

## MUNICIPAL COUNCIL

A Regular Session of the Municipal Council of the Municipality of the County of Colchester was held in the Court House, Truro, N.S. on Thursday, March 28, 2002 at 7:00 p.m.

### Roll Call

The roll was called with the following Councillors in attendance:

Mayor Mike Smith, Chair	
Councillor Bob Taylor	District #1
Councillor Bill Masters	District #2
Deputy Mayor Hugh Matheson	District #3
Councillor Richard Elliott	District #4
Councillor Ron Cavanaugh	District #6
Councillor Jimmie LeFresne	District #7
Councillor Soley Lynds	District #8
Councillor Keith Baas	District #9
Councillor Doug Cooke	District #10
Councillor Earl McKenna	District #11

### Absent

Councillor Glen Edwards	District #5
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### Approval of Agenda

Moved by Councillor Elliott  
Seconded by Councillor Cavanaugh

“That the agenda be approved with the following additions:

- S Addition to #8: Report from Council Committee meeting held on March 7, 2002
- S 13b: UNSM Position Paper
- S 13c: N.S. Government Budget - Gasoline Tax Increase”

Motion Carried.

### Minutes

Moved by Councillor McKenna  
Seconded by Deputy Mayor Matheson

“That the minutes of meeting held on February 28, 2002 be approved as circulated.”

Motion Carried.

### Business Arising from Minutes

There was no business arising from minutes of meeting held on February 28, 2002.

## Presentations

### Sgt. Dave Darrah and Staff Sgt. Hugh Walker, RCMP

Staff Sgt. Hugh Walker introduced himself and indicated that he has been with the Bible Hill Detachment for about eight months. Sgt. Dave Darrah updated Council on the reorganization of RCMP services within Colchester County. As of April 1<sup>st</sup>, five members will be relocated from Enfield to Stewiacke. Dedicated policing service from Great Village to Five Islands will take place in the next two months once approval of another vehicle is received. This service will be supplied by a surplus officer now stationed in Parrsboro.

Sgt. Darrah indicated that an up-to-date contact list will be available to Councillors within the next week or so that will match up RCMP officers to districts within Colchester County. Mayor Smith recommended that these officers contact his/her area Councillor every two months to brief them on policing activities that have taken place within that district.

Moved by Councillor Cavanaugh  
Seconded by Councillor Baas

“That the presentation by Sgt. Dave Darrah and Staff Sgt. Hugh Walker be received for information.”

Motion Carried.

### Gordon Murray, Vice-President, Environment and Technology, Stella-Jones Inc.

Mr. Murray presented Council with a proposal to conduct a watershed and floodplain evaluation. This presentation was similar to that given to the Flood Advisory Committee on March 20th at which time, the Committee recommended this matter should proceed to Council for consideration. The project involves the funding of a graduate student to perform a Master of Science level project on the watershed. This student would be responsible for the complete analysis of the current situation, the availability of storage in the North River area, the potential to increase the time of concentration on the watershed, tidal influence, construction of scale model to address control issues and an accurate assessment of what constitutes “significant fill and excavation” with respect to flood levels. The cost of this proposal will be \$50,000 spread over two years.

Moved by Deputy Mayor Matheson  
Seconded by Councillor Cavanaugh

“That the presentation from Mr. Gordon Murray be received and

referred to Council Committee for further discussion.”

Motion Carried.

### **Staff Presentations**

Mr. Gary MacIsaac, Chief Administrative Officer, made a presentation to Council on strategic planning. He indicated that the purpose of this strategic planning exercise will be to help define a vision for Colchester for the next 10 to 20 years that is developed and shared by the community, Council and staff. A copy of Mr. MacIsaac’s presentation was circulated to Council.

Moved by Councillor Baas  
Seconded by Councillor LeFresne

“That Council adopts the strategic planning process as presented.”

Motion Carried.

Mr. MacIsaac stated that the next step in the process will be at May Council Committee at which time, staff will present a draft household and/or business survey for review and consideration. Mayor Smith encouraged all Councillors to contact Mr. MacIsaac with any input they may have to this survey.

