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# KENTVILLE TOWN COUNCIL

## MINUTES

### March 12, 2008

#### PRESENT

Mayor David Corkum, Deputy Mayor Mark Pearl, Councilor Dennis Kehoe, Councilor Bernie Cooper, Councilor Larry Honey, Councilor Eric Bolland, Acting CAO Debra Crowell, Town Solicitor Peter Muttart and Town Clerk Carol Harmes.

#### CALL TO ORDER AND ROLL CALL

Acting CAO Crowell reported that all members of Council were present, except for Councilor Nola Folker-Hill who sends her regrets, and CAO Boyd who was out of the country on vacation.

#### APPROVAL OF THE AGENDA

It was moved by Councilor Dennis Kehoe and seconded by Councilor Eric Bolland

**that the agenda be approved with the addition of 10 –In Camera – Litigation (Bonavista Park)**

**MOTION CARRIED**

#### PRESENTATIONS

**(a) Rotary Club of Kentville – Catherine Savage**

President Catherine Savage and fellow Rotarian and President-Elect Bill Travis presented the Town of Kentville with a cheque for \$10,000 towards the Miner Marsh project. Funds were raised at the recent Valentine's Dinner and Dance. President Savage noted that \$30,000 has been earmarked for this project over 3 years.

Town Council thanked the Rotary Club for its financial assistance.

#### APPROVAL OF THE MINUTES

**(a) February 13, 2008**

It was moved by Councilor Larry Honey and seconded by Councilor Eric Bolland

**that the Minutes of February 13, 2008 be approved as circulated.**

**MOTION CARRIED**

**BUSINESS ARISING FROM**      none

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**THE MINUTES**

**REPORTS AND  
RECOMMENDATIONS**

**(a) Council Advisory Committee**

**(i) Resolution – Elizabeth Avenue Water  
Main Replacement**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, Director Henderson reported that as part of the funding application through the Building Canada Fund, it was necessary to provide a Resolution of Council identifying the replacement of the water main on Elizabeth Avenue as the number one priority for the Town. Total costs for this project would be \$87,000 and one third cost-sharing by each level of government would apply.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that a Resolution be passed confirming that the replacement of the Elizabeth Avenue Water Main, at a total cost of \$87,000, would be the number one priority for the Town.**

**MOTION CARRIED**

**(ii) Resolution – Belcher Street Water  
Reservoir Replacement**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, Director Henderson reported that as part of the funding application through the Building Canada Fund, it was necessary to provide a Resolution of Council identifying the replacement of the water reservoir on Belcher Street as the number two priority for the Town. The total cost for this would be for approximately \$715,000 and one third cost-sharing by each level of government would apply.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that a Resolution be passed confirming that the replacement of the Belcher Street Water Reservoir, at a total cost of \$715,290, would be the number two priority for the Town.**

**MOTION CARRIED**

**(iii) Resolution – Withdrawal – Town Capital**

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**Reserve – Various \$71,197.82**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, Director Crowell noted that as part of the 2007-08 budget, several budgeted projects will require funding from the Town's Capital Reserve. She listed these, pointing out the budgeted amount was for \$121,700 and the actual amount was for \$71,197.82.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Eric Bolland

**that the attached Resolution be approved for the withdrawal of \$71,197.82 from the Town of Kentville Capital Reserve, to partially fund budgeted capital construction costs for 2007-2008, as per the Town's Capital Budget.**

**MOTION CARRIED**

**(iv) Resolution – Withdrawal – Town Capital Reserve – Over Runs - \$17,025.79**

Councilor Larry Honey stated that at a recent meeting of Council Advisory Committee, Director Crowell noted that the final costs for various 2007-2008 capital projects ran over the projected costs as outlined in the Capital Budget, and as one project will not be completed in 2007-2008, a request for a change in funding (construction to date) is being requested, as per the attached report.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the attached Resolution for the withdrawal of \$17,025.79 from the Town's Capital Reserve – General Allocation, to fund various project over runs for 2007-2008, be approved.**

**MOTION CARRIED**

**(v) Write Offs – Business Occupancy Taxes - \$3,613.89**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, Director Crowell reported that two tax accounts for business occupancy remain unpaid, following many attempts to collect these funds by the Town's Collection Officer and a collection agency. As it seems unlikely at this point that the funds will be collected,

