

MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL HELD ON WEDNESDAY, JANUARY 8TH, 2009

The Town Council met in the Council Chamber of the Town Hall at Shelburne, Nova Scotia on Wednesday, January 8th, 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 Mahaney and seconded by Councillor Nickerson,

“Resolved that the Agenda for the January 8th, Council meeting be approved as received”.

Motion Carried

It was moved by Deputy Mayor Acker and seconded by Councillor Mattatall, “Resolved that Minutes of a Regular Meeting of Town Council held on December 3rd, 2008 be received and adopted as circulated”. Motion Carried

It was moved by Councillor Mahaney and seconded by Deputy Mayor Acker, “Resolved that Minutes of a Special Town Council meeting held on December 17th, 2008 be received and adopted as circulated”. Motion Carried

Mayor Delaney noted that Mr. Anderson, CEO South West Shore Development Authority will not be speaking on the operations of SWSDA this evening due to the road conditions and his presentation will be rescheduled for February’s Council meeting.

Mayor Delaney welcomed Mr. James Mahaney, Chair of the Shelburne Longboat Society. Mr. Mahaney congratulated the new Town Council and noted two other Directors for the Longboat Society were in attendance; Mr. Allan Nelson and Mrs. Suzanne Mahaney. Mr. Mahaney noted the Society is a non profit volunteer organization and he briefed Council on the history of the longboats noting that the Shelburne Longboats had been built from plans of the “Bounty”. Mr. Mahaney further noted that capital improvements are being planned for both longboats, such as masts and sails. He further noted that general maintenance would be taking place that consists of recaulking and painting. Mr. Mahaney noted that the Shelburne Longboat Society has been engaged to attend the 250th Anniversary of the founding of the Royal Navy Dockyard in Halifax set for July 17th-19th, 2009. He noted the marketing opportunity for the Town and County as there will be international press at the event and an estimate of one million people present for the celebrations. He further noted that the Shelburne Longboats will be near the front of the flotilla and be the only official longboats from Nova Scotia. The Longboat Society is presently creating an Action Plan for the logistics and to ensure that the Town and the Municipality have the opportunity to maximize their exposure. Discussion took place on insignia being placed on the longboats, and the opportunities of publicity and marketing for the Town.

Mayor Delaney thanked Mr. Mahaney for his presentation on the Shelburne Longboat Society noting it has been an interest of his from the start.

It was moved by Councillor Mahaney and seconded by Councillor Nickerson,

“Resolved that the Correspondence be received as circulated”. Motion Carried

The Correspondence was dealt with in the following manner.

It was moved by Deputy Mayor Acker seconded by Councillor Mahaney,

“Resolved that the Building Inspector’s Report for November 2008 be received.” Motion Carried

It was moved by Deputy Mayor Acker seconded by Councillor Mahaney,

“Resolved that the Special Constable’s Report for December 2008 be received.” Motion Carried

It was moved by Councillor Mahaney and seconded by Councillor Rhuland,

“Resolved that the Parks and Recreation Director’s Report for November 2008 be received.”

Motion Carried

It was moved by Councillor Mahaney seconded by Councillor Rhuland,

“Resolved that the Physical Activity & Community School Coordinator Report for December 2008 be received.” Motion Carried

It was moved by Deputy Mayor Acker seconded by Councillor Nickerson,

“Resolved that bills as approved amounting to \$191,568.26 be received and paid.” Motion Carried

Committee Reports

It was moved by Councillor Mahaney seconded by Councillor Race,

“Resolved that Minutes of the Personnel Committee Meeting held on December 16th, 2008 be approved as circulated.” Motion Carried

Councillor Mattatall noted that the Integrated Community Sustainability Committee will not be meeting tomorrow and the meeting will be moved to January 21st at 6:00pm.

Councillor Mattatall reported on the Revision of By-Law Committee, noting that a draft Civic Numbering By-Law has been prepared and has been sent out to various emergency services, EMO, and the Building Inspection Department for review and comment with responses to be received by February 16th, 2009. She noted the next meeting will be Tuesday, February 17th.