### **Correspondence**

Council requested the following ‘Correspondence’ items be moved from Information to Action:

- S** No. 3: letter dated March 6, 2002 regarding implementation of a post consumer paint stewardship program
- S** Nos. 13, 14, 15: correspondence from Service N.S. and Municipal Relations and UNSM concerning equalization and assessment services
- S** No. 16: letter dated March 5, 2002 inviting the Municipality to participate in 2002 edition of Communities in Bloom

### **ACTION**

**Crawford  
Macpherson,  
Director of  
Community  
Development**

A copy of a letter dated February 19, 2002 from **Crawford Macpherson, Director of Community Development** to the Secretary, Marshland Commission, regarding a request to remove specific land in the Robie Street area from the Truro Dykeland Park.

Moved by Councillor Cavanaugh  
Seconded by Councillor Masters

“That the Municipality send a letter to the Minister of Agriculture and Fisheries outlining Colchester’s concerns with the lack of openness in

the Marshland Commission.”

Motion Carried.

**Jack Layton,  
President, Federation  
of Canadian  
Municipalities**

A copy of a letter dated March 18, 2002 from **Jack Layton,  
President, Federation of Canadian Municipalities**, regarding  
ratification of the Kyoto Protocol.

Moved by Councillor McKenna  
Seconded by Councillor LeFresne

“That the Municipality endorse the model resolution as an indication of  
its support for ratification of the Kyoto Protocol.”

Motion Carried.

**Sharon Avery,  
Member, Leave a  
Legacy Nova Scotia**

A letter to Mayor Smith dated March 12, 2002 from **Sharon Avery,  
Member, Leave a Legacy Nova Scotia**, requesting that the week of  
May 4-11, 2002 be proclaimed ‘Leave a Legacy’ Week.

Moved by Deputy Mayor Matheson  
Seconded by Councillor Elliott

“That the week of May 4-11, 2002 be proclaimed ‘Leave a Legacy’  
Week.”

Motion Carried.

**Federation of  
Canadian  
Municipalities**

Correspondence from the **Federation of Canadian Municipalities**  
concerning the FCM Task Force on Softwood Lumber seeking support  
in protest of the U.S. softwood lumber duties.

Mr. MacIsaac stated that he had contacted the Maritime Lumber  
Bureau on this matter. The Bureau indicated that it is not in support of  
this petition and recommended that Council not endorse it.

Moved by Councillor Baas  
Seconded by Deputy Mayor Matheson

“That the correspondence concerning the FCM Task Force on  
Softwood Lumber be received for information.”

Motion Carried.

**Carol Ann MacNeil  
Rolls, Land  
Administration  
Officer, Dept. of  
Natural Resources;  
Sheri Morehouse,  
President, Central  
Nova Horse & Pony  
Association; Gary  
MacIsaac, County  
CAO**

Letters dated February 25, March 6 and 11, 2002 from **Carol Ann MacNeil Rolls, Land Administration Officer, Dept. of Natural Resources; Sheri Morehouse, President, Central Nova Horse & Pony Association; Gary MacIsaac, County CAO**, regarding expiration of lease in Murray Siding, Colchester County (233 acres of Crown land).

Moved by Councillor McKenna  
Seconded by Councillor Cavanaugh

“That the expiration of Lease No. 3560 for property located in Murray Siding be referred to Council Committee.”

Motion Carried.

In preparation for Council Committee, staff were requested to provide background on how this situation arose.

**Barry Friesen, Solid  
Waste Resource  
Manager,  
Environment &  
Labour**

A letter to the CAO dated March 6, 2002 from **Barry Friesen, Solid Waste Resource Manager, Environment and Labour**, regarding implementation of a post consumer stewardship program (copy of regulations on file in the Clerk’s office).

Responding to a question from Deputy Mayor Matheson, Mr. MacIsaac indicated the Municipality will no longer be organizing paint swaps as the RRFB is operating this program through the Enviro Depots.

**Angus MacIsaac,  
Minister, Service  
N.S. & Municipal  
Relations; David  
Darrow, Executive  
Director, Municipal  
Services Division,  
Service N.S. and  
Municipal Relations;  
Councillor Jerry  
Blumenthal,  
President, UNSM**

Letters and general information dated March 21, 2002 from **Angus MacIsaac, Minister, Service N.S. and Municipal Relations** and **David Darrow, Executive Director, Municipal Services Division, Service N.S. and Municipal Relations**, concerning changes in provincial-municipal transfers (equalization and foundation grants) and taxation of N.S. Power Inc.

A copy of a letter dated March 13, 2002 to Jerry Blumenthal from **Angus MacIsaac, Minister, Service N.S. and Municipal Relations**, concerning the delivery of assessment services.

