

## **MUNICIPAL COUNCIL**

The Regular Session of the Municipal Council of the Municipality of the County of Colchester was held in the Courthouse, Truro, Nova Scotia, on Thursday, August 30, 2018.

### **Roll Call**

The roll was called with the following Councillors in attendance:

Mayor Christine Blair, Chair	
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 Bob Pash	District 9
Councillor Tom Taggart	District 10
Councillor Wade Parker	District 11

### **Regrets**

Councillor Eric Boutilier	District 1
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### **Staff Present**

Rob Simonds, Chief Administrative Officer (CAO)  
 Michelle Newell, Director of Public Works  
 Crawford Macpherson, Director of Community Development  
 Wayne Wamboldt, Director of Solid Waste  
 Scott Fraser, Director of Corporate Services  
 Mark Austin, Economic Development Officer  
 Dennis James, Municipal Solicitor  
 Suzanne Graham, Recording Secretary  
 Devin Trefry, Research, Policy & Comm. Engagement

### **Approval of Agenda**

Moved by Deputy Mayor Masters  
 Seconded by Councillor Cavanaugh

“That the agenda be approved with the following amendments:

- Add Item # 14b, Letter from Municipality of Barrington, to Correspondence - Action;
- Add Item # 15b, Debert Business Park Website
- Add Item # 18b, Personnel Matter in Closed Session; and,
- Add Item # 18c, Legal Matter in Closed Session.”

Motion Carried Unanimously.

### **Approval of Minutes**

Moved by Councillor Gibbs  
 Seconded by Councillor Cooper

“That the minutes of the meeting held on August 9, 2018 be approved as presented.”

Motion Carried Unanimously.

### **Business Arising from Minutes**

There was no business arising from the minutes of the meeting held on August 9, 2018.

**Standing Committee Reports  
and Recommendations**

**Council Committee Report from Meeting Held on August 9, 2018**

*Deputy Mayor Masters, Chair, presented the report from the Council Committee meeting held on August 9, 2018:*

**Purchase of Replacement Fire Repeaters**

Moved by Deputy Mayor Masters  
Seconded by Councillor Taggart

“That Council approves that the purchase and installation of two new fire repeaters be awarded to Nova Communications, at a cost of \$18,495.12, including rebated tax.”

Motion Carried Unanimously.

**Colchester Corporate Branding Clarification**

Moved by Deputy Mayor Masters  
Seconded by Councillor Gibbs

“That Council approves that the budget of \$25,000 be maintained for the Colchester corporate branding including one public presentation at the launching of the final product.”

Motion Carried Unanimously.

**Municipal Funding for Insurance for Not for Profit Organizations Policy Amendments**

Moved by Deputy Mayor Masters  
Seconded by Councillor Cooper

“That Council approves the amendments to the Municipal Funding for Insurance for Not for Profit Organizations Policy, as presented.”

Motion Carried Unanimously.

**Colchester Ground Search and Rescue**

Moved by Deputy Mayor Masters  
Seconded by Councillor Pash

“That Council approves the annual funding for Colchester Ground Search and Rescue be increased from \$23,500 to \$35,000; and,

That the increased funding begin in the current fiscal year, with source of funds for 2018/19 being an unbudgeted expense.”

Motion Carried Unanimously.

**4-H Barn Project**

Moved by Deputy Mayor Masters  
Seconded by Councillor Cavanaugh

“That Council approves funding in the amount of \$30,000 to Colchester County 4-H barn for lighting, electrical and exterior renovation upgrades.”

Motion Carried Unanimously.

### **Jordan Municipal Support Project**

Moved by Deputy Mayor Masters  
Seconded by Councillor Taggart

“That Council approves that the following staff and Council members travel to Jordan to participate in the Jordan Municipal Support Project:

- Darlyne Proctor, Waste Reduction Manager
- Mark Austin, Economic Development Officer
- Tom Taggart, Councillor
- Eric Boutilier, Councillor.”

Motion Carried Unanimously.

### **Force Tidal Energy Turbine**

Moved by Deputy Mayor Masters  
Seconded by Councillor Stewart

“That Council approves that a letter be sent to the regulating authority of the Force Tidal Turbine in the Bay of Fundy requesting a full and factual report on the monitoring of the Turbine.”

Motion Carried Unanimously.

### **Great Village Post Office**

Moved by Deputy Mayor Masters  
Seconded by Councillor Taggart

“That a letter be sent to Canada Post requesting information on the plans for the Great Village Post Office going forward.”

Motion Carried Unanimously.

### **Truro-Millbrook Wind Turbines**

Moved by Deputy Mayor Masters  
Seconded by Councillor Stewart

“That Council approves the letter for Mayor Blair’s signature, to Truro-Millbrook Wind GP, Ltd., as presented.”

Motion Carried Unanimously.

### **Executive Committee Minutes of Meeting held on July 12, 2018**

Moved by Councillor Stewart  
Seconded by Councillor Gibbs

“That the minutes from the Executive Committee meeting held on July 12, 2018 be approved as presented.”

