

KENTVILLE TOWN COUNCIL

MINUTES

July 25th, 2016

PRESENT

Mayor David Corkum, Councilor Bernie Cooper, Councilor Bill Boyd, Councilor Eric Bolland, Councilor Tony Bentley, Councilor Nola Folker-Hill, Deputy Mayor Mark Pearl, CAO Mark Phillips, and Solicitor Geoff Muttart.

CALL TO ORDER AND ROLL CALL

Deputy Mayor Mark Pearl called the meeting to order at 7:00 p.m., that all Council members were in attendance along with Town Solicitor Geoff Muttart, Recording Secretary Patricia Gourley and himself as CAO.

Also present: Director Fred Whynot

APPROVAL OF THE AGENDA

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

that the agenda be approved as circulated with the addition of:

- 8(h) Legal Action**
- 8 (i) Fusion Survey**

MOTION CARRIED

PRESENTATIONS

None

APPROVAL OF THE MINUTES

a) Kentville Town Council-June 27th, 2016
It was moved by Councilor Bernie Cooper and seconded by Councilor Eric Bolland

that the Council Minutes of June 27th, 2016 be approved

MOTION CARRIED

BUSINESS ARISING FROM THE MINUTES/UNFINISHED BUSINESS

(d) May 30th, 2016- Noted Error in Minutes
CAO Phillips reported that in the Public Comment section of the May 30th Council Minutes, Recording Secretary Gourley entered into the minutes written comments that did not accurately reflect the words or intent spoken by KDCL's

President Cate Savage. The attached report reflects the actual statements from Ms. Savage and provide an actual record of the conversation.

**RECOMMENDATIONS
AND REPORTS**

(a) NKEC Cheerleading Program Request for Funding

Councilor Bill Boyd reported that at the July 11th, 2016 meeting of Council Advisory Committee, Deputy Mayor Mark Pearl requested Council forward to the budget process this request for sponsorship.

This recommendation was brought forward to Council for approval, however, this motion was then amended to have the NKEC Cheerleading Program's request for funding be brought back to the September meeting of CAC.

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

that the request for funding from the NKEC Cheerleading Program be referred back to the September meeting of CAC for further discussion

MOTION CARRIED

(b) VWRM Guarantees for TBR#16/17-1(2016/17 Capital)

Councilor Bill Boyd reported that at the July 11th, 2016 meeting of CAC, Finance Director Crowell reported that Town Council is required to make a motion of a Guarantee Resolution for the amount of \$30,944 for the Valley Regional Solid Waste-Resource Management Authority. This represents the Town's portion of the total program of \$399,000 and will enable them to purchase several vehicles and an outgoing scale for the Eastern Management Centre.

Therefore, it was moved by Deputy Mayor Mark Pearl and seconded by Councilor Bernie Cooper

that Council guarantees the amount of \$30,944, representing the Town's contribution, for Valley Regional Solid Waste-Resource Management Authority for the 2016/17 Capital Program

MOTION CARRIED

(c) 2017 Canada Day

Councilor Bill Boyd reported that at the July 11th, 2016 meeting of Council, Councilor Tony Bentley noted that July 01st, 2017 will be Canada's 150th Anniversary. Councilor Bentley requested that the Town of Kentville host a large scale special event for this special occasion. Planning and costs associated with hosting the event will be discussed further during the 2017/18 Operating Budget deliberations in the spring of 2017.

Therefore, it was moved by Councilor Tony Bentley and seconded by Councilor Bernie Cooper

that the Town of Kentville host a large special event on July 1st, 2017 to celebrate Canada's 150th Anniversary.

MOTION CARRIED

(b) (i) Fire

CAO Phillips noted that there was not a June report received from the Kentville Fire Department.

(ii) Joint Fire Services Report

Councilor Bill Boyd presented a verbal report and noted that:

- The 2016/17 Operating Budget has now been approved by all parties involved.
- The inter-municipal ten (10) year agreement has not been signed by every municipal unit as of yet.
- The County of Kings has appointed a Fire Committee to investigate all of the Fire Department's various committees. They are looking into the possibility of combining all of these committees into one Joint Fire Service Committee.
- Next regular meeting will be October 20th, 2016.

