

## RECONVENED SESSION - JANUARY 22/90

The amended Motion was put to the meeting and carried. Councillor Peggy Draper and Deputy Mayor Don Huntington abstained from voting.

10. PETITIONS AND DELEGATIONS - NIL

## 11. MOTIONS

11.1 Proposed Amendments to By-Law Respecting Dogs Whereby the Cost of Annual Dog Licenses Will Be Increased (First and Final Reading)

ON MOTION of Councillor Len Goucher and Councillor Peggy Draper, it was moved that a \$15 fee be applied for all neutered dogs and that a \$25 fee be applied for un-neutered dogs within the Town of Bedford.

ON MOTION of Councillor Peter Kelly and Councillor Grant Walker, it was moved that an amendment to the Motion be made namely, a Kennel fee be increased to \$50.00 rather than \$15.00 per dog.

ON MOTION of Councillor Peggy Draper, it was moved that the above-noted amendment be deferred pending a further report from staff as to the policy of other municipalities with this matter. Following no response to three calls from the Mayor for a Secunder, the Motion was ruled invalid.

The Motion, ~~as amended~~, was carried. Councillor Peggy Draper and Councillor Grant Walker voted in the negative.

In reply to Councillor Grant Walker's request for a staff report relative to the Dog By-Law dealing with both cats and dogs, Mr. Dan English, Chief Administrative Officer advised that at present, there was no enabling legislation providing Towns with the ability to deal with cats.

11.2 Motion Served by Councillor Grant Walker, December 18/89 Whereby all Town Owned/Occupied Facilities be Declared Smoke-Free Effective July 1, 1990

Councillor Grant Walker reviewed for the meeting his proposed "Policy Respecting A Smoke Free Environment - All Town Owned or Leased Works Places."

"Whereas smoking is the leading cause of premature death and disability in Canada and research has shown that many allergic individuals and even the majority of healthy nonsmokers report discomfort when exposed to secondhand smoke; and

Whereas, recent medical studies indicate that long-term exposure to involuntary smoking may increase nonsmokers' risk of developing severe lung disease, and

Whereas a Policy should be implemented to provide a healthy, comfortable and productive work environment for Town of Bedford employees and a healthy environment for the public, the Town of Bedford adopts the following:

- All employees will have a smoke free work environment
- All Town owned or leased work places shall be smoke free
- Smokers will be encouraged and supported in their efforts to cooperate and modify their habits.

Implementation: Effective July 1, 1990, all work places where employees work (which shall include but not be limited to offices, common areas, common rooms, washrooms, meeting rooms, hallways, stairwells, elevators and vehicles) and/or to which the public has access, will be designated as "No Smoking" areas. Employee lounges with separate externally exhausted air handling devices may be designated as smoking areas with the annual majority support of each work site employee."

In speaking to the Motion, Councillor Walker advised that relative to the implementation of the above-noted Motion, he had received positive feedback from staff and that the Motion be amended by changing the effective date to "March 1, 1990" rather than July 1, 1990 and that "with proper signage" be inserted in the Motion prior to "with the annual majority."

**ON MOTION** of Councillor Grant Walker and Councillor Peggy Draper, it was moved that a proposed Policy Respecting a Smoke Free Environment in all Town Owned or Leased Work Places be deferred pending a report from staff relative to refining exceptions to the proposed Policy. **Motion carried unanimously.**

12. **NEW BUSINESS**

12.3 Consideration - Proposed Collective Agreement Revisions - Local 2715 - Bedford Firemen and Town of Bedford

**ON MOTION** of Deputy Mayor Don Huntington and Councillor Grant Walker, it was moved that Article 7 - Union Business 7.1 be revised to read:

"Employees elected to Union Office may be granted leave to perform Union functions. The employer agrees to grant four (4) shifts of leave with pay and four (4) shifts of leave without pay. The sum total of such leave for all such employees elected to Union Office shall not exceed, per year, eight (8) shifts or the equivalent thereof. It is agreed that no more than one (1) employee shall be granted this leave at any one time and it is further agreed that the employees who fill-in for those employees on leave pursuant to the provisions of this Article shall receive pay at the regular rate, that is straight time as opposed to over-time." **Motion carried unanimously.**

**ON MOTION** of Deputy Mayor Don Huntington and Councillor Len Goucher, it was moved that Article 9 - Salaries 9.1 be revised to read:

"	<u>Jan. 1/90</u>	<u>Jan. 1/91</u>
4th Class FF	\$23,804	\$24,994
3rd Class FF	\$27,204	\$28,564
2nd Class FF	\$30,605	\$32,135
1st Class FF	\$34,005	\$35,705
Lieutenant	\$37,407	\$39,277
	(6.3% inc.)	(5% inc.*)

\*Note or .05% less than the actual Consumer Price Index - Halifax Region - if the actual CPI exceeds 5.5%. **Motion carried unanimously.**

**ON MOTION** of Deputy Mayor Don Huntington and Councillor Len Goucher, it was moved that Article 16 - "Jury Duty" 16.2 be revised to read:

" Any monies received by an employee by reason of jury duty shall be applied to any incurred cost to that employee for that period." **Motion carried unanimously.**

**ON MOTION** of Councillor Grant Walker and Councillor Peter Kelly, it was moved that Article 21 - "Other Benefits" 21.3 be revised to read:

" The Employer shall contribute one thousand dollars (\$1,000) towards funeral expenses for all members who die while on duty or who die at anytime subsequent to injuries sustained while on duty or as a result of executing firefighting duties." **Motion carried unanimously.**



ON MOTION of Deputy Mayor Don Huntington and Councillor Len Goucher, it was moved that a new Article - "Contracting Out" be inserted into the Agreement, namely:

" Except to the extent and to the degree agreed upon by the parties, no work which in accordance with current practice is performed by an employee covered by this Agreement, shall be performed by a person who is not an employee of the Corporation." **Motion carried unanimously.**

ON MOTION of Councillor Len Goucher and Councillor Grant Walker, it was moved that a new Article - "Mutual Aid to Communities" be inserted into the Agreement, namely:

" No employee shall be required by the Employer to respond to any alarms outside the boundaries of the Employer's jurisdiction if the employees of the outside community seeking assistance are on strike." **Motion carried unanimously.**

