

**MINUTES**  
**TOWN OF ANNAPOLIS ROYAL**  
**REGULAR COUNCIL**  
**July 20, 2009**  
**7:00 p.m.**

The regular meeting of the Council was held on Monday, July 20, 2009 in Council Chambers at Town Hall. In attendance were Chair Mayor Phil Roberts, Deputy Mayor Doug Shaffner, Councillors Kathie Fearon, Sherman Hudson and Pat Power, CAO Amery Boyer, Director of Finance Melony Robinson and Administrative Assistant Jackie Longmire as recording secretary. Residents Michaela and Kent Thompson were also present.

**APPROVAL OF REGULAR COUNCIL MINUTES**

**June 22, 2009**

**Motion # 1**

*It was moved by Councillor Power, seconded by Councillor Fearon, that the regular Council minutes dated June 22, 2009 and the Special Council minutes dated July 8, 2009 be approved as presented. Motion carried.*

**ADDITIONS/DELETIONS TO AGENDA**

Under New Business add:

{q} Police Vehicles

Under In-Camera add:

1. To discuss complaint received

**APPROVAL OF AGENDA**

**July 20, 2009**

***Motion # 2***

***It was moved by Councillor Fearon, seconded by Councillor Hudson, that the agenda dated July 20, 2009 be approved, as amended. Motion carried.***

**BUSINESS ARISING FROM MINUTES**

<b>Item</b>	<b>Decision / Action</b>	<b>Responsibility</b>	<b>Target Date</b>
{a} Green Energy Committee	Mayor Roberts continues to work on this Committee which should be established by the next Committee of the Whole meeting on August 5, 2009.		
{b} Special Election	<p><b><i>Motion #3</i></b>  <i>It was moved by Councillor Power, seconded by Deputy Mayor Schaffner, to acknowledge the resignation letter received from Deputy Mayor DeWolfe on June 22, 2009, to declare a vacancy on Council and to set the date of September 26, 2009 for the Special Election. Motion carried.</i></p> <p><b><i>Motion #4</i></b>  <i>It was moved by Councillor Power, seconded by Councillor Fearon, to appoint Amery Boyer as the Returning Officer and Melony Robinson as the Assistant Returning Officer for the Special Election scheduled for September 26, 2009. Motion carried.</i></p> <p><b><i>Motion #5</i></b>  <i>It was moved by Councillor Fearon, seconded by Councillor Power, to approve the Tariff of Fees as per the present policy. Motion carried.</i></p>		
{c} Federal and Provincial Funding Initiatives for Accessibility and the Accessibility Rebate Policy	Information on Federal and Provincial funding initiatives for accessibility was provided to those who expressed an interest. It was noted that funding is limited at this time. The existing Town of Annapolis Royal Accessibility Rebate Policy has been amended to extend the rebate to residential properties. The Policy does not include institutional properties and CAO	Executive Assistant	

	Boyer will refer the issue back to the Annapolis District Planning Commission.		
{d} 300 <sup>th</sup> Celebrations	This item was reviewed at the Committee of the Whole meeting on July 15, 2009.	CAO Boyer	
{e} Strategic Plan Review	A special meeting will be scheduled for review of the Strategic Plan	CAO Boyer	
{f} Civic Address By-Law	First reading of the Civic Address By-Law is complete.	Executive Assistant	
{g} Pool Insurance	This item was moved to the in-camera session to discuss possible amendments of the original agreement with FAPS.		
{h} Petit Parc	<p>The Town has the opportunity to acquire the property from Parks Canada for a sum of \$1.00. It was noted that if the Town were to acquire the property, it would lose the grant in lieu received annually (approximately \$1,000.00).</p> <p><b><i>Motion #6</i></b>  <i>It was moved by Councillor Fearon, seconded by Councillor Power, to request a replacement of the current lease for Town Hall with a new lease for Town Hall that includes Petit Parc and the boardwalk with nominal rent of \$1.00 per annum and a twenty-year term. Motion carried.</i></p>		

## NEW BUSINESS

Item	Decision / Action	Responsibility	Target Date
{a} Water Tests	Water tests have been reviewed and found to be satisfactory.	CAO	
{b} Traffic Light Sequencing during the Winter	A suggestion to have the traffic lights sequenced (i.e. flashing) during the winter months was received and reviewed by Council and the Business Liaison Committee. The Committee did not support the suggestion because	Executive Assistant	

