

MUNICIPALITY OF THE COUNTY OF ANTIGONISH

**Council Chambers
Municipal Building**

**Tuesday
April 16, 2013**

A Meeting of Municipal Council for the Municipality of the County of Antigonish was held on Tuesday, April 16, 2013 at 7:40 p.m. in the Council Chambers of the Municipal Administration Centre, 285 Beech Hill Road, Antigonish, NS.

Present were: Deputy Warden Owen McCarron
Councillor Mary MacLellan
Councillor Donnie MacDonald
Councillor Bill MacFarlane
Councillor Rémi Deveau
Councillor Vaughan Chisholm
Councillor Hughie Stewart
Councillor Pierre Boucher

Also present was: Alan J. Bond, Municipal Clerk/Treasurer
Debbie Cormier, Deputy Clerk
Adam Rodgers, Municipal Solicitor
Corey LeBlanc, The Casket
Heather MacAdam, 98.9 XFM
Matt Draper, The Reporter
Greg Morrow, The Hawk
Deon Sampson, Antigonish Archery Association
Jonathan MacKenzie, Antigonish Archery Association
Fenn Martin, All of Us Society for Art Presentations
Alex Thuku, All of Us Society for Art Presentations
Sheena Cameron, Antigonish Poverty Reduction Coalition
Marian MacNeil, Antigonish Poverty Reduction Coalition
Lucille Harper, Antigonish Poverty Reduction Coalition
Gallery

The meeting was called to order by the Chair, Deputy Warden Owen McCarron. Deputy Warden apologized for the delay in starting the meeting.

APPROVAL OF AGENDA

Deputy Warden McCarron called for any additions or deletions to the agenda as presented. The following items were added to the Agenda:

- 1) Recommendations from Planning Advisory Committee Meeting
- 2) Petition for Paving of Dunmore Road, Deputy Warden Owen McCarron
- 3) Resent Power Outages – Nova Scotia Power, Deputy Warden Owen McCarron

**2013-029 *MOVED by Councillor Donnie MacDonald, SECONDED by Councillor Mary MacLellan*
*App. Agenda that the agenda be approved as amended. Motion carried.***

APPROVAL OF MINUTES

Deputy Warden McCarron called for any errors or omissions to the Minutes of March 16, 2013 meeting of Municipal Council three times. Hearing none, he called for approval of the Minutes as presented.

2013-030	<i>MOVED by Councillor Rémi Deveau, SECONDED by Councillor Bill MacFarlane that Approval of Minutes be approved as circulated. Motion carried.</i>
-----------------	---

BUSINESS ARISING FROM THE MINUTES

At the last two meetings of Municipal Council, presentations were made regarding the Strait of Canso Superport. To date, Council has not indicated its position on this topic. Deputy Warden McCarron noted that we are not tied to the Superport land wise nor do we have representation on the Board, however, Council should consider the two presentations at some point.

Councillor Bill MacFarlane then asked for a moment of silence for the victims of the latest bombing in Boston. Councillor MacFarlane also requested that a letter be sent to the Mayor of Boston expressing our sincere sympathy on the Boston Marathon tragedy.

PRESENTATIONS

Antigonish Archery Association

Jonathan MacKenzie then made a presentation to Council on behalf of the Antigonish Archery Association. A copy of the presentation is attached to the Minutes.

Council Members were given an opportunity to ask questions.

The Antigonish Archery Association is asking the County to make a three year financial commitment totaling \$4,500.00.

Deputy Warden McCarron noted that their request will be taken into consideration during budget deliberations.

All of Us Society for Art Presentations (ASAP)

Fenn Martin & Alex Thuku then made a presentation to Council on behalf of the All of Us Society for Art Presentations (ASAP). A copy of the presentation is attached to the Minutes.

ASAP is requesting a financial contribution in the amount of \$2,700.00 toward basic operational expenses.

Council Members were given an opportunity to ask questions.

Deputy Warden McCarron thanked Mr. Martin & Mr. Thuko for their presentation and noted that their request will be considered during budget deliberations.

ANTIGONISH POVERTY REDUCTION COALITION

Sheena Cameron, Coordinator, Antigonish Poverty Reduction Coalition then made a presentation to Council. Ms. Cameron was accompanied by Marian MacNeil, Heather Mayhew and Lucille Harper. A copy of the presentation is attached to the Minutes.

The Antigonish Poverty Reduction Coalition is requesting continued financial support from the County.

Deputy Warden McCarron noted that the request for continued financial assistance would be referred to the Finance Committee for consideration during budget preparation.

