

**WEDNESDAY, OCTOBER 14, 2015 @ 4:30 P.M.
REGULAR MONTHLY COUNCIL
GUYSBOROUGH MUNICIPAL OFFICE**

Warden Vernon Pitts called the meeting to order at 4:51 p.m.

ATTENDANCE

15-10-28362

Warden Vernon Pitts
Deputy Warden Janet Peitzsche (Conference Call)
Councillor Miles MacDonald
Councillor Sheila Pelly (Conference Call)
Councillor Neil Decoff
Councillor Fin Armsworthy

OTHERS PRESENT

Gary Cleary, Deputy Chief Administrative Officer
Deborah Torrey, Development Officer/Acting Recording Secretary
Brian Melong, Director of Finance
Bruce MacKeen, Municipal Solicitor
Media

REGRETS

Councillor Blair George
Councillor Rickey McLaren
Barry Carroll, Chief Administrative Officer
Ashley Cunningham, Municipal Clerk

APPROVAL OF AGENDA

15-10-28363

MOVED: Councillor Finlay Armsworthy
SECONDED: Councillor Miles MacDonald
MOTION: **THAT** Council approve the Agenda as presented.
MOTION CARRIED

APPROVAL OF MINUTES OF SEPTEMBER 9, 2015 REGULAR COUNCIL

15-10-28364

MOVED: Councillor Miles MacDonald
SECONDED: Councillor Neil DeCoff
MOTION: **THAT** Council approve the minutes of the September 9, 2015 Regular Council meeting as presented with no noted errors or omissions.
MOTION CARRIED

BUSINESS ARISING

DELEGATIONS

No delegations

NEW BUSINESS

COMMITTEES AND BOARDS

COMMITTEE OF THE WHOLE

15-10-28365

RECOMMENDATION – AMENDMENT TO POLICY H-11, RECORDS MANAGEMENT: 15-10-28366

MOVED: Councillor Finlay Armsworthy

SECONDED: Councillor Miles MacDonald

MOTION: **THAT** on the recommendation of Committee of the Whole, the Council of the Municipality of the District of Guysborough approve the amendment to Policy H-11, Records Management as per the Municipal Solicitor's recommendation at the September 15, 2015 Committee of the Whole.

MOTION CARRIED

RECOMMENDATION – 5 YEAR CAPITAL INVESTMENT PLAN: 15-10-28367

MOVED: Councillor Neil DeCoff

SECONDED: Councillor Miles MacDonald

MOTION: **THAT** on the recommendation of Committee of the Whole, the Council of the Municipality of the District of Guysborough accept the 5 year Capital Investment Plan (CPI) for the fiscal year 2015-2016 to 2016-2020 as presented by the Director of Finance at the September 16, 2015 Committee of the Whole.

MOTION CARRIED

RECOMMENDATION – PROGRESS CLAIM, CELL #4 CONSTRUCTION: 15-10-28368

MOVED: Councillor Janet Peitzsche

SECONDED: Councillor Finlay Armsworthy

MOTION: **THAT** on the recommendation of the Committee of the Whole the Council of the Municipality of the District of Guysborough approve Progress Claim #3 for the Cell #4 Project from Nova Construction in the amount of \$331,061.28 in accordance with the recommendation from Dillon Consulting.

MOTION CARRIED

RECOMMENDATION – PROGRESS CLAIM, CUTLER'S BROOK ESTATE SUBDIVISION: 15-10-28369

MOVED: Councillor Miles MacDonald

SECONDED: Councillor Sheila Pelly

MOTION: **THAT** on the recommendation of the Committee of the Whole the Council of the Municipality of the District of Guysborough approve Progress Claim #1 for Cutler's Brook Estate Subdivision Project from Nova Construction in the amount of \$185,877.02 as recommended by Strait Engineering.

MOTION CARRIED

RECOMMENDATION – RESOLUTION, CANSO SEASIDE MANOR: 15-10-28370

MOVED: Councillor Finlay Armsworthy

SECONDED: Councillor Miles MacDonald

MOTION: **THAT** on the recommendation of Committee of the Whole the Council of the Municipality of the District of Guysborough approve the borrowing resolution for the Canso Seaside Manor for the replacement of the Hydro Sound Tub & Lift;

AND WHEREAS Section 66 of the Municipal Government Act provides that the Municipality of the District of Guysborough, subject to the approval of the Minister of Municipal Affairs, may borrow to expend funds for a capital purpose authorized by statute;

