

Summary of Motions

December 17, 2019

Municipal Council

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Minutes of the regular **Municipal Council** meeting held on Tuesday, December 17, 2019, at 10:00 a.m., in Council Chambers of the Municipal Administration Building, Annapolis Royal, N.S.

Roll Call

- District 1 – Councillor-Elect Bruce Prout, unable
- District 2 - John A MacDonald, present
- District 3 - Wayne Fowler, present
- District 4 - Burt McNeil, present
- District 5 - Gregory Heming, present
- District 6 - Alex Morrison, present
- District 7 – Warden Timothy Habinski, Chair, present
- District 8 - Michael J Gunn, present
- District 9 - Wendy Sheridan, present
- District 10 – Deputy Warden Martha Roberts, present, and
- District 11 - Diane LeBlanc, present

Also

Present: Deputy CAO Steve McInnis, Municipal Clerk Carolyn Young, other staff, and several members of the public.

Approval of Agenda

It was moved by Councillor Sheridan, seconded by Councillor McNeil, to approve the agenda as circulated/amended. Motion carried unanimously.

Minutes

MOTION 191217.01 Minutes Regular Session 2019-11-19

Councillor Fowler moved, seconded by Councillor McNeil, to approve the minutes of the regular session of Council held on November 19, 2019, as circulated. Motion carried unanimously.

Business Arising from the Minutes

None.

In-camera

It was moved by Councillor LeBlanc, seconded by Councillor Heming, to meet in-camera from 10:01 a.m. to 10:42 a.m. in accordance with Section 22(2)(e) contracts negotiations and (g) legal advice eligible for solicitor-client privilege of the *Municipal Government Act*. Motion carried unanimously.

Amend Order of the Day

The clerk requested that the Order of the Day be amended to add email correspondence dated December 10, 2019, from David and Carolyn Hubble to the agenda.

It was moved by Councillor LeBlanc, seconded by Councillor MacDonald, to add David and Carolyn Hubble Email Correspondence Dated December 10, 2019 as item 11(A) under Late Additions. Motion carried unanimously.

Solicitor’s Report

It was moved by Councillor Gunn, seconded by Councillor McNeil, to approve the Solicitor’s 11 December, 2019 report, to which solicitor/client privilege applies. Motion carried unanimously.

Councillor’s Comments

District 3 – Councillor Fowler wished the residents of District 3, county residents, staff, and council a Merry Christmas and Happy New Year.

District 2 – as submitted by Councillor MacDonald

I know you are all interested in the Middleton Senior Boys Basketball team.....we are currently 8 and 1, winning the Tournament at West Kings last weekend. And heading to Amherst this upcoming Friday to meet some of the best of New Brunswick and PEI.

I attended my 1st meeting of the heritage advisory committee representing the County as a Councillor. Very interesting stuff and I am pleased to be a part of it.

I want to wish all the residents of Annapolis County and beyond a Merry Christmas, and a great new year.

District 11 – Councillor LeBlanc reported that the Police Advisory Boards of Annapolis County and the Town of Middleton had an opportunity to tour the new RCMP District Office in New Minas. She reported seeing a lot of Santa lately spreading good cheer at different community halls. Last night on TV she was pleased to see a commercial from the President of the Nova Scotia Teacher’s Union featuring students of the Annapolis West Education Centre, wishing Season’s Greetings and promoting kindness. She wished staff, council, residents, and families, be safe and happy, and enjoy family and friends during the season of Christmas. She thanked staff for services and being part of our county.

District 6 – as submitted by Councillor Morrison

‘Tis The season – yes It is

It is the time of year we reflect on the 12 previous months and come to grips with stark reality. We have done good, perhaps we can agree to enhance our performance and progress as we move through 2020. We have the potential, now we need to increase our political good will for the benefit of all.

Cornwallis Park Community Breakfast last Saturday, over 100 attended. Very happy that Warden Habinski along with his wife Shelley and children Nina and Lily; Chief Administrative Officer John Ferguson with his wife Trish and children Caroline and Charlotte; and Susan and Larry Powell – he being our super-charged reporter of all considered newsworthy were able to be there with Elizabeth and me as guests of our community.