ON MOTION of Councillor Peggy Draper and Deputy Mayor Don Huntington, it was moved that a new Article - "Physical Fitness" be inserted into the Agreement, namely:

" The Town will contribute on an annual basis 50% to a maximum of one hundred dollars (\$100.00) towards the cost of a membership in an approved health facility." **Motion approved unanimously.**

ON MOTION of Councillor Grant Walker and Deputy Mayor Don Huntington, it was moved that a new Article - "Service Pay" be inserted into the Agreement, namely:

"The Town's Negotiating Committee agrees to include in the salary of a 1st Class Firefighter and Lieutenant, an additional \$250.00 per year for years following five years service at that position and \$500.00 per year for years following 10 years service at that position." Prior to the Motion being voted upon, Mr. English noted that apparently there has been a misinterpretation on this Clause and the firemen are not in support of the wording as being proposed. A brief discussion ensued however, and in the final analysis, Council agreed that the wording being voted upon was consistent with that contained within the Police Personnel Policy. **Motion carried unanimously.**

Deputy Mayor Don Huntington offered his congratulations to both the Negotiating Committee and Dan English, Chief Administrative Officer for the superb way in which this matter was handled.



12.4 Council Ratification - Election of Bedford Volunteer Fire Department Chief

**ON MOTION** of Councillor Peter Kelly and Deputy Mayor Don Huntington, it was moved that the election of Peter Dickinson as Fire Chief be ratified. **Motion approved unanimously.**

Mayor Peter Christie advised the meeting that retiring Chief, David Selig will be duly recognized for his many years of service to the Town.

12.5 Proposed Moratorium - Building of Residential Properties - Town of Bedford

**ON MOTION** of Deputy Mayor Don Huntington and Councillor Grant Walker, it was moved that Council go on record as opposing the proposed moratorium of building on residential properties within the Town of Bedford.

In speaking to the Motion, Councillor Len Goucher expressed concern relative to the fact that a Motion made at the Bedford Planning Advisory Committee level was being discussed and voted on at the Council level prior to the M.P.S. document being formally brought before Town Council.

Mayor Peter Christie advised that Council was not voting on this matter at the present time but that Deputy Mayor Huntington was simply stating that Council go on record as not supporting this moratorium.

Councillor Peggy Draper expressed her concern relative to the proposed moratorium and noted that the Town should look into actual anticipated growth over the next few years and that meetings should be held between municipal leaders and the Minister of Education.

Mayor Peter Christie advised that B.P.A.C. will deal with this matter and Council will discuss this in due course.

**Motion carried.** Councillor Len Goucher voted in the negative.

12.6 Proposed Policy Respecting the Engaging of Legal Services

**ON MOTION** of Councillor Grant Walker and Councillor Peter Kelly, it was moved that the following draft Policy Respecting the Engaging of Legal Services be brought before Council"

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12.6 Con't

"Whereas upon occasion, it may be deemed necessary for Senior Staff and/or Members of Town Council to engage the services of a Solicitor to provide legal advice, the cost of such service to be charged to the Town:

BE IT THEREFORE RESOLVED that the following procedure shall be approved which shall be followed prior to the engaging of such legal services:

- (a) Senior Staff members shall require the approval of the Chief Administrative Officer or in his absence, the Acting Chief Administrative Officer, prior to the engaging of legal services. This approval will include direction relative to which solicitor should be consulted.
- (b) Except in emergency situations, Members of Town Council shall obtain the approval of Town Council prior to the engaging of any legal services;
- (c) If, in the opinion of the Mayor or in his absence the Deputy Mayor, the matter in question is considered an emergency, precluding the awaiting of a meeting of Town Council, the agreement of the Mayor, or in his absence the Deputy Mayor, will fulfill this approval requirement."

Councillor Peter Kelly advised the meeting of the process which brought this matter to light. He also advised that there was no bill coming to the Town, therefore, he felt there was no issue. Councillor Kelly expressed his desire, however, to see a policy in place, regarding the engaging of legal services.

Councillor Grant Walker expressed his concern over the fact that the legal opinion was sought without the approval of the Chief Administrative Officer.

In reply to Councillor Walker's statement, Dan English advised that there was no policy in existence at Council level, however, there did exist a policy for retaining legal services at the staff level.

**ON MOTION** of Councillor Grant Walker and Deputy Mayor Huntington, it was moved that this information be received for information and adopted for First Reading.

12.6 Con't

In speaking to the Motion, Dan English advised that a clause should be added to the draft policy relative to staff legal opinions being distributed to Council.

The Motion was put to the meeting and approved unanimously.

**WASTE MANAGEMENT COMMITTEE - REPLACEMENT FOR KEITH ROBERTS**

ON MOTION of Councillor Grant Walker and Councillor Len Goucher, it was moved that Mr. Chris Nolan replace Mr. Keith Roberts as the Town's replacement to the Waste Management Committee. Motion carried unanimously.

13. REPORTS: BOARDS/COMMITTEES/COMMISSIONS

13.1 Recreation Advisory Committee - Chairman Appointment

ON MOTION of Deputy Mayor Don Huntington and Councillor Peggy Draper, it was moved the appointment of Ann Birdsall as Chairperson and Geoffrey Regan as Vice-Chairperson be ratified. Motion carried unanimously.

13.2 School Board Report

Councillor Peggy Draper provided a verbal synopsis on monthly activities and background of the Halifax County-Bedford District School Board.

ON MOTION of Councillor Peggy Draper and Councillor Grant Walker, it was moved that the Halifax County-Bedford District School Board be requested to hold its Public Information Budget Meetings in Bedford, relative to Bedford Schools, jointly with Town Council. Motion carried unanimously.

In speaking to the Motion, Councillor Peggy Draper noted that the Town should lobby M.L.A.'s and other Cabinet Ministers to solicit their support for removing Glen Moir School from the moratorium list. Councillor Draper also expressed the fact that research should be carried out relative to anticipated realistic projections regarding growth.

Councillor Peter Kelly advised that printed reports from the School Board should be distributed to Council members prior to meetings.