A copy of a letter dated March 20, 2002 to Angus MacIsaac from **Jerry Blumenthal, President, UNSM**, concerning the creation of a new assessment agency.

Moved by Councillor Cavanaugh  
Seconded by Councillor Masters

“That Deputy Mayor Matheson’s name be put forward as the Municipality’s representative on the Board of Directors for the proposed

assessment services delivery agency.”

Motion Carried.

**Jennifer Archibald,  
Sustainable Tourism  
Coordinator, Tourism  
Industry Association  
of N.S.**

A letter to Mayor Smith dated March 5, 2002 from **Jennifer Archibald, Sustainable Tourism Coordinator, Tourism Industry Association of N.S.**, inviting the Municipality to participate in the 2002 edition of Communities in Bloom.

Moved by Councillor Lynds  
Seconded by Councillor Cavanaugh

“That a copy of the letter from the Tourism Industry Association of Nova Scotia be forwarded to the International Tulip Festival for information.”

Motion Carried.

#### INFORMATION

**David Grace, Chair,  
Red Tape Reduction  
Task Force, Treasury  
and Policy Board**

A letter to Mayor Smith dated February 25, 2002 from **David Grace, Chair, Red Tape Reduction Task Force, Treasury and Policy Board**, announcing the tabling of the Task Force’s final report in spring 2002. Council agreed to receive this letter for information purposes.

**Bob Winters, Chair,  
Colchester Park  
Development Society**

A copy of a letter dated March 5, 2002 from **Bob Winters, Chair, Colchester Park Development Society**, concerning CPDS Board approval of transfer of funds to CoRDA in connection with CEO search. Council agreed to receive this letter for information purposes.

**Councillor Jerry  
Blumenthal,  
President, UNSM**

A copy of a letter dated March 11, 2002 from **Councillor Jerry Blumenthal, President, UNSM**, regarding the creation of a new assessment agency. Council agreed to receive this letter for information purposes.

**Councillor Jerry  
Blumenthal,  
President, UNSM**

A copy of a letter dated March 13, 2002 from **Councillor Jerry Blumenthal, President, UNSM**, regarding a province-wide ban on smoking in public places. Council agreed to receive this letter for information purposes.

**Ron Creighton,  
Chairperson, CoRDA**

A copy of a letter from **Ron Creighton, Chairperson, CoRDA**, enclosing a copy of CoRDA’s 2002-03 Business Plan (reports distributed in Councillor mailboxes. Additional copies on file in Clerk’s office). Council agreed to receive this letter for information purposes.

**Building Inspector** A copy of the Building Permit Statistics Report received from the **Building Inspector** for the month of February 2002. 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 February 2002. Council agreed to receive this report for information purposes.

**Patricia Dietz, Manager, Communications, Stora Enso** A copy of a news release from **Patricia Dietz, Manager, Communications, Stora Enso**, regarding a proposed electricity rate increase. Council agreed to receive this news release for information purposes.

**Mayor Gary Pearl, Town of Kentville** A copy of a letter dated February 27, 2002 from **Mayor Gary Pearl, Town of Kentville**, regarding a Towns' Caucus. Council agreed to receive this letter for information purposes.

**Cathy Cotter, Mayor, Town of Trenton** A copy of a letter dated March 14, 2002 from **Cathy Cotter, Mayor, Town of Trenton**, regarding a Towns' Caucus. Council agreed to receive this letter for information purposes.

**Doug Robinson, Town of Parrsboro** A copy of a letter dated March 16, 2002 from **Doug Robinson, Town of Parrsboro**, regarding a Towns' Caucus. Council agreed to receive this letter for information purposes.

**Weldon Myers, Director, Support Services & Police Contracts, Dept. of Justice** A letter to the CAO dated March 19, 2002 from **Weldon Myers, Director, Support Services and Police Contracts, Department of Justice**, concerning the 2002-03 allocation of the Provincial Policing Services Agreement. Council agreed to receive this letter for information purposes.

**John Leefe, Mayor, Region of Queens Municipality** A copy of a letter dated March 21, 2002 from **John Leefe, Mayor, Region of Queens Municipality**, regarding a resolution of support for the UNSM rather than groups working separately. Council agreed to receive this letter for information purposes.

