

Deputy Mayor Cosgrove noted this meeting is a Public meeting, and that at least two councillors will be absent from the next Regular meeting, and at least one or more may be absent until the middle of April.

Deputy Mayor Cosgrove referred to a news article which appeared recently regarding the Town's intent to call a Plebescite on the W.T.E., and how perception of negativness from the Town has been given to the Metropolitan Authority when the Town is supposed to be positive on the issue.

**ON MOTION** of Deputy Mayor Cosgrove and Councillor Hutt, it was moved that Town Council go on record as restating their March 3, 1992 position on the Waste to Energy Facility being located in Bedford, pending a Public Hearing on re-zoning and the Environmental Assessment process.

Mayor Kelly noted that the re-zoning and environmental review process are already given as musts before approval of the W.T.E.

Councillor Goucher noted that although he feels that the intent of the Motion is good, the negative perception is not present at the Board level of the Authority and that the Town's proposal will be considered in due time.

Councillor Hutt stated that he concurred with Deputy Mayor Cosgrove, in that the press release may have given a negative perception to the Metropolitan Authority.

Mayor Kelly reiterated that he had only given a Notice of Motion, and that Council will have the opportunity to debate his Motion at the next meeting as no decision has been made to proceed with a Plebescite.

**The Motion was put to the meeting and CARRIED.** (Councillor Goucher was opposed to the Motion)

7. **ADJOURNMENT**

**ON MOTION** of Mayor Kelly, it was moved to adjourn the 15th Special Session of the Town Council of the Town of Bedford at approximately 9:20 p.m.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

**MEETING #16**

**TOWN OF BEDFORD**

**Regular Session**

**Tuesday, April 14, 1992**

A Regular Session of the Town Council of the Town of Bedford took place on Tuesday, April 14, 1992 at 7:00 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia; Mayor Peter Kelly presiding.

***TOWN OF BEDFORD STAFF - 10 YEAR PLAQUE PRESENTATIONS - MAYOR KELLY***

Mayor Kelly thanked those members of Staff who, as of 1992, have been with the Town 10 years, for their valued and continuing work. Those who received plaques from the Mayor were:

Mr. Christopher Melvin  
Mr. Kevin Tellenbach  
Ms. Linda McEwen  
Mr. Curtis Pyke

***OFFICIAL PICTURE HANGING - FORMER MAYOR PETER CHRISTIE***

Mayor Kelly presented to former Mayor Peter Christie a framed portrait and invited him to place it on the Chamber wall.

***READING OF PROCLAMATION - PARKINSON AWARENESS WEEK - MAYOR KELLY***

Mayor Kelly read aloud a proclamation to designate the week of April 20th to 26th, 1992 as Parkinson Awareness Week in the Town of Bedford.

Representatives from the Parkinson Foundation thanked Mayor Kelly and presented him with a bouquet of flowers.

**1. LORD'S PRAYER**

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

**2. ATTENDANCE**

Those in attendance at the commencement of the session included, Councillors John Davies, Len Goucher, Harris Hutt, and Bill MacLean.

Deputy Mayor Anne Cosgrove and Councillor Stephen Oickle were absent with regrets.

Staff members in attendance included Dan English, Chief Administrative Officer; Rick Paynter, Director of Engineering and Works; Barry Zwicker, Director of Planning and Development; Ron Singer, Director of Finance; Neville Wheaton, Fire Chief; Eric Sheppard, Deputy Fire Chief; and Police Sergeant G. D. Murray.

3. APPROVAL OF MINUTES

#13 - Public Hearing - March 24, 1992

#14 - Regular Session - March 24, 1992

#15 - Special Session - March 31, 1992

*ON MOTION of Councillor MacLean and Councillor Davies, it was moved that Council approve the minutes for #13 Public Hearing - March 24/92, #14 Regular Session - March 24/92 and #15 Special Session - March 31/92 with the following correction:*

*#14 Regular Session - March 24/92 - Page 4, third last paragraph:*

*".....not exceeding 1650 square feet of living space (excluding attached garages.)"*

**The Motion was unanimously approved.**

4. ADDITIONS/DELETIONS TO ORDER OF BUSINESS

The following was added to the agenda:

11.1.2 - HERITAGE ADVISORY COMMITTEE

5. APPROVAL OF THE ORDER OF BUSINESS

**ON MOTION of Councillor Davies and Councillor Goucher, it was moved that Council approve the Order of Business as amended. The Motion was unanimously approved.**



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

6.1 **Consideration - Proposed Revised Purchasing Policy**

By memorandum dated April 8, 1992, Mr. Dan English, Chief Administrative Officer, submitted for Town Council's approval a revised copy of the Town's Purchasing Policy, which has undergone review by the By-Law/Policy Advisory Committee and Senior Administration Committee. A number of amendments were made by the Committee, and a summary of those changes was also included in the agenda package.

There was much discussion on the revised Policy, centred mainly on the following:

- **DEFINITIONS (Clause #1):** Councillor Goucher raised questions regarding correspondence and discussion with bidders following a call for proposals. Dan English referred to Page 6., item 10.2, and it was clarified there would be no correspondence with bidders prior to the comparative evaluation process; a bidder is first selected following which negotiations for a final contract with that bidder would take place.

- **PROPOSALS AND TENDERS (Clauses 1.3 and 10):** Mayor Kelly requested clarification, on the difference between a Proposal and a Tender, and whether there was a specific definition of the two in the Policy. Mr. English indicated that a Proposal would be called for when the specifications of a contract are not clear, and when there are more issues than just price. Barry Zwicker indicated that a Proposal would be called in the case of professional services being contracted. He cited the recent analysis of a Tennis and Swim Club as an example. Mayor Kelly inquired whether acquiring rental space would be considered a tender or a proposal. Mr. English indicated that it would depend on how specific the details were.

Mayor Kelly suggested that this seemed to be a "gray area", and that the process should be kept on a level playing field where the ground rules are known at the start.

There were suggestions that Council should consider whether to retain some flexibility. Mr. English noted it would be Council's decision as to whether a matter should be considered a Tender or a Proposal.

