

MUNICIPALITY OF THE COUNTY OF
ANTIGONISH

SPECIAL COUNCIL MEETING AGENDA

Tuesday, June 6th, 2017 at 7:30pm

Municipal Administration Centre

- 1) Call to Order – Chairman, Deputy Warden Owen McCarron
- 2) Approval of Agenda
- 3) Approval of Municipal Council Minutes of May 16th, 2017
- 4) Business Arising from Minutes
- 5) Selection of Warden
- 6) Selection of Special Election Date
- 7) Correspondence
 - a) St. Martha's Regional Hospital Auxiliary; Mayfest Thank-you
- 8) Committee Reports
 - a) Committee of the Whole, June 6, 2017
- 9) Motions
 - a) Authorization of signing authority for Municipality
- 10) Miscellaneous Business
 - a) Notice of Joint Council meeting on Monday, June 12 at 6:30pm – Students Union Council Chamber, 4th Floor Bloomfield Centre, StFX University.
- 11) Adjournment

PRESENTATIONS

Cape Breton West Islanders – Congratulations to Antigonish-area Players

Warden Boucher introduced the members of the Cape Breton West Islanders hockey team from Antigonish County and Town, and they received a standing ovation from those in attendance for their performance at the Telus Cup in April. Warden Boucher then invited each team member to come forward to be individually recognized and to receive a gift of hooded sweatshirts from the Municipality. The team members in attendance were:

- Mr. Mike Matthews, Trainer
- Mr. Logan Chisholm, Player
- Mr. Jacob Hudson, Player
- Mr. Ewan MacDonald, Player
- Mr. Fearghus MacDonald, Player
- Mr. Ryan MacLellan, Player
- Mr. Calum MacPherson, Player
- Mr. Jacob Stewart, Player
- Mr. Sean Stewart, Player
- Mr. Jack Morris, Player

A photograph was then taken with the team, and the members were again congratulated and thanked for coming.

Seaside Wireless Communications – Volunteer Fire Department Initiative Winners

Ms. Angela Bresson was introduced by Warden Boucher, and announced that the winning local departments of the Seaside Wireless Communications Volunteer Fire Department Initiative were the Antigonish (Town) Volunteer Fire Department and the Pomquet Fire Department. Representatives from each of these organizations were present to receive cheques from the Municipality and Seaside Wireless. Council and Seaside Wireless were thanked by the Volunteer Fire Departments.

Dr. John Chaisson – The Keppoch

Dr. John Chaisson provided members of Council with a photo slideshow presentation of the activities and development projects that had taken place at The Keppoch over the past year. Universal access, mental health initiatives, trail building, races, and family fun days were all featured. Funding received by The Keppoch over the past year was also put towards the purchase of cross country grooming equipment, and permanent bathroom/change room facilities on the site. Dr. Chaisson provided a brief review of plans for upcoming developments at The Keppoch for this upcoming year. Warden Boucher thanked Dr. Chaisson for his presentation, and Councillor Stewart presented Dr. Chaisson with a contribution from his Special District Grant.

CORRESPONDENCE

Correspondence has been received from the following:

- a) Nova Scotia Transportation and Infrastructure Renewal – response to a petition to have Pomquet Lake Road Paved;

- b) St. FX University – a thank-you on behalf of the Business Administration Program for supporting the student project this past term.
- c) NS Department of Communities, Culture, and Heritage – information regarding the 2017/2018 Heritage Development;
- d) UNSM – copies of their Election Brochure for each Council Member.

COMMITTEE REPORTS

RCMP Monthly Report – March 2017

Mr. Horne introduced the RCMP monthly report for March 2017, which was included in the agenda package and includes a summary of the local detachment’s activities.

Committee of the Whole – May 2nd, 2017

Min #2017-047 (Financial Analyst Posting)

MOVED by Councillor MacDonald, SECONDED by Councillor Chisholm, that Municipal Council approve the job description for the Financial Analyst position, and that Municipal Council publically post an employment opportunity with the Municipality to fill this position. Motion carried.

Min #2017-048 (Receptionist Maternity Leave Posting)

MOVED by Deputy Warden McCarron, SECONDED by Councillor Mattie, that Municipal Council publically post an employment opportunity with the Municipality to fill the Receptionist position for a one-year maternity leave. Motion carried.

