

MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL HELD ON WEDNESDAY, APRIL 2nd, 2008

The Town Council met in the Council Chamber of the Town Hall at Shelburne, Nova Scotia on Wednesday, April 2nd, 2008 at 7:00pm.

Those present were His Worship Mayor P.G. Comeau, Deputy Mayor Tony Mahaney, and Councillors Elizabeth Acker, Alan Delaney, Bernard Nickerson, Bill Murray and Allan Reid.

The meeting was called to order by Mayor Comeau.

It was moved by Deputy Mayor Mahaney and seconded by Councillor Acker, "Resolved that Minutes of a regular meeting of Town Council held on March 5th, 2008 be received and adopted as circulated". Motion Carried

Val Kean, Waste Diversion Coordinator, came before Council to present an Earth Day Challenge. Val commented on the importance of reducing waste. The Province of Nova Scotia's goal is 300kg/capita by 2015. Val noted that prior to the vast amount of construction waste, the Joint Services Board was at 270kg/capita and this was the lowest Provincial rate. She provided ideas to help reduce the present garbage collection, such as, enforcing a bag limit, encouraging homeowners to compost, consider purchases with less packaging, and implementing a clear bag for the regular black bag garbage. As of April 1st, clear bags for regular garbage has been approved for 30 of the 55 municipalities. The clear bag has proven to decrease waste by 35%, by forcing homeowners to separate garbage properly. She would like to see the Joint Services Board consider adopting a policy to replace the black bags. Ms. Kean presented a challenge to the Councillors to reduce their waste by 50% over a 4-week period. She provided reusable shopping bags, clear bags and blue bags, and a guide to help audit garbage. Ms. Kean noted that she did a presentation to the Town of Lockport Council and they had accepted the challenge and have challenged the Town of Shelburne councillors to reduce their waste by 50%. Ms. Kean noted that she would be going to the Municipality of the District of Shelburne at their Committee of the Whole meeting and asking them to take the challenge. Ms. Kean reminded Council that she would be sending out a memo regarding Earth Day Clean-up. Mayor Comeau thanked Ms. Kean, Waste Diversion Coordinator, for her presentation to Council on reducing waste. It was moved by Councillor Acker and seconded by Councillor Delaney,

"Resolved that the Town of Shelburne take on the Earth Day Challenge by trying to reduce their garbage by 50% over a 4-week period, starting April 12th – May 9th." Motion Carried

It was moved by Councillor Nickerson and seconded by Deputy Mayor Mahaney, "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 Mahaney seconded by Councillor Reid, "Resolved that permission be given to Shannon Stewart owner of Shear Touch Hair Design to relocate her business to 159 Hammond Street subject to the appropriate licenses and By-Laws." Motion Carried

It was moved by Deputy Mayor Mahaney and seconded by Councillor Murray, "Resolved that the Town Council cooperate in the "Freedom of the City" parade as per request." Motion Carried

Information was received from Donald G. Harding, Returning Officer, advising that the Town of Shelburne has been divided into five polling divisions pursuant to Section 9 of the Municipal Election Act.

It was moved by Councillor Acker and seconded by Councillor Delaney, "Resolved that the Town of Shelburne purchase audibooks in the amount of \$50 during the Western Counties Regional Library's Adopt-A-Book Campaign." Motion Carried

Information was received from Rose Rennehan, Vice-Chair of the Shelburne County Community Health Board regarding physician recruitment efforts.

Information was received from Robert Legere, Chair, Roseway Hospital Charitable Foundation, regarding the mandate of the Roseway Hospital Charitable Foundation. It was noted that physician recruitment is not included in their mandate.

It was moved by Councillor Acker seconded by Councillor Murray, "Resolved that the Town of Shelburne give "blanket approval" for all businesses and restaurants in the Town of Shelburne to set up a sidewalk sale or sidewalk café during the Second Annual Town Wide Yard Sale on Saturday, June 7th, or rain date of Saturday, June 14th. Motion Carried

It was moved by Councillor Murray, seconded by Councillor Nickerson, "Resolved that the Town of Shelburne allow street closures connecting to Dock Street from John Street up to, and including St. Patrick's Lane for the Waterfront Weekend July 11-13, and the Grand Re-Enactment Weekend July 17-20. Motion Carried

It was noted that the summer Parks and Recreation employees would be working during these weekends and would be compensated for their time by the Loyalist Landing 2008 Committee.