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she recommended that they be written off.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Eric Bolland

**that the attached list of business occupancy tax accounts, in the amount of \$3,613.89 be written off.**

**MOTION CARRIED**

**(vi) Write Offs – Utility Accounts (Sewer Portion) - \$247.07**

Councilor Larry Honey stated that at a recent meeting of Council Advisory Committee, Director Crowell noted that several utility accounts (sewer portion) remain unpaid, in spite of many attempts by the Town's Collection Officer and the collection agency to collect these funds. As it seems unlikely at this point that the funds will be collected, she recommended that they be written off.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the attached list of utility accounts (sewer portion), in the amount of \$247.07 be written off.**

**MOTION CARRIED**

**(vii) Write Offs – Sundry Accounts - \$105.37**

Councilor Larry Honey stated that at a recent meeting of Council Advisory Committee, Director Crowell noted that a sundry account remains unpaid, in spite of many attempts by the Town's Collection Officer and the collection agency to collect these funds. As it seems unlikely at this point that the funds will be collected, she recommended that they be written off.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Eric Bolland

**that the attached sundry account, in the amount of \$105.37 be written off.**

**MOTION CARRIED**

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**(viii) Resolution – Tax Exemption 2008-2009  
(Section 69 – MGA)**

Councilor Larry Honey stated that at a recent meeting of Council Advisory Committee, Director Crowell noted that each year Council provides a partial tax exemption to individual property owners who meet certain requirements. To provide this, Council must pass a resolution each year to set out the maximum exemption, income ceiling and other criteria.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that an exemption from taxes for the period April 1, 2008 to March 31, 2009 be granted pursuant to Section 69 of the MGA in the amount of \$200; and**

**that the exemption be granted to persons whose total income from all sources (including the income of other persons in the same family residing in the same household as the applicant ratepayer) for the year 2007, is equal to or less than \$21,826. (An allowance paid pursuant to the War Veteran's Act – Canada – and the Pension Act – Canada – is excluded, as is a tax rebate provided by the province.); and**

**that the property must be occupied by the applicant ratepayer; and**

**that where a property is assessed to more than one person, any of them who is entitled to an exemption, may receive only the portion of the exemption equal to that person's share of the total assessment for the property, but where different interests are not separate, then to that portion determined by the treasurer, whose determination is final; and**

**that no application for an exemption will be considered unless made on or before the 30<sup>th</sup> day of June 2008.**

**MOTION CARRIED**

**(ix) Resolution – Interest Charge for  
Outstanding Accounts - 2008-2009**

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Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, Director Crowell reported that in accordance with the Policy Statement regarding the authority granted by the MGA to apply interest to outstanding accounts, the Town's rate is currently 2% per month (26.8% per annum). She made a recommendation to maintain this rate, as it acts as a deterrent for late payments.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Eric Bolland

**that the interest rate on outstanding accounts remains at 2% per month (26.8% per annum) for the year April 1, 2008 to March 31, 2009.**

**MOTION CARRIED**

An amendment was proposed by Councilor Dennis Kehoe and seconded by Councilor Mark Pearl

**that a monthly rate of 1% be charged for outstanding accounts for the year April 1, 2008 to March 31, 2009.**

**AMENDMENT DEFEATED**

Points from Discussion:

- A 2% monthly interest rate is disproportionate to the costs.
- The Town can pick the interest rate it feels necessary to encourage payment of accounts in a timely manner and although this is on the higher end of the scale, it is effective.
- If the rate was lower, some businesses or individuals would use the Town as a bank.

