

**REGULAR MONTHLY COUNCIL
WEDNESDAY, APRIL 10TH, 2013 @ 4:30 P.M.
GUYSBOROUGH MUNICIPAL OFFICE**

Warden Hines called the meeting to order at 4:16 p.m.

ATTENDANCE

13-04-27367

Warden Lloyd Hines
Deputy Warden Vernon Pitts
Councillor Sheila Pelly
Councillor Myles MacPherson
Councillor Blair George
Councillor Rickey McLaren
Councillor Fin Armsworthy

OTHERS PRESENT

Barry Carroll, CAO
Ashley Cunningham, Recording Secretary

REGRETS

Councillor Janet Peitzsche

INTO CLOSED SESSION

13-04-27368

MOVED: Deputy Warden Vernon Pitts
SECONDED: Councillor Fin Armsworthy
MOTION: **THAT** Council move into Closed Session.
MOTION CARRIED

PEV

13-04-27369

LEASE- WHITMAN HOUSE

13-04-27370

OTHER

13-04-27371

OUT OF CLOSED SESSION

13-04-27372

MOVED: Councillor Sheila Pelly
SECONDED: Councillor Myles MacPherson
MOTION: **THAT** Council return to Regular Session.
MOTION CARRIED

APPROVAL OF AGENDA

13-04-27373

Additions: 7. e) Whitman House Lease
f) FCM Board Nomination
g) Municipal Awareness Week Proclamation

Deletions: 8. d) Guysborough County Regional Development Authority Report

MOVED: Councillor Fin Armsworthy
SECONDED: Councillor Blair George
MOTION: **THAT** Council approve the Agenda as presented with the noted additions and deletion.
MOTION CARRIED

APPROVAL OF MINUTES OF MARCH 13, 2013

13-04-27374

MOVED: Councillor Myles MacPherson
SECONDED: Councillor Sheila Pelly
MOTION: **THAT** Council approve the minutes of March 13, 2013 Regular Council as presented with no errors or omissions.

MOTION CARRIED

DELEGATIONS

13-04-27375

No delegations

BUSINESS ARISING FROM MINUTES

NEW BUSINESS

MEMO- APPOINTMENT OF MUNICIPAL CLERK

13-04-27376

MOVED: Councillor Blair George

SECONDED: Councillor Myles MacPherson

MOTION: **THAT** the Council of the Municipality of the District of Guysborough appoint Ms. Ashley Cunningham as Municipal Clerk for the Municipality of the District of Guysborough, effective April 15, 2013.

MOTION CARRIED

FEED NOVA SCOTIA PROCLAMATION

13-04-27377

MOVED: Deputy Warden Vernon Pitts

SECONDED: Councillor Myles MacPherson

MOTION: **WHEREAS** addressing the household food security needs of families and individuals today is fundamental to the future of the Municipality of the District of Guysborough.

WHEREAS the need for comprehensive, coordinated emergency food programs places upon our community a critical responsibility.

WHEREAS it is appropriated that a week be set apart each year for the direction of our thoughts towards the health and well-being of Nova Scotians who struggle with hunger, low income and poverty.

AND WHEREAS FEED NOVA SCOTIA, a provincial member of Food Banks Canada, and local member agencies are together caring for the needs of hungry families and individuals in our community.

NOW, THEREFORE, I Warden Lloyd Hines, do hereby proclaim May 6-10, 2013 to be Hunger Awareness Week in the Municipality of the District of Guysborough. I urge all citizens and organizations to unite in the observance of such exercises as will acquaint the people of the Municipality of the District of Guysborough with the fundamental necessity to help our neighbours in need by supporting the work of food banks and emergency meal programs and by working together to eliminate hunger and poverty. Furthermore, the Municipality of the District of Guysborough urges the Government of Canada to meet Canada's obligation to provide all Canadians with affordable and accessible food as stated under the International Covenant on Economic, Social and Cultural Rights.