Deputy Mayor Acker noted she had prepared a brief report for all Councillors on the Region 6 Inter Municipal Steering Committee Meeting held on December 12th.

Deputy Mayor Acker reported on the power point presentation during the December meeting of the South West Shore Development Authority meeting. She noted the presentation was going to be shown in Halifax as part of the approval of the South West Shore Development Authority Business Plan. The presentation noted all the positive areas and should also note areas that can be approved on.

Deputy Mayor Acker noted she had been elected Chair of the Roseway Manor Board in December and that the list of deficiencies with regards to the maintenance and repairs needed to maintain their license agreement are being worked on.

Deputy Mayor Acker noted she had been elected Chair of the Planning Advisory Committee, that the Committee presently had two issues before them; one being the Waterfront Heritage Development Plan which has been ongoing for a number of years and the second item being a request for rezoning. She further noted that the Committee would be meeting the last Thursday of the month and recommendations should be presented at the February Council Meeting.

Mayor's Items

Mayor Delaney reported on the Shelburne Port Authority meeting held on December 17th, he noted the Treasurer's Report, and that a Tender from Tri-County was accepted to repair the south west corner of the wharf. He further noted that they are still awaiting final approval from Transport Canada with regards to the Port's Security Plan. Also noted was that a light pole had been damaged on the wharf and there are discussions about repositioning the pole to avoid further incidents. It was moved by Councillor Mahaney seconded by Councillor Mattatall, "Resolved that Minutes of the Shelburne Port Authority meeting held on Wednesday, December 17th, 2008 be received and adopted." Motion Carried

Mayor Delaney noted that December was a fairly busy month. On December 6th he had the pleasure along with three (3) Councillors to perform at the Osprey Art Centre.

On December 9th, a Team Shelburne meeting was held, discussion took place on the role Team Shelburne plays noting it is a chance for Wardens and Mayors to communicate and discuss issues relating to Shelburne County. Mayor Delaney further noted that Physician Recruitment and a Tourism Coordinator were discussed.

On December 11th, he met with Gerald Keddy, MP to discuss issues and future projects of the Town. Mayor Delaney noted Mr. Keddy seemed very supportive in working with the Town.

On December 12th, he met with the RCMP Commissioner, Superintendent Fudge along with Sergeant MacLellan to discuss policing concerns and the newly created Police Advisory Board.

Also on December 12th, the Mayor noted he and several Councillors attended the staff Christmas party and had a very enjoyable evening.

December 16th & 17th, he attended the Black Loyalist Society presentations showing two (2) different architect presentations. He further noted that the Black Loyalist Steering Committee has made a decision on this extremely exciting project that will be announced soon.

January 1st the New Year's Levy was jointly hosted by the Town of Shelburne and the Municipality of the District of Shelburne. He noted although the weather was not great, the turnout was excellent and it was a great opportunity to welcome in the New Year with citizens from the Town and Municipality.

Mayor Delaney noted that 2009 will be a challenging year with hard economic times but together over time the Council could work to achieve goals set. Mayor Delaney noted that there is an increase in infrastructure money being made available to municipalities and it is hoped to access some to work on a couple of projects. He further noted 2009 will be challenging with some successes.

Clerk's Items

It was moved by Councillor Nickerson seconded by Councillor Mattatall, "Resolved that Town Council approve the appointment of Carole Nixon, Anglican Church Minister, to the Police Advisory Board and the Waterfront Development Committee." Motion Carried

It was moved by Councilor Rhuland seconded by Councillor Reid,
“Resolved that the Town Clerk be granted permission to shred the documents as outlined and attached to the Minutes as Schedule “A””. Motion Carried It was noted that the Power Board Reserve was set up when the Utility was sold at fair market value to the Nova Scotia Power Utility and used for various Town projects.

