

APPROVED – MARCH 28, 2011

KENTVILLE TOWN COUNCIL

MINUTES

February 28, 2011

PRESENT

Mayor David Corkum, Deputy Mayor Bill Boyd, Councilor Bernie Cooper, Councilor Eric Bolland, Councilor Nola Folker-Hill, Councilor Tony Bentley, CAO Keith Robicheau and Town Clerk Carol Harnes

**MEETING CALLED TO ORDER
AND ROLL CALL**

Mayor David Corkum called the meeting to order at 7:02 p.m. and CAO Robicheau reported that all Council members were in attendance except for Councilor Mark Pearl, who was out of the country.

It was moved by Councilor Nola Folker-Hill and seconded by Councilor Bernie Cooper

that Councilor Mark Pearl be excused with the approval of Council.

MOTION CARRIED

MOMENT OF SILENCE

Mayor Corkum asked if everyone would stand and observe a Moment of Silence in recognition of the passing of two local gentlemen who were each great contributors and volunteers to the community – George Butt from Kentville and Jim Keith from Berwick.

APPROVAL OF THE AGENDA

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

that the agenda be approved as circulated.

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.

PRESENTATION

(a) Valley Waste Resource Management – Budget 2011-12
Ross Maybee, the General Manager of Valley Waste

APPROVED – MARCH 28, 2011

Resource Management presented information on the budget for the upcoming year. Some points made were:

- The annual presentation of the budget has been beneficial to partnering Councils and Valley Waste itself. This exchange of information and the Management Minute should keep partners up to date.
- The Strategic Planning Process involved Jennifer Weisner's facilitation and was an opportunity to establish goals over the next 5,10 and 15 years and set strategies to meet those goals.
- The Administrative Building has been designed to meet Silver LEED standards (and may reach Gold LEEDS standards) plus "Passive House" design. This building is expected to be completed in March 2012.
- The Working Group has been reviewing policies, some of which are reflected in this year's budget.
- A surplus of \$23,705.39 was returned to the Town of Kentville, from a total surplus of \$309,066.34.
- Policies relating to the thresholds for surplus are being examined. Some of the surplus should be used for educational programs or new programs.
- Several drivers affected the budget (2% HST increase, fuel price uncertainty, Chester Agreement, contractual increases, reserves, etc.)
- Comparisons indicate a 5.8% program revenue increase.
- Expenses increased only 2.65% with an overall increase of 1.26% in required contributions.
- The net cost has increased only pennies over the last year and Valley Waste has been recognized as one of the most cost effective services in the province that is in compliance with regulations.
- The administrative facility is shown in the capital budget of \$700,000.

APPROVED – MARCH 28, 2011

- Municipal Finance Corporation requires a separate motion to approve the Operating and Capital Budget each year.

It was moved by Deputy Mayor Bill Boyd and seconded by Councilor Bernie Cooper

that the 2011-2012 Operating Budget be accepted.

MOTION CARRIED

It was moved by Deputy Mayor Bill Boyd and seconded by Councilor Eric Bolland

that the 2011-2012 Capital Budget be accepted.

MOTION CARRIED

It was moved by Deputy Mayor Bill Boyd and seconded by Councilor Eric Bolland

that Council guarantees the Town of Kentville's share of the Valley Waste Borrowing, at \$53,620.

MOTION CARRIED

APPROVAL OF THE MINUTES

(a) November 29, 2010

It was moved by Councilor Bernie Cooper and seconded by Councilor Tony Bentley

that the Minutes of November 29, 2010 be approved as circulated.

MOTION CARRIED

(b) January 24, 2011

It was moved by Deputy Mayor Bill Boyd and seconded by Councilor Bernie Cooper

that the minutes of January 24, 2011 be approved as circulated.

MOTION CARRIED

APPROVED – MARCH 28, 2011

(Note: With the Street Naming Policy that was recently approved, Councilor Folker-Hill asked if clarification could be given as to when public submissions for street names would be encouraged. Staff will attempt to provide this clarification and bring the policy back to CAC.)

