

**REGULAR COUNCIL MEETING  
WEDNESDAY, MARCH 11, 2015 @ 1:30 P.M.  
GUYSBOROUGH MUNICIPAL BUILDING**

Warden Vernon Pitts called the meeting to order at 1:30 p.m.

**ATTENDANCE**

**15-03-28146**

Warden Vernon Pitts  
Deputy Warden Janet Peitzsche  
Councillor Miles MacDonald  
Councillor Rickey McLaren  
Councillor Fin Armsworthy

**OTHERS PRESENT**

Deborah Torrey, Development Officer  
Bruce MacKeen, Municipal Solicitor  
Media

**REGRETS**

Councillor Sheila Pelly  
Councillor Blair George

**APPROVAL OF AGENDA**

**15-03-28147**

Addition: Briefing Note – Expropriation – Maher Melford Terminal Project – Rail Corridor

**MOVED:** Councillor Finlay Armsworthy

**SECONDED:** Councillor Miles MacDonald

**MOTION:** **THAT** Council approve the Agenda with the noted addition.

**MOTION CARRIED**

**APPROVAL OF MINUTES OF FEBRUARY 4, 2015**

**15-03-28148**

**MOVED:** Councillor Finlay Armsworthy

**SECONDED:** Deputy Warden Janet Peitzsche

**MOTION:** **THAT** Council approve the minutes of February 4, 2015 Quarterly DOT Special Council meeting as presented with no noted errors or omissions.

**MOTION CARRIED**

**APPROVAL OF MINUTES OF FEBRUARY 11, 2015**

**15-03-28149**

**MOVED:** Councillor Miles MacDonald

**SECONDED:** Councillor Rickey McLaren

**MOTION:** **THAT** Council approve the minutes of February 11, 2015 Regular Council meeting as presented with no noted errors or omissions.

**MOTION CARRIED**

**APPROVAL OF MINUTES OF FEBRUARY 18, 2015**

**15-03-28150**

**MOVED:** Deputy Warden Janet Peitzsche

**SECONDED:** Councillor Finlay Armsworthy

**MOTION:** **THAT** Council approve the minutes of February 18, 2015 Special Council meeting as presented with no noted errors or omissions.

**MOTION CARRIED**

**BUSINESS ARISING**

**DELEGATIONS**

No Delegations

## NEW BUSINESS

### MEMO – MUNICIPAL BYLAW ELECTION

15-03-28151

**MOVED:** Councillor Finlay Armsworthy

**SECONDED:** Councillor Rickey McLaren

**MOTION:** **THAT** Council declare the District 3 seat, formerly held by Councillor Myles MacPherson, vacant;

**AND FURTHER THAT** the suggested dates for Advertising, Nominations, Advanced and Regular Election Day be approved as listed:

- Ad Calling for Nominations in Guysborough Journal – March 25<sup>th</sup> & April 1<sup>st</sup> Editions
- Nomination Day – Tuesday, April 14<sup>th</sup>
- Notice of Poll Ads – April 22<sup>nd</sup> and April 29<sup>th</sup> Editions
- Advanced Polling Days – Thursday, April 30<sup>th</sup> & Tuesday May 5<sup>th</sup>
- Election Day – Saturday, May 9<sup>th</sup>

**AND FURTHER THAT** the Regular Election Day be held on Saturday, May 9, 2015.

**MOTION CARRIED**

### BRIEFIN NOTE: EXPROPRIATION – MAHER MELFORD TERMINAL PROJECT-RAIL COORIDOR:

15-03-28152

Mr. Barry Carroll reviewed the Briefing Note in the package concerning the expropriation of five (5) parcels of land required to complete the Railway Line from Melford to the Antigonish County line.

