

Call to Order The Council meeting was called to order with Warden Thurber in the chair at 6:26 p.m.

Attendance

Councillors present:

- Jim Thurber, Warden
- Jimmy MacAlpine, Deputy Warden
- Linda Gregory, Councillor
- Randall Amero, Councillor
- Maritza Adams, Councillor

Staff present:

- Linda Fraser, Chief Administrative Officer
- Gordon Wilson, Deputy Chief Administrative Officer
- Cora Lee Bremner, Executive Secretary

Prayer

Warden Thurber welcomed everyone to the meeting, read the Municipality's mission statement and then asked everyone to pause to seek guidance for the meeting.

Agenda

MOVED and seconded that the agenda be approved as distributed.

MOTION CARRIED

Presentations

Mr. Paul Gidney – NS Powerlifting & Bench Press Championships

MOVED and seconded that Mr. Paul Gidney, come before Council to make a presentation on NS Powerlifting and Bench Press Championships.

MOTION CARRIED

- Mr. Gidney advised Council that the Nova Scotia Powerlifting and Bench Press Championships are being held in Digby this year. They are expecting as many as 200 people in town for this event which is scheduled for Saturday, May 29, 2010. PEI, Newfoundland, and New Brunswick are all invited as well. He is approaching both Town and Municipal Councils for funding. The Town of Digby has agreed to provide the T-Shirts. He is requesting \$750 from the Municipality. Local businesses will be approached for funding as well. Any organization that donates over \$100 will get advertised on the T-shirt. The objective is to get people into this town and get them to come back as well. A question and answer session followed the presentation. It was noted that he would like a decision by the end of February. Warden Thurber thanked Mr. Gidney for the presentation.

Minutes

November 23, 2009

MOVED and seconded that the minutes from the Council of November 23, 2009 be approved as circulated.

MOTION CARRIED

Old Business

1 Municipal Planning Strategy and Land Use By-law for the Regulation of Wind Turbines in the Municipality

- Councillor Amero declared a conflict of interest and left the meeting.

MOVED and seconded that the Municipal Planning Strategy and Land Use By-law for the Regulation of Wind Turbine Development in the Municipality be approved for final reading.

- Concerns were discussed in response to the written comments received concerning the proposed by-law for the regulation of wind turbine development. Mr. Millier reviewed the written submissions and advised Council that each of the concerns had been discussed at the committee level or the Municipality did not have the authority to implement some of the suggestions. Clarification was requested on a few areas within the proposed document and Mr. Millier explained the policies. It was pointed out that the following, which was intended to be included in policy 12, be added after the last word: “and separation distance from an existing dwelling on an adjacent property.”
- It was noted that if the sound goes over the decibels listed in the by-law that it would be dealt with in accordance with the Municipality’s Noise By-law.

MOTION CARRIED

1 OPPOSED – Councillor Gregory

2 Conway and Area Secondary MPS Amendment

MOVED and seconded that the amendment which addresses Wind Turbine Regulation in the Conway Area Secondary Planning Strategy be approved for final reading.

MOTION CARRIED

1 OPPOSED – Councillor Gregory

3 Conway and Area Land Use By-Law Amendment

MOVED and seconded that the amendment which addresses Wind Turbine Regulation in the Conway Area Land Use By-law be approved for final reading.

MOTION CARRIED

1 OPPOSED – Councillor Gregory

4 Digby Wellfield Protection Area Secondary MPS Amendment

MOVED and seconded that the amendment which addresses Wind Turbine Regulation in the Digby Wellfield Protection Area Secondary Planning Strategy be approved for final reading.

MOTION CARRIED

1 OPPOSED – Councillor Gregory

5 Digby Wellfield Protection Land Use Bylaw Amendment

MOVED and seconded that the amendment which addresses Wind Turbine Regulation in the Digby Wellfield Protection Land Use By-law be approved for final reading.

MOTION CARRIED

1 OPPOSED – Councillor Gregory

6 Digby Municipal
Airport Secondary
Municipal Planning
Strategy Amendment

MOVED and seconded that the amendment which addresses Wind Turbine Regulation in the Digby Municipal Airport Secondary Planning Strategy be approved for final reading.

**MOTION CARRIED
1 OPPOSED – Councillor Gregory**

7 Digby Municipal
Airport Land Use By-
law Amendment

MOVED and seconded that the amendment which addresses Wind Turbine Regulation in the Digby Municipal Airport Land Use By-law be approved for final reading.

**MOTION CARRIED
1 OPPOSED – Councillor Gregory**

Councillor Amero returned to the meeting.

Warden Thurber

No Old Business.

Deputy Warden
MacAlpine

No Old Business.

Councillor Gregory

No Old Business.

Councillor Amero

No Old Business.

