Jim Buchanan

Mr. Buchanan suggested that there are developers willing to finance the construction of a 20,000 square foot building, and provided a comparison of costs to do so. He also suggested that a financial review is needed.

Laurie Moser

Mr. Moser inquired what the price of the land was to Boardwalk. Mr. Christmas answered that it was \$1.5 million. Mr. Moser inquired on what basis could the Town be sued by Boardwalk.

Mr. Peter Spencer, legal counsel, noted that the lease agreement process has been ongoing for sometime, and the developer has committed monies to the process.

Peter Sheehan

Mr. Sheehan indicated that he agreed that the Town would have to compensate Boardwalk for not completing the agreement.

Unknown resident

This resident inquired what would happen to the maintenance reserve fund if the developer were to go bankrupt. Mr. Spencer responded, stating that whoever ends up owning the building must legally carry on paying into the maintenance fund.

Carol Morrison

Ms. Morrison inquired whether there would be another public meeting before Council makes a decision.

Mayor Kelly indicated that following his meeting with the Minister tomorrow, along with further consultation from legal counsel, and an independent financial review, Council will meet again, possibly on June 29th, to review the situation.

Councillor Goucher indicated that he has always supported the proposal, and that he was not indicating he will change his mind, but he supports a delay at this time, and another public meeting before a final decision is made.

Councillor Cosgrove agreed with Councillor Goucher, and also expressed the desire to hear a recommendation from legal counsel, along with further financial analysis, following the Mayor's meeting with the Minister.

Councillor Hutt indicated that he, too, was willing to discuss it further, although he was not indicating that he would change his mind about supporting it.

Deputy Mayor Oickle indicated that he has not changed his mind in voting against the proposal, because he still feels it is too expensive.

After three calls by Mayor Kelly there were no further speakers or questions from Council.

Therefore, the Public Information Meeting of June 15, 1993 of the Town of Bedford was adjourned at 9:55 p.m.

MAYOR

CHIEF ADMINISTRATIVE ØFFICER

/sk

TOWN OF BEDFORD

Reconvened Regular Session

Tuesday, June 22, 1993

A Reconvened Regular Session of the Town Council of the Town of Bedford (reconvened from Regular Session of June 8/93) took place on Tuesday, June 22, 1993 at 7:00 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia.

1. ATTENDANCE

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

Staff members in attendance included Dan R. English, Chief Administrative Officer; Rick Paynter, Director of Engineering and Works; Donna Davis-Lohnes, Senior Planner; Ron Singer, Director of Finance; Neville Wheaton, Fire Chief; and John Robertson, Chief Building Inspector.

Approximately 20 residents were present.

Prior to the commencement of the meeting, Councillor Bill MacLean made three presentations. The first presentation made, on behalf of the Bedford Heritage Advisory Committee (B.H.A.C.) to the Mayor, was a framed picture of Council in period costumes in front of the Manor House. Second, Councillor MacLean displayed an award presented to B.H.A.C. from the Government of Canada. Third, a sweater from Coca-Cola was presented to the Mayor, with a request to wear it during Bedford Days.

Mayor Kelly thanked Councillor MacLean for his work as Chair of the Heritage Advisory Committee, and commended him for a job well done with respect to Bedford Days.

8. <u>PETITIONS AND DELEGATIONS</u>

8.2 Consideration - Envirotown Program

At the request of Councillor Cosgrove, Mr. Mark Coffin, the Environmental Representative of the Bedford Board of Trade and member of the Envirotowns Committee, spoke to Council about the possibility of Bedford becoming the 6th and

largest Envirotown in Nova Scotia. He circulated copies of an Envirotown Module, and reported that once Council's approval of the project was obtained, a Task Force could be established, which would then be briefed by Clean Air Nova Scotia Foundation on the program. An environmental audit would be performed, and from that, an action plan developed.

Mr. Coffin indicated that no financial commitment is required from the Town, but some staff support would be needed.

Councillor Goucher commended Councillor Cosgrove and Mr. Coffin for their time and effort volunteering for the Envirotowns Committee.

ON MOTION of Councillor Goucher and Councillor Hutt, it was moved that Bedford Town Council give full support to the Envirotowns Committee in making Bedford an Envirotown in Nova Scotia. The Motion was unanimously approved.

8.1 Presentation - Mary Gilliss - Halifax Co. Regional Library

The Vice-President of the Halifax County Regional Library Board, Mr. Ken Fralick, and Secretary, Mary Gilliss, were present to speak to Council with respect to funding.

Ms. Gilliss reported that her and Mr. Fralick hope to meet with the new Minister of Education soon, but that no date had yet been set. She circulated copies of figures relative to Bedford Branch use and the current funding. Ms. Gilliss spoke about the current funding formula, and indicated that the Board is requesting that Bedford match the tax rate set by Halifax County for Library funding. She noted that, prior to Council's deliberations on budgets in the spring, the Board had been unprepared, and was, thus, unable to make a presentation before a decision was made by Council on the funding for the library.

Mayor Kelly thanked Ms. Gilliss and Mr. Fralick, indicating that Council would consider their request when the outcome of their meeting with the new Minister of Education is known.

10.4 Consideration - Awarding of Tender No. 93-09 - Symonds Road

By memorandum, dated June 3, 1993, Mr. Rick Paynter, Director of Engineering and Works, reported on the results of Tender Call 93-09, relative to paving works associated with Symonds Road. Mr. Paynter verbally outlined his rationale for the recommendations contained in his memo relative to Options "A" and "B".

ON MOTION of Councillor Goucher and Councillor Maclean, it was moved that Option "B" of Tender #93-09 for Symonds Road paving be awarded to Dexter Construction Company Limited in the amount of \$41,735.35, G.S.T. inclusive, plus a contingency amount of \$2,500.00 for asphalt testing and engineering layout/supervision, with funding sources available as follows:

- \$15,000.00 from Symonds Road Capital Account;
- \$3,167.20 as a receivable from Ben's Limited; and
- \$26,068.15 from the Street Upgrading Capital Account.

The Motion was unanimously approved.

11.2.2 Parking - Paper Mill Lake

By memorandum dated June 3, 1993, Mr. Rick Paynter, Director of Engineering and Works, reported on the matter of Paper Mill Lake Parking, with suggested solutions.