Min #2017-049 (Write-Offs)

MOVED by Councillor Deveau, SECONDED by Councillor MacFarlane, that Municipal Council write-off the following accounts on the roll:

Roll #	Balance
01687433	\$142.14
02752034	\$86.80
07201710	\$543.71
07201869	\$79.04
07202881	\$1,223.81
07204140	\$437.47
09006648	\$652.62
10107873	\$871.78
10343224	\$184.95
2683733	\$1,290.96
TOTAL	\$5,513.28

Motion carried.

Min #2017-050 (Spring Bulky Waste Tender Award)

MOVED by Councillor MacLellan, SECONDED by Deputy Warden McCarron, that Municipal Council accept the bid submitted by Eastern Sanitation Limited, in the amount of \$47,217.44 (HST included) for the collection of bulky waste material throughout the County during the weeks of May 22nd and May 29th, 2017. Motion carried.

Min #2017-051 (Hope Lane Streetlight)

MOVED by Councillor MacDonald, SECONDED by Councillor MacLellan, that Municipal Council approves a streetlight being installed on Hope Lane. Motion carried.

Active Transportation Advisory Committee – May 9th, 2017

Councillor Deveau read the committee report, noting that no recommendation had been made. The Committee has been making arrangements for a workshop, scheduled to take place on June 6th, and continues to explore the possibility of a passport program.

Committee of the Whole – May 16th, 2017

Min #2017-052 (Low Income Property Tax Reduction Request)

MOVED by Deputy Warden McCarron, SECONDED by Councillor Dunbar that Municipal Council approves a 30% tax reduction for AAN09707956. Motion carried.

Min #2017-053 (Brierly Brook Paving Request Support Letter)

MOVED by Councillor Chisholm, SECONDED by Councillor MacFarlane, that Municipal Council draft a letter in support of the request of the resident group in Brierly Brook to pave a portion of that road. Motion carried.

Min #2017-054 (East Antigonish Education Centre Scholarship/Bursary)

MOVED by Councillor Deveau, SECONDED by Councillor Mattie, that Municipal Council approve a scholarship / bursary contribution of \$200 to the East Antigonish Education Centre. Motion carried.

Min #2017-055 (Riverside International Speedway Sponsorship)

MOVED by Councillor MacDonald, SECONDED by Deputy Warden McCarron, that Municipal Council approve the purchase of a gold-level sponsorship package from Riverside International Speedway at a cost of \$2875 (incl. HST). Motion carried.

Min #2017-056 (Antigonish Downtown Business Association Street Party)

MOVED by Councillor MacLellan, SECONDED by Councillor Stewart, that Municipal Council approve a \$750 contribution to the Antigonish Downtown Business Association Street Party, taking place during the St. FX Economic Forum. Motion carried.

Min #2017-057 (École acadienne de Pomquet Scholarship / Bursary)

MOVED by Councillor Deveau, SECONDED by Councillor Chisholm, that Municipal Council approve a scholarship / bursary contribution of \$200 to the École acadienne de Pomquet. Motion carried.

Min #2017-058 (Bonvie MacDonald Rinks to Links Golf Classic)

MOVED by Councillor Deveau, SECONDED by Councillor Stewart, that Municipal Council sponsor a team for the Bonvie MacDonald Rinks to Links Golf Classic tournament 2017. Motion carried.

UPDATES AND REPORTS FROM INDIVIDUAL COUNCIL MEMBERS

Deputy Warden McCarron reported that he attended:

- April 20th School Board meeting in Port Hawkesbury
- April 27th volunteer awards banquet
- May 7th St. FX afternoon convocation ceremony

Councillor MacDonald reported that he attended:

- May 3rd OHS meeting
- May 8th Affordable Housing Association meeting

Councillor MacLellan reported that she attended:

- SRSB meetings regarding the John Hugh Gillis Feeder System Review
- Joint Town and County Council meeting
- Volunteer awards banquet
- Saltscapes

Councillor Mattie reported that he attended:

- May 5th UNSM meeting in Port Hawkesbury
- May 7th High School Fundraiser
- May 8th RK MacDonald Meeting
- May 9th AT Committee Meeting
- May 10th NS Engagement event
- May 11th and 12th UNSM Spring Workshop at St. FX
- May 13th AT meeting