A citizen of Cornwallis Park suggested a Clothing Christmas Tree be erected in the lobby of the Basinview Centre. Permission was secured and the tree duly appeared. The members of the Basinview Centre Coffee Club took up the invitation and soon the tree and surrounding area were festooned with clothing items. Many donated and many made good use of the items. This is a display of true community spirit.

The NS Ecology Action Centre has championed the use of natural Christmas trees and itself donates about 300 trees to families – admirable!

This year I have met residents who this year stopped using outdoor Christmas lights, or if they do, turn them on do so later and turn them off earlier. Some have also severely curtailed the use of lights on their indoor tree – some have done away with them altogether. All this being done in the spirit of the Annapolis County Climate Action Summit that saw participants declare they were going to act locally to deal with climate change.

Members of the Clementsport branch of the Royal Canadian Legion distributed a score of Christmas baskets yesterday to deserving folks. I have heard of individuals who have done the same. Well done these folks!!

In District 6 Elizabeth and I attended a CD-support function for Hayley Ryerson – a very talented fiddler who resides in District 8. She has a distinct approach to the bow that respects tradition and excudes spirit.

We also enjoyed a working meal with other members of the committee wishing to establish a hospice in Cornwallis Park. The project is proceeding solid step by solid step and I expect we will hear more in the coming months.

District 8 - as submitted by Councillor Gunn

The last month has been busy going to community events, Bear River Fire Hall breakfast , A food bank gathering with music at the Stilts Tavern was well attended and gathered up a really big box of food for our local area. There were wonderful Christmas potlucks at Milford, Maitland Bridge , the Foresters Hall in had a breakfast with Santa that was well attended. In all places carols were sung and fellowship was had. I would like to wish a Merry Christmas and a very Happy New Year to all in district 8, as well a Merry Christmas and Happy New Year to all in the County of Annapolis and beyond. With the new year soon upon us I would like to assure the citizens of District 8 that Michael J Gunn as your County representative will continue to serve and represent you to the best of my ability.

District 10 – Deputy Warden Roberts wished staff, councillors, and their families a Merry Christmas and Happy New Year. She attended the tree-lighting in Bridgetown, and Christmas in the Village in Lawrencetown. Also attended a tour at CFB Greenwood with other municipalities, noting it was interesting to hear what they offer us as civilians and asked that we promote them. It was a very interesting and well-organized workshop. The Exhibition is in planning stages for upcoming season and conducting governance and planning sessions which are well attended.

District 5 – Councillor Heming wished all a Merry Christmas and Happy New Year. The Habitation Community Area Advisory Committee is up and running and is very positive. He noted we are lucky to have the staff we have, as they provide an amazing wealth of information. During his 7 years as councillor – the things this council has done is remarkable, and he is disappointed that we haven't reported that to the public as often as we might. The Economic Development Strategy is most important in aspirations and targets – food security, own energy, education system for upskill, safe-efficient-affordable housing, clean air and water. The Strategic Plan, vision and mission is 'a compassionate community'. We are the government closest to the people with Town Halls. Our Forestry Strategy created a municipal forestry model. The Climate Summit. This council and citizens have come along with valuable feedback. A real awakening. He is optimistic to continue to strategize, and is increasingly proud of this council and staff.

District 9 – Councillor Sheridan wished a Merry Christmas and Happy New Year to all. She congratulated Bruce Prout who will be the newest member of council and noted she was pleased to present long service medals at the Nictaux Fire Hall recently.

District 4 – Councillor McNeil thanked staff for all they do, and wished everyone a Merry Christmas and Happy New Year.

District 7 – as submitted by Warden Habinski

From November 5-8, I had the opportunity to represent the Municipality of the County of Annapolis at the November NSFAM board meeting and annual conference. I would strongly encourage Councillors who were unable to attend the board meeting to visit the NSFAM website to view information on the presentations on the NS Asset Management Program and the Municipal Floodline Mapping Project,

both of which may have implications for our Climate Change readiness strategy, on Successful Partnerships between Municipalities and First Nations, on Are Your Municipal Facilities Climate Ready, and on How Immigration Is Helping Employers and Communities Succeed.

