

**Municipal Council  
June 18, 2019**

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Minutes of the regular session of Municipal Council held on Tuesday, June 18, 2019 at 10:00 a.m. in Council Chambers of the Municipal Administration Building, Annapolis Royal, NS.

**Present:** Warden Timothy Habinski; Deputy Warden Martha Roberts; Councillors John A MacDonald, Wayne Fowler, Burt McNeil, Gregory Heming, Alex Morrison, Michael Gunn, Wendy Sheridan, and Diane LeBlanc.

**Absent:** Councillor Marilyn Wilkins

**Also**

**Present:** CAO John Ferguson, Municipal Clerk Carolyn Young, and other staff.

### **Additions to the Agenda** *(to end of Agenda)*

Requests were made for the following items to be added to the agenda under In-Camera: 4(B) MGA Section 22(2)(a) acquisition, sale, lease and security of municipal property and (e) contract negotiations, and under Additions: 11(A) TIR Snow and Ice Control - East End Streets, (B) RFD – Deputy Municipal Traffic Authority, (C) Concerned Citizens of Bridgetown (June 7<sup>th</sup>), (D) Southwest Nova Biosphere Reserve Association Meeting and Lunch, (E) Lawrencetown Exhibition Request, (F) Department of Lands and Forestry Meeting, (G) Canadian Wildlife Service Update, (H) Request Update on Annapolis County Climate Summit Status (I) Request Update on Single-Use Plastic Ban in Annapolis County, (J) Use of Logo for Team Banner, (K) Cottage Bins, and (L) Village of Lawrencetown Request for Funding.

### **Approval of the Agenda**

Upon motion of Councillors LeBlanc and McNeil, the agenda was approved as amended.

### **Minutes**

#### **MOTION 190618.01 Minutes – Regular Session 2019-05-21**

It was moved by Councillor Fowler, seconded by Deputy Warden Roberts, to approve the minutes of the regular session of council held on May 21, 2019, as circulated. Motion carried unanimously.

#### **MOTION 190618.02 Minutes – Public Hearing 2019-05-21 East End Area LUB**

Deputy Warden Roberts moved, seconded by Councillor Sheridan, to approve the minutes of the Public Hearing re East End Area Land Use Bylaw held on May 21, 2019, as circulated. Motion carried unanimously.

#### **MOTION 190618.03 Minutes – Public Hearing 2019-05-21 Bridgetown LUB**

It was moved by Deputy Warden Roberts, seconded by Councillor McNeil, to approve the minutes of the Public Hearing re Bridgetown Land Use Bylaw held on May 25, 2019, as circulated. Motion carried unanimously.

### **In-Camera**

Deputy Warden Roberts moved, seconded by Councillor LeBlanc, to meet in-camera from 10:05 a.m. until 11:43 a.m. in accordance with Sections 22(2)(g) legal advice eligible for solicitor-client privilege, (a) acquisition, sale, lease and security of municipal property, and (e) contract negotiations of the *Municipal Government Act*. Motion carried unanimously.

It was moved by Councillor LeBlanc, seconded by Councillor Fowler, that all items under Additions to the Agenda be moved forward for discussion. Motion carried unanimously.

### **Additions to the Agenda**

Re: TIR Snow and Ice Control – East End Streets

#### **MOTION 190618.04 TIR Snow and Ice Control East End Streets December 1, 2019 to November 30, 2024**

Deputy Warden Roberts moved, seconded by Councillor LeBlanc, that municipal council authorize the Warden and Clerk to sign the agreement with Nova Scotia Transportation and Infrastructure Renewal for snow and ice control services of east end streets for the period commencing 1 December 2019 and expiring on 30<sup>th</sup> November 2024 providing the option years for the Snow and Ice Control contract have been agreed to by all parties. Motion carried unanimously.

Re: RFD – Deputy Municipal Traffic Authority – a request for decision was circulated at the meeting.

#### **MOTION 190618.05 Deputy Municipal Traffic Authority**

It was moved by Deputy Warden Roberts, seconded by Councillor McNeil, that municipal council appoint Greg Price as Deputy Municipal Traffic Authority, and that the Municipal Clerk inform the Provincial Traffic Authority within 30 business days of the appointment as per the *Traffic Safety Act*. Motion carried unanimously.