**(x) Election 2008- Recommendation from Chief Electoral Officer**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, Al Kingsbury, the Town of Kentville's Returning Officer for the upcoming election, made several recommendations regarding the procedure for this event.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the permanent register of electors established**

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**and maintained by Elections Nova Scotia, be used as the basis for the preliminary list of electors for the Town of Kentville in the October 18, 2008 municipal election; and**

**that notification be made by postcard, mailed on or about July 21, 2008 to all electors; and**

**that the final list of electors be prepared on August 29, 2008; and**

**that Council considers not authorizing alternate voting methods (mail, etc.); and**

**that Advance Polls be held on Thursday, October 9, 2008 and Tuesday, October 14, 2008**

**MOTION CARRIED**

**(xi) Valley Voices – Request for Funding**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, a letter from this organization asked the Town of Kentville to sponsor a Competition and Convention, to be held in Wolfville from June 5-8. This organization is asking for \$500.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the request for \$500 from the Valley Voices, be sent to the budgetary process**

**MOTION CARRIED**

**(xii) Valley Waste Resource Management –  
Electronic Equipment Disposal**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, a letter from Warden Newton of the County of Annapolis, outlined the position taken by this municipality regarding the disposal of electronic equipment through Valley Waste Resource Management. Their council feels that the present drop-off locations, and the costs being proposed, should not be the responsibility of citizens. Therefore, Annapolis County is advocating that these materials continue to be picked up during spring and fall clean-up collection, as a separate stream, which can then

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be redirected to the appropriate disposal sites.

During discussion, it was noted that there are insufficient drop off locations for electronic equipment and that more sites should be designated, one of which should be the Valley Waste Resource Centre. Further, these should be made more easily accessible to residents.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Dennis Kehoe

**that a letter be sent to the Chairman of VWRM and provincial representatives, stating that the Town of Kentville feels that more locations, including their own Collection Centre, should be designated for the purpose of receiving electronic equipment.**

**MOTION CARRIED**

**(xiii) Nicholsons' Flooding Recommendations**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, a letter was reviewed from these residents of West Main Street, in which their concerns were outlined regarding the flooding conditions on February 18 and 19<sup>th</sup>. They made reference to the flood of 2003 and the subsequent report prepared by the Town's Consulting Engineers, to address some of these problems. They reiterated that the issue of the bottleneck situation in the Cornwallis River must be addressed, especially if a new bridge is built.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the letter from the Nicholsons be sent to the Transportation Services Committee and that any correspondence between these residents also be copied to Council.**

**MOTION CARRIED**

Points from Discussion

- A public meeting will be set up for all residents and they will be informed as to what the Town has done, and is planning to do in the future, to curtail the flooding problems.
- The Town's Newsletter could contain information

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- regarding the flood remediation work being done.
- The Transportation Services Committee will send Council a copy of its letter to the Nicholsons.
  - Some work on culverts has been done to divert water from the surrounding hills and this is helping.
  - Water is flooding the area from the river backwards and a dyke is needed.
  - It will take time to acquire the land to build the dyke and this is a time-consuming and costly undertaking.

**(xiv) Youth Criminal Justice Act Petition**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, a letter from Justice Minister Clarke introduced the Federal Governments new *Bill C-25: An Act to Amend the Youth Criminal Justice Act*. He added that the results of the Nunn Commission saw seven recommendations made to strengthen the YCJA. To help move these recommendations forward at the Federal level, Minister Clarke is asking the Town of Kentville to sign the attached petition.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Eric Bolland

**that the petition in support of *Bill C-25: An Act to Amend the Youth Criminal Justice Act*, be signed at this meeting of Town Council.**

**MOTION CARRIED**

**(xv) Women in Local Government Bursary Program**

Councilor Larry Honey noted that at a recent meeting of Council Advisory Committee, a letter from UNSM President Robert Wrye and Mayor Anna Allen, the Chair of the Women in Local Government Committee, asked the Town of Kentville to help fund this bursary program, and provide a letter of participation, based on the population of the Town. The amount requested from Kentville would be \$300 annually or a three-year contribution of \$900. It was further noted that a response was required prior to April 30, 2008.

Therefore, it was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the Women in Local Government Bursary Program be supported for \$300.**

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**MOTION DEFEATED**

Points from Discussion

- Funds provided by the Town should be made available to a citizen of Kentville.
- Any female from Kentville who qualifies can apply for the bursary.
- Each municipality should support professional development of their own staff.
- This project originally started as a Town of Wolfville initiative which later came under the support of UNSM and has become a wide-spread program.