It was moved by Councillor Murray seconded by Councillor Nickerson,
“Resolved that the Building Inspector’s Report for February be received.” Motion Carried

It was moved by Councillor Reid and seconded by Deputy Mayor Mahaney,
“Resolved that the Special Constable’s Report for March be received.” Motion Carried

It was moved by Councillor Nickerson and seconded by Councillor Delaney,
“Resolved that the Parks and Recreation Director’s Report for February be received.” Motion Carried

It was moved by Deputy Mayor Mahaney and seconded by Councillor Nickerson,
“Resolved that bills as approved amounting to \$ 126,238.92 be received and paid.” Motion Carried

Mayor’s Items

Mayor Comeau reported on a meeting with CBCL held on March 13th. He noted that the water project has experienced set backs, such as, extreme temperatures, heavy rain, road closures, etc. He noted that all equipment has been purchased, and final completion should be in May. The Town is working with the Department of Environment in complying with the necessary criteria. He further noted that Mr. Thomas is on site and getting adapted to the position of Water Plant Operator.

Mayor Comeau reported on a Cox Building Team meeting along with the Shelburne Historical Society to discuss options and motions regarding the Cox Building.

Mayor Comeau noted he had attended the grand opening of the Clark’s Harbour Civic Centre/Library. It was very well attended, also in attendance for the Town was Councillor Delaney, and Councillor Nickerson who provided music.

On April 1st, Mayor Comeau co-hosted the public information meeting along with Mr. Alexander, Chair of the Cox Building Team. President of the Shelburne Historical Society, Louise Lindsey, Council members and the general public were in attendance. He asked Council to consider the Motions explained at the information meeting. It was moved by Councillor Reid and seconded by Councillor Delaney,

“Resolved that the Cox Building Team be authorized to include in the Cox Building Request for Proposal, the option of allowing the Proposer to include in the proposal, the use of a portion, or all, of the Bowling Green and the Guild Hall area, provided that such use is clearly essential for the project. The proposed Project may include taking down the Guild Hall, or modifying the structure, provided that any existing Federal and/or Provincial contractual obligations regarding grant funding for the Guild Hall are satisfied by the Proposer, in addition, any use of the Bowling Green and Guild Hall, if essential shall not diminish the Community use of this area and its infrastructure, unless comparable offsetting infrastructure and space are made available to the Community by the Proposer.” Motion Carried

It was moved by Deputy Mayor Mahaney and seconded by Councillor Acker,
“Resolved that the Cox Building Team be authorized to include in the Request for Proposal, the option of allowing the Proposer to include in the proposal, taking the Cox Building down and rebuilding in a fashion that is compatible with the historic neighborhood.” Motion Carried

It was moved by Councillor Delaney and seconded by Councillor Reid,
“Resolved that the Cox Building Team be authorized to include in the Request for Proposal, the option of allowing the Proposer to purchase the Cox Building and its lot. Such purchase would include a restrictive covenant that would assure that any future use would be appropriate for the community.” Motion Carried

Mayor Comeau noted that the salt boat has not yet arrived, and that salt has been ordered from Pugwash. He noted that the salt from Pugwash is much more effective, that the salt is purchased at a reduced municipal rate, and it is just as feasible as purchasing direct from the ship. When salt is taken from the boat it is fish processing salt, the Town would need to hire a Tandem to help deliver the salt, and many extra man-hours would be needed.

Mayor Comeau noted he had received a notice from Allan Nelson, regarding a follow-up meeting for a Tourist Coordinator for April 15th. Along with himself, Deputy Mayor Mahaney and Councillor Delaney will be in attendance.

Committee Reports were given

Mayor Comeau reported on the Shelburne Port Authority meeting held Wednesday, March 5th. He noted that the Port Authority had a net gain of approximately \$10,000 to the end of January and the Port Manager had reported on the vessels that were berthed at the Terminal and the Shore power that had been sold. He also noted that the Port Manager is working on the cruise line report and has 70% of the security ID's completed. Chester Basin Seafoods were notified of repairs required for their building, and the Wharf Manager's Contract was renewed at the same rate. Mayor Comeau brought to Council's attention that the Lease between the Town of Shelburne and Clearwater had a 90-day opt out clause. Clearwater has expressed concerns that they wish to increase this opt out clause to 180-days. It was moved by Councillor Nickerson and seconded by Councillor Acker,

