

October 29, 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 Thursday, October 29, 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

### Election of Alternate Council Committee Chair

Mayor Taylor called for nominations for the position of Alternate Council Committee Chair.

Councillor Masters moved and Deputy Mayor Cavanaugh seconded the nomination of Councillor Cooper.

Mayor Taylor called three times for further nominations and on hearing none, a motion was placed on the floor to cease nominations.

Moved by Councillor Masters  
Seconded by Deputy Mayor Cavanaugh

“That nominations cease and that Councillor Cooper be appointed as Alternate Council Committee Chair.”

Motion Carried Unanimously.

### Approval of Agenda

Moved by Councillor McKenna  
Seconded by Councillor Buott

“That the agenda for October 29, 2009 be approved with the following additions/deletions:

- add Item #13b: Coyotes
- add Item #15b: Strobe Light
- add No. 4 to Item #13, Correspondence: letter from Truro Amateur Boxing Club concerning funding request

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- add Item #13c: Remembrance Day
- add Item #15c: UNSM Conference Resolutions”

Motion Carried Unanimously.

### Approval of Minutes

Councillor Cooper made reference to Page 2009-54, under Presentations-Seaside Communications Ltd., and asked that the following be added at the end of the last paragraph before the motion:

**‘.....not get proper service as Seaside also confirmed their contract with the Province requires them to have high speed internet available to everyone in this contract area by the end of 2009 so they cannot sit by and wait for a provincial decision or upgrades to be done by existing providers.’**

Moved by Councillor Masters  
Seconded by Councillor Edwards

“That the minutes of the meeting held on September 24, 2009 be approved as amended.”

Motion Carried Unanimously.

### Business Arising from Minutes

There was no business arising from the minutes of meeting held on September 24, 2009.

### Presentations

Kevin Quinlan, Principal, N.S. Community College

At the request of Council, Mr. Quinlan provided a powerpoint presentation on ‘Water: Economic versus Sustainable Community Needs in Valley-Salmon River Area of Colchester County - Finding the Balance’.

In his presentation, Mr. Quinlan talked about issues within sustainable community development, the environment and sustainability of our ecological footprint, water and ecological footprint, main users of the aquifer in Valley, what needs to be done for developing a sustainable community and actions required, and what can be done to ensure a sustainable water supply.

Moved by Councillor White  
Seconded by Councillor Buott

“That the presentation from Mr. Kevin Quinlan, Principal, N.S. Community College, be received.”

Motion Carried Unanimously.

Scotia Pool - Marg Rovers and Al Hanlon

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In their powerpoint presentation, Scotia Pool addressed issues relating to last year and current year deficits. At this point, the Pool's forecast is a deficit of \$46,552 for this fiscal year. The presentation also covered what the negative effects would be if the Pool closed for two months of the year in order to reduce its deficit. On the positive side, the Pool could continue to be frugal, raise fees, continue to apply for grants, seek corporate sponsorship, and continue to care for an aging building. In order to reduce costs, the Pool has already raised fees by ten percent as of September 2009, replaced windows to reduce heating costs, continued to fund raise, applied and received approval for grants.

Mrs. Rovers indicated that the Pool cannot continue to operate without greater support from the County of Colchester. They are requesting that, in addition to the \$100,000 received from the County in the spring of this year, that the Municipality provide funding to cover the 2008-09 deficit of \$43,943 and the anticipated 2009-10 deficit of \$46,500.

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor Buott

"That the presentation from Scotia Pool be received."

Motion Carried Unanimously.

**Standing Committee  
Reports and  
Recommendations**

Deputy Mayor Cavanaugh presented the report from the Council Committee meeting held on October 15, 2009:

**Electronic  
Communications  
Policy**

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor Taggart

"That Council approves the Electronic Communications Policy as presented."

Motion Carried Unanimously.

**Revision of Sewer  
Service Boundary -  
Brookfield**

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor Buott

"That Council approves a revision to the "Sewer Serviced Area" boundary in Brookfield as presented on the map attached to an Action Item dated October 15, 2009."