AND WHEREAS clause 65(x) of the Municipal Government Act authorizes the Municipality of the District of Guysborough to borrow funds for the purpose of lands and buildings required for a municipal purpose, namely Canso Seaside Manor;

BE IT THEREFORE RESOLVED THAT under the authority of Section 66 of the Municipal Government Act, the Municipality borrow a sum or sums not exceeding Forty Thousand Dollars (\$40,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

AND FURTHER THAT the sum be borrowed by the issue and sale of debentures of the Municipality to such an amount as the Council deems necessary;

AND FURTHER THAT the issue of debentures be postponed pursuant to section 92 of the Municipal Government Act and that the Municipality borrow from time to time a sum or sums not exceeding Forty Thousand Dollars (\$40,000) in total from any chartered bank or trust company doing business in Nova Scotia;

AND FURTHER THAT the sum be borrowed for a period not exceeding Twelve (12) Months from the date of the approval of the Minister of Municipal Affairs of this resolution;

AND FURTHER THAT the interest payable on the borrowing be paid at a rate to be agreed upon;

AND FURTHER THAT the amount borrowed be repaid from the proceeds of the debentures when sold.

MOTION CARRIED

RECOMMENDATION – RESOLUTION, SABLE WIND FARM DEBENTURE

ISSUANCE:

15-10-28371

MOVED: Councillor Janet Peitzsche

SECONDED: Councillor Sheila Pelly

MOTION: **THAT WHEREAS** Section 91 of the Municipal Government Act provides that a municipality is authorized to borrow money, subject to the approval of the Minister of Municipal Affairs;

AND WHEREAS the resolution of Council to borrow for Sable Wind Farm Project was approved by the Minister of Municipal Affairs on June 30, 2014;

AND WHEREAS clause 91(1)(b) of the Municipal Government Act authorized the Council to determine the amount and term of, and the rate of interest, on each debenture, when the interest on a debenture is to be paid, and where the principal and interest on a debenture are to be paid;

AND WHEREAS clause 91(2) of the Municipal Government Act states, that in accordance with the Municipal Finance Corporation Act, the mayor or warden and clerk or the person designated by the Council, by policy, shall sell and deliver the debentures on behalf of the municipality at the price, in the sums and in the manor deemed proper;

BE IT THEREFORE RESOLVED THAT on the recommendation of the Committee of the Whole, under the authority of Section 91 of the Municipal Government Act, the Council of the Municipality of the District of Guysborough borrow by the issue and sale of debentures a sum or sums not exceeding **12,500,000**, for a period not to exceed 15 years, subject to the approval of the Minister of Municipal Affairs;

AND FURTHER THAT the sum be borrowed by the issue and sale of debentures of the Municipality of the District of Guysborough in the amount that the mayor or warden and clerk or the person designated by the council deems proper, provided the average interest rate of the debenture does not exceed the rate of 5.5%;

AND FURTHER THAT the debenture be arranged with the Nova Scotia Municipal Finance Corporation with interest to be paid semi-annually and principal payments made annually;

AND FURTHER THAT this resolution remains in force for a period not exceeding twelve months from the passing of this resolution.

MOTION CARRIED

RECOMMENDATION – RESOLUTION, MILFORD HAVEN CORPORATION WATER PIPE REPLACEMENT: 15-10-28372

MOVED: Councillor Sheila Pelly

SECONDED: Councillor Finlay Armsworthy

MOTION: **WHEREAS** Section 91 of the Municipal Government Act provides that a municipality is authorized to borrow money, subject to the approval of the Minister of Municipal Affairs;

AND WHEREAS the resolution of council to borrow for Milford Haven Corporation was approved by the Minister of Municipal Affairs on April 14, 2015;

AND WHEREAS clause 91(1)(b) of the Municipal Government Act authorizes the council to determine the amount and term of, and the rate of interest, on each debenture, when the interest on a debenture is to be paid, and where the principal and interest on a debenture are to be paid;

AND WHEREAS clause 91(2) of the Municipal Government Act states, that in accordance with the Municipal Finance Corporation Act, the mayor or warden and clerk or the person designated by the council, by policy, shall sell and deliver the debentures on behalf of the municipality at the price, in the sums and in the manner deemed proper;

BE IT THEREFORE RESOLVED THAT on the recommendation of Committee of the Whole, under the authority of Section 91 of the Municipal Government Act, that the Council of the Municipality of the District of Guysborough borrow by the issue and sale of debentures a sum or sums not exceeding **\$250,000**, for a period not to exceed 15 years, subject to the approval of the Minister of Municipal Affairs;

AND FURTHER THAT the sum be borrowed by the issue and sale of debentures of the Municipality of the District of Guysborough in the amount that the mayor or warden and clerk or the person designated by the council deems proper, provided the average interest rate of the debenture does not exceed the rate of 5.5%;

AND FURTHER THAT the debenture be arranged with the Nova Scotia Municipal Finance Corporation with interest to be paid semi-annually and principal payments made annually;

AND FURTHER THAT this resolution remains in force for a period not exceeding twelve months from the passing of this resolution.