- **LOCAL BIDS (Clause 2.6):** Mayor Kelly inquired as to whether local bids would be shown preference, if all bids were the same. Mr. English indicated that **no** preference would be given to local bidders; the paragraph was



intended to indicate that all attempts would be made to obtain local bidders. He further noted that if local bidders were consistently chosen over others, then outside bidders would likely stop participating in the process.

- **AWARDS (Clause 2.7):** Mayor Kelly inquired as to the definition of the words "Town of Bedford" in this paragraph. Mr. English indicated that it meant "Town Council". Mayor Kelly further inquired about the wording of this item, and whether the reasons why a lowest bid is not chosen would be explained to a bidder. Mr. English noted that this Clause had been suggested by the Town's legal Counsel, and it was felt that giving reasons for non-acceptance of a bid would leave the Town open to liability. Mr. Rick Paynter also responded, noting that he could recall only three cases in the past eight years when the lowest bid was not taken, and two of those bids ended up being withdrawn.

Mayor Kelly indicated he felt reasons for non-acceptance of lowest bids **should** be given if judgement of bids is based on price and performance.

There was further discussion and it was agreed to defer this matter until the next meeting, to provide an opportunity to confer further with legal counsel.

- **PURCHASING AUTHORITIES (Clause 4):** Mayor Kelly raised questions regarding the \$10,000 approval limit, and that there is no reference that capital expenditures or leases must conform to Budget restraints. Mr. English noted that item #4.3 indicates that leases with a cumulative cost of \$10,000 fall under this restriction. Mayor Kelly stated he would like to see the \$10,000 figure revert back to \$5,000, as it was in the past. Mr. English indicated the figures were based on purchasing policies from other municipalities.

Mayor Kelly further inquired as to the meaning of "other items" in Clause #4.1. Mr. English indicated that it would mean mainly "services". There was discussion on this, and it was agreed the words "goods and services" should be used everywhere in the Policy to keep the terminology consistent.

**ON MOTION** of Councillor Goucher and Councillor Maclean, it was moved to Defer consideration of this matter until staff further reviews the proposed revisions and consults with legal counsel. **The Motion was CARRIED.** (Councillor Davies opposed.)

**6.2 Consideration - Proposed Terms of Reference - Heritage Advisory Committee**

By memorandum dated April 8, 1992, Mr. English, Chief Administrative Officer, presented a Terms of Reference for Heritage Advisory Committee, as developed by the Heritage and By-Law/Policy Advisory Committees, for approval by Town Council.

Councillor MacLean noted that, to date, the Heritage Advisory Committee has been functioning without a formal Terms of Reference, and that the newly developed Terms of Reference will give the Committee a structure by which to function.

*ON MOTION of Councillor MacLean and Councillor Goucher, it was moved that Town Council adopt the proposed Terms of Reference for the Heritage Advisory Committee, as developed by the By-Law/Policy Advisory Committee.*

Councillor Goucher questioned the absenteeism policy (item #9.), and asked if the two meeting limit was different to other committee policies. Dan English indicated that a comparison of committee policies would have to be made.

Councillor MacLean and Councillor Goucher agreed to amend the Motion to read:

*ON MOTION of Councillor MacLean and Councillor Goucher, it was moved that Town Council adopt the Terms of Reference for the Heritage Advisory Committee, as developed by the By-Law/Policy Advisory Committee, subject to being consistent with other committee policies.*

**The Motion was unanimously approved.**

With respect to item #4.1 APPOINTMENTS, Councillor MacLean noted that the Committee will be recommending a staggered approach to future appointments.

**6.3 Sackville River Power Project - Legal Opinion**

By memorandum dated April 10, 1992, Mr. Dan English, Chief Administrative Officer, presented a copy of the legal opinion regarding the proposal that the Town of Bedford become financially involved with the Sackville Power Hydro Corporation.

In essence, the legal advice suggested:

"...that such an investment with a private corporation in a joint venture may be successfully attacked as being beyond the powers of the Town of Bedford under existing legislation..."



Councillor Goucher noted that the report did not touch on the issue of flood control, which should be considered the important aspect of the proposal, not power generation. He inquired if the solicitor was asked to consider that aspect, and if not, could it change his opinion in any way.

Mr. English indicated that the solicitor had not been specifically asked to consider the aspect of flood control, but that the legal ability of the Town to enter into a private venture would still be the same.

**ON MOTION** of Councillor Davies and Councillor MacLean, it was moved that Town Council reject the Sackville River Power Project proposal on the basis of fiscal and legal implications. **The Motion was CARRIED.** (Councillor Goucher abstained.)

#### 6.4 Task Force - Municipal Reform

By memorandum dated April 10, 1992 Dan English, Chief Administrative Officer, presented a recommendation that Town Council establish a Special Joint Committee consisting of Council, staff and citizen representation. The development of the Committee's mandate, Terms of Reference and composition are to be brought back for Council's consideration, should the establishment of a Committee meet with Council's approval.

**ON MOTION** of Councillor Goucher, it was moved that the Town of Bedford strongly oppose any consolidation of the four municipalities of Halifax County, Halifax, Dartmouth and Bedford. **The Motion was LOST.** (No seconder to the Motion.)

Councillor MacLean indicated that he supports the spirit of Councillor Goucher's Motion, but felt that the proposal should be reviewed, and the best deal for Bedford be obtained. He noted that he does not know enough about the proposal at this time to do otherwise.

**ON MOTION** of Councillor MacLean and Councillor Davies, it was moved that a Special Joint Committee consisting of Council, staff and citizens be established to review the proposal on Municipal Reform, and submit a position to Town Council.

Councillor Davies noted that he also agrees, and may well support, Councillor Goucher's feeling, but that the report has raised many questions. He suggested that Council allow the Committee to consider the proposal with an open mind, and reserve judgement until a report has been received from the Committee.



Councillor Davies further suggested that this Committee may well be the most important one to the Town, and that the membership of the Committee should be well-advertised and carefully chosen.

Mayor Kelly also noted that the proposal presents an area of concern, and that Councillor Goucher's position may be the final approach in the end, but will then be based on fact. He further suggested that the proposal will have a great impact on the services and life of Bedford; the Committee will address questions raised and provide Council with all information needed.