MOTION CARRIED

GOALS LETTER

13-04-27378

MOVED: Councillor Myles MacPherson

SECONDED: Councillor Blair George

MOTION: **THAT** the Council of the Municipality of the District of Guysborough authorize Staff to issue the Guysborough Options for Adaptive Living Society a \$10,000 grant as per the 2013/2014 Budget.

MOTION CARRIED

BRIEFING NOTE- EXTENSION OF DEADLINE FOR MUNICIPAL GREEN FUND APPLICATION

13-04-27379

MOVED: Councillor Sheila Pelly

SECONDED: Councillor Blair George

MOTION: **THAT** the deadline for applications under the 2013/2014 Municipal Green Fund Program be extended from April 30, 2013 to June 30, 2013, with the application and amended deadline to be posted in the summer edition of the Municipal Newsletter.

AND FURTHER THAT applications be reviewed by the Liaison Committee on July 9, 2013 and recommendations provided to Regular Council on July 10, 2013.

MOTION CARRIED

WHITMAN HOUSE

13-04-27380

MOVED: Councillor Fin Armsworthy

SECONDED: Councillor Sheila Pelly

MOTION: **THAT** staff be instructed to advise the Canso Historical Society that the Municipality is prepared to enter into a five (5) year lease agreement for the Whitman House Museum with their Society, with the Agreement to include a onetime grant of \$16,000 (sixteen thousand) to be paid upon the signing of the Agreement, with the heating system repairs to be carried out under the Canso Infrastructure Program and operating costs to date to be paid from the Canso Transition Fund.

MOTION CARRIED

FCM BOARD NOMINATION

13-04-27381

MOVED: Councillor Myles MacPherson

SECONDED: Councillor Blair George

MOTION: **WHEREAS** the Federation of Canadian Municipalities (FCM) represents the interests of municipalities on policy and program matters that fall within federal jurisdiction;

WHEREAS FCM's Board of Directors is comprised of elected municipal officials from all regions and sizes of communities to form a broad base of support and provide FCM with the prestige required to carry the municipal message to the federal government; and

WHEREAS FCM's 76th Annual Conference and Trade Show will take place May 31 to June 3, 2013, during which time the Annual General Meeting will be held and followed by the election of FCM's Board of Directors;

BE IT RESOLVED that Council of the Municipality of the District of Guysborough endorse Warden Lloyd Hines to stand for election on FCM's Board of Directors for the duration of the term and;

BE IT FURTHER RESOLVED that Council assumes all costs associated with Warden Lloyd Hines attending FCM's Board of Directors meetings.

MOTION CARRIED

MUNICIPAL AWARENESS WEEK

13-04-27382

MOVED: Councillor Sheila Pelly

SECONDED: Councillor Fin Armsworthy

MOTION: **THAT WHEREAS** municipal government is responsible for the provision of services that enhance the quality of life of its citizens; and

WHEREAS dedicated mayors, wardens, councillors and staff are essential for the effective governance of their municipalities; and

WHEREAS citizen involvement is essential for an active community; and

WHEREAS it is fitting and proper to recognize and encourage the contribution of all who work diligently for the improvement of municipalities;

THEREFORE BE IT PROCLAIMED that the week of April 22-28, 2013 be known as Municipal Awareness Week in municipalities of Nova Scotia in recognition of the vital role of municipal government and in recognition of all whose efforts support it.

MOTION CARRIED

COMMITTEES & BOARDS

COMMITTEE OF THE WHOLE

TENDER AWARD- WHITEHEAD CANAL

13-04-27383

MOVED: Councillor Blair George

SECONDED: Deputy Warden Vernon Pitts

MOTION: **THAT** on the recommendation of Committee of the Whole the Council of the Municipality of the District of Guysborough award the tender for the Whitehead Canal project to Raymond Rodgers' Trucking at a tendered cost of \$78,000 plus HST.

