

**Town of Annapolis Royal  
Council Meeting Approved Minutes  
June 18, 2018 at 4:00 pm**

**1. PRESENT:** Mayor William MacDonald (Chair), Deputy Mayor Power (left at 6:46pm), Councillor Holly Sanford, Councillor Owen Elliot (arrived at 5:45pm), CAO<sup>1</sup> Gregory Barr (left at 6:46pm), Recording Secretary Amy MacManus, CDC<sup>2</sup> Sandi Millett-Campbell, and members of the public (some left throughout the meeting)

**2. REGRETS:** Councillor Kinsella

**3. CALL TO ORDER:** Chair MacDonald called the meeting to order at 4:01pm.

**4. ADDITIONS TO AGENDA:**

- i. Under Section 9, item ii, Business Arising: Rainbow Crosswalk
- ii. Under Section 10, item v, New Business: Canada Day Expenses
- iii. Under Section 14, item i, In-camera: Litigation & Contract Negotiations

**5. APPROVAL OF AGENDA:**

**MOTION #C2018-JUNE-18-01**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to approve the agenda as amended. **Motion carried.**

**6. APPROVAL OF COUNCIL MINUTES:**

- i. Council – May 22, 2018

**MOTION #C2018-JUNE-18-02**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to approve the May 22, 2018 minutes as presented. **Motion carried.**

**7. PUBLIC INPUT:**

Alan Melanson offered thanks for the wigwam that was erected in town. He greatly appreciates it and has used it as a focal point on his historical tours. Mayor MacDonald will pass on Mr. Melanson's thanks to Bear River First Nation, who erected the wigwam.

**8. PRESENTATIONS:** None

**9. BUSINESS ARISING:**

- i. Soccer Field Presentation – Discussion

CAO Barr summarized the presentation and financial ask by AWEC regarding the soccer field. They are seeking an additional \$5000.00, which is not allotted for in the Town's approved budget. There will be a future ask for funding from AWEC toward fencing. AWEC will also be approaching the County of Annapolis for a financial assistance. Council discussed.

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<sup>1</sup> Chief Administrative Officer

<sup>2</sup> Community Development Officer

**MOTION #C2018-JUNE-18-03**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford to approve \$3,000.00 toward remediation and additional work being done at the soccer field by AWEC. **Motion carried. Two yay votes, one nay vote (Mayor MacDonald).**

ii. Rainbow Crosswalk

CAO Barr summarized the findings of the Traffic Flow Advisory Committee regarding the installation of a rainbow crosswalk in town.

**MOTION #C2018-JUNE-18-04**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to approve installation of a rainbow crosswalk from King's Theatre Plaza to the Farmers Market Square using line marking as recommended by the Traffic Authority. **Motion carried.**

**10. NEW BUSINESS:**

i. Noise Exemption Request – Queen Anne Inn

**MOTION #C2018-JUNE-18-05**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford for noise exemption to be approved until midnight for the dates of August 4<sup>th</sup>, 11<sup>th</sup>, and September 15<sup>th</sup> on behalf of the Queen Anne Inn in view of the fact that the fees have been paid and as outlined in the Noise Exemption By-law. **Motion carried.**

ii. Offer to Sell – Survey

CAO Barr presented the costs for the legal survey for the Prince Albert and St. Anthony intersection. He recommended holding off for this fiscal year. Council concurred and directed him to continue correspondence with West Nova Land Surveys as required.

iii. Wynnie's Swing

Chair MacDonald presented the idea of dedicating the middle swing at the playground to Wynifred Thompson as she uses the swing on an almost daily basis. It would be marked by a plaque on the swing. Discussion ensued. Item tabled until Mayor MacDonald has spoken with Wynnie's mother.

iv. FCM Staffing Grant

CAO Barr summarized the letter from the Municipality of the District of Digby, asking if the Town of Annapolis Royal is interested in partnering on the FCM Climate Change Staff Grant (Digby Municipality would complete the application).

