

APPROVED MAY 28, 2012

# KENTVILLE TOWN COUNCIL

## MINUTES

### April 30, 2012

#### PRESENT

Mayor David Corkum, Deputy Mayor Mark Pearl, Councilor Bill Boyd, Councilor Nola Folker-Hill, Councilor Tony Bentley, CAO Mark Phillips, Solicitor Peter Muttart and Recording Secretary Pat Gourley.

#### MEETING CALLED TO ORDER AND ROLL CALL

Mayor David Corkum called the meeting to order at 7:00 p.m. and CAO Phillips reported that except for Councilor Bernie Cooper who was away on vacation and Councilor Eric Bolland, who was ill, all other Council members were in attendance, along with the Town Solicitor and himself.

It was moved by Councilor Nola Folker-Hill and seconded by Deputy Mayor Pearl

**that Councilor Bernie Cooper, Councilor Eric Bolland and Town Clerk Carol Harmes be excused from attendance.**

**MOTION CARRIED**

#### APPROVAL OF THE AGENDA

It was moved by Councilor Tony Bentley and seconded by Councilor Bill Boyd

**that the agenda be approved with the additions of:  
7(b) *Town of Amherst Letter Re: Cost of Policing*  
7 (c) *Land Purchase Request – Moved to In Camera*  
1 (b) *Land Purchase Request*  
and that Councilor Bill Boyd read the Recommendations from CAC (#1 – 7) previously assigned to Councilor Eric Bolland**

**MOTION CARRIED**

#### NOTE

*“Points from Discussion” below show various comments made by individual councilors during debate. They do not necessarily represent the opinion of the group, nor do they always reflect accurate information.*

*\*\*\* As the recording equipment had malfunctioned during the recording of these minutes, their content has been recreated by Clerk Carol Harmes from notes and individual recollections.*

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**PRESENTATIONS**

**(a) Volunteer Centre – Kings RDA**

Anna Spooner presented a power point report, in which she noted the various areas in which volunteers serve the community. She added that there continues to be a shortage of volunteers to carry out some services within the community, noting in particular, the Kingston Arena and Kentville's Salvation Army Store. Some points made from the presentation were:

- A Volunteer Steering Committee was formed under the RDA umbrella, to investigate the need for a volunteer centre.
- After 3 years, the need was identified and a Centre, which would serve Kings County, was thought to be the solution.
- This Volunteer Centre would involve partners throughout the community.
- Stats Canada notes that almost 54% of Nova Scotians volunteer, contributing 207 hours per person. (highest in Canada)
- 88% of NS donate to voluntary organizations.
- The changing demographics will negatively affect the sustainability of voluntarism.
- The way in which people want to volunteer has changed and will continue to change in the future.
- Changes in rural communities will see fewer volunteers in the years to come.
- A volunteer centre would address the issue of recruiting and matching volunteers with community needs.
- Although the Province addresses the issue of voluntarism, Kings County must also take a leadership role.
- A budget of \$35,000 was presented and funding for the Centre will be sought from the Town of Kentville and Village of New Minas - (\$1,000) per year, the County of Kings, NS Department of Health and Wellness, the Federal Government, service clubs and East Kings Health Foundation.

It was moved by Deputy Mayor Mark Pearl and seconded by Councilor Tony Bentley

**that the request for funding for the Kings County Volunteer Centre be considered at budget deliberations.**

**MOTION CARRIED**

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**(b) Message Re: Daffodil Month**

Mayor Corkum read the message once again from the Canadian Cancer Society, that April is Daffodil Month in Nova Scotia.

**APPROVAL OF THE  
MINUTES**

**(a) February 27, 2012**

It was moved by Councilor Nola Folker-Hill and seconded by Councilor Tony Bentley

**that the Minutes of March 26, 2012 be approved as circulated.**

**MOTION CARRIED**

**BUSINESS ARISING  
FROM THE  
MINUTES/OLD  
BUSINESS**

**(a) *Second Reading – Chapter 92 – Valley Region Solid Waste-Resource Management Bylaw***

A report from the Town Clerk, along with a copy of Chapter 92 was presented to Council for consideration of Second Reading. Clerk Harmes noted that First Reading was held on March 26, 2012; and Notice of Second Reading was published in the local paper ;and that it would appear in order to continue the adoption process.