MOTION CARRIED

BRIEFING NOTE- PROPOSED AMENDMENTS, MUNICIPAL PLANNING STRATEGY & LAND USE BYLAW

13-04-27384

MOVED: Councillor Myles MacPherson

SECONDED: Councillor Rickey McLaren

MOTION: **THAT WHEREAS** the Council of the Municipality of the District of Guysborough passed a motion instructing Municipal Staff to schedule a Public Hearing in accordance with the Municipal Government Act (MGA) for the purpose of considering the adoption of amendments to the Municipal Planning Strategy and Land Use Bylaw for the Municipality of the District of Guysborough;

AND WHEREAS a Public Hearing was called for Wednesday, April 3, 2013, at 4:00 p.m. at the Municipal Building in Guysborough in accordance with the MGA;

AND WHEREAS the Public was informed of the Public Hearing through advertisements in local papers in accordance with the MGA;

AND WHEREAS no written and one oral presentation with respect to the proposed adoption of these documents were presented to Council at the Public Hearing;

BE IT THEREFORE MOVED THAT the Council of the Municipality of the District of Guysborough approve 2nd reading for the adoption of amendments to the Municipal Planning Strategy and Land Use Bylaw as follows:

1. Schedule A "General Future Land Use Map" of the Municipal Planning Strategy is hereby deleted and replaced with the amended Schedule A "General Future Land Use Map" as contained herein; and
2. Schedule A "Zoning Map" of the Land Use Bylaw is hereby deleted and replaced with the amended Schedule A "Zoning Map" as contained herein.
3. Adding the words "commercial recreational uses" immediately after the words "similar types of uses;" in Policy C-1, Commercial (C-1) Zone, Page 18 of the Municipal Planning Strategy.
4. Adding the words "commercial recreational uses" to the list of permitted uses under Part 15.1 Permitted Uses of the Commercial General (C-1) Zone, Page 41 of the Land Use Bylaw.

5. Adding the words “food & beverage production facilities” immediately after the words “similar types of uses;” in Policy C-5, Major Commercial (MC-1) Zone, Page 19 of the Municipal Planning Strategy.
6. Adding the words “food & beverage production facilities” to the list of permitted uses under Part 16.1 Permitted Uses of the Major Commercial (MC-1) Zone, Page 42 of the Land Use Bylaw.
7. Deleting the words “i) service industries and j) business and professional offices related to industrial use” from the list of permitted uses in Part 17.1 Permitted Uses, Page 43 of the Land Use Bylaw.
8. Adding the words “waste management facilities” immediately after the words “similar types of uses;” in Policy IG-3, Green Industrial Zone Uses, Page 32 of the Municipal Planning Strategy.
9. Adding the words “waste management facilities” to the list of permitted uses under Part 20.1 Permitted Uses of the Green Industrial (I-4) Zone, Page 48 of the Land Use Bylaw.
10. Adding the following definition to Section 5.1 General Definitions, Page 7 of the Land Use Bylaw, after the definition of CHURCH.....”COMMERCIAL RECREATIONAL USE means any commercial enterprise which receives a fee in return for the provision of some recreational activity including but not limited to: golf course, driving range, miniature golf, privately owned campgrounds or RV parks, motorized sport tracks, paintball facilities, and other similar commercial uses as determined by the Development Officer but not land or facilities for public recreational uses”.

AND BE IT FURTHER MOVED THAT the Council of the Municipality of the District of Guysborough do hereby repeal the Municipal Planning Strategy and Land Use Bylaw of the former Town of Canso replacing it with the Municipality of the District of Guysborough Municipal Planning Strategy and Land Use Bylaw.

MOTION CARRIED

RECOMMENDATION #2

13-04-27385

MOVED: Councillor Sheila Pelly

SECONDED: Councillor Blair George

MOTION: **THAT WHEREAS** the Council of the Municipality of the District of Guysborough passed a motion instructing Municipal Staff to schedule a Public Hearing in accordance with the Municipal Government Act (MGA) for the purpose of considering the adoption of amendments to the Municipal Planning Strategy and Land Use Bylaw for the Municipality of the District of Guysborough;

AND WHEREAS a Public Hearing was called for Wednesday, April 3, 2013, at 4:00 p.m. at the Municipal Building in Guysborough in accordance with the MGA;

AND WHEREAS the Public was informed of the Public Hearing through advertisements in local papers in accordance with the MGA;

