

MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL HELD ON WEDNESDAY, APRIL 1st, 2009

The Town Council met in the Council Chamber of the Town Hall at Shelburne, Nova Scotia on Wednesday, April 1st, 2009 at 7:00pm.

Those present were His Worship Mayor Alan Delaney, Deputy Mayor Elizabeth Acker, and Councillors Tony Mahaney, Karen Mattatall, Bernard Nickerson, Michael Race and Elizabeth Rhuland.

The meeting was called to order.

It was moved by Councillor Nickerson and seconded by Councillor Race, "Resolved that the Agenda for the April Council meeting be approved as received". Motion Carried

It was moved by Deputy Mayor Acker and seconded by Councillor Mahaney, "Resolved that Minutes of a Regular Meeting of Town Council held on March 4th, 2009 be received and adopted as circulated". Motion Carried

There were no hearings of delegations or individuals scheduled.

It was moved by Councillor Mattatall seconded by Deputy Mayor Acker, "Resolved that the correspondence be received as circulated." Motion Carried.

The correspondence was dealt with in the following manner.

A letter was received for information from the Nova Scotia Power Corporation regarding their level of staffing and inspection of pole lines and pole lining right of ways. It was agreed to send a copy to the Shelburne County East Emergency Measures Organization.

A letter was received for information from Bell Aliant responding to the recent power outages and telephone service interruptions in the Shelburne County area. It was agreed to send a copy to the Shelburne County East Emergency Measures Organization.

It was moved by Councillor Mahaney and seconded by Deputy Mayor Acker, "Resolved that the Town send a letter of support to the Buy Back Nova Scotia Coalition in support of efforts to retain 170,000 acres of land in South West Nova Scotia." Motion Carried

Correspondence was received with regards to the 2009 Canada Community Literacy Awards. It was agreed to discuss this at a Finance meeting to allow time to consider a recipient.

It was moved by Councillor Mahaney seconded by Councillor Nickerson, "Resolved that the Building Inspector's Report for February be received." Motion Carried

It was moved by Councillor Nickerson seconded by Deputy Mayor Acker, "Resolved that the Parks and Recreation Director's Report for February 2009 be received." Motion Carried

It was moved by Councillor Rhuland seconded by Councillor Race, "Resolved that the Physical Activity & Community School Coordinator Report for March 2009 be received." Motion Carried

It was moved by Councillor Rhuland seconded by Councillor Nickerson, "Resolved that bills as approved amounting to \$155,642.93 be received and paid." Motion Carried

Committee Reports

Councillor Mahaney gave a verbal report on a Public Works meeting held on March 31st and reported that Tenders were opened with regards to a 100' extension of Cornwallis Street off of Minto Street. A recommendation was made to Town Council to accept the Tender from Swansburg Construction in the amount of \$14,775.88. It was moved by Councillor Mahaney seconded by Councillor Race,

"Resolved that the verbal Report of the Public Works, Sewer, Sanitation and Tree Committee Meeting held on March 31st, 2009 be received and adopted." Motion Carried

Councillor Mahaney gave a verbal report on a Police Department and License Meeting held in Lockeport on Monday, March 16th. He noted that unfortunately the Provincial representative was not able to make the meeting and therefore would be rescheduled at a later time. The meeting was held with representation from all three municipal units (Town of Lockeport, Municipality of the District of Shelburne, Town of Shelburne).

Councillor Mattatall gave a report on the Revision of By-Laws Committee Meeting held on March 16th. She noted that the Noise Control By-Law is being worked on and has been distributed to the R.C.M.P. Department for review and input. The Building By-Law has been amended as per the request from the Joint Services Board to allow for a cost recovery of 25% on cancelled permits. She further noted that the Civic Numbering By-Law had been amended and reviewed by the Town Solicitor; the amended Waste Disposal By-Law was reviewed and the Water Front Development Committee By-Law was amended. Discussion took place on the members being residents of or agents of businesses and or non-profit organizations. It was noted that three (3) By-Laws were prepared for the first readings tonight.

It was moved by Councillor Mattatall seconded by Councillor Rhuland,
“Resolved that this Report and the Minutes of the Revision of By-Laws Committee Meeting held on March 16th, 2009 be received and adopted.” Motion Carried.

Councillor Mattatall reported on the Integrated Community Sustainability Plan meeting held on March 20th. She noted that the Federation of Canadian Municipalities has approved the Town’s “Intent to Apply Application” and a detailed application will be submitted. She further noted that a conference call took place with the Towns’ sustainability planner to review the process of the focus group meetings. She noted that an evening session will be available and stressed the importance of the community input and interviews could be arranged at a later date if needed. She further noted that the discussions will focus on the four pillars of sustainability; economy, social, environmental and cultural. It was moved by Councillor Mattatall seconded by Councillor Nickerson,

“Resolved that this Report and Minutes of the Integrated Community Sustainability Plan Committee Meeting held on March 20th, 2009 be received and adopted. Motion Carried

Discussion took place on the public meeting to be held on April 2nd which is open to all public members willing to provide their view points on the sustainability of the community and is not just restricted to town citizens.

