

COUNCIL MEETING AGENDA

Tuesday, December 15, 2015 at 7:30pm

Municipal Administration Centre

- 1) Call to Order – Chairman, Warden Russell Boucher
- 2) Approval of Agenda
- 3) Approval of Municipal Council Minutes of November 17th, 2015
- 4) Business Arising from Minutes
- 5) Presentation:
 - i. Municipal Government Act Review
- 7) Correspondence
- 8) Committee Reports
 - i. Committee of the Whole – November 24th, 2015
 - ii. Economic Development and Industrial Park Committee – December 8th, 2015
 - iii. Committee of the Whole – December 15th, 2015 (will be provided at the meeting)
- 9) Motion(s)
 - New Year's Eve Levee**
 - i. That Municipal Council take part in the annual New Year's Levee hosted by Legion Branch 59 in Antigonish, in partnership with the Town of Antigonish, and contribute \$1000 for the event.
- 10) Reports from Individual Council Members on Outside Boards, Committees, and Commissions
- 11) Miscellaneous Business
- 12) Adjournment



MUNICIPALITY OF THE COUNTY OF ANTIGONISH

Municipal Council Meeting - Minutes

Tuesday, November 17, 2015

7:30pm

Present: Warden Russell Boucher, Chairperson
Deputy Warden Owen McCarron

Councillors: Bill MacFarlane Rémi Deveau
Mary MacLellan Vaughan Chisholm
Donnie MacDonald Hughie Stewart
Pierre Boucher Angus Bowie

Also present: Glenn Horne, Municipal Clerk/Treasurer
Shirlyn Donovan, Interim Deputy Clerk
Andrew Jones, EDPC
Adam Rodgers, Solicitor – Boudrot & Rodgers Law Firm
Corey LeBlanc, Antigonish Casket
Matthew Draper, Port Hawkesbury Reporter
Bill MacCuish, 98.9 XFM
Greg Morrow, 101.5 The Hawk
Martha Brown

The meeting was called to order at 7:38pm by the Chair, Warden Russell Boucher.

APPROVAL OF AGENDA

Warden Boucher called for any additions or deletions to the agenda.

Min #2015-153 (Approval of Agenda)

MOVED by Deputy Warden McCarron, SECONDED by Councillor MacFarlane, that the agenda be approved. Motion carried.

APPROVAL OF MINUTES

Warden Boucher called for the approval of the Municipal Council Minutes of October 20th, 2015.

Min #2015-154 (Approval of October 20th Council Minutes)

MOVED by Councillor Macdonald and SECONDED by Councillor MacLellan, that the Municipal Council Minutes of October 20th, 2015 be approved. Motion carried.

BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

PUBLIC HEARINGS

Mr. Horne reviewed the Public Hearing Protocol in accordance with the requirements of the *Municipal Government Act*.

Mr. Jones introduced the amendment proposed, to Policy L-14.2 of the Central Antigonish Municipal Planning Strategy and the corresponding Part 18.1 and 18.2 of the Land Use-Bylaw that addresses Hamlet Industrial (HI-1) zone permitted uses by development agreement. This amendment would allow new development 'as of right' in the HI-1 zone providing the applicant has received an approval from the Public Works Department. Mr. Jones noted that the public hearing was advertised in accordance with the requirements of the MGA.

Warden Boucher asked if anyone was present who wished to speak for or against the proposal. No one identified that they wished to speak.

Min #2015-155 (Amendments to Hamlet Industrial (HI-1) Zone)

MOVED by Councillor Stewart, SECONDED by Deputy Warden McCarron that the Municipality approve the proposed amendment to Policy L-14.2 of the Central Antigonish Municipal Planning Strategy and the corresponding Part 18.1 and 18.2 of the Land Use-Bylaw that addresses Hamlet Industrial (HI-1) zone permitted uses by development agreement. This amendment would allow new development 'as of right' in the HI-1 zone providing the applicant has received an approval from the Public Works Department. Motion carried.