In response to a question from Councillor MacLean regarding the size of the Committee, Mayor Kelly indicated that business, youth, seniors, Council and staff should all be represented on the committee to work as a team, and that the size should not be restrained until it is seen what kind of expertise can be brought to the Committee.

Councillor Hutt noted that, according to the report, a Commissioner is to be for implementation only, not for review. Mayor Kelly noted the UNSM has indicated the Public will have adequate opportunity for input.

Mr. English suggested that the By-Law/Policy Advisory Committee develop a Terms of Reference and bring it back to Council in two weeks, prior to any advertising or appointments. He further noted that the UNSM is meeting on April 15, 1992 and that discussion will center on the Task Force Report. He advised, although Deputy Mayor Cosgrove is a member of the UNSM, she will not be present; therefore, it would be advisable for a member of Council to attend.

Mayor Kelly indicated that it is more important to determine how Council feels on the matter, and that it is vital to act upon it quickly. He further noted he will write to the Premier and the Minister of Municipal Affairs for their interpretation with respect to the concept of the Implementation Commissioner for the proposal, and to be sure the UNSM is open to public process.

Councillor MacLean also suggested that it was important for the Town to be **pro-active** rather than **re-active**.

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

## **6.5 1992/93 Operating Budget - Departmental Presentations**

**6.5.(1)**

**Bedford Police Department (Proposed Operating Budget)**

Sergeant G. D. Murray, with the use of overheads, expanded on the material included in the agenda package with respect to Levels of Service and responsibilities.

He noted there has been a great increase in calls for service in the period from January to April 1992, which he suggested has been driven by poor economic times. He presented additional graphs on Calls for Service and the types of crimes. He noted there has been a large demand from the public for more Police interaction, and therefore; the Department will be introducing more foot patrols, plain-clothes patrols, and Officers on mountain bikes on the pathway systems.

In response to questions from Councillor MacLean, Sergeant Murray indicated the following:

- the increase in Office Supplies in the budget from \$9,000 to \$14,000, is due to the requirement of a new photocopier, fax machine and needed replacement of the shredder machine.
- the decrease in Traffic Control Activities is due to the elimination of one crossing guard at Holland Ave. since the construction of traffic lights at the intersection.
- the increase in Police Auto Equipment and Maintenance from \$37,000 to \$45,000 is due to the leasing involved with one vehicle and other expenses incurred with new vehicles. He noted this has been under-budgeted in the past.
- a figure of \$6,000 under the Police Commission, is due to a N.S. Police Chief's convention being held in Bedford this year.

Mayor Kelly thanked Sergeant Murray for his presentation, and indicated the Bedford Police Department Budget will be further considered by Council during subsequent Operating Budget discussions.

**6.5.(2)**

**Bedford Fire Department (Proposed Operating Budget)**

Fire Chief Neville Wheaton, with the use of overheads, expanded on the material included in the agenda package, as well as a year-to-date report as of December 31, 1991, an Apparatus Roster and Personnel Roster. He also presented a graph which demonstrated that there has been a 300% increase in calls over the last 10 years.

Councillor Davies inquired about the honorariums paid to volunteers. Chief Wheaton explained that volunteers are paid a small amount for each call-out, once a year. He noted that the amount is the same whether the volunteer is out for 1 hour or 20 hours on a single call. The annual budget amount is divided up by the number of calls per year.

Mayor Kelly thanked Chief Wheaton for his presentation, and indicated that the Bedford Fire Department Budget will be further considered by Council during subsequent Operating Budget discussions.

7. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM - NIL

8. PETITIONS AND DELEGATIONS - NIL

9. MOTIONS

9.1 **Proposed Public Plebisite - Waste to Energy Facility - Mayor Peter Kelly**

Mayor Kelly stated, in bringing forth the Motion, that the proposed Bedford siting of the incinerator has "far-reaching implications", and that he would not like it to be said that the Public did not have an opportunity to be heard on the matter.

Mayor Kelly stepped down from the Chair.

Councillor Goucher took over Chair of the meeting for the following Motion.

**ON MOTION of Mayor Kelly, it was moved that, should the Bedford Town site for the incinerator become a viable option to the Metropolitan Authority, then a Public Plebicite to give the Public an opportunity for input on the proposal should be held, prior to the Environmental Review process. The Motion was declared Invalid because there was no seconder to the Motion.**

Mayor Kelly inquired as to why there was no support for the Motion, when no concerns were brought forth by Council previously.

Councillor Goucher indicated that he supports the idea of a Plebicite. He noted that although the Environmental Review process does provide for public input, it is not the same as a Plebecite. He suggested that many Councillors are taking a lack of public outcry on the matter as a sign of approval. With reference to a recent proposal to dump waste in an abandoned tin mine in Argyle, N.S. upon which



Argyle's Council voted without properly informing the people of Argyle, Councillor Goucher noted his concern that the people of Bedford do have the right to be heard.

Councillor Hutt noted the public has known for a month about the proposed incinerator site in Bedford, and only four letters regarding same have come to the Town office. Of those four, only one was from a resident of Bedford. He further noted that he, personally, has received only two telephone calls on the matter.

Councillor Davies noted that the re-zoning process will also involve a public process.

In response to a question from Mayor Kelly, Barry Zwicker noted that the sequence of events, should the Authority find the site suitable, would be re-zoning and then the Environmental Review.

Councillor Goucher noted that the Motion was not **defeated**, but only **invalid**, and suggested that it may be appropriate to bring the Motion back at a future meeting.

Councillor MacLean noted that, as of today, Town Council has (a.) identified a site to be considered and (b.) has not approved a Plebecite.

## 10. NEW BUSINESS

### 10.1 **Tolson Manor House Purchase - Funding - Sub-Committee Report**

A report from the Ad Hoc Committee - Tolson Manor House Purchase - was circulated with the agenda package. It contained recommendations for the sale of six lots identified by the Committee, for the information and consideration of Town Council.

Councillor Goucher inquired about three lots in Location #2 (Basinview Dr.), noting that there are approximately 350 homes in the subdivision, and the sale of these lots will eliminate any possible parkland for those homes. Mr. Zwicker responded, noting that a fourth lot beside the three in question has a constructed walkway which is, used by residents to get to the Lebrun Centre. The other three, he noted, are steep parcels of land that were part of a negotiated package from the developer, to be used as an access to the Lebrun, and intended to be made into a parking area, not parkland. He indicated concurrence with the fact there is little or no parkland for the subdivision currently.