AND WHEREAS no written and one oral presentation with respect to the proposed adoption of these documents were presented to Council at the Public Hearing;

BE IT THEREFORE MOVED THAT the Council of the Municipality of the District of Guysborough approve 2nd reading for the adoption of amendments to the Municipal Planning Strategy and Land Use Bylaw as follows:

1. Schedule A “General Future Land Use Map” of the Municipal Planning Strategy is hereby deleted and replaced with the amended Schedule A “General Future Land Use Map” as contained herein; and
2. Schedule A “Zoning Map” of the Land Use Bylaw is hereby deleted and replaced with the amended Schedule A “Zoning Map” as contained herein.
3. Adding the words “commercial recreational uses” immediately after the words “similar types of uses;” in Policy C-1, Commercial (C-1) Zone, Page 18 of the Municipal Planning Strategy.
4. Adding the words “commercial recreational uses” to the list of permitted uses under Part 15.1 Permitted Uses of the Commercial General (C-1) Zone, Page 41 of the Land Use Bylaw.
5. Adding the words “food & beverage production facilities” immediately after the words “similar types of uses;” in Policy C-5, Major Commercial (MC-1) Zone, Page 19 of the Municipal Planning Strategy.
6. Adding the words “food & beverage production facilities” to the list of permitted uses under Part 16.1 Permitted Uses of the Major Commercial (MC-1) Zone, Page 43 of the Land Use Bylaw.
7. Deleting the words “i) service industries and j) business and professional offices related to industrial use” from the list of permitted uses in Part 17.1 Permitted Uses, Page 44 of the Land Use Bylaw.
8. Adding the words “waste management facilities” immediately after the words “similar types of uses;” in Policy IG-3, Green Industrial Zone Uses, Page 33 of the Municipal Planning Strategy.
9. Adding the words “waste management facilities” to the list of permitted uses under Part 20.1 Permitted Uses of the Green Industrial (I-4) Zone, Page 49 of the Land Use Bylaw.
10. Adding the following definition to Section 5.1 General Definitions, Page 7 of the Land Use Bylaw, after the definition of CHURCH.....”COMMERCIAL RECREATIONAL USE means any commercial enterprise which receives a fee in return for the provision of some recreational activity including but not limited to: golf course, driving range, miniature golf, privately owned campgrounds or RV parks, motorized sport tracks, paintball facilities, and other similar commercial uses as determined by the Development Officer but not land or facilities for public recreational uses”.

AND BE IT FURTHER MOVED THAT the Council of the Municipality of the District of Guysborough zone two parcels of land identified as PID 35019173 and 35082973 from Residential to Commercial C-1;

AND BE IT FURTHER MOVED THAT the Council of the Municipality of the District of Guysborough do hereby repeal the Municipal Planning Strategy and Land Use Bylaw of the former Town of Canso replacing it with the Municipality of the District of Guysborough Municipal Planning Strategy and Land Use Bylaw.

MOTION CARRIED

MOTION TO RESCIND

13-04-27386

MOVED: Councillor Sheila Pelly

SECONDED: Councillor Blair George

MOTION: THAT Motion number **12-04-27385** be rescinded as moved.

MOTION CARRIED

HOME MANAGEMENT BOARD

13-04-27387

Warden Hines stated that the Board has made the appointment of Mr. Dan Gillis as Administrator of the Milford Haven Home. Mr. Gillis was present at the meeting to introduce himself as Administrator and stated that he will be starting on April 29, 2013. He stated that the home had recently experienced an occupancy rate of 100%. Warden Hines also noted that budget and renovation discussions were held.

MOVED: Deputy Warden Vernon Pitts

SECONDED: Councillor Sheila Pelly

MOTION: THAT Council approve the Home Management Board report as presented.

MOTION CARRIED

MUNICIPAL ARENA STEERING COMMITTEE 13-04-27388

No Report

EMERGENCY MANAGEMENT OFFICE COMMITTEE 13-04-27389

No Report

EASTERN REGION SOLID WASTE MANAGEMENT 13-04-27390

No Report

GUYSBOROUGH ADULT LEARNING ASSOCIATION 13-04-27391

Councillor McLaren stated that the Board met on March 27th and it was a productive meeting. He stated that discussion was held regarding the training of individuals that would better prepare people to take advantage of upcoming industrial development projects.

