

August 26, 2009

MUNICIPAL COUNCIL

The Regular Session of the Municipal Council of the Municipality of the County of Colchester was held in the Courthouse, Truro, N.S. on Wednesday, August 26, 2009 at 7:00 p.m.

Roll Call

The roll was called with the following Councillors in attendance:

Mayor Bob Taylor, Chair	
Councillor Christine Blair	District #1
Councillor Bill Masters	District #2
Councillor Gerald Buott	District #3
Councillor Mike Cooper	District #4
Councillor Glen Edwards	District #5
Councillor Karen MacKenzie	District #6
Councillor Jimmie LeFresne	District #7
Deputy Mayor Ron Cavanaugh	District #8
Councillor Bob White	District #9
Councillor Tom Taggart	District #10
Councillor Earl McKenna	District #11

Approval of Agenda

Moved by Councillor McKenna
Seconded by Councillor Masters

“That the agenda for August 26, 2009 be approved with the following additions:

- add Item #9b: Length of Meetings
- add Item 11b: Seaside Communications
- add Item #9c: Gemini Awards
- add Item #9d: Ditches in Truro Heights
- add to Item #5, Presentations: Mr. Terry Bailey
- add Item #9e: Purchase of Loader - Balefill Facility (on table)
- add Item #11c: Citizen and Business Surveys”

Motion Carried Unanimously.

Approval of Minutes

Moved by Councillor McKenna
Seconded by Councillor Cooper

“That the minutes of the meeting held on June 25, 2009 be approved as circulated.”

Motion Carried Unanimously.

Business Arising

There was no business arising from the minutes of the meeting held

August 26, 2009

from Minutes

on June 25, 2009.

Presentations

Mr. Ken Eisner, Saywood Developments Ltd.

Mr. Eisner indicated that the purpose for his presentation this evening was to request that Saywood Developments Ltd. be allowed to put a public road over on the Barrachois shore area for a small subdivision that is underway. Right now, the subdivision has been approved for a private road; however, Mr. Eisner would like to make this a public road so that the future property owners of these cottages will not have to assume the responsibility of long-term maintenance of a private road. He would like to see the Municipality grant his request as soon as possible. Mr. Eisner circulated a brochure describing the cottages that will be built in this subdivision.

Moved by Councillor Masters
Seconded by Councillor Blair

“That the presentation from Saywood Developments Ltd. be received and referred to Council Committee with authority to make a final decision.”

Motion Carried Unanimously.

Mr. Terry Bailey

In his presentation, Mr. Bailey indicated that he was before Council a year ago at which time he was told that he would have something in a month and he has heard nothing regarding the odour coming from the Marshland Drive Pumping Station. Mr. Bailey's residence is across the road from the pumping station on Phillip Street. Mr. Bailey asked where the Municipality stood with regard to the concerns he brought before Council last year. He also requested a breakdown of the chemicals used at the pumping station since 2005.

Staff advised that since Mr. Bailey's request in 2008, Council placed funding in the 2009-10 budget for this issue to be addressed at the Marshland Drive pumping station. In a couple of weeks time, the project will begin with a cleaning and a filter and fan installed prior to Christmas 2009. There is also some electronic equipment going in which will monitor the effect of the measures taken to alleviate the odour problem.

August 26, 2009

Moved by Councillor LeFresne
Seconded by Councillor Buott

“That the presentation from Mr. Bailey be received.”

Motion Carried Unanimously.

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor White

“That any future dealings the Municipality has with Mr. Bailey should be put in writing.”

Motion Carried Unanimously.

**Standing Committee
Reports and
Recommendations**

Deputy Mayor Cavanaugh presented the report from the Council Committee meeting held on August 13, 2009:

**Request for Sewer
Extension to Civic
#197, Highway 2,
Brookfield**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Buott

“That Council approves that Mr. Shayn Higgins, at his own expense, be allowed to install a private packaged wastewater lift station on property located at Civic No. 197, Highway #2, Brookfield; and, subject to required permits, approvals and fees, that Mr. Higgins be allowed to connect to the municipal sewer service on Highway #2.”

Motion Carried Unanimously.

**Colchester Legion
Pipes and Drums**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Blair

“That Council approves a donation in the amount of \$5,000 to the Colchester Legion Pipes and Drums to assist with travel costs to attend the 65th anniversary celebrations of the Liberation of the Netherlands to be held in the Netherlands in May 2010, source of funds to be general operations as an unbudgeted item.”

Motion Carried Unanimously.

August 26, 2009

**Cheque Signature
Plate**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Edwards

“That Council authorizes that cheques less than \$1,000 be run through a signature plate and cheques of \$1,000 or more be hand signed; and,

That the cheque signature plate contain the signatures of the Mayor and Chief Administrative Officer.”

Motion Carried Unanimously.