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

**(a) 2nd Reading – Chapter 85 – Peace and Good
Order Bylaw**

Town Clerk Carol Harmes submitted a report in which she stated that First Reading to adopt this bylaw was given at the January 24th meeting of Town Council, following which a Notice of Second Reading was placed in the local paper and posted to the Town's website. No objections were received, and therefore, it was moved by Deputy Mayor Bill Boyd and seconded by Councilor Bernie Cooper

**that Second (Final) Reading be given to
adopt *Chapter 85 –Peace and Good Order
Bylaw* and that a Notice of Passing be placed
in the local newspaper.**

MOTION CARRIED

**(b) 2nd Reading – Chapter 86 – Sanitary Sewer
Charges Bylaw (Amendments – Schedule A
and C)**

Town Clerk Carol Harmes submitted a report in which she stated that First Reading to adopt this bylaw was given at the January 24th meeting of Town Council, following which a Notice of Second Reading was placed in the local paper and posted to the Town's website. She added that this bylaw consists of amendments to Schedules A and C and forms part of *Chapter 72 – Sanitary Sewer Charges Bylaw*. No objections were received, therefore, it was moved by Deputy Mayor Bill Boyd and seconded by Councilor Bernie Cooper

**that Second (Final) Reading be given to
adopt *Chapter 86 – Sanitary Sewer Charges
Bylaw* and that a Notice of Passing be placed
in the local paper.**

MOTION CARRIED

APPROVED – MARCH 28, 2011

(c) Belcher Street Property Sale – (update at CAC)

CAO Robicheau reported that the Director of Planning and Development had given a recent update on this project, noting that letters have gone out to abutting property owners and a full report should be available at the next meeting of CAC.

**REPORTS AND
RECOMMENDATIONS**

(a) Council Advisory Committee

**(i) LUB Amendments re: R1-RF zones –
First Reading and Public Hearing Date**

Deputy Mayor Bill Boyd noted that at the February 14, 2011 meeting of Council Advisory Committee, Director Gentleman reported that amendments could be made to the Land Use Bylaw for smaller sized lots in the Future Residential zone (if serviced by sewer and water), so as to eliminate the current cumbersome process of having the developer incur repetitive expenses with each application. This would facilitate new single family residential growth in serviced areas under the Residential Futures (RF) zone.

Therefore, it was moved by Councilor Bernie Cooper and seconded by Councilor Eric Bolland

**that First Reading be given to amend the
Land Use Bylaw, to allow single family
residential development, similar to the R-1
zone, within the Residential Futures (RF)
zone, as per the attached report**

and further

**that a date for a Public Hearing also be set at
this time. (March 28, 2011)**

MOTION CARRIED

(ii) Tax Exemption - 2011

Deputy Mayor Bill Boyd noted that at the February 14, 2011 meeting of Council Advisory Committee, Director Debra Crowell reported that Council must pass an annual resolution to provide for a partial tax exemption to individual property owners who meet certain requirements, as per Section 69 of the Municipal Government Act.

APPROVED – MARCH 28, 2011

This year a \$200 exemption will be offered to those persons whose income is less than \$22,817 and who also conform to other conditions, as outlined in the attached resolution.

Therefore, it was moved by Councilor Eric Bolland and seconded by Councilor Bernie Cooper

that the attached resolution for low income tax exemption, be approved for those residents of the Town of Kentville who met the criteria established.

MOTION CARRIED

(iii) Policy Statement G22 – Economic and Community Development

Deputy Mayor Bill Boyd noted that at the February 14, 2011 meeting of Council Advisory Committee, Town Clerk Carol Harmes brought forward this policy for Council's consideration, as it relates to a committee that no longer exists. Prior to this, however, she circulated the document to some staff members who concurred that it would appear to serve little value, and therefore, she recommended to Council that it be repealed.

