

January 31, 2013

## 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, January 31, 2013 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
Deputy Mayor Bill Masters	District #2
Councillor Geoff Stewart	District #3
Councillor Mike Cooper	District #4
Councillor Lloyd Gibbs	District #5
Councillor Karen MacKenzie	District #6
Councillor Michael Gregory	District #7
Councillor Ron Cavanaugh	District #8
Councillor Doug MacInnes	District #9
Councillor Tom Taggart	District #10
Councillor Wade Parker	District #11

### Approval of Agenda

Moved by Councillor Blair  
Seconded by Councillor Cooper

“That the agenda for January 31, 2013 be approved with the following additions:

- add Item #14b: Information on RDA's/REN's
- move Item #13, First Reading - Sewer Use By-law to fall under Item #16, Closed Session
- add under Item #16, Closed Session: Negotiations (1)
- add under Item #16, Closed Session: Property Matter (2).”

Motion Carried Unanimously.

### Approval of Minutes

Moved by Deputy Mayor Masters  
Seconded by Councillor Gregory

“That the minutes of meetings held on November 29, 2012 and January 8, 2013 be approved as circulated.”

Motion Carried Unanimously.

### Business Arising from Minutes

There was no business arising from the minutes of the meetings held on November 29, 2012 and January 8, 2013.

### Presentations

There were no public presentations received for this evening's

January 31, 2013

meeting.

**Standing Committee  
Reports and  
Recommendations**

Deputy Mayor Masters presented the reports from Council Committee meetings held on December 13, 2012 and January 17, 2013:

**Appointment of  
Council  
Representatives to  
Joint Flood Advisory  
Committee**

Moved by Deputy Mayor Masters  
Seconded by Councillor Stewart

“That Council appoints Mayor Taylor and Councillor Cavanaugh to represent the Municipality of Colchester on the Joint Flood Advisory Committee for the term of Council; and, that once advertised, citizen representatives be appointed by Council at a later date.”

Motion Carried Unanimously.

**2013 FCM Annual  
Conference**

Moved by Deputy Mayor Masters  
Seconded by Councillor MacInnes

“That Council approves the attendance of Councillors Cooper, Gregory and Parker at the FCM Annual Conference being held in Vancouver, May 31-June 3, 2013; and,

In the event that any one of the three Councillors is unable to attend, that Councillor Blair be approved as an alternate delegate; and,

That the CAO be authorized to attend this Conference in addition to the three Councillors.”

Motion Carried Unanimously.

**Dissolution of Civic  
Centre Project Steering  
Committee**

Moved by Deputy Mayor Masters  
Seconded by Councillor Taggart

“That, contingent on a similar directive from the Town of Truro, Council approves the dissolution of the Civic Centre Project Steering Committee; and,

That any further matters requiring decisions during the remainder of the construction phase be managed by the four Municipal Council representatives previously assigned to the project.”

Motion Carried Unanimously.

January 31, 2013

**Construction Project of  
Balefill Scales, Scale  
House and Public  
Drop-Off Facility**

Moved by Deputy Mayor Masters  
Seconded by Councillor Stewart

“That Council approves the cancellation of the tender for the construction project of Balefill Scales, Scale House and Public Drop-Off Facility in its present form; and,

That staff be directed to review the design specifications with a view to reduce costs of construction and re-tender the project in the Spring of 2013.”

Motion Carried Unanimously.

**Joint Flood Advisory  
Committee of  
Colchester County and  
Town of Truro**

Moved by Deputy Mayor Masters  
Seconded by Councillor Cavanaugh

“That Council approves the adoption of the revised Terms of Reference for the Joint Flood Advisory Committee between the Municipality of Colchester and the Town of Truro, as presented.”

Motion Carried Unanimously.

**Source Water  
Protection Advisory  
Committee - Debert  
Water Utility and  
Tatamagouche Water  
Utility**

Moved by Deputy Mayor Masters  
Seconded by Councillor Stewart

“That Council approves the adoption of the Terms of Reference for the Source Water Protection Advisory Committee for the Debert Water Utility and the Terms of Reference for the Source Water Protection Advisory Committee for the Tatamagouche Water Utility, as presented.”