Re: Concerned Citizens of Bridgetown (June 7<sup>th</sup>) – correspondence was added to the agenda and circulated to desks stating concerns regarding the composition of the Board of the Annapolis County Municipal Housing Corporation.

#### **MOTION 190618.06 Concerned Citizens of Bridgetown – Letter of Response**

Councillor Fowler moved, seconded by Councillor Gunn, that municipal council send a letter of response to the Concerned Citizens of Bridgetown, with copies to the Annapolis County Municipal Housing Corporation, Minister of Municipal Affairs Chuck Porter, and Minister of Community Services Kelly Regan, outlining details surrounding service terms for the Board, and the service record of Mr. Tanassee. Motion carried unanimously.

Re: Lawrencetown Exhibition Request - Councillor Gunn inquired about the status of the funding request made by the Annapolis Valley Exhibition. The CAO responded that staff have been working with the Exhibition Manager to clarify their request. Once the request is clear, a Request for Decision (RFD) will come from staff for council to make a decision. The Warden added that a special meeting could be called to make this decision once the RFD is complete.

Re: Cottage Bins – Deputy Warden Roberts requested an update to the motion made in October 2018 regarding seasonal bins built for the end of the lake roads where they had been in the past. The CAO reported that staff are still conducting research on the best way to move forward.

Re: Single Use Plastic Ban in Annapolis County Request for Status Update – Councillor Heming noted, with thanks, that the Solicitor had provided an opinion, and wondered how council can move forward on this issue.

The CAO noted that this had been discussed at the Annapolis Partnership Steering Committee and will be discussed again at the next meeting where top priorities and joint impacts will be shared.

## **LUNCH**

The Warden declared a lunch break at 12:28 p.m., with all returning at 1:30 p.m. as previously noted.

## **Addition**

Deputy Warden Roberts moved, seconded by Councillor LeBlanc, to add Comité de candidature CMA 2024 to the agenda as item 11(M). Motion carried unanimously.

## **Additions (cont'd)**

Re: Southwest Nova Biosphere Reserve Association - SWBRA lunch – Councillor Gunn

### **MOTION 190618.07 Southwest Nova Biosphere Reserve Association – Host Meeting**

It was moved by Councillor Gunn, seconded by Councillor Fowler, that the CAO be authorized to sponsor a refreshment break and light lunch for a meeting of Southwest Nova Biosphere Reserve Association meeting being hosted by the County of Annapolis on June 27, 2019, at 9:00 a.m. Motion carried unanimously.

Re: Department of Lands & Forestry Meeting –Ecological Forestry Forum – Councillor Heming noted an upcoming Ecological Forestry Forum taking place in Truro on June 25, 2019 from 0900-1230.

### **MOTION 190618.08 Ecological Forestry Forum, June 25, 2019, Truro**

Councillor MacDonald moved, seconded by Councillor McNeil, that Councillors Heming and Gunn and Warden Habinski, be authorized to attend the Ecological Forestry Forum on Tuesday, June 25, 2019, in Truro, and have expenses covered. Motion carried unanimously.

Re: Canadian Wildlife Service Update – Councillor Heming asked that this item be removed.

Re: Annapolis County Climate Summit Request for Status Update – Councillor Heming noted that a motion had been made for the CAO to plan and host an Annapolis County Climate Summit in September 2019. He asked for an update and wondered what timeframe is feasible, as it is no longer happening in September.

### **MOTION 190618.09 Create Adhoc Committee – Climate Change Summit 2019 Host Committee**

It was moved by Councillor McNeil, seconded by Councillor Heming, to create a Climate Change Summit 2019 Host Committee (Adhoc) to plan a local climate change summit for winter 2019. Motion carried unanimously.

### **MOTION 190618.10 Appoint Councillors to Climate Change Summit 2019 Host Committee Adhoc**

Deputy Warden Roberts moved, seconded by Councillor LeBlanc, to appoint to the Climate Change Summit 2019 Host Adhoc Committee, Warden Habinski and Councillors MacDonald, Heming, Gunn, and Morrison. Motion carried unanimously.