On November 16 I attended a workshop hosted by Doctors Nova Scotia on Doctor Recruitment. The focus of this organization is slightly different from that of the Nova Scotia Health Authority, prioritizing outreach to the nine hundred medical students studying and engaged in residencies across the province as the most likely pool of candidates to elect to remain in the province. The participation of Municipalities was underscored as essential to long term strategic success in this effort.

On November 11, in the company of Councillor Fowler, I had the honour of laying a wreath at the cenotaph at Bridgetown’s Remembrance Day ceremony.

From Nov 20-22 I was engaged in meetings regarding one of our most important Municipal projects. The meetings were positive and encouraging.

From November 26-29, I represented the Municipality of the County of Annapolis and the province of Nova Scotia at the fall Advocacy week hosted by the Federation of Canadian Municipalities. We had an opportunity to hear from a representative of the Conservative Party of Canada, Jagmeet Singh, leader of the Federal NDP party, Minister of Communities and Infrastructure Catherine McKenna, and Prime Minister Justin Trudeau.

FCM unveiled its First One Hundred Days: A Municipal Call to Action publicly and in meetings with all parties. The report details fifteen areas of municipal concern and calls for non-partisan support in these areas. Councillors may read the full report at <https://data.fcm.ca/documents/resources/building-better-lives-together.pdf>, and are encouraged to reference these priorities when meeting or speaking with Nova Scotian members of Parliament.

One of our particular advocacy objectives is to establish a permanent increase to gas tax funding. Last year I was part of the FCM advocacy team that successfully negotiated a one year doubling of gas-tax funding for 2020. However, as Municipalities receive only 10 percent of the tax dollar, but must manage and maintain 60 percent of the nation’s infrastructure, stable funding that flows through to municipalities in a predictable fashion is essential, particularly as we face the challenges of climate change.

The FCM board of directors received a preliminary report suggesting changes to the composition and function in governance of the organization. Together with my fellow Atlantic representatives, I am working to ensure that any potential changes do not diminish the equity or authority of our regional representation, and our members’ representation in general.

New Business

Re: TBR 19/20-01 Annapolis County Water Utility Water Line Addition Hillside Drive

MOTION 191217.02 TBR 19/20-01 Annapolis County Water Utility Water Line Addition Hillside Drive

WHEREAS Section 66 of the *Municipal Government Act* provides that the Municipality of the County of Annapolis, subject to the approval of the Minister of Municipal Affairs and Housing, may borrow to expend funds for a capital purpose authorized by statute;

AND WHEREAS the Municipality has adopted a capital budget for this fiscal year as required by Section 65 of the *Municipal Government Act* and are so authorized to expend funds for capital purpose as identified in their capital budget;

Deputy Warden Roberts moved, seconded by Councillor McNeil,

THAT under the authority of Section 66 of the *Municipal Government Act*, the Municipality borrow a sum or sums not exceeding One Hundred and Two Thousand Five Hundred and

Fifty Six Dollars (\$102,556) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs and Housing;

THAT the sum be borrowed by the issue and sale of debentures of the Municipality to such an amount as the Council deems necessary;

THAT the issue of debentures be postponed pursuant to Section 92 of the Municipal Government Act and that the Municipality borrow from time to time a sum or sums not exceeding One Hundred and Two Thousand Five Hundred and Fifty Six Dollars (\$102,556) in total from any chartered bank or trust company doing business in Nova Scotia;

THAT the sum be borrowed for a period not exceeding Twelve (12) Months from the date of the approval of the Minister of Municipal Affairs and Housing of this resolution;

THAT the interest payable on the borrowing be paid at a rate to be agreed upon; and

THAT the amount borrowed be repaid from the proceeds of the debentures when sold.

Motion carried unanimously.