Therefore, it was moved by Councilor Bill Boyd and seconded by Deputy Mayor Mark Pearl

**that Second (Final) Reading be given to adopt *Chapter 92 – Valley Region Solid Waste-Resource Management Bylaw*, following which a Notice of Passing will be published in the local paper.**

**MOTION CARRIED**

**REPORTS AND  
RECOMMENDATIONS**

**(a) Council Advisory Committee**

**(i) Parking Lot – Justice Way**

Councilor Bill Boyd noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, Town Engineer Fred Whynot gave an update on increasing short-term parking in the Webster Court – Justice Way area. He stated that spaces have been marked and signs erected on Webster Court to identify 2 hour parking and also, nine spaces will be made available on Justice Way, which had been previously allocated as leased parking.

To further enhance parking in this part of Town, Director Whynot noted that during discussions with County staff, approval in principle was given for the Town to lease a portion of County-owned property (near Justice Way) for a parking lot. If this arrangement is ratified by County Council, 38 additional parking places can be made available, 2 of which will be accessible. An

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estimate of \$40,000 was proposed for this project.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that, subject to the approval of Kings County Council, the Town proceed with the construction of a parking lot on Justice Way, and that these costs be included in the 2012-2013 Capital Program.**

**MOTION CARRIED**

**(ii) Parking Study**

Councilor Bill Boyd noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, a discussion took place regarding the shortage of parking in the downtown core area. It was pointed out that with the ongoing development of Webster Court, the current expansion of the Cornwallis Inn, and the possible relocation of the Visitors' Information Centre to this area, sufficient parking will certainly become more of an issue.

Council recognized that a parking study would be a useful tool to identify existing parking spaces and those required to meet future needs.

Therefore, it was moved by Councilor Nola Folker-Hill and seconded by Deputy Mayor Mark Pearl

**that staff, through the CAO, prepare a catalogue identifying the location of existing parking lots and street parking, noting which are long-term, short-term and leased spaces,  
and further,  
that Town businesses be asked to give an estimate of how many spaces they would require to meet the needs of both employee and customer parking.**

**MOTION CARRIED**

**(iii) NS International Ferry Partnership**

Councilor Bill Boyd noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, CAO Phillips reported that this issue was brought to a previous meeting of Council, at which time it was directed to the budget process, as there did not seem a sense of urgency with the request. However, since then, contact from the organization has indicated that a reply would be appreciated as soon as possible.

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Following discussion, it was pointed out that requests for funding have become part of the budget process, and that a deviation from this procedure would be unfair to other applicants

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that the request for funding from this organization be tabled until budget deliberations.**

**MOTION CARRIED**

**(iv) Withdrawal Capital Reserve – Soccer Fields - \$30,508**

Councilor Bill Boyd noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, Finance Director Crowell reported that costs for the 2011-12 Capital Projects ran over the budget allocations, and therefore, now require funding. She pointed out that one such overrun relates to the Soccer Field.

Therefore, it was moved by Deputy Mayor Mark Pearl and seconded by Councilor Bill Boyd

**that the attached resolution be approved for the withdrawal of \$30,508 from Capital Reserve Recreation Soccer Field, to fund the project overrun in 2011-12.**

**MOTION CARRIED**

**(v) Withdrawal Capital General Allocation - \$59,433.**

Councilor Bill Boyd noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, Finance Director Crowell noted that costs for the 2011-12 Capital Projects ran over the budget allocations, and therefore, require funding. She pointed out that one of these projects relates to land acquisition.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that the attached resolution be approved for the withdrawal of \$59,433 from Capital Reserve – General Allocation, to fund a project overrun in 2011-12 relating to land acquisition.**

**MOTION CARRIED**

**(vi) Debenture Funding – Spring 2012**

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Councilor Bill Boyd noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, Director Deb Crowell reported that Municipal Finance Corporation has advised that debenture funds will be issued this spring. As the Town is required to approve any pre-approval resolutions and forward them to NS Municipal Finance Corporation, she made a recommendation.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that debenture funding be requested for the following:**