**(xvi) Alliance of Kings Artists – Request for Funding**

Councilor Larry Honey reported that at a recent meeting of Council Advisory Committee, it was noted that the AKA is restructuring its organization in order to provide a permanent home and permanent administrative staff. To help fund these changes, they are seeking financial aid from the Town for \$1,500.

Therefore, it was moved by Councilor Larry Honey and seconded by Deputy Mayor Mark Pearl

**that the request for \$1,500 in support of the Alliance of Kings Artists, be sent to the budgetary process.**

**MOTION CARRIED**

**(a) Finance**

**(i) Director's Report**

A report from Director Debra Crowell stated that the department has been busy with third quarter utility bills, the 2008-2009 budget process and preparations for the audit. She added that with a benchmark of 92%, overall revenue falls below the average and overall expenditures are reporting under benchmark. She added that some departments are over, due to bulk purchasing and annual payments. Also, it was noted that 98.2% of taxes has been received, with outstanding amounts adding to \$123,116.

Therefore, it was moved by Councilor Eric Bolland and seconded by Deputy Mayor Mark Pearl

**that the report from the Director of Finance be received.**

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**MOTION CARRIED**

**(b) Planning and Development**

**(i) Director's Report**

Director Gentleman reported that 3 permits were issued during January, for \$341,627, which brings the year total to \$703,127. She added that wellfield protection zones (Land Use Bylaw and Municipal Planning Strategy) are being reviewed, in light of Kings Transit's proposed relocation to the Valley Waste property.

Further, it was noted that the ICSP Study is underway and staff met with Kings CED to discuss this process. Kings CED has been adding the ICSP consultation process to their business plan, and it is felt that Kings CED and the Planning Department can work together on this project.

Director Gentleman added that the Subdivision Bylaw amendments, approved by Council in December, have been approved by the province; work continues on trial preparations for Bonavista Park; meetings continue with Shannex and Thom Oulton; and the Planning Department has received a rezoning application from Roger Cameron regarding the Crow's Nest Golf Course.

Therefore, it was moved by Deputy Mayor Mark Pearl and seconded by Councilor Eric Bolland

**that the report from the Director of Planning and Development be received.**

**MOTION CARRIED**

**(ii) Committee Report**

Councilor Nola Folker-Hill was not available and no other member of PAC had any additional information.

**(c) Fire**

**(i) Chief's Report**

A report from Fire Chief Shawn Ripley indicated that there were 36 alarms during February, for a total of 10 alarms in Kentville for 89 kilometers travelled, and 22 alarms in the county for 970 kilometers travelled. Fire fighters also responded to 4 mutual aid calls in the county, for 276 kilometers travelled.

It was moved by Councilor Dennis Kehoe and seconded by

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Councilor Bernie Cooper

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

**MOTION CARRIED**

**(i) Governance Committee Report**

Councilor Dennis Kehoe stated that a budget meeting is scheduled for next week and the next regular meeting will be in late March.

**(e) Parks and Recreation**

**(i) Director's Report**

A report from Director Phillips (attached) stated that many upcoming events have been scheduled for the arena; that court dates for the Bonavista Park hearing were this past Monday and Tuesday; the outdoor winter activities have been successful; and some grants have been received. He added that plans for the Farmers Market are underway, and he has attended a number of various meetings over the month.

Further, the issues of the new school proposal and the use of the current school have been discussed, and he has met with the Friends of the Library. Work continues with the Volunteer Recognition event and with the hiring of an Active Living Coordinator.

It was moved by Deputy Mayor Mark Pearl and seconded by Councilor Eric Bolland

**that the report from the Parks and Recreation Director be received.**

**MOTION CARRIED**

**(ii) Committee Report**

Deputy Mayor Mark Pearl noted that a committee meeting is scheduled for next week. Also, he added that the Friends of the Library meeting will be on March 25<sup>th</sup> at Kingstec, with a reception at 6:00 to meet the architects, and the public meeting at 7:00 p.m. Also, he reminded everyone that on May 1<sup>st</sup>, Volunteer Recognition night will take place.

