

MEETING #1

**TOWN OF BEDFORD
SPECIAL SESSION
TUESDAY, NOVEMBER 1, 1994 - 7:30 P.M.**

A Special Session of the Sixth Council of the Town of Bedford was held Tuesday, November 1, 1994 - 7:30 p.m. - in the Town Council Chambers, Mezzanine Level, Sunnyside Mall, Bedford Highway, Bedford, Nova Scotia.

Mr. Dan R. English, Chief Administrative Officer, welcomed those in attendance and advised that the Six Council of the Town of Bedford would be sworn into Office by Judge Sandra Oxner, Provincial Court Judge.

Judge Sandra Oxner was called upon by Mr. English to administer the Oaths of Office to Mayor Peter Kelly and Members of Town Council.

Subsequent to the Swearing In Ceremony and brief business session, Mr. English advised that everyone was invited to attend a reception following the meeting.

1. LORD'S PRAYER

Mayor Peter Kelly called on Father DeLouchry to commence the meeting by leading the Lord's Prayer. Father DeLouchry also gave a Blessing on the new Council.

Mayor Peter Kelly presented Judge Sandra Oxner with a photograph of a swan which now resides in Bedford Basin. Mayor Kelly advised that Judge Sandra Oxner once raised the swan but that as a result of the transference of registration papers, the swan was given by Judge Oxner to the community of Bedford.

Mayor Peter Kelly expressed his appreciation to the citizens of Bedford for their confidence in him during the recent Municipal Election. He advised that this Council's aim was to ensure the best of service delivery to its citizens and that they would be responsible for protecting the interests of Bedford taxpayers. Mayor Kelly welcomed both new and returning Council Members and advised Council would have to work together as a team, particularly in the shadow of proposed amalgamation.

2. 1994 BEDFORD OFFICIAL ELECTION RESULTS

As per the Municipal Election Act, Mr. Dan English, provided the official election results from the October 15, 1994 Municipal General Election, making note of the following individuals who now comprise the Sixth Council:

**Mayor Peter Kelly
Councillor Peter Christie
Councillor Anne Cosgrove
Councillor B. Joan Pryde
Councillor Len Goucher
Councillor Stephen Oickle
Councillor Marvin Silver.**

3. APPOINTMENT OF DEPUTY MAYOR

ON MOTION of Councillors Len Goucher and Anne Cosgrove, it was moved that Peter Christie be appointed Deputy Mayor for the year 1994/95. MOTION APPROVED UNANIMOUSLY.

Deputy Mayor Peter Christie expressed his appreciation to other Members of Town Council for their confidence in him. He reiterated Mayor Peter Kelly's comments in that Council must look towards the people of Bedford to assist Council in "getting the job done," and work as a team.

4. COUNCIL APPOINTMENTS TO COMMITTEES, COMMISSIONS, BOARDS

ON MOTION of Councillors Anne Cosgrove and Deputy Mayor Peter Christie, it was moved to approve the Council Appointments to all Committees, Commissions, and Boards for the year 1994/95, as attached. MOTION APPROVED UNANIMOUSLY.

5. RESOLUTION RE SIGNING AUTHORITIES

ON MOTION of Councillors Anne Cosgrove and Len Goucher, it was moved to approve the resolution regarding signing authorities for the Town of Bedford. MOTION APPROVED UNANIMOUSLY.

6. ADJOURNMENT

As there was no further business, the meeting adjourned at 8:00 p.m.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

MEETING #2

TOWN OF BEDFORD
REGULAR SESSION
TUESDAY, NOVEMBER 8, 1994 - 7:00 P.M.

A Regular Meeting of the Town Council of the Town of Bedford was held Tuesday, November 7, 1994 - 7:00 p.m. - in the Town Council Chambers, Mezzanine Level, Sunnyside Mall, Bedford Highway, Bedford, Nova Scotia.

1. LORD'S PRAYER

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

2. ATTENDANCE

Those in attendance included Mayor Peter Kelly; Deputy Mayor Peter Christie and Councillors Anne Cosgrove, Len Goucher, Joan Pryde, Stephen Oickle and Marvin Silver.

Staff members in attendance included Dan R. English, Chief Administrative Officer; Rick Paynter, Director of Engineering and Works; Ron Singer, Director of Finance; Francis MacKenzie, Director of Economic Development; Bob Nauss, Director of Recreation; Donna Davis-Lohnes, Director of Planning and Development; and Jane Nauss, Recording Secretary.

3. APPROVAL OF MINUTES

ON MOTION of Councillors Len Goucher and Stephen Oickle, the minutes of October 18, 1994 and November 1, 1994 were approved. **MOTION CARRIED UNANIMOUSLY.**

4. ADDITIONS/DELETIONS TO ORDER OF BUSINESS - NIL

6. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

6.1 Bedford Hills Road Traffic Report

Mr. Rick Paynter reviewed his memorandum on behalf of the Traffic Management Group, relating to traffic/pedestrian safety concerns for the Bedford Hills Road area making reference to the following:

REGULAR SESSION - NOVEMBER 8, 1994

- a) The Traffic Management Group strongly supports the installation of a pedestrian sidewalk on Bedford Hills Road, from Hammonds Plains Road through to Basinview Drive at a proposed cost of \$185,000 to be funded through the 1995/96 Capital Budget program;
- b) The Traffic Management Group supports a school Crosswalk and appropriate signage at a proposed cost of \$11,000 - \$12,000 to be funded through the 1994/95 Capital Budget;
- c) The Traffic Management Group does not see the need for a school crossing guard at the Bedford Hills Road/Basinview Drive intersection unless one is provided temporarily until completion of the pedestrian crosswalk.
- d) The Traffic Management Group is not supportive of the suggestion to close the Bedford Hills Road access to Basinview Drive.

ON MOTION of Councillors Len Goucher and Anne Cosgrove, it was moved to install a school crosswalk and appropriate signage at the Bedford Hills Road/Basinview Drive intersection at a cost of \$12,000 to be funded through the 1994/95 Capital Budget program. **MOTION APPROVED UNANIMOUSLY.**

A brief discussion ensued on the concept of closing the Bedford Hills Road access to Basinview.

ON MOTION of Councillors Len Goucher and Marvin Silver, it was moved to hold a Public Hearing dealing with the proposed closure of Bedford Hills Road access to Basinview Drive, to occur at the northern Village Crescent intersection with Bedford Hills Road.

In speaking to the Motion, Deputy Mayor Peter Christie suggested the Basinview Drive Elementary School be made aware of the Public Hearing.

Councillor Joan Pryde advised the Town could be setting a precedent by closing this street and suggested that an alternative to this closure would be residents adhering to speed limits and teaching pedestrians to use the sidewalks properly.

MOTION CARRIED. Councillors Stephen Oickle and Joan Pryde opposed.

ON MOTION of Councillors Len Goucher and Marvin Silver, it was moved to defer the matter of installing sidewalks on Bedford Hills Road pending the Public Hearing. **MOTION CARRIED.** Deputy Mayor Peter Christie and

REGULAR SESSION - NOVEMBER 8, 1994

Councillor Joan Pryde opposed.