"Resolved that the Town of Shelburne increase the opt out clause from 90-days to 180-days for the Clearwater Wharf Lease Agreement." Motion Carried

It was moved by Councillor Nickerson seconded by Councillor Reid,
"Resolved that this Report and Minutes of the Port Authority Meeting held March 5th, 2008 be received and adopted." Motion Carried

Mayor Comeau reported on the Public Works meeting held March 11th. He noted that along with himself, Mr. Hardy and Mr. Thomas had reviewed trees that some citizens had expressed concerns over. There were a number of trees that would need to be removed and/or have trimming done. Any trees that were deemed healthy would not be removed. He noted that easement to access property on the corner of Glasgow and Cornwallis Street was reviewed, and that drinking water would be supplied for the encampment at the former High School property. It was moved by Councillor Murray seconded by Councillor Reid,

"Resolved that this Report and Minutes of the Public Works meeting held on March 11th, 2008 be received and adopted." Motion Carried

Mayor Comeau reported on the Water Utility meeting of March 11th. He noted a report had been given on the THM readings, an adjustment was made to the Shelburne County Museums water bill due to an underground water break, that the Department of Environment had requested the Town of Shelburne develop a source water protection plan, and the Department would provide some resource assistance. It was moved by Councillor Delaney seconded by Deputy Mayor Mahaney,

"Resolved that this Report and Minutes of the Water Utility meeting held on March 11th, 2008 be received and adopted." Motion Carried

Deputy Mayor Mahaney reported on the Personnel meeting held on March 11th. The purpose of the meeting was to discuss the application of Mr. Thomas for the Water Plant Operator position. Mr. Thomas's application was accepted provided he meets the Department of Environment and Labour criteria. He noted that dates for the street labourers and the cemetery labourer to return to work were set. It was moved by Deputy Mayor Mahaney seconded by Councillor Delaney,

"Resolved that this Report and Minutes of the Personnel Committee held on March 11th, 2008 be received and adopted." Motion Carried

Deputy Mayor Mahaney gave a verbal report on the Arena Association. He noted that 2007/08 had an increase of hours rented and was a very successful year. The Association will be moving onto major renovations through the funds received from the Town of Shelburne, the Municipality of the District of Shelburne, Recreation Nova Scotia and donations from the public. The Association is working on a Management Agreement with the Town of Shelburne, the Municipality of the District of Shelburne and the Agricultural Society. It was moved by Deputy Mayor Mahaney seconded by Councillor Reid,

"Resolved that this verbal Report of the Arena Association be received and adopted." Motion Carried

Councillor Delaney reported on the Waterfront Development Committee meeting held on March 24th. He noted that ACOA would approve signage on the waterfront, and Mr. Keddy would look favourably on signage left in the area as a legacy. He further noted that quotes were reviewed for further riprap work, discussion took place on reallocating \$18,000 from the Historic Lookout proposal to go towards signage, and up to \$2,500 was set aside for the power improvements required on Dock Street. It was moved by Councillor Delaney seconded by Councillor Nickerson,

"Resolved that this Report and Minutes of the Waterfront Development Committee held on March 24th, 2008 be received and adopted." Motion Carried

Discussion took place on the project of placing sidewalks on the west side of the street adjacent to the Barrel Factory. Councillor Delaney confirmed that it had not been forgotten and it is slated for the next round of projects.

Councillor Delaney reported on the Waterfront Development Committee meeting held on April 1st. He noted the meeting was held to open tenders, which closed on March 31st. Two tenders were received for the decking of the Guild Hall and three tenders for the electrical. The tenders needed clarification before any decisions could be made, and a meeting was set for April 24th to finalize. It was moved by Councillor Delaney seconded by Deputy Mayor Mahaney, “Resolved that this Report and the Minutes of the Waterfront Development Committee held on April 1st, 2008 be received and adopted.” Motion Carried

Discussion took place regarding the Guild Hall and the tenders being able to meet the Building Codes. Councillor Delaney confirmed that the Guild Hall would meet Building Codes once completed.

Councillor Delaney gave a verbal report on a Town Crier meeting held March 6th. It is in the finalizing stages and there will be 14-15 Criers participating from across Nova Scotia.

Councillor Delaney reported on the Destination South West Nova Scotia Trade Show in Halifax on March 15th. Unfortunately because of a storm the members of the Loyalist Landing 2008 were not able to attend. He assured Council that the Deputy Minister of Tourism would remember Shelburne, as he acted as the Town Crier and slightly altered the wording.