Reports and Recommendations

Re: Committee of the Whole December 10, 2019

• 2020-02-18 February Council – Invitation to Inglewood

MOTION 191217.03 Accept Invitation to Hold 2020-02-18 Regular Council in Inglewood

In accordance with the recommendation of Committee of the Whole, it was moved by Deputy Warden Roberts, seconded by Councillor Fowler, that municipal council accept the invitation to conduct February 18, 2020, regular session of Council at the Inglenook Community Hall in recognition of Black History Month. Motion carried unanimously.

• Notice of Interest Surplus Provincial Property – Templeman Branch Road, Hampton

MOTION 191217.04 TIR Surplus Property - Templeman Branch Road – No Interest

It was moved by Deputy Warden Roberts, seconded by Councillor McNeil, in accordance with the recommendation of Committee of the Whole, that municipal council inform the Department of Transportation and Infrastructure Renewal that it has no interest in acquiring the surplus portion of the Templeman Branch Road located at Hampton, Annapolis County. Motion carried unanimously.

• 66520-35 2019 LUB-003 Schell Bridgetown LUB Amendment Application

MOTION 191217.05 2019 LUB-003 Schell Bridgetown LUB Amendment Application – Council to Consider

Pursuant to the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor Fowler, that Municipal Council consider the Stephen and Carrie Schell application to amend the Bridgetown Land Use Bylaw (LUB) Zoning Map to rezone the property from the Residential Light Density (R-1) to the Institutional (I1) to permit the redevelopment of the property as a Women’s Mental Health and Alcohol Treatment Centre and to adopt a public participation process involving the referral of the application to the Bridgetown Area Advisory Committee and the Annapolis County Planning Advisory Committee (PAC) for their review and recommendation and to hold a PAC sponsored public meeting in the Community on Wednesday, January 15, 2020 (with a storm date of Thursday, January 16, 2020), at the Bridgetown Fire Hall. Motion carried unanimously.

- ***Development of Youth Volunteer Incentive Program (Youth VIP)***

MOTION 191217.06 Youth Volunteer Incentive Program (Youth VIP) – Staff to Develop

It was moved by Deputy Warden Roberts, seconded by Councillor Sheridan, pursuant to the recommendation of Committee of the Whole, that Municipal Council approve the development of a new Annapolis County Youth Volunteer Incentive Program (*Youth VIP*); a passport-style program where students would record volunteer hours and earn a letter of accomplishment, certificate, and collectable coin, dependent on hours earned. Motion carried unanimously.

- ***Bridgetown Volunteer Fire Department Request for Funding***

MOTION 191217.07 Bridgetown Volunteer Fire Department – Release \$15,000 From Fire Service Capital Reserve

In accordance with the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor McNeil, that municipal council authorize the withdrawal of \$15,000 from the Fire Services Capital Reserve for the Bridgetown Volunteer Fire Department in the 2019-20 fiscal year to assist with the purchase of four Self Contained Breathing Apparatus (SCBA) complete with spare cylinders and upgrade to the refill system. Motion carried unanimously.

- ***Authorize Kings Transit Authority to Purchase 10.67 Meter El Dorado EZ Rider II With Gas Tax (\$627,119.38 HST included) for the Municipality***

MOTION 191217.08 Authorize Kings Transit Authority to Purchase El Dorado EZ Rider II with Gas Tax at a Cost of \$627,119.38 HST Included

It was moved by Deputy Warden Roberts, seconded by Councillor LeBlanc, in accordance with the recommendation of Committee of the Whole, that municipal council approve the purchase of one 10.67 metre version of the El Dorado EZ Rider II, for a cost of \$627,119.38 (net HST included) with funding from the Federal Gas Tax Fund provided by Infrastructure Canada. Motion carried, 10 in favour, 1 against (Roberts).

- ***Cost of Living Increases for Non-Union Staff***

MOTION 191217.09 Cost of Living Increases for Non-Union Staff

Pursuant to the recommendation of Committee of the Whole, Deputy Warden Roberts moved, seconded by Councillor McNeil, that municipal council support a cost of living increase of 1.7% commencing January 1, 2020, for non-unionized staff as previously budgeted. Motion carried unanimously.