Motion Carried Unanimously.

**Former Tatamagouche  
Branch Library**

Moved by Deputy Mayor Masters  
Seconded by Councillor Gregory

“That Council accepts the staff evaluation report on bids received for the sale of the former Tatamagouche Library property, as presented; and,

That, based on this evaluation, the Acting CAO be authorized to sell this property to Hans Christian Jost; and,

That the Acting CAO and Solicitor be directed to draft an

January 31, 2013

agreement between the Municipality of Colchester and Hans Christian Jost, outlining the conditions of sale, including what would take place should the successful bidder not meet the terms of the agreement.”

Motion Carried Unanimously.

**CAO Appointment**

Moved by Deputy Mayor Masters  
Seconded by Councillor Cooper

“That Council approves the appointment of Mr. Ramesh Ummat to the position of Chief Administrative Officer, effective April 1, 2013, and in accordance with the Employment Contract agreed to between the Municipality of Colchester and Mr. Ummat; and,

That the Acting CAO and Mayor be authorized to sign the Employment Contract.”

Motion Carried Unanimously.

**Executive and Audit Committee**

There was no business arising from the minutes of the meeting held on December 19, 2012.

**Nominating Committee**

Moved by Deputy Mayor Masters  
Seconded by Councillor Blair

“That Council approves the report from the Nominating Committee dated January 31, 2013, as presented, subject to confirmation that Mr. Yuill Herbert is a resident of the Village of Tatamagouche to qualify as a representative of the Tatamagouche Planning Advisory Committee; and,

That any additional names received to fill citizen representative vacancies be forwarded to the Nominating Committee and subsequent recommendation to Council.”

Motion Carried. *(Councillor MacKenzie opposed)*

**ACTION ITEMS**

**Truro Theatre Society - Request for Funding**

Moved by Councillor Taggart  
Seconded by Councillor Blair

“That Council approves a contribution of \$2,000 to the Truro Theatre Society in support of a play entitled ‘Invisible Prisons’, the

theme of which focuses on domestic abuse, source of funds to be general operations as an unbudgeted item.”

January 31, 2013

Motion Carried Unanimously.

**Citizen Appointments  
to Community Centre  
Operating Board**

Moved by Deputy Mayor Masters  
Seconded by Councillor Cooper

“That Council approves extending the appointments of the following three citizen representatives on the Community Centre Operating Board for one additional year, effective date being the full opening of the Community Centre for the terms indicated:

- Nevin Jackson (3 years)
- John Kelderman (2 years)
- Brad Ritcey (1 year).”

Motion Carried Unanimously.

**Meeting Date for  
Grants to Non-Profit  
Organizations  
Presentations**

Moved by Deputy Mayor Masters  
Seconded by Councillor Cooper

“That Council approves Tuesday, March 5, 2013 at 5:30 p.m. as the meeting date and time for non-profit organizations to make presentations in support of their grant applications.”

Motion Carried Unanimously.

**2013 Provincial Men’s  
Curling Championship  
- Request for Funding**

Moved by Councillor Cavanaugh  
Seconded by Councillor Gibbs

“That Council approves a contribution of \$500 to the Truro Curling Club in support of the 2013 Provincial Men’s Curling Championship being held on February 5-10, 2013, source of funds to be Economic Development Grants.”

Motion Carried Unanimously.

**Council Remuneration  
Review**

Moved by Councillor Taggart  
Seconded by Councillor Stewart

“That the subject of Council remuneration and the role of the Mayor be referred back to staff for further research; and, subsequent to this research, that options be brought back for consideration by the Executive and Audit Committee and Council.”

Motion Carried Unanimously.

**Correspondence**

January 31, 2013

ACTION

**Joe Ballard, President,  
Colchester Historical  
Society**

A letter to the Mayor and Council dated December 18, 2012 from **Joe Ballard, President, Colchester Historical Society**, requesting capital funding assistance for the revitalization of a museum and archives project.