Motion Carried Unanimously.

### **Audit Committee Minutes of Meeting held on July 12, 2018**

Moved by Deputy Mayor Masters  
Seconded by Councillor Parker

“That the minutes from the Audit Committee meeting held on July 12, 2018 be approved as presented.”

Motion Carried Unanimously.

### **ACTION ITEMS**

#### **Second Reading – Kennel Development By-law**

Mayor Blair welcomed everyone in the gallery to tonight’s meeting. A brief background on this item was given before giving Councillors the opportunity to speak.

Moved by Councillor Stewart  
Seconded by Councillor Cavanaugh

“That this Second Reading of the Kennel Development By-law be defeated, and the matter referred to the Planning Advisory Committee with a three to five month time period to return to Council with a recommended by-law on this matter that covers the entire Municipality.”

Motion Carried Unanimously.

Discussion was held on last minute items being added to the agenda on table.

Moved by Councillor Stewart  
Seconded by Councillor Cavanaugh

“That staff revise the Council Proceedings and Committees Policy, specifically Section 8 (a), to include all sources who add items to the agenda, for Council consideration and approval.”

Motion Carried Unanimously.

#### **Representation on Physician Recruitment & Rural Broadband Working Committee**

Discussion was held on the status of two committees, one for Physician Recruitment (joint with the Towns of Truro and Stewiacke) and one for Rural Broadband (joint with the Municipalities of Cumberland and Pictou). Now that interest with partnering municipalities has been confirmed, a decision needs to be made regarding which members of Council will sit on each Committee.

Moved by Councillor Stewart  
Seconded by Councillor Gibbs

“That the Nominating Committee review and make recommendations to Council on representatives to serve on the Physician Recruitment and Rural Broadband Working Committees.”

Motion Carried Unanimously.

**Award of Tender – Backhoe Purchase**

Ms. Michelle Newell, Director of Public Works, presented this item to Council. The purchase of a backhoe was included in the 2018/2019 budget and would be a new addition to the Public Works fleet. A public call for tenders was issued on July 26, 2018 and three bids were received by the closing date of August 21, 2018. The lowest bid was from ALPA but the tender was deemed incomplete as it did not meet the specifications. Staff are recommending the tender be awarded to the next lowest bidder, Toromont CAT.

Discussion was held on the potential cost implications of purchasing a backhoe, awarding the tenders to non-local bidders and whether to purchase the 2018 or 2019 model.

Moved by Deputy Mayor Masters  
Seconded by Councillor Gregory

“That Council authorizes staff to award the tender for the purchase of a backhoe for Wastewater Collection operations to Toromont CAT in the amount of \$136,000 excluding HST, with source of funds being the Public Works Vehicle Reserve.”

Motion Carried. *(Councillor Parker opposed)*

**Tatamagouche Watershed – Protected Area Designation**

Ms. Newell advised that at their August 21, 2018 meeting, the Tatamagouche Source Water Protection Committee passed two motions regarding the designation of the French River Watershed as a protected water area under the Environment Act. The Committee is requesting Council support on this item as the designation process must be completed by Council. Discussion was held on what regulations come with the designation and on the West St. Andrews Watershed which went through the same process.

Moved by Councillor Gregory  
Seconded by Councillor Stewart

“That Council directs staff to initiate the process for designation of the French River Watershed as a protected water area under Section 106 of the Environment Act; and,

That Council will forward a letter to the MLA, the Minister of Energy and Mines and Nova Scotia Environment, to request a delay in the issuance of the request for proposals for mineral exploration rights in the French River Watershed until such time as the protected water area designation process is complete.”

Motion Carried Unanimously.

**Collection Contract – Authority to Approve**

Mr. Wayne Wamboldt, Director of Solid Waste, advised Council that this is a joint tender with the Towns of Truro and Stewiacke, with three

separate contracts, for curbside waste collection. The contract officially expired at the end of June but due to complications it was extended until the end of October. A call for tenders was issued in July and closed on August 22, 2018. Staff have not yet been able to complete a review of the bids received and are therefore asking Council to grant authority for Council Committee to approve the tender award at the September meeting.

Council expressed concern about having time to thoroughly review the information before awarding the tender. Discussion was held on potentially holding a Special Council meeting after the Committee meeting if Council felt more information was needed before making a decision.

Moved by Deputy Mayor Masters  
Seconded by Councillor Gibbs

“That Council authorizes Council Committee, at their meeting on September 13, 2018, to award the residential curbside waste collection contract to the successful proponent.”

Motion Carried Unanimously.

#### **Replacement of Balefill Roof**

Mr. Wamboldt provided a brief summary of this item, advising that a replacement of the Balefill Office roof is needed after several years of repairs. Council approved \$35,000 for this item in the 2017/2018 capital budget.

Discussion was held on the two options for the roofing material.