Mr. Jones introduced the amendment proposed, to rezone the property located at PID# 10056174 from Hamlet Highway Commercial (HHC-1) to Hamlet Residential (HR-1). Mr. Jones noted that the public hearing was advertised in accordance with the requirements of the MGA.

Warden Boucher asked if anyone was present who wished to speak for or against the proposal. No one identified that they wished to speak.

Min #2015-156 (Rezone Property PID# 10056174)

MOVED by Deputy Warden McCarron, SECONDED by Councillor Bowie that the Municipality approve the proposed rezoning of the property located at PID# 10056174 from Hamlet Highway Commercial (HHC-1) to Hamlet Residential (HR-1). Motion carried.

PRESENTATION

Martha Brown – Woodland Owner of the Year

Councillor Hughie Stewart presented Martha Brown with a Certificate of Congratulations for being awarded the Department of Natural Resources Eastern Region and Provincial Woodland Owner of the Year.

Martha thanks Municipal Council for recognizing the importance the forestry industry plays within the municipality. She is very proud to be representing all woodlot owners. She mentioned that she is the 5th recipient of a regional or provincial award from the Lochaber area.

CORRESPONDANCE

Leo & Janet Duggan – Letter of thanks for funding for Terry Fox Run.

COMMITTEE REPORTS

Committee of the Whole Report E-Polls – October 30, 2015

Min #2015-157 (Speed Limit Reduction Letter)

MOVED by Councillor MacDonald, SECONDED by Councillor Deveau that the Municipality send a letter to the Minister of Transportation and Infrastructure Renewal requesting a speed limit reduction from 80km/hr to 50km/hr from the Antigonish Town line going North on Route 337 to the Antigonish Landing road. Motion carried.

Min #2015-158 (Talk About Health)

MOVED by Councillor MacFarlane, SECONDED by Deputy Warden McCarron that the Municipality participate in the Talk About Health session with the Nova Scotia Health Authority on November 10th. Motion carried.

Committee of the Whole Report – November 17, 2015

Min #2015-159 (Municipal Vignettes RFP)

MOVED by Councillor Chisholm, SECONDED by Councillor MacFarlane that Municipal Council approves the request for proposals for Municipal Vignettes. Motion carried.

Min #2015-160 (Water Meters Tender)

MOVED by Councillor Boucher, SECONDED by Deputy Warden McCarron that Municipal Council approves the request for proposals for Water Meters. Motion carried.

Min #2015-161 (Courthouse Upgrades)

MOVED by Councillor MacDonald, SECONDED by Councillor Bowie that Municipal Council allot \$34,250 in the 2016-17 Budget for upgrades to the Antigonish County Courthouse. Motion carried.

Min #2015-162 (Sewer Interest Rate)

MOVED by Deputy Warden McCarron, SECONDED by Councillor MacFarlane that Municipal Council approve an increase in the interest rate charged on overdue sewer accounts from 3% to 6% per year effective February 1, 2016 and for the sewer bill and property tax to be combined on the same bill. Motion carried.

Min #2015-163 (UNSM Conference Attendance)

MOVED by Councillor MacLellan, SECONDED by Councillor Deveau that Municipal Council contract SPL Development Services to review staff compensation, position descriptions, and HR/Employee Personnel Policies and Procedures. Motion carried.

MOTIONS

Min #2015-164 (Winter Parking Regulations)

MOVED by Councillor Bowie, SECONDED by Councillor Chisholm that Municipal Council approve the signing of the Order for Winter Parking Regulations for 2015/16 setting out the period from December 1, 2015 to April 15, 2016 between the hours of 12:01am and 7:00am as the time in which Winter Parking Regulations will be in effect on roads/streets under the jurisdiction of the County of Antigonish. Motion carried.