Re: Use of County Logo for Team Banner – Councillor Sheridan received an email from a provincial bantam lacrosse team going to British Colombia for competition looking for team banner advertising.

It was the consensus that the Warden respond to the same email explaining that policy doesn't permit us to do so.

Re: Village of Lawrencetown Request for Funding - Deputy Warden Roberts noted that Lawrencetown Village Commission Chair Brian Reid had submitted a request for Gas Tax funding for the renovations to the doctor's office in Lawrencetown. The Clerk noted that this request had been referred to the review of the capital plan. The Director of Finance reported that Gas Tax cannot be used for renovations, and that \$50,000 has been allotted to the Village for two other projects.

**MOTION 190618.11 Village of Lawrencetown Request for Gas Tax Funding for Renovations to Doctor's Office**

Deputy Warden Roberts moved, seconded by Councillor Fowler, that municipal council send a reply the Village of Lawrencetown Commission Chair's request for gas tax funding to deny the request and explain that Gas Tax cannot be used for building renovations. Motion carried unanimously.

Re: Comité de candidature Congrès mondial acadien (CMA) 2024 (June 13<sup>th</sup>) – in appreciation for support during their bid campaign to host the (CMA) in 2024, adding that their bid was successful and the Acadian region of Southwest Nova Scotia has been selected to host the seventh CMA in 2024. It was moved by Councillor Leblanc, seconded by Deputy Warden Roberts, to receive for information. Motion carried unanimously.

*CAO J Ferguson left at 2:20 p.m.*

*Director of Community Development A Dunphy sat in place of the CAO from 2:21 p.m.*

**Municipal Solicitor's Report**

• *Monthly Report 7 June 2019*

It was moved by Councillor Gunn, seconded by Councillor Fowler, to receive the June 7, 2019, Solicitor's report, to which solicitor-client privilege applies. Gunn Fowler. Motion carried unanimously.

**Business Arising from the Minutes**

None.

**Councillor's Comments**

*District 3* – Councillor Fowler noted disappointment from his communities on the lack of county-wide internet.

*District 2* – Councillor MacDonald noted he had undergone day surgery last Friday, adding that Valley Regional Hospital is an excellent facility. He represented the County at the annual Federation of Canadian Municipalities conference held this year in Quebec City. He is also looking forward to the results of the RFP issued for internet provision. Yay Raptors!

*District 11* – Councillor LeBlanc reported that the Three Rivers Community Centre Turkey Supper was a great success – sold out. Highest numbers of participants. Looking forward to another. Bloomington Road – a section has been paved; much better. Still a section not completed. Nasty potholes filled in.

The sink hole has been addressed in response to citizen concerns. Also at FCM, met lots of people. District 11 Town Hall was well received. Informative and good discussion.

*District 6* – Councillor Morrison and other Councillors represented Annapolis County at the annual meeting of the Federation of Canadian Municipalities in Quebec City. Presenters included Prime Minister Trudeau, the Leader of her Majesty's Loyal Opposition Andrew Scheer, Leader of the New Democratic Party Jagmeet Singh, and leader of the Green Party Elizabeth May. The most educational presentation came on the last day of the conference, where four speakers contributed the following: premature death is on the rise; cigarettes; over-eating; lack of exercise; we need a culture of wellbeing; connect parks to people; know your neighbours, plant trees, plant flowers, tell stories, listen to storytellers; love of place; there must be a willingness to change; and re-imagine democracy with more inclusiveness. He also attended the Atlantic Provinces Library Association conference, where a repeat of these messages was heard: more social awareness needed, inclusiveness and accessibility are the major criteria to be considered in any decision henceforth - broadness and depth of approach and consideration needed. June 1st was the first annual Bridge to Bridge, 26 km yard sale, combined in a positive and cooperative manner with the Cornwallis Park Annual yard sale. Early July may see a one-day-per-week outdoor market adjacent to Basinview Centre. Deep Brook-Waldec Lions Club will host a drop-in opportunity to celebrate decades of service on Saturday, 22 June, from 1-4. The Cornwallis Park Community Breakfast will be held on Saturday, 13 July.