Mr. Paynter verbally reviewed his memo and conclusions for Council.

Councillor Hutt inquired whether the intention of conclusion #2 was to lease or purchase land. Mr. Paynter indicated that the land in the Lake Drive area would be leased from Bedford Village Properties, but that land in the Millrun area is already Town-owned.

The Park Parcel P-1D in the Millrun Crescent area was discussed, and Councillor Goucher pointed out that the proposal of making this property a parking lot has been put forward before, and the residents in the area have indicated that they do not view street parking as a problem, and do not wish to have this land made into a parking lot. Council reiterated it's previous position not to pursue this option.

ON MOTION of Councillor Hutt and Councillor MacLean, it was moved that the possibility of purchasing or leasing property from Bedford Village Properties in the Lake Drive area for creation of additional off-street parking be pursued.

The Motion was unanimously approved.

ON MOTION of Councillor Hutt and Councillor Cosgrove, it was moved that the seasonal no-parking concept continue as a means to address the resident traffic concerns in the Lake Drive/Forest Lane/Mill Court neighbourhood for the seasonal period June 1 through September 30. The Motion was unanimously approved.

6. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

6.3 New Elementary School Traffic Projections

By memorandum dated June 3, 1993, Mr. Rick Paynter, Director of Engineering and Works, reported on his review, as Traffic Authority for the Town of Bedford, of the concerns raised by several residents in the Wimbledon Road/Basinview Drive area regarding traffic speeds and potential traffic impacts as a result of the new elementary school.

Mr. Paynter verbally reviewed his findings and conclusions, noting that, based on the results of speed surveys conducted on Basinview and Wimbledon Roads, he could not support the placing of a stop-sign on Basinview. He referred to an area plan on the wall, making two suggestions for improving safety in the area. Mr. Paynter pointed out an intersection where brush clearing would increase visibility, and another section where a rock outcrop could be moved back 10 feet to, also, increase visibility. He noted that these measures could be taken immediately.

In addition, Mr. Paytner pointed out a recommendation in his report that consideration be given to the extension of the Basinview Drive sidewalk down Wimbledon Road as part of the 1994/95 Budget Program.

Councillor Goucher inquired about temporary additional parking restrictions during the construction of the school. Mr. Paynter indicated that this could be reviewed.

Councillor Cosgrove indicated that she could not support Mr. Paynter's "no stop sign" recommendation. Councillor Cosgrove stated that many young families live in the area, and she felt there was, in fact, a problem with traffic speeds.

ON MOTION of Councillor Cosgrove and Councillor Goucher, it was moved that a stop sign be placed at the intersection of Basinview Drive and Wimbledon Road.

Councillor Goucher indicated that he agreed with Mr. Paynter's concern about placing a stop sign on a collector road. He inquired whether there was any other device that could be used to slow traffic down.

Mr. Paynter indicated that the speed surveys do not show speed to be a problem, and he pointed out that there is a sidewalk at this time along Basinview Drive.

Councillor Hutt inquired whether a different speed zone could be implemented. Mr. Paytner noted the standard for urban residential streets is 50 km/h, but that advisory signs could be put up and that staff would continue to monitor speeds.

Councillor Cosgrove and Councillor Goucher agreed to withdraw their motion.

Council agreed that a further report with respect to advisory signs, and the implementation of no-parking signs, be requested from Engineering staff. Councillor Cosgrove also requested that the area of concern be expanded to include all of Wimbledon Road, particularly the intersection at Atwood Terrace.

Council agreed to consider the issue of extending sidewalks down Wimbledon Road to the Capital Budget deliberations for 1994/95 and that same should be placed on the Status Sheet.

6.1 Consideration of Approval - Sexual Harassment Policy

Second and Third readings were given to the proposed Sexual Harassment Policy.

ON MOTION of Councillor Cosgrove and Councillor Goucher, it was moved that Bedford Town Council approve the Sexual Harassment Policy as tabled. The Motion was unanimously approved.

6.2 41 Union Street - Mr. David Munro

John Robertson, Chief Building Inspector, referred to his memo dated June 2, 1993, reviewing the matter which was brought forth at the May 11, 1993 Council Session, and reported that the property owner, Mr. Munro, had not made any attempt to move the 12 X 40 trailer. In addition, no repairs had been made to it as was suggested would be done, by Mr. Munro. Mr. Munro was scheduled to speak on his own behalf before Council, but was not present to do so.

ON MOTION of Councillor MacLean and Deputy Mayor Oickle, it was moved that Council authorize Mr. Peter McInroy, Town legal counsel, to write the owner of #41 Union Street demanding that the mobile home/construction trailer be removed within 48 hours. The Motion was unanimously approved.

6.4 Proposed Sale of Town-owned Property - Peregrine Crescent

Copies of an April 23, 1993 memorandum and four offers received for a public sale by tender conducted in March/April for the 23,184 sq. ft. lot were circulated in the agenda package for Council's consideration.

Councillor Hutt indicated that, since the highest bid for the lot was \$70,100, and the main reason for the sale of the lot was to offset the purchase of the Manor House, the lot should not be sold at this time.

ON MOTION of Councillor Hutt and Councillor Cosgrove, it was moved that the Town of Bedford retain ownership of Lots 37/38 Peregrine Crescent.

Councillor Goucher suggested that the lot be placed for sale at a minimum price.

Councillor Davies noted that, in speaking to the highest bidder recently, it was suggested that the Town was committed to sell the lot to the highest bidder. Mr. Dan English indicated that the wording in the tender advertisement clearly states that the Town is not obligated to accept the highest bid.

Councillor Hutt and Councillor Cosgrove withdrew their motion.

ON MOTION of Councillor Hutt and Councillor Cosgrove, it was moved that Council reject all offers received as a result of the tender for sale of lots 37/38 Peregrine Crescent as not being in the best interest of the Town. The Motion was CARRIED. (Councillor Davies was opposed.)

Mr. English indicated that he will review the matter relative to options as to how best proceed with the sale of the lots; a report to this effect would then be submitted for Council's consideration.

7. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM

7.1 Public Hearing 93-02 - Bedford Park Development

Deputy Mayor Oickle excused himself from deliberations, since he was not present at the Public Hearing.

ON MOTION of Councillor Goucher and Councillor MacLean, it was moved that Council authorize the Mayor and Chief Administrative Officer to enter into a contract development agreement with Bedford Park Developments for Scheme "D".

Donna Davis-Lohnes, Senior Planner, referred to a schematic drawing of the plan on the wall, noting that the proponent has agreed to clean up an existing pathway around the outside of the development to link the two cul-de-sacs, but not to lay a gravel path. At this point in time, Ms. Davis-Lohnes conferred with the proponent about the Motion of approval for only one of the proposed schemes. She reported that the proponent feels that the difference between the two schemes is minimal, and in the interest of maintaining flexibility with respect to marketing the development, he would prefer that both schemes be approved. Ms. Davis-Lohnes also reported that the proponent is willing to upgrade the natural path to a definable pathway.

Councillor Goucher indicated that he had reviewed the minutes of Bedford Planning Advisory Committee (B.P.A.C.), because believed the committee had concerns about the second plan. Following his review, Councillor Goucher determined the committee had felt that if the second plan did not contain any substantial changes, there was no reason for concern.

Councillor Goucher and Councillor MacLean withdrew their motion, and tabled a new Motion.

ON MOTION of Councillor Goucher and Councillor MacLean, it was moved that Council authorize the Mayor and Chief Administrative Officer to enter into a contract development agreement with Bedford Park Developments, for either Scheme "D" or "E", with the stipulation that the existing natural path be upgraded to a defined pathway. The Motion was unanimously approved.

10. NEW BUSINESS

10.1 Ratification - Dr. James Carson - Dartmouth/Halifax County Housing Authority

ON MOTION of Councillor Goucher and Councillor Hutt, it was moved that Council approve the re-appointment of Dr. James Carson for a further one-year term to the Dartmouth/Halifax County Housing Authority, effective August 1, 1993. The Motion was unanimously approved.

10.2 Consideration - Awarding of Contract - Breathing Air Compressor

By memorandum dated May 17, 1993, Chief Neville Wheaton reported the results of a call for quotes on a breathing air compressor for the Bedford Fire Department.

ON MOTION of Councillor MacLean and Councillor Davies, it was moved that the bid from Breathing Air Systems in the amount of \$27,850 plus G.S.T. be accepted. The Motion was unanimously approved.

10.3 Consideration - Awarding of Contract - Security - Paper Mill Lake

Mr. Dan English, Chief Administrative Officer, reported on the results of a tender submitted to three security firms, quoted on an hourly rate basis.

Councillor Goucher clarified that there have been problems with teenagers who gather in the Millrun park area, causing property damage there, but only in the "after-hours".

ON MOTION of Councillor Goucher and Deputy Mayor Oickle, it was moved that the contract for security, to include a patrol of the Millrun Beach and Lake Road Beach areas to enforce the park curfews, be awarded to Pinkerton Security at the rate of \$7.00 per hour. The Motion was unanimously approved.

10.6 Consideration of Appointments - Bedford Waters Advisory Committee (B.W.A.C.)

By memorandum dated June 3, 1993, Mr. Rick Paynter, Director of Engineering and Works, reported on four resignations from B.W.A.C., and two applications received as a result of an advertisement for expressions of interest from residents of the Town to sit on the committee.

It was agreed by Council that the vacancies on the committee will be left until the yearly appointments to committees and boards are considered in October.

10.7 Consideration of Approval - Proposed Changes - Police Personnel Policy

A copy of the Police Personnel Policy, reflecting changes agreed upon at a recent meeting of the Bedford Board of Police Commissioners held May 31, 1993 was circulated with the agenda.

ON MOTION of Councillor MacLean and Councillor Goucher, it was moved to approve the proposed changes to the Police Personnel Policy, subject to approval by the Public Sector Compensation Board. The Motion was unanimously approved.

10.8 Fort Sackville Foundation - Terms of Reference

Councillor MacLean circulated copies of the Terms of Reference for consideration by Council, following it's being referred to the appropriate committees for review and recommendation to Council.

11. REPORTS

11.1 COMMITTEES/COMMISSIONS/BOARDS

11.1.1

Bedford Planning Advisory Committee (B.P.A.C.) - Activity Report

ON MOTION of Councillor Goucher and Councillor Davies, it was moved to accept the May 14, 1993 B.P.A.C. Activity Report. The Motion was unanimously approved.

11.1.2

Metropolitan Authority Report - Councillor MacLean

Councillor MacLean reported that the Authority had voted to de-register Site "H" as a landfill location, and to run an assessment on the Dutch Settlement Site. Mayor Kelly added that the Dutch Settlement residents had voted to host the landfill, subject to the incinerator being constructed, and the waste, to be received at the landfill, be only ash from the incinerator.

11.2 **DEPARTMENTAL**

11.2.1

Planning - (A) Review of CCDD

By memorandum dated June 3, 1993, Donna Davis-Lohnes, Senior Planner, reported on the approval by B.P.A.C. on May 12, 1993 of four recommendations contained in a staff report relative to the comprehensive review of Commercial Comprehensive Development Districts. Copies of the staff report and B.P.A.C. minutes were included in the agenda package. Ms. Davis-Lohnes' memorandum outlined the actions required to implement the four recommendations.

Ms. Davis-Lohnes reviewed the recommendations. Councillor Goucher inquired about density control with respect to residential development within CCDD. Ms. Davis-Lohnes indicated the first action of conducting a study under Policy C-37 would assist in determining that factor, and also would determine appropriate zoning designations.

ON MOTION of Councillor Goucher and Councillor MacLean, it was moved that Staff proceed with recommendation (A), that a study in Policy c-37 be undertaken immediately, and that the "comprehensive review" of Commercial Comprehensive Development Districts be dealt with in this broader context. The study should be completed by a planning consulting firm, or by way of a community-based approach. The Motion was unanimously approved.

ON MOTION of Councillor Goucher and Councillor Cosgrove, it was moved that recommendations (B), (C), and (D) be held in abeyance until (A) is complete. The Motion was CARRIED. (Councillor Davies, Councillor MacLean and Councillor Hutt were opposed; Councillor Goucher, Councillor Cosgrove, Deputy Mayor Oickle and Mayor Kelly voted in favour.)

