

Minutes of the regular Committee of the Whole meeting held on Tuesday, March 8, 2022, at 9:00 a.m., via Zoom Teleconference, in accordance with the Direction of the Minister under a Declared State of Emergency (*see attached*)

### **Roll Call**

District 1 – Bruce Prout, present  
District 2 – Brian “Fuzzy” Connell, present  
District 3 – Alan Parish, Warden, present  
District 4 – Clyde Barteaux, present  
District 5 – Lynn Longmire, present  
District 6 – Alex Morrison, absent  
District 7 – David Hudson, present  
District 8 – Michael Gunn, Deputy Warden, present  
District 9 – Wendy Sheridan, present  
District 10 – Brad Redden, present  
District 11 – Diane Le Blanc, present

**Also Present:** CAO David Dick; Municipal Clerk Carolyn Young; other staff W. Atwell, N. Barteaux, L. Bent, D. Campbell, C. Mason, and J. Young.

### **Disclosure of Interest**

None

### **Approval of the Agenda (Order of the Day)**

There were requests to add the following: to In-camera (c) personnel and (f) litigation or potential litigation; immediately following Adoption of Minutes Discussion on Procedure; and to New Business 6.12 Support Ukraine.

It was moved by Councillor LeBlanc, seconded by Councillor Redden, to approve the Order of the Day as amended. Motion carried unanimously.

### **Adoption of Minutes**

Re: 2022-02-08 Regular

It was moved by Deputy Warden Gunn, seconded by Councillor Longmire, that the minutes of the regular meeting of Committee of the Whole held February 8, 2022, be approved as circulated. Motion carried unanimously.

Re: Discussion on Procedure

Warden Parish reported he had researched the issue of if the warden should leave the chair to speak. Our policy does not address the issue, and states that if it is not in our rules, we refer to Roberts Rules of Order. Roberts Rules says the Chair doesn't speak. This is not applicable in our situation.

*Point of Order*

Councillor Barteaux stated this matter was not on the agenda. The Warden noted it had been added as 4.2

The Warden added that, if acting as Councillor and speaking to a motion, he will leave the Chair. As Warden, he will speak from the Chair.

**Business Arising from the Minutes**

None.

**New Business**

Re: Information Report – Development and Building Permit Report – February - circulated for information.

Re: Recommendation Report AM-2.1.22 Inclement Weather Unsafe Travel Conditions Policy Amend  
Deputy Warden Gunn moved, seconded by Councillor Redden, that municipal council amend AM-2.1.22 Inclement Weather/Unsafe Travel Conditions Policy as circulated (seven-day notice). Motion carried unanimously.

Re: Recommendation Report AM-1.4.12 Tax Exemption Policy Amend  
It was moved by Deputy Warden Gunn, seconded by Councillor Sheridan, that municipal council amend AM-1.4.12 Tax Exemption and Reduction Policy by moving Middleton & District Lions Club – Prop#903-228-819 from District #8 to District #9; moving The Keith Lodge Prop# 804-561-856 from District #9 to District #8; and adding Bear River Board of Trade, Lot 95-1CDEF, 100 Wharf Street Property #807-029-330 to District #8 (seven-day notice). Motion carried unanimously.

Re: Recommendation Report AM-2.4.1 Performance Evaluation Policy Repeal  
Deputy Warden Gunn moved, seconded by Councillor Longmire, that municipal council repeal AM-2.4.1 Performance Evaluation Policy (seven-day notice). Motion carried, 8 in favour, 2 against.

Re: Recommendation Report Fire Services Capital Withdrawal Annapolis Royal Volunteer Fire Department  
It was moved by Deputy Warden Gunn, seconded by Councillor Redden, that municipal council not authorize a withdrawal of \$220,000 from the Fire Services Capital Reserve to the Annapolis Royal Volunteer Fire Department in the 2021-22 fiscal year to assist in the rebuild of a top mount pumper as the Department did not follow Policy protocols. **Motion lost, unanimously.**

Deputy Warden Gunn moved, seconded by Councillor Longmire, that municipal council authorize a withdrawal of \$220,000 from the Fire Services Capital Reserve to the Annapolis Royal Volunteer Fire Department in the 2021-22 fiscal year to assist in the rebuild of a top mount pumper.

