

MUNICIPAL COUNCIL
January 17, 2017

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Minutes of the regular session of **Municipal Council** held on January 17, 2016, at 10:00 a.m. in Council Chambers of the Municipal Administration Building, Annapolis Royal, N.S.

Present: Deputy Warden Martha Roberts; Councillors: John A MacDonald, Wayne Fowler, Burt McNeil, Gregory Heming, Alex Morrison, Wendy Sheridan, and Diane LeBlanc.

Absent: Warden Timothy Habinski and CAO John Ferguson (attending other municipal business); Councillors Marilyn Wilkins, Michael J Gunn

Also

Present: Deputy CAO Dawn Campbell, Municipal Clerk Carolyn Young, and other staff.

Additions to the Agenda *(to end of Agenda)*

Requests were made for the following items to be added to the agenda: In-camera Section 22(2)(a) of the Municipal Government Act; and under Additions 12(A) Update – Director of Community Services.

Approval of the Agenda

Upon motion of Councillors LeBlanc and Fowler, the agenda was approved as amended.

Minutes

MOTION 170117.01 Minutes Regular Session December 20, 2016

It was moved by Councillor Fowler, seconded by Councillor McNeil, that the minutes of the regular session of Council held on December 20, 2016, be approved as circulated. Motion carried unanimously.

In-Camera

It was moved by Councillor LeBlanc, seconded by Councillor Sheridan, to meet in-camera at 10:04 a.m. until 10:17 a.m. in accordance with Section 22(2) (a) acquisition, sale, lease and security of municipal property of the *Municipal Government Act*. Motion carried unanimously.

Business Arising From the Minutes

Re: A4 Cat Bylaw Final Reading (November 15th)

MOTION 170117.02 A4 Cat Bylaw Final Reading

In accordance with first reading given on November 15, 2016, Councillor MacDonald moved, seconded by Councillor LeBlanc, that Municipal Council give final reading to amend the *A4 Cat Bylaw* by:

Deleting the current wording in Section 9 and replacing it with “*Any cat which has not been redeemed by its owner at the expiry of a period of 72 hours after being impounded may be given away or euthanized.*” Motion carried unanimously.

Re: C3 Water Supply Program (WSP) Bylaw Final Reading (December 20th)

MOTION 170117.03 C3 Water Supply Program (WSP) Bylaw Final Reading

Pursuant to give first reading given on December 20, 2016, Councillor MacDonald moved, seconded by Councillor Sheridan, that Municipal Council give final reading to approve the C3 Water Supply Program (WSP) Bylaw. Motion carried unanimously.

Re: C4 Clean Energy Program Bylaw Final Reading (December 20th)

MOTION 170117.04 C4 Clean Energy Program Bylaw Final Reading

Councillor MacDonald moved, seconded by Councillor Fowler, in accordance with first reading given on December 20, 2016, that Municipal Council give final reading to approve the C4 Clean Energy Program Bylaw. Motion carried unanimously.

Municipal Solicitor's Report

Re: Municipal Solicitor (December)

Councillor McNeil moved, seconded by Councillor Sheridan, to receive the monthly report for information.

The Solicitor added:

UARB Decision M07376 – this was essentially approved, with requested follow up. The follow up information has been submitted.

Basinview Centre Lease – Council has been asked to approve the assignment of the lease. The new tenant is proposing to use the same name, so the Solicitor is not sure if we need an assignment or amendment. He will advise.

TIR Lands Faye Road – the Solicitor reported he had sent draft documents to TIR but has not heard back. Motion carried unanimously.

Councillor's Comments

District 2 – Councillor MacDonald attended the New Year's Levee at the Evergreen Theatre, Margaretsville, where he made himself available and was asked a lot of questions. The Spectator office in Middleton has shut down and is moving to Kentville; Editor Larry Powell works out of his home in Lawrencetown. Some of the office furniture went to the Memory Lane Railway Museum. He has been handing out municipal pins.

District 11 – Councillor LeBlanc noted this year of celebrating 150 years for Canada – lots will be happening throughout our busy county. New ideas, new initiatives. New. Great! Starting the year out on a positive note.