Councillor Rhuland reported on the Waterfront Development Committee meeting held on March 16th. She noted that the Committee plans to develop a new strategic plan, will be acquiring quotes for twenty-seven (27) hanging baskets for the historic district, recommendations to change the Waterfront Development Committee By-Law, and the Committee is looking into funding for the south wall at the Shelburne Harbour Yacht Club and Osprey Arts Centre. It was moved by Councillor Rhuland seconded by Deputy Mayor Acker,

“Resolved that this Report and the Minutes of the Waterfront Development Committee Meeting held on March 16th, 2009 be received and adopted.” Motion Carried

Deputy Mayor Acker reported on the Joint Services Board meeting held on March 12th. She noted that Darryl Locke gave a presentation on his Annual Report. It was noted that the number of prisoners were down from this time last year; she further noted that Tina McKay has completed her Building Inspection Certificate; and that the Building Inspector was working as a mentor with the Municipality of the District of Barrington. Deputy Mayor Acker further noted that a recommendation from the Management Committee was accepted regarding employees of the Joint Services Board changing their own oil at a facility provided by the Department of Transportation, while mechanical support will be acquired from an outside source. She further noted that the recyclables contract will expire on March 31st, 2010 and that information on setting up a station locally was being collected. It was moved by Deputy Mayor Acker seconded by Councillor Mattatall,

“Resolved that this Report and the Minutes of the Joint Services Board Meeting held on March 12th, 2009 be received and adopted. Motion Carried

Deputy Mayor Acker reported on the Shelburne Parks and Recreation Commission held on March 25th, 2009. She noted that there was a new Student Council Representative from SRHS, that the budget estimates for 2009/10 were discussed and that plans are continuing with Constable Vaughan concerning his proposed plans at the George Street Playground. It was moved by Deputy Mayor Acker seconded by Councillor Rhuland,

“Resolved that this Report and the Minutes of the Shelburne Parks and Recreation Commission held on March 25th, 2009 be received and adopted.” Motion Carried

Deputy Mayor Acker gave a verbal report on the Regional Development Authority meeting held on March 18th, 2009. She noted that the Authority had very positive comments of support for the Port Expansion Project. She further noted that there were discussions held on the Regional Development Authority meetings being private or public. A written legal opinion was received and it stated that the meetings were private. Deputy Mayor Acker noted that a Motion was placed on the floor, by Mayor Huskison, for the next Regional Development Meeting to have the Regional Development Authority meetings public and she was looking for direction from Town Council. It was moved by Councillor Mahaney seconded by Councillor Mattatall,

“Resolved that the Town of Shelburne supports Mayor Huskison’s Motion to make the Regional Development Authority Meeting public.” Motion Carried

Councillor Nickerson reported on the Occupational Health & Safety Meeting held on March 19th. He noted that Mr. Herb Locke was welcomed to the Committee, new safety inspection sheets were revised and in circulation this month. He further noted that an audit was completed at the Public Works Building and a couple of issues were brought to the attention of the Superintendent. A First Aid Training session was being looked into for May and all employees were encouraged to check on their expiry date.

It was moved by Councillor Nickerson seconded by Councillor Mattatall,

“Resolved that this Report and Minutes of the Occupational Health & Safety Meeting held on March 19th, 2009 be received and adopted.” Motion Carried

Mayor's Items

Mayor Delaney reported on a Team Shelburne meeting held on March 10th. He noted that Pat Nickerson was introduced as the new assistant to Mr. Gerald Keddy. He further noted that the Industrial Committee is trying to refocus and move forward with direction from the municipal units. Mayor Delaney noted that Joan Bower, SWSDA gave an update on the progress for a tourism operator, and discussion took place on the Doctor Recruitment.

Mayor Delaney reported on the Doctor Recruitment meeting held March 11th, he noted that a draft of the proposed plan for the extension to the existing medical clinic was reviewed at an approximate cost of \$500,000.

Mayor Delaney reported on a Hockey Tournament he attended in the Municipality of the District of Barrington on March 13th to extend greetings from the Town.

Mayor Delaney noted that on March 14th he attended a 90th Birthday celebration at the Manor for Kathleen Nickerson and presented her with a certificate on behalf of the Town.

Mayor Delaney noted that on March 18th he attended a Highway 103 upgrade meeting and that the committee was being an activist and lobbying all levels of government for the improvements from Broad River to Port Joli hill.

On March 19th Mayor Delaney meet Mr. Anderson, SWSDA in Yarmouth to discuss future funding proposals and Town projects.

On March 26th Mayor Delaney met with NDP representative, Mr. Darrell Dexter and MLA Sterling Belliveau on issues regarding the Town and the Council being more proactive.