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### 13.3 Recommendation from B.W.A.C. Re Infiltration

Councillor Grant Walker brought to Council's attention a Motion made during a B.W.A.C. meeting on November 29, 1989 relative to negative environmental impacts on infiltration.

Rick Paynter, Director of Engineering and Works advised that he had spoken with representatives of U.M.A. on today's date and noted that a statement on negative environmental impacts on infiltration will be included in the final report.

## 14. STAFF REPORTS

### 14.1 Fire Chief's Monthly Report

**ON MOTION** of Councillor Peter Kelly and Deputy Mayor Huntington, it was moved that the Fire Chief's Monthly Report be received. **Motion carried unanimously.**

### 14.2 Planning and Development Control Department

#### 14.2.1

#### Building Inspector's Monthly Report

**ON MOTION** of Deputy Mayor Don Huntington and Councillor Peter Kelly, it was moved that the Building Inspector's Monthly Report be received. **Motion carried unanimously.**

In speaking to the Motion, Councillor Len Goucher expressed his concern over the fact that the lots on the islands in Paper Mill Lake have "For sale" signs erected. He inquired if the Director of Planning and Development Control could obtain information from the proponent and forward this information to B.W.A.C.

#### 14.2.2

#### Blue Mountain Resources Quarry Application

Councillor Grant Walker noted that he has an interest in property adjacent to these lands and therefore, declared a Conflict of Interest excused himself from the meeting.

Barry Zwicker, Director of Planning and Development Control advised that the Town is presently acting as an information base with respect to the Quarry Application. Mr. Zwicker also advised that the Minister of Municipal Affairs has notified

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## 14.2.2

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Blue Mountain Resources that a Hearing will be held. Mr. Zwicker requested Council's direction as to how to proceed at this point in time.

**ON MOTION** of Councillor Peter Kelly and Councillor Len Goucher, it was moved that the Planning and Development Control Department make a presentation at the Environmental Control Hearing. **Motion carried unanimously.**

At the request of Barry Zwicker, concerns of Council are to be submitted to his office enabling both the Planning and Engineering Departments to reflect the views of Council in their presentation at the upcoming Hearing.

Councillor Grant Walker resumed his place at the meeting (approximately 10:30 p.m.).

14.3 Engineering and Works Department

## 14.3.1

1990 Capital Budget Clarification

A brief discussion ensued relative to the availability of sidewalks on collector roads within the Town.

**ON MOTION** of Councillor Len Goucher and Deputy Mayor Don Huntington, it was moved that the meeting be extended. **Motion carried unanimously.**

**ON MOTION** of Councillor Peggy Draper and Councillor Grant Walker, it was moved that the Engineering and Works Department call tenders to the installation of sidewalks for Meadowbrook Drive from Pleasant St. to Sunrise Hill and on Wardour St. from the Dartmouth Road to Brook St. **Motion carried unanimously.**

In speaking to the Motion, Councillor Grant Walker enquired as to the appropriateness of stormwater improvements relative to sidewalk servicing on Meadowbrook.

Mr. Paynter advised that at this point in time, the longer side of Meadowbrook Drive was not being addressed under this project. He also advised that estimates relative to the inclusion of sidewalks and curbs on Wardour Street have been prepared. **MOTION CARRIED UNANIMOUSLY.**

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## 14.3.1

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In response to an inquiry from Councillor Peter Kelly, Mr. Paynter advised that no provision has been made for storm works on Meadowview Drive under this project.

**ON MOTION** of Councillor Peter Kelly and Councillor Len Goucher, it was moved that this matter be deferred until the next Regular Session of Council relative to receiving additional information on the cost of installing a stormwater system on Meadowview Drive. **Motion approved unanimously.**

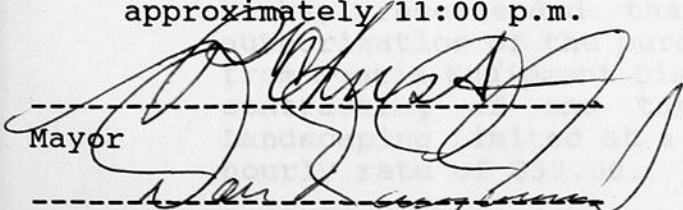
**ON MOTION** of Deputy Mayor Don Huntington and Councillor Peggy Draper, it was moved that the Engineering and Works Department call tenders on the upgrading of Bluewater Road and Rutledge St. **Motion approved unanimously.**

15. CORRESPONDENCE - NIL16. NOTICES OF MOTION - NIL17. QUESTIONS17.1 Status Sheet

In response to an inquiry from Councillor Peter Kelly, Mayor Christie advised that no decision, as yet, had been made relative to Bedford becoming a partner in the Halifax County Water Utility.

18. ADDED ITEMS - NIL19. OTHER - NIL20. ADJOURNMENT

As there was no further discussions, the meeting adjourned at approximately 11:00 p.m.

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 Mayor

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 CHIEF ADMINISTRATIVE OFFICER



**SPECIAL SESSION**  
**MONDAY, JANUARY 29, 1990**

A Special Session of the Town Council of the Town of Bedford took place on Monday, January 29, 1990, 4 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia, Mayor Peter Christie presiding.

1. **LORD'S PRAYER**

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

2. **ATTENDANCE**

Deputy Mayor Don Huntington and Councillors Peggy Draper, Len Goucher, Peter Kelly and Grant Walker were in attendance at the commencement of the Session.

Staff members attending this Session included Dan R. English, Chief Administrative Officer; Barry Zwicker, Director of Planning and Development Control; Rick Paynter, Director of Engineering and Works; Robert Nauss, Director of Recreation; Ron Singer, Director of Finance; H.A. MacKenzie, Chief of Police; Eric Sheppard, Assistant Deputy Fire Chief; John Robertson, Chief Building Inspector and Joan Pryde, Deputy Clerk. Peter Dickinson, Fire Chief, was also in attendance at the commencement of the Session.

In response to a suggestion from Mr. English it was unanimously agreed that Item #4, "Contracting of Additional Equipment," would be considered as the first Item on the agenda.