Motion Carried Unanimously.

**County Land -  
Tattrie Settlement**

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor LeFresne

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**Road**

“That Council authorizes staff to replace the land for sale at 652 Tattrie Settlement Road with a licensed realtor; and,

That the realtor be selected by a draw and if the realtor selected declines, that the next realtor drawn be requested to place the property for sale; and,

That the CAO be given discretion to accept or reject offers submitted by realtor.”

Motion Carried Unanimously.

**Debert Water Utility  
- 2009-10 and 2010-11  
Budgets**

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor White

“That Council approves the 2009-10 and 2010-11 operating budgets for the Debert Water Utility as presented, with the Debert House Sales Reserves used to fund the accumulated deficit as of 2009-10.”

Motion Carried Unanimously.

**Dangerous and  
Unightly Premises  
Committee**

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor Edwards

“That Council approves the terms of reference for the Dangerous and Unightly Premises Committee and the Dangerous or Unightly Premises Procedures as presented.”

Motion Carried Unanimously.

**Tatamagouche Water  
Utility Committee**

Councillor LeFresne presented the report from the Tatamagouche Water Utility Committee meeting held on October 8, 2009:

**Water Rate Study  
Submission**

Moved by Councillor LeFresne  
Seconded by Councillor Cooper

“That Council authorizes that the Water Rates as presented in the Water Rate Study and endorsed by the Tatamagouche Water Utility Committee, after amendments, be submitted to the Nova Scotia Utility and Review Board.”

Motion Carried Unanimously.

**Staff Presentations**

Mr. Crawford Macpherson, Director of Community Development

Mr. Macpherson indicated that the purpose of the presentation was to allow Council the opportunity to learn about the new Tatamagouche

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library project and to ask questions of staff, the architect and library staff. Mr. Andy Lynch, architect from Lydon-Lynch, was also in attendance to assist Mr. Macpherson with the presentation. The Library Director for the Colchester-East Hants Public Library, Ms. Janet Pelley, was also available in the audience for questions as required.

Mr. Macpherson circulated a memorandum to Council which provided an update on the building space program and cost review.

During the presentation, Council discussed the funding shortfall of \$105,000 and ways to cover this cost by fundraising. Councillor LeFresne indicated that fundraising is already in progress. Another saving being looked at is omitting the installation of air conditioning in the building.

Moved by Councillor LeFresne  
Seconded by Councillor Buott

“That the staff presentation on the new Tatamagouche library project be received and referred to Council Committee.”

Motion Carried Unanimously.

Ms. Hilary Paquet, Parks and Trails Coordinator

Ms. Paquet provided a powerpoint presentation on the Trails Funding Program from 2005 to 2010. To date, the program has awarded 23 grants to eight organizations for a total of \$245,000. A copy of the presentation was circulated to Council.

Moved by Councillor Masters  
Seconded by Deputy Mayor Cavanaugh

“That the staff presentation on the Trails Funding Program be received.”

Motion Carried Unanimously.

## **ACTION ITEMS**

### **Second Reading - By-law Respecting**

Staff noted a couple of minor revisions to the copy of the By-law that was circulated in the Council package for tonight’s meeting, none of

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**Outdoor Fires**

which were substantive in nature.

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor McKenna

“That Council hereby approves Second Reading of the By-law Respecting Outdoor Fires as amended.”

Motion Carried. *(Councillor Edwards opposed)*

**Staffing Authority -  
Winter Term Positions**

Moved by Councillor LeFresne  
Seconded by Councillor White

“That Council approves the filling of two term positions for a period of five months each within Public Works for winter maintenance operations with the term starting December 1, 2009 and ending April 30, 2010.”

Motion Carried Unanimously.

**Baptist Point Lane  
and Cottage Lane  
Collection Pilot**

Moved by Councillor LeFresne  
Seconded by Councillor Masters

“That Council approves the Municipality entering into a two-stream pilot project (garbage and recycling) for the residents on Cottage Lane, up to and including civic address #537, by providing year-round service from November 2009 to May 2010, that a 3-ton truck be used to provide this service; and, that the residents receiving this year round service be charged accordingly.”

