

February 28, 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, February 28, 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

Employee Service Recognition Awards

Employees were presented with awards by Council in recognition of their years of service with the Municipality. There were 18 employees receiving an award for five years of service, seven employees for 10 years, five employees for 15 years, and two employees for 20 years.

Approval of Agenda

Moved by Councillor Cooper
Seconded by Councillor MacInnes

“That the agenda for February 28, 2013 be approved with the following additions:

- add to #7, Standing Committee Reports and Recommendations: minutes from Executive and Audit Committee meeting held on February 21, 2013.”

Motion Carried Unanimously.

Approval of Minutes

Moved by Councillor Blair
Seconded by Councillor Gibbs

“That the minutes of the meeting held on January 31, 2013 be approved as circulated.”

Motion Carried Unanimously.

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Business Arising from Minutes

There was no business arising from the minutes of the meeting held on January 31, 2013.

Presentations

Scotia Pool

Ms. Glenda Bower introduced herself as the Chairperson for the Scotia Pool Society Board.

The Society is in the process of developing a long-term funding strategy with the goal of maintaining the operations of the Pool beyond September 2013. The long-term funding strategy involves requesting the financial support of the Village of Bible Hill, County of Colchester, Town of Truro, Province of Nova Scotia and the Government of Canada. The Society has presentations and appointments with all of these groups to further its goal of maintaining Scotia Pool as a viable presence in the community.

In light of these goals, the Society is asking the County of Colchester to include Scotia Pool in its budget deliberations for fiscal year 2013-14. The Society is not asking the County to take on the entire financial expense, only that monies be included for the operation of Scotia Pool in the upcoming budget. Ms. Bower stated that the Society is not asking for a specific amount; however, \$100,000 has been received from the County in the past.

Moved by Councillor Cavanaugh
Seconded by Councillor Blair

“That the presentation from the Scotia Pool Society be received and that the request for funding in fiscal year 2013-14 be referred to budget deliberations.”

Motion Carried Unanimously.

Rath Eastlink Community Centre (RECC)

Representing the RECC were the General Manager, Jim Lambert, and the Finance Accounts Manager, Danny Nasser.

Mr. Lambert provided an overview of a one-year budget for the new community centre. A three-year budget had been presented to the RECC Board of Directors. Copies of the budget as well as a business plan were provided to Council.

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Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

“That the presentation from the Rath Eastlink Community Centre be received; and,

That the 2013-14 budget for the Rath Eastlink Community Centre be approved, as presented, subject to final budget deliberations.”

Motion Carried Unanimously.

Atlantic Industrial Services (AIS)

Representing Atlantic Industrial Services was the General Manager, Andre Lachevrotiere. AIS had asked to make a presentation to Council in advance of the second reading of the revised Sewer Use By-law.

In his presentation, Mr. Lachevrotiere provided a detailed overview of the company and its role in the community. He also addressed some recent misinformation in the community, including the following:

- current confusion about radioactive/nuclear wastes and wastes containing NORM's (two very different things);
- impression that AIS is self regulated;
- discharge of liquids into the ditch along Plains Road - completely unrelated to the currently scrutinized controversial wastewater; and,
- unpleasant odor around facility - also completely unrelated to currently scrutinized controversial wastewaters.

Mr. Lachevrotiere also outlined concerns which AIS has with the revised Sewer Use By-law, including:

- vagueness of clause 5.3.i - by policy, Council could arbitrarily decide to ban bilge waters, the majority of AIS wastewater business;
- potential specific ban on wastes from specific customers - AIS would like to see detailed policy referred to in the By-law; and,
- addition of undisclosed policy to govern sewer restrictions - AIS would like to see Council continue to publish reasonable and clearly defined limits within the By-law.

Moved by Deputy Mayor Masters

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Seconded by Councillor Cooper

“That the presentation from Atlantic Industrial Services be received.”

Motion Carried Unanimously.

**Standing Committee
Reports and
Recommendations**

Deputy Mayor Masters presented the report from the Council Committee meeting held on February 14, 2013:

**Request for Funding -
Central Nova Tourist
Association**

Moved by Deputy Mayor Masters
Seconded by Councillor Stewart

“That Council approves a contribution of \$1,500 to the Central Nova Tourist Association in support of their annual tourism conference and awards luncheon being held in Colchester County, February 28-March 1, 2013, source of funds to be general operations as an unbudgeted item.”

Motion Carried Unanimously.

**Proposed Changes to
Statement of Provincial
Interest in Agriculture**

Moved by Deputy Mayor Masters
Seconded by Councillor Taggart

“That Council supports the comments regarding the proposed changes to the Statement of Provincial Interest in Agriculture, as outlined in an Action Item dated February 14, 2013, and that these same comments be included in the Municipality’s response to the Province of Nova Scotia; and,

That an additional comment be included in the Municipality’s response regarding a strategy to protect the land investment of farmers; and,

That the possible potential impact of agricultural zoning, particularly in the outlying areas where the soil classification is Class 2, be referred to the Planning Advisory Committee.”

