

UNAPPROVED MINUTES

PLEASE READ THESE MINUTES CAREFULLY AND TAKE ACTION AS NECESSARY. PLEASE BRING A COPY OF THESE MINUTES TO THE NEXT COMMITTEE/COUNCIL MEETING.

TOWN OF ANNAPOLIS ROYAL

REGULAR COUNCIL

May 22, 2003

7:00 p.m.

The regular session of Town Council was held on May 22, 2003 at 7:00 p.m. in the Council Chambers at Town Hall. In attendance were Mayor J. Kinsella, Deputy Mayor T. Fry, Councillors R. Microys, M. Tompkins, J. DeWolfe and W. Morgan, Chief Administrative Officer A. Boyer, and Administrative Assistant M. Feener as recording secretary, and Katie Tinker from the Spectator. Regrets from Director of Finance T. Silver.

CALL TO ORDER

Mayor Kinsella called the meeting to order at 7:08 p.m.

APPROVAL OF REGULAR MINUTES April 23, 2003

<i>MOTION #1</i> Approval of Minutes of April 23, 2003

It was moved by M. Tompkins, seconded by T. Fry, that the minutes of Regular Council held April 23, 2003 be approved as circulated. MOTION CARRIED

ADDITIONS/DELETIONS TO THE AGENDA

APPROVAL OF AGENDA

<i>MOTION #2</i> Approval of Agenda
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It was moved by T. Fry, seconded by R. Microys, that the Agenda for Regular Council of May 22, 2003 be approved as circulated. MOTION CARRIED

BUSINESS ARISING

- {a} Carole Milligan Re: King's Theatre - C. Milligan gave members of Council a copy of her presentation. She said that she is a former board member and has worked as a consultant with other King's Theatre boards. She stated that conditions should be attached to any grant that the Town may give King's Theatre and that the directors need to know what their responsibilities are.

Mayor Kinsella stated that King's Chair Heather Stairs and Finance Chair Byron Mersereau were both present at the Committee of the Whole meeting held May 14, 2003. He said that they had indicated that without the grant from the Town that the Theatre would close.

Heather Stairs stated that Ward Carson and Byron Mersereau were still going over King's Theatre's finances. They said that there were several bills that are 120 days plus overdue. She said that another meeting will be held Monday May 26, 2003.

Byron Mersereau stated that the facilities grant from the province is not expected until the end of June 2003. He stated that two instalments of \$8,000 one month apart should get them through.

H. Stairs stated that there is a volunteer bookkeeper who will come in and sort through King's Theatre's finances and may continue to volunteer to do the books. She said that this Board is committed to make the Theatre work. She said that whatever realistic conditions that the Town puts in place, the Board will follow.

B. Mersereau stated that according to the King's Theatre budget projected a loss of \$21,000 for the first four months. To date the loss is \$30,000 which is \$9,000 more than was projected. The budget also projected that the \$21,000 shortfall would be made up over the next eight months.

Mayor Kinsella stated that Ward Carson admitted publicly that the Board failed to foresee the cash flow crunch.

A. Boyer reported that King's Theatre has been working with the Town on a number of issues. She said that King's Theatre paid \$4,500 for an old loan and they also gave the proceeds for the film My Big Fat Greek Wedding to the Town.

It was moved by T. Fry, seconded by J. DeWolfe that the Town provide King's Theatre with a grant of up to \$16,000 providing that they supply the Town with an itemized list of bills. \$8,000 to be given immediately and an additional \$8,000 on June 15, 2003, subject to a long list of conditions (see attached). Motion was revoked.

W. Morgan stated that the motion was very complicated. Discussion was held.

MOTION # 3 Approval to provide King's Theatre a grant of \$8,000

It was moved by M. Tompkins, seconded by J. DeWolfe that the Town of Annapolis Royal provide a grant of \$8,000 at this time, with time for the King's Theatre Board to have their house in order within a six to seven week period. (One nay T. Fry) MOTION CARRIED

T. Fry stated that she absolutely supports King's Theatre, however, she could not support a motion which did not include conditions.