Update - 175 Riverlane (verbal)

Donna Davis-Lohnes reported that building inspectors had visited the site, and that no garbage or dog kennel were found, and that the site was not determined to be unsightly. In addition, no requirement for a fence along the retaining wall was found in any documents such as the building code or the Land Use Bylaw. Ms. Davis-Lohnes indicated that staff would continue to monitor the site and would investigate should problems with unsightliness resurface.

11.2.3

Finance - Information - Proposed Computer System Upgrade

By memorandum dated June 3, 1993, Mr. Ron Singer, Director of Finance, provided an information report on the proposed Financial Processing System.

Mr. Singer verbally noted that the report had been circulated for information purposes only, and that funding is already in place. A further report will be forthcoming in July or August.

12. CORRESPONDENCE

12.1 Economic Development Commission (E.D.C.) - CCDD

Copies of a memorandum dated May 11, 1993 from George Buckrell, Chairman of E.D.C., were circulated in the agenda package. The memo contained a Motion, unanimously approved by E.D.C., relative to permitting residential development within CCDD.

12.2 Mr. Malcolm Murray re May 18, 1993 Brush Fire - Admiral Cove Park

Copies of a letter from Mr. Murray to the Town relative to the above were circulated with the agenda package.

Chief Neville Wheaton reported that he had met with Bob Nauss, Director of Recreation, and that the Fire Chief would provide a written update and overall synopsis of the matter.

- 13. MOTIONS OF RECONSIDERATION NIL
- 14. MOTIONS OF RESCISSION NIL
- 15. NOTICES OF MOTION NIL

16. DEPARTMENTAL INFORMATION REPORTS

16.1 Fire Chief's Monthly Report - Month of May, 1993

ON MOTION of Councillor Goucher and Councillor MacLean, it was moved to accept the Fire Chief's Monthly Report for May 1993. The Motion was unanimously approved.

16.2 Building Inspector's Monthly Report - Month of May, 1993

ON MOTION of Councillor Goucher and Councillor MacLean, it was moved to accept the Building Inspector's Monthly Report for May 1993. The Motion was unanimously approved.

17. QUESTIONS

17.1 Status Sheet

Deputy Mayor Oickle inquired about a requested report on a near-fatal accident on the CN rails that happened some months ago. He noted that it was not on the Status Sheet as requested. Mr. Dan English indicated that he would check into the matter.

18. ADJOURNMENT

ON MOTION of Mayor Kelly, it was moved to adjourn the 67th Regular Session of the Town of Bedford at approximately 10:00 p.m. The motion was unanimously approved.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

TOWN OF BEDFORD

Regular Session

Tuesday, June 29, 1993

A Regular Session of the Town Council of the Town of Bedford took place on Tuesday, June 29, 1993 at 7:00 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia.

1. LORD'S PRAYER

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

2. ATTENDANCE

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

Staff members in attendance included Dan English, Chief Administrative Office; Rick Paynter, Director of Engineering and Works; Ron Singer, Director of Finance.

Town legal counsel, Mr. Peter Spencer was also present.

Approximately 35 residents were present.

3. APPROVAL OF MINUTES - #64 Special Session - May 4/93 - #65 Regular Session - May 11/93

ON MOTION of Councillor Davies and Councillor Goucher, it was moved to approve the minutes for Meeting #64, Special Session and Meeting #65 Regular Session as circulated. The Motion was unanimously approved.

4. ADDITIONS AND DELETIONS TO THE ORDER OF BUSINESS

The following additions were made to the agenda:

10.2 Consideration - Bedford Skippers - Donation(Original 10.2 - Proposed Organizational Review/Study - was Deferred)

5. APPROVAL OF THE ORDER OF BUSINESS

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

6. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

6.1 Municipal Facilities - Presentation of Coopers and Lybrand Financial Analysis Report

Mr. Marcus Wide, C.A. of Coopers and Lybrand gave a verbal presentation of the financial analysis, which was circulated previously. Also circulated was a memorandum from Dan English, Chief Administrative Officer and Ron Singer, Director of Finance, containing Staff comments on the report. Mr. Wide reviewed the terms of their engagement noting that they did not carry out any analysis of the non-financial issues which may have been relevant to Council's decision to enter into the Boardwalk Lease to Purchase Agreement. Although Mr. Wide cautioned that thirty year projections can be unreliable, they were confident that the Town office Lease Purchase Agreement with Boardwalk Developments Limited is a rational and supportable business arrangement for the Town of Bedford.

Mr. Wide reviewed the findings as contained within the report; noting that the net difference is \$600,143, when comparing the Boardwalk lease to the cost of staying in Bedford Tower, utilizing a schedule submitted by Mr. A.J. Hustins, Jr. dated June 8, 1993. It was noted the Town would acquire a building that would be worth at least \$8,000,000 after thirty years.

With the unanimous consent of Council Mayor Kelly then opened the floor to comments and questions from the public.

Mr. Phil Burns - Hustins Enterprises

Mr. Burns inquired whether the consultants had seen two letters forwarded to the Town from Hustins Enterprises relative to the current lease agreement. He also noted that the letter sent to the Town just prior to the June 8 session should not be considered an offer of new lease rates, just a correction of certain inaccuracies contained in a newsletter sent out by the Town to the public. He indicated that an earlier letter sent in February 1992 was an offer.

Mr. English indicated the February letter was not provided to the consultants, however, they were aware of it. Mr. English further noted the February letter dealt only with a proposal to revise the current rates based on a two year extension at the present location. Mayor Kelly noted the letter in February was in response to a request from the Town for a decrease in the amount of space leased, but this had been refused.

Mr. Roland Martin

Mr. Martin expressed disappointment in the process, referring to the fact that the consultants report had not been available earlier to the public. He also indicated that he had thought there was to be another public meeting prior to a final decision on the lease.

Mayor Kelly stated that he had indicated during the June 15, 1993 Council Session, that an independent financial analysis would be conducted, the results of which would be presented at the June 29 meeting. He had also indicated that the public would have an opportunity to speak. Mayor Kelly further noted that, although it was unfortunate the report was not available earlier, and that Council members had only just reviewed the report themselves at 6:00 p.m., the Town had no control over the time factor in preparation of the report.