<u>Resolution #</u>	<u>Purpose</u>	<u>Funding requested</u>
TBR 11/12-02	Various	\$975,600
TBR 11/12-03	Land	\$200,000
<b>Total Town</b>		<b>\$1,175,600</b>
<u>Resolution #</u>	<u>Purpose</u>	<u>Funding requested</u>
TBR 11/12-04	Refinancing	\$460,000
<b>Total Water</b>		<b>\$460,000</b>

**MOTION CARRIED**

**(vii) CPI Salary Increases**

Councilor Bill Boyd noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, Director Debra Crowell reported that cost of living increases are typically granted at the first of each fiscal year to staff, and as the Provincial CPI for the previous year has been established at 3.7%, she recommended that in accordance with the Town's Personnel and Policy Manual, that this percentage be granted.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that a cost of living increase be granted to non-bargaining employees, effective April 1, 2012, and that the rate applied to non-union employees' salary scales be based on the statistics from March 2011 to February 2012, which would be 3.7% on April 1, 2012.**

**MOTION CARRIED**

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**(viii) Chapter 91 – Alternative Voting Bylaw**

Deputy Mayor Mark Pearl noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, Clerk Harmes reported that this bylaw was created by the Town’s solicitor to provide the Town with the option to offer electronic voting in future elections. The document has been reviewed by the Returning Officer and adoption would appear in order.

Therefore, it was moved by Councilor Tony Bentley and seconded by Councilor Bill Boyd

**that First Reading be given to adopt Chapter 91 – Alternative Voting Bylaw.**

**MOTION CARRIED**

**(ix) Policy Review – Rescind Old Policies**

Deputy Mayor Mark Pearl noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, Clerk Carol Harmes presented a report on several out-of-date policies, which have either been replaced by more current documentation or relate to practices which are no longer carried out. She added that where necessary, she has discussed the policies with other staff to ensure that the documents have no value.

Therefore, it was moved by Councilor Tony Bentley and seconded by Councilor Nola Folker-Hill

**that the following policies be rescinded and removed from the list of current Town policies:**

- GA3 – Special Meetings of Council**
- GA4 – Rates and Taxes**
- GA5 – Yearly Closing of Roadway**
- GA7 – Deaths**
- GA9 – Reimbursement of Travel Expenses**
- GA10 – Courses for Administrative Staff**
- GA14 - Permits for Sunday Opening**
- GA15 - Mail Pick Up and Open**
- GA17 – Role of Deputy Mayor in Absence of Mayor**
- GA19 – License to Sell**
- GA 22 – Legislative Honorariums**
- GA24 – Traffic Authority**
- GA26 – Use of Private Vehicles**

**MOTION CARRIED**

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**(x) KPSC Future Agenda Items**

Deputy Mayor Mark Pearl noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, CAO Phillips reported that at a recent meeting of Kings Partnership Steering Committee, several agenda items were presented that might be of mutual interest to the members. However, as the Council for each partnering municipality must support the individual agenda items prior to them being addressed at the KPSC level, CAO Phillips asked for the Town's support.

Therefore, it was moved by Councilor Tony Bentley and seconded by Councilor Bill Boyd

**that Kentville supports discussion at the Kings Partnership Steering Committee (as per the protocol) on the following items:**

- **Fire Services in Kings County**
- **Kings 2050**
- **Recreation Cost Sharing – Capital and Operating**
- **Videoconferencing Presence at Meetings**
- **Policing Services**
- **Electronic Voting**

**MOTION CARRIED**

**(xi) Paddy's and Rosies' Annual Request**

Deputy Mayor Mark Pearl noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, members reviewed the annual request from this restaurant to expand their food and beverage service onto the sidewalk in front of their establishment from May 1 until the end of September. A second request asked the Town if the street could be closed to vehicular traffic on the Saturday (June 2) of the Apple Blossom Festival to allow for expanded food and beverage service along with entertainment. A certificate of insurance accompanied the request.