**MOTION #C2018-JUNE-18-06**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford to provide a letter of support to the Municipality of the District of Digby supporting an application to the FCM Climate Change Staff Grant. **Motion carried.**

v. Canada Day Celebrations

CAO Barr relayed that the planned celebrations for Canada Day are going to cost \$9,924.00, which is more than the approved \$7500.00 budget. This would not actually cost the Town extra as additional funding has been obtained toward entertainment or cost savings has been achieved in other areas. Approval for increase in expenditures is being sought from council. Discussion ensued. Councillor

Sanford requested that a call for volunteers be issued to aid in setting up and taking down the tables and chairs for the Community Kitchen Party.

**MOTION #C2018-JUNE-18-07**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford that the actual expenditures be approved to be \$10,000.00 for Canada Days events provided that the extra \$2500.00 is obtained through alternative sources of funding and/or cost savings. **Motion carried.**

**11. RECOMMENDATIONS FROM COMMITTEES, BOARDS AND COMMISSIONS:**

**Traffic Flow Advisory Committee** (this item moved up in the agenda as members of the public present to offer input)

**MOTION #C2018-JUNE-18-08**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford that Council direct Public Works to install “no parking” signs on Church Street from St. James Street towards St. George Street. **Motion tabled until further options are found.**

Debra Kuzyk offered input regarding the issue. Discussion ensued. CAO Barr read a statement from the Traffic Authority on the topic. Council directed CAO Barr to have a discussion as soon as possible with the Traffic Flow Authority to determine alternative solutions and best address the public safety issue of cars on the section of Church Street from the Masonic Lodge to the pub.

**Committee of the Whole**

**MOTION #C2018-JUNE-18-09**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford to direct MEDC<sup>3</sup> to re-open the discussion of the merits of joining the Valley REN<sup>4</sup>. **Motion carried.**

**MOTION #C2018-JUNE-18-10**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to establish a public meeting associated with the intersection at Highway 1 and St. Anthony Street. **Motion carried.**

**MOTION #C2018-JUNE-18-11**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford to rescind MOTION #C2018-MAY-22-11, “that staff implement a curbside yard waste disposal service as recommended and take the necessary steps to discontinue the use of the current yard waste disposal site”. **Motion carried.**

**MOTION #C2018-JUNE-18-12**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to agree to hold a public consultation for the Leaf and Yard Waste issue at the same time as the intersection at Highway 1 and St. Anthony Street and at that point to put a long-term solution in place. **Motion carried.**

**MOTION #C2018-JUNE-18-13**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford to approve the Water Utility and Water Capital budgets for 2018/2019 as presented. **Motion carried.**

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<sup>3</sup> Marketing and Economic Development Committee

<sup>4</sup> Regional Enterprise Network

**MOTION #C2018-JUNE-18-14**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to agree that the vacant seat for Housing Nova Scotia Board - 3 year term - be advertised. **Motion carried.**

**MOTION #C2018-JUNE-18-15**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford that Council agree that staff lobby the Government of Nova Scotia by way of letter that public consumption of cannabis legislation not fall to the municipality, but that it be a provincial standard, as with alcohol. **Motion carried.**

**MOTION #C2018-JUNE-18-16**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to approve a \$50.00 a month reduction in rent for the Annapolis Royal and Area Food Bank during the renovation period to a maximum of six months. **Motion carried.**

**MOTION #C2018-JUNE-18-17**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford to agree to suspend regular August Council and subcommittee meetings with the provision that a special meeting can be called in the event of a pressing matter. **Motion carried.**

**MOTION #C2018-JUNE-18-18**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to appoint CAO, Gregory Barr, to negotiate on behalf of the Town of Annapolis Royal regarding the withdrawal of the County of Annapolis from the Valley Region Solid Waste-Resource Management Authority, in accordance with section 32 of the Inter-Municipal Service Agreement. **Motion carried.**

