

June 27, 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, June 27, 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 Michael Gregory	District #7
Councillor Doug MacInnes	District #9
Councillor Tom Taggart	District #10
Councillor Wade Parker	District #11

Regrets:

Councillor Karen MacKenzie	District #6
Councillor Ron Cavanaugh	District #8

Councillor MacKenzie previously advised that she will be arriving late as she is attending the graduation ceremonies at Cobequid Educational Centre.

Approval of Agenda

Moved by Deputy Mayor Masters
Seconded by Councillor Parker

“That the agenda for June 27, 2013 be approved with the following additions:

- Add under item #6 Presentations - Nadine Thomas
- Add item #13b - Mowing and Litter Pick Up, MacElmon's Road, Debert;
- Add item #13c - Bikeway Design, College Road;
- Move item #7, Relocation of House at 13 Onslow Road to Closed Session;
- Add three additional items to Closed Session, one (1) Property Matter and two (2) Negotiations.”

Motion Carried Unanimously.

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Approval of Minutes

Moved by Councillor Gibbs
Seconded by Councillor Gregory

“That the minutes of the meeting held on May 28, 2013 be approved as circulated.”

Motion Carried Unanimously.

Business Arising from Minutes

There was no business arising from the minutes of the meeting held on May 28, 2013.

Presentations

Ms. Kim Livingston, Grant Thornton - County Consolidated Financial Statements/Audit Results and Mr. Bruce Purchase, Director of Corporate Services - Treasurer’s Statement

Ms. Livingston presented the 2012-13 Consolidated Financial Statements and a brief report on the audit of the Municipality. A more detailed briefing was provided to the Executive and Audit Committee at a meeting earlier today. In the opinion of the auditor, with the exception of the donations from the public for the civic centre project that could not be satisfactorily verified during the audit, the consolidated financial statements present fairly in all aspects the consolidated financial position of the Municipality of Colchester.

Copies of all statements presented were circulated to Council. Councillors were encouraged to read these statements and direct any questions to Mr. Purchase or Grant Thornton.

Mr. Purchase provided a brief presentation on the Treasurer’s Statement.

Moved by Deputy Mayor Masters
Seconded by Councillor Cooper

“That Council receives and accepts the consolidated financial statements as presented by Grant Thornton and the Treasurer’s Statement as presented by Mr. Purchase.”

Motion Carried Unanimously.

Moved by Councillor MacInnes
Seconded by Councillor Blair

“That Council authorizes the Mayor and CAO to sign the necessary documents associated with the 2012-13 financial audit.”

Motion Carried Unanimously.

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Ms. Nadine Thomas - Friends of Harmony and Camden

Referring to minutes of the June 28, 2012 Council meeting, Ms. Thomas advised that the Friends of Harmony and Camden group had requested a halt be placed on granting licenses pursuant to the Wind Turbine Development By-law. At that time, Council indicated that a moratorium was not necessary. The matter has been on-going since then and has not been dealt with in a timely manner. The delays are furthering the goals of the Developers and the Friends of Harmony and Camden feel there is now just cause in putting a moratorium in place and are formally requesting this.

Moved by Councillor MacInnes
Seconded by Councillor Taggart

“That the presentation from Ms. Nadine Thomas be received.”

Motion Carried Unanimously.

**Standing Committee
Reports and
Recommendations**

Deputy Mayor Masters presented the report from the Council Committee meeting held on June 13, 2013:

**Director of
Corporate Services
Position**

Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

“That Council approves the opening of a competition for the Director of Corporate Services position and that a professional recruitment agency conduct the hiring process.”

Motion Carried Unanimously.

**New Position -
Receptionist -
Corporate Services**

Moved by Deputy Mayor Masters
Seconded by Councillor Blair

“That Council approves a new position of Receptionist / Administrative Support Clerk and the opening of a competition for this position in accordance with the County’s Personnel Policies.”

Motion Carried Unanimously.

**Order of Eastern
Star - Grand
Chapter Session**

Moved by Deputy Mayor Masters
Seconded by Councillor Cooper

“That Council approves a donation in the amount of \$1,000 to the Order of the Eastern Star in support of an event being held in Truro

on July 8-10, 2013, source of funds to be Economic Development

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Grants.”