Mr. Martin stated that this was not his recollection of what was said by the Mayor. He went on to point out that the report shows that Town staff assumptions about tax revenues were greatly in error, and also that the report opens with a statement that 30 year projections are "inherently unreliable". Mr. Martin indicated that he agreed with this statement, particularly with respect to staff projections on the amount of space that will be required in 30 years.

Mr. Wide explained that the report makes "reasonable" projections, and that 75,000 square feet of required space for Town offices seems credible at the end of 30 years. Also, if the space projections were reduced, the cost comparisons would be more favourable to the Lease Purchase arrangement.

Mayor Kelly pointed out that if additional space is not required, there is an allowance for the Town to dispose of 20,000 square feet. Also, he pointed out, the Boardwalk lease gives the Town an accurate means of forecasting costs for the next 30 years because of the fixed least rates, whereas all other alternatives would involve many unknowns.

Mr. Peter Sheehan

Mr. Sheenan raised questions about the consultant's assumptions on the tax projections, and inquired whether any thought was given to long-term depressed market conditions. He also pointed out that the report lists the benefits of the lease agreement, but did not discuss the risks. He also inquired about incremental costs of the option to purchase over time.

Mr. Wide indicated that none of these factors were considered in any detail, but that their findings were the result of a variety of factors.

Mr. Gary Schmeisser

Mr. Schmeisser raised the question of the value of the building in 30 years.

Mr. Wide indicated that this had been considered, and pointed out that the current town facilities are housed in a building that is 22 years old, which will certainly not be worthless in 8 years time.

Mr. Schmeisser pointed out that the owner of the current building will still be around in years to come, but the owners of the Boardwalk building may not be after 30 years.

Mr. Wide noted that the landlord for Boardwalk will not disappear in 30 years; they will still own Phase II and Phase III. He further noted that the mainenance fund in the agreement is not a maximum, but only a minimum amount of funds needed to maintain the building. Mr. Wide noted that the Canadian Institute of Public Real Estate states that the useful life of a building is 60 years.

Larry Thomas - Provident Developments

Mr. Thomas noted that he represents Provident, who has built townhouses on the waterfront. He suggested that there is a widely-held consensus that it is better to own than to rent. He further noted that, as a Bedford tax-payer, he was also concerned about the suitability of the project for the Town, and the costs involved, and that the report has satisfactorily addressed the major pitfalls.

Marie Smith

Mrs. Smith noted that she had worked in real estate for some years, and noted that the older properties in South End Halifax have not reduced in value; they are quite high.

Mr. Peter Sheehan

Mr. Sheehan inquired to the Town's legal counsel, Mr. Peter Spencer, whether the option to buy could be separated from the lease, and be a financial vehicle from which to raise funds for the Town.

Mr. Spencer indicated the option is not separable, but that there is an option in the lease that should the Town wish to use the option to buy at some time in the future, they will receive a refund of \$3.00 per square foot. He noted that the Town is well-covered in terms of the legal aspects of down-sizing or increasing their square footage.

Mayor Kelly also pointed out that with the completion of each Phase, an additional one-half million dollars in tax revenue to the Town will be generated.

Mr. Don Howell

Mr. Howell expressed concern that the proponent could build only a part of the Phase I building and stop if they were to run out of money.

Mr. Bruce Christmas - Boardwalk Developments

Mr. Christmas stated that Boardwalk would not pay \$1.5 million for land just to build a 20,000 square foot building. He further stated that all of Phase I will be completed, and that part of the foundation for Phase II will also be poured at the same time.

Mr. Roland Martin

Mr. Martin pointed out that the aim of obtaining flexibility of space requirements could be obtained with current existing vacancies in town. He asked whether there was a signed agreement at this time, given the concern about "significant costs" in cancelling the agreement with Boardwalk.

Mayor Kelly indicated there was not a signed agreement, only a Motion of Council which has been passed, and the requirements of that motion have now been fulfilled.

Mr. Peter Spencer pointed out that given the amount of time and money expended by both the Town and Boardwalk, there exists a certain amount of legal responsibility on the part of the Town to proceed with the agreement.

Mr. Martin questioned the Maintenance Fund, suggesting there was still a certain amount of risk involved. Peter Spencer suggested that the risk is minimized by the Fund. Mayor Kelly pointed out that there is no Maintenance Fund for the building the Town now occupies.

Dave Sceles

Mr. Sceles inquired about the availability of detailed plans or specifications.

Mr. Christmas noted that plans were drawn up in response to the tender call. Dan English noted that the Town plans to hire independent construction/engineering consultants once the Agreement is signed. Mayor Kelly noted that the Town has already spent \$14,000 for architectural drawings in preparation of the proposal call.

Doug Shanks

Mr. Shanks expressed concern about possible future amalgamation of the metro municipalities. Mayor Kelly noted that the previous Provincial Government had a plan to amalgamate, but the new Government has indicated they are only considering the possibility of amalgamating services, not municipalities; and therefore; it is no longer considered an issue.

Mayor Kelly also pointed out that with the or

Mr. Shanks indicated that he had spoken to the Premier, and that he has said that he does not rule out the possibility of complete amalgamation.

Roland Martin

Mr. Martin inquired to Mr. Wide whether the possibility of reduced tax revenues from existing buildings in Bedford had been considered in the report. He suggested that the presence of the new commercial space might result in lower occupancy of existing buildings.

Mr. Wide indicated that, while that possibility existed, it was considered remote and minimal. He noted that a variety of factors, negative and positive, had been considered in the figures.

It was also pointed out this had been a fear associated with the renovation of Sunnyside Mall, but that the result had been an increase in assessments for surrounding buildings.

Mr. Spencer noted the Town's vacancy rate actually improved after the Sunnyside expansion took place.

Don Howell

Mr. Howell expressed concern about the relocation of the library to the waterfront, suggesting that it was not convenient for students and seniors, particularly if bus service is not provided.

Mayor Kelly noted that this had been a concern when Dartmouth relocated their library to the waterfront, but that the result was a doubling in the numbers of users. The waterfront development became a destination point.