The Town Clerk noted that in order for Mr. Carl Smith, Director of Inspection Services, to enforce Regulations under the Building Code Act and the Fire Code Act the Town along with the other two (2) municipal units needed to appoint Mr. Smith as a Special Constable while employed under the Joint Services Board. The Clerk noted that Margaret Ruiz was a Special Constable for the Town and her duties authorized under the Nova Scotia Police Act included parking, various by-laws and dangerous and unsightly issues. It was moved by Councillor Mahaney seconded by Councillor Mattatall,

“Resolved that the Town of Shelburne appoint Mr. Carl Smith, Director of Inspection Services as a Special Constable under the Nova Scotia Police Act, enabling him to enforce the Regulations under the Building Code Act and the Fire Code Act.” Motion Carried

New Business

It was moved by Councillor Mattatall seconded by Deputy Mayor Acker,
“Resolved that the Town of Shelburne write the Province of Nova Scotia and MP Gerald Keddy with a copy going to Mayor Mawhinney indicating the Shelburne Town Council concerns with the 103 Highway from Broad River to Sable River.” Motion Carried

It was moved by Councillor Mattatall seconded by Councillor Nickerson,
“Resolved that the Town of Shelburne invite Black Bull Resources Inc, to do a presentation to Council and update the Town with respects to their company.” Motion Carried

Councillor Mattatall voiced concerns with Oceans First Task Force and the importance of protecting the fishing grounds on Georges Bank.

Councillor Mattatall noted a concern from a citizen with regards to a street light on the corner of King and Elliott Street. Councillor Mahaney noted that the Public Works Department had patrolled the Town one evening in December and a list of lights not working properly has been reported. It was agreed the list would be checked for that particular light.

Deputy Mayor Acker reported on concerns regarding the Oceans First Task Force and a recent article in the Chronicle Herald. She had noted that the South West Shore Development Authority had set aside \$150,000 for a consultant to find out the “pro’s and con’s” of drilling on George’s Bank. Deputy Mayor Acker was concerned that the \$150,000. issued to SWSDA from the Provincial government was noted as being used to examine economic opportunities from potential offshore oil and gas activities and to look at environmental and social risks. Concerns were also raised at how people were appointed by SWSDA to the Oceans First Task Force.

Richard Hurlburt, Minister of Energy and Clifford Hood were appointed to sit on the Task Force and both are noted as supporting offshore drilling. Deputy Mayor Acker noted that discussions with the Board of SWSDA had not taken place with regards to these appointments or who would be appointed to this Task Force as well as she had not been previously informed about any Tri-County community consultations. It was moved by Deputy Mayor Acker seconded by Councillor Mahaney,

“Resolved that a letter be sent to the South West Shore Development Authority asking if the article by Jim Meek in the December 28th edition of the Sunday Herald is generally overall accurate,

Further Resolved that the following questions be answered:

1. By what process or whose authority was the Chair of the Ocean First Task Force chosen?
2. Who sits on this Task Force?
3. Who sits on the Steering Committee?
4. To whom does the Oceans First Task Force report to?
5. When and where do these Committees meet?

Be It Further Resolved that the Town of Shelburne request that representation from the Town sit on the Oceans First Task Force.” Motion Carried

Further Business

Councillor Rhuland gave a verbal report on the regional meeting with Destination South West Nova Tourism on the Visitor Information Centre. Councillor Rhuland distributed a written report outlining issues with regards to funding, training, FAM tours, web site, quality standards/inspections and strategic long term planning. She noted that funding would not be increasing and that funding is contingent on passing inspections.

At 8:05 pm Council recessed for a short break.

At 8:09 pm the meeting reconvened.

At 8:10 pm all members of Council agreed to go into an in-camera session to discuss personnel issues.

At 8:12 pm the meeting reconvened.

The following Committee Meetings were set:

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| Shelburne Port Authority | January 15 th | 6:00pm |
| Waterfront Development | January 19 th | 7:00pm |
| Finance & Audit Committee | January 20 th | 7:00pm |
| Integrated Community Sustainability | January 21 st | 6:00pm |

There being no further business at 8:17 pm, on Motion the meeting adjourned.

Mayor

Clerk