FIRST READING – Proposed Amendments to the By-Law Respecting the Control and Regulation of Dogs

There are amendments being proposed for the By-Law Respecting the Control & Regulations of Dogs that reflect more appropriate wording in some sections.

The following is the recommended amendments:

Section 5(1) - remove word “killed” and replace with “humanely euthanized”

Section 6(2) - remove “destroy” and replace with “humanely euthanized”

Section 9(1) - remove numerical amount of fee which is “\$25” and replace with “as per policy”

Section 26 - remove phrase “shall kill” and replace with “humanely euthanized” and “killed” with “humanely euthanized”

Section 30(1) - remove “kill” replace with “humanely euthanize”

Section 31 - remove “\$100” and replace with “a fee as per policy”

Also, it is recommended that Policy #20 be revised and incorporated into Sections 9(1) and 31 of the By-Law Respecting the Control & Regulation of Dogs. Going forward any changes to the fee structure will be approved directly by Council and will not require a Public Hearing and the various readings associated with a By-Law amendment. The fees proposed are in line with the cost of registering or impounding dogs.

2013-031 *MOVED by Councillor Vaughan Chisholm, SECONDED by Councillor Bill Amend MacFarlane that Municipal Council approve the proposed amendments to a By-Law Dog Respecting the Control & Regulation of Dogs on First Reading and proceed to Public By-Law Hearing. Motion carried.*

2013-032 *MOVED by Councillor Donnie MacDonald, SECONDED by Councillor Bill Dog MacFarlane that Municipal Council approve the proposed amendments to the Dog Policy Control Policy. Motion carried.*

SECOND READING – Central Antigonish Planning Strategy & Land Use By-Law

On March 19, 2013, a Public Hearing was held to receive submissions either oral or written on the proposed Central Antigonish Planning Strategy & Land Use By-Law. Council received one submission at that time with respect to the Strategy. Council at that time tabled the second reading until such time as the Eastern District Planning Commission was given an opportunity to respond to the submission. That was done. Council Members received a copy of the Planning Commission report and now it is time to look at the Central Antigonish Planning Strategy and Land Use By-Law on 2nd reading, unless there are concerns with respect to the response we received from the Planning Commission.

2013-033 *MOVED by Councillor Mary MacLellan, SECONDED by Councillor Donnie MacDonald Central Plan that the adoption of the Central Antigonish Planning Strategy & Land Use By-Law be & LUB postponed until next month. Motion defeated. (2 in favor and 6 nay votes)*

Prior to the vote being taken on the motion, Councillor MacLellan explained that there is confusion over the Central Plan. She noted that she understood that the Council Members had invested a great deal of time into the development of this Plan along with representatives from the areas involved. However, there is the issue of the west side of Antigonish Harbour being included in the plan and she noted that there was no representation from the part of the County on the Advisory Committee. There are residents who still have questions and who would like to meet with Council to give them a chance to address their concerns.

2013-034 *MOVED by Councillor Rémi Deveau, SECONDED by Councillor Pierre Boucher that the Central Plan Central Planning Strategy and Land Use By-Law be approved on Second Reading. Motion carried. (2 nay votes)*

FINANCE COMMITTEE REPORT – March 26, 2013

2013-035 ***MOVED by Councillor Mary MacLellan, SECONDED by Councillor Donnie MacDonald that Council approve \$1,000.00 towards the promotional campaign “Meet Your Buy Local Farmer, and Buy Local” initiative. Motion carried.***

2013-036 ***MOVED by Councillor Mary MacLellan, SECONDED by Councillor Vaughan Chisholm that the County approve \$550.00 towards the CASE Conference through East Nobility. Motion carried.***

2013-037 ***MOVED by Councillor Mary MacLellan, SECONDED by Councillor Hughie Stewart that the request from Ashley Williams to assist with expenses to travel to Belize with the Immersion Service Learning Projects program be approved in the amount of \$200.00. Motion carried.***

2013-038 ***MOVED by Councillor Mary MacLellan, SECONDED by Councillor Hugh Stewart that the request for assistance towards the Cameron Lake Boat Launch be approved in the amount of \$400.00. Motion carried.***

2013-039 ***MOVED by Councillor Mary MacLellan, SECONDED by Councillor Vaughan Chisholm that the request for the installation of 8 streetlights in the Thorne Ridge Subdivision be approved with the costs to be borne by the residents. Motion carried.***

2013-040 ***MOVED by Councillor Mary MacLellan, SECONDED by Councillor Rémi Deveau that the County approve the installation of a streetlight at the intersection of Village Lane and the South Side Harbour Road. Motion carried.***

REPORTS FROM INDIVIDUAL COUNCIL MEMBERS ON OUTSIDE BOARDS, COMMITTEES AND COMMISSIONS

Councillor Hugh Stewart reported that he, along with Councillor Vaughan Chisholm, had attended a meeting of the Police Advisory Board. Councillor Chisholm is the new Co-chair of the Committee. The RCMP are setting priorities for the coming year and plan to make a presentation to Council. It was noted that crime is down in Antigonish.