6.2 Primary Program - Halifax County-Bedford District School Board

Councillor Len Goucher addressed Council noting that the Halifax County-Bedford District School Board area students were suffering by the increase in student/teacher ratio. The meeting was advised that seven additional teachers were required. He further noted that a request from the Town to the County re supplementary funding for the School Board had not proved positive, in spite of the fact that an official response from County Council had not as yet been received.

ON MOTION of Councillors Len Goucher and Marvin Silver, it was moved to again request Halifax County Council to meet jointly with Bedford Town Council for the purpose of considering additional funding for the Halifax County-Bedford District School Board Primary Program.

In speaking to the Motion, Councillor Stephen Oickle enquired if this would entail the primary program only.

Mayor Peter Kelly responded in the affirmative noting that Bedford's costs would approximate \$12,000 - \$13,000.

Councillor Stephen Oickle enquired as to where seven additional teachers would be located.

In response, Councillor Len Goucher advised that afternoon classes may be held until the new school opens.

Councillor Joan Pryde enquired as to the amount of funding approved for the School Board by the previous Council.

Mayor Kelly advised that no firm figure had been approved, however, Bedford costs would approximate \$100,000.

MOTION APPROVED UNANIMOUSLY.

8. PETITIONS AND DELEGATIONS

8.1 Public Opinion Survey Results - Mr. George Buckrell, Chairman, Economic Development Commission

REGULAR SESSION - NOVEMBER 8, 1994

Mr. George Buckrell, Chairman, Bedford Economic Development Commission, addressed Council making reference to the Fourth Annual Town of Bedford Public Opinion Survey:

- 2,200 Bedford households participated
- 600 surveys distributed
- 269 surveys returned.

Through the use of overheads, Mr. Buckrell and Helen Graham-Gromick reviewed the responses, making particular note of the following:

- 95% of residents were satisfied with the quality of life in Bedford;
- low percentage of residents who were satisfied with education
- low percentage of residents were satisfied with recreation facilities however, of the 55.7% responded, 41% never use the existing recreational facilities and only 16% use the facilities once a month;
- low percentage of residents were satisfied with recreation programs, however, Mr. Buckrell noted that Town Council should be aware of user base as noted above;
- Bedford residents are concerned with rapid growth and there is a perceived lack of infrastructure;
- there is a strong support for business development i.e. high tech and environmentally friendly;
- residents do not want Bedford to become overcrowded;
- residents want Bedford to be more fiscally responsible and keeping a balanced budget;
- residents commended staff on its communications efforts i.e. Bedford Blueprint;
- 97% of the residents were in favour of the survey, however, they would like feedback.

Mr. Buckrell noted that the cost to produce the survey in-house, not including staff time, approximated \$1,500 as opposed to \$15,000 - \$20,000 through the use of outside agencies. Further, Mr. Buckrell commended Ms. Helen Graham-Gromick, for her efforts in producing the survey.

The meeting was further advised that an article entitled "Retooling Public Input," by Mr. Dan English, made reference to Public Opinion Surveys, and was published nationally and internationally. As a result, over 300 requests for copies of the Bedford Opinion Survey, had been received. Mr. Buckrell closed his remarks by encouraging Town Council to enhance Bedford as a community in which to live.

REGULAR SESSION - NOVEMBER 8, 1994

Mayor Peter Kelly expressed his appreciation to Mr. Buckrell and staff of the Economic Development Commission for producing the 1994 Public Opinion Survey, making note of the great response rate from the residents.

In response to an enquiry from Deputy Mayor Peter Christie as to where the information obtained through the survey would be placed, Ms. Graham-Gromick advised that the data would be included in the Bedford Blueprint.

10. NEW BUSINESS

10.1 Consideration - Joint Use Agreement - Basinview Drive Community School

Mr. Bob Nauss, Director of Recreation, reviewed his memorandum noting that should Council require any changes to the Joint Use Agreement, same would need to be brought before the School Board for their consideration. He advised he had been part of a Committee comprised of Gordon Michael, School Board staff; Madeline Dillon and Keith Roberts; School Board elected Members; Tim Allen, School Principal; Jan Jerrow, School Trustee and Former Councillor, Harris Hutt. Mr. Nauss advised that the school was due to open January 1, 1995 and that the Joint Use Agreement requires approval of Town Council prior to that date.

The meeting was advised that the school has been expanded to include the following:

- upgraded gymnasium, gym stage, gym storage facilities, change and shower areas, and art room; inclusion of three support service offices, and additional parking spaces.

Several of the Agreement highlights included: school will be utilized 12 months of the year; open every night; regular janitor rates (\$12.50/hr - no overtime). Reference was also made to the establishment of a Facility Management Committee comprised of six representatives; one of which was to be a representative of Town Council and two from the community at large appointed by Town Council.

Mr. Nauss closed his remarks noting it would be his recommendation that Town Council authorize the Mayor and Chief Administrative Officer to execute, on behalf of the Town, the Joint Use Agreement with the Halifax County-Bedford District School Board, respecting Basinview Drive Elementary School.

REGULAR SESSION - NOVEMBER 8, 1994

Mayor Peter Kelly advised that he would sit on the Committee as the Town's representative.

Councillor Stephen Oickle expressed his concern with the Mayor acting as the Town's representative on the Facility Management Committee and having to act in the capacity of Mayor during any conflicts that may arise.

Mayor Kelly advised that his designate could also attempt to solve any problems arising for the Committee.

Councillor Stephen Oickle advised that he would suggest three members at large be appointed rather than two .

ON MOTION of Councillors Stephen Oickle and Len Goucher, it was moved that three members from the community be appointed to the Facility Management Committee rather than two. **MOTION CARRIED UNANIMOUSLY.**

Deputy Mayor Peter Christie expressed his concerns relative to the Agreement, particularly clauses 9, 15, 16 and 18. Although he did not want to delay the process, he felt the Agreement appeared to have a School Board bias. He suggested the Agreement be approved in principle at this point in time.

ON MOTION of Deputy Mayor Peter Christie and Councillor Joan Pryde, it was moved to delete Clause 15 from the Agreement. **MOTION CARRIED UNANIMOUSLY.**

Deputy Mayor Peter Christie advised he would suggest more recognition of the Town's contribution to the new school.

ON MOTION of Deputy Mayor Peter Christie and Councillor Joan Pryde, it was moved to delete Clause 18 (b).

In speaking to the Motion, Deputy Mayor Christie advised why reference was made strictly to "Bedford School administrative unit" and not to other community groups i.e. boy scouts.

Mr. Bob Nauss suggested the clause be left in and re-evaluated in one year's time.

Councillor Len Goucher advised that some Bedford schools have no facilities. With this new school, at least with Clause 18(b) included, those schools would have the opportunity for a facility for fundraising purposes.

REGULAR SESSION - NOVEMBER 8, 1994

MOTION DEFEATED. Councillors Stephen Oickle, Anne Cosgrove, Marvin Silver and Len Goucher opposed.