MOTION CARRIED

RECOMMENDATION – COMMITMENT LETTER, SABLE WIND & MILFORD HAVEN CORPORATION: 15-10-28373

MOVED: Councillor Janet Peitzsche

SECONDED: Councillor Neil DeCoff

MOTION: **THAT** the Council of the Municipality of the District of Guysborough approve the Commitment Letter as presented for the 2015 Spring Debenture Funding for the Sable Wind Project and the Milford Haven Corporation.

MOTION CARRIED

HOME MANAGEMENT BOARD

15-10-28374

Warden Vernon Pitts reported that the Home Management Board had met yesterday in Canso and that the Board was notified that the budget was looking good. Warden Pitts stated that the Respite Bed at the Milford Haven had an occupancy rate of 64.29%.

MOVED: Councillor Finlay Armsworthy

SECONDED: Councillor Miles MacDonald

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

MOTION CARRIED

EASTERN REGION SOLID WASTE MANAGEMENT

15-10-28375

Warden Vernon Pitts reported that the last meeting was held on September 17th noting that the Budget was on par. Warden Pitts stated that Kevin O’Handley has cleaned up a number of illegal dumpsites and have ticketed some others.

MOVED: Councillor Neil DeCoff

SECONDED: Councillor Finlay Armsworthy

MOTION: **THAT** Council approve the ERSM Board Report as presented.

MOTION CARRIED

MUNICIPAL ARENA STEERING COMMITTEE

15-10-28376

Nothing to report.

EMERGENCY MANAGEMENT OFFICE

15-10- 28377

Nothing to report.

GALA

15-10-28378

Nothing to report.

WASTE MANAGEMENT LIAISON COMMITTEE

15-10-28379

Councillor Sheila Pelly stated that Council could review the minutes from the last Committee meeting and if there are any questions they could contact the Director of Waste Management.

HOME SUPPORT BOARD

15-10-28380

Councillor Sheila Pelly reported that the Home Support Board met recently; however, they are in the same situation they had been. Councillor Pelly stated that they only have funding until the end of March 2016 and that they are waiting for a decision from government on the future of Home Support.

ANTIGONISH GUYSBOROUGH BLACK DEVELOPMENT ASSOCIATION

15-10-28381

Councillor Sheila Pelly reported that they only have funding until the end of June 2016 and are uncertain if funding will be available beyond that date.

MOVED: Councillor Janet Peitzsche

SECONDED: Councillor Miles MacDonald

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

MOTION CARRIED

LIBRARY BOARD

15-10-28382

Nothing to report.

EASTERN STRAIT REGIONAL ENTERPRISE NETWORK

15-10-28383

Councillor Miles MacDonald reported he attended a meeting on September 22nd in Port Hawkesbury which was organized by Department of Municipal Affairs. Councillor MacDonald noted that the RENS from Cape Breton attended as well. Councillor MacDonald reported that the next big step is short listing and interviews for the Director position.

MOVED: Councillor Miles MacDonald

SECONDED: Councillor Finlay Armsworthy

MOTION: **THAT** Council approve the Eastern Strait Regional Enterprise Network Board Report as presented.

MOTION CARRIED

CANSO ARENA BOARD

15-10-28384

Councillor Finlay Armsworthy reported they are working on the opening of the arena which will be a few weeks later this year.

MOVED: Councillor Miles MacDonald

SECONDED: Councillor Sheila Pelly

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

MOTION CARRIED

ANYTHING BY MEMBERS

CLOSED SESSION

Nothing to report.

FUTURE MEETING DATES

15-10-28385

- October 21st, 2015 @ 3:30 pm- Committee of the Whole
- October 21st, 2015 @ 5:30 pm- Quarterly DOT
- November 9th, 2015 @ 4:00 pm – Committee of the Whole
- November 9th, 2015, Council (following COW)

ADJOURNMENT

15-10-28386

MOVED: Councillor Sheila Pelly

MOTION: **THAT** the October 14, 2015 Regular Monthly Council meeting stand adjourned.

MOTION CARRIED (5:05 p.m.)

WARDEN

CHIEF ADMINISTRATIVE OFFICER

DATE