Mayor Kinsella stated that it was King's Theatre Board's responsibility to decide who they hire. He wished the Board the best of luck. He said that the motion does not address the problems they are facing.

CAO A. Boyer will provide the King's Theatre Board with a letter stating what will be expected from them at the end of the six to seven week period.

NEW BUSINESS

{a} Town of Annapolis Royal Loitering Bylaw (Second Reading) -

MOTION # 4 Approval of Second Reading of Town of Annapolis Royal's Loitering Bylaw

It was moved by T. Fry, seconded by M. Tompkins that the Town of Annapolis Royal give second and final reading of the Loitering Bylaw. MOTION CARRIED

{b} Town of Annapolis Royal Heritage Bylaw (First Reading) -

MOTION # 5 Approval of First Reading of the Town of Annapolis Royal's Heritage Bylaw

It was moved by T. Fry, seconded by W. Morgan approval of the first reading of the Town of Annapolis Royal's Heritage Bylaw and that it be forwarded for second reading. MOTION CARRIED

{c} Town of Annapolis Royal Public Health Bylaw (First Reading) -

MOTION # 6 Approval of First Reading of the Town of Annapolis Royal's Public Health Bylaw

It was moved by T. Fry, seconded by J. DeWolfe approval of the first reading of the Town of Annapolis Royal's Public Health Bylaw and that it be forwarded for second reading. MOTION CARRIED

{d} Town of Annapolis Royal noise Bylaw (First Reading) -

MOTION # 7 Approval of First Reading of the Town of Annapolis Royal's Noise Bylaw

It was moved by R. Microys, seconded by M. Tompkins approval of the first reading of the Town of Annapolis Royal's Noise Bylaw and that it be forwarded for second reading. MOTION CARRIED

RECOMMENDATIONS FROM COMMITTEES, BOARDS, COMMISSIONS

{a} Committee of the Whole -

MOTION # 8 Approval of Karen Allen's Application File No. AR03-001-MPS/LUB

It was moved by T. Fry, seconded by J. DeWolfe, that the Town proceed with the accelerated

process for Karen Allen's Application File No. AR03-001-MPS/LUB for the property at 158 St. George Street. MOTION CARRIED

MOTION # 9 Approval that the Town close part of Church Street on a trial basis from St. James Street to Ye Olde Towne Pub

It was moved by T. Fry, seconded by R. Microys, that the Town partially close part of Church Street on a trial basis from St. James Street to Ye Olde Town Pub from May 17, 2003 to October 18, 2003. Communication will be given to all members of the community that if there are insurmountable problems the street will be reverted back to its original state. (One nay M. Tompkins) MOTION CARRIED

MOTION # 10 Approval of Annapolis Region Community Arts Council's Application for Changes to Heritage Property (Sign)

It was moved by T. Fry, seconded by R. Microys that approval be given to the Annapolis Region Community Arts Council's application for changes to heritage property at 396 St. George Street (sign). MOTION CARRIED

MOTION # 11 Approval of Bills for the Month of March 2003

It was moved by T. Fry, seconded by J. DeWolfe that the bills for the month of April 2003, \$143,553.84 for General Account and \$1,004.61 for Water Account, for a total of \$144,558.45 be approved for payment. MOTION CARRIED

{b} Human Resource Committee - Nothing to report.

{c} Board of Police Commissioners - J. DeWolfe reported that a Police Review meeting was held today.

MOTION #12 Approval for the Navy League of Canada to Hold a Tag Day on September 13, 2003

It was moved by R. Microys, seconded by W. Morgan that a letter be sent to the navy League of Canada informing them that September 13, 2003 for their Tag Day in Annapolis Royal is approved. MOTION CARRIED

{d} Marketing and Development Committee - M. Tompkins reported that the Marketing and Development Committee has joined with the Annapolis District Board of Trade. He said that the Board of Trade has scheduled its first annual golf tournament which will be held on July 26, 2003.