ON MOTION of Deputy Mayor Peter Christie and Councillor Marvin Silver, it was moved to include a definition of the word "community" to be included in Clause 1.

In speaking to the Motion, Mr. Bob Nauss advised that the spirit of the word "community" means "the community of Bedford."

ON MOTION of Councillors Marvin Silver and Joan Pryde, it was moved to amend the Motion by inserting "Bedford" after "community" on page 1 - last "Whereas." **MOTION APPROVED UNANIMOUSLY.**

The Main Motion, as amended, was put to the meeting and approved unanimously.

10.2 Information Report - Municipal Reform

Mr. Dan English reviewed a report prepared by Mr. Ron Singer, Director of Finance which made reference to the (a) Provincial/Municipal Service Exchange; (b) An Act to Provide for Municipal Reform (Bill 144) and (c) Amalgamation of the four metro municipal units.

Deputy Mayor Peter Christie enquired as to which information Mrs. Francene Cosman, M.L.A. had access to, upon which to base comments in a recent press release.

In response, Mayor Kelly advised there were no facts or figures available, therefore; the Town could not formally respond.

(a) An Act to Provide for Municipal Reform - Mayor Peter Kelly advised that same would be brought before the Law Amendments Committee. Should there be no concerns of Bedford Town Council, then nothing needs to be done at this point in time. He advised that Bill 114 would prove a positive impact to the Town of Bedford.

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved that Town Council support and endorse Bill 114, An Act to Provide for Municipal Reform. **MOTION CARRIED UNANIMOUSLY.**

(b) Amalgamation of four metro municipal units - Mayor Peter Kelly provided an update on the matter of amalgamation making note that one uni-city is proposed to be in place by April 1, 1996 with a general municipal election being held November, 1995, followed by the new Council being sworn in December, 1995 (20 Councillors/Aldermen and 1 Mayor - Bedford being represented by one elected official). Further, it was noted that the position of the Province was being based on the Bill Hayward Report.

Mayor Kelly further noted that the Bedford representative may represent the Waverley area as well, however, same was yet to be determined pending a boundary review.

The meeting was advised that the Province states a cost savings of \$18 million will be realized with amalgamation, however, no information has been made available.

Mayor Kelly noted that Mr. Grant Morash will no longer be the Commissioner dealing with the transition, but that the position will proceed to tender. The Bill pertaining to amalgamation is to be brought to the Legislature on April 1, 1995 with no public consultation being undertaken to date. Mayor Kelly suggested the public is being forgotten.

Mayor Kelly further advised that additional information will be made available to Members of Town Council as soon as it is obtained from the Province. He also suggested a public forum should be held in the future to allow for public input into the matter of amalgamation.

The meeting was advised that in spite of the threat of amalgamation, Council still had daily duties and responsibilities which had to be fulfilled.

A brief discussion ensued on the manner in which the Province is proceeding with amalgamation.

Mayor Peter Kelly advised he had been approached by residents enquiring as to what they can do to pre-empt the process. The group is prepared to work with the Town to ensure the proper information is made available and that their concerns are made known to provincial politicians. As well, M.L.A.s need to be made aware of their constituents' concerns.

ON MOTION of Councillors Marvin Silver and Anne Cosgrove, it was moved to correspond with the Premier, M.L.A.s and Hon. Sandy Jolly, advising that Council is very uncomfortable and frustrated with the manner in which the Province is proceeding with plans for amalgamation. Further, that there is

concern, dismay and disappointment, in the process undertaken to date; with the apparent lack of an overall plan, information or financial analysis being made available to those who will be affected.

In speaking to the Motion, Councillor Stephen Oickle advised that amalgamation may not have a negative impact on Bedford and that he could not support the Motion. He noted that four Administrators were not needed - only one.

Mayor Kelly advised that the Town has been asking the Premier for information, however, to no avail.

Councillor Stephen Oickle noted that the Premier does not want to hear from elected officials but from the people.

Deputy Mayor Peter Christie advised he supported the Motion.

Councillor Stephen Oickle advised that Town Council was jumping the gun. He noted that the Hon. Sandy Jolly made it quite clear in today's newspapers that public consultation will take place. Further, he suggested that Mayor Peter Kelly would not go against his Party.

In response, Mayor Kelly noted that he is not for amalgamation.

Councillor Len Goucher advised he would be supporting the Motion.

MOTION CARRIED. Councillor Stephen Oickle opposed.

10.3 Consideration - Proposed By-Law Amendment - By-Law Respecting Ferry Service.

Mayor Kelly advised that a representative from Murphy's On The Water wished to address Council.

ON MOTION of Deputy Mayor Peter Christie and Councillor Marvin Silver, it was moved to suspend the Rules of Order to permit Mr. Bill Doane, Marketing Manager, Murphy's On the Water, to address Town Council. **MOTION APPROVED UNANIMOUSLY.**

Mr. Doane advised his company was concerned as a private enterprise with the proposal to operate the Metro Transit Ferry Service for charters and special events. He strongly believed that same should be maintained by

REGULAR SESSION - NOVEMBER 8, 1994

private charter services as employment would be affected. His company employs 100 university students every summer.

He was particularly concerned that the Metro Transit Ferry Services were already advertising charter services at a cost of \$250/hour. Mr. Doane noted that his company operates with only half the capacity of the Ferry Service at a cost of \$795/hour. He felt this was unfair competition and closed his remarks by expressing his appreciation for Town Council permitting him to speak.

ON MOTION of Councillor Joan Pryde and Deputy Mayor Peter Christie, it was moved to not support the proposed amendment to the Town of Bedford By-Law:

" ... operate a charter and special events ferry service within the confines of Halifax Harbour provided that the revenues generated from such service are greater than the costs of such service..."

In speaking to the Motion, Councillor Joan Pryde advised she did not feel government should interfere into areas that are looked after by the private sector.

Councillor Marvin Silver noted he was opposed to the government providing services which were not essential services.

MOTION CARRIED. Mayor Peter Kelly opposed.

10.4 Consideration - Temporary Borrowing Resolutions - 1994/95 Capital - \$903,000

Mr. Dan English reviewed a memorandum from Mr. Ron Singer, Director of Finance, respecting the above.

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved to approve Temporary Borrowing Resolutions totalling \$903,000, and the Debenture Issue in the amount of \$903,000. **MOTION CARRIED UNANIMOUSLY.**

10.5 Consideration - Clearwater Fine Foods Water Servicing

Mr. Rick Paynter, Director of Engineering and Works reviewed his memorandum respecting the above noting it was his recommendation that Town Council consider making a financial contribution, not to exceed

REGULAR SESSION - NOVEMBER 8, 1994

\$33,000 towards the installation of 3,000 feet of two inch water service line, along the Bedford Highway from Nelson's Landing Boulevard to the City of Halifax boundary line, for the purpose of servicing the Clearwater Fine Foods operation.

Councillor Len Goucher advised he could not support the recommendation noting that the Town should cover installation costs up to a maximum of \$50,000.

ON MOTION of Councillors Len Goucher and Joan Pryde, it was moved to approve Town cost-sharing of the project in the amount of 50% - up to \$50,000.