District 6 – Councillor Morrison stressed that it is important that we: strive to remain active in our communities; communicate with each other; and watch over and care for those who are in need. The Levee at the Clementsport Legion was well attended on New Year's Day. The Legion also has started a Wednesday morning coffee session from 10:00 a.m. until noon, all are welcome. The Annual General Meeting of the Annapolis Valley Regional Library will be held at the Annapolis Royal branch on January 17th at 7 p.m. Ann-Marie Mathieu, the Chief Executive Officer of the AVRLB will be at the meeting. HE encouraged Councillors to become a Friend of the Library. The annual Robbie Burns dinner will be held at the Annapolis Basin Conference Centre at 6 p.m. on Saturday January 28th. Tickets are limited so call soon. The monthly breakfast will be held at Felker Hall, the Cornwallis Park Community Centre on Saturday, February 11th.

District 5 – Councillor Heming appreciated all the support he has received, and the health services offered in Canada. As an FCM Board member, he is astounded at their interest in our area. He will bring an update to COTW.

District 9 – Councillor Sheridan attended her first Soldier’s Memorial Hospital Foundation meeting. She has been speaking with community members and they will participate in the Take the Roof Off Winter! campaign.

District 4 –Councillor McNeil attended the levee at Annapolis Royal, which was very well attended and there were a lot of young people. He attended breakfast at the Bear River Fire Hall, which is held on the first Saturday of every month, a fantastic breakfast, \$8 all you can eat! Meetings this week Upper Clements and Fire Service.

District 10 – Deputy Warden Roberts spent Christmas at home with family, hosting 40 people at her home on Boxing Day. It was great fun, and enjoyable to spend time with family.

Solicitor – the Solicitor added that at 2:17 a.m. he became a grandfather for the fourth time! A boy, named William, weighing 6lbs 7oz.

New Business

Re: Dangerous or Unsightly Premises Invitation to Tender – the Dangerous or Unsightly Premises Administrator reported that an invitation to tender to render a single family dwelling inaccessible and remove debris from around the property and stored in the accessory buildings, and render that building inaccessible, at the property of Carol Anne Myles, Inglisville, was circulated and the tender opening took place on January 13th at the municipal office in Lawrencetown. This was initially brought forward in October. One tender was received for \$7,375 plus tax. Neighbourhood concerns are that people come and go here fairly regularly. The tender invitation was for complete cleanup of the property; closing up the house so nobody can get in, cleaning out and hauling away contents of the storage building, and demolition of a third building. The property is two years in arrears for taxes.

The quote has not been accepted. There are two options: accept the quote received, or change the ask to make the property safe, knowing it would be on the 2018 tax sale.

MOTION 170117.05 DUP Invitation to Tender – Reject Tender Received

Councillor MacDonald moved, seconded by Councillor Sheridan, to reject tender received. Motion carried unanimously.

MOTION 170117.06 DUP – Solicit Standing Offers

It was moved by Councillor LeBlanc, seconded by Councillor Fowler, that the Administrator seek standing offers from three providers to remove the dangerous condition by boarding up the house and knocking down the building that is falling down. Motion carried unanimously.

Recess

The Deputy Warden called a brief recess was called at 10:54 a.m.

Public Hearing

Councillor McNeil moved, seconded by Councillor Heming, to adjourn to a public hearing regarding the application by LIG Holdings to amend the Bridgetown MPS LUB. Motion carried unanimously. Municipal Council resumed at 11:20 a.m.

Addition to the Agenda

It was moved by Councillor Morrison, seconded by Councillor LeBlanc, to add LIG Holdings – Final Reading to the agenda as the next item. Motion carried unanimously.

Re: File No. 66520-35 2016-MPS/LUB-003: Bridgetown MPS (FLUM) & LUB (Zoning Map) Amendment Application

MOTION 170117.07 File No. 66520-35 2016-MPS/LUB-003: Bridgetown MPS (FLUM) & LUB (Zoning Map) Amendment Application – Final Reading

It was moved by Councillor Fowler, seconded by Councillor Sheridan, that following the full consideration of the related goals, objectives and policies of the Bridgetown Municipal Planning Strategy, and upon receiving a favorable recommendation from the Annapolis County Planning Advisory Committee, and after holding a Public Hearing thereon, that Municipal Council give 2nd and Final reading of Council’s intention to adopt an amendment to the Bridgetown Municipal Planning Strategy to change the Future Land Use Map (FLUM) designation of 292 Granville Street from DOWNTOWN COMMERCIAL to RESIDENTIAL and to concurrently adopt an amendment to the Bridgetown Land Use By-law (LUB) Zoning Map so as to rezone 292 Granville Street from the Residential Light Density (R-1) Zone to the Residential Multiple (R-2) Zone to permit the consolidation of the 292 Granville Street property with adjacent company owned lands for the development of multiple residential uses. Motion carried unanimously.

