

August 25, 2011

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, August 25, 2011 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 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

Regrets:

Councillor Karen MacKenzie	District #6
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Approval of Agenda

Moved by Councillor Edwards
Seconded by Councillor White

- add Item #13b: Granville Drive Sewer
- add Item #11b: Masstown Intersection
- add Item #7a: Solid Waste By-law (on table), followed by Item #7b: First Reading - Chapter 33 Solid Waste By-law (circulated in package for this evening's meeting)
- add Item #11c: Joint Flood Committee of the Municipality of Colchester and Town of Truro (on table)
- add Item #11d: Regional Processing Centre Agreement (on table)
- add to Item #14, Closed Session: Personnel Matter
- move to Item #14, Closed Session: Item #5, Presentations - Scotian Windfields - Concord Blue."

Motion Carried Unanimously.

Approval of Minutes

Moved by Councillor McKenna
Seconded by Councillor Masters

"That the minutes of the meeting held on June 23, 2011 be approved as circulated."

Motion Carried Unanimously.

August 25, 2011

**Business Arising
from Minutes**

There was no business arising from the minutes of the meeting held on June 23, 2011.

Presentations

Linda Legere, Executive Director, Maggie's Place

Ms. Legere indicated that the purpose of her presentation was to follow up on the application submitted by Maggie's Place for a County grant to not-for-profit organizations.

In the past, through the Grants Program, Maggie's Place has received \$3,000 for the Salmon River playgroup only. This year, they requested \$8,730 for two playgroups (Salmon River and Tatamagouche) as they had not received funding for Tatamagouche as they usually do. The grant given to Maggie's Place this year from the County was \$2,000 which was not enough to run either playgroup.

Ms. Legere reported that funding has now been received for Tatamagouche; however, they still require an additional \$1,000 for the Salmon River group which, as in past years, would give them a total of \$3,000 from the County.

Moved by Councillor Masters
Seconded by Councillor Buott

"That the presentation from Maggie's Place be received."

Motion Carried Unanimously.

Moved by Councillor Masters
Seconded by Councillor Blair

"That the request for funding from Maggie's Place be referred to Council Committee."

Motion Carried Unanimously.

**Standing Committee
Reports and
Recommendations**

Deputy Mayor Cavanaugh presented a report from the Council Committee meeting held on August 11, 2011:

**Joint Flood Advisory
Committee**

This item will be addressed under Item #11c Action Item which has been circulated on table for this evening's meeting.

August 25, 2011

**UNSM Resolution -
Water Utility
Regulations**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Edwards

“That Council approves that the resolution in support of reducing the amount of testing required of small water utilities be approved, as presented; and,

That this same resolution be forwarded to the Union of Nova Scotia Municipalities Resolutions Committee for consideration at the 2011 Fall Conference.”

Motion Carried Unanimously.

**Purchase of
Property and
Obtaining Easement
in Lower Truro**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Masters

“That Council authorizes the CAO to enter into a purchase agreement for a land parcel bearing PID #20218137 (approximately 1.25 acres), up to the amount presented in an Action Item dated August 11, 2011, including the reasonable transaction expenses; and,

That the CAO be authorized to enter into an easement agreement for a land parcel bearing PID #20218145, both parcels being located in Lower Truro.”

Motion Carried Unanimously.

**Tatamagouche
Water Utility
Committee**

Councillor LeFresne presented a report from the Tatamagouche Water Utility Committee meeting held on July 14, 2011:

Operating Budgets

Moved by Councillor LeFresne
Seconded by Councillor Edwards

“That Council approves the 2011-12 Operating Budget for the Tatamagouche Water Utility, as presented.”

Motion Carried Unanimously.

ACTION ITEMS

Solid Waste By-law

Mr. Dan McDougall, CAO, explained the reasoning behind this item being added to the agenda. At the Council Committee meeting on August 11th, a decision was made on proposed revisions to the Solid Waste By-law that the definition of garbage bag size be removed. In response to this decision, Truro Sanitation has written to the Municipality voicing their concerns with the

August 25, 2011

removal of the bag size and requesting that they be allowed to address Council on this matter. This will be arranged for second reading of the By-law at the September Council meeting.

Following a brief discussion regarding Truro Sanitation's concerns, Council agreed to maintain their original decision on removal of the bag size definition from the By-law and receive the Action Item for information.