It was moved by Councillor Hudson, seconded by Councillor Longmire, to amend the amendment to remove “in the 2021-22 fiscal year”. Motion carried unanimously.

The Question was called on the motion as amended to read:

Deputy Warden Gunn moved, seconded by Councillor Longmire, that municipal council authorize a withdrawal of \$220,000 from the Fire Services Capital Reserve to the Annapolis Royal Volunteer Fire Department to assist in the rebuild of a top mount pumper. Motion carried unanimously.

**Recess**

10:28 a.m. – 10:47 a.m.

Re: Recommendation Report Annapolis County and Kings County Emergency Management Mutual Aid Agreement – Approve

It was moved by Deputy Warden Gunn, seconded by Councillor Prout, that municipal council approve the Mutual Aid Agreement between the County of Kings, Town of Berwick, Town of Kentville, Town of Wolfville, County of Annapolis, Town of Annapolis Royal, and Town of Middleton, in accordance with the recommendation of the Annapolis Regional Emergency Management Advisory Committee. Motion carried unanimously.

Re: Recommendation Report Community Grants Program Current Applications

Deputy Warden Gunn moved, seconded by Councillor LeBlanc, that municipal council approve the allocation of grants as presented in Appendix A from the 2021-22 Community Grants Program, in accordance with AM-1.4.9 Community Grants Policy, for a total of \$6,446 as follows:

\$2,400 Port George Regional Recreation Commission;

\$1,646 Lawrencetown and Area Seniors Association (LASA); and

\$2,400 Clementsvalle & District Recreation Association.

Motion carried unanimously.

Re: Volunteer Week (for discussion – Nadine Barteaux and Brian Orde)

N. Barteaux reported that the municipality has participated in the recognition of volunteers for many years in partnership with the Towns. Recognitions continued throughout COVID by delivering certificates in parking lots and other open spaces. This year, the municipality will continue to recognize volunteers with a different approach.

- The municipality will recognize volunteers in a separate process from the Towns
- Nominations deadline is April 15<sup>th</sup>
- Recognitions will be recognized with a certificate at an outdoor gathering in the fall, allowing staff and councillors to interact with them
- A selection committee will still review the nominations in order to provide a candidate for provincial recognition. That deadline is in May.
- Volunteer Week is recognized during the week of April 24<sup>th</sup>

Re: Recommendation Report Fire Services Capital Withdrawal Lawrencetown Volunteer Fire Department

*Point of Order*

Councillor Redden noted this is not an appropriate motion for council to consider as we don't have jurisdiction for this. Warden Parish noted he would like to have the motion on the floor and debated.

It was moved by Deputy Warden Gunn, seconded by Councillor Sheridan, that municipal council authorize the Lawrencetown & District Volunteer Fire Department to proceed with obtaining quotes for a replacement tanker. Motion carried 9 in favour, 1 against.

Re: Recommendation Report Fire Services Capital Withdrawal North Queens Fire Association

Deputy Warden Gunn moved, seconded by Councillor Barteaux, that municipal council authorize the North Queens Fire Association to proceed with the acquisition of a replacement Utility/Rescue Vehicle and funds to come from the 2021/22 Fire Services Capital Reserve in the amount of \$40,000 with the option to withdraw additional funds from the Capital Reserve when funds are made available in future capital reserve funds. Motion carried unanimously.

Re: Recommendation Report 2022 Mandatory Boundary Review Report #1

It was moved by Deputy Warden Gunn, seconded by Councillor Longmire, that municipal council authorize staff to conduct the 2022 mandatory review of the polling districts and to follow the criteria established by the Utility & Review Board (UARB), preparing information on status quo (eleven), nine,

and seven districts for presentation to the public; and that municipal council determine the scope of the public participation process to allow the residents of the County of Annapolis to have input in the boundary study.

***Deputy Warden Gunn took the Chair at 11:53 a.m. at the request of the Warden in order that the Warden could feel free to make comments. Warden Parish resumed the Chair at 11:59 a.m.***

The Question was called on the motion. Motion carried unanimously.

### **LUNCH**

The Warden declared a lunch break from 12:09 p.m. – 1:05 p.m. with all returning as previously noted.