Aileen McCormick

Mrs. McCormick inquired about the value of the land at the waterfront. Mr. Micheel Towner, of the Bedford Waterfront Development Corporation, indicated that the price paid by developers for land is a private transaction, and that the prices could vary for each lot.

Mrs. McCormick suggested that financial information is difficult to get from the B.W.D.C. Mr. Towner noted that, other than private land sale transactions, all information, including financial, about the B.W.D.C. has been released and is available to the public.

Unknown Resident

This resident stated that he was pleased to hear some positive comments by other residents, and that he was impressed with the project. He noted, with respect to the concern about the location of the library, that the nearby Tim Horton's and Dairy Queen are gathering points for the youth of the town, and a new school is being built in the area. He further commended Town Council for their decision on the project.

Mrs. Morrison

Mrs. Morrison noted that Council is elected to serve the residents of Bedford. She inquired about the process the Town must go through when calling a public meeting, indicating concern that this meeting had not been advertised.

Mayor Kelly noted that all Town Council meetings are public meetings, and the dates are well-advertised and known

Mrs. Morrison stated that she felt Council should call a plebiscite on the matter.

Roland Martin

Mr. Martin indicated that he was not against the waterfront development as such, but that he wanted to be sure of the financial prudence of the Town relocating their offices there. He further stated that, as taxpayers, the residents are entitled to have time to review the information before the time of the meetings.

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George Buckrell

Mr. Buckrell pointed out that the figure shown in the report of \$27 million for lease costs if the Town were to stay in the present building would actually be higher, since Mr. Burns of Hustins Enterprises, the landlord, has stated that the figures provided by them do not constitute an offer.

Tony Edwards

Mr. Edwards inquired whether there was any requirement in the Agreement that the developer must build Phase II and III. Mr. Spencer indicated there was not. Mr. Edwards went on to indicate that he supported the comments of Mr. Martin and others, and supported the idea of a plebiscite.

Mr. Doug Hill

Mr. Hill stated that he felt the Town could not afford this project.

Mr. Roughneen

Mr. Roughneen suggested that it was important for the Town to build public confidence in the proposal, and that the public has had insufficient time to consider it.

Peter Sheehan

Mr. Sheehan suggested that the process that has taken place leading up to this decision was flawed. He also indicated that he was not against the waterfront development as such, and disagreed with the idea of a plebiscite. Mr. Sheehan suggested that the Town should hold regular public meetings at which the public can speak and ask questions. He suggested that a newsletter outlining each Council member's opinions and reasons for their vote on the Motion should be published. He further suggested that Coopers and Lybrand should have been involved from the beginning.

Mayor Kelly noted that quarterly public round-table discussion meetings have been held, but that these were not well-attended.

Marie Smith

Mrs. Smith suggested that only a small percentage of the people who vote on a plebiscite are actually familiar with the matter at hand, and do not care about it.

Larry Thomas - Provident Developments

Mr. Thomas noted, with reference to the concerns about the process, that this matter has been part of a public process for 10 years; Town staff and solicitors jave evaluated the deal and an independent body has confirmed their findings. He noted that Council has made tough decisions in the past.

Mr. Coots

Mr. Coots indicated that he had not been familiar with this matter prior to coming to the meeting, and that he thinks it is a good idea.

Mayor Kelly then closed the meeting to comments from the public, and asked for comments from Council.

Deputy Mayor Oickle read a statement indicating his dissatisfaction with the process, with respect to the negotiations with Boardwalk and the lack of public input. He noted that he has always supported the waterfront development, and that the B.W.D.C. is to be congratulated for their work, but that he believed the Boardwalk development and others at the waterfront will go on, with or without the Town's participation.

With respect to the negotiations with Boardwalk, Deputy Mayor Oickle noted that he had expressed discomfort at the level of privacy, and had called for a press release at that time; however, at the February 9 meeting 3 Councillors and the Mayor had voted to approve the lease agreement without a public hearing.

Deputy Mayor Oickle suggested that the deal "was too rich for Bedford", and that Council was "mortgaging their children's future." He stated that the process has brought shame to the concept of open government.

With respect to alternatives, Deputy Mayor Oickle suggested that studies conducted in the past were out of date, and that he would like the idea of a Tri-Municipal facility, including Fire and Police services, revisited.

Councillor Hutt noted that the Town has spent much money to bring this matter to a head, and that it has been going on for seven years. He further noted that a plebecite would cost \$15,000, and that Council is elected to make decisions for the Town to the best of their ability. Councillor Hutt pointed out that the expensive waterfront land, to which the Town has contributed funds, is sitting idle. He commended Town Staff that the lease agreement is considered one of the best possible Council decisions.

Councillor Hutt indicated that he did not feel the project will cost taxpayers more money, and noted that members of the Library Board had commented to him that they felt the location would be successful. He stated that it was time to make a decision, and he supported relocating to the waterfront.

Mayor Kelly noted that this has been a Council decision, not a personal one, and that he considered it to be investing in their children's future, not mortgaging it. He spoke about the creation of jobs that would result in the development going ahead.

Councillor MacLean stated he felt that Coopers and Lybrand's mandate had not been broad enough, and that it was critical that Council be sure about such a long-term decision; however, he felt that the information was "gray" at best. Councillor MacLean indicated that the issue was not whether to support the waterfront development, but whether the Town's ownership of a building at the waterfront is the most pressing issue for today. He suggested that if the proposal is a good one, then the private sector will recognize it as such.

Councillor MacLean went on to point out that the Town's infrastructure needs investment, and asked what should be the priority - infrastructure and education or a new Town facility.

Councillor MacLean pointed out that all proposed developments go through the approval process, but that this one did not. He further noted that a long-term strategy for the Town does not exist, and should.

Councillor Cosgrove suggested that, in the past seven years, she has collected enough paper information on this matter to "fill a garbage truck". She stated that Council has a vision of the future, and they were elected to make responsible decisions. Councillor Cosgrove pointed out that if the waterfront project does not succeed, the Town will not have the tax revenues from it to pay for infrastructure or such things as the sewage treatment plant expansion.

Councillor Cosgrove stated that she felt the location was excellent for a library, and that bus service, although not a Council decision, would likely be provided.