**Signing Authority as
Fire Inspector and
Building Inspector**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor White

“That Council approves the appointment of Mike MacKinnon as Building Inspector and Fire Safety Inspector.”

Motion Carried Unanimously.

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Buott

“That Council approves that Colin Forsyth be appointed as Development Officer and that Pam Macintosh and Paul Smith be appointed as Assistant Development Officers.”

Motion Carried Unanimously.

**Reorganization of
Staff Duties - Utility
Services and
Wastewater
Treatment**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor White

“That Council approves that:

- The work of operation and maintenance of sewage lift stations be transferred from the Utility Services Division to the Wastewater Treatment Division of Public Works;
- One position in the Utility Services crew reporting to the Utility Services Supervisor be eliminated (bringing the strength from four to three in the Utility Services Division) and one position be added to the Wastewater Treatment crew reporting to the Wastewater Treatment Manager (bringing the strength from two to three in the Wastewater Treatment Division);
- The basic hourly wage rate of the Wastewater Treatment

August 26, 2009

workers be matched with the basic hourly wage rate of the Utility Services worker effective from the date of implementation of the reorganization and that the Wastewater Treatment worker position be reclassified to Group Rank 4 instead of the existing Group Rank 3;

- The job descriptions of both the Utility Services worker as well as the Wastewater Treatment worker be updated to reflect the changed job duties and responsibilities; and,
- The Collective Agreement be amended to reflect the hourly rate change and that the Mayor and the Chief Administrative Officer be authorized to sign the Agreement on behalf of the County.”

Motion Carried Unanimously.

**Front End Loader
for the Balefill
Facility**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Blair

“That Council approves the capital budget for replacement of the front end loader at the Balefill in the budget amount of \$150,000 for the 2009-10 fiscal year.”

Motion Carried Unanimously.

**Executive and Audit
Committee**

There was no business arising from the minutes of the Executive and Audit Committee meetings held on June 25 and August 13, 2009.

**Nominating
Committee**

There was no business arising from the minutes of the Nominating Committee meeting held on August 13, 2009.

Staff Presentation

Mr. Dan McDougall, Chief Administrative Officer and Mr. Bruce Purchase, Director of Corporate Services, provided a powerpoint presentation regarding the Five-Year Capital Budget Plan.

Mr. McDougall indicated that the next steps will involve a draft capital budget/capital improvement plan at September Council Committee, followed by a five-year plan being presented to September Council for consideration. This plan, once approved by Council, will be updated and revised as appropriate. The 2010-11 capital budget process will commence in conjunction with the 2010-11 operating budget.

ACTION ITEMS

August 26, 2009

**Waste Management
Master Plan - Award
of Contract**

Moved by Councillor Masters
Seconded by Deputy Mayor Cavanaugh

“That Council approves the award of the work for Engineering Services for the upgrades to the Central Colchester Wastewater Treatment Facility and the Leachate Treatment and Disposal components of the Waste Management Master Plan to the combined team of CBCL Limited and ABL Limited at a total cost of \$733,985, plus applicable taxes; and,

That Council authorizes staff to award construction management services, either wholly or in part, subject to the value of the combined award of engineering services and contract management services not exceeding \$1,218,760, plus applicable taxes.”

Motion Carried Unanimously.

**ICSP (Sustainable
Community Plan):
Process, Vision and
Goals**

Moved by Councillor White
Seconded by Councillor Buott

“That Council approves the following:

- That the Melbourne Principles for Sustainable Cities, developed by the United Nations, be adopted as guiding principles for the development of the Sustainable Colchester Plan;
- That the following Vision Statement: *‘To create a sustainable Colchester that is prosperous, vibrant, healthy and caring; where decisions that are made today do not compromise the ability of future generations to meet their own needs’*, be adopted as the Vision for the Sustainable Colchester Plan; and,
- That the goals, as presented in the Action Item dated August 26, 2009, be adopted for the purpose of guiding the ongoing preparation of the Sustainable Colchester Plan.”

Motion Carried Unanimously.

Length of Meetings

At the request of Councillor Taggart, Council had a discussion on the length of their meetings. Suggestions from members coming from this discussion included:

- additional meeting night
- end meeting at 11:00 p.m.
- limit number of presentations and dangerous or unsightly

August 26, 2009

- premises public hearings
- require public presentations to be booked ahead, e.g. two weeks
- hold public presentations on separate night
- maintain status quote for public presentations but begin meetings earlier
- hold dangerous or unsightly premises hearings on separate night
- reduce number of times Councillors are permitted to speak per item as indicated in the Council Proceedings By-law
- no additions to agenda
- leave to staff discretion for when additional meetings required due to length of agenda

Moved by Councillor Masters
Seconded by Deputy Mayor Cavanaugh

“That staff look at options for reducing the length of Council meetings and report back with recommendations for consideration.”

