

**COUNCIL MINUTES**

**April 18, 2005**

**7:00 p.m.**

The regular meeting of the Council for the Town of Annapolis Royal was held on Monday, April 18, 2005 in the Council Chambers at Town Hall. In attendance were Chair Mayor John Kinsella, Councillors Sherman Hudson, Peter Kramers, Doug Shaffner, and Ron Boulding, Amery Boyer Chief Administrative Officer, Melony Robinson Director of Finance, and Marlene Feener Administrative Assistant as recording secretary. Also present were Patricia Loneragan from the Spectator, Alan Melanson, Michelle McGlauglin, Hugh Brown, Vaughn Acker, and Jolanta Drogosiewicz.

Regrets: Deputy Mayor Jane DeWolfe

**CALL TO ORDER**

Chair Mayor John Kinsella called the meeting to order at 7:00 p.m.

**APPROVAL OF COUNCIL**

March 21, 2005

**Motion # 1**

***It was moved by Doug Shaffner, seconded by Sherman Hudson, approval of minutes dated March 21, 2005 as circulated. Motion carried.***

**ADDITIONS TO AGENDA**

Under New Business

{o} Animal Control Services Contract

**APPROVAL OF AGENDA**

April 18, 2005

**Motion # 2**

***It was moved by Ron Boulding, seconded by Doug Shaffner, that the agenda dated April 18, 2005 be approved as circulated. Motion carried.***

**PRESENTATIONS:**

1. Alan Melanson, Christmas 2004 Budget Shortfall - Alan Melanson gave an oral presentation on the Christmas 2004 promotion. He said that he has been a taxpayer in the Town for the past 14 years. He reported that the Christmas promotion cost the Town \$11,000 in 2003 and \$3,850 in 2002. He said that Durline Melanson did not want to do the Christmas promotion last year as there was no money to do it. Alan Melanson

reported that he put in two months of his time and took two weeks vacation to help with the promotion. He stated that Durline Melanson was going to give the money back and not do the promotion. He said that she had asked for additional funding, but that nothing came forward.

Alan Melanson said the Christmas promotion cost \$18,462 which was less than last year. The original budget was \$6,000 last year then it was increased to \$8,000. He said that the amount that he and Durline put an extra \$2,213.50 into the promotion.

Alan Melanson asked Council to consider reimbursing Durline Melanson for the Christmas Promotion in the amount \$2,213.50.

Mayor Kinsella stated that he would like to see the three parties involved discuss this issue. Alan Melanson said that he is willing to meet with the other parties involved. The Chief Administrative Officer, Director of Finance and the Board of Trade will meet with Alan Melanson.

2. The Historic Gardens / Stuart Jamieson and Trish Fry- Stuart Jamieson presented the annual report and thanked Council and staff for allowing them the time to do the presentation. He said The Historic Gardens is now entering its 24<sup>th</sup> year of operation.

Trish Fry reviewed the history of the Gardens. She reported that in the late 70's early 80's the Town looked at ways of improving the Town. This included improving the main street façade work, and development of King's Theatre and The Historic Gardens. In the 80's various facilities were handed over to societies, etc. with an option to lease or purchase the facilities. The Gardens Society decided to purchase, not lease, their property. Trish Fry reported that the Gardens has retired the loan of \$113,000 over the years. She said that the Town was in bad financial shape back at the time and the Gardens relieved that pressure. She said that the Town is now in good financial shape and the Gardens is not. She reported that from 1987 to 2000, grants were received from the Province to help with operating the Gardens, but in 2000 provincial funding was cut. Trish Fry stated that the Gardens now has an accumulated deficit of approximately \$120,000. She said that the Gardens has been approved for SCIF funding in the amount of \$120,000 which requires matching funding and that any money from the Town would help leverage this amount.

Trish Fry said that The Historic Gardens have been used by various media in marketing promotions throughout the years and that this has brought a great deal of promotion to the Town.

Trish Fry stated that the Gardens would like to have a sense of belonging, to feel that the Gardens are part of the Town. She said that the Gardens would like to have a full tax exemption, not a partial exemption. She said that this could be done as a partial tax reduction and a grant for the remainder of the taxes. She said that there is now an urgent unexpected need for fencing. She also asked Council to consider providing in kind assistance from Public Works with water and sewer problems if required.

Stu Jamieson stated that the Historic Gardens would like to expand. He said that they have had continuing support over the years, but that the support has now decreased. He said that attendance over the past few years has been lower than in past years. He said that the members of the Society would appreciate any help that the Town could provide. They would like to continue to promote the gardens and have tourists come to the area to visit. He said that they have met with the Deputy Minister of Tourism of Nova Scotia to request assistance. He said that he would like to see the Town be part of the partnership.