ON MOTION of Deputy Mayor, it was moved to amend the Motion so that any future hookup to the line must pay a fee to the Town, with costs to be split between the Town and the other parties.

A brief discussion took place on the following. If the two inch line would be sufficient for both Clearwater and Hustins Enterprises. Mr. Rick Paynter advised that the line would be sufficient for Clearwater and a portion of the Hustins properties. Further, it was recommended that no additional properties be permitted access to the line.

Mr. Dan English reminded Town Council that this was a Clearwater project.

Mayor Kelly suggested the original Motion be amended to include "subject to Clearwater agreeing to this process."

Councillor Len Goucher suggested the main Motion be amended to include "any attached hookups should be made with agreement of the Town in conjunction with the Halifax County Water Utility."

The amended Motion now reads:

"... to approve a financial contribution towards the Clearwater Water Services project in the amount of 50% of the total cost, to a maximum of \$50,000 with said funds to be included in the 1995 Capital Budget. Further, should A. J. Hustins Enterprises Limited wish to connect to this system, whatever cost recovery is received by Clearwater from Hustins, would be split 50/50 between Clearwater and the Town of Bedford. **MOTION CARRIED UNANIMOUSLY.**

10.6 Future Town Council Meeting Dates

REGULAR SESSION - NOVEMBER 8, 1994

ON MOTION of Councillors Stephen Oickle and Marvin Silver, it was moved to keep the same schedule for Town Council Meetings i.e. every second Tuesday evening per month. **MOTION CARRIED UNANIMOUSLY.**

10.7 Consideration - Non-Substantial Amendment - Nelson's Landing Development Agreement - Bedford Basin Estates

Ms. Donna Davis-Lohnes advised it was staff's recommendation to approve the application from Bedford Basin Estates for a non-substantial amendment to Development Agreement #94-03 subject to the following:

"that the developer agrees to inform future lot owners of the unique servicing requirements of these lots. Building plans must show where the sanitary and storm drainage laterals exit the building to align with the laterals at the street line. These laterals shall align in accordance with the revised Servicing Schematic plans submitted with the amendment application letter dated October 19, 1994. This is to minimize deflection in the lines and minimize the need for bends in the pipe."

Ms. Davis-Lohnes advised that normal subdivision procedures would require consolidation of the lots intended for the semi-detached units prior to permits being issued. Subsequent to completion of the semi-detached dwellings, another subdivision would be required to create the separate lots for each semi-detached unit. Ms. Davis-Lohnes indicated the developer has requested the Planning Department to review this procedure given the extra work involved to approve two subdivision plans and the expense associated with same. Ms. Davis-Lohnes advised the Planning Department is prepared to review the request given the amount of staff time necessary to approve subdivision plans for semi-detached units. She further advised the Department will consult with other metro municipalities regarding their procedures.

Ms. Davis-Lohnes advised that the developer wanted to respond to changing market conditions, therefore, the request for non-substantial amendment to the original Development Agreement. This Development Agreement affects Lot 1E, located between Amin Street and the Torrington development. The Development Agreement permits eighty-four residential units consisting of small lot single detached units and semi-detached units. The project includes the extension of Royal Masts Way and the creation of two new cul-de-sacs. Subdivision approvals have been granted to create sixty-two small lots and twenty-two semi-detached lots. Further, streets, walkway and underground sewer and water services have been completed.

REGULAR SESSION - NOVEMBER 8, 1994

Specifically, this request for a non-substantial amendment to the Development Agreement, is to change the mix of small lots and semi-detached lots by converting twenty of the small lots to semi-detached. This amendment request does not affect any of the small lots on Royal Masts Way which abut the Torrington development. The total number of units will remain at eighty-four, however - the mix would now become forty-two units on small lots and forty-two units on semi-detached lots.

ON MOTION of Deputy Mayor Peter Christie and Councillor Joan Pryde, it was moved that Council approve the application from Bedford Basin Estates for a non-substantial amendment to Development Agreement #94-03 subject to the following condition:

"that the developer agrees to inform future lot owners of the unique servicing requirements of these lots. Building plans must show where the sanitary and storm drainage laterals exit the building to align with the laterals at the street line. These laterals shall align in accordance with the revised Servicing Schematic plans submitted with the amendment application letter dated October 19, 1994. This is to minimize deflection in the lines and minimize the need for bends in the pipe."

In speaking to the Motion, Councillor Stephen Oickle enquired if there would be a change in the density.

Ms. Davis-Lohnes advised in the negative. The total number of units will remain the same. Deputy Mayor Peter Christie enquired whether the semi-detached units would be located closer together than the small lot units thereby creating a denser streetscape. Ms. Davis-Lohnes indicated minimum separation distances for the semi-detached units will be sixteen feet (2 - 8 ft. sideyards) whereas the minimum separation distance for the small lot units is twelve feet.

MOTION CARRIED UNANIMOUSLY.

10.8 Consideration - Metro Authority Citizens Advisory Committee on Recycling - Bedford Representative

Mr. Dan English advised that the correspondence included in the Council package was for information purposes and that same should be forwarded to the Board of Trade .

ON MOTION of Deputy Mayor Peter Christie and Councillor Marvin Silver, it was moved that the Town correspond with the Bedford Board of Trade

REGULAR SESSION - NOVEMBER 8, 1994

seeking an individual to replace Mr. Mark Coffin, as Bedford's representative on the Metro Authority Citizens Advisory Committee on Recycling. Further, that same would be placed on the November 22, 1994 Council agenda for appointment by Town Council. **MOTION APPROVED UNANIMOUSLY.**

Councillor Marvin Silver advised he had resigned from the same Committee. Further, he suggested an individual from the Citizens Against Incineration be appointed as his replacement.

The meeting was advised that same would have to be advertised in the local newspapers.

10.9 Update - Parkland parcel M-1

Ms. Davis-Lohnes addressed Town Council noting that playground equipment located on the leased lands on Bedford Hills Road was removed in the summer when construction began on the two apartment sites (Parcel M-1). Ms. Davis-Lohnes advised the playground is to be relocated further north along Bedford Hills Road on land to be owned by the Town. Relocation of the playground is a requirement of the M-1 development agreement.

The meeting was advised two areas will be prepared for play equipment - a 40' x 20' pad with sand base for the swing set and a 20' x 20' area (timber ties with pea gravel) for climbing apparatus. Ms. Davis-Lohnes also noted that general landscaping is to be undertaken. Further, it was noted that the developer is preparing a plan to be submitted to the Town next week. It is anticipated the park will be re-instated within the next month.

In response to an enquiry from Councillor Joan Pryde if the size of the overall park parcel is equivalent to the old park, Ms. Davis-Lohnes advised that the new park will be larger even though the actual area cleared for the playground itself is smaller. She noted that the park is a different shape than the leased park parcel with open space in behind. The previous park was a cleared site. She closed her remarks by adding that Recreation staff are satisfied with the new park location.