**MOTION #C2018-JUNE-18-19**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford to approve \$500.00 for costs for a port-a-potty located at AWEC sports fields for the 2018 season, utilizing available funds from the Facilities Maintenance and repair budget. **Motion carried.**

**MOTION #C2018-JUNE-18-20**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power that Council issue a letter of support to the Municipality of Digby for the completion of Highway 101 Digby to Weymouth, Phase 2 Funding. **Motion carried.**

**MOTION #C2018-JUNE-18-21**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford that the Town apply for the Beautification and Streetscaping Program grant with the Department of Municipal Affairs. **Motion carried.**

**Planning and Heritage Advisory Committee**

**MOTION #C2018-JUNE-18-22**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power that the applicant at 176-178 St. George Street be given heritage approval to add a wooden fence on the side of the property and replace the red shingles on the barn/garage to wooden bat and board siding as detailed in the application AR18-017-HER, providing the requirements of the Land Use By-Law are met. **Motion carried.**

**MOTION #C2018-JUNE-18-23**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford that the applicant at 151 Victoria Street be given heritage approval to add two interpretive panels on the building, as detailed in the application AR18-018-HER, providing the requirements of the Land Use By-Law are met. **Motion carried.**

**Traffic Flow Advisory Committee**

**MOTION #C2018-JUNE-18-24**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power that a stop sign be installed at the Farmers Market parking lot exit at the intersection of St. James Street and Church Street. **Motion carried.**

**MOTION #C2018-JUNE-18-25**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford that funding of the Hatch study relating to the intersection of Victoria Street and St. Anthony Street be approved to a maximum of \$5,000.00 + HST to be funded from the Operating Reserve. **Motion carried.**

**MOTION #C2018-JUNE-18-26**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to install a gate at the Town limits entrance point to the Rail Trail, located behind the AWEC soccer field. **Motion carried.**

**12. REPORTS FROM COMMITTEES, BOARDS AND COMMISSIONS:**

- i. Mayor's Report – Mayor MacDonald  
Mayor MacDonald summarized his activities for the month.
- ii. Marketing and Economic Development Committee – Councillor Elliot  
Councillor Elliot not in attendance.
- iii. REMO – Mayor MacDonald  
There is a REMO meeting for staff coming up this week.
- iv. Planning Services Report  
Council acknowledged.
- v. Planning and Heritage Advisory Committee – Councillor Kinsella  
Councillor Kinsella not in attendance.
- vi. Traffic Flow Advisory Committee – Councillor Kinsella  
Councillor Kinsella not in attendance.
- vii. CAO's Report  
Council acknowledged.
- viii. Police Report – Councillor Elliot  
Councillor Elliot not in attendance.

ix. Investment Committee – Councillor Kinsella  
Councillor Kinsella not in attendance.

x. Library Report – Deputy Mayor Power  
Deputy Mayor Power provided an update.

xi. Valley Waste Resource Management – Councillor Kinsella  
Councillor Kinsella not in attendance.

xii. Water Report  
Council acknowledged.

xiii. Municipal Effectiveness Advisory Committee – Mayor MacDonald  
Mayor MacDonald thanked the members of the committee for their work.

xiv. Annapolis Royal Historic Gardens – Councillor Elliot  
Councillor Elliot not in attendance.

xv. King's Theatre – Councillor Sanford  
Councillor Sanford provided an update.

xvi. Upper Clements Park – Mayor MacDonald  
Chair MacDonald provided an update.

xvii. Twinning Committee – Councillor Kinsella  
Chair MacDonald provided an update.

**Ad-hoc addition to the agenda:** Deputy Mayor Power relayed that the County of Annapolis is seeking the opinion of the Wharf Association on Tom's Bus using the parking lot at the causeway as a vending location.