**First Reading -
Chapter 33 Solid
Waste By-law**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Masters

“That Council approves by way of First Reading, Chapter 33 - Solid Waste By-law, to replace the current Chapter 33 - Garbage and Collection Disposal By-law, as presented.”

Motion Carried Unanimously.

**Payment of Royalties
for Bottling of Water
Resolution Update**

Moved by Councillor McKenna
Seconded by Councillor Blair

“That a letter be written to the Minister of Environment to request a meeting to discuss Council's proposal for a payment of royalties to Colchester County for extraction of water by private companies for bottling and selling for a profit.”

Motion Carried Unanimously.

**Temporary
Borrowing
Resolution Renewal
- Regional Civic
Centre**

Moved by Councillor Masters
Seconded by Deputy Mayor Cavanaugh

“That Council authorizes the Mayor and CAO to sign the temporary borrowing resolutions for the Regional Civic Centre for 2011-12 and 2012-13, as presented.”

Motion Carried Unanimously.

**Pre-Debenture
Resolution -
Regional Civic
Centre**

Moved by Councillor Masters
Seconded by Councillor Buott

“That Council authorizes September Council Committee to make a final decision with regard to a Pre-Debenture Resolution on the Regional Civic Centre.”

Motion Carried Unanimously.

Moved by Councillor Blair

August 25, 2011

**Request for
Presentation -
Hydraulic
Fracturing**

Seconded by Councillor Taggart

“That the Department of Energy be invited to make a presentation to Council on the definition of hydraulic fracturing and the scope of a review currently being conducted and expected to be complete by the first quarter of 2012.”

Motion Carried Unanimously.

**Masstown
Intersection**

Councillor Taggart voiced his concerns with the Masstown Intersection and the number of accidents that have occurred at this location. He would like to see accident reports from the RCMP for the past five years to determine if there is enough evidence to support going to the provincial Department of Transportation and Infrastructure Renewal with a request for flashing lights at this intersection.

Moved by Councillor Taggart
Seconded by Councillor White

“That the RCMP be contacted to see how to correct the traffic accident problem at the Masstown Intersection.”

Motion Carried Unanimously.

**Joint Flood
Committee of the
Municipality of
Colchester and
Town of Truro**

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Cooper

“That Council Committee approves the creation of a Joint Flood Advisory Committee between the Municipality of Colchester and the Town of Truro to address larger flood remediation projects having community-wide impact while maintaining independence and functioning of the current County Flood Advisory Committee; and,

That no funds be allocated to the Joint Flood Advisory Committee till such time that an appropriate joint funding arrangement can be created; and,

That staff be directed to develop Terms of Reference for such a joint forum in collaboration with the Town of Truro.”

Motion Carried Unanimously.

August 25, 2011

Centre Agreement

Moved by Councillor Buott
Seconded by Councillor Cooper

“That Council authorizes the Mayor and CAO to sign a three-year Regional Processing Centre Agreement between the Municipality of Colchester and the Regional Resource Recovery Fund Board commencing September 1, 2011 and ending on August 31, 2014.”

Motion Carried Unanimously.

Correspondence

ACTION

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

A letter to the Mayor dated May 3, 2011 from **Mary Lee, President/CEO, Health Association of Nova Scotia**, requesting that September 2011 be proclaimed Continuing Care Month.

Moved by Councillor Edwards
Seconded by Councillor White

“That Council approves the month of September 2011 being proclaimed Continuing Care Month in Colchester County.”

Motion Carried Unanimously.

**Alex Hosein,
Community Program
Assistant, Arthritis
Society**

A letter to the Mayor dated August 10, 2011 from **Alex Hosein, Community Program Assistant, Arthritis Society**, requesting that September 2011 be proclaimed Arthritis Awareness Month.

Moved by Deputy Mayor Cavanaugh
Seconded by Councillor Cooper

“That Council approves the month of September 2011 being proclaimed Arthritis Awareness Month.”

Motion Carried Unanimously.

INFORMATION

Building Inspector

A copy of the Building Permit Statistics Report received from the **Building Inspector** for the months of June and July 2011. Council agreed to receive these reports for information purposes.

Development Officer

A copy of the Development Activity Reports received from the **Development Officer** for the months of June and July 2011. Council agreed to receive these reports for information purposes.