4. **CONTRACTING OF ADDITIONAL EQUIPMENT - WINTER SANDING OPERATIONS**

By memorandum Rick Paynter, Director of Engineering and Works, recommended that Town Council consider the authorization of the purchase of one EPOCH Sand Spreader from Scotia Equipment Limited at a cost of \$6,500 and the contracting of one tandom truck from Turf Masters Landscaping Limited at a monthly retainer of \$500 and an hourly rate of \$38.00.

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In his supporting brief, Mr. Paynter noted that, at a Regular Council Session held on December 18, 1989, his Department was authorized to increase its Level of Service for winter operations by contracting additional equipment for winter sand applications. He further noted that the first tender call relative to this equipment resulted in prices that could not be justified given the limited use that this additional unit would be given. His Department therefore, re-tendered, on the basis that the Town would purchase a sand spreader, and contract, on a retainer and hourly rate basis, a tandom dump truck that could be fitted with the sand spreader when the service was required.

Mr. Paynter also circulated copies of a memorandum from Wayne Legere, Operations Manager, providing further details relative to the results of the tender call.

**ON MOTION** of Councillor Walker and Councillor Kelly it was moved that Town Council authorize the purchase of one EPOCH Sand Spreader from Scotia Equipment Limited at a cost not to exceed \$6,500. **MOTION APPROVED** unanimously.

**ON MOTION** of Councillor Walker and Deputy Mayor Huntington it was moved that the Town of Bedford engage the services of Turf Masters Landscaping Limited for the contracting of one tandom truck and a monthly retainer of \$500 and an hourly rate of \$38.00. **MOTION APPROVED** unanimously.

**PROPOSED PROSECUTION - ZONING VIOLATION CIVIC #1079  
BEDFORD HIGHWAY**

On the request of Deputy Mayor Huntington and with the unanimous approval of those in attendance, it was agreed that a Motion respecting a subject not included on the agenda might be served by Deputy Mayor Huntington.

**ON MOTION** of Deputy Mayor Huntington and Councillor Goucher it was moved that Town Council authorize Town staff through the Chief Administrative Officer to initiate the necessary action with respect to prosecuting the owner of Civic #1079 Bedford Highway for violating the Town of Bedford's Land Use By-Law through the alleged operation of a Used Car Sales Outlet in a Residential Zone (R2), which does not permit this operation.

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During the ensuing discussion and in response to an enquiry from Council, staff advised that correspondence and discussion with the property owner involved has resulted in no action by the owner. The Registrar of Motor Vehicles has also been advised of the situation in order to determine whether or not the Dealer's License should be revoked. The operation, however, has not ceased.

The Motion was put to the meeting and **APPROVED** unanimously.

3. **PRESENTATION AND PRELIMINARY DISCUSSION - PROPOSED 1990 OPERATING BUDGET AND TAX RATES**

Copies of a Preliminary 1990 Operating Budget for the Town of Bedford were circulated to members of Council. This Budget reflected total revenues and expenditures of \$12,796,000, a 15 percent increase over the approved Operating Budget for 1989.

Dan R. English, Chief Administrative Officer, addressed Council noting that this is the earliest date a preliminary draft Budget has been tabled since the Incorporation of the Town of Bedford and he expressed appreciation to members of staff for this achievement. Mr. English did note that this early date does pose a problem in that some figures must be estimated as they are not actually known at the current date, ie. School Board Funding, Regional Library Funding etc. He further noted that on the positive side the early tabling will assist property owners in determining potential financial impacts from the reassessment.

Mr. English also advised that recent changes now indicate that the preliminary Budget will have to be updated to include another \$60,000 for increases in expenditures of which the Town has only very recently been informed.

Council was further advised by Mr. English that, because this is a reassessment year, it is very difficult to know what the effect of Tax Rates will be on individual accounts. He cautioned that we should think in terms of, "Tax Bills," rather than, "Tax Rates."



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Council was also advised that the preliminary estimates have already been reduced by approximately \$250,000 by Town Departments.

With regard to residential tax accounts, Mr. English advised that the preliminary Budget indicates a tax bill increase of approximately 6 percent bearing in mind that most assessment increases were in the range of 15 to 16 percent. However, he noted that it is much more difficult to estimate the percentage increase in commercial tax bills due to the varying range of commercial assessment increases.

Ron Singer, Director of Finance, addressed Council and with the aid of overhead projections reviewed pertinent details of the significant highlights of the proposed Operating Budget.

It was noted that Tax Revenue required to fund this proposed Budget would increase 14 percent over that required in 1989. Of this increase in Tax Revenue, 8.5 percent would be generated through, "New Growth," and 5.1 percent by an overall increase affecting all Tax Accounts.

During his presentation, Mr. Singer highlighted details relative to major expenditure increases compared to those of 1989 and also reviewed the situation relative to projected Revenues other than Tax Revenue.

In particular, Mr. Singer reviewed the impact varying Tax Rates would have on, "average assessed residential property," within the Town. He also noted that it will be much more difficult to determine the impact of Tax Rate changes to the commercial sector due to the wide variance in assessment increases.

In response to an enquiry from Council, Mr. Singer reviewed the current situation relative to School Board Funding.

Councillor Kelly excused himself from the meeting at approximately 4:30 p.m.

In response to an enquiry from Council, the Chief Administrative Officer advised that Town staff will be forwarding a document to members of Council relative

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to Levels of Service/1990 Goals and Objectives within a few days.

In response to an enquiry from Mayor Christie, some discussion took place relative to the funding for Metro Transit and whether or not this funding would be sufficient if the Metropolitan Authority approves the funding for Metro Transit based on assessment rather than kilometers.

In response to an enquiry from Council, the Chief Administrative Officer reviewed details relative to Revenues from the Province of Nova Scotia, the Nova Scotia Liquor Commission, Maritime Tel & Tel, and the Nova Scotia Power Corporation.

In response to an enquiry from Mayor Christie, Mr. Singer reviewed the reasoning for the reduction from 15 percent to 10 percent of Deed Transfer Tax allocated to the Reserve Fund.

In response to an enquiry from Council relative to the current balance of the Operating Surplus Fund, Mr. Singer advised that he will be able to provide this information in the near future.

Councillor Kelly resumed his place at the meeting at approximately 5:30 p.m.

In response to an enquiry from Council, Mr. Singer reviewed the history of internal borrowing by the Town for Capital Projects.