### **13. CORRESPONDENCE:**

i. BoPC Resignation – Danny McClair  
Council acknowledged.

ii. Update Digby Pines RFP  
Council acknowledged.

iii. Thank You Note – Lillian Stewart  
Council acknowledged.

iv. Thank You Note – Province  
Council acknowledged.

v. 42 St James Street

CAO Barr explained the issue and relayed that it is not a Town issue and appears the problem lies on private property. Council discussed and directed CAO Barr to respond the owner of 42 St. James Street and share the video images with the owner.

vi. Peace Pole Request

Council discussed the letter submitted from the Church offering to give the peace pole to the Town. Council directed staff to re-iterate to the Church that the peace pole can be erected at the intersection if a permit is completed but the Town will accept the gift if the Church does not want to complete the permit. Town would determine a feasible location for installation.

**MOTION #C2018-JUNE-18-27**

It was moved by Deputy Mayor Power, seconded by Councillor Sanford that the Church be notified that if they wish to keep the peace poll, they need to get a permit, if they wish to give it up, the Town will receive it and decide an appropriate location. **Motion carried.**

vii. VWRM Correspondence

Council acknowledged.

viii. Compliment – Cindy Wilson

Council acknowledged with thanks.

ix. Complaint – re Compost Collection

Council acknowledged.

x. NSFM Board Report, June 8, 2018

Council acknowledged.

xi. Re: Small Towns Big Art: Symposium

Council acknowledged and asked that the information be forwarded to ARCAC.

**MOTION #C2018-JUNE-18-28**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to move in-camera at 5:53pm to discuss litigation and contract negotiations. **Motion carried.**

**14. IN-CAMERA:**

i. Litigation & Contract Negotiation

**MOTION #C2018-JUNE-18-29**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to move out-of-camera at 6:05pm. **Motion carried.**

**MOTION #C2018-JUNE-18-30**

It was moved by Councillor Sanford, seconded by Deputy Mayor Power to contract with legal counsel jointly with six of the seven parties to the IMSA for the Valley Region Solid Waste Resource Management Authority in relation to contract negotiations with the remaining party and assign CAO Barr with authority to engage with the legal counsel on behalf of Annapolis Royal. **Motion carried.**

**15. PUBLIC HEARING: 6pm with Planner Chris Millier**

**MOTION #C2018-JUNE-18-31**

It was moved by Deputy Mayor Power, seconded by Councillor Elliot to move into recess AT 6:10PM for a public hearing. **Motion carried.**

**16. Resumption of Council Meeting**

Mayor MacDonald stated that the recess is ended, and the council meeting will come to order at 6:49pm.

**17. Second Reading of Development Agreement Amendment – Discussion**

Chair MacDonald re-read the proposed motion “that Council give second reading approval for the Town to enter into a Development Agreement amendment with Nova Scotia Power for the construction and installation of a new HVAC structure and the installation of a new pad mounter transformer adjacent to Prince Albert Road and the relocation of two existing accessory structures and the removal of exterior ventilation ductwork per plan and specifications submitted with the application dated March 28, 2018.” Councillor Elliot moved the motion. No seconder. Motion fell to the floor.

**MOTION #C2018-JUNE-18-32**

It was moved by Councillor Sanford, seconded by Councillor Elliot to table proposed motion “that Council give second reading approval for the Town to enter into a Development Agreement amendment with Nova Scotia Power for the construction and installation of a new HVAC structure and the installation of a new pad mounter transformer adjacent to Prince Albert Road and the relocation of two existing accessory structures and the removal of exterior ventilation ductwork per plan and specifications submitted with the application dated March 28, 2018” to the next Committee of the Whole meeting. **Motion carried.**

CDC Millett-Campbell and Planner Chris Millier detailed the next steps and what would qualify as a substantial change.

**18. ADJOURNMENT**

**MOTION #C2018-JUNE-18-33**

It was moved by Councillor Elliot to adjourn the meeting at 7:09pm.

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Chair William MacDonald

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Recording Secretary Amy MacManus