### LANDS OF LEONARD CASEY:

**MOVED:** Deputy Warden Janet Peitzsche

**SECONDED:** Councillor Rickey McLaren

**MOTION:** **WHEREAS** pursuant to the *Municipal Government Act*, SNS 1998, c 18, as amended; and, the *Expropriation Act*, RSNS 1989, c 156, as amended, the Municipality of the District of Guysborough has authority to expropriate real property for a public purpose;

**AND WHEREAS** the Municipality of the District of Guysborough considers the creation of a port and terminal in Melford, Guysborough County to be a public purpose for the encouragement of economic development;

**AND WHEREAS** the expropriation of a portion of lands owned by Leonard Casey, situate near Mulgrave, Guysborough County, Province of Nova Scotia, bearing Property Identification Number 35201094, is required for the purpose of the construction of a railway line to support port and terminal at Melford, Nova Scotia;

**AND WHEREAS** the Council for the Municipality of the District of Guysborough held a duly called meeting on March 11, 2015 at which time the Council made the decision to approve the expropriation of a portion of the lands of Leonard Casey as described at Appendix “A” to this Resolution, for the purpose of railway line, aforesaid;

**BE IT THEREFORE RESOLVED THAT** the Municipality of the District of Guysborough shall expropriate lands of Leonard Casey, aforesaid; in accordance with authority and provisions of the *Expropriation Act* and *Municipal Government Act*.

**MOTION CARRIED**

**LANDS OF WILLIAM KEVIN MEAGHER (THE ESTATE OF WILLIAM NEIL MEAGHER):**

**MOVED:** Deputy Warden Janet Peitzsche

**SECONDED:** Councillor Finlay Armsworthy

**MOTION:** **WHEREAS** pursuant to the *Municipal Government Act*, SNS 1998, c 18, as amended; and, the *Expropriation Act*, RSNS 1989, c 156, as amended, the Municipality of the District of Guysborough has authority to expropriate real property for a public purpose;

**AND WHEREAS** the Municipality of the District of Guysborough considers the creation of a port and terminal in Melford, Guysborough County to be a public purpose for the encouragement of economic development;

**AND WHEREAS** the expropriation of a portion of lands owned by William Kevin Meagher (The Estate of William Neil Meagher), situate at Morrison Lake, Guysborough County, Province of Nova Scotia, bearing Property Identification Number 35015163, is required for the purpose of the construction of a railway line to support port and terminal at Melford, Nova Scotia;

**AND WHEREAS** the Council for the Municipality of the District of Guysborough held a duly called meeting on March 11, 2015 at which time the Council made the decision to approve the expropriation of a portion of the lands of William Kevin Meagher (The Estate of William Neil Meagher) as described at Appendix "A" to this Resolution, for the purpose of railway line, aforesaid;

**BE IT THEREFORE RESOLVED THAT** the Municipality of the District of Guysborough shall expropriate lands of William Kevin Meagher (The Estate of William Neil Meagher), aforesaid; in accordance with authority and provisions of the *Expropriation Act* and *Municipal Government Act*.

**MOTION CARRIED**

**LANDS OF RONALD SCELES:**

**MOVED:** Councillor Miles MacDonald

**SECONDED:** Deputy Warden Janet Peitzsche

**MOTION:** **WHEREAS** pursuant to the *Municipal Government Act*, SNS 1998, c 18, as amended; and, the *Expropriation Act*, RSNS 1989, c 156, as amended, the Municipality of the District of Guysborough has authority to expropriate real property for a public purpose;

**AND WHEREAS** the Municipality of the District of Guysborough considers the creation of a port and terminal in Melford, Guysborough County to be a public purpose for the encouragement of economic development;

**AND WHEREAS** the expropriation of a portion of lands owned by Ronald Sceles, situate near Auld's Cove, Guysborough County, Province of Nova Scotia, bearing Property Identification Number 35015155, is required for the purpose of the construction of a railway line to support port and terminal at Melford, Nova Scotia;

**AND WHEREAS** the Council for the Municipality of the District of Guysborough held a duly called meeting on March 11, 2015 at which time the Council made the decision to approve the expropriation of a portion of the lands of Ronald Sceles as described at Appendix "A" to this Resolution, for the purpose of railway line, aforesaid;

**BE IT THEREFORE RESOLVED THAT** the Municipality of the District of Guysborough shall expropriate lands of Ronald Sceles, aforesaid; in accordance with authority and provisions of the *Expropriation Act* and *Municipal Government Act*.