However, Council felt that the content of this policy might serve some purpose to the Kentville Community Development Committee and was hesitant to repeal it until such time as the KCDC members could thoroughly review it.

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

that consideration to repeal *Policy Statement G22 – Economic and Community Development*, be tabled for a future CAC meeting, following review by the KCDC.

MOTION CARRIED

(iv) Chapter 11 – Regulation of Parking Lots Bylaw – First Reading to Repeal

Deputy Mayor Bill Boyd noted that at the February 14,

APPROVED – MARCH 28, 2011

2011 meeting of Council Advisory Committee, Town Clerk Carol Harmes submitted a report and a copy of this bylaw for Council's consideration. She noted that the document relates to parking meters and would appear to have no relevance to current and future practices, and therefore, suggested that it be repealed.

Subsequently, it was moved by Deputy Mayor Bill Boyd and seconded by Councilor Bernie Cooper

**that First Reading be given to rescind
*Chapter 11 - Regulation of Parking Lots
Bylaw***

MOTION CARRIED

(v) Chapter 34 – Parking Lots Bylaw – First Reading to Repeal

Deputy Mayor Bill Boyd noted that at the February 14, 2011 meeting of Council Advisory Committee, Town Clerk Carol Harmes reported that this bylaw relates to the application of the business occupancy tax to parking lots in the main business district of the Town of Kentville, and appears to be redundant. Having also reviewed this document for relevancy, the Town's solicitor concurs that it currently serves no purpose.

Therefore, it was moved by Councilor Bernie Cooper and seconded by Deputy Mayor Bill Boyd

**that First Reading be given to rescind
*Chapter 34 – Parking Lots Bylaw.***

MOTION CARRIED

(vi) Kings RDA – Appointment of Kentville Representative

Deputy Mayor Bill Boyd noted that at the February 14, 2011 meeting of Council Advisory Committee, Town Clerk Carol Harmes reported that 2 applications have been received for the current vacancy on the Kings RDA Committee. She added that the appointee to this position will represent the Town of Kentville on that committee.

Following review of these applications, it was moved

APPROVED – MARCH 28, 2011

by Councilor Tony Bentley and seconded by Councilor Bernie Cooper

that David Ritcey be appointed to represent the Town of Kentville on the Kings RDA Committee.

MOTION CARRIED

(vii) Park Street Apartment Development – Water Main Relocation

Deputy Mayor Bill Boyd noted that at the February 14, 2011 meeting of Council Advisory Committee, Wayne Gibbons, consultant for Medical Associates, pointed out that his clients' property at 150 Park Street currently consists of a large commercially zoned lot, on which sits an office building. However, he added that his clients wish to construct a 12 unit apartment building (with underground parking) at this site.

The problem with this development as proposed, however, involves a 12 inch water main which runs through the centre of the property, splitting it in half. As this makes it difficult to position the building, he asked Council to consider relocating this water line, as proposed in the attached plan.

Therefore, it was moved by Councilor Tony Bentley and seconded by Councilor Eric Bolland

that the concept of relocating the 12 inch water main, which runs through the property at 150 Park Street, be considered.

MOTION CARRIED

(viii) Park Street Apartment Development – Water Main Relocation – Cost Sharing

Deputy Mayor Bill Boyd noted that at the February 14, 2011 meeting of Council Advisory Committee, Wayne Gibbons, consultant for Medical Associates, pointed out that his clients' property at 150 Park Street is currently being considered as the site for a 12 unit apartment building, with underground parking.

Mr. Gibbons further added that a 12 inch water main

APPROVED – MARCH 28, 2011

currently runs through the centre of the property and asked if Council would consider cost-sharing in relocating this line.

Therefore, it was moved by Councilor Bernie Cooper and seconded by Councilor Eric Bolland

that staff prepare a report for the next meeting of Council Advisory Committee, indicating scenarios for payback on various levels of cost sharing by the Town.