Re: Capital Projects Funding Summary January 2017 Update – the Director of Municipal Operations provided a status update on the 83 current capital projects, noting changes in funding, additional funding sources, new projects with other agencies, increased costs, pending agreements, project scope increases and new or emergency expenses. This is the annual one-year summary based on what council approved in the five-year plan.

Lunch

Upon motion of Councillors Heming and Sheridan, Municipal Council adjourned for lunch at 12:15 p.m. All returned at 1:45 p.m. as previously noted.

Re: Capital Projects Funding Summary January 2017 Update (cont’d)

MOTION 170117.08 Paved Shoulder Hampton Mtn. Rd/Church Street – Gas Tax

It was moved by Councillor McNeil, seconded by Councillor Heming, that Municipal Council fund \$35,000 from 2016-17 gas tax for the Paved Shoulder Project on Hampton Mtn. Road / Church Street. Motion carried unanimously.

MOTION 170117.09 Recreation Facility Development Grant Application – Bridgetown District Memorial Arena

Councillor LeBlanc moved, seconded by Councillor Fowler, to authorize Staff to submit a Recreation Facility Development (RFD) grant application to Department of Communities, Culture and Heritage, for the Bridgetown District Memorial Arena Compressor Project.

MOTION 170117.10 Capital Projects 2016-17

It was moved by Councillor Fowler, seconded by Councillor Morrison, that Municipal Council approve the amended 2016-17 capital plan at a total cost of \$3,925,130. Motion carried unanimously.

Reports and Recommendations

Re: Committee of the Whole (January 10, 2017)

- ***Council Public Engagement 2017 (December 13, 2016)***

MOTION 170117.11 Council Public Engagement 2017-2020

In accordance with the recommendation of Committee of the Whole, Councillor MacDonald moved, seconded by Councillor Heming, that Municipal Council hold three annual Town Hall meetings per year on a rotating basis through every district so that each district has hosted once during the four year term. Motion carried unanimously.

- ***AM-1.3.6 Advisory Committees and Boards Policy - Amend (Bridgetown Source Water Protection Advisory Committee)***

MOTION 170117.12 AM-1.3.6 Advisory Committees and Boards Policy (Bridgetown Source Water Protection Advisory Committee) Amend

Councillor MacDonald moved, seconded by Councillor Fowler, , in accordance with seven day notice having been given on December 20, 2016, that Municipal Council amend *AM-1.3.6 Advisory Committees and Boards Policy* by:

- Decreasing the number of citizen members on the Bridgetown Source Water Protection Advisory Committee to five (5) [Sub-sections 12 (a) and (d)]. Motion carried unanimously.

- ***Annapolis Valley Climbing Club Grant***

MOTION 170117.13 Annapolis Valley Climbing Club Grant

Pursuant to the recommendation of Committee of the Whole, Councillor MacDonald moved, seconded by Councillor LeBlanc, that Municipal Council approve a grant in the amount of \$5,000 from the 2016-17 Capital Projects Assistance Program - Small Project Matching Grants to the Annapolis Valley Climbing Club in accordance with *AM-1.4.0 Community Grants Policy*, pending an agreement between the Town of Annapolis Royal and the Club to ensure a secured future partnership for operation of climbing activities facilitated by the Annapolis Valley Climbing Club. Motion carried unanimously.

- ***Bridgetown and District Memorial Arena Emergency Repair***

MOTION 170117.14 Bridgetown and District Memorial Arena Emergency Repair

Councillor MacDonald moved, seconded by Councillor Fowler, pursuant to the recommendation of Committee of the Whole, that Municipal Council authorize payment of \$7,511.67 plus HST for emergency repairs at the Bridgetown and District Memorial Arena from the Bridgetown Operating Reserve. Motion carried unanimously.

- ***Trans County Transportation Society Letter of Support***

MOTION 170117.15 Trans County Transportation Society Letter of Support

In accordance with the recommendation of Committee of the Whole, Councillor MacDonald moved, seconded by Councillor McNeil, that Municipal Council provide a letter of support for Trans County Transportation Society’s funding application to the Municipality of the County of Kings. Motion carried unanimously.