**(f) Police**

**(ii) Chief's Report**

Police Chief Mark Mander reported that the month was busy

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with a number of break-ins in the area. As a result of a joint effort with the Street Team Members, CISNS and the RCMP, over \$10,000 in stolen property has been recovered. The Integrated Traffic Unit has been successful and as of mid February, this unit has charged 20 impaired drivers, 46 unlicensed drivers and 15 suspended drivers. They have issued 25 road side 24-hour license suspensions, conducted 67 check points and checked a total of 13,000 vehicles.

Therefore, it was moved by Councilor Dennis Kehoe and seconded by Councilor Bernie Cooper

**that the report from the Police Chief be received.  
MOTION CARRIED**

**(iii) Board Report**

Councilor Dennis Kehoe reported that there has been no recent meeting, however, the next meeting will be on March 27<sup>th</sup>. He added that PANS negotiations continue.

The question on the use of hand-held cell phones, while driving, will be discussed at the next meeting and some promotion on this changing legislation has been made.

**(g) Transportation Services**

**(i) Director's Report**

Director Henderson reported that the Public Works staff has been busy with snow and ice control, and as of March 1st, the Town has spent 93% (\$215,000) of this budget. Potholes continue to be a problem and some repairs have been done.

With the Capital Projects, the river dyke has been designed, and a cost estimate has been requested for the Rural Municipal Infrastructure Project (School and Glenview Streets). A list of proposed Capital projects for the upcoming year has been prepared and work is underway on the 2008-2009 Operating Budget.

Lastly, Director Henderson added that the new provincial electronic waste recovery program started on February 1<sup>st</sup> in Nova Scotia.

It was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the report from the Director of**

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**Transportation Services be received.**

**MOTION CARRIED**

**(ii) Committee Report**

Councilor Larry Honey added that the Operating and Capital Budgets have been forwarded to the budget process. He also asked that council members consider the impact on the budget of increasing the snow and ice removal service on weekends, as was proposed to provide consistency with the level of service.

Points from Discussion

- There should be consistent snow removal, as people need to get to work, shop, etc.
- The Police call out Public Works if freezing rain or snow takes place during off hours.
- Kentville is known for its great snow removal.
- Snow removal on Sunday would be easier in the downtown when there is less traffic.
- This Snow and Ice Removal Policy needs to be reviewed.

**(h) Water Commission**

**(i) Directors Report**

Director Henderson reported that the application to UARB for a 15% water rate increase, will be submitted following the receipt of year end reports, hopefully by the end of April. With the Balsor/Eaglecrest/Ward Avenue Water Service, he noted that tenders have been extended until March 6 and there appears to be a great deal of interest by contractors.

Director Henderson added that the compilation of a computer model for the Town's water system is being considered, and that Hiltz and Seamone has a water system analysis program known as WaterCAD, which can be used to analyse distribution systems. The Water Commission has applied for a grant for \$18,500 for this study, through the Provinces P.Cap funding.

Lastly, he noted that two applications were submitted for the Building Canada Fund (to provide funding over the next 7 years, for cleaner water and better waste management). One application was for the renewal of water mains, hydrants and laterals (costing \$87,000) and the other was for the replacement of the old tank on Belcher Street for a total cost

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of \$715,000.

It was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the report from the Water Commission, be received.**

**MOTION CARRIED**

**(ii) Commission Report**

Mayor David Corkum reported that a meeting took place last evening to review the request to add a new maintenance garage in the Industrial Park. This has the potential to affect the water quality, and therefore, Mr. Ron Mullins (Kings Transit), Mr. Ken Redden (Valley Waste Resource Management Authority), members of the Department of Environment and Kentville Water Commission discussed the issue.

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

Deputy Mayor Mark Pearl reported that Scotia Recycling's new building is well underway and is expected to be completed for April 1<sup>st</sup>; the new clear bag program is being advertised; Acadia students will be hired to deliver information door-to-door; and promotional packages will be distributed during the Home Show and in the Town's next Newsletter. He added that the electronics program has begun and has been well advertised; a landlord workshop will be held across the valley; the Canadian Waste Resource Symposium is scheduled for April 13 – 15<sup>th</sup> in Halifax and lastly, that year-to-date revenue is \$7,747,128 and year-to-date expenses are \$7,441,814.