Responding to further comments from Councillor Goucher, Barry Zwicker explained that the difference in elevation from the street to the Lebrun Centre is approximately

15 feet, which made it difficult to construct the walkway. The construction of parkland would involve substantial retaining walls and protective fencing, especially since the park would be on a busy access road.

Councillor Goucher noted that other steep lots have been filled to construct homes. He reiterated that it is a densely populated subdivision with no parkland, and suggested that Council think hard about selling off the three lots on Basinview Drive.

*ON MOTION of Councillor Davies and Councillor Hutt, it was moved that Town Council consider the sale of the six identified lots to be declared surplus in the Chief Administrative Officer's memorandum, for the purpose of subsequent funding on the purchase of the Tolson Manor House, subject to the approval of the various resident's associations.*

Mayor Kelly inquired with respect to the status of a contract for lot B18 in location #3 that possibly stipulates that the lot cannot be disposed of. Mr. Zwicker indicated that staff have been unsuccessful in locating the Agreement between the Armoyan Group and the Town, which contained a negotiated Agreement for certain walkways to be built and for lot B18 to be deeded to the Town. He indicated that it may be necessary to approach the developer with respect to this Agreement.

Councillor Davies noted that he is a member of the Ad Hoc Committee, and that the Committee has been through the process (Parks Planning Committee and Bedford Recreation Advisory Committee) to determine what might be deemed surplus, and will now approach each resident's association for approval. He further noted that if any lots are not deemed suitable then other lots will be considered at that time.

Councillor Hutt commented it would be necessary to build a 15 foot retaining wall on the lots if they were to be filled in for a park. He inquired about other possible parkland beside Glenmoir School. Mr. Zwicker indicated there is approximately 60 to 70 feet of frontage on Basinview Drive next to Glenmoir School that could be made into parkland or "tot-lot", although it is rough terrain.

*ON MOTION of Councillor Goucher, it was moved that Council defer further discussion until the Director of Planning provide options for other parkland. **The Motion was declared Invalid because there was no seconder to the Motion.***

Councillor MacLean noted that he lives near the Basinview area, and sees children using the walkway to come down to the arena and "tot" area. He further noted that the planned new school will be nearby, and that there is considerable usable parkland in the general area.



**The Motion was put to the meeting and CARRIED.** (Councillor Goucher was opposed.)

Councillor Goucher gave Notice of Motion of Reconsideration for the next meeting.

**10.2 Proposed Agreement of Purchase and Sale - Kiel Developments Ltd. - Town Owned Property - Corner of Hammonds Plains Road/Bedford Highway**

Copies of the proposed Agreement of Purchase and Sale between Kiel Developments and The Town of Bedford were circulated with the agenda package.

Mr. Zwicker spoke to Council with respect to the proposed Agreement, noting that the process for the sale and development of the property commenced approximately two months ago. The Purchase and Sale Agreement is subject to approval of the Development Agreement, which is to go before the Bedford Planning Advisory Committee on May 6th, 1992.

Mayor Kelly inquired whether any parkland to replace the existing park on the property has been included in the proposal. Mr. Zwicker reported this has been the subject of some discussion, and it has been suggested that a portion of the money from the sale (\$25,000 to \$30,000) be utilized to construct an alternate park in the area. The park would include a basketball court and playground equipment.

*ON MOTION of Councillor Goucher and Councillor MacLean, it was moved that Council authorize the Chief Administrative Officer and the Mayor to enter into a Purchase and Sale Agreement with Kiel Developments Limited for 1.695 acres of Town-owned land at the corner of Bedford Highway and Hammonds Plains Road, for the purchase price of \$450,000, and further;*

*That a portion of the monies from the sale be redirected to the development of parkland in the area.*

**The Motion was unanimously approved.**

Councillor MacLean suggested that the development of the parkland should be one of the first initiatives. He noted that usable parkland should be given a high level of priority.



### 10.3 Proposed Replacement - Radio Communications System - Police Department

By memorandum dated April 10, 1992 Mr. English, Chief Administrative Officer reported the results of a study and analysis undertaken by Radiocom Technology Canada, of the Town's entire Radio Communications System. The memorandum contained a recommendation with respect to a proposal that has been received from Motorola Canada Ltd. for a lease to purchase new equipment. The total cost of the equipment purchase is \$52,678 with the annual lease to purchase payment impact on the Operating Budget approximating \$14,700 subject to annual lease rates as at April 1, 1993. The lease to purchase payments would not commence until April 1, 1993.

He noted that, if approved, the purchase would reflect \$14,000 in the 1993/94 Operating Budget, and that the equipment comes with a five year warranty.

Sergeant G. D. Murray spoke to Council with reference to the proposed replacement of the Radio Communications System, noting that the Department's current equipment is ten years old. He reported that the cars are in every other day for repairs on the radio equipment, and that the portables, of poor quality, are worn out. He indicated the new Motorola portables are of superior quality, and very durable.

In response to questions from Councillor MacLean, Sergeant Murray noted the new radios are capable of scrambling messages, and that Bedford Police can remain in contact with the Halifax Police, since the systems would be tied-in. Neither of these aspects are available currently.

Mr. English noted that the Motorola communication system is the backbone of the Halifax Police Department System, and that as a result of discussions with them, and subject to working out an agreement, Bedford Police can tie in with their system for approximately \$100 to \$120 per month.

**ON MOTION** of Councillor MacLean and Councillor Davies, it was moved that Council authorize the Mayor and Chief Administrative Officer to execute a five-year lease to purchase agreement with Motorola Canada Ltd. for the acquisition of specified equipment at a total net cost of \$52,678 (annual operating - \$14,000). **The Motion was unanimously approved.**

### 10.4 Consideration - Proposed Terms of Reference - Audit Committee

By memorandum dated April 9, 1992 Dan English, Chief Administrative Officer presented for approval by Town Council, the proposed Terms of Reference for the Town of Bedford Audit Committee, and reported the three appointed members of the Audit Committee as:

Mayor Peter Kelly  
Councillor John Davies  
Councillor Len Goucher

**ON MOTION** of Councillor Davies and Councillor Hutt, it was moved that Council adopt the Terms of Reference for the Audit Committee as circulated. **The Motion was unanimously approved.**

**10.5 UNSM - Appointment of Five Voting Bedford Delegates - Regional Meeting**

A letter from UNSM regarding the appointment of five voting Bedford Delegates for the Regional meeting on May 27th at 5:00 p.m. was circulated with the agenda package.

