

**MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL
HELD ON WEDNESDAY, SEPTEMBER 2nd, 2009**

The Town Council met in the Council Chamber of the Town Hall at Shelburne, Nova Scotia on Wednesday, September 2nd, 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 by Mayor Delaney.

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

It was moved by Councillor Mahaney and seconded by Councillor Race, "Resolved that Minutes of a Regular Meeting of Town Council held on August 5th, 2009 and Special Council Meeting held on August 13th, 2009, be received and adopted as circulated". **Motion Carried**

There were two delegations invited and scheduled to appear before Council, Parsons Investments and Mr. & Mrs. Bassarab. No individuals or delegates appeared before Council.

It was moved by Councillor Mahaney seconded by Councillor Race, "Resolved that the Town of Shelburne issue an Order to Parsons Investments, 71 Ohio Road to remove all of the accumulation of garbage and repair the property to an acceptable state within two (2) weeks." **Motion Carried**

It was moved by Councillor Mattatall and seconded by Councillor Nickerson, "Resolved that the Town of Shelburne issue an Order to Mr. & Mrs. Bassarab, 144 Water Street to repair the damaged windows on their property and return the property to a state acceptable within one (1) week." **Motion Carried**

It was moved by Deputy Mayor Acker seconded by Councillor Rhuland, "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 David Briggins, Water and Wastewater Branch of the Nova Scotia Environment regarding a Municipal Wastewater Effluent Strategy noting the national performance standards and requirements of municipalities.

A letter was received from Rod Rose, Chair of the South West Shore Development Authority requesting the Town to submit the name of a person from the Town at large as a candidate to be nominated for the SWSDA Board of Directors. It was moved by Deputy Mayor Acker seconded by Councillor Rhuland,

"Resolved that Mr. Robert Redding be nominated as the Town's representative as a candidate to be nominated to the SWSDA Board of Directors." **Motion Carried**

It was moved by Councillor Mattatall seconded by Councillor Mahaney, "Resolved that a letter of comfort be granted to Edward & Constance Medico for the encroachment of their property at 76 George Street located on George and Cornwallis Streets provided they assume the full costs." **Motion Carried**

A letter was received for information from David MacLaughlin, Renewable Program Manager for NSPI advising the Town has been selected as one of two communities to partner in the Solar Thermal Energy Community Pilot Program. Mayor Delaney noted that the Heritage Hall had been chosen by NSPI for the solar demonstration project to begin mid November. He further noted that this partnership is a positive step towards a greener and more sustainable community and that part of the strategy would be to work in cooperation with the NSCC by engaging the plumbing program for installations.

A letter was received for information from SWSDA regarding Resolution #14A and an amendment to the Municipal Government Act enabling Municipalities to guarantee the borrowing of corporations.

A letter was received for information from Paul Wills, Municipal Advisor regarding Resolution #14A indicating that SWSDA is considered a municipal body.

It was moved by Councillor Mahaney seconded by Councillor Nickerson, "Resolved that the Building Inspection Services Report for July, 2009 be received and adopted." **Motion Carried**

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

It was moved by Councillor Rhuland seconded by Councillor Nickerson, "Resolved that the Physical Activity & Community School Coordinator Report for August 2009 be received and adopted." **Motion Carried**

It was moved by Deputy Mayor Acker seconded by Councillor Mahaney, "Resolved that bills as approved amounting to \$228,442.37 be received and paid." **Motion Carried**

Committee Reports

Councillor Mahaney reported on the Waterline Extension Project Steering Committee Meeting held on August 25th, a subcommittee of the public works, sewer, sanitation and tree committee and the water utility. The Committee reviewed five Requests for Proposals and the committee was recommending to Town Council to accept CBCL's proposal. Councillor Mahaney noted the importance of communicating to the citizens, to apply to the Nova Scotia Utility and Review Board and to update the present asbuilts. He further noted that a federal and provincial sign is required to be erected at the project site under the Economic Action Plan. It was moved by Councillor Mahaney seconded by Councillor Rhuland,

“Resolved that this Report and Minutes of the Shelburne Waterline Extension Project Steering Committee Meeting held on Tuesday, August 25th, 2009 be received and adopted.” **Motion Carried**

Councillor Mahaney gave a verbal report on the July statistics of the Visitor Information Centre. Over the thirty-one (31) days of August the visitors were up 278 with a total of 3,236. He further noted that over the summer visitors at the Information Centre are up significantly from the previous year.