Councillor Cosgrove stated that the Town cannot afford to not relocate at the waterfront.

Councillor Goucher asked Mr. Wide if Coopers and Lybrand still stand by their report after hearing everything this evening. Mr. Wide stated that they do. Councillor Goucher then stated that his personal stand was to support the project, and the Mayor and Chief Administrative Officer should proceed with signing the Lease Agreement.

There were no further comments from Council.

ON MOTION of Councillors Goucher and Cosgrove, it was moved to recess the 68th Regular Session of the Town of Bedford at approximately 9:45 p.m. The motion was unanimously approved.

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MAYOR

CHIEF ADMINISTRATIVE OFFICER

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TOWN OF BEDFORD

Reconvened Regular Session

Tuesday, July 6, 1993

A Reconvened Regular Session of the Town Council of the Town of Bedford (from June 29/93) took place on Tuesday, July 6, 1993 at 7:00 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia.

6. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

6.2 Consideration - Re-initiation of Strategic Planning Process

By memorandum dated June 23, 1993, Mr. Dan English, Chief Administrative Officer, provided information relative to re-initiating the Strategic Planning process that began in November 1992, but was placed on hold because of the Province's announcement in December 1992 on Metro amalgamation.

Mr. English briefly reviewed the matter, and suggested that the suggested two-day "Strategic Planning Exercise Session" be scheduled in late August or early September since many people will be on vacation over the summer.

ON MOTION of Councillor MacLean and Councillor Davies, it was moved that Bedford Town Council approve in principle the re-initiation of the Strategic Planning Process, and a proposed two-day "Strategic Planning Exercise Session" with a professional facilitator, with the dates to be identified. The Motion was unanimously approved.

Deputy Mayor Oickle commented that he felt it was "ironic" that Council voted to purchase new Town facilities for \$18 million and is now going ahead with strategic planning for the town.

Mayor Kelly noted that strategic planning had been delayed because of the possibility of amalgamation, and that the process does not only involve a town hall but also all town infrastructure, engineering, development and finances over the next 30 years and beyond.

6.3 Proposed Establishment - Fire Commission

By memorandum dated June 24, 1993, Mr. Dan English, Chief Administrative Officer, provided the background information and staff recommendation relative to the proposed

establishment of a Fire Commission and it's mandate.

ON MOTION of Councillor Cosgrove and Councillor Davies it was moved that the proposed establishment of a Fire Advisory Committee be placed "on hold" until a comprehensive organizational review on the entire Town structure has been carried out. The Motion was unanimously approved.

6.4 Consideration - Air Canada Employee Political Action Committee

Mayor Kelly informed Council that a representative from Canadian Airline International has applied to make a presentation to Council at the next Council meeting, and suggested that any consideration of the matter should be deferred until this party has had an opportunity to speak. Council agreed to defer consideration of this matter and some questioned why Council was involving itself with this matter.

6.5 Proposed Elementary School - Traffic Projections

Mr. Rick Paynter, Director of Engineering and Works, referred to a previous staff report which included the results of speed surveys in the area of Basinview and Wimbledon, and recommendations that no stop signs be placed. However, it was recommended that no parking signs be placed on Wimbledon across from Atwood, and brush clearing to improve visibility, both of which has been initiated. Mr. Paynter noted that when construction begins on the new school the matter will be reviewed for possible additional measures. School zone signs will also be placed in the future.

Councillor Cosgrove noted that the problem area for speed is at Wimbledon and Atwood, and suggested that the traffic speed in this area needs to be addressed.

Mr. Paynter noted that no parking signs and brush clearing in that area have already been instituted, and that traffic speed studies have shown that the speeds are within the posted 50 kmph. He further noted that staff intend to bring forth recommendations for sidewalks in the area to Council for consideration under the 1994/95 budget.

Councillor Goucher suggested that advisory signs to reduce the posted speed limit to 30 klmph during the school construction period should be placed, and then the school zone signs after that will help to slow traffic down. Mr. Paynter indicated that this possibility could be looked at.

Councillor MacLean suggested a 3-way stop at Atwood and Wimbledon be placed. Mr. Paynter pointed out that traffic engineering data is needed to support a 3-way stop.

Councillor Hutt expressed concern that the amounts invested in the group RSP is only locked in while the person is employed by the Town.

Councillor Davies pointed out that most pension plans are not totally locked in; there is usually an option to take a lump sum when retiring. He suggested that most people, when seeking advice, are advised to not withdraw lump sums of RSP or pension plan funds, and that he felt this would be self-disciplining.

Councillor Goucher suggested that the town can only provide the direction to it's employees.

ON MOTION of Councillor Goucher and Councillor Davies, it was moved that Council approve the proposed revisions to the staff pension plan as contained within the June 24, 1993 staff report. The Motion was unanimously approved.

10.4 New Elementary School - Joint Use Agreement

By memorandum dated June 20, 1993, Mr. Bob Nauss, Director of Recreation reported that the School Board is anxious to start the process of establishing a committee to review the matter and develop a joint use agreement. It is recommended that one town councillor sit on the committee.

ON MOTION of Councillor Goucher and Councillor Davies, Councillor Hutt was appointed to sit on the committee for an elementary school joint-use agreement. The Motion was unanimously approved.

Councillor Hutt accepted the appointment, but asked that one member of Council sit in for him at meetings when he is unable to attend.

10.5 Grass Mowing/Weeding Control Regulation

By memorandum dated June 21, 1993, Mr. Rick Paynter, Director of Engineering and Works, responded to Council's inquiry for comments relative to the possibility of implementing an amendment to the existing Town policy or bylaw wherein private properties would be required to exercise a certain amount of grass maintenance and weed control on their properties, particularly that portion that lies within the street right-of-way. He attached a copy of a portion of the City of Halifax's Ordnance #180 as suggested wording for such a regulation, and suggested that the Bylaw/Policy Advisory Committee review the matter.

ON MOTION of Councillor Hutt and Councillor Goucher, it was moved that Council support the posting of advisory signs reducing the posted speed limits on Wimbledon Road, until such time as sidewalks are constructed. The Motion was unanimously approved.