In response to an enquiry as to his opinion as to whether or not the town might extend the time period for the repayment of such internal borrowings, Mr. Singer expressed some concern over such a policy noting the resulting impact on the Town's cash flow.

It was unanimously agreed that further discussion on the 1990 projected Operating Budget should be deferred pending the opportunity for Town Council to review the Level of Service/1990 Goals and Objectives document expected to be forwarded by Town staff in the near future.

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5. OTHER

5.1 SUSPENSION OF RULES OF ORDER

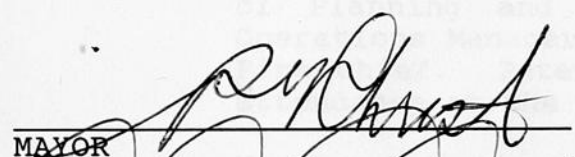
ON MOTION of Councillor Walker and Deputy Mayor Huntington it was moved that the Rules of Order be suspended in order to consider an Item not included on the agenda. **MOTION APPROVED** unanimously.

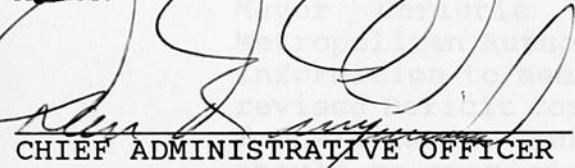
5.2 AGREEMENT LOCAL 2715 IAFF/TOWN OF BEDFORD

Following a review of correspondence received from Local 2715 IAFF concerning a clause in the proposed Contract with the Town of Bedford, it was unanimously agreed that the Town's negotiating team should arrange a further meeting with representatives of Local 2715 IAFF, in order to attempt a resolution of the problem.

6. ADJOURNMENT

ON MOTION of Councillor Draper and Councillor Kelly it was moved that the meeting adjourn at approximately 6 p.m. **MOTION APPROVED** unanimously.

  
MAYOR

  
CHIEF ADMINISTRATIVE OFFICER

SUGGESTED MODIFICATIONS TO TRANSIT ROUTE CHANGES

Mr. Brian Smith of Metro Transit, reviewed for the benefit of Council proposed modifications to transit route changes which he suggested would provide the town with a higher level of transit service than that which is now being received.



Meeting #45

**TOWN OF BEDFORD**  
**SPECIAL SESSION**  
**MONDAY, FEBRUARY 12, 1990**

A Special Session of the Town Council of the Town of Bedford took place on Monday, February 12, 1990, 6:30 p.m., in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia, Mayor Peter Christie presiding.

1. **LORD'S PRAYER**

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

2. **ATTENDANCE**

Deputy Mayor Don Huntington and Councillors Anne Cosgrove, Peggy Draper, Len Goucher, Peter Kelly and Grant Walker 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; Barry Zwicker, Director of Planning and Development Control; Wayne Legere, Operations Manager; and Eric Sheppard, Assistant Deputy Fire Chief. Peter Dickinson, Fire Chief, was also in attendance at the Session.

Mayor Christie welcomed representatives from the Metropolitan Authority who were in attendance to provide information to members of Council relative to a proposed revised Deficit Cost-Sharing Formula and modifications to Transit Route Changes. It was agreed that the agenda should be amended whereby the proposed modifications to transit route changes would be considered as the first item of business.

4. **SUGGESTED MODIFICATIONS TO TRANSIT ROUTE CHANGES**

Mr. Brian Smith of Metro Transit, reviewed for the benefit of Council proposed modifications to transit route changes which he suggested would provide the Town with a higher level of transit service than that which is now being received.

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Mr. Smith noted the routes which would be changed, added and/or deleted from the current service provided. In particular, it was noted that the service as planned, would provide transit service from Bedford to Dartmouth and would also provide service to the Basinview area of Town. The deletion from the current level of service would involve the removal of the current Route 85, an Express Route from Bedford to Halifax in the morning and return in the evening.

In discussing the planned removal of Route 85, Mr. Smith expressed the opinion that the proposed plan to extend the new internal Route 86, early morning and evening, into Halifax should satisfactorily replace the current Route 85.

A lengthy discussion ensued during which much concern was expressed relative to the fact that the current Express Route 85 is a well used route and should not be deleted from the service. The opinion was also expressed that the proposed Route 86 morning and evening would not satisfactorily replace the current Route 85. In particular, it was noted that the plans for the Route 86, morning and evening, are to use the Bedford Highway into the City. Again, great concern was raised, that a bus travelling this Route will take much longer than the current Route 85 using the Bi-Highway/Dunbrack Street Route.

Councillor Draper excused herself from the meeting approximately 6:45 p.m.

Concern was also raised that the proposed Route 86 would not be an Express Route but would stop at all regular bus stops, again, adding to the time required to reach downtown Halifax.

In response to a request from Councillor Walker, it was agreed that the Rules of Order should be suspended in order that Mr. David Cosman might address Council.

In addressing Council, Mr. Cosman noted that the current passengers of Route 85 are very concerned with the possibility of the deletion of this Route from the service between Halifax and Dartmouth and do not understand why it would be removed. He noted that

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the bus daily carries a full load of passengers and suggested that there was no legitimate reason for its removal.

In addressing the expressed concerns of Council and the general public, Mr. Smith noted that Metro Transit is trying to develop an efficient overall metropolitan system, and it has been determined that most of the Express Routes are detrimental in fulfilling this aim.

In rebuttal, it was noted by both members of Council and by Mr. Cosman, that if the proposed Route 86 does not reach downtown Halifax at the same time as the current Route 85, passengers will immediately cease to use the service.

In concluding the discussion, members of Council requested that Mr. Smith ask that the Route Planning Group reconsider this matter and in particular, the plan for Route 86 to use the Bedford Highway into Halifax. It was suggested that an alternative might be for the bus to use the Bedford Highway only as far as Kearney Lake Road and then to proceed to Dunbrack Street. In particular, it was noted by Council that, while some of the planned improvements to transit service in Bedford are appreciated, they should not be implemented at the expense of losing what is now a very good service through Route 85.

3. DISCUSSION RE PROPOSAL FROM METRO AUTHORITY RE REVISED DEFICIT COST-SHARING FORMULA

By memorandum Dan R. English, Chief Administrative Officer, provided information and advised Council relative to a proposed change in the formula for the Deficit Cost-Sharing of Metro Transit.