Motion Carried. *(Councillors Cooper, MacKenzie and McKenna opposed)*

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor Buott

“That Council have a special meeting on how to deal with garbage collection in Colchester County prior to January 31, 2010.”

Motion Carried Unanimously.

**Reclassification of  
Position of Small  
Systems Treatment**

Moved by Councillor LeFresne  
Seconded by Councillor Buott

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**Supervisor/Manager**

“That Council approves the title designation of the position ‘Small Systems Treatment Manager’ be modified to ‘Wastewater Treatment Supervisor’; and,

That the position be reclassified to Range 6 (salary range of \$46,221 to \$53,602).”

Motion Carried Unanimously.

**Request to Grant  
Final Approval of  
Streets and  
Infrastructure in  
Wexford Subdivision**

Moved by Councillor Cooper  
Seconded by Councillor McKenna

“That Council approves entering into an agreement with Saywood & Groves Holdings Limited for completion of the remaining components of the identified roads and municipal infrastructure on Wexford Drive and Roxford Court, Valley; and,

That the Chief Administrative Officer be authorized to sign the agreement on behalf of the Municipality.”

Motion Carried Unanimously.

**Coyotes**

Councillor Cooper made reference to the recent incident in Cape Breton where a coyote had killed a young lady hiking. Councillor Cooper also mentioned a couple of incidents in his area involving coyotes. He would like to see something done to get coyotes out of the province.

Moved by Councillor Cooper  
Seconded by Councillor McKenna

“That a letter be written to the Premier of Nova Scotia and the Minister of Natural Resources, with a copy to the three local MLA’s, requesting that appropriate action be taken to find a means of controlling the coyote population within the province, including the introduction of a bounty system.”

Motion Carried Unanimously.

**Remembrance Day**

Councillor Taggart indicated that for Remembrance Day, there are four services taking place in his district, three of which he is able to attend. Councillor Edwards volunteered to attend the service in Five Islands.

**Correspondence**

**ACTION**

**Gerry MacCallum,**

A letter to Council received October 16, 2009 from **Gerry**

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**219 Meeting House  
Road, Upper Onslow**

**MacCallum, 219 Meeting House Road, Upper Onslow**, requesting an extension of the sewer service boundary.

Moved by Councillor White  
Seconded by Councillor Edwards

“That the letter from Mr. Gerry MacCallum requesting an extension of the sewer service boundary on his property at 219 Meeting House Road, Upper Onslow, be referred to Council Committee.”

Motion Carried Unanimously.

**Don Head,  
Commissioner,  
Correctional Services  
of Canada**

A letter received August 25, 2009 from **Don Head, Commissioner, Correctional Services of Canada**, requesting that the week of November 15-22, 2009 be proclaimed Restorative Justice Week.

Moved by Councillor McKenna  
Seconded by Councillor Buott

“That the week of November 15-22, 2009 be proclaimed Restorative Justice Week in Colchester County.”

Motion Carried Unanimously.

**Ive Balins, Crohn’s  
and Colitis Foundation  
of Canada**

A letter dated August 27, 2009 from **Ive Balins, Crohn’s and Colitis Foundation of Canada**, requesting that the month of November be proclaimed Crohn’s and Colitis Awareness Month.

Moved by Councillor Buott  
Seconded by Councillor Cooper

“That the month of November 2009 be proclaimed Crohn’s and Colitis Awareness Month in Colchester County.”

Motion Carried Unanimously.

**Ron Lamb, Head  
Coach, Truro  
Amateur Boxing Club**

*Conflict of Interest*

*Councillor Edwards declared a conflict of interest on this matter and removed himself from the table.*

A letter to Mayor and Council dated October 21, 2009 from **Ron Lamb, Head Coach, Truro Amateur Boxing Club**, requesting financial assistance for an upcoming Provincial Boxing Card event being held in December 2009.