Mayor Kinsella stated that the Gardens are a very important part of the community. Mayor Kinsella stated that staff will produce a report and forward it to the Budget Committee for further consideration.

Ron Boulding stated that the Town should be a contributing partner.

Peter Kramers asked if increasing entrance fees would be an option. Stuart Jamieson said that they have increased entrance fees and that the price is still reasonable. Trish Fry reported that the season passes are also still very reasonable. She said that they would like to have local people bring others to The Historic Gardens.

Peter Kramers suggested that the Historic Gardens should consider lowering the price for Town residents, this way they would feel a part of the community.

**Motion # 3**

*It was moved by Ron Boulding, seconded by Sherman Hudson, that the Town of Annapolis Royal permit the Public Works Department to do maintenance work to water and sewer at the Historic Gardens. Motion carried*

**DEER ISSUE**

**Motion # 4**

*It was moved by Peter Kramers, seconded by Ron Boulding, that the Town of Annapolis Royal provide a grant in an amount not to exceed \$5,000 for the material costs associated with the installation of a fence at the Historic Gardens', the Historic Gardens will supply the labour related to the fence. Motion carried.*

Trish Fry thanked the Town for its quick action and support taken on the deer issue. Stuart Jamieson echoed Trish Fry's thanks.

Trish Fry reported that there is a possibility of acquiring a third year Biology student to complete a study on wildlife in the Annapolis area. This would be funded by the Nova Scotia Department of Natural Resources.

**Motion # 5**

*It was moved by Peter Kramers, seconded by Ron Boulding, that the Deer Management Task Force be re-designated the Urban Wildlife Committee with the mandate as described in the future of the Task Force and with an equitable representation from citizens, the Historic Gardens and the town. The Historic Gardens would establish themselves as a first point of contact for issues relating to the wildlife 'threat' to flora of the Town of Annapolis Royal. This would only be done if the appropriate resources were provided. Motion carried*

**BUSINESS ARISING**

Item	Decision /Action	Responsibility	Target date
{a} Scholarship	Amery Boyer asked Council members if they had ideas on criteria to be used in administering the scholarship. She asked that they forward ideas to	Council	

	her.		
{b} Traffic Authority Disabled Parking	Ongoing.	CAO	
{c} Low Income Tax Reduction	<p>Amery Boyer asked if Council would like to entertain a Low Income Tax Reduction Bylaw. She said that there is no bylaw in place. Staff will draft a bylaw.</p> <p>Sherman Hudson said that there used to be a section in the Municipal Government Act that allowed for a reduction.</p>	Staff	
{d} Laurie Emms Memo dated March 11, 2005 re Inter-municipal Agreement for the Joint Use of the Granville Ferry Well Field	Amery Boyer said that the Town is now in the process of renegotiating the agreement.		
{e} Annapolis Valley District Health Authority's Request for Municipal Planning Strategy Map Amendment & Land Use Bylaw Map Amendment	See recommendations from Committee of the Whole section below		
{f} Jolanta Drogonewicz's Request for Municipal Planning Strategy Map Amendment & Land Use Bylaw Map Amendment	<p><b>Motion # 6</b>  <i>It was moved by Peter Kramers, seconded by Ron Boulding, that it is with regret that the Town not Proceed with the rezoning of the Jolanta Drogosiewicz, property at 108/110 Victoria Street to C 1. Motion carried</i></p> <p>Vaughn Acker stated the parking issue and the noise issue would not have been a problem. He said that he felt that he could improve the corner.</p> <p>Jolanta Drogonewicz said that she would like to beautify that corner of Victoria Street and Prince Albert Road.</p> <p>Amery Boyer said the Planner had explained that a development agreement could not be used to effect rezoning..</p> <p>Mayor Kinsella reported that the public was not in favour of rezoning of the property.</p>		