Councillor Deveau reported that he attended:

- Crime Prevention meeting
- Hot meal program at St. James United Church with Crime Prevention team
- AT Committee meeting May 9th

Councillor Chisholm reported that he attended:

- SRSB meetings regarding the John Hugh Gillis Feeder System Review
- Volunteer awards banquet
- May 8th RK MacDonald meeting (building and grounds re: Dementia Garden development)
- Brierly Brook Road meeting

- May 10th Volunteered at Mayfest

Warden Boucher reported that he attended:

- Chamber meeting at the People's Place Library
- May 4th Mayors and Wardens meeting
- May 7th UNSM meeting
- May 7th St. FX Convocation ceremony
- UNSM Spring Workshop at St. FX
- SRSB meetings regarding the John Hugh Gillis Feeder System Review

MOTIONS

Min #2017-059 (Road Name Change Petition – Chaisson Lane)

MOVED by Councillor Deveau, SECONDED by Councillor Dunbar, that Municipal Council approve the road name change petition to give the name Chemin Chiasson Lane to a previously un-named private lane. Motion carried.

Min #2017-060 (Borrowing Resolution - CIBC)

MOVED by Councillor MacFarlane, SECONDED by Councillor Stewart, that Municipal Council provide authorization for the Municipality to borrow from CIBC on the following basis:

- Operating line(s) - \$2,000,000
- Visa - \$60,000
- Visa - \$5,000

Motion carried.

Min #2017-061 (Cost Shared Program for Paving Subdivision (J Class) Streets)

MOVED by Councillor MacFarlane, SECONDED by Councillor Chisholm, that Municipal Council accept the cost estimates supplied by NSTIR for the repaving of Ponderosa Drive and Heritage Drive for fiscal year 2017-2018, and wish to proceed with construction as per terms of Agreement 2015-002. Motion carried.

MISCELLANEOUS BUSINESS

Letter of Congratulations to Paqtnkek Mi'kmaw Nation

Councillor Dunbar noted for members of Council that the Paqtnkek Mi'kmaw Nation has been awarded a financial performance certificate that places the community in the top ten per cent of the best managed First Nations in Canada. The certificate was issued following a review of the band's financial performance over the past five years by the Vancouver-based First Nations Financial Management Board. Councillor Dunbar suggested that a letter of congratulations be sent from the County to Paqtnkek.

Min #2017-062 (Congratulatory Letter to Paqtnkek Mi'kmaw Nation)

MOVED by Councillor Dunbar, SECONDED by Councillor MacLellan, that Municipal Council send a letter of congratulations to Paqtnkek Mi'kmaw Nation on their recent receipt of

financial performance certificate that places the community in the top ten per cent of the best managed First Nations in Canada. Motion carried.

Signing of Access Awareness Week Proclamation

Warden Boucher invited Kim MacDonald to join him in the signing of the Access Awareness Week Proclamation, which was passed on a motion made by Councillor Mattie and seconded by Councillor Stewart at the April 18, 2017 meeting of Council.

MOTION TO ADJOURN

Min #2017-063 (Motion to Adjourn)

MOVED by Deputy Warden McCarron, seconded by Councillor Deveau that the Council meeting adjourns at 8:40pm. Motion carried.

*Deputy Warden Owen McCarron,
for Warden Russell Boucher*

Glenn Horne, Municipal Clerk/Treasurer

MUNICIPALITY OF THE COUNTY OF
ANTIGONISH

MEMO FOR INFORMATION

TO: Glenn Horne, Municipal Clerk Treasurer
FROM: Beth Schumacher, Deputy Municipal Clerk
SUBJECT: ***TRANSITION OF WARDEN & DISTRICT #9 BY-ELECTION***
DATE: May 23, 2017

In response to the sudden passing of Warden Russell Boucher on May 22, 2017, staff has prepared the following memo for Council's information regarding the transition of the positions of Warden on an interim and ongoing basis. Guidance is also provided on requirements for a by-election in District #9.

Transition of the Warden's authority on an interim basis.