Councillor Delaney reported on information regarding the Waterfront Weekend to be held July 11-13. Discussions had taken place regarding a pipe & drum band, air presence of Cormanants over the Harbour, RCMP, Coast Guard vessels, and the possibility that the Minister of National Defense, Mr. Peter MacKay is looking into Navy Frigate’s for that weekend. He also commented on the possibility of a political longboat challenge. Councillor Delaney will be meeting with the Port Authority to review security procedures.

Councillor Reid gave a verbal report on the South West Shore Development Authority, which met on March 26th. He noted that the Regional Development Authority had approved 4 million dollars worth of projects and were projecting 8 million this year. Because of the increased projection, the Regional Development Authority would be asking the Town of Shelburne to increase their guarantee to \$29,200. Discussion took place on the impact of increasing the Borrowing Resolution, and the legal implications of changing the current guarantee because there was no legislative authority. Councillor Reid noted the list of projects within Shelburne County that the Regional Development Authority had assisted with, that would have created spin-offs for the Town. Deputy Mayor Mahaney noted that Arena funding was not listed in the priorities and hoped that Councillor Reid would bring this to the Regional Development Authority to consider.

Councillor Acker gave a verbal report on the Joint Services Board meeting held on March 27th. She noted that the Management Team was working well together on the financial aspects of the Joint Services Board. She further noted that she was happy to see Town Council taking the challenge to reduce waste, and she noted that encouraging citizens to reduction waste would also reduce costs to the Joint Services Board. The Joint Services Board was reviewing the 2008/09 Budget and would be looking into developing a policy for clear bags.

Councillor Acker reported on the Kids Fair Play FUNd, and the next meeting would be held in June. The last meeting there were eleven activities approved for children in the County.

Councillor Nickerson gave a Report on the Occupational Health & Safety Committee meeting on March 20th. He noted that First Aid training would be set up for the spring, a gas monitor was suggested to be considered as a budget item, and that an audit was completed on the Public Works building and no issues reported. It was moved by Councillor Nickerson and seconded by Councillor Murray, “Resolved that this Report and the Minutes of the Occupational Health & Safety Committee meeting held on March 20th, 2008 be received and adopted.” Motion Carried.

Councillor Nickerson gave a verbal update on the MacKay Memorial Library. He noted that the library was fortunate to acquire a retired architect, Mr. Graham, who at no cost to the association, created three plans for the expansion to the library. The Library Association approved “Plan A” to increase the building on the west side towards the road, and felt it gave the required space and expansion needed, while not affecting the integrity of the building. Councillor Nickerson referred the plan to Mr. Hardy the Development Officer regarding easements that may be needed.

Clerk's Items

It was moved by Councillor Reid and seconded by Councillor Murray,
“Resolved that the following Taxi Service for 2008/09 be approved subject to approval from the Police Committee: Ray W. George - 2.” Motion Carried

It was moved by Councillor Delaney and seconded by Councillor Murray,
“Resolved that approval be granted to increase the processing fee for a final application for subdivision approval, or repeal, from \$315. plus HST to \$330. plus HST.” Motion Carried

It was moved by Deputy Mayor Mahaney and seconded by Councillor Delaney,
“Resolved that authorization be given for the Mayor and Clerk to sign a 3-year subdivision contract with Ridge Hiltz, Development Program Services Ltd.” Motion Carried

It was further noted that the fees are recovered for services rendered.

New Business

No New Business was reviewed.

Further Business

Councillor Acker reported on Gloria Buree as being the Town's volunteer representative for Volunteer Week. She further noted on the “Our Community-Something for Everyone” will be in Lockeport on May 3rd, and a “Level A” Course for National Coaching Certification Program will be held in Barrington on May 2nd and 3rd.

Councillor Acker noted that one tender was received for the purchase of a zero turn lawnmower. It was moved by Councillor Acker seconded by Councillor Nickerson,
“Resolved that approval be granted to the Parks and Recreation Department to spend \$8,134.87 on a Huskqvarna zero turn mower.” Motion Carried

A Tourism ADHOC Committee meeting was set for April 9th, at 7:00pm.

A Water Utility meeting was set for March 23rd, at 7:00pm.

It was noted that a Personnel Meeting will be scheduled for the month of April at a later time.

There being no further business at 8:35pm, on Motion the meeting adjourned.

P.G. Comeau, Mayor

C. Wilmont Hardy, Town Clerk