It was noted that, at the present time, the four municipalities contribute to the overall Transit Deficit on the basis of a complicated formula which utilizes mileage as travelled on routes within each jurisdiction. The proposed formula is based on the individual municipal units' proportionate ratio with respect to the overall assessment base in the metro area. (It was noted that the assessment base for Halifax County has been



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reduced in order to reflect the fact that transit service is not available in all areas of the County).

It was noted by Mr. English that implementation of this proposed formula would result in the Town of Bedford's present Transit Budget of \$220,000 escalating to a cost of over \$400,000.

Following a review of the implications of such an increase it was recommended by Mr. English that Town Council defer any further consideration on this proposal until such time as the financial implications to the Town can be better addressed.

With the aid of overhead projections Mr. English reviewed, for the benefit of Council, further details relative to the proposed change in formula. He also initiated a discussion of whether or not, if the proposed new formula is adopted, only that portion of the Town of Bedford's assessment base should be used which is served by Metro Transit.

The other major concern raised during the ensuing discussion was the impact of the proposed Route changes if the deficit cost-sharing formula is not changed. It was suggested that Bedford's contribution to the deficit might increase by almost the same amount as if the formula is changed as proposed.

The point was raised by Council that perhaps the Town of Bedford must consider and make a decision as to what Level of Service it wishes to have from Metro Transit. It was suggested that the residents might prefer to have the Express Route continued instead of increased frequency of the regular Route 80.

It was agreed that further consideration of the proposed cost-sharing formula would be deferred until the next Regular Session of Council, in order that the Director of Finance might attempt to provide an estimate of future costs to the Town, based on the mileage formula.

5. **APPLICATION FOR NOISE BY-LAW EXEMPTION - CONSTRUCTION ACTIVITY - SUNNYSIDE MALL**

Copies of correspondence from Roca Construction

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Limited were circulated to members of Council in which the Company requested an exemption from the Noise By-Law relative to the pouring/finishing of the concrete floor slabs of the Sunnyside Mall construction currently taking place.

**ON MOTION** of Councillor Kelly and Councillor Cosgrove it was moved that this request for an exemption be placed on the agenda of the next Regular Session of Council in order that the views of any residents of the Town may be expressed; further that all property owners of properties located on Central and Balsam Streets be advised of this decision. **MOTION APPROVED** unanimously.

Councillor Goucher excused himself from the meeting at approximately 8:20 p.m.

6. DEPARTMENTAL PRESENTATIONS - PROPOSED 1990 OPERATING BUDGET

6.1 ENGINEERING AND WORKS DEPARTMENT

With the aid of overhead projections Rick Paynter, Director of Engineering and Works, reviewed his Department's 1990 Goals and Level of Service document, and Operating Budget. In particular he noted the areas in which his proposed 1990 Operating Budget indicates major financial increases, i.e. increased staff personnel, road maintenance, snow removal, Capital from Operating, equipment maintenance, and Works Compound Building maintenance. In each case he provided information with respect to the desire for these increases.

Mr. Paynter then reviewed for the benefit of Council the current and proposed staff complement relative to both, "operations," and, "technical services."

A General discussion ensued during which Mr. Paynter advised of the responsibilities of the various positions within his Department, and where changes are proposed.

In response to concern expressed by Council, relative to the fact that members of Council usually do not receive a call back to their enquiries concerning snow removal

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etc., it was agreed that the Engineering and Works Department would consider this matter and report back to Town Council.

Some concern was expressed by Council as to whether or not the proposed increase in supervisory staff was reasonable and also whether or not there is justification for the request for a second professional engineer. The suggestion was made that an engineering technician or technologist might satisfactorily fulfill the needs of the Department.

Councillor Goucher resumed his position at the meeting at approximately 9 p.m.

Councillor Kelly excused himself from the meeting at approximately 9 p.m.

In response to an enquiry from Council, Mr. Paynter reviewed details of his requested Budget for professional consultant fees.

In response to an enquiry of Council, Mr. Paynter reviewed the current Level of Service relative to litter clean-up and agreed to consider the possibility of increasing this Level of Service.

6.2 FIRE DEPARTMENT

Chief Peter Dickinson of the Bedford Fire Department reviewed for the benefit of Council the proposed 1990 Operating Budget for the Department noting that it is a goal of the Department that an additional person be hired to provide a higher level of inspection services particularly in the area of residential development.

Chief Dickinson substantiated this request by a review of the areas where it is felt the inspection service is deficient. This led to a general discussion by Council with respect to whether or not the expressed concern is valid. In particular, it was noted that if inspection services are to be provided in greater depth to residential properties, such an employee would, in all likelihood, have to be assigned a work schedule that would include evenings. It was suggested that more contact between the Volunteer Department and the



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Homeowners' Associations might help to fulfill the need without hiring an additional firefighter.

Some discussion took place relative to the recruitment of volunteers and Chief Dickinson advised that the situation has improved during 1989 and he is hopeful that this improvement will continue through 1990.

In response to an enquiry relative to the funding requested for training and recruitment, Chief Dickinson advised that no particular increase in the Level of Service is planned - the funding requested is to maintain the current level being offered.

Councillor Draper resumed her place at the Council meeting at approximately 9:45 p.m.

6.3 PLANNING AND DEVELOPMENT CONTROL DEPARTMENT

Barry Zwicker, Director of Planning and Development Control, referred Council to documents previously circulated, i.e. proposed 1990 Operating Budget, and Goals and the current Levels of Service.

In particular, Mr. Zwicker noted that his proposed 1990 Operating Budget has not increased with the exception of the funding included for the already approved increase in salaries and benefits and for the expenses related to the operation of LOIS (computer system). He noted that this is being achieved due to the fact that the Town is hopeful that outside funding will be available to help achieve the planned goals for 1990. His Department is planning no additional personnel, but, with the advent of LOIS is better able to utilize the existing resources of the Department including personnel. He expressed the opinion that LOIS is already helping to increase the efficiency of the Department in its required tasks.

In response to an enquiry from Council, he advised that approximately \$10,000 of the proposed Operating Budget is related to the fact that the Town is in the final stages of the development of the MPS.