Min #2015-165 (Road Name Change)

MOVED by Councillor MacDonald, SECONDED by Councillor MacFarlane that Municipal Council approve a road name change from Unnamed Private Road in Morrystown to Rosehip Lane. Motion carried.

Min #2015-166 (Street Light on Alex Terrace)

MOVED by Councillor Chisholm, SECONDED by Councillor Deveau that Municipal Council approve the addition of a new streetlight on Alex Terrace. Motion carried.

UPDATES/REPORTS FROM INDIVIDUAL COUNCIL MEMBERS

Councillor Boucher reported that he attended:

- Extended Producer Responsibility Workshop
- Eastern Regional Solid Waste Meeting

Councillor MacLellan reported that she attended:

- Meeting with Randy Delorey here at Municipal Office
- UNSM Conference
- Joint County Council Meeting
- Library Meetings
- Solar Energy Open Houses

Councillor MacDonald reported that he attended:

- Business Ability Banquet
- UNSM Conference
- Joint Town County Council Meeting
- Antigonish Affordable Housing Association

Deputy Warden McCarron reported that he attended:

- Attended Antigonish Arena re-opening
- Remembrance Day Ceremony at St. Andrews Consolidated School
- Talk About Health by Nova Scotia Health Authority
- Business Abilities Banquet

Councillor MacFarlane reported that he attended:

- Chamber Dinner
- Provincial Cross Country meet at StFX
- Opening Ceremony for Canadian University Rowing Championships
- Meeting with Randy Delorey
- Joint Town County Council Meeting
- Remembrance Day Ceremony at Antigonish Education Centre

Councillor Bowie reported that he attended:

- Joint Town County Council Meeting
- Antigonish Community Transit Update

Councillor Deveau reported that he attended:

- UNSM Conference
- Remembrance Day Ceremony at Ecole acadienne de Pomquet
- Remembrance Day Ceremony and Dinner in Pomquet

Councillor Chisholm reported that he attended:

- Business Ability Banquet
- Joint Town County Council Meeting
- RK Board Meeting
- Meeting with Randy Delorey
- UNSM Conference

Warden Boucher reported that he attended:

- Coady Gala Dinner
- Immigration Summit
- REN Meeting
- Opening Ceremony for Canadian University Rowing Championships
- Havre Boucher Remembrance Day Ceremony
- Nova Scotia Long Service Awards
- UNSM Conference
- Business Ability Banquet
- Remembrance Day Celebration in Antigonish
- Joint Town and County Council Meeting

MISCELLANEOUS BUSINESS

Dog By-law Review

Staff will be starting a review of the By-law respecting the Control and Regulation of Dogs and are seeking feedback from residents and community stakeholders for input on the bylaw. All input can be directed to Shirlyn Donovan.

Holiday Open House

Mr. Horne let everyone know that the Municipality's Holiday Open House will be on Sunday, November 29th at the Antigonish Arena from 4:30-6:00pm. There will be a free skate for the public as well as a chance to try out sledges, meet and greet with County Councillors and refreshments.

MOTION TO ADJOURN

Min #2015-167 (Motion to Adjourn)

MOVED by Deputy Warden McCarron, SECONDED by Councillor MacLellan that the Council meeting adjourns at 8:13pm. Motion carried.

Warden Russell Boucher

Glenn Horne, Municipal Clerk/Treasurer



Municipal Government Act Review

Mission – A revised MGA will:

- Provide municipalities with the tools needed to:
 - Deliver local services in an efficient, cost effective manner that reflects the values of the community.
 - Build strong, viable, prosperous, sustainable communities
- Support municipal role in achieving Government's areas of focus:
 - Innovation
 - Create climate for private sector and social enterprise economic growth to support One NS economic goals
 - People
 - Increase net interprovincial and international immigration levels
 - Enhance health and wellness, communities and social well-being
- All in a fiscally sustainable manner