Motion Carried Unanimously.

**Street Paving of J -
Class Streets**

Moved by Deputy Mayor Masters
Seconded by Councillor Gregory

“That Council approves the removal of Mulberry Terrace from Transportation and Infrastructure Renewal’s priority list as one of the three streets to be paved in 2013-14 under the provincial cost-sharing program.”

Motion Carried Unanimously.

**Executive and Audit
Committee**

There was no business arising from minutes of the Executive and Audit Committee meetings held on May 28 and June 13, 2013.

**Planning Advisory
Committee**

Councillor Taggart provided a summary of the Planning Advisory Committee meeting held on June 11, 2013, indicating that this meeting focused solely on the review of the Wind Turbine Development By-law. The meeting was widely advertised and members of the public and wind farm developers were invited to make presentations. There were a total of 14 presentations including two representatives of the Spiddle Hill Residents Group, two individuals from the Hilden area, two wind energy companies, two representatives from the "Friends of Terence Bay" in HRM and nine individuals from the Harmony/Camden/Lower Harmony area.

**Nominating
Committee**

Moved by Deputy Mayor Masters
Seconded by Councillor Gibbs

“That Council approves that Mr. Stephen Johnston be appointed to the Cobequid Housing Authority Board for a three year term beginning July 2, 2013.”

Motion Carried Unanimously.

ACTION ITEMS

**Pump Stations 13
and 14 Upgrades,
Valley**

Ms. Michelle Newell, Acting Director of Public Works advised that this item was approved in the capital budget. The consultant services for the design for the upgrades have been completed and it is expected that the tender pricing will be received in early August. Staff recommends that Council authorize August Council Committee to make a decision on the award of tender.

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Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

“That Council authorizes August Council Committee to make a decision on the award of the construction tender for Pump Station 13 and 14 Upgrades.”

Motion Carried Unanimously.

**Award of Tender -
Phase 1 and 2,
Highway 289,
Brookfield**

Moved by Councillor Stewart
Seconded by Councillor Cooper

“That Council authorizes the CAO to award the construction tender for Phases 1 and 2 of the Highway 289 Sidewalk in Brookfield, provided that the tendered price does not exceed the budgeted amount of \$830,000 by more than 10%.”

Motion Carried Unanimously.

**FCM Board
Vacancy for Nova
Scotia (added to
Agenda by Mayor
Taylor)**

Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

“That Council authorizes that a consent form and resolution be forwarded to the Federation of Canadian Municipalities (FCM) endorsing Councillor Christine Blair and Councillor Tom Taggart to stand for election on the FCM Board of Directors for the term of one year.”

Motion Carried Unanimously.

UNSM Resolutions

Moved by Councillor Stewart
Seconded by Councillor Gregory

“That Council authorizes staff to send resolutions on the two following issues to the Union of Nova Scotia Municipalities (UNSM) Fall Conference:

1. Exemption under the National Building Code to allow grand fathering existing cottages with floating foundations from engineering requirements when being relocated; and
2. Change in the MGA that would allow municipalities legal authority to charge royalties for bottling of water.”

Motion Carried Unanimously.

**Joint Committee for
Truro Library**

Moved by Deputy Mayor Masters
Seconded by Councillor Gregory

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Project

“That Council approves the appointment of Mayor Taylor, Councillor Stewart, Councillor MacKenzie, and the CAO as ex-officio, to the Joint Committee for the Truro Library Project.”

Motion Carried Unanimously.

**First Reading -
Remuneration and
Expenses for
Council By-law**

Moved by Councillor Gibbs
Seconded by Councillor Taggart

“That Council hereby approves by way of First Reading, Chapter 4 - Remuneration and Expenses for Council and Appointed Committee Members By-law, as presented.”

Motion Carried.

*(Councillors Blair, Stewart, Gregory
and MacInnes opposed)*

**Mowing and Litter
Pick Up -
MacElmon’s Road,
Debert**

Councillor MacInnes raised the issue of mowing and litter picking along the entrance into the industrial park on MacElmon’s Road. CoRDA formerly looked after this but is not doing it this year. He stated that the area looks much nicer when it is mowed and would like to see this continued as it affects the appearance of the industrial park.