Councillor Mattatall reported that the Draft Integrated Community Sustainability Plan was received. She distributed copies and noted that a meeting was required to review the Plan.

Councillor Mattatall reported on the Revision of By-Laws meeting held on August 31st, 2009. She noted that the RCMP were going to be approached regarding an awareness blitz on the noise by-law if a decibel meter could be obtained. Councillor Mattatall noted that the next two by-laws under review are the Fire Prevention By-Law and the Public Sewer By-Law. It was moved by Councillor Mattatall seconded by Deputy Mayor Acker,

“Resolved that this Report and Minutes of the Revision of By-Laws Meeting held on Monday, August 31st, 2009 be received and adopted.” **Motion Carried**

Councillor Mattatall reported on the Shelburne County East RCMP Advisory Board meeting held on August 11th, 2009. She noted that the by-law was distributed to the three municipalities to be adopted, and that the first reading was taking place this evening. She further noted that the next RCMP Advisory Board meeting will be held November 24th. It was moved by Councillor Mattatall seconded by Councillor Mahaney,

“Resolved that this Report and Minutes of the Shelburne County East RCMP Advisory Board Meeting held on Tuesday, August 11th, 2009 be received and adopted.” **Motion Carried**

Councillor Rhuland gave a verbal report on the Waterfront Development projects. She noted that the Communities In Bloom judges had arrived on August 13th and they had a number of scheduled events planned. She further noted that the winner will be announced between November 30th and December 2nd and she thanked everyone who helped volunteer for another successful Communities In Bloom project. Councillor Rhuland noted that workers were completing fencing and preparing the garden beds for the fall and winter season at the Community Garden located at the SRHS. She further noted that the SRHS Community Use Coordinator has scheduled gardening seminars open to the public that would be listed in the Fall and Winter Fun Guide. Councillor Rhuland commented on the success of the Farmers Market along with the impromptu musical entertainment, and she noted that the markets last day would be Saturday, October 10th. She further noted that draft by-laws were being prepared and debriefing meetings would be held to review and address issues around the first year of the Farmers Market. Councillor Rhuland noted that a joint funding request had been submitted to ACOA in cooperation with the Shelburne Historical Society and the Town, which would consist of the re-roofing of the Muir Cox Shipyard Building. It was moved by Councillor Rhuland seconded by Councillor Nickerson,

“Resolved that this Report of the Waterfront Development Committee be received and adopted.” **Motion Carried**

Mayor's Items

On August 11th, 2009 Mayor Delaney presented greetings at the official opening at the Shelburne County Agricultural Association. Mayor Delaney commented on the parade and the enthusiasm of the participants and viewers.

August 12th, 2009 the Mayor attended the official welcoming of the Amistad which had been sponsored by the Black Loyalist Heritage Society and the Tall Ship Committee, and he attended the evening dinner reception held for the Captain and crew of the Amistad. He noted that the Black Loyalist Heritage Society are building a strong relationship with the Amistad and hope that it will continue to dock in Shelburne on a regular bases.

On August 12th Mayor Delaney met with MP Gerald Keddy to discuss various issues including the safety concerns on Hammonds Street with regards to the lack of sidewalks and increased use of scooters.

August 15th the Mayor attended the street dance. He noted that this was the first dance in forty (40) years and hoped that next year more volunteers would come forward to assist Councillor Mattatall.

August 25th & 26th the Mayor attended interviews for the Shelburne County Tourism Coordinator position. The Committee interviewed seven applicants over two days. The Mayor was pleased to announce that Jeffery Spencer had accepted the Tourism Coordinator position. The Mayor noted that this was a positive step forward for the Town and County.

August 28th the Mayor attended a public meeting and presented packages to Shelburne MLA Sterling Belliveau and Honourable Percy Paris, Minister of Economic and Rural Development regarding compensation from White Juan, available funds from the sale of the former Boy School, the loss of jobs and an economic statement. By presenting this information in writing a response will follow. He further noted that both Ministers had indicated that they were hopeful the Shelburne Ship Repair would be back to work in a timely manner.

On Sept. 1st the Mayor met with the Renewable Program Manager of NSPI, and in the afternoon the Mayor attended a meeting at the NSCC Shelburne Campus regarding the Solar initiative. Later that evening the Mayor attended a Special Port Authority meeting to discuss issues regarding the planned visit of a cruise ship MV Balmoral that will be arriving on October 25th bearing no weather complications.