There was no discussion on the matter, and Mayor Kelly indicated that further information will be circulated to Council members.

**11. REPORTS**

**11.1 COMMITTEES/COMMISSIONS/BOARDS**

**11.1.1**

**Bedford Waters Advisory Committee - 1991 Annual Report**

Council accepted the 1991 Annual Report, as submitted from the Bedford Waters Advisory Committee.

**11.1.2**

**Heritage Advisory - Goals and Objectives and Terms of Reference**

**ON MOTION** of Councillor MacLean and Councillor Davies, it was moved that Council adopt the Goals and Objectives, for the Heritage Advisory Committee, in addition to the attached 1992 Budget report. **The Motion was unanimously approved.**

**11.2 DEPARTMENTAL**

11.2.1

**Engineering and Planning Departments - Discussion Paper - Flexible Street Design Standards**

By memorandum dated April 9, 1992 Rick Paynter, Director of Engineering and Works and Barry Zwicker, Director of Planning and Development Control reported on the concept of flexible street standards.

Rick Paynter, Director of Engineering addressed Council, requesting their input as to whether they are comfortable in supporting the concept of providing flexibility in this respect, and negotiating street construction standards that depart from the MPS and the Subdivision Bylaw.

He noted that Development Agreements that are initially approved are subject to change. The initial street design may not be suitable for the changes made, and Staff feel obliged to recognize and consider this and to be flexible.

In response to a question regarding the support of the Police and Fire Departments, Mr. Paynter indicated that discussion has taken place with the Police and Fire Departments, and that their main concerns are with parking policies and the manoeverability of fire trucks on narrower streets and cul-de-sacs. He noted that Staff is satisfied that these factors can be taken into consideration, and the details worked out.

During further discussion, Mr. Zwicker noted there has been much discussion with respect to keeping the "small-town" character in new neighbourhoods, and that neighbourhoods should reflect the use for which they were designed. He indicated it should be possible to not force current subdivision bylaw policies on cul-de-sac developments, and at the same time consider the accessibility of emergency vehicles, snow plows and service trucks.

**ON MOTION of Councillor Hutt and Councillor MacLean, it was moved that Council adopt the Engineering and Planning Departments report. The Motion was unanimously approved.**

Council unanimously agreed to extend adjournment until 10:15 p.m.

12. **CORRESPONDENCE**

12.1 **UNSM - Report - Establishment of Education Supplementary Funding Committees**

By memorandum dated March 20, 1992, UNSM President John Savage reported on



a recommendation of the Select Committee on Education concerning the establishment of Supplementary Funding Committees to approve or reject School Board recommendations for Supplementary Funding, as discussed at the March 13, 1992, UNSM Executive Committee Meeting. He requested that all Councils consider the matter and communicate their views with the Minister of Education and MLA.

**ON MOTION of Councillor Davies and Councillor MacLean, it was moved that Bedford Town Council endorse the UNSM's view to stay with the status quo. The Motion was unanimously approved.**

13. **MOTIONS OF RECONSIDERATION - NIL**

14. **MOTION OF RECISSION - NIL**

15. **NOTICES OF MOTION - NIL**

16. **DEPARTMENTAL INFORMATION REPORTS**

16.1 **Fire Chief's Monthly Report - Month of March/92**

16.2 **Building Inspector's Monthly Report - Month of March/92**

*ON MOTION of Councillor Davies and Councillor MacLean, it was moved to accept the Fire Chief's Monthly Report for the month of March, 1992 and the Building Inspector's Monthly Report for the month of March, 1992. The Motion was unanimously approved.*

17. **QUESTIONS - NIL**

18. **ADDED ITEMS**

18.1 **Hugh McKinley - Former Chairman of Bedford Service Commission**

Mayor Kelly expressed condolences on the recent passing of Mr. McKinley, on behalf of Bedford Town Council.

**19. ADJOURNMENT**

**ON MOTION** of Mayor Kelly, it was moved to adjourn the 16th Regular Session of the Town Council of the Town of Bedford at approximately 10:15 p.m.

**The motion was unanimously approved.**

**MAYOR**

**CHIEF ADMINISTRATIVE OFFICER**

/sk

MEETING #17

TOWN OF BEDFORD

Special Session

Tuesday, April 21, 1992

A Special Session of the Town Council of the Town of Bedford took place on Tuesday, April 21, 1992 at 7:00 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia; Mayor Peter Kelly presiding.

1. LORD'S PRAYER

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

2. ATTENDANCE

Deputy Mayor Anne Cosgrove and Councillors John Davies, Harris Hutt, Bill MacLean, and Stephen Oickle.

Councillor Len Goucher was absent with regrets.

Staff members in attendance included Dan English, Chief Administrative Officer; Barry Zwicker, Director of Planning and Development; Rick Paynter, Director of Engineering and Works; Ron Singer, Director of Finance; Francis MacKenzie, Director, Economic Development; and Bob Nauss, Director of Recreation.

3. ADDITIONS/DELETIONS TO ORDER OF BUSINESS

Mayor Kelly requested discussion regarding a proposal passed by Halifax County Council to withdraw \$1 million from the Water Utility. This was placed on the agenda as Item #5.6.

4. APPROVAL OF THE ORDER OF BUSINESS

**ON MOTION** of Deputy Mayor Cosgrove and Councillor Hutt, it was moved to approve the Order of Business as amended. **The Motion was unanimously approved.**



**5. DISCUSSION - PROPOSED 1992/93 OPERATING BUDGET**

**5.1 Engineering and Works Department**

**5.1.1 Transportation Services**

Rick Paynter, Director of Engineering and Works, made a presentation to Council with the use of overheads. He expanded on the Department's structure with an organizational chart of the Department. He noted that two positions had been eliminated this year: one Engineer and one inspector. A pie chart was used to indicate that the Department's budget represents 17% of the overall Town budget; or approximately \$2.5 million. Mr. Paynter, referring to a chart that depicted budget growth, noted the largest increase for next year will be in solid waste management and recycling.