**Council Committee Reports and Recommendations**

**Council Committee Report** Deputy Mayor Matheson presented the report from the Council Committee meeting held on March 19, 2002:

**Cost Sharing Request - Paving of Village Line Avenue**

Moved by Deputy Mayor Matheson  
Seconded by Councillor McKenna

“That Council authorizes the Municipality to approve a 50/50 cost

sharing arrangement with the Village of Bible Hill for the paving of Village Line Avenue; and,

That this project be financed through an area rate of 11 cents over 15 years for the affected property owners and through an additional allocation of \$25,000 from general operations in 2003-04 and 2004-05.”

Motion Carried.

**Bible Hill Water -  
Application for Funds**

Moved by Deputy Mayor Matheson  
Seconded by Councillor Taylor

“That Council authorizes the Municipality’s endorsement of a joint application to the Strategic Initiative Fund for infrastructure funds for a piped water system in portions of Bible Hill subject to the following conditions:

- That the application receive joint support from the Village of Bible Hill and the Town of Truro;
- That any County endorsement be subject to the stipulation that this application does not supersede our present infrastructure priority list in any manner;
- That the proposed piped water system contain sufficient capacity to allow for future expansion to the remainder of Bible Hill, Valley and North River, if so desired;
- That the application be made in accordance with the cost-sharing ratios for all other infrastructure funding applications; and,
- That no cost for the piped water system be incurred by the County through the general rate.”

Motion Carried.

**Street Light Request  
- Intersection of Hwy.  
311 and Main Street**

Moved by Deputy Mayor Matheson  
Seconded by Councillor Cavanaugh

“That Council approves the funding of a new street light at the intersection of Highway 311 and Main Street from the general rate.”

Motion Carried.



**Colchester Historical Society**

Moved by Deputy Mayor Matheson  
Seconded by Councillor Lynds

“That Council approves the request for funding from the Colchester Historical Society in the amount of \$2,500, source of funds to be Economic Development Grants and split between 2001-02 (\$1,200) and 2002-03 (\$1,300).”

Motion Carried.

**Municipal Parkland Strategy**

Moved by Deputy Mayor Matheson  
Seconded by Councillor Taylor

“That Council adopts the Municipal Planning Strategy dated January 2002.”

Motion Carried.

**Agricultural Planning for Old Barns**

Moved by Deputy Mayor Matheson  
Seconded by Councillor Masters

“That Council approves the establishment of a Planning Advisory Committee for the purpose of preparing planning documents for the area represented by the Clifton District Federation of Agriculture and that staff assist with the preparation of same.”

Motion Carried.

**Council Report**

The following motion was presented from an In-Camera meeting of Council held on February 28, 2002:

**Agreement of Purchase and Sale**

Moved by Councillor Cavanaugh  
Seconded by Councillor Masters

“That the Municipality enter into the Agreement of Purchase and Sale with Georgeco Limited for lands in North River at a purchase price of \$10,000 plus survey costs and that the Mayor and Chief Administrative Officer be authorized to execute all necessary documents.”

Motion Carried.

**Executive Committee**

In response to an inquiry from Councillor Taylor, Mr. Peter Rogers, Municipal Solicitor, updated Council on the enforcement action at 106 Highway 311. No court date has been set yet but court documents are being prepared.

**Flood Advisory  
Committee**

Councillor Cavanaugh reported that the presentation by Mr. Gordon Murray earlier this evening on the proposal to conduct a watershed and floodplain evaluation was the result of a recommendation from the Flood Advisory Committee meeting held on March 20<sup>th</sup> that this proposal proceed directly to Council for consideration.

**Regional Emergency  
Measures Advisory  
Committee  
(REMAC)**

Mayor Smith briefed Council on the REMAC meeting held on March 27<sup>th</sup>. The main issue at this meeting concerned the protocol for declaring a local state of emergency. It was agreed that, in the absence of a quorum of REMAC, that the Mayor from either Colchester, Truro or Stewiacke be authorized to declare a state of local emergency within the region. The Minister Responsible for the Emergency Measures Act will be contacted to determine what the next step is in order to accommodate this change in protocol.

**Nominating  
Committee**

At its meeting on March 28, 2002, the Nominating Committee recommended that Gerald Matheson be appointed as the Citizen Representative on the Joint St. Andrews River Watershed Planning Advisory Committee.