R. Microys reported that the last Marketing and Development meeting had a very good turnout and was very successful.

{e} Staff Report - A. Boyer stated that three applications for sandwich boards sign have been

received since the Committee of the Whole meeting on May 14, 2003 which include:
{1} Kathy Ziegler, Annapolis Design Centre's application for sandwich board sign (offsite) at 29 Victoria Street.

MOTION # 13 Approval of K. Ziegler's Application for Sandwich Board Sign with stipulation

It was moved by T. Fry, seconded by J. DeWolfe that approval be given to Kathy Ziegler's application for a sandwich board sign for a one year period year on the property adjacent and to the right of the present sign (Crooked Floor), providing the appropriate approvals have been granted. (One nay W. Morgan) MOTION CARRIED

{2} Valerie Clayton, Val's Cuisine's application for sandwich board sign at 274 St. George Street.

MOTION # 14 Approval of V. Clayton's Application for Sandwich Board Sign

It was moved by T. Fry, seconded by R. Microys that approval be given to Valerie Clayton's application for a sandwich board sign (for a three year period) subject to appropriate placement of sign. MOTION CARRIED

{3} Marie Amero's request for Temporary Signage during Natal Day Weekend. Discussion was held. This is for a four to five day period and approval is not required for this type of request.

{I} Mayor's Report - Mayor Kinsella reported on the following:

- May 04 attended the Battle of the Atlantic Ceremony
- May 09 -09 attended the UNSM Spring conference at eh Keltic Lodge in Cape Breton
- May 17 judged the bicycle and hat competition during the Victoria Day weekend
- attended the Fundy Web Broadband meeting.

CORRESPONDENCE

{a} ADPC/Development Building Permit Report for the month of March 2003 - Information only.

{b} Valley Care Pregnancy Centre Luncheon May 26, 2003 - Information only.

NEXT MEETING

The next regular Council meeting will be held on Monday, June 16, 2003 at 7:00 p.m.

ADJOURNMENT

<i>MOTION # 15</i> Adjournment

On motion of R. Microys and T. Fry, the meeting adjourned.

<i>Action:</i>	<i>Date</i>	<i>Signature</i>
Reviewed by Mayor John Kinsella		
Changes made by Administrative Assistant Marlene Feener		
Approved for website by Mayor or CAO		

MOTIONS OF COUNCIL
DATED MAY 22, 2003

5. APPROVAL OF MINUTES APRIL 23, 2002
6. APPROVAL OF AGENDA FOR MAY 22, 2003
7. APPROVAL TO PROVIDE KING'S THEATRE A GRANT OF \$8,000
8. APPROVAL OF SECOND READING OF TOWN OF ANNAPOLIS ROYAL'S LOITERING BYLAW
9. APPROVAL OF FIRST READING OF THE TOWN OF ANNAPOLIS ROYAL'S HERITAGE BYLAW
10. APPROVAL OF FIRST READING OF THE TOWN OF ANNAPOLIS ROYAL'S PUBLIC HEALTH BYLAW
11. APPROVAL OF FIRST READING OF THE TOWN OF ANNAPOLIS ROYAL'S NOISE BYLAW
12. APPROVAL OF KAREN ALLEN'S APPLICATION FILE NO. AR03-001-MPS/LUB
13. APPROVAL THAT THE TOWN CLOSE PART OF CHURCH STREET ON A TRIAL BASIS FROM ST. JAMES STREET TO YE OLDE TOWN E PUB
14. APPROVAL OF ANNAPOLIS REGION COMMUNITY ARTS COUNCIL'S APPLICATION FOR CHANGES TO HERITAGE PROPERTY (SIGN)
15. APPROVAL BILLS FOR THE MONTH OF MARCH 2003
16. APPROVAL FOR THE NAVY LEAGUE OF CANADA TO HOLD A TAG DAY ON SEPTEMBER 13, 2003
17. APPROVAL OF KATHY ZIEGLER'S APPLICATION FOR SANDWICH BOARD SIGN WITH STIPULATION
18. APPROVAL OF VALERIE CLAYTON'S APPLICATION FOR SANDWICH BOARD SIGN
19. ADJOURNMENT