INFORMATION

August 25, 2011

ITEMS**Granville Drive Sewer**

Deputy Mayor Cavanaugh provided an update on what has been happening in the last few months with respect to a sewer problem on Granville Drive. Both he and Mayor Taylor have been receiving phone calls from residents. Mayor Taylor indicated that he had received a call last evening from a resident who had sewage backing up into his basement and that he and the Deputy Mayor are meeting with this resident on Monday morning.

Council expressed their desire to have a meeting soon on capital projects, including Granville Drive. Staff advised that they are hoping to have a meeting in September or October to discuss capital budget priorities.

**Reports from
Councillors Appointed
to Outside Boards and
Agencies**

Councillor Blair reported that she had attended a meeting of the Dangerous and Unsightly Premises Committee on June 29th, the Village of Bible Hill Family Fun Day on July 1st, the Board of Directors for the Nova Scotia Villages Association meeting on July 15th, the Police Advisory Board meeting on July 18th - next meeting scheduled for October 17th, the Village of Bible Hill regular monthly meeting on August 16th.

Councillor Masters reported that he had attended a meeting of the Civic Centre Project Steering Committee on Tuesday night and a meeting of the Civic Centre Fundraising Committee this afternoon.

Councillor Buott reported that the next meeting of the Northern Region Solid Waste Committee is September 9th. In the past month, he has attended the Five Islands Park official opening, a meeting with MP Scott Armstrong last evening and the Nova Scotia Blind Golf Tournament event as a volunteer.

Councillor Edwards reported that he had contacted the Central Nova Tourist Association regarding the CNTA website continuing to promote the Palliser Restaurant and Motel which is now closed and up for sale. It has since been removed.

Councillor LeFresne reported that he had attended a meeting of the Tatamagouche Water Utility Committee on July 14th which was reported on earlier. He also reported that the walls of the new library are up.

Deputy Mayor Cavanaugh reported that he had attended a meeting of the Flood Advisory Committee on August 18th as well as the official opening of the Provincial Midget Boys Fastball Tournament earlier today.

Councillor Taggart reported that he had attended a meeting of the Dangerous and Unsightly Premises Committee, a Flood Advisory

August 25, 2011

Committee meeting, an information session in Bass River with MP Scott Armstrong, the Bass River Fun Day, the Five Islands Park official opening and the Peacekeepers' Day event in Bass River.

Councillor McKenna reported that he had attended the Police Advisory Board meeting, the Five Islands Park official opening; and, that the Lawn Bowling Committee now has an Executive Committee.

Mayor Taylor presented his written report, a copy of which was circulated in the package for this evening's meeting.

Closed Session

Moved by Councillor McKenna
Seconded by Councillor White

"That the meeting go into closed session at 8:52 p.m."

Motion Carried Unanimously.

Moved by Councillor White
Seconded by Councillor McKenna

"That the meeting reconvene in open session at 10:50 p.m."

Motion Carried Unanimously.

**Presentation - Scotian
Windfields/Concord
Blue**

Moved by Councillor Buott
Seconded by Councillor Blair

"That Council authorizes September Council Committee to approve a letter of intent between the Municipality of Colchester and Concord Blue Energy for the proposed construction of a waste to energy facility at the Kempton Balefill Facility."

Motion Carried Unanimously.

Council agreed that up to four County representatives would participate in an investigative trip to Germany to look at an existing waste to energy facility in that country.

**Flood Plain
Development - Cut
and Fill**

Moved by Councillor Masters
Seconded by Councillor White

"That Council authorizes the Executive and Audit Committee to reach an agreement with Mr. Robert Monk of M-C Power

Equipment Ltd. on the use of a municipal cut in order to allow him to proceed with his building extension project in Lower Truro."

August 25, 2011

Motion Carried Unanimously.

**Minimum Bids - Tax
Sales Properties**

Moved by Councillor Taggart
Seconded by Councillor Masters

“That Council approves the minimum bids, as presented, for the ten properties that are scheduled for tax sale on October 4, 2011.”

Motion Carried Unanimously.

Adjournment

Moved by Councillor White
Seconded by Councillor McKenna

“That the meeting be adjourned at 10:55 p.m.”

Motion Carried Unanimously.

Sheila Arsenault
Recording Secretary