Councillor Adams

No Old Business.

New Business

#1 Councillor
Gregory – Buy Back
Nova Scotia

- Twelve properties encompassing almost 3,670 acres (1,485 hectares) in Yarmouth and Shelburne counties have been acquired by the Nature Conservancy of Canada (NCC). The location of the property that has been bought from J. D. Irving Limited has not yet been released. Councillor Gregory has brought New France forward several times in hopes that the Government will purchase this piece of property. The Government is planning to spend 40 million, but the locations have not been released.

#2 Councillor
Gregory – NSP
Electrical Inspector

- The NSP Electrical Inspector for Digby has been moved to another department and Nova Scotia Power has no intention of filling this position. This position will be covered with inspectors from other areas. Councillor Gregory has received concerns from people regarding the wait for inspections. The CAO advised that there is supposed to be a five day turn-around for people requesting inspections.

MOVED and seconded that a letter be written to Nova Scotia Power expressing Council's concerns with the diminished service in our Community noting the lack of an Electrical Inspector and request a plan of action in this regard.

MOTION CARRIED

Administration

Request for
decision/direction

NIL

CAO Report

- The CAO report for January 25, 2010 was included in the meeting package.

Waste Water
Treatment Facility
Upgrade Steering
Committee Minutes

- It was pointed out that comments were included in the Waste Water Treatment Facility Upgrade Steering Committee Minutes concerning the bids received from contractors. These comments should be discussed in camera. The CAO advised that this matter has already been addressed.

Payables

MOVED and seconded that the payables in the amount of \$750,095.46 for the month of November 2009 be approved as presented.

MOTION CARRIED

MOVED and seconded that the payables in the amount of \$295,509.01 for the month of December 2009 be approved as presented.

MOTION CARRIED

Financial Report

- The financial report for December 31, 2009 was included in the Council package.
- The CAO noted that she is following up on the interest in the revenue section. The interest on bank deposits has been quite low. A message has been sent to Scotia Bank to look into this concern.

MOVED and seconded that the financial report for December 31, 2009 be accepted as presented.

MOTION CARRIED

Correspondence

Council Committees

Committee of the
Whole

Recommendations to
Council for Approval

MOVED and seconded that the name of the Digby Municipal Airport be changed to Digby Annapolis Regional Airport.

MOTION CARRIED

MOVED by and seconded that Council direct staff to begin the process to put together a Request for Proposals for Council Approval for the development of a Residential Fly-in Park at the Airport.

MOTION CARRIED

MOVED and seconded that Council direct staff to investigate the possibility of providing jet fuel at the Airport.

It was noted that possible partners for financing will be sought. It is hoped to find partners within different Government agencies.

MOTION CARRIED

MOVED by and seconded that Council approve acceptance of the Intermunicipal Agreement with the Town of Digby for the ownership and operation of the Recycling Transfer Facility and the Household Hazardous Waste Depot.

MOTION CARRIED

Bylaw & Policy
Review

Solid Waste By-law –
First Reading

MOVED and seconded that Council approve first reading of the Municipality of the District of Digby Solid Waste Resource By-law # 2010-01.

MOTION CARRIED

Advisory Committees

#1 REMO
Management Planning
Committee

- The minutes for September 2009 were included in the meeting package. There is an initial meeting for REMO scheduled for February 1, 2010.

#2 Heritage Advisory
Committee

- There was a Heritage Advisory Committee meeting on January 19, 2010. Elsa Young, the new committee member, was welcomed. The digitization of the Digby Courier was discussed.

#3 Planning Advisory
Committee

- There has been no PAC meeting since the last Council meeting. The advertisement for three new citizen members was due on January 20, 2010. There were no applicants received. This will be re-advertised.

#4 Police Advisory
Committee

- The Police Advisory Committee minutes for October 2009 were included in the meeting package. At the last meeting Angela Lombard was appointed from the Province. Public meetings with residents in the area are continuing to be held. There is a program being offered called “Parent Alert” to parents and students at DES.

#5 Tri County
Housing Authority

- The Tri County Housing Authority was last reported on in October 2009.

**Regional / Joint
Committees**

#1 Airport Working
Group

- The Airport Working Group minutes for September 18, 2009 were included in the meeting package. The main topics of business were discussed earlier during “Old Business”. Peter Burnie is the new citizen representative for the committee.

#2 Annapolis Digby
Economic
Development Agency

- The ADEDA meeting minutes for October 2009 as well as the Managing Director report for December 2009 were included in the meeting package. There is an ADEDA meeting scheduled for later this week. Warden Thurber attended the mid-year review which was great. Warden Thurber outlined the issues that are currently being dealt with, one being the Digby Saint John Ferry.