Discussion was held regarding ownership and it was indicated that the entire road is owned by Transportation and Infrastructure Renewal (TIR). Council agreed that a letter be written and a telephone call placed to TIR requesting that this area be mowed and pointing out that it is the entrance to the industrial park.

**Bikeway Design -
College Design**

A petition from residents of Bible Hill regarding the Bikeway along College Road was distributed to Council. The petition consisted of 155 signatures against and four in favour of the Bikeway Design.

Discussion was held and since the design has not yet been completed, more information is needed prior to making a final decision on the matter. Councillor Blair requested that the petition be taken into consideration during the decision making process.

Council agreed that staff be requested to make a presentation to Council on the Bikeway Design once the design has been completed.

Correspondence

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ACTION

Gary Grant

A letter to the County dated May 29, 2013 from **Gary Grant** regarding future use of a parcel of land fronting Franklin Drive, Truro Heights.

Moved by Deputy Mayor Masters
Seconded by Councillor MacInnes

“That the letter from Gary Grant regarding the future use of a parcel of land fronting Franklin Drive, Truro Heights be referred to staff.”

Motion Carried Unanimously.

**Lyle Goldberg,
Policy Analyst,
UNSM**

An email dated June 19, 2013 from **Lyle Goldberg, Policy Analyst, UNSM**, requesting input to Village Discussion Paper.

Moved by Deputy Mayor Masters
Seconded by Councillor Blair

“That the email from Lyle Goldberg requesting input on the Village Discussion Paper be referred to staff for legal opinion to confirm that the proposed changes identified in the Discussion Paper have no effect on the Municipality.”

Motion Carried Unanimously.

**Herb Steeves,
Director of
Corporate Services,
CCRSB**

A letter to the CAO dated June 21, 2013 from **Herb Steeves, Director of Corporate Services, CCRSB** regarding surplus school property - Bass River School.

Moved by Councillor Taggart
Seconded by Councillor MacInnes

“That the letter from Herb Steeves regarding the Bass River School surplus school property be referred to staff.”

Motion Carried Unanimously.

INFORMATION

Building Inspector

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

Development Officer

A copy of the Development Activity Report received from the **Development Officer** for the month of May 2013. Council agreed

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to receive this report for information.

**Karen Casey, MLA,
Colchester North**

A letter and petition to the Mayor dated June 20, 2013 regarding the Bikeway Design in Bible Hill.

This matter was discussed earlier in this meeting and it was agreed that staff would make a presentation to Council when the Bikeway Design is completed.

**Betty MacDonald,
Executive Director,
UNSM**

An email dated June 26, 2013 regarding LED Streetlight Agreement with Aliant/NSPI.

Discussion was held on the issue of the June 30, 2013 deadline to advise the Department of Energy and NSPI on decision to either purchase poles or stay with NSPI and the assumption of staying with NSPI if no response is received from Municipalities. Council also discussed that there were too many unknowns to make an informed decision by the June 30 deadline.

Moved by Councillor Gibbs
Seconded by Councillor Taggart

“That Council approves that a letter be sent immediately to the Minister of the Department of Energy objecting to the June 30, 2013 deadline; and

That staff seek legal advice on the June 30, 2013 deadline and the Municipality’s responsibilities regarding the deadline and that a second letter be sent regarding the legal advice received.”

Motion Carried Unanimously.

**INFORMATION
ITEMS**

**Community Trail
Funding Program -
Spring 2013
Applications**

Three applications were received in response to the June 7, 2013 deadline. Staff approved one application in the full amount requested and approved a portion of the two other for a total amount of \$23,320. This is the amount that was remaining in the Community Trails Program Reserve.