Mayor Delaney updated Council on the Moby Dick Productions and noted that the church is being built on Dock Street; an arch will be erected at the base on Anne and Dock Street causing this area to be blocked from vehicular traffic. The film company will be providing security on sight to assist in diverting traffic. He further noted that he had received an email with regards to the possibility of placing trailers for the work crew near the gravel area south of the Yacht Club.

Mayor Delaney reported on September 19th and 20th the Whirligig Festival will be on Dock Street.

Mayor Delaney reported on the Shelburne Port Authority Meeting held on September 1st. The meeting was called to discuss the cruise ship visit. He further noted that on September 9th a public meeting was held at the Community Centre Fire Hall regarding the cruise ship's arrival. Discussions took place on the opportunities for business people and the community, on the charges and security required, and it was noted that the ship will be anchoring and tendering individuals at the Shelburne Yacht Club facility. It was moved by Councillor Mahaney seconded by Deputy Mayor Acker,

“Resolved that this Report and the Minutes of the Shelburne Port Authority Meeting held on September 1st be received and adopted.” **Motion Carried**

Clerk's Items

The Clerk noted that as a result of a recent Police Advisory Board Meeting a draft Shelburne County East RCMP Advisory Board By-Law has been produced and a copy has been distributed to all councillor members to review. In order to approve the By-Law two readings are required and the first reading will take place tonight. It was moved by Councillor Mattatall seconded by Councillor Mahaney,

“Resolved that first reading of the Shelburne County East RCMP Advisory Board By-Law pass.”

Motion Carried

It was moved by Councillor Race seconded by Councillor Nickerson, That the following Motion approved by Town Council on August 6th, 2009 be rescinded, “Resolved that a minor change be made to the Waste Disposal By-law under Section A, bulky items to remove the line indicating TV's, computers, and or computer components.” **Motion Carried**

New Business

Councillor Mattatall congratulated all minor baseball teams as they would be representing the area at provincials, and that one team was hosting provincials in Shelburne at the Grovestine Complex.

Councillor Mattatall reported that on Sept. 25th a weekend long ball tournament has been scheduled with opening ceremonies being held at 5:00pm with all proceeds going to the Support of Troops. The money raised will be used to send care packages to support soldiers in Afghanistan. She further noted that last year the ball tournament raised \$1300.

Councillor Mattatall reported on the Street Dance held on August 15th on Water Street. She noted that the proceeds from the dance enabled a donation to the Shelburne Volunteer Fire Department in the amount of \$1,045 and the Sea Dog Saloon had donated an extra \$250. Councillor Mattatall thanked the businesses and all the individuals for participating and becoming part of the fun. She further requested the Town's permission to continue the project next year and hold the street dance on August 14th, 2010 with a rain date of August 21st, 2010.

At 7:50pm Council recessed for a short break.

At 7:52pm the meeting reconvened.

At 8:00 pm all members of Council agreed to go into an in-camera session to discuss the sale of municipal property and legal issues.

At 8:35pm the meeting reconvened.

Further Business

Councillor Mahaney noted that the Town has acquired an AutoCAD system and would be updating online Town Infrastructure. He further noted that the Public Works Department requires a laptop to update the sewer and water lines on this system. Discussion took place on requiring quotes, the need for a lap top and the tight budget. It was moved by Deputy Mayor Acker seconded by Councillor Nickerson,

“Resolved that the Public Works Department could purchase a laptop provided that the money is within their budget.” **Motion Carried**

Councillor Mahaney noted that the Sewage Treatment/Water Utility Foreman is retiring October 31st, 2009 and that a certified Waste Water Operator Certificate Level II is required by the Department of environment to operate the Town’s facility. He further noted that the Public Works Superintendent will be able to write his Level II certificate in December with the appropriate CEU’s required. Councillor Mahaney will check with the Department of Environment regarding direct responsible charge starting November 1st.

The following meetings were scheduled:

September 16 th	Port Authority Meeting	7:00pm
September 17 th	Personnel Committee	7:00pm
September 24 th	ICSP Committee	7:00pm
September 28 th	Revision of By-Laws	9:30am
September 29 th	Finance & Audit	6:30pm

There being no further business at 8:50pm, on Motion the meeting adjourned.

Mayor

Clerk