It was moved by Deputy Mayor Mark Pearl and seconded by Councilor Bernie Cooper

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

**MOTION CARRIED**

Points from Discussion

- A request was made for the Town to fund 50% of the costs for its representative (Deputy Mayor Mark Pearl) to attend the Canadian Waste Resource Symposium. Valley Waste will pay the other 50%.

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*(Note: It was agreed that the Town will pay 50% of Deputy Mayor Pearl's expenses to attend the symposium on April 13 – 15<sup>th</sup>, 2008)*

**(j) Kings Community Economic Development**

**(i) Representative's Report**

Councilor Eric Bolland pointed out that a report from Executive Director Erin Beaudin outlined work being done on a number of projects. She stated that the 2008-2009 Business Plan has been completed and distributed to the units; work continues with the Nova Scotia Nominee Program and the Business Retention and Expansion Program, Invest in Kings, the Export and Trade development Study, a joint Municipal Industrial Park, the Grand Pre UNESCO Designation, the Employer of Choice Program, Sport Tourism, Municipal Integrated Community Sustainability Plan, Strategic Planning and the Rail Line Study.

Councilor Bolland added that Warden Fred Whalen has joined Kings CED Board of Directors, replacing Councilor Parker.

It was moved by Councilor Eric Bolland and seconded by Councilor Dennis Kehoe

**that the report from Kings Community Economic Development be received.**

**MOTION CARRIED**

**(k) Kentville Community Development Committee**

**(i) Report**

Community Development Officer Erin Mason reported that work continues on the Farmer's Market which has been proposed for Wednesday and Sunday afternoons. Budgets are being prepared for this. In addition, several summer events are being planned and work continues with the beautification program and tourism materials.

It was moved by Deputy Mayor Mark Pearl and seconded by Councilor Bernie Cooper

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**that the report from the Community Development Officer be received.**

**MOTION CARRIED**

Points from Discussion

- There are sub committees formed to deal with issues like the Farmers Market and the Town's beautification programs, and these are very productive.

**(l) Kings Transit Authority**

**(i) Representative's Report**

Deputy Mayor Mark Pearl reported that the regular board meeting was held on February 19<sup>th</sup>; the tender has been issued for the surveillance cameras; the General Manager is available to attend council to discuss the budget; the board is considering extending the transit system to Bear River; negotiations continue with Valley Waste for shared office and maintenance facilities; and Kings Transit will relocate temporarily to Town Hall over the next few weeks. Lastly, he added that revenue and ridership were on par with 2007 and expenses were on budget for the month.

It was moved by Deputy Mayor Mark Pearl and seconded by Councilor Dennis Kehoe

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

**MOTION CARRIED**

Points from Discussion

- Kings Transit Authority and Acadian Lines will continue to operate from their current depot location.
- Only the offices will be moved to the Town Hall location.

**(m) Environmental Advisory Committee**

Councilor Eric Bolland reported that there will be a meeting on March 25<sup>th</sup> and that Bev Gentleman is now the staff person for this committee. However, he added that this was a great conference, with lots of knowledgeable people to speak with at the trade show, several inspiring and motivational speakers for the sessions, and lots of opportunities to network with other delegates who live in vulnerable communities. He added that he discussed

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environmental issues with Elizabeth May (who happened to be on the same plane) and later made arrangements to meet with Scott Brison to discuss the Kentville Research Station. He added that more information will be sent on the Ottawa convention.

Lastly, he noted that a very interesting and timely hand book was recently received from FCM and copies have been distributed to council members

It was moved by Councilor Eric Bolland and seconded by Councilor Dennis Kehoe

**that the report from the Environmental Advisory Committee be received.**

**MOTION CARRIED**

**(n) Councilor's Report**

*(Microphones were not activated for this portion of the meeting and therefore, information is incomplete.)*

Councilor Bernie Cooper reported that he attended all meetings.

Councilor Eric Bolland reported that he attended all meetings, visited residents on West Main Street during the recent flooding, attended a webinar on Feb. 29<sup>th</sup>, and a presentation on the adoption of the NEKEC anti-idling concept.

Councilor Dennis Kehoe had nothing further to report.

Councilor Larry Honey had nothing further to report.

Councilor Nola Folker-Hill was not present

Deputy Mayor Mark Pearl had nothing further to report.