10.10

Consideration - Award of Tender #94-24 - TV Inspection and Cleaning Works - Sewer System

ON MOTION of Councillor Len Goucher and Deputy Mayor Peter Christie, it was moved to expand Tender 94-24 (T.V. Inspection and Cleaning works - Sewer Systems) previously awarded to Floyd Nicholson Services Limited, by

REGULAR SESSION - NOVEMBER 8, 1994

a further amount of \$7,500 for the purpose of undertaking additional T.V. inspection and cleaning works to sections of the Town's sanitary sewer system as part of the initial investigative phase of the Infiltration Reduction Program, with the extra costs coming out of the Infiltration Reduction Program Budget. **MOTION CARRIED UNANIMOUSLY.**

16. DEPARTMENTAL REPORTS

16.1 Fire Chief's Report - Month of October, 1994

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, the Fire Chief's Report for the Month of October, 1994 was approved. **MOTION APPROVED UNANIMOUSLY.**

17. QUESTIONS

17.1 Status Sheet

The Status Sheet was received for information.

19. ADJOURNMENT

The meeting adjourned at 10 p.m.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

MEETING #3

TOWN OF BEDFORD
REGULAR SESSION
TUESDAY, NOVEMBER 22, 1994 - 7:30 P.M.

A Regular Meeting of the Town Council of the Town of Bedford was held Tuesday, November 22, 1994 - 7:30 p.m. - in the Town Council Chambers, Mezzanine Level, Sunnyside Mall, Bedford, Nova Scotia.

Mayor Peter Kelly called on Mr. Dan English to read a Proclamation re World Aids Day - December 1, 1994.

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 Deputy Mayor Peter Christie and Councillors Anne Cosgrove, Stephen Oickle, Joan Pryde and Len Goucher.

Staff in attendance included Dan R. English, Chief Administrative Officer; Rick Paynter, Director of Engineering and Works; Donna Davis-Lohnes, Director of Planning and Development, and Jane Nauss, Recording Secretary.

3. APPROVAL OF MINUTES

ON MOTION of Councillor Len Goucher and Deputy Mayor Christie, it was moved to approve the Regular Council Minutes of November 8, 1994 as distributed.

In speaking to the Motion, Councillor Stephen Oickle requested the following changes to the Minutes:

- replace "would" - second sentence, second paragraph, page 9 - with "may."
- include reference to Mayor's political ties with the Conservative Party.

MOTION APPROVED UNANIMOUSLY.

4. ADDITIONS/DELETIONS TO ORDER OF BUSINESS

Mayor Peter Kelly requested the following item be added to the Council agenda:

- "Notice of Rescission - Proposed Ferry Service By-Law Amendment"

Ms. Donna Davis-Lohnes requested the following be added to the Council agenda:

- "Request to Proceed with Prosecution - 86 Nelson's Landing Blvd, 48 Unit Apartment Building - Caxton Developments Ltd."

Councillor Stephen Oickle requested agenda items 10.5 and 10.6 be moved to the beginning of the agenda.

5. APPROVAL OF ORDER OF BUSINESS

ON MOTION of Councillor Len Goucher and Deputy Mayor Peter Christie, it was moved to approve the Order of Business, as amended. **MOTION APPROVED UNANIMOUSLY.**

10. NEW BUSINESS

10.5 Consideration - Drainage Problems - Snowy Owl Drive

Mr. Rick Paynter advised that information pertaining to drainage problems on Snowy Owl Drive had been previously circulated to Members of Town Council. This item had been debated extensively in the past and, accordingly, suggested no further staff presentations would be made at this point in time. He noted that staff's position is that the Town does not have any responsibility.

The issue at hand, is whether the Town of Bedford is to acknowledge responsibility for drainage in this area. He noted that if Council agreed to accept responsibility, there were two options available, namely; install an open drainage channel on DND lands at a cost of \$8,000; or install a drainage system on Snowy Owl Drive at a cost of \$15,000.

In response to an enquiry from Councillor Joan Pryde as to which was the preferred option of staff, Mr. Rick Paynter advised option #1.

ON MOTION of Councillor Stephen Oickle, it was moved to authorize the Engineering and Works Department to call for tenders on Option #1.

Mayor Peter Kelly stepped down from the Chair, to Second the Motion.

Deputy Mayor Peter Christie made reference to Town Policy #23112 - Inquiries/Complaints Against the Town of Bedford Regarding Flooding and Water Problems - which received Council approval on December 14, 1993.

Mr. Dan English advised that the previous Council had dealt with the matter outside of the Policy as it was raised before the Policy came into affect.

Deputy Mayor Peter Christie cautioned Town Council on potential problems of going onto private property and that this could set a precedent. There are other numerous surface water problems in the community and he suggested that Council was stepping into dangerous territory. He noted he would not be supporting the Motion.

Councillor Anne Cosgrove advised she could not support the Motion as there were many people in Bedford with surface water problems and it is not clear, based on the information, that the Town has any liability.

Mayor Peter Kelly advised that Mrs. Profit was in attendance at the meeting and wished to address Council. Council unanimously agreed to permit Mrs. Profit to speak.

Mrs. Profit enquired why the Town approved of a building permit in spite of water problems. Further, Mrs. Profit noted her family had spent \$4,000 of their own funds to install a drainage system which eventually failed.

Mayor Peter Kelly stepped down from the Chair to address this matter.

Mayor Kelly advised this problem occurred prior to the Town's policy being implemented. As there are surface water problems in the community, he suggested the Town should share some responsibility.

Deputy Mayor Peter Christie reiterated there were other residents in Bedford experiencing surface water problems. He noted that Town Council is not being consistent with the manner in which drainage problems are solved. Council should adhere to all Town policies. Deputy Mayor Christie suggested this particular matter was an issue of preference and therefore; he could not support the Motion.

MOTION DEFEATED. Mayor Peter Kelly, and Councillors Stephen Oickle and Len Goucher voted in the affirmative with Deputy Mayor Peter Christie and Councillors Anne Cosgrove and Joan Pryde opposed.

10.6 Consideration - Building Service Maintenance - 25 Landsburg Road

Mr. Rick Paynter addressed Town Council noting that information pertaining to this matter had been previously circulated. Further, he noted that the owners of the property wished the service lateral replaced from the dwelling out to the street line. In 1991, the building service lateral was replaced, however, to do so now, would be in contravention of the Town's existing policy (the initial policy was put in place in the 1980's). In closing, he suggested the Town is not responsible.

Councillor Stephen Oickle enquired if the Town may have caused the sag in the lateral when repairs were made in 1991.

MOTION DEFEATED. Mayor Peter Kelly, and Councillors Stephen Oickle and Len Goucher voted in the affirmative with Deputy Mayor Peter Christie and Councillors Anne Cosgrove and Joan Pryde opposed.

10.6 Consideration - Building Service Maintenance - 25 Landsburg Road

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Councillor Stephen Oickle enquired if the Town may have caused the sag in the lateral when repairs were made in 1991.

In response, Mr. Rick Paynter advised that the sag may have been in the line prior to 1991.