## NEW BUSINESS

Item	Decision / Action	Responsibility	Target Date
{a} Water Reports	<p>Reports have been reviewed and found to be satisfactory.</p> <p>Amery Boyer reported that representatives of the Department of Environment had visited the Town the week before and the Town of Annapolis Royal is well ahead in implementing the provincial Drinking Water Strategy.</p>	CAO	
{b} Blaine Schumacher's Email re Corner of St. George Street and School Street (1)	<p>Discussion was held.</p> <p><b>Motion # 7</b>  <i>It was moved by Ron Boulding, seconded by Doug Shaffner, that the Town of Annapolis Royal approach the School Board to request that it permit Blaine Schumacher to construct a corner park at the corner of School Street and St. George Street. Motion carried</i></p>		
{c} Annapolis Royal Lion's Club letter dated April 11, 2005 (2)	<p><b>Motion # 8</b>  <i>It was moved by Ron Boulding, seconded by Sherman Hudson approval of the Annapolis Royal Lions Club's request to operate their Lion's mobile canteen on St. George Street during Natal Day weekend as requested. Motion carried</i></p>		
{d} Environment and Labour letter dated April 05, 2005 re Landfill Sites (3)	<p>Amery Boyer requested that this be referred to the Budget Committee.</p> <p><b>Motion # 9</b>  <i>It was moved by Doug Shaffner, seconded by Ron Boulding that the issue concerning landfill standards be referred to the Budget Committee for their consideration. Motion carried</i></p>		
{e} Urban Forest (4)	<p><i>It was moved by Ron Boulding, seconded by Sherman Hudson, that the Town pass the following resolution:</i></p> <p><b>BE IT RESOLVED</b> <i>that the Town of Annapolis Royal join other municipalities like Ottawa, Windsor, Langley, Yellowknife, Fort St. John and others in urging the federal government, through the FCM, to take a leadership role in promoting the urban forest, protecting the urban forest and conducting research into the urban forest. Motion carried</i></p>		

{f} Jane Nicholson letter dated April 11, 2005 re Rezoning 108/110 Victoria Street (5)	Information only		
{g} Cultural Capitals Signage (6)	Item referred to the Signage Committee		
{h} Sign Committee Task Force Mandate	The word “numbers” should be added to the mandate. “ <b>Numbers</b> and Attributes”.		
{I} St. Anthony Street	Ron Boulding said that there are some signs of subsidence of the road on St. Anthony Street. Staff will investigate.		
{j} Basement Town Hall	<p>Amery Boyer reported that the tender has been received. She said that the cost is higher than expected. She said that this issue could be forwarded to the Budget Committee if required.</p> <p>Melony Robinson reported that \$25,000 was spent last fiscal year. This year \$10,000 was spent for a new furnace from reserves.</p> <p><b>Motion # 10</b>  <i>It was moved by Ron Boulding, seconded by Peter Kramers, that the Town approve Annapolis Builders’ quote for the Basement Renovations at Town Hall. Motion carried</i></p>		
{k} Deer Task Force (8)	Discussed under presentations		
{l} Maritect Investigations & Security Ltd (9)	Amery Boyer reported that the Police Chief, the Fire Department, the Superintendent of Public Works and herself have discussed security issues. CAO will provide a report to Council.		
{m} Arthur Reynolds Application for Changes to Heritage Property 228 St. George Street (10)	<p>Amery Boyer reported that this request will be forwarded to the Planning and Heritage Advisory Committee. She asked if anyone had any questions they would like answered.</p> <p><b>Motion # 11</b>  <i>It was moved by Doug Shaffner, seconded by Sherman Hudson, that Arthur Reynolds application for changes to heritage property at 228 St. George Street be forwarded to the Planning Heritage Advisory Committee. Motion carried</i></p>		
{n} Nova Scotia Assessment	Amery Boyer reported that the CAPS system has substantially increased		

Management Board letter dated April 14, 2005 re 2005-06 Assessment Services Budget (11)	the price to municipalities. She said that the computer system used by the Nova Scotia Assessment Management Board is outdated and needs to be replaced. She said that the Town costs would increase by \$2,000 from last year.		
{o} Animal Control Services Contract	Amery Boyer reported that this is for information only at this point. (Leave on agenda)	Council	

# RECOMMENDATIONS FROM COMMITTEES, BOARDS, COMMISSIONS

Item	Decision / Action	Responsibility	Target Date
{a} Recommendations from Committee of the Whole	<p><b>Motion # 12</b>  <i>It was moved by Peter Kramers, seconded by Ron Boulding, that the Town remove one parking space at the corner of St. George Street and St. Anthony Street in front of Annapolis Appliance for a period of three months. Motion carried</i></p> <p>It was agreed that staff would notify the property owners affected in advance of the change.</p> <p><b>Motion # 13</b>  <i>It was moved by Sherman Hudson, seconded by Ron Boulding for continuation of the process for the Annapolis District Health Authority's parcel of land on the north boundary of Annapolis Valley District Health Authority on upper St. George Street with an acceptable landscape design. Motion carried</i></p> <p><b>Motion # 14</b>  <i>It was moved by Doug Shaffner, seconded by Sherman Hudson, for approval of establishing a Sign Committee Task Force. Motion carried</i></p> <p><b>Motion #15</b>  <i>It was moved by Ron Boulding, seconded by Sherman Hudson, that approval be given to Amanda Egle's application for changes to heritage property, 241 St. George Street, Café Composé sign. Motion carried</i></p> <p><b>Motion # 16</b>  <i>It was moved by Doug Shaffner, seconded by Sherman Hudson for approval of Corrie Horton and Steve Carr's application for changes to heritage property at 124 Victoria Street (sign). Motion carried</i></p>	<b>M. Feener</b>	
Recommendations from Committee of the Whole (cont'd.)	<p>Councillor Ron Boulding declared a conflict of interest and left the room.</p> <p><b>Motion # 17</b>  <i>It was moved by Peter Kramers, seconded by Doug Shaffner, that approval be given to Ron Boulding's application for changes to heritage property at 372</i></p>		



