Grades be received for First Reading. Motion carried unanimously.

16.3 AMENDMENT TO BUILDING BY-LAW - FIRST READING

Copies of proposed amendments to the By-Law Respecting Building were circulated to Members of Town Council for First Reading.

ON MOTION of Councillor Kelly and Councillor Christie, it was moved that the amendments to the By-Law Respecting Building be received for First Reading. Motion carried unanimously.

17. QUESTIONS

MAYOR

CHIEF ADMINISTRATIVE OFFICER

REGULAR SESSION - TOWN COUNCIL - SEPTEMBER 28, 1987

17.1 ACTION SHEET

In response to an inquiry from Councillor Kelly, Council was advised that a report respecting the Council Membership on the Bedford Planning Advisory Committee will, in all likelihood, be placed on the Agenda of the October Council Session.

In response to an inquiry from Councillor Kelly, with respect to a date for the next Public Information Session, the Chief Administrative Officer advised that he expected to place this matter on the Agenda of the October Council Session.

18. ADDED ITEMS

18.1 EAGLEWOOD DRIVE EXTENSION

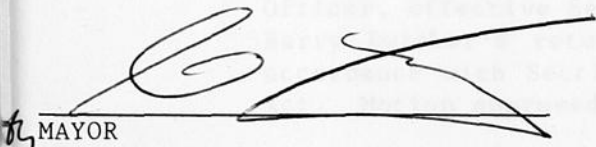
ON MOTION of Councillor Roy and Councillor Kelly, it was moved that a Special Meeting of Town Council be called as soon as possible to award a contract for the reconstruction of a wall on Eaglewood Drive with the intention of having this construction completed prior to the winter months. Motion approved unanimously.

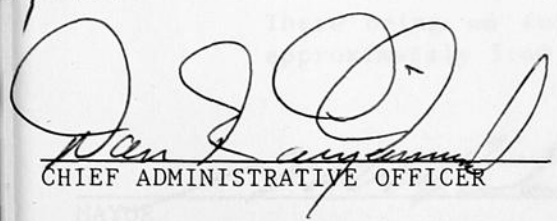
19. OTHER

NIL

20. ADJOURNMENT

ON MOTION of Councillor Christie and Councillor Roy, it was moved that the meeting adjourn at approximately 10:15 p.m. Motion approved unanimously.


MAYOR


CHIEF ADMINISTRATIVE OFFICER

TOWN OF BEDFORD

EMERGENCY SESSION

SEPTEMBER 30, 1987

An Emergency Meeting of the Town Council of the Town of Bedford was held on Wednesday, September 30, 1987, 5:30 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, N. S., Mayor Keith Roberts presiding.

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 in attendance included Dan R. English, Chief Administrative Officer; Ron Singer, Director of Finance; John Malcolm, Senior Planner; Wayne Legere, Operations Manager, H. A. MacKenzie, Chief of Police; George Meisner, Deputy Chief of Police and Micheel Towner, Executive Director, Bedford Economic Development Commission.

1. FEASIBILITY STUDY OF MUNICIPAL FACILITIES

ON MOTION of Councilor Kelly and Councillor Christie, it was moved that Town Council approve the retention of the services of Forsyth and Dobbs, Architects Ltd. for the purpose of preparing a detailed analysis of the two sites recommended in the Feasibility Study, as outlined in a January 21, 1987 correspondence from D. Forsyth to J. M. Towner, at a cost not to exceed \$8,000; further that \$4,000 of this funding be provided through the 1987 B.E.D.C. Operating Budget and \$4,000 cost-shared through the Province of Nova Scotia Mainstreet Program. Motion approved unanimously.

2. ACTING DEVELOPMENT OFFICER

ON MOTION of Deputy Mayor Nolan and Councillor Roy, it was moved that John Malcolm be appointed as Acting Development Officer, effective September 28, 1987 until the date of Mr. Barry Zwicker's return to the Town of Bedford office, in accordance with Section 95 (3) of the Nova Scotia Planning Act. Motion approved unanimously.

There being no further business, the meeting adjourned at approximately 5:40 p.m.


MAYOR

CHIEF ADMINISTRATIVE OFFICER

TOWN OF BEDFORD

SPECIAL COUNCIL SESSION

OCTOBER 13, 1987

A Special Session of the Town Council of the Town of Bedford was held on Tuesday, October 13, 1987, 4:00 p.m. in the Town Council Chambers, Suite 400, Bedford, N. S., 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 this Session included Dan R. English, Chief Administrative Officer; Joan Pryde, Deputy Clerk; Barry Zwicker, Director of Planning and Development; H. A. MacKenzie, Chief of Police; George Meisner, Deputy Chief of Police and Ron Singer, Director of Finance.

3. PROPOSED TOWN OF BEDFORD NOISE BY-LAW - 2ND READING

Copies of a revised draft By-Law Respecting Noise were circulated to Members of Council for consideration.

Deputy Mayor Nolan requested input from members of Council prior to the next meeting of the Ad Hoc By-Law Committee scheduled to take place on Wednesday, October 14, 1987. The Chief Administrative Officer noted that copies of the draft by-law have also been circulated to all resident associations requesting their input.

During the ensuing discussion, the following concerns were noted by members of Council:

- a) could the by-law address the fact that the proximity of the commercial area of Bedford Place Mall abutting residential properties, is posing some problems;
- b) that further consideration should be given to the definition of the term, "noise;"
- c) that Table 5.1 does not address the playing of musical instruments without amplification;

SPECIAL SESSION - TOWN COUNCIL - OCTOBER 13, 1987

d) are the hours permitted for private snow clearing operations too restrictive;

e) could the matter of church bells ringing be re-addressed?