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved to table the report for information. **MOTION CARRIED UNANIMOUSLY.**

6. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

6.1 Electoral Boundaries Issue

Mr. Dan English reviewed correspondence from Mr. Barry Ward, Solicitor, noting that the issue at hand was whether Town Council wishes to proceed with a Constitutional Challenge. Should Council wish to proceed, same should be carried out prior to the next Provincial Election.

In response to an enquiry from Councillor Joan Pryde as to funds spent to date on this matter, Mr. Dan English advised approximately \$25,000.

Mayor Kelly noted that should this matter go to trial, costs will increase.

ON MOTION of Councillor Len Goucher and Deputy Mayor Peter Christie, it was moved to defer a decision on the matter of proceeding with a Constitutional Challenge pending a report on further costs involved. **MOTION CARRIED UNANIMOUSLY.**

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved to defer discussion on the Facility Management Agreement pending receipt of a revised Agreement from the School Board. **MOTION CARRIED UNANIMOUSLY.**

6.3 Verbal Updates

- Strategic Planning - Dan English

Mr. English noted that the concept of implementing a Strategic Plan for the Town of Bedford has been discussed for many years. Further, he stated that to proceed with a community based process is a major commitment of both time and staff resources. As a result of a recommendation contained within the recent Organizational Review presented to Council in October, 1994, the go ahead for the implementation of a Strategic Plan was given. To date, however, this has not been undertaken due to the possible amalgamation issue.

Mr. English requested direction on this matter noting that legislation (i.e. by-laws) will be inherited by the new unicity, however, policy (i.e. strategic plan) would not. He enquired if the Town should proceed with strategic planning noting the time involved. He noted that same could be "tossed out" April 1, 1996 - the date of the unicity to take over the metro area.

Councillor Stephen Oickle enquired if a Strategic Plan was commenced, would the information not prove helpful for a Community Council?

Mr. English advised it is proposed that one individual will be representing the Bedford area and Waverley. Cole Harbour and Sackville have Community Councils comprised of elected officials of those particular areas. With Bedford only having one elected official on Council, a Community Council could not be established just for this area.

Mr. English further noted that if Strategic Planning is to be treated secondary to the amalgamation issue, it would not work.

Deputy Mayor Peter Christie suggested using the term "model" rather than "Strategic Plan." He suggested the issue could work along the lines of what occurred in the community in the late 1970's when Bedford worked towards Incorporation.

Mr. Dan English agreed with Deputy Mayor Christie's comments noting that a number of subcommittees were established to work towards Incorporation. The Town could work with an amalgamation commissioner in this regard, however, he was not confident how this co-ordination would fit with the Province's plans.

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved that should the metro area move towards amalgamation, Town Meetings will be held, -

either in concert or independent of the Provincial initiative, for the purpose of receiving citizen input and recommendations. **MOTION APPROVED UNANIMOUSLY.**

- MPS Review - Donna Davis-Lohnes

Ms. Davis-Lohnes advised that the current Municipal Planning Strategy (MPS) was approved by the Department of Municipal Affairs on October 9, 1991. Further, it was noted that the Planning Act requires the document to be reviewed every five years, however Council may review the MPS prior to the five year period. It has been suggested that a comprehensive review of the MPS be undertaken regardless of the proposed amalgamation of metro Halifax. Several points should be considered:

(a) what would the position of the Department of Municipal Affairs be should Bedford wish to carry out this complete review - it is anticipated that individual Planning Documents for each community will stay intact initially, however, over time, however, some policies and standards will likely be amalgamated;

(b) can a complete review of the MPS be reviewed in eighteen months? This would be impossible due to the workload of current staff;

(c) is a complete review required or simply fine tuning? - is Town Council looking to expand its development boundary? There is a definite need to fine tune the document rather than a comprehensive review. Ms. Davis-Lohnes suggested concerns with the MPS be dealt with as individual Plan Amendments.

Ms. Davis-Lohnes suggested that Town Council focus on specific concerns in the document i.e. commercial development, CCDDs, development practices, environment protection, etc.

Ms. Davis-Lohnes reiterated her suggestion that no comprehensive review is required. She reminded Town Council there are twenty-two studies in the MPS which have not been undertaken as yet.

Councillor Len Goucher advised he was concerned that if a unicity is established, Bedford may lose control of future planning.

Councillor Marvin Silver arrived to take his place at the meeting at 8:30 p.m.

ON MOTION of Councillor Len Goucher and Deputy Mayor Peter Christie, it was moved to review the CCDD portion of the MPS as a whole .

In speaking to the Motion, Ms. Davis-Lohnes noted if Town Council identifies critical areas of the MPS, staff can meet with the Planning Advisory Committee in December, and table same with Town Council with an entire list of areas which should be reviewed within the

document. Town Council can then prioritize those particular areas.

ON MOTION of Deputy Mayor Christie, it was moved to amend the original motion to ask all Town Committees to review the MPS and identify problem areas. **MOTION CARRIED UNANIMOUSLY.**

- Lot Levies - Donna Davis-Lohnes

Ms. Davis-Lohnes noted that over the past year, Town Council has discussed the use of lot levies to cover new infrastructure costs. A great deal of research is required, therefore, Council direction was needed because of the proposed amalgamation. She also noted that Provincial special legislation would be required to implement same.

Deputy Mayor Peter Christie suggested that Town Council move forward despite the threat of amalgamation.

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved to further study the lot levy concept.

In speaking to the Motion, Mr. Dan English suggested Council seek clarification from the Province on this matter as it may not agree to the development charge legislation required. Accordingly, the Motion could be amended to reflect same.

Deputy Mayor Peter Christie agreed to amend the Motion to now read:

"to develop a strategy towards the implementation of lot levies while at the same time, seeking comment from the Province on development charges.

Mr. English noted that in all likelihood, development charges would not actually go into effect for three years.

Deputy Mayor Peter Christie noted the Town needs to be in a favorable position "if" the metro area amalgamates. He suggested that M.L.A. input be sought as well.

The amended Motion was approved unanimously.

- Smith's Road Survey Pertaining to Sandy Lake Park - Rick Paynter

Mr. Paynter advised that a survey was required to be undertaken on Smith's Road. A quote received from Wallace MacDonald & Lively approximated \$8,000 - \$10,000. Further, he noted that upgrading works were required and extension of the road to where the park is to be established. Accordingly Council direction was requested.

Following a brief discussion on whether this project should go to tender, Mayor Kelly advised that tenders should be called.

ON MOTION of Councillors Joan Pryde and Stephen Oickle, it was moved to authorize the Engineering and Works Department to call for proposals for a comprehensive survey with necessary funding to be taken from the Operating Reserve. **MOTION CARRIED UNANIMOUSLY.**

10. NEW BUSINESS CONT

10.1 Consideration - Economic Development Commission Membership

Mayor Peter Kelly advised he had been approached by the Economic Development Commission to extend the current terms .

Mr. Dan English noted that the Hon. Ross Bragg, Minister of Economic Development, has appointed a nine member steering committee to implement a Metro Economic Development Agency by April 1, 1995.