- 7. PUBLIC HEARINGS AND MOTIONS ARISING THEREFROM NIL
- 8. PETITIONS AND DELEGATIONS NIL
- 9. MOTIONS NIL
- 10. <u>NEW BUSINESS</u>
- 10.1 Director of Planning and Development Vacancy Appointment of Acting Director

By memorandum dated June 24, 1993, Mr. Dan English, Chief Administrative Officer, provided Council with his recommendation that Ms. Donna Davis-Lohnes be appointed as the Acting Director of Planning and Development.

ON MOTION of Councillor Goucher and Deputy Mayor Oickle, it was moved that Donna Davis-Lohnes be appointed as the Acting Director of Planning and Development. The Motion was unanimously approved.

ON MOTION of Deputy Mayor Oickle and Councillor Cosgrove, it was moved that Chief Building Inspector, John Robertson, be appointed Acting Development Officer. The Motion was unanimously approved.

10.2 Bedford "Skippers"

The coach of the Bedford Skippers, Mr. Ed Cooper was present to speak to Council to request a contribution towards travel costs associated with the group attending a world event in the Baltimore, Maryland area.

ON MOTION of Councillor MacLean and Councillor Goucher, it was moved that the Town of Bedford contribute \$250.00 for travel costs to the Bedford Skippers. The Motion was unanimously approved.

10.3 Consideration - Staff Pension Plan - Proposed Revisions

By memorandum dated June 24, 1993, Mr. Dan English, Chief Administrative Officer, provided information relative to proposed revisions to the staff pension plan.

ON MOTION of Councillor Cosgrove and Councillor Goucher, it was moved that the suggested regulation for grass moving/weed control be referred to the Bylaw/Policy Advisory Committee for review and recommendation. The Motion was unanimously approved.

10.6 July and August Council Meeting Dates

ON MOTION of Councillor MacLean and Councillor Davies, it was moved that summer Council meetings be held on July 13, and August 17. The Motion was unanimously approved.

Mayor Kelly noted that these would be guidlines only, and that he reserved the right to call a meeting should the need arise.

11. REPORTS

11.1 COMMITTEES/COMMISSIONS/BOARDS - NIL

11.2 DEPARTMENTAL - NIL

12. CORRESPONDENCE

12.1 Confederacy of Mainland Micmacs - Highway 102 Signage

A letter from The Confederacy of Mainland Micmacs regarding the wording of the highway #102 sign which currently reads "Bedford, a stopping place since 1503". Mr. Daniel Paul, Executive Director suggested changing it to read "Bedford, a place of rest and tranquillity throughout the Ages", in recognition that the Micmacs have probably used the site where Bedford is located for "uncountable centuries".

ON MOTION of Councillor MacLean and Councillor Cosgrove, it was moved that the suggestion for changing the wording of the highway #102 town sign be referred to the appropriate committees for review and recommendation. The Motion was unanimously approved.

13. MOTIONS OF RECONSIDERATION - NIL

- 14. MOTIONS OF RESCISSION NIL
- 15. <u>NOTICES OF MOTION</u> NIL

16. DEPARTMENTAL INFORMATION REPORTS

16.1 Fire Chief's Monthly Report - Month of May, 1993

ON MOTION of Councillor Goucher and Councillor MacLean, it was moved to accept the Fire Chief's Monthly Report for May 1993. The Motion was unanimously approved.

16.2 Engineering Department - Solid Waste Collection Program

By memorandum dated June 21, 1993, Mr. Rick Paynter, Director of Engineering and Works reported on problems with the solid waste collection program, including complaints about the five-bag limit.

ON MOTION of Councillor Cosgrove and Councillor Goucher, it was moved that the regulation for a limit of five bags per household of garbage be continued.

Councillor Goucher stated that five bags of garbage is more than fair, and that it was important to maintain the policy.

Councillor Davies agreed, but expressed concern about grass clippings during the summer months.

Mr. Paynter reported that an in-house pilot project for seasonal collection of grass clippings in coordination with Kel-Ann Industries, and will be bringing this forward to Council in the near future. A possible program of fall leaf collection will also be reviewed.

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

17. **QUESTIONS** - NIL

18. ADDED ITEMS

18.1 ON MOTION of Deputy Mayor Oickle and Councillor Davies, it was moved that Council thank the Bedford Days Committee for a very successful 1993 Bedford Days. The Motion was unanimously approved.

Deputy Mayor Oickle brought forth a request for a contribution to Soccer Nova Scotia for preparation and training costs for the 1993 Canada Games in Kamloops. The matter was deferred until the next meeting in order that more information can be brought forward.

19. ADJOURNMENT

ON MOTION of Councillors Cosgrove and Goucher, it was moved to adjourn the 68th Regular Session of the Town of Bedford at approximately 9:00 p.m. The motion was unanimously approved.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

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TOWN OF BEDFORD

Regular Session

Tuesday, July 13, 1993

A Regular Session of the Town Council of the Town of Bedford took place on Tuesday, July 13, 1993 at 7:00 p.m. in the Council Chambers, Suite 400, Bedford Tower, Bedford, Nova Scotia.

1. LORD'S PRAYER

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

2. ATTENDANCE

Councillors Anne Cosgrove, Harris Hutt, John Davies and Deputy Mayor Stephen Oickle were in attendance at the commencement of the Meeting.

Staff members in attendance included Rick Paynter, Acting Chief Administrative Officer; Bob Nauss, Director of Recreation; Donna Davis-Lohnes, Acting Director of Planning, and Fire Chief Neville Wheaton;.

Approximately 15 residents were present.

3. <u>APPROVAL OF MINUTES</u> - #66 - Public Hearing - June 8, 1993 #67 - Regular Session - June 8 and reconvened June 22, 1993 - Public Information Meeting - June 15, 1993

ON MOTION of Councillor Cosgrove and Councillor Davies, it was moved to APPROVE the minutes for Public Hearing #66 - June 8, 1993, Regular Session #67 - June 8 and June 22, 1993, and Public Information Meeting - June 15, 1993, as circulated.

The Motion was unanimously approved.

4. ADDITIONS/DELETIONS TO ORDER OF BUSINESS - NIL

5. APPROVAL OF ORDER OF BUSINESS

The order of business was unanimously approved.