**MOTION CARRIED**

**LANDS OF ANNIE TERESA MEAGHER (THE ESTATE OF HAROLD M. MEAGHER):**

**MOVED:** Deputy Warden Janet Peitzsche

**SECONDED:** Councillor Rickey McLaren

**MOTION:** **WHEREAS** pursuant to the *Municipal Government Act*, SNS 1998, c 18, as amended; and, the *Expropriation Act*, RSNS 1989, c 156, as amended, the Municipality of the District of Guysborough has authority to expropriate real property for a public purpose;

**AND WHEREAS** the Municipality of the District of Guysborough considers the creation of a port and terminal in Melford, Guysborough County to be a public purpose for the encouragement of economic development;

**AND WHEREAS** the expropriation of a portion of lands owned by Annie Teresa Meagher (The Estate of Harold M. Meagher), situate at Goose Harbour Lake, Guysborough County, Province of Nova Scotia, bearing Property Identification Number 35015478, is required for the purpose of the construction of a railway line to support port and terminal at Melford, Nova Scotia;

**AND WHEREAS** the Council for the Municipality of the District of Guysborough held a duly called meeting on March 11, 2015 at which time the Council made the decision to approve the expropriation of a portion of the lands of Annie Teresa Meagher (The Estate of Harold M. Meagher) as described at Appendix "A" to this Resolution, for the purpose of railway line, aforesaid;

**BE IT THEREFORE RESOLVED THAT** the Municipality of the District of Guysborough shall expropriate lands of Annie Teresa Meagher (The Estate of Harold M. Meagher), aforesaid; in accordance with authority and provisions of the *Expropriation Act* and *Municipal Government Act*.

**MOTION CARRIED**

**LANDS OF MARY V. GILLIES:**

**MOVED:** Councillor Miles MacDonald

**SECONDED:** Councillor Finlay Armsworthy

**MOTION:** **WHEREAS** pursuant to the *Municipal Government Act*, SNS 1998, c 18, as amended; and, the *Expropriation Act*, RSNS 1989, c 156, as amended, the Municipality of the District of Guysborough has authority to expropriate real property for a public purpose;

**AND WHEREAS** the Municipality of the District of Guysborough considers the creation of a port and terminal in Melford, Guysborough County to be a public purpose for the encouragement of economic development;

**AND WHEREAS** the expropriation of a portion of lands owned by Mary V. Gillies, situate near Mulgrave, Guysborough County, Province of Nova Scotia, bearing Property Identification Number 35203835, is required for the purpose of the construction of a railway line to support port and terminal at Melford, Nova Scotia;

**AND WHEREAS** the Council for the Municipality of the District of Guysborough held a duly called meeting on March 11, 2015 at which time the Council made the decision to approve the expropriation of a portion of the lands of Mary V. Gillies as described at Appendix "A" to this Resolution, for the purpose of railway line, aforesaid;

**BE IT THEREFORE RESOLVED THAT** the Municipality of the District of Guysborough shall expropriate lands of Mary V. Gillies, aforesaid; in accordance with authority and provisions of the *Expropriation Act* and *Municipal Government Act*.

**MOTION CARRIED**

**COMMITTEES AND BOARDS**

**COMMITTEE OF THE WHOLE** **15-03-28153**

Nothing to report.

**HOME MANAGEMENT BOARD** **15-03-28154**

Warden Vernon Pitts provided an update from the last Home Management Board meeting. Warden Pitts noted that they are not projecting any deficits and that they are currently trying to recruit a new Administrator.

**MOVED:** Deputy Warden Janet Peitzsche

**SECONDED:** Councillor Rickey McLaren

**MOTION:** **THAT** the Council of the Municipality of the District of Guysborough approve the Home Management Board report as presented.