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved to extend the current terms of membership on the Economic Development Commission to April 1, 1995. **MOTION CARRIED UNANIMOUSLY.**

10.2 Consideration - Citizen Appointments - Committees/Commissions and Boards

Mr. Dan English advised that a proposal had been brought forth by Mr. Allan Duffus to amalgamate the Ft. Sackville Committee, Heritage '80 and Heritage Advisory Committee. Accordingly, it is suggested that Town Council defer appointments to the Heritage Advisory Committee until a later date.

ON MOTION of Deputy Mayor Peter Christie and Councillor Len Goucher, it was moved to defer appointments to the Heritage Advisory Committee pending comments from Mr. Allan Duffus. **MOTION APPROVED UNANIMOUSLY.**

Councillor Stephen Oickle advised he would like unsuccessful municipal election candidates to be considered for appointment for Town Committees/Commissions and Boards.

Councillor Len Goucher advised he would request no individual be placed on more than one committee.

Mayor Peter Kelly advised that as of April 1, 1995, the Bedford Board of Health will no longer exist. It was the concensus of Council, however, that appointments be made this evening.

The following appointments were approved by Town Council:

- ▶ Waters Advisory Committee - Gary Winters (3 year term effective Nov/94)
- ▶ Transit Advisory Committee - to be tabled with Town Council on December 13, 1994 pending receipt of sufficient applications from the public
- ▶ Board of Health - Dr. Don Carter and Gordon Smith (one year term effective Nov/94)
- ▶ Recreation Advisory Committee - Wayne LeMoine, John Gertridge and Nelson Blackburn (three year term effective Nov/94)
- ▶ Tree Advisory Committee - Bob Golding (one year term effective Nov/94)
- ▶ Planning Advisory Committee - Tony Edwards, Sandy Irwin, Patrick Sims and James Trites (two year term effective Nov/94)
- ▶ By-Law/Policy Advisory Committee - Harry Churchill and Rene MacEachern (one year term effective Nov/94)
- ▶ Board of Police Commissioners - Norman Atkinson, Trevor Johnson, Sherry Hattin and Darrell Geddes (one year term effective Nov/94)

10.3 Organizational Review

Mr. Dan English reviewed his report noting that as a result of the Organizational Review, the establishment of a Corporate Services Department was approved by the previous Council in October, 1994. It was noted that this Department would provide internal services to Town Departments i.e. Finance, Information Services and Human Resources.

ON MOTION of Councillors Len Goucher and Joan Pryde, it was moved to approve the Organizational Chart for the Corporate Services Department and appoint Mr. Ron Singer as Director of Corporate Services effective December 1, 1994. **MOTION APPROVED UNANIMOUSLY.**

10.4 Consideration - Awarding of Tender #94-25 - Spring St., Phase 1

ON MOTION of Councillor Len Goucher and Deputy Mayor Peter Christie, it was moved that Tender 94-25 - Roadside Ditch Improvements, Spring Street, Phase One, be awarded to Dexter Construction Company Limited in the amount of \$13,589.00 inclusive of G.S.T. plus a contingency allowance of \$1,500 to accommodate any rock excavation encountered during the contract, plus engineering costs associated with project layout and supervision. **MOTION APPROVED UNANIMOUSLY.**

10.7 Federal Government Infrastructure Program - Deputy Mayor Peter Christie

Deputy Mayor Peter Christie sought clarification on any Town involvement in infrastructure programs.

Mayor Peter Kelly advised there were two projects ongoing, namely; the Infiltration Reduction Program, and Upgrading of the Sewage Treatment Plant.

Mr. Rick Paynter advised that with respect to the Sewage Treatment Plan, the Town had received \$4.2 million towards the project, and with respect to the Infiltration Reduction Program, the Town will be receiving a total grant of \$392,000 over a two year period. He noted that the Town had applied for a number of projects.

10.8 Social Services Closure of Youth Facilities - Deputy Mayor Peter Christie

ON MOTION of Deputy Mayor Christie, be it resolved that the Town of Bedford adopt a position that mentally and physically challenged youth are better served remaining in Provincial administered facilities, where the services and trained staff are available to assist them, rather than being returned to their home communities. Further, that the Town request the Province to reverse it's policy of closing these youth facilities until such time as the Province and municipal units are able to set up alternate facilities and programs. Also, that this Motion be forwarded to the Minister of Social Services and to our area MLAs and MP requesting their assistance.

Councillor Joan Pryde advised she could not support the Motion as worded. This Motion was far too broad a statement and that emphasis should be placed on the second part of the Motion. Councillor Pryde noted that appropriate facilities should be established in communities thereby enabling mentally and physically challenged individuals to remain in the communities of their choice.

Mayor Kelly advised that within the Town, a Small Option Home Program is being explored. Although this matter is to be finalized in January, 1995, three adults have already been selected to reside in the first home. Mayor Kelly advised he would update Council on the project as it proceeds.

Councillor Joan Pryde advised she would like the Motion amended to insert "some" prior to "mentally and physically" in the second sentence.

Following Deputy Mayor's concurrence, **the Motion was approved unanimously.**

Mayor Peter Kelly advised that the first phase of the project will house three Bedford residents with a second house being included in six months time and a third house six months following (pending the success of the second home).

10.9 Request to Proceed with Prosecution - 86 Nelson's Landing Boulevard - 48 Unit

Apartment Building - Caxton Developments Ltd.

Ms. Donna Davis-Lohnes advised that an Order for Compliance was issued as per Section 12 of the Building Code Act to Caxton Development Ltd. to cease construction at 86 Nelson's Landing Boulevard. For background information, the meeting was advised that construction on the site had commenced without a Building Permit; activity ceased for several days, and began again on October 31, 1994 until November 8, 1994 at which time a preliminary Building Permit was issued.

Ms. Davis-Lohnes respectfully requested permission from Council to proceed with prosecution for commencing construction on Caxton Developments Ltd. without a Building Permit.

ON MOTION of Councillor Len Goucher, it was moved to proceed with prosecution of Caxton Developments Ltd. for commencing construction without a Building Permit.

In speaking to the Motion, Councillor Len Goucher enquired as to why a preliminary permit was issued on November 8, 1994. He suggested that perhaps all permits should be withheld until the prosecution is resolved.

In speaking to this point, Deputy Mayor Peter Christie expressed concern that the Town cannot and should not withhold permits until the prosecution matter is complete. He wished clarify the Motion simply stated to proceed with the prosecution.

Councillor Marvin Silver suggested that the Town prosecute with a recommendation that the highest fine be levied.

Councillor Len Goucher suggested that the Town's Solicitor also pursue recovery of costs for the prosecution.

MOTION CARRIED UNANIMOUSLY.

16. **DEPARTMENTAL REPORTS**

16.1 Chief Building Inspector's Report - Month of October 4, 1994

ON MOTION of Councillor Len Goucher and Deputy Mayor Peter Christie, it was moved to receive the Chief Building Inspector's Report for October 4, 1994. **MOTION CARRIED UNANIMOUSLY.**

17. **QUESTIONS**

17.1 Status Sheet

Councillor Stephen Oickle enquired if the Dib Property on Landsburg could be added to the Status Sheet.