During discussion and questions from Council, Mr. Paynter indicated the following:

- The Town pays for the power usage of all streetlights and is responsible for maintenance on only the decorative lighting. The Power Corporation is responsible for maintenance on the remainder. Residents are now advised to contact the Power Corporation first for replacement of overhead streetlights.
- Snow removal costs were over budget by \$150,000 in the previous fiscal period due to heavy snowfalls.
- A recommendation regarding a change in policy requiring all abutters of sidewalks with grass medians, be responsible for the grass mowing of that section of the grass median fronting their properties, was discussed. Mr. Paynter noted it is recommended this be implemented on collector and local streets only.
- With respect to equipment maintenance, Mr. Paynter noted there is an in-house mechanic who does regular checks on all equipment. He also noted that as a result of a request from Mr. English a report is being prepared on the feasibility of expanding this service to all Departments.

Mayor Kelly inquired about lighting improvements at the interchange on Magazine Hill which, he noted, were first requested approximately four years ago and as yet had not been undertaken.

Mr. Paynter indicated it is the responsibility of the Provincial Department of Transportation, and that there has been regular correspondence on the matter to the Province from the Town.

Mayor Kelly also inquired about problems with flooding at two properties on Snowy Owl Drive. Rick Paynter noted there has been correspondence on the problem for the past year. Photographs have been taken, and staff have suggested some solutions to the property owners, however, it is staff's feeling that the flooding problems are not Town-caused since the properties are in a low area. He indicated that an up-to-date status report will be forwarded to the Chief Administrative Officer.

There was some discussion with respect to road patch repair work in the Ridgevale and Oakmount areas. Mr. Paynter indicated that staff will be evaluating the work, with funds being provided through Maintenance.

*ON MOTION of Councillor Davies and Deputy Mayor Cosgrove, it was moved that Council implement a policy whereby all property owners abutting sidewalks on collector and local streets be responsible for the mowing of the grass median, between the sidewalk and street curb, fronting their properties. The Motion was unanimously approved.*

*ON MOTION of Deputy Mayor Cosgrove and Councillor Davies, it was moved that Council implement a policy requiring all abutters to sidewalks on side streets and collector roads, be responsible for the snow removal on sidewalks. The Motion was unanimously approved.*

Some concerns were raised with respect to senior citizens and residents with health problems who may be unable to meet these policies. Deputy Mayor Cosgrove noted that these considerations are looked at by the City of Halifax, for example, and that there are resources available to deal with them, such as Scout troops voluntarily mowing grass and clearing snow for those persons unable to do so.

It was also established that large areas in front of apartment buildings, if they are on main arterial roads, will still be handled by the Town; however, lots located on sidestreets and collectors that are not built on as yet, will still be the responsibility of the lot owners.

### 5.1.2

#### **Environmental Health**

Rick Paynter indicated that, other than recycling, all the figures for items under Environmental Health are consistent with last year's figures.

There were no questions or further discussion.

Mayor Kelly thanked Mr. Paynter for his presentation.



## 5.2 Planning and Development Control

Mr. Zwicker, Director of Planning and Development, reviewed the Departmental structure and Levels of Service with the use of overheads. He noted that one position, that of a part-time Planning Technician, had been eliminated this year.

In response to a question from Councillor MacLean, Mr. Zwicker indicated that with respect to the availability of Building Inspectors, Bedford was on average within Metro. He noted there is always an inspector available to the public at the front counter.

Mayor Kelly inquired about any service contracts the Department may have, and about a \$4,000 increase under Software/Hardware Upgrade/Replace.

Mr. Zwicker indicated there are no service contracts on hardware at this time, but one is being negotiated. He also noted that there are annual Software Licenses that have increased this year due to the number of users on the Network. Mr. Zwicker further noted that many two-year warranties have run out on hardware such as computers, monitors and printers, and that they consequently require more repairs. The \$4,000 increase in the budget is for the purpose of replacing or repairing hardware.

Mayor Kelly thanked Mr. Zwicker for his presentation.

## 5.3 Economic Development

Mr. Francis MacKenzie, Director of the Bedford Economic Development Commission, gave a presentation to Council with the use of overheads.

Mr. MacKenzie expanded on the five key elements in which the Commission is involved:

- New Business Growth in Bedford
- Working with Existing Business
- Metropolitan Marketing Alliance
- Community Information
- Development/Leasing Industry

With respect to the Metropolitan Marketing Alliance, an idea initiated by the B.E.D.C. to promote the Metropolitan area of Dartmouth, Halifax, Bedford and the County as a whole to outside investment, Mr. MacKenzie noted it is proposed that the municipalities will contribute only about 10% to 12% of the costs; A.C.O.A. will contribute approximately 70%.



Mr. MacKenzie reviewed the Budget Highlights, noting reductions in most items with the exception of Marketing costs, which were increased by 21.4%.

There were no further questions from Council, and Mayor Kelly thanked Mr. MacKenzie for his presentation.

#### **5.4 Recreation Department**

Mr. Bob Nauss, Director of Recreation, spoke briefly on the overall budget and noted that same has been reviewed and approved by the Bedford Recreation Advisory Committee. He noted one item in particular - \$5,000 for Teen programs such as the already popular Community Against Drugs night for which a recent survey of residents had indicated a need. The funds are required for equipment and start-up costs, and the hiring of part-time staff.

In response to a question from Councillor Hutt, Mr. Nauss indicated that Grants to Community Groups in the amount of \$19,000 is mainly used to defray ice rental costs for sports groups. A \$1,000 discretionary amount is mainly used for travelling costs, or start-up costs for new sports.

Mr. Nauss also explained that most programs are run on a user-pay basis which generate approximately \$561,000 in revenue each year, compared to approximately \$841,000 in expenditures. One third of expenditures are for Parks and Playgrounds. Most adult and child/youth programs either break even or generate a small profit. The Summer programs do not include any allocation for summer students, which are covered by grants from S.E.E.D. or P.E.P.

Mr. Nauss noted that a recent survey had indicated a desire for extended hours at Mill Run Beach, therefore; \$7,000 has been included in the budget to subsidize the wages for summer staff.