**MOTION CARRIED**

**MUNICIPAL ARENA STEERING COMMITTEE** **15-03-28155**

Nothing to report

**EMERGENCY MANAGEMENT OFFICE** **15-03-28156**

Nothing to report

**EASTERN REGION SOLID WASTE MANAGEMENT** **15-03-28157**

Warden Vernon Pitts reported that this Committee met last Thursday. Warden Pitts stated that they are currently in budget deliberations with a minimal increase in budget being proposed for this year. Warden Pitts noted that the proposed budget has been submitted to MODG as well as to the other municipal units. Warden Pitts reported that there is still a problem with illegal dumping however the Compliance Officer is working on this with the RCMP. Warden Pitts also noted that they have set aside funds this year for professional development for Nicole Havercort and Kevin O'Handley.

**MOVED:** Councillor Miles MacDonald

**SECONDED:** Councillor Finlay Armsworthy

**MOTION:** **THAT** the Council of the Municipality of the District of Guysborough approve the Eastern Region Solid Waste Management Committee report as presented.

**MOTION CARRIED**

**GALA** **15-03-28158**

Nothing to report.

**WASTE MANAGEMENT LIAISON COMMITTEE** **15-03-28159**

Nothing to report.

**HOME SUPPORT BOARD** **15-03-28160**

Nothing to report.

**ANTIGONISH GUYSBOROUGH BLACK DEVELOPMENT ASSOCIATION** **15-03-28161**

Nothing to report.

**LIBRARY BOARD**

**15-03-28162**

Nothing to report.

**SABLE WIND COMMUNITY LIAISON COMMITTEE**

**15-03-28163**

Deputy Warden Janet Peitzsche stated that she had nothing to report noting that this Committee has wrapped up and that there will no longer be any reports from this Committee.

**CANSO ARENA BOARD**

**15-03-28164**

Councillor Finlay Armsworthy reported that the Manager is in hospital and that they had to look for a zamboni driver. Councillor Armsworthy also noted that there are some important meetings coming up which will include their AGM meeting.

**MOVED:** Councillor Finlay Armsworthy

**SECONDED:** Councillor Miles MacDonald

**MOTION:** **THAT** the Council of the Municipality of the District of Guysborough approve the Canso Arena Board report as presented.

**MOTION CARRIED**

**ANYTHING BY MEMBERS**

**15-03-28165**

Deputy Warden Janet Peitzsche questioned if anyone watched the episode of Land and Sea a few weeks ago noting that it featured a very nice presentation from Alen Newell and Jenny Boudreau. Deputy Warden Peitzsche suggested that they should send them a certificate and congratulate them on how they represented themselves and MODG and they should also congratulate Alen and the Newell family on how they investigated and researched the shrimp fishery and moved it forward.

**MOVED:** Deputy Warden Janet Peitzsche

**SECONDED:** Councillor Miles MacDonald

**MOTION:** **THAT** the Council of the Municipality of the District of Guysborough send a certificate and/or letter of congratulations to Mr. Alen Newell and his family as well as Ms. Jenny Boudreau regarding how they represented themselves and MODG in the recent Land and Sea report.

**MOTION CARRIED**

**FUTURE MEETING DATES**

**15-03-28166**

- March 18, 2015 @ 2:00 pm - First Budget Meeting, Full Council & Staff
- March 18, 2015 @ 4:30 pm - Committee of the Whole
- March 23, 2015 @ 3:00 pm – Meeting with MLA Lloyd Hines
- March 25, 2015 @ 4:00 pm – Special Council, Budget Adoption

**ADJOURNMENT**

**15-03-28167**

**MOVED:** Deputy Warden Janet Peitzsche

**MOTION:** **THAT** the March 11, 2015 Regular Monthly Council meeting stand adjourned.

**MOTION CARRIED (1:53 p.m.)**

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**WARDEN**

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**DEPUTY CHIEF ADMINISTRATIVE OFFICER**

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**DATE**