Councillor Vaughan Chisholm reported that he attended:

- An RDA wrap-up meeting.
- The Chamber Breakfast with the theme being taxation.

Councillor Rémi Deveau noted that Clarence DeYoung has placed a container in Pomquet and in three hours on Saturday the 8' x 40' container was filled with donations of items to go to orphanages, schools and hospitals in Ghana. This was done in conjunction with organizations and schools in the area.

Councillor Mary MacLellan indicated that she attended:

- A Fracking Film at the Library. Councilor Vaughan Chisholm attended this session as well.
- A meeting regarding tourism at the Library. The Visitor Information Centre is not in very good condition.
- A Protective Services Open House at the Coady. She noted that it was well attended but not well advertised. There are several areas in Antigonish County that are being considered for protection, one of these properties is a large area of land around the Lighthouse at Cape George.
- A Sustainability Workshop. Tammy Feltmate attended this Workshop as well.

Councillor Pierre Boucher attended the Sustainability Workshop as well.

COMMITTEE REPORT – Planning Advisory Committee

2013-041 *MOVED by Councillor Mary MacLellan, SECONDED by Councillor Pierre Boucher that Rezone W. Vasil Land Use By-Law to Rezone the property at 199 Church Street Extension (PID 01295856) from Rural Development to (RD-1) to Industrial (I-1) Zone to allow the operation of a metal recycling business be approved on 1st Reading and proceed 2nd Reading and Public Hearing. Motion carried.*

2013-042 *MOVED by Councillor Mary MacLellan, SECONDED by Councillor Donnie MacDonald that the proposed amendments to the Municipal Planning Strategy and Land Use By-Law for the County of Antigonish concerning the Regulations of Wind Turbine Development, "Option #2: Require a performance surety before issuing a development permit" be tabled until legal advice is received. Motion carried.*

2013-043 *MOVED by Councillor Mary MacLellan, SECONDED by Councillor Hughie Stewart that Nova Const. the Application submitted by Nova Construction Company Ltd. to amend the Municipal Planning Strategy and Land Use By-Law for the Antigonish County Planning Area to designate and rezone properties in West River, Antigonish County at the intersection of Highway 104 and Trunk 7 to permit a highway oriented commercial development be approved by way of "Option #2: to allow the development through a development agreement".*

Prior to the motion being voted on, Councillor Bill MacFarlane asked that this recommendation be tabled to allow for further discussion in Committee of the Whole.

Discussion followed. A further report will be prepared by the Eastern District Planning Commission addressing such topics as traffic, water, buffer zones, etc. This Report will come back to a Planning Advisory Committee meeting with a copy going to all of Council. All of this will occur before proceeding to Public Hearing.

A vote was taken on the motion and the motion was carried.

PRESENTATION OF PETITION

Deputy Warden Owen McCarron then presented a Petition for Paving of the Dunmore Road, Antigonish County. This Petition was signed by 101 people asking Council to support their petition for pavement of their road for the safety of all who use it.

2013-044 *MOVED by Councillor Bill MacFarlane, SECONDED by Councillor Mary MacLellan that Dunmore Municipal Council support the Petition for paving of the Dunmore Road and forward it Rd. Paving to the Department of Transportation indicating Council's support. Motion carried. (Copy of Petition attached to the Minutes)*

Deputy Warden McCarron expressed concern over a number of power outages in District 6 over the last 6 to 8 months. Some of these power outages lasted for several hours and grounded businesses in the area to a halt.

Nova Scotia Power is hosting regional meetings to address issues and concerns on a regional basis. The next meeting is scheduled at the Claymore for April 29, 2013 from 6:30 to 8:30. This presents an opportunity to present concerns involving NSP issues.

On motion of Councillor Rémi Deveau, meeting adjourned to Committee of the Whole.

The meeting was called back to order and the following recommendation was brought forward.

2013-045 *MOVED by Councillor Rémi Deveau, SECONDED by Councillor Bill MacFarlane that Summer Municipal Council approve the 2013 summer employment list as proposed by the Recreation Department. Motion carried. (list attached)*

Meeting adjourned.

Warden Russell Boucher

Alan J. Bond, Municipal Clerk/Treasurer