In response to a question from Councillor Hutt with respect to the Lion's Pool, Mr. Nauss noted that, in the past, the Lion's Club had the Department invoice them for up to \$5,000 for staff salaries as a grant. They will now be providing a \$10,000 grant outright to the Department for staff salaries. Registration fees generate approximately \$8,000. Together, these amounts almost cover the \$19,800 needed to cover salary costs.

Mr. Nauss also noted that the full-time janitor for facility maintenance at the Lebrun Centre will be replaced by part-time seasonal staff, saving approximately \$18,000 per year in salary costs.

Some other changes to be instituted are:

- The \$3,600 cost of heaters in the arena, will now be cost-shared by hockey groups. The cost will be added to their ice-rental bills.
- Arena ice-rentals will be increased by \$5.00 per hour in September 1992. This will generate an additional \$10,000. Ice rental costs are still considered to be fair.
- A sports fields surcharge will be instituted for user groups/teams, in the amount of \$10.00 per hour for lights, and \$100.00 per day for tournaments.

In response to a question from Councillor Davies with respect to catering at the Lebrun Centre, Mr. Nauss explained that the Department currently recommends that groups use a suggested caterer for their functions. The Department receives 15% of the caterer's fee. If the group chooses to not use the suggested caterer, then they are charged \$100.00 to use the kitchen.

Mr. Nauss noted that funds for a playground at Peerless Park will be discussed under Projects to be funded by Capital from Revenue, under Fiscal Services.

Mayor Kelly thanked Mr. Nauss for his presentation.

## 5.5 Fiscal Services

Ron Singer, Director of Finance, reviewed the budget for Fiscal Services with the use of overheads.

He noted that Fiscal Services represent approximately 35% of the total expenditures. It consists of four main parts:

Debt Charges  
Reserves and Capital  
Education  
Other Transfers (such as Transit and Library)

Mr. Singer noted that the School Board Funding rate has recently been increased from \$.37 to \$.39 per \$100 of assessment, representing an increase in the budget of \$127,953. He indicated this will also represent a further increase in tax rates to approximately 6%.

Mr. Singer displayed a graph on Committed Debt Charges, and noted the projected 12.8% increase for 1992/93 will be reduced to approximately 12% by the sale of surplus lots to pay for the Tolson House.



A list of Capital Projects from Revenue totalling \$150,000 was displayed, and Mr. English noted that discussion and a decision by Council respecting Capital Projects will be on a future agenda.

There was some discussion with respect to an item under Conditional Transfers of \$60,000 for Community Education.

*ON MOTION of Deputy Mayor Cosgrove and Counsellor Hutt, it was moved to eliminate \$60,000 for Community Education from the 1992/93 Operating Budget.*

Deputy Mayor Cosgrove, in speaking to the Motion, indicated that many of the types of programs to be offered by Community Education are already offered by Bedford Recreation Department and Bedford Economic Development Commission. She noted that a Coordinator of Community Programs already exists for Bedford, and that there are 13 other Coordinators operating for the same reason in the surrounding areas. She indicated that Community Education could be repetitious.

Councillor Hutt spoke in favour of the Motion, indicating that he, and Council, recognize the value of education but that from a financial point of view, the Town cannot afford the cost of Community Education at this time. He specifically noted the number of lost employment positions that were mentioned during the previous presentations, and the desire to reduce the projected increase in tax rates from 6% to 3%.

Councillor Davies also spoke in favour of the Motion, noting also the reason of finances in view of Ron Singer's figures, and a 7.9% increase in mandatory School Board rates.

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

Mayor Kelly requested Staff to further review their budgets and find other areas to cut spending in order to reduce the projected tax rate increase from 6% to 3% over 1991/92.

## **5.6 Halifax County - Water Utility**

Mayor Kelly noted that a Motion had been passed on April 14, 1992 at the Halifax County Council meeting with respect to the withdrawal of approximately \$1 million from an accumulated \$2.7 million water utility surplus fund, which exists due to several years of users being overcharged. He indicated that Bedford taxpayers, as users of the utility, have contributed 30% to 40% to this surplus, and may be entitled to a portion of the withdrawal. He noted, however, he is not in favour of the withdrawal because of possible implications for all future capital projects, with which the funds would be used.



Mayor Kelly noted that the withdrawal is legal, since the County owns the utility, but suggests that Bedford should participate in the process and have a say in it. He indicated that it should not be only the County that benefits from the surplus.

It was noted that the Motion will be discussed at a County Council Meeting on May 4, 1992. It was agreed that Mayor Kelly would write the Warden for clarification.

7. ADJOURNMENT

*ON MOTION of Mayor Kelly, it was moved to adjourn the 17th Special Session of the Town Council of the Town of Bedford at approximately 9:15 p.m.*

MAYOR

  
CHIEF ADMINISTRATIVE OFFICER

**MEETING #18**

**TOWN OF BEDFORD**

**Regular Session**

Tuesday, April 28, 1992

A Regular Session of the Town Council of the Town of Bedford took place on Tuesday, April 28, 1992 at 7:00 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia; Mayor Peter Kelly presiding.

**PROCLAMATION - ARBOUR DAY (Mayor Kelly)**

Mayor Kelly made a proclamation designating Saturday, May 9, 1992 as Arbour Day for the Municipality of the Town of Bedford.

Councillor Goucher invited everyone to Range Park at 10:00 a.m. on Arbour Day for a ceremony and the distribution of 4,000 Red Pine seedlings to all who attend. Refreshments will be served.

**1. LORD'S PRAYER**

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

**2. ATTENDANCE**

Deputy Mayor Anne Cosgrove and Councillors John Davies, Len Goucher, Harris Hutt, Bill MacLean and Stephen Oickle were in attendance at the commencement of the Session.

Staff members in attendance included Dan English, Chief Administrative Officer; Rick Paynter, Director of Engineering and Works; Barry Zwicker, Director of Planning and Development; Ron Singer, Director of Finance; and Bob Naus, Director of Recreation.