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

that the report on the Joint Fire Services be received

MOTION CARRIED

**(c) Valley Waste Resources Management –
Representative’s Report**

Deputy Mayor Mark Pearl noted some highlights from his July’s attached report:

- The Authority has directed staff to move forward with negotiations to extend the landfilling services contract with the Municipality of the District of Chester for an addition 10 years.
- Sustane Technologies presented an information session on an innovative residual waste recycling project where waste destined for landfill will be pelletized into fuel sources.
- The Authority has now engaged SPL Development Services Inc., to undertake the anticipated employee salary review.

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

that the report from VWRM be received

MOTION CARRIED

(d) Kings Transit Authority

Deputy Mayor Pearl noted some highlights from his July’s attached report:

- During the month of June passenger trips throughout the service exceeded the projected total by .72%.
- Year to date ridership has exceeded projections by .09%.
- The Pokémon Go game series has many spots on the bus route where Pokémons can be caught.

Therefore, 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

(e) Councilor's Report

Councilor Eric Bolland:

- Attended Carol Harmes retirement party
- Attended a meeting with staff and Efficiency NS regarding the PACE Program

Councilor Bill Boyd:

- Attended Carol Harmes retirement party
- Attended the KDCL Façade Program update
- Attended all meeting as required

Councilor Bernie Cooper:

- Attended Carol Harmes retirement party
- Attended all meeting as required

Deputy Mayor Mark Pearl:

- Attended the Develop Insight Form at the Fire Hall

Councilor Nola Folker-Hill:

- Attended all meetings as required
- Carol Harmes retirement party
- Attended the KDCL Façade Program update

Councilor Tony Bentley:

- Carol Harmes retirement party
- Attended the KDCL Façade Program update
- Went over to the Kentville Library to thank the staff for all their patience and hard work.
- Announced his bid for re-election

(f) Mayors Report:

Attended the following meetings:

- June 27 - KCA Graduation
- June 27 - NKEC closing
- June 28 – Financial Report Card
- July 4- meeting with Mark and Rachel- Life Cycle
- July 6 – meeting J. Clarke
- July 7 – breakfast with Brison
- July 7- Research Station funding
- July 7– Carol Harmes retirement party
- July 7–Financial Report Card
- July 8- Wayfinding meeting
- July 8-Radio interview re- bills if mail strike happens

- July 10-Wedgewood House open house
- July 12-Interview- rec. students
- July 13-Blaine Morrison
- July 14-Dept of Highways – Bridge
- July 19-County Council Library decision
- July 19-Art Newton funeral
- July 21 – Valley REN –Wolfville
- July 22-Smart Annapolis Valley presentation

CORRESPONDENCE

(d) Princess Windsor-Thank You

CAO Mark Phillips read the thank you card received from Princess Windsor Rebecca Corkum.

(e) Queen Annapolis 84th -Thank You

CAO Mark Phillips read the thank you card received from Queen Annapolis 84th Eleanor Gallant.

(c) Ethen Anderson, Bursary Recipient –Thank you

CAO Mark Phillips read the thank you card received from Ethen Anderson.

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

that the correspondences be received

MOTION CARRIED

(d) Smart Communities – i-Valley Invitation

CAO Phillips read the invitation received from i-Valley. This invitation extended was requesting the Mayor's attendance at a breakfast information session on Smart Communities.

Notes from Discussion:

- This system could potential provide a more robust fiber network in the valley than what we have now.
- The letter is an invitation to all Mayors and Wardens to attend a breakfast meeting to discover more about Smart Communities.
- Mayor Dan Mathieson of Stratford Ontario will be speaking at this presentation on August 25th.
- The general public will have an opportunity in the afternoon to attend information sessions.

- The concept is sound and could provide Kentville with an advantage in becoming a more competitive area.
- Valley REN is promoting this as part of their mandate.
- Costs are still being researched.