Moved by Councillor Cavanaugh  
Seconded by Councillor MacInnes

“That the letter from the Colchester Historical Society requesting capital funding assistance for the revitalization of a museum and archives project be referred to budget deliberations for 2013-14.”

Motion Carried Unanimously.

In response to a request from Councillor Cooper, staff advised that they will follow up and report back on whether a similar request has been approved by the Town of Truro.

**Joyce Mingo, Executive  
Director, CNTA**

A letter to the Mayor dated January 17, 2013 from **Joyce Mingo, Executive Director, Central Nova Tourist Association**, requesting financial assistance for the annual tourism conference and awards luncheon being held in Colchester County, February 28-March 1, 2013.

Moved by Councillor Cavanaugh  
Seconded by Deputy Mayor Masters

“That the letter from the Central Nova Tourist Association requesting financial assistance for the annual tourism conference and awards luncheon be referred to Council Committee.”

Motion Carried Unanimously.

INFORMATION

**Building Inspector**

A copy of the Building Permit Statistics received from the **Building Inspector** for the months of November and December 2012. Council agreed to receive these reports for information.

**Development Officer**

A copy of the Development Activity Reports received from the **Development Officer** for the months of November and December 2012. Council agreed to receive these reports for information.

INFORMATON  
ITEMS

January 31, 2013

**Paving of J-Class  
Streets Under Cost-  
Shared Paving  
Program**

Under the construction agreement signed between the Province of Nova Scotia and the County, the County is required to forward to the Province a list of unpaved J-Class sub-division streets that it wants to be included on the provincial priority list. No new requests or petitions for street paving have been received thus far. In the meantime, staff have conveyed to the Province that the three remaining streets (Delaney Drive, Huckleberry Lane and Mulberry Terrace), as approved by Council earlier, should still be considered for paving in 2013-14.

Councillors discussed briefly some of the issues they have experienced with this program over the years, one of the main ones being conflict amongst neighbours. Because of this, Council recommended that staff review the process.

Moved by Councillor MacKenzie  
Seconded by Councillor Blair

“That staff be directed to undertake a review of the Transportation and Infrastructure Renewal Cost-Shared Paving Program process.”

Motion Carried Unanimously.

**Information on  
RDA's/REN's**

Mayor Taylor reported that last night's meeting organized by the UNSM on the provincial RDA/REN proposal was cancelled and has been rescheduled for February 7<sup>th</sup> in Truro. The Mayor is prepared to speak at this meeting and has met with the Mayors of Truro and Stewiacke as well as the Chief of Millbrook First Nations to get their opinion on the proposed REN structure. A letter was also written to the Warden of East Hants to which a response was received indicating that they are not interested in being a part of the revitalization of the existing CoRDA or developing a new organization. East Hants advised that if they affiliate with any other municipal unit, it would be the Halifax Regional Municipality.

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

Councillor Blair presented her written report of activities and events she had attended during the months of December and January.

Deputy Mayor Masters reported that he had attended a Municipal Auditor General meeting in Halifax, a number of Civic Centre meetings, municipal elected officials training and as a member of

the Executive and Audit Committee, took part in interviews for the CAO position.

Councillor Stewart reported that he had attended a Nova Scotia

January 31, 2013

Power meeting in early December, a Council orientation session in December, CoRDA Open House, Dangerous and Unsightly Committee orientation session, County library meeting, budget orientation session, Hilden Community Association meeting, Brookfield Men's Club meeting, CNTA meeting, Joint Library Committee meeting, Brookfield Community Assembly meeting, civic centre tour, and a meeting with MLA Burrill.

Councillor Cooper reported that he had attended a New Year's levee in Upper Stewiacke, School Advisory Council meeting, and Executive and Nominating Committee meetings and interviews for CAO position.

Councillor Gibbs reported that he had attended a Council orientation, Dangerous and Unsightly Committee orientation, Salmon River Fire Brigade banquet and awards, municipal elected officials training and met with the RCMP Liaison Officer for his district.