• ***Committee of the Whole Start Time Winter Months***

Committee of the Whole Start Time Winter Months

Councillor MacDonald moved, seconded by Councillor McNeil, in accordance with the recommendation of Committee of the Whole, that Municipal Council approve a start time of 10:00 a.m. for Committee of the Whole for the months of December, January, and February.

It was moved by Councillor Morrison, seconded by Councillor Sheridan, to amend the motion to include the month of March. Motion carried unanimously.

The motion as amended was called:

MOTION 170117.16 Committee of the Whole Start Time Winter Months

Councillor MacDonald moved, seconded by Councillor McNeil, in accordance with the recommendation of Committee of the Whole, that Municipal Council approve a start time of 10:00 a.m. for Committee of the Whole for the months of December, January, February, and March. Motion carried unanimously.

• ***Animal Pound Upgrade Funding***

MOTION 170117.17 Animal Pound Upgrade Funding

Councillor MacDonald moved, seconded by Councillor Fowler, that Municipal Council approve a 2016-17 budget increase for the Animal Pound Upgrade to \$140,000 plus contingency and that the project be completed within a year to and be funded from the operational reserve. Motion carried unanimously.

• ***Cost of Living Increase for Staff***

MOTION 170117.18 Cost of Living Increase for Staff

Councillor MacDonald moved, seconded by Councillor LeBlanc, in accordance with the recommendation of Committee of the Whole, that Municipal Council support a cost of living increase of 1.7% commencing January 1, 2017, for non-unionized staff matching the union contract and as previously budgeted. Motion carried unanimously.

Declaration of Interest

Councillor Heming excused himself from the following item – it is about his absence. He did not participate in any discussion or ensuing motion.

• ***Excuse Councillor Absence - Heming***

MOTION 170117.19 Excuse Councillor Absence – Heming January 9, 2017

In accordance with the recommendation of Committee of the Whole, Councillor MacDonald moved, seconded by Councillor LeBlanc, that Municipal Council excuse Councillor Heming from meeting attendance requirements for the January 9, 2017 Committee of the Whole meeting. Motion carried unanimously.

• *Lease – Cornwallis Physiotherapy*

MOTION 170117.20 Lease Amendments – Cornwallis Physiotherapy

Councillor MacDonald moved, seconded by Councillor Morrison, in accordance with the recommendation of Committee of the Whole that Municipal Council endorse the transfer of the signee and authorize Warden and Clerk to sign the lease amendment for Cornwallis Physiotherapy if required. Motion carried unanimously.

Correspondence

Re: Our Community Our Health (December 5th) – providing an update on the Valley Hospice Foundation’s Hospice project. It was moved by Councillor Fowler, seconded by Councillor LeBlanc, to receive for information. Motion carried unanimously.

Re: Annapolis West Health Foundation (December 14th) – thanking Council for the \$2,500 grant to the Seniors Safety Program and giving instructions on how to provide consent to have this grant recognized.

MOTION 170117.21 Annapolis West Health Foundation Communications Consent Form

Councillor MacDonald moved, seconded by Councillor LeBlanc, that the Warden be authorized to submit the communications consent form. Motion carried unanimously.

Re: Royal Canadian Legion Branch 122 (December 20th) – thanking Council for the grant received and the continued efforts of Councillor Morrison. All were invited to the 2017 New Year’s Levee. For information. It was moved by Councillor Fowler, seconded by Councillor Sheridan, to receive for information. Motion carried unanimously.

Re: Town of Annapolis Royal (email dated January 9th) – while responding to the invitation to attend Municipal Council being held in Inglewood on February 21st, an invitation was issued to the Warden and Council to join the Town of Annapolis Royal in recognizing African Heritage month on February 10th at 2:00 p.m. in the Town Council Chambers. Councillor MacDonald moved, seconded by Councillor LeBlanc, to receive for information. Motion carried unanimously.

Re: Southwest Nova Biosphere Reserve Association (January 10th) – Chairman Cliff Drysdale provided a report on the activities of the past year. It was moved by Councillor Heming, seconded by Councillor McNeil, to receive for information. Motion carried unanimously.

Adjournment

Upon motion of Councillors McNeil and Sheridan, the meeting adjourned at 2:36 p.m.

Warden

Municipal Clerk