NEW BUSINESS

(a) Cornwallis Bridge Replacement Cost Sharing Recommendation

Director Fred Whynot noted in his report that the need for the replacement of the Cornwallis River Bridge has been identified for a number of years. This bridge is the property of the Province of Nova Scotia and managed by the Nova Scotia Department of Transportation and Infrastructure Renewal. A maintenance agreement, Maintenance Agreement No. 31-L, was signed by the Town of Kentville on April 14th, 2004 regarding maintenance responsibilities of the existing bridge between the Province of Nova Scotia and Town of Kentville. The tender for the new bridge was made available for contractors on July 14th, 2016 with a closing date of July 29th, 2016.

Planning for and design of the new bridge has been an important project for the Town of Kentville and Province of Nova Scotia with much of the details completed over the last two years. Overall it has been a very positive partnership. As typical with other projects, infrastructure owned and managed by groups separate from the Province must be moved at their expense to allow for new construction once the project limits have been identified. This effects both the Town of Kentville and utilities such as Nova Scotia Power, Bell, etc. Early discussions identified that the sanitary sewer, water main, and library would have to be relocated or removed. During these early discussions an agreement was signed allowing the Province to occupy lands owned by the Town of Kentville for the future location of the new bridge. Allowing the location of the new bridge on our lands avoided considerable costs relating to detours, temporary bridge, etc. Cost estimates for work identified to be our responsibility were placed under our approved 2016-17 Capital Programs.

<u>PROJECT</u>	<u>UTILITY</u>	<u>COST ESTIMATE</u>
Library Demolition	TOK	\$50,000
Sanitary Sewer Relocation	San. Sewer	\$50,000
Water Main Relocation	KWC	\$50,000

Land Provision	N/A
Total Estimate	\$150,000

Earlier this year, May 16th, 2016, staff were advised by the Province that the Town of Kentville would be responsible for cost shared items as determined under Maintenance Agreement No. 31-L. On June 1st, 2016 we were provided with a draft cost share agreement which included estimated costs calculated as items of the work required within the two bridge approaches which had an estimated value of \$450,000 + HST. The cost to the Town was estimated to be 50% of these costs for a total of \$225,000 + HST. This estimate was contested by staff and Council as the maintenance agreement relates to maintenance and costs regarding a bridge replacement were vague at best. Plus this notification came well past our budget deadlines and as discussed, we were already required to relocate water and sanitary sewer infrastructure and the library.

A meeting was held with NSDTIR staff on July 14th, after multiple communication exchanges between Mayor Corkum, Premier McNeil and Minister MacLellan, to discuss the cost share agreement. The job estimate report was reviewed and only items which could be considered as a possible Town responsibility were identified, namely new asphalt, new concrete sidewalk, adjustments to catch basins, manholes, and water-main valves, and new concrete curb and gutter. The fact that a detour and temporary bridge were not required was also discussed. The above items came to an estimated value of \$175,000 + HST for an estimated cost to the Town of \$87,500 + HST. A cost share value of \$85,000 + HST plus or minus 10% (the final value will be known only after the tenders are received) was suggested which would have to be approved by Council. The cost shared amount will not be required until the 2017-18 fiscal year.

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

**RECOMMENDATION
TO COUNCIL**

that Council approve the signing of a cost share agreement with the Province of Nova Scotia in the amount of \$85,000 + HST plus or minus 10% for the Cornwallis River Bridge project, to be paid within the 2017-18 fiscal year or the fiscal year the work is completed

MOTION CARRIED

Points from Discussion:

- Deputy Mayor Pearl stated that due to Mayor Corkum's efforts, he has reduced the Town's exposure by about \$150,000 and requested that this be noted in the minutes.

(b) Kentville PACE Program

CAO Phillips presented a verbal update on the PACE Program. He noted that Director Gentleman, Councilor Bolland and himself met with Efficiency NS to discuss the service delivery and to get a service agreement in place. This is still a work in progress.