	of issues with visibility and public safety. The Committee also thought that sequencing the traffic lights would solidify the belief that the Town shuts down in winter. All members of Council agreed and the traffic lights will continue to operate as normal during the winter months.		
{c} HST Offset Program	A letter has been drafted under the signature of the Mayor regarding the HST Offset Program. The letter was reviewed and all members of Council agreed that it should be sent to Warden Lloyd Hines, President of the UNSM.	Executive Assistant	
{d} 2009 AIMS Municipal Report Card	A meeting was recently held at the Legion to discuss the AIMS Municipal Report card and the Town's failing grade. It is agreed that there are several flaws in the study and the Mayor will send a letter to the President of the Atlantic Institute for Market Studies. The local newspaper has contacted the Town regarding the study and all information including comments from residents will be forwarded to The Spectator.	Executive Assistant	
{e} Borrowing Resolution	<p>CAO Boyer said the Town will borrow through the Municipal Finance Corporation and may take advantage of lower interest rates through Canada Mortgage and Housing Corporation. Information was provided on both options.</p> <p>The borrowing resolutions were reviewed and the following motion was passed:</p> <p><b><i>Motion #7</i></b>  <b><i>It was moved by Councillor Fearon, seconded Councillor Hudson, to approve the temporary borrowing resolution in the amount of \$190,000.00 with file reference as Infrastructure Replacement and approval of the temporary borrowing resolution in the amount of \$70,000.00 with file reference as Water. Motion carried.</i></b></p>		
{f} Development/Building Permit Report and Fire Inspection Report	For information only.		
{g} Letter from Pierre Pellerin - Request to name the new trail behind the Fire Hall Pellerin Trail	Council had previously discussed naming the new trail after Membertou but no official motion was made. Mayor Roberts has sent a letter to Bear River First Nations regarding the naming of the trail and it was agreed that a response should be received before the name Membertou Trail is made official. The name of Pellerin may be considered for other projects on the	Executive Assistant	

	Fortier Mills property.		
{h} Outdoor Fire By-Law	The new Outdoor Fire By-Law bans community bonfires and CAO Boyer has asked if Council wished to amend the By-Law to allow approved bonfires. Council agreed and will review the proposed wording at the next meeting of Council on August 17, 2009.		
{I} Burning Permit By-Law	This By-Law will be repealed when the review of the Outdoor Fire By-Law is complete.		
{j} Policy - Contractors on Town Property - Not Hired by the Town	Council discussed the proposed policy and several questions were raised. It was the opinion of Council that this policy may discourage contractors from doing work within Town. CAO Boyer will review the policy further and bring it back to Council at the next meeting on August 17, 2009.		
{k} Voters' List	Council was asked to review the list and provide any changes or corrections to Sandi Millett-Campbell.		
{l} Line Painting at Farmer's Market	A suggestion was made that parking lot lines be repainted in the Farmers' Market parking lot to maximize the use of space. Council discussed the expense and the advantages and agreed that it is too late in the season for line painting this year. This item will be brought forward during budget discussion for 2010-2011.		
{m} Sewer System	<p>A letter was forwarded to the Department of Environment regarding the dumping of raw sewage into the Town's sewer system by County employees. No response has been received to date. CAO Boyer and Mayor Roberts continue to try and make arrangements for a meeting with the Warden and CAO of the County of Annapolis. There are several concerns with the shared sewer system and all will be discussed when a meeting can be arranged.</p> <p>A copy of the letter that was forwarded to the Department of Environment has been also forwarded to the County. It was noted that there is no valid, up to date agreement with the County for the sewer system.</p>		
{n} Anti-idling and information on a new project through the	This item had been previously discussed by the Business Liaison Committee and concerns were expressed. Questions surrounding delivery trucks and		

Ecology Action Centre	refrigerated trucks were raised. More research will be done on the proposed by-law and CAO Boyer and/or the Executive Assistant will provide information relating to idling for comparison.		
{o} LED Street Light Project - Update	The installation of the new LED streetlights should be complete by mid-August. The Province-wide launch of the project is tentatively set for August 21 in Annapolis Royal.	Executive Assistant	
{p} Water Utility Budget - Request for approval	<b><i>Motion #8</i></b> <b><i>It was moved by Councillor Fearon, seconded by Deputy Mayor Shaffner, to approve the Water Utility Budget, as presented. Motion carried.</i></b>		
{q} Police Vehicles	Police Chief Preston Matthews has obtained several quotes for the purchase of new police vehicles and is recommending that a Chevrolet Uplander and Lumina be purchased. It was noted that there has been no final response from ecoNova Scotia regarding the funding application for hybrid police vehicles. Council suggested that the Department wait for a response before any vehicles are purchased. CAO Boyer said that there are new federal rules regarding capital purchases and it is possible that the purchase may have to go through the tender process as opposed to invited bids.		