*District 8* – Councillor Gunn acknowledged with thanks the incredible support he has received in the recent loss of his son Brogan. He attended a McGowan Lake stakeholders meeting regarding mainland moose and the new forestry model expected in future harvesting of crown land, noting that since the Lahey report, cuts will be selective. There is a need for buffers between clear cut land and land that isn't cut. He met with Premier McNeil to discuss funding complications for the Bear River comfort station. He also attend the annual meeting of the Medway Community Cooperative. He was excited to report that he had been contacted by CBC. The community of Bear River will be featured in an upcoming episode of Still Standing.

*District 10* – Deputy Warden Roberts noted that this coming weekend is the Redneck Rodeo at the Annapolis Valley Exhibition grounds, and that the theme for the 2019 Annapolis Valley Exhibition is *Volunteers*.

*District 5* – Councillor Heming's time has been given to the Dalhousie-Corbett Lake project, having receive at least 73 more letters which he has forwarded the Warden for response. TIR Area Manager Tony Harvey has been very helpful with Granville Road issues, adding that Mr. Harvey's timely response is appreciated.

*District 9* – Councillor Sheridan reported that the part for the Nictaux playground has been received and it will soon be back in operation. More vandalism has occurred on the Scotney Trail, destroying all the benches. The neighbourhood is now keeping an eye on the trail, and will replace the benches one at a time. She advised caution if attending at Soldiers Memorial Hospital – they are working on the canopy at the entrance.

*District 4* – Councillor McNeil reported that he has been working with the community regarding the house in Granville Ferry house that was recently lost to fire. He added that he will be away from June 22 – July 1.

*District 7* – Warden Habinski had nothing to add to all the comments that had already been made.

**New Business**

Re: Terms of Reference - Ecological Forest Management Education Campaign

**MOTION 190618.12 Ecological Forest Management Education Campaign – Terms of Reference**

It was moved by Deputy Warden Roberts, seconded by Councillor Gunn, to refer Ecological Forest Management Education Campaign Terms of Reference to the Forestry Advisory Committee for a recommendation back to July Committee of the Whole. Motion carried unanimously.

**Reports and Recommendations**

Re: Committee of the Whole 2019-06-11

- ***Volunteer Week***

**MOTION 190618.13 Volunteer Week Review of Program Practices -- CAO**

Deputy Warden Roberts moved, seconded by Councillor Fowler, pursuant to the recommendation of Committee of the Whole, that municipal council have the CAO review the current Volunteer Week program practices and report back to September Committee of the Whole. Motion carried unanimously.

- ***King's Theatre Society Core Funding Request***

**MOTION 190618.14 King's Theatre Society Core Funding Request**

It was moved by Deputy Warden Roberts, seconded by Councillor McNeil, pursuant to the recommendation of Committee of the Whole, that municipal council not approve a request for annual funding in the amount of \$15,000 for King's Theatre Society. Motion carried unanimously.

- ***Provincial Minimum Planning***

**MOTION 190618.15 Provincial Minimum Planning – Feedback to Municipal Affairs**

In accordance with the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor Heming, that municipal council provide feedback to Gordon Smith, Provincial Director of Planning, Department of Municipal Affairs, as requested by the Department on April, 19, 2019, to include items as discussed on May 14<sup>th</sup> and added to on June 11<sup>th</sup>. Motion carried unanimously.

- ***AM-1.3.6 Advisory Committees and Boards Policy - Amend***

**MOTION 190618.16 AM-1.3.6 Advisory Committees and Boards Policy - Amend**

Deputy Warden Roberts moved, seconded by Councillor Heming, in accordance with seven-day notice having been given at Committee of the Whole, that municipal council amend *AM-1.3.6 Advisory Committees and Boards Policy* by deleting the Granville Road Area Advisory Committee and adding the Habitation Community Area Advisory Committee. Motion carried unanimously.