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

Councillor Blair reported she attended the FCM Conference from May 30 to June 3rd, a Dangerous and Unsightly Premises Committee meeting on June 4th, a municipal law workshop put on by UNSM on June 7th, the County Flood Advisory Committee on June 18th, and the next Police Advisory Board is scheduled for mid

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July. Councillor Blair also reported that she attended two Village of Bible Hill meetings in June, the Relay for Life, meetings of the 60th Anniversary Committee for the Village of Bible Hill, the AGM for CoRDA and the Colchester Bikeway Proposal.

Deputy Mayor Masters reported that he attended the FCM Conference, the PAC meeting on June 11th, the Executive and Audit Committee meeting on June 13th, the Operating Board meeting on the 18th and the naming of the Dave Gilroy Atrium ceremony at the Rath Eastlink Community Centre on June 25th.

Councillor Stewart reported that he attended the Dangerous and Unsightly Committee meeting on June 4th, the Hilden Fire Brigade meeting, the Stewiacke Library and Civic Building meeting, the Joint Library Committee meeting, and the Library Board meeting.

Councillor Cooper reported that he had attended the Stewiacke Library and Civic Building meeting, the Stewiacke Fire Department's annual banquet, and an Executive and Audit Committee meeting.

Councillor Gibbs reported that he attended a Dangerous and Unsightly Committee meeting on June 4th, a Planning Advisory Committee meeting on June 11th, a Flood Advisory Committee meeting on July 18th, Facility Tours on the 19th, a Capital Budget meeting on the 24th, and the CoRDA meeting prior to this Council meeting.

Councillor Gregory reported that he attended the FCM Conference, the Facility Tours on June 19th, and a Creamery Square meeting this morning. Councillor Gregory took this opportunity to thank Council on behalf of the Barrachois Community Hall for the grant and also thank Ms. Michelle Newell, Acting Director of Public Works for her efforts in the installation of street lights.

Councillor MacInnes reported that he participated in a meeting with an area resident regarding issues in Debert on May 30th, attended a meeting of the Along the Shore Community Health Board on June 3rd, CoRDA AGM on the 19th, the Capital Budget meeting on the 24th, the Bikeway Design Information Session, a Colchester Park Public meeting, a CoRDA meeting prior to this Council meeting, a Lower Onslow Community meeting, the Best of Colchester Events and Home Hardware Celebration Event.

Councillor Taggart reported that he had attended the Windfarm Tour, a US Consulate on fracking meeting, chaired the Planning Advisory Committee meeting, attended the County Facility Tours, a Capital Budget meeting, an Executive and Audit Committee meeting, and the Home Hardware Celebrations.

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Councillor Parker reported that he attended the FCM conference, Council and Committee meetings, a CoRDA meeting, the Bikeway Design Information Session, a Capital Budget meeting, the Harmony Windmill Presentations and is working with Councillor Blair on a Pictou Road issue.

At this point in the meeting, 9:50 p.m., Councillor MacKenzie arrived.

Mayor Taylor presented his written report of activities and events he had attended during the month of June, a copy of which was circulated in the package for this evening's meeting.

Closed Session

Moved by Deputy Mayor Masters
Seconded by Councillor Gregory

“That the meeting go into closed session at 9:55 p.m.”

Motion Carried Unanimously.

Moved by Deputy Mayor Masters
Seconded by Councillor Blair

“That the meeting reconvene in open session at 11:45 p.m.”

Motion Carried Unanimously.

**Property Appraisal -
Kemptown**

Moved by Deputy Mayor Masters
Seconded by Councillor Cooper

“That Council authorizes the CAO to accept compensation top-up offers for a property located at #486 Loop Old Highway 4, Kemptown.”

Motion Carried Unanimously.

**Relocation of House,
13 Onslow Road**

Moved by Councillor MacInnes
Seconded by Councillor Gregory

“That Council authorizes the Mayor and CAO to enter into an agreement with the owners of 13 Onslow Road for the relocation of their home at 13 Onslow Road at a cost of \$128,473, excluding HST; and

That the agreement have some flexibility in the amount up to a maximum of \$5,000.”

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Motion Carried Unanimously.

Adjournment

Moved by Councillor Gregory
Seconded by Councillor Stewart

“That the meeting be adjourned at 11:50 p.m.”

Motion Carried Unanimously.

Tracey Veno
Recording Secretary