Mayor Delaney reported on a Team Shelburne meeting held on March 30th, with Minister Richard Hurlbert. He noted discussions were held with regards to accessing funds from the sale of the former Boys School. These funds could be used to leverage more funding for future projects. It was noted that each municipal unit may be able to access an interest free loan that would not be tied to the Town's debt ratio.

Mayor Delaney extended an invitation to the public for the official opening of the Water Treatment Plant on Friday, May 8th at 1:00pm.

Mayor Delaney reported on a Shelburne Port Authority Meeting held on March 18th. He noted that the Committee agreed to do sediment 1 (ocean bottom) sampling, the committee reviewed annual berthage, electrical and water rates from other ports, and that repairs to the wharf were approved. He further noted some complaints were received with regards to the parking lot antics and concerns were expressed with regards to liability issues and it was suggested to use boulders to create a barrier. It was moved by Councillor Rhuland seconded by Councillor Mahaney,

“Resolved that this Report and Minutes of the Shelburne Port Authority Meeting held on March 18th, 2009 be received and adopted.” Motion Carried

Mayor Delaney reported on Finance and Audit Committee Meeting held on March 11th. He noted that Hazel Keddy, Manager of the Information Centre gave a presentation, discussions took place on an individuals concern that the Town Dump may be contaminating the well water, and discussions took place on the purpose and role of the Industrial Commission. He further noted that requests were received from the Osprey Arts Centre regarding payment of insurance, the ventilation system, and the south wall. Discussions took place on the Shelburne Commons, amendments to the Building By-Law, and the purchase of hanging baskets on Dock Street. He further noted that information was reviewed on the Town's current debt, and the Town would be seeking advice from the Town's Solicitor regarding directors' liability. It was moved by Deputy Mayor Acker seconded by Councillor Race,

“Resolved that this Report and Minutes of the Finance and Audit Committee held on March 11th, 2009 be received and adopted.” Motion Carried

Discussion followed on amendments to the Minutes, and on the Town receiving the present drinking water guidelines from the Department of Environment before moving forward with water sampling.

Clerk's Items

The Clerk noted that pursuant to recent meetings of the Revision of By-Laws Committee recommendations have been made to create a Civic Numbering By-Law, amend the Waterfront Development Committee By-Law and the Building Code By-Law. A copy of that information had been circulated to all members of Council. He noted that in order to approve the By-Laws, two readings were required and the first reading would be held this evening.

It was moved by Councillor Mahaney seconded by Councillor Mattatall,
“Resolved that the Civic Numbering By-Law pass.” Motion Carried

It was moved by Councillor Nickerson seconded by Councillor Mattatall,
“Resolved that the By-Law to amend the Building Code By-Law pass.” Motion Carried

It was moved by Councillor Race seconded by Councillor Mattatall,
“Resolved that the By-Law to amend the Waterfront Development Committee By-Law pass.”
Motion Carried

It was moved by Councillor Mattatall seconded by Councillor Nickerson,
“Resolved that the following Taxi Licenses for 2009/10 be approved: Ray W. George 2; Trudy Woods 2.” Motion Carried.

It was moved by Deputy Mayor Acker seconded by Councillor Nickerson,
“Resolved that the Resolution for Pre-Approved of Debenture Issuance subject to interest rate for Water Plant improvements for a sum not to exceed \$439,000 for a period not to exceed fifteen years, attached to these Minutes as Schedule “A”, be approved and that the Mayor and Clerk be authorized to sign said resolution on behalf of the Town of Shelburne”. Motion Carried

New Business

No New Business to report.

Further Business

Deputy Mayor Acker reported on Kids Fair Play Fund noting that the Committee has been in existence for eight (8) years and has representation from the five municipal units. She further noted it grants youth nineteen (19) and under the ability to participate in sports, recreation and culture activities. The Committee is planning a major fundraising event and she encouraged the public to be aware and participate in the fundraiser.

Councillor Rhuland noted the positive articles featured on the Town in the Coastal Life magazine.

Councillor Rhuland noted that on April 16th, 7:00pm at Enterprise Square, there will be a meeting regarding the possible establishment of a Farmers Market in Town.

Councillor Rhuland along with two other councillors had attended a Heritage Conference on March 5th in Lunenburg. She noted that it had fabulous speakers and a great deal of information of planning and culture. Councillor Rhuland had issued an invite that next time the Conference was to be held (usually every two years) the Town of Shelburne would be interested in hosting.

Deputy Mayor Acker reported on Volunteer Week is April 19-25 and that the local volunteer reception would be on April 21st in Lockeport.

Deputy Mayor Acker reported that applications are being accepted for student summer employment through the Parks and Recreation Department and she encourages students to apply by email, mail, fax or in person..

The Following meetings were scheduled:

Revision of By-Laws	April 20 th	6:30pm
Personnel Committee	April 22 nd	6:30pm
I.C.S.P. Committee	April 23 rd	6:30pm
Personnel Committee	April 29 th	6:30pm

There being no further business at 8:14pm, on Motion the meeting adjourned.

Mayor

Clerk