Councillor MacKenzie reported that she had met with the RCMP Liaison Officer for her district and attended a Joint Library Committee meeting.

Councillor Gregory reported that he had attended New Year's levees on January 1<sup>st</sup>, toured a fish ladder and fish hatchery with the North Shore River Restoration Association, attended a meeting of the Creamery Square Association, attended a meeting of the North Shore River Restoration Association, and met with five different groups to assist with non-profit applications.

Councillor Cavanaugh reported that he had met and toured flooding projects with MLA Lenore Zann, TIR's Kevin Caines and consultant Rod MacLennan, received a call from the RCMP Liaison Officer for his district, and attended the Valley-Kemptown Fire Brigade annual banquet.

Councillor MacInnes reported that he had attended a CoRDA monthly meeting and transition meeting, Dangerous and Unsightly Committee orientation, meeting on holding of fracking wastewater in Debert, made contact with RCMP Liaison Officer for his district, participated in municipal elected officials training and a civic centre tour.

Councillor Taggart reported that he had attended a meeting in Debert regarding holding of fracking wastewater, two meetings in Londonderry regarding the closure of the post office, participated in several different meetings on orientation and CAO interviews, Truro and District Chamber of Commerce meeting, and toured the



January 31, 2013

AIS facility in Debert.

Councillor Parker reported that he had attended Bible Hill Fire Brigade meetings, a budget orientation, a REMAC meeting, a municipal elected officials training session, and meetings of the Valley-Kemptown Fire Brigade and banquet.

Mayor Taylor presented his written reports of activities and events he had attended during the months of December and January. Copies of these reports were circulated to Council.

**Closed Session**

Moved by Councillor Cavanaugh  
Seconded by Councillor Stewart

“That the meeting go into closed session at 9:05 p.m.”

Motion Carried Unanimously.

Moved by Councillor Stewart  
Seconded by Councillor Blair

“That the meeting reconvene in open session at 9:35 p.m.”

Motion Carried Unanimously.

**First Reading - Sewer  
Use By-law**

Moved by Deputy Mayor Masters  
Seconded by Councillor Blair

“That Council hereby approves by way of First Reading the Sewer Use By-law with the following one additional section:

**Transition**

19.5 Any request for connection or request for proposed discharge into the sewerage system commenced prior to the date of the coming into force of this By-law, and which are undecided as of the coming into force of this By-law, shall be deemed to be new requests for connection or for proposed discharge commenced as of the date of the coming into force of this By-law, and shall be decided in accordance with this By-law.’ ”

Motion Carried Unanimously.

*At this point in the meeting, Councillor Cavanaugh left the meeting due to illness.*

**Closed Session**

Moved by Councillor Gregory  
Seconded by Councillor MacInnes

January 31, 2013

That the meeting return to closed session at 9:45 p.m.”

Motion Carried Unanimously.

Moved by Councillor Gregory  
Seconded by Deputy Mayor Masters

“That the meeting reconvene in open session at 12:30 a.m.”

Motion Carried Unanimously.

**Tax Sale - Minimum  
Bids**

Moved by Deputy Mayor Masters  
Seconded by Councillor Parker

“That Council approves the minimum bids, as presented, for the five properties that are scheduled for tax sale on March 18, 2013.”

Motion Carried Unanimously.

**Land Purchase - Stuart  
Lynds Property for  
Trail Development**

Moved by Councillor Parker  
Seconded by Councillor Gibbs

“That Council authorizes the Mayor and CAO to sign and execute the purchase and sale agreement, deed and any other documentation related to the purchase of a property in North River from Stuart and Lola Lynds, for the purpose of park and trail development.”

Motion Carried Unanimously.

**Adjournment**

Moved by Councillor Gregory  
Seconded by Councillor Gibbs

“That the meeting be adjourned at 12:33 a.m.”

Motion Carried Unanimously.

Sheila Arsenault  
Recording Secretary