(c) Kentville Business Façade Improvement Program

CAO Phillips noted that this program will have a positive outcome. Ten businesses have received concepts and designs. Each of these business will receive \$5,000 per façade and corner buildings up to \$10,000.

(d) Kentville Library-Relocation Plan

CAO Phillips gave an oral report and he noted that:

- The County of Kings is one step closer to signing the financial agreement with the Town of Kentville.
- The County of Kings has also agreed to the CPI clause for each year of the ten (10) year term.
- The agreement will be signed at the next County of Kings Council meeting, August 02nd, 2016.
- A meeting has taken place with the library staff to plan their move to the new temporary space.
- The closing date for the bridge is July 29th, 2016.
- The library books and equipment have to be out of their space on Cornwallis Street by August 14th as the building needs to be prepared for demolition.
- The building will be demolished the first week of September.
- The monument and time capsule located by the library on Cornwallis Street will either be moved or opened. The discussion on this is still on going.
- The Kentville Library will have a temporary space located in the basement of the old United Church building on Main Street, until the renovations are completed in the area upstairs.

(e) River Street Land Sales

CAO Phillips stated that this will be part of the IN CAMERA discussion but interesting to note that an inquiry has been received regarding the K2 site next to Shannex facility and a few phone calls were received inquiring on the empty lot on West Main Street, owned by Great Valley Juices.

(f) Reminder: No CAC and Council meetings in August

CAO Phillips noted that as there will not be a CAC or Council meeting in August. An ad has been placed in the local paper and the website will be updated to reflect that information.

(g) School Board Returning Officers Recommendation

CAO Mark Phillips read a letter received from Returning Officer Al Kingsbury which recommended David Poole be appointed as Returning Officer for the election of an African NS representative on the AVRSB. Also that Carolyn Young be appointed Returning Officer for the election of a representative to Conseil scolaire Acadien provincial.

Therefore, it was moved by Councilor Bill Boyd and seconded by Councilor Eric Bolland

**RECOMMENDATION
TO COUNCIL**

**that David Poole be appointed Returning Officer
for the election of an African Nova Scotian
Representative on the Annapolis Valley Regional
School Board**

and further

**that Carolyn Young be appointed Returning
Officer for the election of a representative to
Conseil scolaire Acadien provincial (Acadian
School Board)**

MOTION CARRIED

(h) Legal Action

Mayor Dave Corkum made the following statement regarding potential legal action of which Council may or may not agree with it. Mayor Corkum stated that it was his opinion only and not that of Council.

“Unfortunately it has been very disappointing to see that there have been some pamphlets that have landed in the mail and social media that are lies, and false statements and

accusations by cowardly unsigned individuals that are basically related to the upcoming election. I am in the process of seeking legal advice that could very well result in someone being sued for slander. When I or we find out who the people are, although I have a pretty good idea who that might be. Those people should be ashamed of themselves Council, in bringing the American negative style politics to the Town of Kentville. It is one thing to be targeting me or members of this Council but it would be nice if they would stick to the facts.

There is a lot of information that is absolutely not factual, you know it and I know it. I just want to make that statement once we find out who it is then we will proceed with whatever legal action can be taken”.

(i) Fusion Survey

Councilor Nola Folker-Hill asked if any other Councilors has replied to the online survey that had been sent to all Councilors on July 05th, 2016 by Jane Schofield of Fusion Annapolis Valley.

Councilor Folker-Hill noted that she herself did not reply to the survey as she was concerned that some of the answers could be taken out of context. She noted that questions/interviews conducted are more preferable done in person.

PUBLIC COMMENTS

None

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

that the meeting recess at 8:30 p.m. to go IN CAMERA

MOTION CARRIED

At this time Director Fred Whynot, Recording Secretary Gourley and all members of the audience exited the Council Chambers.

IN CAMERA

(a) Land Related Discussions

- i. Land Sales**
- ii. Land Purchase**

ADJOURNMENT

that Council retire from IN CAMERA and the Council meeting adjourned at 10:00 p.m.

MOTION CARRIED