In response to enquiries from Council, a general discussion ensued, relative to the Levels of Service provided by his Department. Some concern was

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expressed that members of Council do, on occasion, receive complaints relative to the process of obtaining Development and Building Permits. It was noted by Mr. Zwicker that while some problems do occur, in most cases the processing of Development and Building Permits is carried out in an efficient and reasonable fashion.

In response to an enquiry from Council as to when the Department will be able to have prepared booklets/brochures re the process for building application permits etc., Mr. Zwicker advised that these will be prepared and ready for the general public in the very near future.

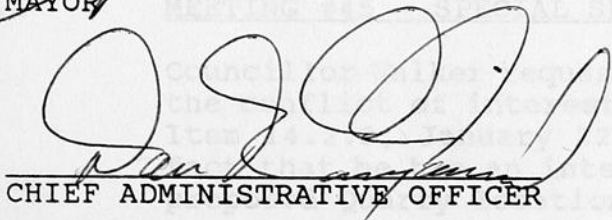
A discussion also ensued relative to the need for co-operation between several Departments when Development/Permit Applications are being considered. It was agreed by members of Council that the responsibility for the co-ordination required should be assigned to the Planning and Development Control Department.

Following a discussion relative to the responsibility for on-going maintenance of Town owned properties, it was also agreed that this responsibility should formally be assigned to the Planning and Development Control Department.

7. **ADJOURNMENT**

There being no further business the meeting adjourned at approximately 10:30 p.m.

  
MAYOR

  
CHIEF ADMINISTRATIVE OFFICER

ON MOTION of Councillor ... and Councillor ... it was moved that the minutes of Meeting #40, #41, #42 of

Meeting #46

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TOWN OF BEDFORD  
REGULAR SESSION  
MONDAY, FEBRUARY 19, 1990

*nl*

A Regular Session of the Town Council of the Town of Bedford took place on Monday, February 19, 1990, 7:30 p.m., in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia, Mayor Peter Christie presiding.

1. LORD'S PRAYER

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

2. ATTENDANCE

Deputy Mayor Don Huntington and Councillors Anne Cosgrove, Peggy Draper, Len Goucher, Peter Kelly and Grant Walker 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; Barry Zwicker, Director of Planning and Development Control; Ron Singer, Director of Finance; and Wayne Legere, Operations Manager.

3. APPROVAL OF MINUTES

3.1 PUBLIC HEARINGS - MEETINGS #40, #41, #42 - JANUARY 15, 1990

3.2 MEETING #43 - REGULAR SESSION - JANUARY 15 & 22, 1990

3.3 MEETING #44 - SPECIAL SESSION - JANUARY 29, 1990

3.4 MEETING #45 - SPECIAL SESSION - FEBRUARY 12, 1990

Councillor Walker requested that the minutes reflect that the conflict of interest declared by himself relative to Item 14.2.2, January 22, 1990, was in reference to the fact that he has an interest in property adjacent to the proposed Quarry location.

**ON MOTION** of Councillor Walker and Councillor Goucher it was moved that the minutes of Meeting #40, #41, #42 of



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January 15, 1990, Meeting #43 of January 15 & 22, 1990, Meeting #44 of January 29, 1990, and Meeting #45 of February 12, 1990, as amended, be approved. **MOTION APPROVED** unanimously.

4. **ADDITIONS/DELETIONS TO ORDER OF BUSINESS**

**ON MOTION** of Councillor Kelly and Councillor Draper it was moved that Item #3 of the Committee of the Whole agenda, "Council Contact With Town Employees," be placed on the agenda as Item 14.1.5. **MOTION APPROVED** unanimously.

In response to a suggestion from Mayor Christie it was agreed that Item 7.5 would be renumbered 7.A and considered immediately after consideration of Item 6.1.

5. **APPROVAL OF ORDER OF BUSINESS**

**ON MOTION** of Councillor Walker and Deputy Mayor Huntington it was moved that the Order of Business, as amended, be approved. **MOTION APPROVED** unanimously.

6. **NOTICE OF RECONSIDERATION**

6.1 **NOTICE OF RECONSIDERATION - DEVELOPMENT AGREEMENT - SUNNYSIDE MALL**

Councillor Kelly addressed Council and advised that, due to the fact that the approval of this Contract Development Agreement is being appealed to the Municipal Board, he withdrew his Notice of Reconsideration.

7. **DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES**

7.5 **NOISE BY-LAW - APPLICATION FOR EXEMPTION - SUNNYSIDE MALL CONSTRUCTION**

Copies of correspondence from Rocca Construction Limited were circulated to members of Council in which the Company requested approval of an exemption from the By-Law Respecting Noise relative to the pouring/finishing of the concrete floor slabs within the Sunnyside Mall

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construction currently taking place.

Noting that under the provisions of Section 11(3) of the By-Law Respecting Noise, and in deciding whether or not to grant an exemption, Council must give the applicant, and any person opposed to the application, an opportunity to be heard during a Council Session, Mayor Christie advised that he would open the meeting to public submissions.

MR. LEWIS TILLER, addressed Council on behalf of Rocca Construction Limited noting in particular that the Company had no choice but to request the exemption if construction is to continue throughout the winter. He explained the process of the pouring of the concrete slabs and emphasized that the only alternative to an exemption from the Noise By-Law would be to close down construction until the summer months.

In response to enquiries from Council, Mr. Tiller provided further information relative to the type of machinery and the noise level that is involved, why the concrete could not be poured at night and finished in the daytime also, what is being done to expedite the process and discussed whether or not the floor slabs could or could not be poured in smaller sections.

MR. JIM SPATZ, addressed Council noting that, in his experience, this is the first time his Company has had to seek an exemption from a Noise By-Law for this particular reason. He expressed the opinion that his Company is following normal construction practice and that considerable funding has been lost due to the one work stoppage which has already been ordered.

MR. PETER GODDARD, addressed Council advising that in his opinion, the noise of the machines used in the concrete finishing is much noisier than described by the Contractor. He also expressed the opinion that the Contractors could be more co-operative by commencing the work earlier in the day in order that it would be finished earlier in the night. He requested that at the very least there be a compromise whereby the work must stop at 10 p.m. He also asked that residents be informed prior to the commencement of this work in order that they might have an opportunity to arrange for alternate sleeping locations for their children.