## RECOMMENDATIONS FROM COMMITTEES, BOARDS, COMMISSIONS

Item	Decision / Action	Responsibility	Target Date
(a) Recommendations from Committee of the Whole	<p><b><i>6. It was moved by Deputy Mayor Shaffner, seconded by Councillor Fearon, to amend the Land Use By-Law by rezoning the property known as 478 St. George Street from the Institutional (I1) zone to the Residential (R1) zone. Motion carried.</i></b></p> <p><b><i>7. It was moved by Councillor Fearon, seconded by Councillor Power, to approve the application for changes to heritage property located at 712 St. George Street, with the changes to consist of a new railing on an existing deck. Motion carried.</i></b></p> <p><b><i>8. It was moved by Councillor Power, seconded by Councillor Hudson</i></b></p>		

	<i>that the Town and the contractor work closely with the Annapolis Heritage Society on the Lower St. George Street project to ensure that suitable sidewalks are constructed in the area. Motion carried.</i>		
{b} Recommendation from the Board of Police Commissioners	<p>At the last meeting of the Board of Police Commissioners, a formal motion was made recommending that Council seriously consider additional space for the Police Department. CAO Boyer said that she has been working on this issue for over a year and all options other than her office space seem to have been exhausted. She suggested that the CAO office be moved to another location in the building and doors be created to open up the current CAO office space to the Department.</p> <p>Michaela Thompson explained the layout of the Foodbank and said that it would not be possible for the Foodbank to switch places with the police office; there isn't enough room in the police office for the Foodbank equipment. It was agreed that the Town cannot afford to pay a rental fee to have the police office move to another location. All options will continue to be explored.</p>		
{b} Board of Police Commissioners	A meeting of the Board of Police Commissioners was not held during the month of July.	Councillor Fearon	
{c} Mayor's Report	Mayor Roberts attended the graduation ceremonies at AWEC and events on Canada Day. Deputy Mayor Shaffner will attend the Cadet graduation ceremonies in Cornwallis on July 23.	Mayor Phil Roberts	
{d} ADEDA	There was no meeting in July and nothing to report.	Councillor Hudson	
{e} King's Theatre	Councillor Fearon said that the Theatre website is in the process of being improved. She also noted that Mayor Roberts donated a grand piano to King's Theatre.	Councillor Kathie Fearon	
{f} REMO	There was no meeting in July and nothing to report.	Councillor Sherman Hudson	

{g} Historic Gardens	Councillor Power said that Phase 2 of the donor challenge fundraising effort is underway. Phase 2 consists of addressing community leaders through a letter. Phase 3 is a corporate effort and will be launched at a later date.	Councillor Pat Power	
{h} Business Liaison Committee	<p>Councillor Power said that the Committee met this morning and the meeting went well. A chair will be selected at the next meeting. The group currently has 5 confirmed members with 2 others expressing interest. Beth Fairn will attend monthly Committee of the Whole meetings. The group will meet monthly with the next meeting scheduled for August 11, 2009.</p> <p><b><i>Motion #9</i></b>  <i>It was moved by Councillor Power, seconded by Councillor Hudson to accept the membership of the Business Liaison Committee as the following: Pat Redgrave, Paul Stackhouse, Caroline Bosley, Danny McClair, Holly Sanford and Beth Fairn, with Councillor Power as the Council representative. Motion carried.</i></p>	Councillor Pat Power	
{I} Twinning Committee	Mayor Roberts had nothing to report at this time.		

## CORRESPONDENCE

Item	Decision / Action	Responsibility	Target Date
{a} None			

## IN CAMERA

*It was moved by Councillor Fearon, seconded by Councillor Hudson, to move in camera to discuss potential amendments to an agreement and a complaint that was received.*

*It was moved by Councillor Hudson, seconded by Councillor Fearon, to move out of camera.*

Town of Annapolis Royal  
Council Meeting  
July 20, 2009

During the in camera session Mayor Roberts asked Deputy Mayor Shaffner to assume the Chair position so that he could speak on the potential amendments to an agreement. Councillor Shaffner agreed and chaired that portion of the meeting.

The following motion is a result of the in camera discussion:

***Motion #10***

***It was moved by Councillor Power, seconded by Mayor Roberts to increase the grant to FAPS by an additional \$1,500.00 for the 2009-2010 budget year to cover additional insurance expenses. This motion was defeated with 3 nay votes recorded.***

**NEXT MEETING    August 17, 2009**

**ADJOURNMENT**

***It was moved by Councillor Fearon to adjourn the meeting.***

<b><i>Action:</i></b>	<b><i>Date</i></b>	<b><i>Signature</i></b>
<b>Reviewed by Mayor Phil Roberts</b>		
<b>Changes made by Administrative Assistant Jackie Longmire</b>		
<b>Approved for website by Mayor or CAO</b>		
<b>Forwarded to the Website</b>		