Subsections 16(3) and 16(5) of the Municipal Government Act speak to the responsibilities of the Deputy Warden, in the event of the office of Warden being vacant:

- 16(3) The deputy mayor or deputy warden shall act in the absence or inability of the mayor or warden in the event of the office of mayor or warden being vacant.
- 16(5) The deputy mayor or deputy warden has all the power and authority and shall perform all the duties of the mayor or warden when the deputy mayor or warden is notified that
 - (a) The mayor or warden is absent or unable to fulfil the duties of mayor or warden; or
 - (b) The office of mayor or warden is vacant.

As such, Deputy Warden McCarron is expected to exercise the authority of Warden until the position is filled on an ongoing basis.

Transition of the Warden's position on an ongoing basis.

Subsection 12(3) of the MGA notes:

- 12(3) the warden shall be chosen
 - (a) At the first meeting of the council in a regular election year after the time of applying for a recount has expired; or,
 - (b) **At the first meeting of the council** after the expiration of the term of a warden or **when the office of warden otherwise becomes vacant.** (*emphasis added*)

Based on staff and legal interpretation, at the next meeting of Council, whether it is a special meeting or the regular meeting, the process for selecting a new Warden will need to take place. This process would be the same to that which was used in November of 2016, following the Municipal Election.

Municipal Clerk Treasurer, Glenn Horne, will serve as the electoral officer for this process. Nominations will be taken from the floor at a meeting of Municipal Council. If the office of Deputy Warden consequently becomes vacant, the same process will be used to fill that position as well.

Requirements for a By-Election in District #9

The Municipal Elections Act has specific timelines associated with filling a Council vacancy between regular elections:

Calling a Special Election

13(1) Subject to subsection (8), within four weeks after a vacancy occurs on a council because...

(b) a councillor dies, resigns, becomes disqualified or forfeits office,

The council or, where there is no council, the Minister shall name a day for a special election to fill the vacancy and, if no regular meeting of the council is to be held within that time, the clerk shall call a special meeting for the purpose.

Our deadline for satisfying this requirement is Monday, June 19th. A regular meeting of Council is scheduled for Tuesday June 20th.

Timing of the Special Election

13(2) The day fixed for the special election shall be a Saturday not more than eleven (11) weeks after the meeting of the Council at which the day was named.

Nomination Deadline for Special Election

13(3) Nomination day for a special election shall be the fourth Tuesday preceding ordinary polling day.

Conclusion

At this time, staff are making preparations to hold a special meeting of Municipal Council on Tuesday June 6th, following our scheduled Committee of the Whole meeting. This meeting can be utilized to select a new Warden and to set the date for a Special Election.

If an election date is selected on June 6th, the latest date on which the election could take place would be Saturday, August 19th. This date falls clear of a long weekend and provides more than two months of notice in advance of the vote taking place.

Should Saturday, August 19th be selected as the special election date, nominations would close on Tuesday, July 25th. This date provides the Municipality with time to make arrangements for a Returning Officer and to prepare any advertising necessary to notify the residents of District 9. It also permits sufficient time to pay respect to Warden Boucher and his family during this difficult time.

Proposed Timeline for District 9 Special Election	
Selection of Warden (Deputy)	Tuesday, June 6 th
Calling of a Special Election	Tuesday, June 6 th
Final day for nominations	Tuesday, July 25 th
Special Election Date	Saturday, August 19 th

St. Martha's Regional Hospital Auxiliary
25 Bay Street
Antigonish, Nova Scotia
B2G 2G5



16 May 2017

Thank you for your recent donation to St. Martha's Regional Hospital Auxiliary Mayfest 2017. This day was once again an outstanding success with approximately \$20 000 raised. Combined with donations from Sponsors; Mayfest 2017 has realized \$35 000.00.

Without community members and donors like you, we would not be able to continue our mission to assist in the delivery of quality health and medical care for residents of our region; and those in need of the expert and excellent services of our hospital staff. This is accomplished through the purchase of hospital equipment for St Martha's Regional Hospital.

Your greatly-appreciated contribution will guarantee we meet our commitment to cover the cost of a Colposcopy Camera and Computer for Ambulatory Care at St. Martha's Regional Hospital.

Thank you again for your kind and generous support.

Gratefully,

A handwritten signature in black ink, appearing to be "Anne Brunelle", written over a horizontal line.

Anne Brunelle
Chair
Mayfest 2017