MGA Review - Guiding Principles

- A new MGA will:
 - Be relevant to current and future needs of municipalities and citizens
 - Provide municipalities with tools to support stable, predictable long-term funding
 - Support economic growth and development
 - Encourage regional approaches, collaboration
 - Enable, promote shared services
 - Use modern, clear language where possible for ease of understanding
 - Recognize differing needs and roles of urban and rural communities
 - Provide clarity for both provincial and municipal roles
 - Balance MGA being more enabling for municipalities with the increased accountability that goes with this
- Recommendations for change will:
 - Be fair, evidence-based, realistic, based on solid policy research and rationale
 - Have input through appropriate, adequate consultations
 - Consider outstanding recommendations from other reviews:
 - Fiscal Review, Towns Task Force, UNSM / PVSC Tax Study, Partnership Agreement
 - Have reasonable implementation plans
 - Consider results of HRM Charter review

MGA Review Org Structure

- Minister Zach Churchill
- Ministers Roundtable
- Steering Committee
 - Dan MacDougall, Deputy Minister, Municipal Affairs
 - Mark Peck, Executive Director, Municipal Affairs
 - Greg Herrett/Bruce Fisher, President, AMANS
 - Betty MacDonald, Executive Director, UNSM
- MGA Review Committee
- Working Groups

Steering Committee Role

- Approvals
 - Mission
 - Guiding Principles
 - Overall review structure
 - Process, time lines
 - Engagement process (consultations)
 - Communications plan
 - MGA Review Committee Terms of Reference
 - Recommendations for Government to consider

MGA Review Committee

- Members:
 - Bruce Fisher, Director of Corporate Service, Halifax
 - Micheal Merrit, CAO, Cape Breton Regional Municipality
 - Glenn Horne, Municipal Clerk Treasurer, Municipality of Antigonish
 - Tammy Wilson, CAO, Municipality of Chester
 - Erin Beaudin, CAO, Town of Wolfville
 - Mike Dolter, CAO, Town of Truro
 - Supported by staff from Municipal Affairs, UNSM & AMA.
- Working Group approvals
 - Working Group membership
 - Issues for working groups to research
 - Work plans
 - Status updates
 - Consultation plans
 - Options and recommendations from working groups
- Identifies issues to be referred to UNSM Board or Association of NS Villages for comments
- Also issues for PVSC comment
- Legal reviews on certain issues
- MGA Review website

Working Groups

- Governance Efficiencies
- Fiscal Responsibility
- Business and Economic Growth / Planning and Development
- Program and Service Delivery
- Public Safety
- Villages

Working Groups Responsibilities

- Policy analysis of pertinent sections of the MGA, drafting policy papers:
 - Issue identification, analysis
 - Jurisdictional research
 - Literature reviews
 - Data modelling if necessary
 - Stakeholder consultations
 - Options for process or legislation change
 - Recommendations for MGA Review Committee to consider
- Status updates to MGA Review Committee
- Presentations to UNSM Board or Association of NS Villages for comments on issues as required
- Presentations to MGA Review Committee
- Templated approach
- Support consultations on draft recommendations

MGA Review Time Line

- September 30 – MGA Review Website release
- Municipal / Village Consultation Sessions
 - Sept. 30 – Sydney Civic Center
 - Oct. 1 Pictou Wellness Center
 - Oct. 2 Truro NSCC Campus
 - Oct. 7 Yarmouth Mariners Center
 - Oct. 8 Liverpool Queens Place
 - Oct. 9 Wolfville Old Orchard Inn
 - Oct. 13 Halifax Westin AMANS fall conference
 - Oct. TBA New Minas Civic Center, evening session
- November 9 – cut off for input from all
 - Prioritize and delegate input to working groups

MGA Review Time Line

- November – June, 2016
 - Working Groups complete policy reviews
 - Input from UNSM / ANSV as required
 - PVSC input
 - Legal reviews as required
 - Consultations on draft recommendations as they become available
 - To Municipal Councils and Village Commissions
 - Written Council / Commission positions
 - Public input through website
 - Input from Ministers Roundtable
 - Presentation to Minister
- June, 2016
 - Deadline for input from all