Motion Carried Unanimously.

**Truro Music Heritage
Society**

Moved by Deputy Mayor Masters
Seconded by Councillor Taggart

“That Council approves a support letter and contribution of \$1,000 to the Truro Music Heritage Society for the Truro and Area Band

Reunion being held in August 2014; and, that this financial assistance is subject to Council budget approval for the fiscal year

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2014-15.”

Motion Carried Unanimously.

REN Proposal

Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

“That Council does not support the Municipality of Colchester being involved in the provincial Regional Enterprise Network (REN) in its present form; and,

On behalf of Council and the Municipality, that the Mayor continue discussions with the Town of Stewiacke, Town of Truro and Millbrook First Nation on options for this region only, either through the existing regional development agency or through a new organization.”

Motion Carried Unanimously.

**Community Centre
Management
Operating Agreement**

Moved by Deputy Mayor Masters
Seconded by Councillor Gibbs

“That Council approves the Community Centre Management Operating Agreement as attached to an Action Item dated February 14, 2013; and, that the Mayor and Acting CAO be authorized to sign the agreement.”

Motion Carried Unanimously.

Miller Waste Proposal

Moved by Deputy Mayor Masters
Seconded by Councillor Cavanaugh

“That Council authorizes the Mayor and Acting CAO to enter into a contract between the Municipality of Colchester and Miller Waste Systems whereby the Municipality will accept construction and demolition waste at the Balefill Facility in Kempton at a price of \$30 per tonne or \$25 per tonne if tonnage delivered per year is 2,500 tonnes or more; and,

That Miller Waste Systems will accept the Municipality’s recycled glass at its Glass Processing Facility in Kempton at \$12.50 per tonne; and,

That the contract be for a five-year term with an option to extend it for an additional five years.”

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Motion Carried Unanimously.

**Executive and Audit
Committee**

There was no business arising from the minutes of the meeting held on January 31, 2013.

Regarding the minutes of the meeting held on February 21, 2013, Councillor MacKenzie asked for clarification of Item #3, Inquires from the Public. The Solicitor, Dennis James, indicated that a communications policy will be coming forward to a future Council meeting for consideration.

ACTION ITEMS

**Second Reading -
Revised Sewer
Use By-law**

Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

“”That Council hereby approves Second Reading, Chapter 29-
Sewer Use By-law, as presented.”

Motion Carried Unanimously.

Sewer Use Policy

Moved by Deputy Mayor Masters
Seconded by Councillor Cooper

“That Council approves the Sewer Use Policy as presented.”

Motion Carried Unanimously.

**Optimizing Waste
Collection - Schedule
Changes**

Moved by Councillor Cavanaugh
Seconded by Councillor Gregory

“That Council authorizes the Mayor and Acting CAO, in consultation with the County Solicitor, to sign an amendment to the Waste Collection Agreement with Miller Waste, accepting changes to the waste collection schedule as presented to Council Committee on February 14, 2013.”

Motion Carried Unanimously.

**Property Tax
Write-Offs**

Moved by Councillor Stewart
Seconded by Councillor Blair

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“That Council approves property taxes and interest totalling \$4,330.35, Debert Water Utility in the amount of \$1,626.74 and tipping fees of \$5,496.20, be written off.”

Motion Carried Unanimously.

**Road Signage -
Brookfield Loop**

Councillor Stewart indicated that a lack of signage on the Brookfield Loop road has caused issues with snow removal and emergency services. He asked that TIR be contacted to have signage posted on this road.

Councillor Stewart also requested that TIR be contacted to correct a signage error regarding Whidden Road. The sign at one end says Whidden Road and the sign at the other end says Whidden Drive.

**Community Liaison
Committee**

Moved by Councillor MacInnes
Seconded by Councillor Cavanaugh

“That staff look into establishing a Community Liaison Committee in Debert.”

Motion Carried Unanimously.

Correspondence

ACTION

**Kelly Rivard, Chair,
Maritime Ride for
Sight**

A letter dated January 30, 2013 from **Kelly Rivard, Chair, Maritime Ride for Sight**, requesting funding assistance for a Maritime Ride for Sight celebration event being held in June 2013.

Moved by Councillor Cavanaugh
Seconded by Deputy Mayor Masters

“That the letter from Maritime Ride for Sight requesting funding assistance for a celebration event in June 2013 be referred to Council Committee.”

Motion Carried Unanimously.

Mark MacLellan

A letter to Mayor and Council dated February 18, 2013 from **Mark MacLellan**, requesting a development agreement for 307 College Road.

Moved by Councillor Taggart
Seconded by Councillor Gibbs

“That the letter from Mark MacLellan requesting a development

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agreement for 307 College Road be referred to the Planning Advisory Committee.”

Motion Carried Unanimously.

**Mary Lou Higgins,
Worthy Grand Matron,
Order of Eastern Star**

A letter to the Mayor dated February 19, 2013 from **Mary Lou Higgins, Worthy Grand Matron, Order of Eastern Star**, requesting funding assistance for the Grand Chapter Session being held in July 2013.