Moved by Deputy Mayor Cavanaugh

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Seconded by Councillor Buott

“That the letter from the Truro Amateur Boxing Club requesting financial assistance for an upcoming Provincial Boxing Card event be referred to Council Committee.”

Motion Carried Unanimously.

*At this point in the meeting, Councillor Edwards returned to the table.*

### INFORMATION

#### **Bob Vandekieft & Mark Austin, Irwin Lake Group**

A letter to Mayor Taylor and Councillor Masters dated October 1, 2009 from **Bob Vandekieft and Mark Austin, Irwin Lake Group**, requesting snow removal on Loch Haven Lane. As this letter had been discussed at a quarterly meeting with Transportation and Infrastructure Renewal on October 22, 2009, Council agreed to receive for information purposes.

#### **Building Inspector**

A copy of the Building Permit Statistics Report received from the **Building Inspector** for the month of September 2009. Council agreed to receive this report for information purposes.

#### **Development Officer**

A copy of the Development Activity Report received from the **Development Officer** for the month of September 2009. Council agreed to receive this report for information purposes.

### INFORMATION ITEMS

#### **Atlantic Canada Water and Wastewater Association Project of the Year**

The Tatamagouche Water Treatment Plant has been recognized as the “Project of the Year” by the Atlantic Canada Water and Wastewater Association. The award was presented at a ceremony held on October 20<sup>th</sup> and was received by representatives of the engineering consultants, CBCL, and the Director of Public Works on behalf of the Municipality of Colchester.

#### **Strobe Light**

Councillor Edwards inquired as to why there is a strobe light on the top of Penny Mountain. Deputy Mayor Cavanaugh indicated that he thought the light is used as a marker for aircraft.

#### **UNSM Conference Resolutions**

Mayor Taylor made reference to the UNSM resolutions document prepared by staff and placed in Councillor mailboxes. Any questions Councillors may have can be directed to either Mayor Taylor or the CAO, Mr. McDougall.

#### **Reports from Councillors Appointed**

Councillor Blair reported on a meeting of the Police Advisory Board held on September 28<sup>th</sup>. Items discussed were a noise by-law,

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**to Outside Boards and Agencies**

training for Board members, false alarm by-law, and crime reduction strategy.

Councillor Blair also reported that she and Councillor McKenna continue to attend Village of Bible Hill meetings. She will also be attending a meeting of the Dangerous and Unightly Premises Committee on November 2<sup>nd</sup>.

Councillor Buott reported on a recent meeting of the Library Board where budgeting was discussed.

Councillor Cooper reported on a meeting he attended of the Shubenacadie Canal Commission where they talked about plans for this region.

Deputy Mayor Cavanaugh reported that he had attended a meeting with Mayor Taylor of the Tatamagouche Water Utility Committee. He also reported that representatives of the Flood Advisory Committee visited Elm River Park to look at a project that should be getting underway soon.

Councillor White reported that CoRDA's mid-year review looks great.

Councillor McKenna reported that the meeting of the Lawn Bowling Committee was postponed from last Tuesday.

Mayor Taylor circulated reports on the many events/meetings he has attended in the past month, including the Atlantic Mayors Congress in Charlottetown, October 14-15, 2009.

**Recess**

Moved by Councillor McKenna  
Seconded by Councillor Cooper

“That the meeting recess to an in-camera session at 12:33 a.m.”

Motion Carried Unanimously.

The meeting reconvened in open session at 12:37 a.m.

**Agreement - Footprint Developments Ltd.**

Moved by Deputy Mayor Cavanaugh  
Seconded by Councillor Blair

“That Council approves the revised Agreement, as presented, between the Municipality of Colchester and Footprint Developments Limited, allowing for five (5) years to complete the construction of

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two, twelve-unit apartment buildings on Pictou Road.”

Motion Carried Unanimously.

**Adjournment**

Moved by Councillor LeFresne  
Seconded by Councillor McKenna

“That the meeting be adjourned at 12:40 a.m.”

Motion Carried Unanimously.

Sheila Arsenault  
Recording Secretary