Moved by Councillor Cavanaugh  
Seconded by Councillor Gregory

“That Council authorizes the Director of Solid Waste to award the contract for the replacement of the Balefill Office roof to Fosco Roofing Limited in the amount of \$26,266 including applicable HST.”

Motion Carried Unanimously.

#### **Award of Tender – PW Building Expansion**

Ms. Newell presented the results of the tender for a Public Works building expansion. A public call for tenders was issued on July 25, 2018. Three companies requested tender packages but only one bid was received, from Lindsay Construction, by the closing date of August 22, 2018. Although the proposed expansion is for a 40 ft. bay, the tender documents also requested an option price for a 60 ft. expansion.

Even though the 60 ft. expansion is slightly above the \$700,000 budget amount, it would be a 50% increase in space for a 20% increase in cost.

Discussion was held on the process of tendering and whether approving an item in the capital budget means the item can be tendered or if it should be required to go back to Council for further discussion first.

Moved by Councillor Gibbs  
Seconded by Councillor Gregory

“That Council authorizes staff to award the tender for the 60 ft. expansion of the Public Works Garage to Lindsay Construction for a total contract value of \$739,950 excluding taxes, and that an internal contingency of \$70,000 be carried, to be spent only on the authority of the Director of Public Works.”

Motion Carried Unanimously.

**Surplus School Property – Tatamagouche Elementary Authority to Approve** – Mr. Scott Fraser advised that the Tatamagouche Elementary School has been declared a surplus school property and therefore a decision is required by September 28, 2018 regarding the property being re-conveyed to the County. An inspection was done earlier this week, but time is needed to complete the report. Staff is requesting that Council grant authority to September Council Committee to make a decision regarding the property.

After discussion, it was decided that since the Council meeting will be held on the 27<sup>th</sup> and a decision isn't required until the 28<sup>th</sup>, that Committee does not need to be authorized to make the decision, the item can be taken to the Council meeting at the end of the month.

### Correspondence - ACTION

#### **Colchester Community Workshops**

A letter dated August 13, 2018 to Mayor and Council inviting Council to tour the current facility.

Council directed staff to look at potential dates and set time(s) for Council to tour the Workshop.

#### **Municipality of Barrington**

This item was added to the agenda by Councillor Cooper. A letter was circulated in Councillor's mailboxes from Warden Nickerson from the Municipality of Barrington. This letter was sent to the Minister of Fisheries, Oceans and the Canadian Coast Guard and the Minister of Environment and Climate Change, and copied to all Nova Scotia Municipalities, regarding offshore oil and gas exploration. Councillor Cooper would like a similar letter to be sent from the Municipality.

After discussion, it was decided that since not all Councillors had the opportunity to read this letter before tonight's meeting, that it would be put on the agenda for the September Council Committee meeting.

### Correspondence - INFORMATION

#### **Development Officer**

A copy of the Development Activity report received from the Development Officer for the months of June and July 2018. Council agreed to receive the report for information purposes.

#### **Building Inspector**

A copy of the Building Permit Statistics received from the Building Inspector for the months of June and July 2018. Council agreed to receive the report for information purposes.

#### **NSFM Board Report**

A copy of the NSFM Board Report dated August 24, 2018. Council agreed to receive the report for information purposes.

**INFORMATION ITEMS****Hub Centre Drive Paving**

Ms. Newell updated Council on the results of a recent paving petition for Hub Centre Drive. There are 15 privately owned properties fronting on Hub Centre Drive, of these 9 voted in favour of paving and 6 voted against. This translates to 60% in favour, which is below the required 66% for a successful petition.

Discussion was held on the threshold for a successful petition, the possibility of changing the required threshold and not changing the rules for one specific situation.

**Debert Business Park Website**

Mr. Mark Austin, Economic Development Officer, presented the new website for the Debert Business Park to Council. The site presents three highlights of the Park: strategic location, advanced transportation network and collaborative business environment.

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

Copies of reports from the Mayor and Councillors were circulated in the package or placed on table for this evenings meeting.

**CLOSED SESSION**

Moved by Councillor Gregory  
Seconded by Councillor Gibbs

“That the meeting go into closed session at 9:54 pm.”

Motion Carried Unanimously.

Moved by Councillor Gibbs  
Seconded by Councillor Pash

“That the meeting reconvene in open session at 11:20 pm.”

Motion Carried Unanimously.

**Animal Control Officer Position**

Moved by Councillor MacKenzie  
Seconded by Councillor Pash

“That the temporary full time Animal Control Officer position be posted.”

Motion **DEFEATED**. (*Mayor Blair, Deputy Mayor Masters, Councillors Stewart, Cooper, Cavanaugh, Pash and Parker opposed.*)

**ADJOURNMENT**

Moved by Councillor Cavanaugh  
Seconded by Councillor Gregory

“That the meeting adjourn at 11:26 pm.”

Motion Carried Unanimously.

Suzanne Graham  
Recording Secretary