MGA Review Time Line

- July – October, 2016
 - Feedback reviewed by Working groups
 - Options and recommendations finalized
 - Presentations of final recommendations
 - Steering Committee Approval
 - Input from Ministers Roundtable
 - Presentation to Minister
 - Written positions from UNSM and ANSV
- October, 2016 - Municipal Elections
- November 2016
 - Information sessions for new Councils
 - Prioritize recommendations for spring 2017 session of Legislature
- Winter / Spring 2017
 - Website update for public information
 - Prepare initial submissions to Legislature

Engagement, Consultations

- Working Groups will lead consultations with all stakeholders:
 - Municipalities, Joint Authorities, Professional Associations, Villages, commercial sector, special interest groups
 - Issue presentations to UNSM Board and Association of NS Villages as required
- Municipal and Village Elected and staff input Channels
 - Sept / Oct – issue identification regional workshops
 - Individual Councilor and Commissioner written submissions
 - Issues forwarded to Working Committees for analysis
 - January – June 2016 – Input on draft recommendations, through Council and Commission regular meetings
- Public Input
 - Involved early in process – starting September, opportunity for public input through website on MGA issues they would like addressed, same deadline as municipal input
 - Working Groups to use this information to help identify areas for analysis
 - Input through website on draft recommendations, same time frame as municipal input
- After municipal elections
 - Regional information sessions for new councilors
- Roundtable
 - Input from Provincial elected and UNSM Executive
- UNSM Board and Village Association
 - Written position paper on final recommendations for Government to consider
- After Government Approval
 - Municipal Information sessions
 - On line information updates for public

Progress to Date:

- The Review Committee has reviewed and triaged all issues raised throughout this process.
- The Steering Committee is currently reviewing the 555 issues raised, tabbed by:
 - high priority (134)
 - low priority (136)
 - housekeeping (68)
 - clarification required (22)
 - removed from process (195)
- Once guidance is received from the Steering Committee, issues will be allocated to the appropriate working group for policy development.

Next Steps

- Consultations on draft recommendations as they become available
 - To Municipal Councils and Village Commissions
 - Written Council / Commission positions
 - Public input through website
- Recommendation will be provided by subject area:
 - Governance Efficiencies
 - Fiscal Responsibility
 - Business and Economic Growth / Planning and Development
 - Program and Service Delivery
 - Public Safety
 - Villages
- Throughout the winter months recommendations will be brought to Municipal Council to solicit opinion.

Questions?



MUNICIPALITY OF THE COUNTY OF ANTIGONISH

TO: MUNICIPAL COUNCIL
FROM: GLENN HORNE, MUNICIPAL CLERK TREASURER
SUBJECT: COMMITTEE OF THE WHOLE REPORT
DATE: December 15th, 2015

Committee of the Whole was convened at 5:30pm on Tuesday, November 24th, 2015. The following Councillors were present:

Warden Russell Boucher
Deputy Warden McCarron
Councillor MacLellan
Councillor Deveau
Councillor Bowie
Councillor Boucher
Councillor Chisholm
Councillor MacDonald
Councillor Stewart

Regrets: Councillor MacFarlane

The following recommendations were made:

The Committee recommends to Municipal Council that Municipal Council approve the Special Event Permit for the Evolve Festival based on conditions outlined in the September 16th Letter attached.

17 September 2015

Love Evolve Inc.
c/o Mr. Jonas Colter
90 Marlborough Drive
Fredericton, NB
E3B 6K1

RE: EVOLVE MUSIC & AWARENESS FESTIVAL

Dear Mr. Colter –

On Tuesday, September 15, 2015, Municipal Council discussed the 2015 Evolve Music and Awareness Festival as it concerns the Special Event Permit provided by the Municipality. Discussion also centred on concerns following the 2015 festival.