	<p><i>St. George Street (storm windows). Motion carried</i></p> <p><b>Motion # 18</b>  <i>It was moved by Sherman Hudson, seconded by Peter Kramers, that approval be given to Dr. Carole Martin's application for changes to heritage property at 664-666 St. George Street. Motion carried</i></p> <p><b>Motion # 19</b>  <i>It was moved by Peter Kramers, seconded by Sherman Hudson approval of the consolidation of the Reserve Water Capital and the Water Capital Bank Accounts upon approval of the Utility Board. Motion carried</i></p> <p><b>Motion # 20</b>  <i>It was moved by Sherman Hudson, seconded by Doug Shaffner, that approval be given to provide Brandea Balcomb, Queen Annapolis Royal for an allowance in the amount of \$1,280 to attend the Apple Blossom Festival. Motion carried</i></p> <p><b>Motion # 21</b>  <i>It was moved by Peter Kramers, seconded by Sherman Hudson, that the Town of Annapolis Royal officially designate the year 2005 the Year of the Veteran. Motion carried</i></p>		
{b} Board of Police Commissioners	Nothing to report.	Deputy Mayor Jane DeWolfe	
{c} Port Royal 400 <sup>th</sup>	Nothing to report.	Councillor Sherman Hudson	
{d} Focus 2005	No report		
{e} Mayor's Report	Mayor John Kinsella gave an oral report to Council. He reported that the Western Valley Development Authority will be continuing its operation. He said that there will be a document and recommendations from the Mayors and CAOs for Councils consideration.	Mayor John Kinsella	
{f} Natal Day	Peter Kramers stated that the Natal Day Committee has requested a commitment of \$16,500 from the Town in advance, so that the Committee can make a commitment on Natal Day activities. Peter Kramers stated that the		

	<p>Natal Day Committee has approximately \$500 to date.</p> <p>Amery Boyer reported that the Cultural Capitals is a 50/50 project. She said that Committees should have two plans, one with Cultural Capitals funding and one without.</p> <p>Peter Kramers will ask the Committee to see if they can come up with more funding.</p> <p>Amery Boyer reported that the Marketing Director had reported that there is no more money available for Natal Days. Amery Boyer said that there may be the possibility of dropping something from another area in order to add to the Natal Day activities.</p> <p>Peter Kramers reported that the Committee has booked two dances, one for the older generation and the other for the younger generation. He said that the Natal Day Committee has lost one member to date.</p> <p>Mayor Kinsella asked if there was anything that he could do to help with Natal Day.</p>		
{g} Bay of Fundy Broad Band	John Kinsella reported that Wayne Morgan gave a presentation at April's Committee of the Whole meeting.		
{h} Other			

## CORRESPONDENCE

Item	Decision / Action	Responsibility	Target Date
{a} Federation of Canadian Municipalities (12)	No action taken.		
{b} Green Streets Announcement	Amery Boyer reported that an official announcement for Green Streets was received by email today.		
{c} Larry Bent / Paradise	<p>Mayor Kinsella read a letter regarding the abandoned rail line stating that they were opposed to the use of motorized vehicles.</p> <p><b>Motion # 22</b>  <i>It was moved by Doug Shaffner, seconded Sherman Hudson, that the Mayor write a letter of support for the people of Paradise, supporting them in their request of having the rail bed non motorized. Motion carried</i></p>		

## OTHER

**NEXT MEETING**      May 16 at 7:00 p.m.

## ADJOURNMENT

### Motion # 23

*It was moved by Doug Shaffner that the meeting adjourn at 9:25 p.m.*

Action:	Date	Signature
Reviewed by Mayor John Kinsella		
Changes made by Administrative Assistant Marlene Feener		
Approved for website by Mayor or CAO		
Forwarded to website and WVDA		