- ***AM-1.4.15 Low Income Tax Exemption Policy – Amend Subsection 3.1***

MOTION 191217.10 AM-1.4.15 Low Income Tax Exemption Policy – Amend Subsection 3.1

It was moved by Deputy Warden Roberts, seconded by Councillor Morrison, pursuant to seven day notice given at Committee of the Whole, that municipal council amend Subsection 3.1 of *AM-1.4.15 Low Income Tax Exemption Policy* by increasing the exemption amount from \$275 to \$300 and by increasing the income criteria to \$26,000. Motion carried unanimously.

Re: Workshop – Low Income Support

Councillor MacDonald moved, seconded by Councillor Morrison, to add Low Income Support to a future workshop with information to be provided regarding a tiered approach to the low-income tax exemption for 2020-21. Motion carried unanimously.

Re: Heritage Advisory Committee December 12, 2019

• *Request for Substantial Alterations to Captain Joseph Hall House, Granville Ferry*

MOTION 191217.11 Municipally-Registered Heritage Property Captain Joseph Hall House – Approve Substantial Alteration

In accordance with the recommendation of the Heritage Advisory Committee, it was moved by Councillor MacDonald, seconded by Deputy Warden Roberts, that Municipal Council approve the William & Ann Marie Monk application for alterations of the Captain Joseph Hall House, a municipally-registered heritage property, to replace pre-existing light green asphalt shingles to a new 40 year architectural shingle in the colour of “Patriot Red”, which will match the existing red brick foundation. Motion carried unanimously.

• *Request for Substantial Alterations to Clarence United Baptist Church, Central Clarence*

MOTION 191217.12 Municipally-Registered Heritage Property Clarence United Baptist Church – Approve Substantial Alteration

Pursuant to the recommendation of the Heritage Advisory Committee, Councillor MacDonald moved, seconded by Councillor Fowler, that Municipal Council approve the Clarence United Baptist Church amended application for the replacement of the woodwork above the sill of the open cage bell-tower upwards. Motion carried unanimously.

• *Request for Registration of Whitman/Barker House – Round Hill*

MOTION 191217.13 Request for Municipal Heritage Registration – Whitman/Barker House – Not Approved

In accordance with the recommendation of the Heritage Advisory Committee, it was moved by Councillor MacDonald, seconded by Councillor Sheridan, that Municipal Council not approve the application by William Barker to register his property at 1302 Highway 201, Round Hill, due to the fact that the house is clad with vinyl siding. Motion carried unanimously.

• *Request for Registration of Clarence Community Hall – Clarence East*

MOTION 191217.14 Request for Municipal Heritage Registration – Clarence Community Hall - Approve

Pursuant to the recommendation of the Heritage Advisory Committee, Councillor MacDonald moved, seconded by Councillor Fowler, that Municipal Council consider the entire Clarence Community Hall (Clarence East School) property, located in the community of Clarence East, being approximately 12,593 sq. ft. in area, for registration as an Annapolis County Municipal Heritage Property. Motion carried unanimously.

• *Certificates of Recognition to Pre-1914 Built Heritage Property Owners*

In accordance with the recommendation of the Heritage Advisory Committee, it was moved by Councillor MacDonald, seconded by Councillor LeBlanc, that Municipal Council consider a project that involves sending certificates to current property owners of pre-1914 structures within the Municipality of the County of Annapolis to celebrate and recognize built heritage from the 2020/2021 budget. MacDonald LeBlanc.

Councillor Fowler moved, seconded by Deputy Warden Roberts, to amend the motion to include that it be referred to staff for budget consideration.

Councillor Fowler withdrew his amendment, and Councillor MacDonald withdrew the original motion.

Councillor MacDonald moved, seconded by Councillor LeBlanc, to allow the Chair of HAC Anne Crossman to address council. Motion carried unanimously.

The Chair noted this is a project she has been interested in for some time.