MOVED: Councillor Rickey McLaren

SECONDED: Deputy Warden Vernon Pitts

MOTION: THAT Council approve the Guysborough Adult Learning Association report as presented.

MOTION CARRIED

WASTE MANAGEMENT LIAISON COMMITTEE 13-04-27392

Councillor Pelly stated that the Committee met on April 9th. She stated that the ground water test results were discussed and are available at the Waste Facility should anyone wish to view them.

Councillor Pelly reported that discussions were held regarding Green Fund applications, the Sheppard's Lake project and the regular operations of the Waste Facility as well.

MOVED: Councillor Sheila Pelly

SECONDED: Councillor Fin Armsworthy

MOTION: THAT Council approve the Waste Management Liaison Committee report as presented.

MOTION CARRIED

HOME SUPPORT BOARD 13-04-27393

Councillor Pelly stated that the Board is looking for new office space for both the Guysborough and Richmond offices but have not been successful to date. She also noted that there will be another meeting in Richmond on April 16th which she will be attending.

MOVED: Councillor Sheila Pelly

SECONDED: Councillor Myles MacPherson

MOTION: THAT Council approve the Home Support Board report as presented.

MOTION CARRIED

ANTIGONISH GUYSBOROUGH BLACK DEVELOPMENT 13-04-27394

ASSOCIATION

Councillor Pelly stated that she was appointed Chair Person for the Board at the last Association meeting. She stated that the Board is currently working through understanding the new regulations for RFPs and that the current funding arrangement ends in June but are hopeful for a two year extension.

Warden Hines congratulated Councillor Pelly on her nomination as Chair for the Board.

MOVED: Councillor Sheila Pelly

SECONDED: Deputy Warden Vernon Pitts

MOTION: **THAT** Council approve the Antigonish Guysborough Black Development Association report as presented.

MOTION CARRIED

LIBRARY BOARD

13-04-27395

No Report

SABLE WIND COMMUNITY LIAISON COMMITTEE

13-04-27396

No Report

CANSO ARENA BOARD

13-04-27397

Councillor Armsworthy stated that a meeting is coming up. He noted that he is unable to attend the Annual Awards Banquet but Councillor MacPherson will be in attendance.

MOVED: Deputy Warden Vernon Pitts

SECONDED: Councillor Sheila Pelly

MOTION: **THAT** Council approve the Canso Arena Board report as presented.

MOTION CARRIED

ANY OTHER BOARD OR COMMITTEE

13-04-27398

Councillor MacPherson stated that the Department of Natural Resources recently held an open house in Guysborough to discuss additional protected land in the area. He stated that currently, 11 % of the County is protected and the department is suggesting an additional 3%. He stated that some of the proposed areas for protection are in Lincolnville, Melford, New Harbour and in Goldboro. He has requested that a map of the areas be forwarded to him but he has not yet received it.

MOVED: Councillor Fin Armsworthy

SECONDED: Councillor Rickey McLaren

MOTION: **THAT** Council direct staff to send a letter to the Department of Natural Resources stating that the Municipality is opposed to any additional protected areas.

MOTION CARRIED

Councillor MacPherson also stated that the Board of Trade had a great meeting which was well represented by many facets of the community and great discussion was held.

FUTURE MEETING DATES

13-04-27399

- Wednesday, April 17th @ 4:30 p.m., Committee of the Whole
- Wednesday, May 1st @ 4:30 p.m., Committee of the Whole
- Wednesday, May 15th @ 4:30 p.m., Committee of the Whole
- Wednesday, May 15th @ 5:30 p.m., Regular Monthly Council

ADJOURNMENT

13-04-27400

MOVED: Deputy Warden Vernon Pitts

MOTION: THAT the April 10, 2013 Regular Monthly Council session stand adjourned.
MOTION CARRIED (5:25 p.m.)

WARDEN

CHIEF ADMINISTRATIVE OFFICER

DATE