MOTION CARRIED

(b)Fire

(i) Chief's report

Fire Chief Shawn Ripley reported that during the previous month, there were 8 town alarms, for a distance traveled of 96 kilometers; 16 County alarms for a distance traveled of 590 kilometers and 4 mutual aid calls for a distance traveled of 372. He added that these calls ranged in scope from structure and other fires, to alarms sounding, MVAs, hazmat incidents and medical emergencies.

It was moved by Deputy Mayor Bill Boyd and seconded by Councilor Bernie Cooper

that the report from the Fire Chief be received.

MOTION CARRIED

(ii) Fire Governance Report

Deputy Mayor Bill Boyd reported that a meeting was held recently regarding the report from Gerald Walsh Association Inc. He recapped some of its content noting that:

- The report has been taken to the KVFD Board and will reviewed by the County of Kings
- Board governance was identified as a problem in this operation.
- One recommendation was that the department develop a CAO model of governance, where the Fire Chief would be in charge of the day-to-day operations and would report to a Governance Committee.

APPROVED – MARCH 28, 2011

- The Governance Committee would attend to the supervision and appraisals of the Fire Chief.
- The Board of Directors would serve in an advisory capacity (i.e. new equipment, training and safety issues) but would not become directly involved in the operational procedures.
- Staff at the KVFD would report to the Fire Chief, not to the Board.
- Those currently on the Board of Directors are mostly firefighters and have been getting overwhelmed with the politics of this organization.
- The Board of Governors may be composed of 3 county representatives, 2 town representatives and 2 fire department reps.

It was moved by Deputy Mayor Bill Boyd and seconded Councilor Bernie Cooper

that Council receives the Gerald Walsh Association Inc. Report.

MOTION CARRIED

(c) Valley Waste – Resource Management Authority

Councilor Bernie Cooper reported that he attended the meeting on February 16th as Councilor Pearl was out of the country. From the attached Management Minute, he recapped that the hotline calls were down from last year, curb side inspections saw about 60 people charged, with total penalties of about \$4,000. Hotline calls allow citizens an opportunity to call in with questions or complaints.

It was moved by Councilor Bernie Cooper and seconded by Councilor Eric Bolland

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

MOTION CARRIED

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

Jennifer Weisner noted that the 2011-2012 business

APPROVED – MARCH 28, 2011

plan has been presented. The Grand Pre application for recognition as a world heritage site has reached a milestone in that the dossier has been officially sent to UNESCO and over the next 18 months this will be reviewed. Several crates have been sent and this project represents a great deal of work. The woodland conference is being held this year in Kings County on March 5th at West Kings High School.

It was moved by Councilor Tony Bentley and Councilor Eric Bolland

that the report from Kings CED be received.

MOTION CARRIED

(e) Kentville Community Development Committee

(i) Report

Mayor David Corkum reported that Tiffany Connell will be returning soon, but in the meantime Mark Phillips and Lindsay Young continue to do a very good job during her absence.

(f) Kings Transit Authority

(i) Representative's Report

Councilor Tony Bentley reported that there have been 3 transit meetings, and noted that the decrease in ridership is becoming a concern. A student pass has been created to help encourage student ridership and Kings Transit is working with Acadia on this project. Maintenance costs are reduced, however fuel prices remain uncertain. Lastly, he noted that some alterations are being done to accommodate a waiting room and parcel pick up for Acadian Lines.

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

that the report from Kings Transit Authority be received.

MOTION CARRIED

(Note: The budget for Kings Transit Authority can be discussed at the next meeting of CAC)

APPROVED – MARCH 28, 2011

Points from Discussion

- In past years it has been emphasized that each of the new routes added, would be stand-alone and financially self-sufficient. This does not appear to be the case at this point in time.
- The budget reflects management fees as revenue.
- An additional route to Halifax is being considered and a new bus will be purchased for this expansion.
- When these routes expand, the tax payers of the Town should not have to support them.