Motion Carried Unanimously.

Gemini Awards

Councillor Edwards made reference to the recent announcement that the community of Tatamagouche has been nominated for a Gemini Award in recognition of the TV series ‘The Week the Women Went Season Two’ and he recommended that Council may wish to send a letter of congratulations.

Moved by Councillor Edwards
Seconded by Councillor LeFresne

“That a letter be written to the Village of Tatamagouche to congratulate the community on receiving a Gemini Award nomination for the TV series, *The Week the Women Went Season Two*.”

Motion Carried Unanimously.

Ditches in Truro Heights

Councillor Masters raised this issue as there has not been much done by Transportation and Infrastructure Renewal with respect to the removal of trees that are growing in ditches in some of the Truro Heights subdivisions. This matter has been brought to the attention of the Province by way of meetings and emails in the past; however, as no progress has been made, Councillor Masters would like it raised again. Staff agreed to email again and if necessary, raise the matter at the next quarterly meeting with Transportation and Infrastructure Renewal.

Purchase of Loader -

Moved by Deputy Mayor Cavanaugh

August 26, 2009

Balefill Facility

Seconded by Councillor White

“That Council authorizes the purchase of the replacement front end loader for the Balefill Facility as tendered by Wallace Equipment Ltd.”

Motion Carried Unanimously.

Correspondence

ACTION

**Michael Taylor,
President, Debert
Military History
Society**

A letter to Council dated July 22, 2009 from **Michael Taylor, President, Debert Military History Society**, requesting an exemption from property taxes.

Moved by Councillor Masters
Seconded by Councillor White

“That the letter from the Debert Military History Society requesting an exemption from property taxes be referred to Council Committee.”

Motion Carried Unanimously.

**Mary Lee,
President/CEO, NS
Association of Health
Organizations**

A letter to the Mayor dated July 24, 2009 from **Mary Lee, President/CEO, N.S. Association of Health Organizations**, requesting that September be proclaimed Continuing Care Month.

Moved by Councillor McKenna
Seconded by Councillor Buott

“That September 2009 be proclaimed as Continuing Care Month in Colchester County.”

Motion Carried Unanimously.

**Allan Bruce, Tideview
Enterprises Ltd.**

An application form from **Allan Bruce, Tideview Enterprises Ltd.** and a cover memorandum from the County Planner requesting a rezoning of a vacant five-acre lot on Tidal Bore Road.

Moved by Councillor Masters
Seconded by Councillor White

“That the application from Tideview Enterprises Ltd. for the rezoning of a vacant five-acre lot on Tidal Bore Road be referred to the Planning Advisory Committee.”

Motion Carried Unanimously.

Marianne Cullip,

An application form from **Marianne Cullip, Cullip Construction**, and a

August 26, 2009

Cullip Construction

cover memorandum from the County Planner requesting a development agreement for three or four unit residential buildings at 13421 Highway #2.

Moved by Councillor Edwards
Seconded by Councillor Taggart

“That the application form from Cullip Construction for a development agreement for three or four unit residential buildings at 13421 Highway #2 be referred to the Planning Advisory Committee.”

Motion Carried Unanimously.

**Leo Tattrie,
Tatamagouche**

A letter to Councillor LeFresne dated August 26, 2009 from **Leo Tattrie, Tatamagouche**, expressing interest in purchasing County land at 562 French River Road.

Moved by Councillor LeFresne
Seconded by Deputy Mayor Cavanaugh

“That the letter from Leo Tattrie regarding the purchase of County land at 562 French River Road be referred to Council Committee.”

Motion Carried Unanimously.

INFORMATION

Building Inspector

A copy of Building Permit Statistics Reports for the months of June and July 2009 received from the **Building Inspector**. Council agreed to receive these reports for information purposes.

Development Officer

A copy of Development Activity Reports for the months of June and July 2009 received from the **Development Officer**. Council agreed to receive these reports for information purposes.

**Trudy Thompson,
Chair, Chignecto
Central Regional
School Board**

A letter to Mayor Taylor dated August 20, 2009 from **Trudy Thompson, Chair, Chignecto Central Regional School Board**, regarding Educational Assistant services and Mayor Taylor’s response. Council agreed to receive this letter for information purposes.

INFORMATION
ITEMS

**Seaside
Communications**

Councillor Taggart inquired as to whether Seaside Communications had been contacted regarding a presentation to Council on high speed internet installation problems being experienced by residents in his district. In the request to Seaside, he would like asked why it appears that only

August 26, 2009

Colchester County is having problems with the internet providers not being able to work together and share frequencies in order to provide service. Staff advised that a letter to Seaside Communications would be out by the end of the week.