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DR. JOHN PORTILLI, addressed Council advising that he agrees with the proposal that the work should commence earlier in the day and end at 10 p.m.

In response to an enquiry from Council, the meeting was advised that the machines used are equipped with the standard mufflers etc. and that there is no other silencing equipment that can be used.

**ON MOTION** of Deputy Mayor Huntington and Councillor Cosgrove it was moved that Rocca Construction Limited be granted an exemption from the By-Law Respecting Noise relative to the 8 days that will be required for the eight major floor slab pours during the next two months or so and that this exemption be limited to 2 a.m. in the morning on each occasion.

**ON MOTION** of Councillor Kelly and Councillor Goucher it was moved that the Motion be amended whereby the exemption on each occasion would be granted until 12 midnight.

The amendment was put to the meeting and was **DEFEATED**. Deputy Mayor Huntington, Councillor Walker and Councillor Cosgrove voted against the amendment.

**ON MOTION** of Councillor Draper and Councillor Walker it was moved that the Motion be amended whereby a sign will be placed at the foot of Central Street prior to each day that the pouring of concrete is expected to take place. **MOTION APPROVED** unanimously.

The amended Motion was put to the meeting and was **APPROVED**. Councillor Goucher, Councillor Kelly and Councillor Draper voted against the Motion.

7.1 PROPOSED POLICY RE NO SMOKING

By memorandum copies of comments/concerns forwarded to the Chief Administrative Officer from various members of Town Staff relative to a proposed Policy respecting the declaring of all Town owned/occupied facilities as, "Smoke Free," were circulated to members of Council.



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Copies of a revised draft Policy as follows were circulated to members of Council by Councillor Walker for consideration:

To provide a more healthy, comfortable and productive work environment for our employees and a healthy environment for the public when in attendance at Town Offices, the Town of Bedford adopts the following Policy:

- All employees will have a smoke free office environment;
- All town owned or leased office space shall be smoke free;
- Smokers will be encouraged and supported in their efforts to co-operate and modify their habits through Counselling Programs;

IMPLEMENTATION

Effective March 1, 1990, all office areas where employees work (which shall include but not be limited to offices, common office areas, meeting rooms, hallways, stairwells, elevators, and washrooms) and/or to which the public has unrestricted access, will be designated as No Smoking Areas. Employee lounges with separate externally exhausted air handling devices may be designated as Smoking Areas with the annual majority support of each work sites' employees. Town owned public halls within the Municipality when hired for private functions are exempted during the period of their hire.

During discussion of this proposed Policy the Chief Administrative Officer requested that further consideration be deferred pending an opportunity for certain areas of the Policy to be addressed at the next Session of the Senior Administrative Committee.

In response, Councillor Walker expressed the opinion that staff has already had an opportunity to discuss the matter and there is no reason to defer.

**ON MOTION** of Councillor Walker and Councillor Goucher it was moved that the Policy Respecting a Smoke Free environment for all Town owned or leased work places

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be approved.

In speaking to the Motion, Barry Zwicker, Director of Planning and Development Control, expressed the opinion there is a general concensus among staff that some form of regulation would be desirable - even most smokers would like it - but it might be more diplomatic on the part of Council if the matter could be referred back to staff for recommendations relating in particular to the implementation.

The Motion was put to the meeting and was **APPROVED**. Councillor Kelly and Councillor Cosgrove voted against the Motion.

7.2 POLICY RESPECTING THE ENGAGING OF LEGAL SERVICES - SECOND READING

Copies of a proposed Policy Respecting the Engaging of Legal Services was circulated to members of Council.

**ON MOTION** of Councillor Goucher and Deputy Mayor Huntington it was moved that the Policy Respecting the Engaging of Legal Services, as circulated, be received for Second Reading. **MOTION APPROVED** unanimously.

7.3 METRO TRANSIT PROPOSAL RE DEFICIT COST-SHARING

By memorandum Ron Singer, Director of Finance, advised Council relative to the total projected 1990 Metro Transit cost for the Town of Bedford under the existing mileage formula as compared to the proposed assessment formula if the latter is implemented.

Further information was also provided to Council comparing the assessment formula utilizing only 48 percent of the County's assessment base; 100 percent of all municipal assessments and 48 percent of the County's assessment base and 70 percent of Bedford's assessment base.

A lengthy discussion ensued during which much concern was expressed relative to the situation for the Town of Bedford if the assessment formula is adopted. In particular, it was noted that the adoption of

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this formula would result in very high costs for the Town of Bedford while at the same time the level of service would be much less than that which currently exists in the City of Halifax or the City of Dartmouth.

Some members of Council also expressed the opinion that if the total assessment of the County of Halifax was not to be used in the assessment formula, the same privilege should be afforded to the Town of Bedford.

**ON MOTION** of Councillor Kelly and Councillor Draper it was moved that the Town of Bedford reject the proposed change to the assessment formula for the funding of the Metro Transit Deficit.

During discussion of this Motion the suggestion was raised that the assessment formula might be modified by including the element of, "Ridership."

It was also noted that if the proposed new Bedford routes are not successful and are deleted, the net result would be that the Town of Bedford would be paying even a higher price for a reduced level of service.

The Motion was put to the meeting and was **APPROVED** unanimously.

7.4 **METRO TRANSIT - PROPOSED TRANSIT ROUTE CHANGES -  
DIRECTION TO BE PROVIDED TO METRO AUTHORITY  
REPRESENTATIVES**

Copies of a memorandum from Brian Smith of Metro Transit were circulated to members of Council. Mr. Smith advised that the proposed routing for Route 86 - Basinview has been revised to respond to concerns raised by the current Route 85 Bedford Express passengers. It was noted that the bus would be routed via Dunbrack Street instead of the Bedford Highway to Halifax.

In speaking to this matter Councillor Walker expressed the opinion that the proposed route revision is a reasonable compromise compared to what was originally proposed.

**ON MOTION** of Councillor Walker and Councillor Cosgrove it was moved Mayor Christie and Deputy Mayor Huntington be authorized to support the Metro Transit Route Changes