

Minutes of the **special session of Municipal Council** held on Tuesday, April 30, 2019, at the Municipal Administration Building, 752 St. George Street, Annapolis Royal, NS, at 10:07 a.m.

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

Absent: Councillor Marilyn Wilkins.

Present: Chief Administrative Officer John Ferguson, Municipal Clerk Carolyn Young, and other staff.

In-camera

Councillor Fowler moved, seconded by Councillor LeBlanc, to meet in-camera from 10:08 a.m. until 10:41 a.m. in accordance with Section 22(2)(f) litigation or potential litigation of the *Municipal Government Act*. Motion carried unanimously.

New Business

Re: Annapolis Royal Water Project Application – Potable Water Distribution Upgrade for Highway 201, Alden Hubley Road, Hillside Drive and English Oaks Drive

The CAO reported that the net cost is projected at \$843,727m, with the federal share at 40%, the provincial share is 33.33%, and the remaining capital cost to property owners is \$225,022 – to be borne by the property owners.

MOTION 190430.01 AC Water Utility to Submit ICIP Potable Water Distribution Upgrade for Highway 201, Alden Hubley Road, Hillside Drive and English Oaks Drive Project

It was moved by Councillor McNeil, seconded by Councillor Fowler, to authorize the CAO to sign and submit a project application on behalf of the Annapolis County Water Utility to the Investing in Canada Infrastructure Program (ICIP) for the Potable Water Distribution Upgrade for Highway 201, Alden Hubley Road, Hillside Drive and English Oaks Drive Project. Motion carried unanimously.

Re: Donation Process – RBC/County/Lawrencetown Exhibition Youth Arena – a request was received from RBC to process a donation through the County for the Lawrencetown Exhibition Youth Arena (LEYA) because they can only give donations to a registered charity. LEYA is not a registered charity and the county can give charitable tax receipts.

MOTION 190430.02 Disburse RBC Donation to Lawrencetown Youth Exhibition Arena

Deputy Warden Roberts moved, seconded by Councillor LeBlanc, to receive and disburse a donation from RBC to the Lawrencetown Youth Exhibition Arena in order to provide a charitable tax receipt to RBC. Motion carried unanimously.

Re: Kings Theatre Request – the CAO noted that Kings Theatre had given a presentation in February with a request to provide an operational base budget increase of \$15,000 per year.

It was moved by Councillor Fowler, seconded by Councillor Heming, to defer discussion on the Kings Theatre Funding Request to May Committee of the Whole. Motion carried unanimously.

Re: Granville Road Area Advisory Committee – The CAO noted that this is one of many committees created by council for community consultations and recommendations on zoning. While it is normal that committee members may initially meet informally to get to know one another, the meetings the intent is to hold public meetings. A committee created by council can't meet in-camera outside the parameters

provided in the Municipal Government Act, Section 22(2). No decisions are being made at the committee level, only recommendations to council. He has received concerns that this committee has held private meetings. This is not permitted as a committee of council. Meetings must be public.

Councillor Heming noted that he is on this committee and that numerous meetings have been held in private and decisions made. He does not receive all meeting notices and is only ‘copied’ on information circulated, not included as a member of the committee. His concern is that the process is not being followed, and that it may have repercussions down the road. He added that the Director of Community Services, our Planner, was not permitted to speak until two meetings ago.

It was noted that Mr. Dunphy has not been invited to all meetings either, and the CAO added that Mr. Dunphy has a statutory role in the process and must be included, and that all the meetings must be held in public. The public wants to see not only the decision, but how the decision is reached.

Councillor Heming added that the next scheduled event is an open-house on May 22nd or 23rd.

MOTION 190430.03 CAO, Dir Community Development, Warden Habinski and Councillor Heming to Meet with Granville Road Area Advisory Committee Regarding Procedure

It was moved by Councillor LeBlanc, seconded by Deputy Warden Roberts, that the CAO, Warden, Councillor Heming and the Director of Community Development meet with the Granville Road Area Advisory Committee to ensure they understand correct procedure. Motion carried, 9 in favour, 1 against.

Re: Special Council – Annapolis County Municipal Housing Corporation - It was the consensus of those present to hold a special session of council on Tuesday, May 7 at 10:00 a.m. and to invite CEO Joyce D’Entremont and Board Chair Joan McLean.

Re: FCM Board Membership for 2019-20 – Warden Habinski noted his interest in continuing to serve on the FCM Board in 2019-20 and requested support from council for his application.

MOTION 190430.04 Warden Habinski’s Application for 2019-20 FCM Board Membership

WHEREAS the Federation of Canadian Municipalities (FCM) represents the interests of municipalities on policy and program matters that fall within federal jurisdiction; and
WHEREAS FCM’s Board of Directors is comprised of elected municipal officials from all regions and sizes of communities to form a broad base of support and provide FCM with the prestige required to carry the municipal message to the federal government; and
WHEREAS FCM’s Annual Conference and Trade Show will take place from May 30 – June 2, 2019, during which time the Annual General meeting will be held and followed by the election of FCM’s Board of Directors;

IT WAS MOVED by Councillor Fowler, seconded by Councillor Morrison, that the Council of the **Municipality of the County of Annapolis** endorse **Timothy Habinski** to stand for election on FCM’s Board of Directors for the period starting in June 2019 and ending June 2020; and that Municipal Council assume all costs associated with **Timothy Habinski** attending FCM’s Board of Directors meetings. Motion carried unanimously.

In-camera

Councillor Gunn moved, seconded by Councillor Sheridan, to meet in-camera from 12:13 p.m. until 12:19 p.m. in accordance with Section 22(2)(e) contract negotiations of the *Municipal Government Act*. Motion carried unanimously.

Adjournment

The Warden declared the meeting adjourned at 12:19 p.m.

Warden

Municipal Clerk