Citizen and Business Surveys

The Municipality is planning to resurvey its taxpayers this fall and have hired Mr. Dale Poel, who worked with staff in 2002 and 2003, to assist with data collection and analysis. The citizen survey will be mailed out in mid October and the business survey in late October. A copy of both surveys will be circulated to Council prior to sending them out to the residents and businesses in Colchester County.

Council agreed to offer cash prizes as incentive for completing and submitting the survey on time.

Reports from Councillors Appointed to Outside Boards and Agencies

Councillor Blair reported that the Police Advisory Board had not met during the summer. The next meeting will be September 28, 2009. Councillor Blair attended a meeting of the Village of Bible Hill Commission last week. Phase 3 of the water expansion project is reaching completion and the water tested. No work on the system will be carried out during Exhibition week. Councillor Blair also indicated that she will be attending the annual meeting of the Association of Nova Scotia Villages on September 26th.

Councillor Masters reported that the Planning Advisory Committee has not met since June. CoRDA has hired an Airport Manager.

Councillor Buott reported that he had attended a public meeting regarding the new library in Tatamagouche.

Councillor Cooper reported on a recent Regional Emergency Management Advisory Committee meeting he attended where they discussed the pandemic issue. The Shubenacadie Canal Commission has held no meetings over the summer break and is experiencing difficulty in scheduling them. At the last Flood Advisory Committee meeting, it was agreed that members should tour the sites of projects they are reviewing.

Councillor Edwards reported that he had also attended the public meeting regarding the new library in Tatamagouche.

Councillor LeFresne reported on the library meeting held in Tatamagouche. There were 60 people in attendance. Regarding the judging for the Communities in Bloom national event, Tatamagouche was judged on all aspects, not just flowers. The judges toured and were very impressed with the Materials Recovery Facility, the Tatamagouche Water Treatment Plant and the Tatamagouche Sewage Treatment Plant.

August 26, 2009

Deputy Mayor Cavanaugh reported that the Flood Advisory Committee has met a couple of times over the summer and is trying to set down rules and regulations for potential applicants. There are 15 applications at this point, eight new ones and seven carried over from last year.

Deputy Mayor Cavanaugh also reported that construction on the new bridge in North River is underway.

Councillor Taggart reported that he had attended the Flood Advisory Committee meetings in June and August. He also reported that he is very involved in the School Closure Study in Bass River.

Councillor McKenna reported that he had attended the homecoming festivities in Brookfield.

Mayor Taylor reported that he had attended ten receptions in the past month, the Spirit Award ceremony in Brookfield, the Communities in Bloom event in Tatamagouche, the NDP Caucus reception, various CoRDA meetings, the Civic Centre Project Steering Committee, and participated in a tour of recreational facilities in Toronto relating to the Civic Centre project.

Recess

Moved by Councillor White
Seconded by Councillor McKenna

“That Council recess to an in-camera session at 11:00 p.m.”

Motion Carried Unanimously.

Moved by Councillor McKenna
Seconded by Councillor Buott

“That Council reconvene in open session at 11:15 p.m.”

Motion Carried Unanimously.

**RRFB - Processing
Centre Agreement
Extension**

Moved by Councillor Masters
Seconded by Deputy Mayor Cavanaugh

“That Council authorizes the Chief Administrative Officer to approve the extension of the regional recyclables contract with the Resource Recovery

Fund Board that was executed on August 15, 2005 for a further one-year period expiring on August 31, 2010 with processing fees consistent with the Municipality’s June 10, 2005 proposal; and,

August 26, 2009

That Council authorizes the Chief Administrative Officer to approve the extension of the Halifax Regional Municipality recyclables contract with the Resource Recovery Fund Board that was executed on July 11, 2008 for a further 2-1/2 months expiring on August 31, 2010.”

Motion Carried Unanimously.

**Northeastern
Resource Recovery
Ltd. Agreement**

Moved by Councillor Buott
Seconded by Councillor White

“That Council authorizes September Council Committee, if necessary, to make a final decision on the contract negotiations between the Municipality of Colchester and Northeastern Resource Recovery Ltd. with respect to a new agreement for the Materials Recovery Facility.”

Motion Carried Unanimously.

**Kemptown Property -
238 River Road**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor LeFresne

“That Council approves that:

- On purchase of the property, the Chief Administrative Officer be authorized to sign off on the purchase and sale agreement and other legal documentation;
- On disposal of the property, the Chief Administrative Officer be authorized to select a realtor and set the selling price; and
- Should the property remain listed, the Chief Administrative Officer be authorized to reduce the selling price, extend the term of the listing or seek authority of the Executive and Audit Committee to sell by tender or auction.”

Motion Carried Unanimously.

Adjournment

Moved by Councillor McKenna
Seconded by Councillor White

“That the meeting be adjourned at 11:17 p.m.”

August 26, 2009

Motion Carried Unanimously.

Sheila Arsenault
Recording Secretary