(g) Environmental Advisory Committee

(i) Report

Councilor Eric Bolland reported that there was a strategy session recently and another meeting will take place in three weeks to follow through with some of these initiatives. A meeting is scheduled for the NKEC Environmental Club and Earth Hour and more will follow. NKEC Club is hoping to present to Council some time soon.

It was moved by Councilor Eric Bolland and seconded by Councilor Bernie Cooper

that the Environmental Advisory Committee Report.

MOTION CARRIED

(ii) Earth Hour 2011

Councilor Eric Bolland reported that Earth Hour will be held on March 26 (8:30 until 9:30 pm) this year and that this global initiative urges individuals to take responsibility for their actions to reduce green house gases, by switching off lights.

In support of this event, it was moved by Councilor Eric Bolland and seconded by Councilor Bernie Cooper

that the Town of Kentville supports Earth Hour by turning off the ornamental lights in the downtown, and encouraging citizens to participate.

MOTION CARRIED

APPROVED – MARCH 28, 2011

Points from Discussion

- Is it possible to get the information from NSPC on reduced power use during Earth Hour?
- Reducing lighting in other areas of Town (i.e. pubs, etc.) would have a more significant impact.
- The proclamation for this event will be signed and posted.

(h) Councilors' Report

Councilor Tony Bentley attended all meetings, as well as three transit meetings and two library meetings, one of which involved a good presentation by the town of Kentville.

Councilor Nola Folker-Hill attended all meetings, along with the NS Association of Police Boards' Meeting by teleconference and this procedure went well.

Councilor Mark Pearl (absent)

Councilor Eric Bolland attended all meetings, along with Kings Transit and Kings Para Transit. He attended the FCM Sustainability Conference in Victoria, BC and this was an opportunity to meet with other individuals. He spent some time talking to the Mayor of Whistler and learned what is being done on environmental issues on different scales. Whistler is a very green and sustainable town and the Mayor has promised a meeting in 3 months time in Halifax for further discussion. Kentville should be proud of the progress it makes, especially for a small town.

Councilor Bernie Cooper attended all meetings.

Deputy Mayor Bill Boyd attended all meetings and filled in for the Mayor at the last meeting of CAC. There have been extra meetings relating to the Walsh report for the KVFD.

(i) Mayor's Report

Mayor Corkum reported that his report is attached but wanted to point out the number of deserving Kentville businesses who won awards during the "Best of Kings" program. Also, he was honoured by the Lions Club; the

APPROVED – MARCH 28, 2011

Rotary Club is getting excited about the Rotary Clock; Kingstec is interested in lending its support with the Kentville 125 Celebrations with perhaps the Princess Tea and the creation of a garden. Kingstec will also be offering a course on growing grapes and operating a winery.

CORRESPONDENCE

(a) Transportation and Infrastructure Renewal Minister – the Honourable Bill Estabrooks

This letter from Minister Estabrooks acknowledges Mayor Corkum's letter to him of December 2, 2010 regarding the work required to the Cornwallis River bridge. He further notes that recent inspections of this structure indicates that it is safe for use, however, the request for further upgrades will be considered during annual reviews of the 5 year plan.

(b) Kings Historical Society

A letter from this organization is seeking financial support for the operation of the Kings County Museum and offers its support with the upcoming Kentville 125 celebrations.

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

that this request be sent to the budget process.

MOTION CARRIED

(c) AVRSB – Reporting to Council

Kentville School Board Representative, Nancy Bigelow –Acker, acknowledged Council's request for an annual update from AVRSB. She felt that sometime during May might be an option, and further suggested that the Board Superintendent takes the lead on this reporting session, due to her limited experience on the Board.

NEW BUSINESS

(a) none

PUBLIC COMMENTS

(a) none

ADJOURNMENT

It was moved by Deputy Mayor Bill Boyd and seconded by Councilor Eric Bolland

APPROVED – MARCH 28, 2011

that the meeting adjourns at 8:40 p.m.