As there had been no concerns in the past, and in fact, the general public appreciates the expanded facilities, CAO Phillips prepared a letter of response, granting both requests. He brought this letter to CAC for endorsement.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Nola Folker-Hill

**that that the attached letter be sent to Paddys and Rosies granting permission of their 2 requests.**

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**MOTION CARRIED**

**(xii) Kings Historical Society's Request**

Deputy Mayor Mark Pearl noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, a letter was read from this organization in which the author thanked the Town for its previous annual grants of \$5,000; however, as expenditures have increased in their operation, they asked if the amount could be increased to \$7,500 for the upcoming year.

Therefore, it was moved by Councilor Nola Folker-Hill and seconded by Councilor Tony Bentley

**that the request for funding from Kings Historical Society be sent to the budget deliberation process.**

**MOTION CARRIED**

**(xiii) KVFD Area Rate and Budget**

Deputy Mayor Mark Pearl noted that at the April 10<sup>th</sup> meeting of Council Advisory Committee, CAO Phillips reported that at the April 2<sup>nd</sup> meeting of the KVFD, those Councilors present from the Town of Kentville and the County of Kings unanimously supported the proposed area rate and budget, as presented.

CAO Phillips advised that this area rate is levied on all properties served by the KVFD, as defined in the assessment role, and the revenue generated is used to offset capital expenditures required for the service. He further noted that the area rate expenses total \$568,800 and that this year's rate is being proposed at \$.0501/\$100 vs. last year's rate at \$.0500/\$100.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that approval be given to the KVFD Area Rate Budget for 2012-2013 in the amount of \$568,800, with an area rate of \$.0501/\$100 of assessed value, which reflects Kentville's share (40.2% of the area rate collected) of \$208,900.**

**MOTION CARRIED**

**(b)Fire**

**(i) Chief's report**

Fire Chief Ripley reported that there were 16 alarms in the County, for a distance traveled of 1870 kilometers; 2 mutual aid calls for a distance travelled of 371 kilometers and 11 alarms in Kentville for

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a distance traveled of 154 kilometers. For the month, there were 29 calls in total, which ranged in scope from MVAs, structure fires and brush/grass fires, to alarms sounding, flooding, carbon monoxide and smoke investigation.

It was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that the report from the Fire Chief be received.**

**MOTION CARRIED**

(ii) **Joint Fire Services Committee Report**

Councilor Bill Boyd noted that CAO Phillips has met with the Board of Directors to discuss the Walsh Report, and appearances are that adoption of this report is now being favourably considered. He added that the KVFD held its fire area rate meeting and those in attendance approved the proposed rate. A recommendation for adoption of this rate was presented to Council earlier in the evening. The next JFSC meeting will be on May 8<sup>th</sup>.

It was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that the report from the JFSC be received.**

**MOTION CARRIED**

(c) **Valley Waste Resource Management Authority's Representative's Report**

Representative Deputy Mayor Pearl reported that the Management Minute has been distributed, in which it was noted that the Capital Replacement Reserve Funding Policy is being re-circulated to all partners and that the Authority is anticipating a surplus of approximately \$300,000. Surplus funds will be returned to the funding partners as per the policy.

The report also noted that work continues on updating and creating policies and the creation of a Re-use Centre. Some statistics on recyclables, organics and residuals were also provided, as was a note of congratulations to the Valley, for successfully reaching the disposal target for Diversion Incentive Funding. Lastly, Deputy Mayor Pearl noted that there will be a compost give-away at the Tennis Courts on May 12 at 9:00 a.m.

It was moved by Deputy Mayor Mark Pearl and seconded by

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Councilor Nola Folker-Hill

**that the report from the Valley Waste Resource Management Authority be received.**

**MOTION CARRIED**

**(d)Kings Regional Development Agency Representative's Report**

Although a written report has been received, Jennifer Weisner gave an update on several projects underway and noted that there will be a Kings 2050 Workshop held on June 21<sup>st</sup> in the Port Williams Community Centre, and that a strategic plan is being done on Kings Transit.

It was moved by Deputy Mayor Mark Pearl and seconded by Councilor Tony Bentley

**that the report from Kings RDA be received.**

**MOTION CARRIED**

Points from Discussion

- Another request was made from Council for a written monthly report from Kings RDA, as promised some months ago.