Councillor Stephen Oickle enquired on the status of the sale of the previous Leisure Club property.

In response, Ms. Davis-Lohnes advised that the sale of the property will be proceeding now that the encroachment of Borden Street on the lands of the former Leisure Club can be addressed.

Councillor Len Goucher made reference to the first item on the Status Sheet re Eaglewood Subdivision Water Pressure. He enquired when the Water Utility will be addressing this problem.

Mayor Peter Kelly advised that the Town has been attempting to obtain a response from the Utility but with no success to date.

Mr. Dan English suggested that information obtained through a Fire Department Study, conducted through I.A.O on water pressure be forwarded to the Water Utility.

Councillor Marvin Silver enquired if Council would be involved in the proposal call for the sale of the former Leisure Club property. In response, Mayor Kelly advised in the affirmative.

Councillor Len Goucher provided a Metro Authority update noting that with respect to the proposed Ferry By-Law Amendment, the other units were concerned with Bedford's position on the matter. Accordingly, they would like Bedford to reconsider its previous Motion to not support the by-law amendment proposal. Metro Authority has requested permission to address Town Council on this issue.

Mayor Peter Kelly served a Notice of Rescission on the proposal to amend the Ferry By-Law, for the next Regular Meeting of Town Council.

Councillor Len Goucher made reference on the solid waste tonnage report noting that Bedford was approaching 10% for recycling with other units running at 2%. He also enquired as to why Bedford's commercial tonnage was down 61.7% from 1993.

In response, Mayor Kelly advised he would look into the matter.

18. **ADDED ITEMS** - NIL

19. **ADJOURNMENT**

The meeting adjourned at approximately 9:45 p.m.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

MEETING #4

TOWN OF BEDFORD
REGULAR SESSION
TUESDAY, DECEMBER 13, 1994 - 7:30 P.M.

A Regular Session of the Town Council of the Town of Bedford took place Tuesday, December 13, 1994 - 7:30 p.m. - in the Town Council Chambers, Mezzanine Level, Sunnyside Mall, Bedford Highway, Bedford, N.S.

1. **LORD'S PRAYER**

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

2. **ATTENDANCE**

Those in attendance at the commencement of the Session included Mayor Peter Kelly; Deputy Mayor Peter Christie and Councillors Anne Cosgrove, Stephen Oickle, Len Goucher and Joan Pryde.

Councillor Marvin Silver was absent with regrets.

Staff members in attendance included Dan R. English, Chief Administrative Officer; Rick Paynter, Director of Engineering and Works; Bob Nauss, Director of Recreation; Ron Singer, Director of Corporate Services; Donna Davis-Lohnes, Director of Planning and Development, and Jane Nauss, Recording Secretary.

3. **APPROVAL OF MINUTES**

ON MOTION of Councillor Len Goucher and Deputy Mayor Peter Christie, the minutes of November 22, 1994 - #3 were approved; further, the Joint Meeting minutes of November 22, 1994 wherein it was agreed the Joint Analysis of Metro Amalgamation estimated to cost \$250,000 would be cost-shared on a four-way basis, were approved as distributed. **MOTION APPROVED UNANIMOUSLY.**

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

Mayor Peter Kelly requested "Update - Metro Authority" be added to the agenda as item 10.7.

Councillor Len Goucher requested "Overcrowding of Schools" be added to the agenda as 10.8.

Agenda item 8.1 was to be renumbered as item 6.1 (b) however 14.1 "Motion of Rescission" would be discussed first.

Agenda item 10.4 was to be renumbered as item 6.1 (c).

5. APPROVAL OF ORDER OF BUSINESS

ON MOTION of Councillors Len Goucher and Joan Pryde, it was moved to approve the Order of Business as amended. MOTION APPROVED UNANIMOUSLY.

6. DEFERRED BUSINESS/BUSINESS ARISING FROM THE MINUTES

6.1 CONSIDERATION - AWARDING OF TENDER - LIONS POOL EXPANSION

Mr. Bob Nauss, Director of Recreation, provided a brief update on the project to date making particular note of the fact that this matter had been brought before Council for discussion on November 8, 1994. The awarding of the low tender of \$135,000 had been deferred pending a report from the Parent Group on their fundraising to date. Mr. Nauss further advised that Mr. Jim Aitken was available to address Council.

Mr. Jim Atkin distributed a Summary of Corporate Fundraising to date (\$64,000). The meeting was advised that the Corporate Fundraising to date was one of three fundraising phases with the other two being small business community and door to door. Mr. Atkin was confident that the remainder of the funds would be acquired by April 1, 1995. By use of a drawing, Mr. Aitken provided a brief explanation of the pool tank expansion.

In response to questions from Deputy Mayor Peter Christie on the inclusion of a youth facility and upgrading of the parking lot, Mr. Nauss advised that neither was included in this particular phase of the project.

ON MOTION of Councillors Len Goucher and Anne Cosgrove, it was moved to award the Pool Tank Expansion tender to TAG Developments in an amount of \$235,000 plus G.S.T.

In speaking to the Motion, Deputy Mayor Peter Christie sought clarification on the Motion enquiring if the intent of the Motion was for the Town to guarantee funding not raised by the Parent Support Group.

Mayor Peter Kelly advised in the affirmative.

Deputy Mayor Christie expressed concern on the additional number of vehicles parking on Shore Drive as a result of an expanded pool and noted that as a result, the Town will more than likely have to deal with "housekeeping" matters such as parking in this area in the future.

Councillor Len Goucher enquired if the Director of Recreation could request TAG Developments to provide a cost to upgrade the parking lot (not to be included with this particular project phase).

Councillor Stephen Oickle expressed concern that the Parent Support Group may not be able to reach its Corporate Goal. Accordingly, he suggested this matter be deferred until December 27, 1994 at which time a Special Session of Council could be called.

In response, Deputy Mayor Christie advised he felt confident Mr. Aitken and the Parent Support group would reach its Corporate goal. Accordingly, he could not support Councillor Oickle's Motion.

Councillor Joan Pryde advised that the Town needs to have faith in the community in its bid to assist the Parent Support Group in its fundraising attempts.

Councillor Anne Cosgrove advised that Mr. Jim Aitken has worked hard to date and she felt the total amount of funding will be attained.

Councillor Oickle advised he supported the project.

MOTION CARRIED UNANIMOUSLY.

14. MOTION OF RESCISSION

14.1

PROPOSED FERRY SERVICE BY-LAW AMENDMENT - MAYOR PETER KELLY

Mayor Peter Kelly advised that on November 22, 1994, he served Notice for a Motion of Rescission on a Motion passed November 8, 1994 to reject an amendment to the Town of Bedford Ferry By-Law.

ON MOTION of Mayor Peter Kelly and Councillor Len Goucher, it was moved to bring the Motion to Rescind forward.

Mayor Peter Kelly invited Mr. Brian Smith, Metro Transit, to address Town Council.

Mr. Smith reviewed his report making particular note of the following:

- by contracting out as a ferry service, Metro Transit is hoping to increase "other revenues"
- Metro Transit does not intend to compete directly with the