#### **Re: Support for Ukraine**

Councillor LeBlanc moved, seconded by Councillor Prout, that municipal council send a letter to express to the ambassador of Ukraine to Canada, and to all Ukrainians everywhere, its complete support as Ukraine defends its democratic independence against an unlawful invasion of its democratic homeland. Motion carried unanimously.

#### **Re: Donation to Red Cross for Ukraine**

It was moved by Councillor LeBlanc, seconded by Councillor Sheridan, that municipal council make a donation of \$500 to the Red Cross to assist Ukrainians in this time of need with the money to come from the grant funds. Motion carried 9 in favour, 1 against.

### **Community and Organizational Reports**

**Re: CAO Report – February** - circulated for information.

**Re: Warden's Report** – The Warden gave a verbal report on his activities over the past month.

#### **Re: Trans County Transportation Society**

It was moved by Deputy Warden Gunn, seconded by Councillor Prout, that Committee of the Whole receive the Trans County Transportation Report for information as circulated. Motion carried unanimously.

#### **Re: Kings Transit Authority**

Councillor LeBlanc added that Kings Transit Authority just hired an accounting coordinator and another full time mechanic. Bus driver's salaries have increased \$21.08 /hr.

***Deputy Warden Gunn took the Chair at 1:31 p.m. at the request of the Warden in order that the Warden could ask for clarification. Warden Parish resumed the Chair at 1:31 p.m.***

It was moved by Deputy Warden Gunn, seconded by Councillor Sheridan, that Committee of the Whole receive the Kings Transit Authority report for information as circulated. Motion carried unanimously.

### **Notice of Motions**

*For April Committee of the Whole:*

#### **Re: Economic Development Project – Municipal Solar Energy**

Councillor Barteaux stated his intent to bring a motion to April Committee of the Whole, and will have more information at that time.

**In-Camera**

It was moved by Deputy Warden Gunn, seconded by Councillor LeBlanc, to meet in-camera from 1:39 p.m. until 2:40 p.m. in accordance with Section 22(2)(c) personnel, (e) contract negotiations and (f) litigation or potential litigation of the *Municipal Government Act*. Motion carried unanimously.

**Adjournment**

Upon motion of Councillors Gunn and Longmire, the meeting adjourned at 2:41 p.m.

**Warden**

**Municipal Clerk**

**Direction of the Minister**  
**under a Declared State of Emergency**  
(Section 14 of the *Emergency Management Act*)  
20-008

Under my authority in Section 14 of the Emergency Management Act, I order that this Direction (20-008) repeal and replace the Direction regarding municipal meetings issued on March 22, 2020.

During the Provincial State of Emergency declared on March 22, 2020, and under the authority provided to me in Section 14 of the Emergency Management Act, in addition to any other directives I have issued and not repealed or otherwise terminated, I direct that all municipalities and villages in the Province:

1. **Effective at 8am on July 29, 2020**, may hold meetings exclusively in person if all the following conditions are met:
  - i) the total number of persons present does not exceed a gathering limitation imposed in a *Health Protection Act* order;
  - ii) all physical distancing requirements or other requirements imposed in a *Health Protection Act* order are met.
2. If the conditions set out in (1) cannot be met, the municipality or village must not hold meetings exclusively in person and must instead hold the meeting partly or wholly as a virtual meeting by video or telephone, and ensure that all of the following conditions are met:
  - i) the total number of persons present for any in person portion of the meeting does not exceed a gathering limitation imposed in a *Health Protection Act* order; and
  - ii) for any in person portion of the meeting, all physical distancing requirements or other requirements imposed in a *Health Protection Act* order are met.

For clarity, this direction does not apply to statutorily required meetings of electors for a village commission which are covered under Direction 20-007 issued on May 20, 2020.

Despite this direction, municipalities and villages are still authorized to continue making other operational decisions especially those required for service delivery.

Please note that these directions are in addition to any requirements established in a Medical Officer's order under the *Health Protection Act*.

**A failure to comply with this direction could result in a summary conviction with fines between \$500 to \$10,000 for individuals and up to \$100,000 for a corporation per incident.**

This direction will remain in place for the duration of the Provincial State of Emergency unless it is terminated in writing by me earlier.

Dated July 29, 2020.

**Original signed by**

Hon. Chuck Porter  
Minister of Municipal Affairs and Housing

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