- ***Disbursement of 2019 Bridgetown School Trust Payments***

**MOTION 190618.17 Disbursement of 2019 Bridgetown School Trust Payments**

Pursuant to the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor Fowler, that municipal council approve payments from the School



Trust bank account to the following for total disbursement of \$8,591, for student prizes on graduation night:

- \$3,870 to Bridgetown Regional Community School, and
- \$921 for programs per fund directives
- \$3,800 to be available to disburse to educational institutions upon request of scholarship/award recipients. Motion carried unanimously.

- ***Selection of Hauler for 2019/20 – 2021/22 Derelict Vehicle Program***

**MOTION 190618.18 Selection of Hauler for 2019/20 to 2021/22 Derelict Vehicle Program**

Deputy Warden Roberts moved, seconded by Councillor LeBlanc, pursuant to the recommendation of Committee of the Whole, that municipal council accept Brown's Auto Salvage Ltd. as the Hauler for the 2019/20 to 2021/22 Derelict Vehicle Program in the County of Annapolis and the Towns of Annapolis Royal and Middleton, with consideration to extend up to an additional two years. Motion carried unanimously.

- ***Animal Control Contract - Companion Animal Protection Society***

**MOTION 190618.19 Animal Control Contract Companion Animal Protection Society**

In accordance with the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor Sheridan, that municipal council authorize the Warden and Municipal Clerk to sign the contract agreement with the Companion Animal Protection Society for the transfer of abandoned and stray cats from the County's pound, ending March 31, 2020. Motion carried unanimously.

- ***Animal Control Contract – Misfit Manor Dog Rescue Society***

**MOTION 190618.20 Animal Control Contract Misfit Manor Dog Rescue Society**

Deputy Warden Roberts moved, seconded by Councillor McNeil, in accordance with the recommendation of Committee of the Whole, that municipal council authorize the Warden and Municipal Clerk to sign the contract agreement with the Misfit Manor Dog Rescue Society for the transfer of abandoned and stray dogs from the County's pound ending March 31, 2021. Motion carried unanimously.

- ***Bridgetown and District Memorial Arena Zamboni Repairs***

**MOTION 190618.21 Bridgetown and District Memorial Arena Zamboni Repair Funding**

Pursuant to the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor Fowler, that municipal council authorize the release of \$3,000 from the Max Young Fund to cover a portion of the cost for needed repairs to the Zamboni at the Bridgetown and District Memorial Arena. Motion carried unanimously.

- ***Animal Control Contract – Town of Annapolis Royal***

**MOTION 190618.22 Animal Control Contract Town of Annapolis Royal**

Deputy Warden Roberts moved, seconded by Councillor Sheridan, pursuant to the recommendation of Committee of the Whole, that municipal council authorize the Warden and Municipal Clerk to sign the contract agreement for Dog Control with the Town of Annapolis Royal ending March 31, 2021. Motion carried unanimously.

- ***Animal Control Contract – Town of Middleton***

**MOTION 190618.23 Animal Control Contract Town of Middleton**

In accordance with the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor LeBlanc, that municipal council authorize the Warden and Municipal Clerk to sign the contract agreement for animal control with the Town of Middleton ending March 31, 2020. Motion carried unanimously.

- **AM-1.4.9 Community Grants Policy - Amend**

**MOTION 190618.24 AM-1.4.9 Community Grants Policy - Amend**

Deputy Warden Roberts moved, seconded by Councillor McNeil, in accordance with seven-day notice having been given at Committee of the Whole, that municipal council amend AM-1.4.9 Community Grants Policy by:

- Deleting the current wording in Sub-section 4(a) *'Any organization identified in Sub-section 65 (au) of the Municipal Government Act is eligible to submit an application.'* And replacing it with:

*"Any charitable, nursing, medical, athletic, educational, environmental, cultural, community, fraternal, recreational, religious, sporting or social organization within the Province is eligible to submit an application."* and

- Adding Section 8: *"The Municipality shall publish annually (in May) a list of the organizations and amounts of grants/contributions made in the previous fiscal year on the County website and in a newspaper circulating in the Municipality."* Motion carried unanimously.