Moved by Councillor Baas  
Seconded by Councillor McKenna

“That Council approves the recommendation of the Nominating Committee that Gerald Matheson be appointed Citizen Representative on the Joint St. Andrews River Watershed Planning Advisory Committee.”

Motion Carried.

**Planning Advisory  
Committee**

Councillor Masters reported that the Planning Review is complete and a memorandum to Council has gone out informing them of the two public meetings being held on April 2<sup>nd</sup> at the Lower Truro Fire Hall and April 4<sup>th</sup> at the Redcliffe Middle School. Both meetings start at 7:00 p.m.

**Council Committee  
Report**

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The following motion was presented from a Council Committee meeting held on March 7, 2002:

**Budget Approval/Tax  
Rate**

Moved by Councillor Taylor  
Seconded by Councillor Elliott

“That Council approves the 2002-03 Operating Budget with Additions/Deletions as set out on March 7, 2002, with a residential tax rate of \$0.80 and a commercial tax rate of \$1.88 and with the balancing amount of \$48,400 being transferred to reserves to prepare for accelerated debt repayment.”

Motion Carried.

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

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**Truro and District  
Chamber of  
Commerce**

Councillor LeFresne reported that Mr. Bob Williams is the new President of the Truro and District Chamber of Commerce.

**Community Liaison  
Committee, Atlantic  
Recycled Rubber**

Councillor Cavanaugh reported that Atlantic Recycled Rubber had not recognized him as an elected representative on the Community Liaison Committee and therefore, did not invite him to the last two meetings. He was informed of these meetings through the staff representative on the Committee, Mr. Carl Shaw.

Council agreed that Councillor Cavanaugh will be the elected representative on the Community Liaison Committee and that a letter from Mayor Smith to this effect will be forwarded to Atlantic Recycled Rubber.

**Resolution to  
Approve 2002-03  
General Tax Rates**

Moved by Councillor McKenna  
Seconded by Councillor Masters

“That the resolution pertaining to the 2002-03 General Tax Rates be approved as presented.”

Motion Carried.

**Tax Exemption  
Bylaw Amendment -  
Second Reading**

Moved by Councillor Lynds  
Seconded by Councillor McKenna

“That Council hereby approves by way of Second Reading the Tax Exemption Bylaw as attached to these minutes.”

Motion Carried.

**Council Proceedings  
Bylaw Amendment -  
First Reading**

Moved by Councillor Cavanaugh  
Seconded by Councillor McKenna

“That Council approves First Reading of the Council Proceedings Bylaw as amended and with the following additional revisions:

- S** remove #8.f. in its entirety
- S** #8.p.: third line - remove ‘beside the question’ and replace with

- ‘off the topic’
- S** #8.t.: add at end of sentence ‘having regard to the general principles of parliamentary procedures to the best of his/her knowledge’
- S** #44: should read ‘The term of the Committee members shall be the term of Council, except that the Alternate Chair of Council Committee will be a one-year term.’ ”

Motion Carried.

**Low Income Tax  
Exemption Policy  
Amendment**

Moved by Councillor Elliott  
Seconded by Deputy Mayor Matheson

“That Council approves the amendment of the Low Income Tax Exemption Policy as attached.”

Motion Carried.

**UNSM Position  
Paper**

To voice its concerns on the future role of the UNSM organization, Council agreed to put forward a position paper to the UNSM membership prior to the Spring Workshop in Digby on May 9-10, 2002.

Moved by Councillor Masters  
Seconded by Councillor LeFresne

“That final approval of the draft discussion paper be vested with April Council Committee to allow time for the paper to be circulated to the UNSM membership prior to the Spring Workshop on May 9-10, 2002.”

Motion Carried.

**Nova Scotia Budget -  
Gasoline Tax  
Increase**

Councillor Cavanaugh expressed his concern over the recent budget announcement from the Province concerning the gasoline tax increase.

Moved by Councillor Cavanaugh  
Seconded by Councillor Baas

“That the Municipality send a letter to the Province of Nova Scotia to express its concern over the recent budget announcement to increase the gasoline tax.”

Motion Carried.

**Recess**

Council agreed to recess to an In-Camera meeting at 11:22 p.m. and reconvened in open session at 11:25 p.m.

**Adjournment**

Moved by Councillor McKenna  
Seconded By Deputy Mayor Matheson

“That the meeting be adjourned at 12:05 p.m.”

Motion Carried.

Sheila Arsenault  
Deputy Clerk