MOTION 191217.15 Certificates of Recognition to Pre-1914 Built Heritage Property Owners – Referred to Staff for Budget Discussion

It was moved by Councillor MacDonald, seconded by Councillor Fowler, to refer the matter of *Certificates of Recognition to Pre-1914 Built Heritage Property Owners* to staff for budget implications. Motion carried unanimously.

Long Service Recognitions

The Deputy CAO read letters recognizing the following staff who have celebrated long service milestones over the past year: Holly Orde, 40 years; Charles Grant, 40 years; Dawn Campbell, 25 years; Andrew Cranton, 20 years; and Eric Wiles, 20 years. He also presented the following recent certificates achieved this year: Heather Fox-Perry, Certificate in Local Government Financial Administration; Nicole Kearnes, Certificate in Local Government Administration; and recognized David Hopkins in his absence for receiving an Associate Certificate in Local Government Administration.

LUNCH

The Warden declared a lunch break at 12:01 p.m. and invited councillors and staff to visit with each other and enjoy the lunch provided. All returned at 1:30 p.m. as previously noted.

Correspondence

Re: Transportation and Infrastructure Renewal (October 29th) – in response to September 11, 2019, correspondence regarding Heartland Road, West Dalhousie, noting that this is a listed public road intended for use by the general public, and that the two houses located on the road are actually encroaching on NS Department of Transportation and Infrastructure Renewal right-of-way which may be the reason they are subject to noise and vibration issues. It was moved Deputy Warden Roberts, seconded by Councillor Fowler, to receive for information. Motion carried unanimously.

Re: Copy of Correspondence to Western Regional Housing Authority Board (November 6th) – from residents of Crosskill Court (assisted living apartments attached to Mountain Lea Lodge), requesting the Board to address leaks and missing shingles by replacing the roof. Deputy Warden Roberts moved, seconded by Councillor LeBlanc, to receive for information. Motion carried unanimously.

Re: Lands & Forestry (November 19th) – in response to September 11, 2019, correspondence regarding Heartland Road, West Dalhousie, noting that concerns regarding speed and safety have been communicated to the Crown land licensee conducting forest operations in the area. Signage has been posted and drivers have been reminded to operate their vehicles in a safe and responsible manner. For information. It was moved by Councillor Fowler, seconded by Councillor Gunn, to receive for information. Motion carried unanimously.

Re: Robert Mann (November 16th) – Warden Habinski's November 27th reply to Mr. Mann, who is requesting replies to two emails – November 6, 2019 regarding clarification of legal fees, and November 16, 2019 regarding the Provincial Travel Expense Policy. Councillor Fowler moved, seconded by Councillor Gunn, to receive for information. Motion carried unanimously.

Additions

Re: David and Carolyn Hubble Email Correspondence Dated December 10, 2019 – The Warden noted several phone calls had been held between the CAO and Mrs. Hubble. Some of the questions posed can be referred to staff for answers, but some will require a FOIPOP application.

It was moved by Deputy Warden Roberts, seconded by Councillor Fowler, to refer to staff to report back to January Council. Motion carried unanimously.

In-camera

It was moved by Councillor Sheridan, seconded by Councillor Gunn, to meet in-camera from 1:07 p.m. to 2:07 p.m. in accordance with Section 22(2)(e) contracts negotiations and (g) legal advice eligible for solicitor-client privilege of the *Municipal Government Act*. Motion carried unanimously.

Amend the Order of the Day

Deputy Warden Roberts moved, seconded by Councillor Sheridan, that the Order of the Day be amended to add Kings Transit Authority Out of Budget Expenditure. Motion carried unanimously.

Re: Kings Transit Authority – Out of Budget Expenditure

MOTION 191217.16 Kings Transit Authority – Out of Budget Expenditure

It was moved by Deputy Warden Roberts, seconded by Councillor Gunn, that municipal council approve an out-of-budget expenditure of \$309.72 to pay for a Christmas bonus to Kings Transit Authority employees. Motion carried, 8 in favour, 2 against (Roberts McNeil).

Adjournment

The Warden declared the meeting adjourned at 2:08 p.m.

Warden

Municipal Clerk