In concluding the discussion, Deputy Mayor Nolan noted that the draft By-Law has been developed in response to complaints and it will now be necessary for the committee to recommend what is reasonable and what is not reasonable.

ON MOTION of Deputy Mayor Nolan and Councillor Kelly, it was moved that 2nd Reading of the By-Law Respecting Noise be deferred to the next Regular Session of Council. Motion approved unanimously.

4.

AWARD OF CONTRACT (TENDER 87-09) - EAGLEWOOD DRIVE SLOPE RECONSTRUCTION/RETAINING WALL

By memorandum, Rick Paynter, Director of Engineering and Works advised of the results of Tender 87-09 respecting reconstruction works - Eaglewood Drive extension. Mr. Paynter noted that three bids were received with the lowest quotation submitted by Municipal Contracting Ltd. in the amount of \$63,600.

In speaking to this matter, the Chief Administrative Officer advised that representatives of the Armoyan Group, the developers involved with Eaglewood Estates would be meeting in the near future with representatives of the Town to discuss possible cost sharing. Failing any cost sharing agreement, legal means would be pursued to recover all costs.

ON MOTION of Councillor Kelly and Deputy Mayor Nolan, it was moved that Tender 87-09 - reconstruction works - Eaglewood Drive extension - be awarded to Municipal Contracting Ltd. and that the Mayor and the Chief Administrative Officer be authorized to sign an agreement with this company for the completion of the required works at a cost not to exceed \$63,600; further that the construction work be completed in 1987. Motion approved unanimously.

ON MOTION of Councillor Lugar and Councillor Roy, it was moved that;

Whereas that portion of Eaglewood Drive extension referred to in the report of Jacques Whitford & Associates Limited dated July 16, 1987 is in unsatisfactory condition;

SPECIAL SESSION - TOWN COUNCIL -- OCTOBER 13, 1987

5. CON'T

AND WHEREAS Council did, by resolution dated the 24th day of August, 1987 authorize the Director of Engineering to call tenders for the reconstruction of that portion of the Eaglewood Drive Extension according to specifications set out in the aforementioned Jacques Whitford & Associates Limited report on such condition as the Director of Engineering deems appropriate:

AND WHEREAS Council, by resolution dated October 13, 1987 did approve the awarding of the tender to Municipal Contracting Ltd.;

BE IT RESOLVED that Peter F. Spencer, Q.C. be retained as legal counsel to the Town of Bedford in this matter, to commence any legal action of any nature or kind, for and on behalf of the Town, as the Chief Administrative Officer may direct;

AND FURTHER that the Chief Administrative Officer be and hereby is authorized to do all things necessary to comence any legal action and to compromise or set off any claim the Town may have against any person or corporation who for any reason, in the opinion of counsel is or may be liable to the Town of Bedford for the present condition of that portion of the Eaglewood Drive Extension.

Motion approved unanimously.

5. PROPOSED COST SHARING AGREEMENT - TOWN OF BEDFORD - WATERFRONT DEVELOPMENT CORPORATION

Councillor Robert Short, Councillor Peter Christie and Councillor Peter Kelly requested that they each be excused from the Council Session during discussion of the item, "Proposed Cost Sharing Agreement - Town of Bedford - Waterfront Development Corporation."

Each of the Councillors advised that he has received legal advice that due to the fact that he is a member of the Board of the Waterfront Development Corporation, a possible conflict of interest situation exists in the consideration of this matter.

The three Councillors were excused from the meeting.

By memorandum, Dan R. English, Chief Administrative Officer, circulated a comprehensive report from Mr. Ron Singer, Director of Finance respecting the financial impact arising from the Town's possible contribution of one million dollars (\$1,000,000) to the Waterfront Development project.

SPECIAL SESSION - TOWN COUNCIL - OCTOBER 13, 1987

5. CON'T

It was recommended by both Mr. English and Mr. Singer that if Town Council agrees to make a contribution to the Waterfront Development Corporation in the amount of one million dollars (\$1,000,000) over the next four years, then same should be funded annually with each such installment being amortized over a twenty year period.

Mr. Singer reviewed for the benefit of Council, details included in his report, noting both the impact of such a contribution to debt charges that would accrue over the next few years and the impact to capital buying power during the same period.

It was also noted by the Chief Administrative Officer, that the Province of Nova Scotia has committed four million dollars (\$4,000,000) over the next four years if the Town will commit one million dollars (\$1,000,000). The Province will also request funding from the Federal government in the amount of five million dollars (\$5,000,000) and will provide loan guarantees to the Waterfront Development Corporation for further funding.

ON MOTION of Deputy Mayor Nolan and Councillor Roy, it was moved that the Town of Bedford participate in the proposed Waterfront Development Corporation project by advancing one million dollars (\$1,000,000,) through four equal installments (\$250,000) over the next four years and that these amounts should be funded annually with each such installment being amortized over a twenty year period.

In speaking to the Motion, Deputy Mayor Nolan expressed the opinion that Council should agree to the funding of this project as the net result will be a substantial amount of public parkland for the funds involved and the project has the potential to do a great deal for the Town in the years to come.

Councillor Roy suggested that the Town cannot, "afford," not to participate in such a worthwhile project.

Councillor Lugar expressed concurrence with the funding of this project but wished to be recorded as expressing the opinion that Town Council must continue to take the plans and designs for the project through appropriate public hearings.

Mayor Roberts noted that this proposed future parkland may be the only parkland known to pay dividends.

The Motion was put to the meeting and approved unanimously.