Please note that Municipal Council has approved the following motion:

The Committee recommends to Municipal Council that the following conditions be placed on any permit application to be considered from Evolve for the 2016 festival: enhanced health services, enhanced entrance and site control, shorten the duration and limit hours of operation, and address challenges with the location. Motion Carried.

Specifically, it is the position of the Municipality that the following steps be taken to address these concerns:

1. Enhanced On-Site Health Services

The reliance on volunteers who act as first-aiders in exchange for festival admission is inadequate given the relatively high number of complex, mixed-drug occurrences that we are aware have occurred during the festival. Off duty health care professionals are regarded as first-aiders regardless of their areas of expertise, training or professional practice.

As recommended in the Canadian Centre on Substance Abuse's document, *Preventing Drug- and Alcohol-related Harms at Music Festivals in Canada* (June 2015), the Municipality shall be requiring Evolve to develop an optimal medical response plan for the festival, to be overseen by a hired licenced clinician.

2. Enhanced Entrance and Site Control

It is well acknowledged by you and others that the use of illicit substances occurs at Evolve. Greater efforts must be made to deter these substances from being brought onto the site. This shall include

enhanced measures to ensure the site is better secured and substances are found and confiscated at the entrance. Not only is this a requirement of municipal bylaw it is also part of a drug abuse prevention mandate.

3. Shorter Duration and Hours of Operation

The extension of the 2015 festival an additional day combined with an exemption to the noise provisions of the Special Events Bylaw may have contributed to the fatigue and exhaustion of festival goers. This enables an unhealthy and potentially dangerous environment, not only during the festival but following the festival as participants return home. Fatigue is something you have identified as your biggest safety concern as described in an interview on CBC Radio's Q. This is also a significant concern of health professionals in the Antigonish area.

A 2016 festival will return to the Friday – Sunday schedule and a “quiet time” will be enforced each night. As it stands in the Special Events Bylaw, noise is not permitted to be generated between the hours of 2 - 7am. Also, due to other large public events taking place in the Antigonish area in the early summer months the Municipality will work with you to identify a date for the 2016 festival that will reduce the strain on public resources.

4. Address Challenges with the Location

There is no barrier to separate the site from the forested surrounding. Without a significant security presence or physical barrier it would be very difficult to secure the site by preventing access of people or substances through the forested area, before or during the festival. A barrier must be erected to separate the Evolve site from its surroundings.

The placement of tents on the site has been and remains a concern. Tents are required to be at least five feet apart. A plan must be developed and executed to enforce these required fire separations.

These same challenges have been encountered by the festival and community for multiple years. The conditions above are being forwarded in an effort to make Evolve a safer event and protect the public, specifically your ticket buyers. They are supported by the RCMP, St. Martha's Hospital, the Office of the Fire Marshall, Emergency Health Services and the Emergency Measurers Office. These stakeholders are also prepared to provide assistance to Evolve in addressing the outlined issues.

Municipal Council is seeking your proposal(s) outlining how these concerns will be addressed. I encourage you to take some time to review these conditions and determine what course of action you propose. I look forward to hearing from you.

Sincerely,

Glenn Horne
Municipal Clerk
Treasurer

**ECONOMIC DEVELOPMENT & INDUSTRIAL PARK COMMISSION
COMMITTEE REPORT
December 8, 2015**

Present were: **Councillor Rémi Deveau, Chairman**
Deputy Warden Owen McCarron
John G. MacDonald, Park Representative

Also present were: Glenn Horne, Municipal Clerk/Treasurer
Joyce Levangie, Recording Secretary



SIGNAGE

The Economic Development & Industrial Park Committee recommends to Municipal Council that the County proceed with a short term repair to the Industrial Park Sign.

LOT 08-5

The Economic Development & Industrial Park Committee recommends to Municipal Council that the County receive an appraisal for Lot 08-5 situated at the Industrial Park.