- **AM-1.4.11 Community Contributions Policy - Amend**

**MOTION 190618.25 AM-1.4.11 Community Contributions Policy - Amend**

Pursuant to seven-day notice having been given at Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor LeBlanc, that municipal council amend AM-1.4.11 Community Contributions Policy by:

- Adding Section 6 *'The Municipality shall publish annually (in May) a list of the organizations and amounts of grants/contributions made in the previous fiscal year on the County website and in a newspaper circulating in the municipality.'* Motion carried unanimously.

- **Granville Road Area Advisory Committee Letters of Appreciation**

**MOTION 190618.26 Granville Road Area Advisory Committee Letters of Appreciation**

Deputy Warden Roberts moved, seconded by Councillor Heming, pursuant to the recommendation of Committee of the Whole, that municipal council send letters of appreciation to the citizen members of the Granville Road Area Advisory Committee to thank them for their service. Motion carried unanimously.

- **Northfield Road, Maitland Bridge**

**MOTION 190618.27 Northfield Road, Maitland Bridge - Letter to Transportation and Infrastructure Renewal**

In accordance with the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor Gunn, that municipal council send a letter to the Minister of Transportation and Infrastructure Renewal, to have clarified who services the Northfield Road in Maitland Bridge - Lequille or Queens County, with a copy to Area Manager Tony Harvey. Motion carried unanimously.

- *Campaign to Protect Offshore Nova Scotia*

**MOTION 190618.28 Campaign to Protect Offshore Nova Scotia - Letter**

Deputy Warden Roberts moved, seconded by Councillor Heming, in accordance with the recommendation of Committee of the Whole, that municipal council send a letter to support the call for a full independent public inquiry into offshore oil and gas development. Motion carried unanimously.

- *Kings Transit Authority 2019-20 Operating Budget*

**MOTION 190618.29 Kings Transit Authority 2019-20 Operating Budget - Approve**

Pursuant to the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor McNeil, that municipal council approve the 2019-20 Kings Transit Authority operational budget as presented on June 11, 2019, for Annapolis East and Annapolis West transit service. Motion carried unanimously.

## Correspondence

Re: Annapolis County Municipal Housing Corporation May 27<sup>th</sup> – Recommending John Smith for appointment to the Annapolis County Municipal Housing Corporation Board of Directors.

**MOTION 190618.30 Annapolis County Municipal Housing Corporation Board of Directors – Appoint John Smith**

Having fulfilled the requirements of committee appointment, it was moved by Councillor Fowler, seconded by Deputy Warden Roberts, that municipal council appoint John Smith to the Annapolis County Municipal Housing Corporation Board of Directors. Motion carried unanimously.

Re: Peter Crofton Davies June 3<sup>rd</sup> – requesting clarification or confirmation of Council’s intent to regarding the reproduction of his artwork.

### **Peter Davies Artwork**

Deputy Warden Roberts moved, seconded by Councillor McNeil, to refer Mr. Davies Letter to the Solicitor.

It was moved by Councillor Morrison, seconded by Councillor Gunn, to amend the motion by adding ‘and that the Solicitor submit a written report to July Committee of the Whole.’ Motion carried unanimously.

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

**MOTION 190618.31 Peter Davies Artwork – Refer to Solicitor for Written Response**

Deputy Warden Roberts moved, seconded by Councillor McNeil, to refer Mr. Davies Letter to the Solicitor, and that the Solicitor submit a written report to July Committee of the Whole. Motion carried unanimously.

Re: Dalhousie -Corbett Lake Letters of Support June 3-6 – 32 responses to Council’s May 21<sup>st</sup> motion and subsequent letter to the Province regarding the Dalhousie-Corbett Lake Forest were circulated in the agenda package. It was moved by Deputy Warden Roberts, seconded by Councillor Fowler, to receive for information. Motion carried unanimously.

Re: Habitation Community Area Advisory Committee (New)

**MOTION 190618.32 Habitation Community Area Advisory Committee - Advertise for Citizen Members**

Councillor Heming moved, seconded by Councillor MacDonald, that staff advertise for citizen membership on the new Habitation Community Area Advisory Committee. Motion carried unanimously.

**Adjournment**

Upon motion of Councillors McNeil and Gunn, the meeting adjourned at 3:04 p.m.

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Warden

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Clerk