Moved by Councillor Cavanaugh
Seconded by Councillor MacInnes

“That the letter from the Order of Eastern Star requesting funding assistance for the Grand Chapter Session being held in July 2013 be referred to Council Committee.”

Motion Carried Unanimously.

**Pam Macintosh,
County Planner**

A memorandum to the Mayor and Council dated February 22, 2013 from **Pam Macintosh, County Planner**, regarding an application from the Five Islands Lighthouse Preservation Society to register the Five Islands Lighthouse as a heritage property.

Moved by Councillor Cooper
Seconded by Councillor Taggart

“That the memorandum from the County Planner regarding an application to register the Five Islands Lighthouse as a heritage property be referred to the Planning Advisory Committee, with the understanding that the application be resubmitted under the property owner’s name, the Municipality of Colchester.”

Motion Carried Unanimously.

**Pam Macintosh,
County Planner**

A memorandum to the Mayor and Council dated February 27, 2013 from **Pam Macintosh, County Planner**, regarding a development agreement for 18 Truro Heights Road.

Moved by Councillor Taggart
Seconded by Deputy Mayor Masters

“That the memorandum from the County Planner regarding a

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development agreement application for 18 Truro Heights Road be referred to the Planning Advisory Committee.”

Motion Carried Unanimously.

INFORMATION

Building Inspector

A copy of the Building Permit Statistics received from the **Building Inspector** for the month of January 2013. Council agreed to receive the report for information.

Development Officer

A copy of the Development Activity Report received from the **Development Officer** for the month of January 2013. Council agreed to receive the report for information.

INFORMATION ITEMS

Community Trail Funding Program - Winter 2013 Applications

Seven applications were received in response to the January 25, 2013 deadline. All seven applications were approved for a total amount of \$86,893. There is adequate funding in the Community Trails Program Reserve to cover these requests which exceeds the annual proposed program budget of \$75,000.

Reports from Councillors Appointed to Outside Boards and Agencies

Councillor Blair reported that the Police Advisory Board has had no meeting to date. Citizen representatives have been appointed; however, a provincial appointment has not been made at this point. Councillor Blair also reported that she had attended two Dangerous and Unsightly Premises Committee meetings and that the Hospital Community Advisory Committee is getting ready to disband.

Deputy Mayor Masters reported that the Municipal Auditor General Committee has concluded and will be forwarding a recommendation to the UNSM that this position should be paid by the Province and not the municipalities. Deputy Mayor Masters also reported that the Rath Eastlink Community Centre is opening on Saturday.

Councillor Stewart reported that he had attended two Dangerous and Unsightly Premises Committee meetings, a Library Board meeting, a public meeting on the Hilden Interchange project and has spoken to his RCMP Liaison Officer.

Councillor Cooper reported that he attended the ACOA funding announcement at the Stewiacke River Park.

Councillor Gibbs reported that he had attended an ACOA funding announcement on Deuville's Rink, two Dangerous and Unsightly

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Premises Committee meetings, an RDA/REN meeting at the Holiday Inn and an open house for the Hilden Interchange project.

Councillor Cavanaugh reported that he had attended the 40th anniversary banquet for the North River Fire Brigade and a reception for the Nova Scotia Men's Curling Championships at the Marigold Centre.

Councillor MacInnes reported that he had attended the RDA/REN meeting at the Holiday Inn, two Dangerous and Unsightly Premises Committee meetings, a meeting in Debert on Unexploded Explosive Ordnance, and a CoRDA Board meeting.

Councillor Taggart reported that he had attended two Dangerous and Unsightly Premises Committee meetings, a UNSM Sustainability Committee meeting via webinar and a Northern Region Solid Waste Committee meeting.

Mayor Taylor presented his written report of activities and events he had attended during the month of February. He added one item not included in the report which was a meeting he had with the Premier earlier today in Halifax. A copy of the Mayor's report was circulated on table for this evening's meeting.

Closed Session

Moved by Councillor Gregory
Seconded by Councillor Cavanaugh

"That the meeting go into closed session at 10:52 p.m."

Motion Carried Unanimously.

Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

"That the meeting reconvene in open session at 11:20 p.m."

Motion Carried Unanimously.

**CoRDA Transition
Plan**

Moved by Councillor MacInnes
Seconded by Councillor Cavanaugh

"That Council approves in principle the Colchester Regional

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Development Association Transition Plan as contained in a letter from the Association dated February 21, 2013.”

Motion Carried Unanimously.

**Release of Obligation -
Nova Scotia
Business Inc.**

Moved by Councillor Cavanaugh
Seconded by Deputy Mayor Masters

“That Council authorizes the Mayor and CAO to sign a release of obligations document for Groundwater Under Direct Influence of Surface Water (GUDI) well remediation obligation in Debert under the provincial Transfer Agreement.”

Motion Carried Unanimously.

Adjournment

Moved by Councillor Cavanaugh
Seconded by Councillor Gregory

“That the meeting be adjourned at 11:22 p.m.”

Motion Carried Unanimously.

Sheila Arsenault
Recording Secretary