**3. APPROVAL OF MINUTES**

#16 - Regular Council Session - April 14, 1992

*ON MOTION of Councillor Davies and Deputy Mayor Anne Cosgrove, it was moved that Council approve the minutes for #16 Regular Council Session - April 14, 1992.*

**The Motion was unanimously approved.**

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

The following was added to the agenda:

- 10.5 Correspondence - Bedford Central School
- 10.6 Proclamation - Canadian Labour Council
- 11.1.1 B.P.A.C. Activity Report
- Under 6.4 Proposed 1992/93 Operating Budget - Discussion:  
Telecommunication Device for the Deaf

**5. APPROVAL OF THE ORDER OF BUSINESS**

*ON MOTION of Councillor Goucher and Councillor MacLean, it was moved that Council approve the Order of Business as amended. The Motion was unanimously approved.*

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

**6.1 Proposed Revised Purchasing Policy**

By memorandum dated April 22, 1992 Dan English, Chief Administrative Officer, provided a follow-up report on the Proposed Revised Purchasing Policy relative to questions raised during the last Council Session on April 14, 1992. Staff reviewed certain sections of the document and provided recommendations with respect to those areas where comments were made.

Mayor Kelly suggested that his concerns with respect to Clause 2.7 - Award of Tenders - regarding not giving reasons for non-acceptance of a lowest bid, have not been addressed as it now stands. He felt the clause leaves the matter open to interpretation, and does not create an "equal playing field" for all bidders.

Deputy Mayor Cosgrove indicated she understands Mayor Kelly's concerns, but that she does not agree. She noted she has checked with a number of Engineers who regularly make bids on tenders from the Town, and they indicated they do not feel



any discrimination. They feel that not being given reasons for non-acceptance is standard practice; a part of the process.

Councillor Davies suggested that further discussion follow a Motion.

*ON MOTION of Councillor Davies and Deputy Mayor Cosgrove, it was moved that Council approve the amended Revised Purchasing Policy as submitted by Staff.*

In speaking to the Motion, Mr. English reiterated that in the past eight years, there have only been three cases when the lowest bid was not accepted; it is very seldom the lowest bid is not accepted, however, there may be extenuating circumstances.

Mayor Kelly responded, indicating he realizes that fact but still feels if a proponent puts energy into submitting a proposal, to be fair they have the right to know the reasons for non-acceptance. He suggested that bidders pre-qualify before submitting proposals.

Councillor MacLean indicated he shares the Mayor's concerns over the question of integrity, but that it is not within standard accepted business practices to provide reasons for non-acceptance.

Mayor Kelly suggested Bedford could be trend-setters on this matter, but that would be the decision of Council.

Rick Paynter noted that the Mayor's point is a valid one, but indicated it is currently normal protocol for Staff to advise a bidder as to why the lowest bid was not accepted.

Mayor Kelly then raised his concern over the definition of the words "Town of Bedford", and suggested that if it means "Town Council", as was indicated by Mr. English, then an addition should be made to the list of Definitions (Item #1) with respect to this.

There was some discussion on this matter, and Mr. English noted there may be some places where "Town of Bedford" does not specifically mean "Town Council", and therefore; the suggestion to define it as such may cause problems.

Mayor Kelly then inquired about the bidders list referred to under item #2.2, and how one would get on the list. He noted he wished to be sure that the process was open and fair.

There was some discussion on this matter; Mr. Paynter and Mr. English indicated that businesses can and do write or call with requests to be added to the list, and the list is open for application, but Staff do not actively seek new people. In addition, as a result of the tendering process, new businesses are added to the list.

Mayor Kelly acknowledged the above, yet he sought assurances respecting the openness of the list, specifically additions and deletions.

**The Motion was put to the meeting and CARRIED.** (Mayor Kelly was opposed.)

## 6.2 Citizens' Advisory Forums

By memorandum dated April 22, 1992, Dan English, Chief Administrative Officer, presented a suggested format for delivering the Town's first Citizens' Advisory Forum with a tentative date of Thursday, June 11, 1992.

Mr. English noted that the concept will evolve over time, however to get started, this was a prior staff assertion. A general mail-out will take place, and residents will be asked to suggest other issues they would like discussed. The suggestions will be brought back to Council for consideration, and the format could be amended at that time.

Mayor Kelly suggested that the issues shown are important ones, but he felt that due time was not being provided for suitable discussion. He suggested that an option would be to hold the Forums more frequently, and to discuss one item per night.

Councillor Davies agreed with the Mayor's concerns over the time-frame, but noted that Staff had provided a starting-point. He suggested holding the Forums for a longer period, but with more than one topic.

Mr. English explained that each topic will be discussed three times during the evening, for 40 minutes each time.

Councillor Goucher noted that the suggested format is a starting point by which to establish what issues people are interested in discussing. He indicated he supports the concept of round table discussions since they worked well during the development stage of the Municipal Planning Strategy.

Council concurred that the suggested format be followed, and that any subsequent issues would be used for other meetings, or an extra table would be set up for discussion of any other topics.

**6.3 Proposed Terms of Reference - Special Committee - Municipal Reform**

By memorandum dated April 22, Dan English, Chief Administrative Officer, presented a suggested Terms of Reference relating to the proposed establishment of a Special Ad Hoc Committee.

Mayor Kelly inquired about item #3.2, and the inclusion of representatives for youth and seniors on the Committee. Mr. English indicated that applications for appointment will be reviewed as they are received for this type of representation, but it was felt best to keep the wording open.

Councillor Hutt commented he felt some expertise among the five representatives from the community would be desirable. He later clarified this not to mean he is against the inclusion of youth, only that seniors might be more likely to have the type of experience and expertise needed.

Councillor Davies expressed an opinion that Council would be better represented with four members rather than three.

**ON MOTION of Deputy Mayor Cosgrove and Councillor MacLean, it was moved that Council approve the Terms of Reference for the Special Ad Hoc Committee on the Task Force Report on Local Government Reform. The Motion was unanimously approved.**

**6.4 Proposed 1992/93 Operating Budget and Tax Rates - Draft 2**

At the suggestion of Mr. English, Chief Administrative Officer, item #6.4 on the Proposed Operating Budget was postponed until later in the agenda.

**7. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM - NIL**

**8. PETITIONS AND DELEGATIONS - NIL**

**9. MOTIONS - NIL**

**10. NEW BUSINESS**