**(o) Mayor's Report**

As per the attached report, Mayor David Corkum reiterated some items, adding that he had dinner with Bill Denyar (Executive Director for the Atlantic Chamber of Commerce) who expressed an idea for a potential franchise for Kentville. More should follow on that project. He added that he attended the 59<sup>th</sup> anniversary of the Lions Club Charter, along with bringing greetings at an anniversary party. He was particularly pleased to present a small gift to Phillip Brown who recently won gold, silver and 2 bronze medals for skating at the Special Olympics. Phillip has received 79 awards over the years and was congratulated for his athletic excellence.

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Mayor Corkum added that he spent the last 2 days at the court house regarding the Bonavista Park case.

**(o) Chief Administrative Officer's Report**

CAO Boyd submitted a written report from which it was noted that Shannex hopes to begin their development in early April and that the Kings Partnership has been busy with Fire and Recreation Studies, their regular meetings and much discussion on the cost sharing formulas. It was also noted that a joint KPSC meeting including all council, is scheduled for April 10<sup>th</sup>.

PANS negotiations continue and CUPE will begin in April; work continues with the 2008-2009 budget process and with provincial representatives regarding the location of the new school in Town.

It was moved by Councilor Eric Bolland and seconded by Councilor Larry Honey

**that the report from the Chief Administrative Officer be received.**

**MOTION CARRIED**

**CORRESPONDENCE** None

**NEW BUSINESS** None

**PUBLIC COMMENT PERIOD** Press representative Kirk Starratt (Nova News) advised Council that the public can log on the novanewsnow.com website, to see a video on Phillip Brown and his Olympic awards.

**IN CAMERA MEETING** It was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

**that the regular meeting of Town Council adjourn to go in Camera to discuss Land Negotiations and litigation**

**MOTION CARRIED**

**MEETING RESUMES** It was moved by Councilor Larry Honey and seconded by Councilor Bernie Cooper

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**that the regular meeting of Town Council resumes.**

**MOTION CARRIED**

**LAND NEGOTIATION**

A discussion took place regarding the expropriation of the lands of Judy Mae Welton, represented by NS PIDS 55290472 and 55256101, River Street, Kentville.

It was moved by Councilor Dennis Kehoe and seconded by Councilor Larry Honey

**that whereas Council considers it necessary to acquire real property, viz, certain lands owned by Judy Mae Welton, located near River Street in the Town of Kentville, in the County of Kings and Province of Nova Scotia, shown more particularly described in the description attached to this resolution, and the Plan referred to therein (the Property);**

**BE IT RESOLVED THAT Pursant to s. 52 (1) of the Municipal Government Act, and s. 11 (1) of the Expropriation Act, that the Town expropriates the fee simple in the property for the purposes of the Town of Kentville, which purposes include:**

- 1. Extending the municipal road known presently as River Street and installing services;**
- 2. Providing land for the purpose of building a dyke for flood protection on the south of the Cornwallis river;**
- 3. Parkland; and**
- 4. Other municipal uses.**

**MOTION CARRIED**

It was also noted that immediate possession of these same lands would allow for work to begin as soon as possible, and therefore, it was moved by Councilor Dennis Kehoe and seconded by Councilor Larry Honey

**that whereas Council has passed a resolution to acquire, by expropriation, real property, viz,**

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**certain lands owned by Judy Mae Welton, located on the north side of River Street in the Town of Kentville, in the County of Kings and the Province of Nova Scotia, shown more particularly described in the description attached to the expropriation resolution and Plan referred to therein as “the Property”:**

**AND WHEREAS, the Town requires physical possession of the property forthwith to commence construction of the municipal road and protective dyke:**

**BE IT RESOLVED THAT, pursuant to s. 11 (7) of the Expropriation Act, the Town forthwith request the Attorney General to authorize the Town, by order, to take physical possession of the Property formerly of Judy Mae Welton, expropriated by resolution of Council on March 12<sup>th</sup>, 2008, as soon as such order may be granted.**

**MOTION CARRIED**

**ADJOURNMENT**

Upon motion by Councilor Larry Honey, the meeting adjourned at 9:25 p.m.