**(e)Kings Transit Authority's Representative's Report**

A report from the General Manager, Ron Mullins, noted Kings Transit has launched a Facebook Page which will provide for public communication. Work continues in finding a suitable alternate location should the current Kentville Transfer Site be used for the VIC and EKCC operations; work continues with various issues involved with the transition from the Annapolis County bussing link; there may be a deficit of \$30,000 at year end, and the Operating Budget for 2012-2013 has been approved at \$1,399,908, with municipal contributions at \$602,807. A chart of statistics also indicated comparisons in ridership and revenue.

It was moved by Deputy Mayor Mark Pearl and seconded by Councilor Tony Bentley

**that the report from Kings Transit Authority be received.**

**MOTION CARRIED**

Points from Discussion

- This updated financial information must be included in the

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discussion at the upcoming budget meetings.

**(h) Councilors' Report**

Councilor Tony Bentley gave a report on the meetings and events he attended and added that Kevin Bennett should be congratulated for hosting such a great Home Show again this year.

Councilor Nola Folker-Hill gave an update on the meetings and events she attended.

Councilor Eric Bolland was not present.

Councilor Bernie Cooper was not present.

Councilor Bill Boyd reported that he has only just returned from vacation and is busy catching up.

Deputy Mayor Mark Pearl reported on several items and suggested that the financial information be made available on the costs of both laptops and I-pods.

**(i) Mayor's Report**

Mayor Corkum noted some highlights from his report:

- A number of meetings were attended – with Margo Tait of the School Board office, UNSM Executive and Regional meetings, Task Force meetings in Truro, Cape Breton, Yarmouth and Bridgewater; KVFD Budget meeting; Kings 2050 Visioning, CAO/CEO Forum, CUPE and Rotary;
- He attended several events – 80<sup>th</sup> birthday party, Volunteer Awards Dinners in both HRM and in Kentville, presentations on E-Voting and E-technology for Councilors, the Home Show, Ducks Unlimited Dinner, Princess Kentville Tea, Rotary Past Presidents Dinner, Aldershot Roman Holiday Dinner

**CORRESPONDENCE**

**(a) ALS (Lou Gehrig's Disease) Request for Help**

A letter from Kathleen Oickle was received in which she asked for help and recognition for the ALS Society and gave a very moving depiction of her struggles as a victim of ALS. A number of ideas were discussed, from entering walking fund raisers, and proclaiming ALS Awareness Week, to providing a computer. It was agreed that Kathleen Oickle would be contacted to discuss what form of assistance would be most beneficial for this cause.

**(b) Town of Amherst**

This correspondence asked the Premier to make changes to address

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the inequities in the cost of policing between those municipalities that have RCMP policing and those that have their own municipal force.

It was noted that the Town of Kentville has also written to the Premier showing support of these concerns.

**(c) Land Purchase Request – Gerrard**

A letter from Craig Gerrard and Cynthia Bush of Oakdene Avenue, asked if the Town would consider selling a portion of property it owns on the corner of Oakdene Avenue and Belcher Street.

As this issue dealt with land negotiations, it was added to the In Camera Meeting, following this meeting.

**NEW BUSINESS**

**(a) Appointment – Parking Infraction Ticket Administrator**

Although a recommendation was submitted from the Town Clerk for Council's appointment of Gideon Travis to this position, a revision was made prior to approval.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

**that Gideon Travis be appointed as Parking Infraction Ticket Administrator, with the power to exercise bylaw enforcement, pursuant to the Summary Proceedings Act, commencing immediately and continuing until his employment with the Town ceases.**

**MOTION CARRIED**

**(b) NS C@P**

A letter was received from the Nova Scotia Community Access Program in which they ask municipalities to write a letter of support for the Federal Government to continue funding for this program, as it provides access and training to the internet. Elimination of this program would affect the users of the service and may fall upon the municipal units to support.

It was moved by Councilor Bill Boyd and seconded by Councilor Nola Folker-Hill

**that a letter supporting the retention of this program be written and that a copy be sent to the UNSM.**

**MOTION CARRIED**

**PUBLIC COMMENTS** none

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**ADJOURNMENT**

It was moved by Councilor Nola Folker-Hill and seconded by Councilor Tony Bentley

**that the meeting adjourns at 8:47 p.m. to go In Camera to discuss land and contract negotiations.**

**MOTION CARRIED**