#3 Digby Annapolis
Development Corp

- The DADC minutes for October 2009 were included in the meeting package. Warden Thurber attended a meeting last week. Furnace issues in the ADEDA building were discussed and resolved. Convergys was discussed as well. There is a meeting scheduled for April.

#4 Digby Area
Learning Association

- The DALA meeting minutes for November 2009 as well as the AGM minutes were included in the Council package. The January 20 meeting was postponed due to the storm. The Chair and Treasurer have both resigned.

#5 Digby Area
Tourism Association

- The DATA meeting minutes for October 2009 were included in the meeting package. There was a meeting on January 6, 2010. Letters have been sent to both the Provincial and Federal Governments requesting continued ferry service in Digby and Yarmouth. The 5th Annual Digby Area Tourism Showcase is scheduled for March 27, 2010 at Champlain Hall in Cornwallis Park.

#6 Digby Area
Recreation Committee

- The minutes for November 18, 2009 as well as the manager’s report for December 2009 were included in the meeting package. There was a meeting January 20, 2010. An update was given regarding the recreation programs. Volunteer week is fast approaching. Nominations must be received by February 19, 2010. The dinner is scheduled for April 21, 2010 at 6:00 pm at the Curling Club. The Curling Club is making upgrades to its facilities. It was noted that the washroom facilities should be discussed for upgrading.

#7 Digby Harbour
Port Association

- The DHPA meeting minutes for November and December 2009 were included in the meeting package. They have been working diligently in getting repairs done. They have applied for another grant. Councillor Gregory provided Council with an outline of the repairs that are proposed for the wharf.

- #8 Fundyweb Broadband
- There has been no Fundyweb Broadband meeting since the last Council meeting. Deputy Warden MacAlpine has sent an email to Dawn Campbell in Annapolis requesting a meeting for the first of February. A meeting needs to be held soon as there has not been a meeting for some time.
- #9 Industrial Commission
- The Industrial Commission meeting minutes for December 15, 2009 were included in the meeting package. There was a meeting last week and another has been set for next month in an attempt to meet more regularly. They are currently trying to develop a strategic plan and vision for the Park. Terry Thibodeau from The Regional Development Agency has been invited to speak at the next meeting.
- #10 Kings Transit Authority
- The Kings Transit Authority meeting minutes for October 2009 as well as the General Manager's Report for January 2010 were included in the meeting package. Councillor Amero reported that the declining ridership was discussed at the last meeting. Convergys are letting employees work from home which may attribute to some of the decline in this area. The Federal transit funds are still unresolved. There is a meeting scheduled for February 5, 2010 to discuss core budget and Federal transit funds.
- #11 Senior Safety Committee
- The Senior Safety Committee minutes for October 2009 as well as the Coordinator's Report for November 2009 were included in the meeting package. There was a meeting on January 12, 2010. There was a discussion regarding the Provincial grant they have applied for. Council discussed lobbying the Government to make these funds permanent. The Committee is working on policies which should soon be complete.
- #12 Tideview Terrace
- Tideview Terrace has not met since before Christmas. There is a meeting scheduled for January 27, 2010. The new Tideview building is slowly moving forward.
- #13 Waste Check
- The Waste Check meeting minutes for October 2009 were included in the meeting package. Deputy Warden MacAlpine reported that Waste Check is working on strategic planning to comply with Provincial regulations. It was noted that our region has the best numbers in the Province. The business and institutions are where the focus for improvement needs to be made.
- #14 Western Counties Regional Library
- The next Western Counties Regional Library meeting is scheduled for March 18, 2010.

Council Reports

- Warden Thurber**
- Warden Thurber gave an oral presentation to Council outlining the various meetings he has attended during the past month.
- Deputy Warden MacAlpine**
- Deputy Warden MacAlpine gave an oral presentation to Council outlining the various meetings he has attended during the past month.

- Councillor Gregory** • Councillor Gregory gave an oral presentation to Council outlining the various meetings she has attended during the past month.
- Councillor Amero** • Councillor Amero gave an oral presentation to Council outlining the various meetings he has attended during the past month.
- Councillor Adams** • Councillor Adams gave an oral presentation to Council outlining the various meetings she has attended during the past month.
- African Heritage Month • The African Heritage month kick off ceremony will take place at the Municipal Office on January 28, 2010 at 1:00 pm.
- Mr. Paul Gidney – Funding • It was noted that the request from Mr. Gidney will be added to the February 8, 2010 COTW agenda. Councillor Gregory noted that she will be declaring a conflict of interest.
- Comments from the gallery • The meeting was opened up to the gallery for questions. There were no questions.
- Adjournment** **MOVED and seconded that the meeting adjourn at 8:10 PM.**

MOTION CARRIED

WARDEN

CLERK