

RICHMOND COUNTY MUNICIPAL COUNCIL

REGULAR MEETING

JANUARY 12, 2009

Location: Council Chambers, Municipal Office

Warden Boudreau called the meeting to order at 7:07 p.m.

The Clerk took roll call of Councillors.

Items Added to the Agenda:

Warden Boudreau indicated that no items added to the agenda had been received, but he invited any Councillors that wished to add an item to request unanimous consent.

Councillor McNamara indicated that she was requesting unanimous consent to add a complaint from residents of District 5 regarding the lack of snow plowing services for the MacLeod Road.

Councillors unanimously agreed to add this item to the agenda (a vote was not taken).

Review of Minutes: December 15, 2008:

Moved by Councillor Beaton, seconded by Councillor McNamara that the minutes of December 15, 2008 be adopted as presented. Motion carried.

Presentations and/or Delegations:

- (a) Development Isle Madame Association re: Funding Proposal

Warden Boudreau welcomed Mr. Joel Bowen, Chairman of the Board of Directors for Development Isle Madame Association and Mr. Laurie Smith, Community Economic Development Officer, to the meeting.

Mr. Bowen and Mr. Smith outlined the successes and goals of Development Isle Madame and requested funding for the wages of the Administrative Assistant position.

A question period followed.

Moved by Councillor Martell, seconded by Councillor Beaton that Council accept the request by the Development Isle Madame Association for funding in the amount of \$25,196, to fund the Administrative position for a one year period and also to form a memorandum of understanding between the Municipality and Development Isle Madame.

After significant discussion, the mover withdrew his motion, with the permission of the seconder.

Moved by Councillor Martell, seconded by Councillor McNamara that the funding request from Development Isle Madame Association be referred to Committee of the Whole for consideration, including DIMA's request to retain an amount of \$6,764 that they allege is remaining from a prior year Municipal allocation. Motion carried.

In response to a question from DIMA representatives, Council advised DIMA that a proper grant application should be submitted.

(b) R.C.M.P. re: Statistical Report

This item has been tabled to the February Regular Council Meeting.

First Reading Approval: to amend By-Law #56, Tax Exemption By-Law (amendment attached); to include a parcel of land in St. Peter's owned by the Kavanaugh Columbus Club, (account #9630147); and also include a property of the Louisdale Lions Club (account #2168286):

Moved by Councillor Marchand, seconded by Councillor Boucher that Municipal Council give First Reading approval to amend By-Law #56, Tax Exemption By-Law (amendment attached); to include a parcel of land in St. Peter's owned by the Kavanaugh Columbus Club, (account #9630147); and also include a property of the Louisdale Lions Club (account #2168286). Motion carried.

Second Reading Approval: to amend the Central Richmond Land Use By-Law, allowing smaller lot sizes in the Rural Residential (RR-1) and Rural General (RG-2) Zone subject to subdivision approval from the Department of Environment (attached as Appendix "A"):

Warden Boudreau noted that only those Councillors who had attended the preceding Public Hearing, could discuss and vote on this issue.

Moved by Councillor McNamara, seconded by Councillor MacNeil that Municipal Council give Second Reading approval to amend the Central Richmond Land Use By-Law, allowing smaller lot sizes in the Rural Residential (RR-1) and Rural General (RG-2)

Zone subject to subdivision approval from the Department of Environment (attached as Appendix "A"). Motion carried.

Committee Reports:

(a) Committee of the Whole:

Deputy Warden Johnson presented the monthly report of the Committee of the Whole (copy attached).

Moved by Deputy Warden Johnson, seconded by Councillor MacNeil that Council accept the recommendation of the Committee of the Whole and that the municipal grant commitment of \$975,000 to the St. Peter's, Samsonville and Area Water Project be funded by utilizing the remaining infrastructure reserve of \$831,000, with the remainder to be obtained from the gas tax funds.

Councillor MacNeil indicated that he had concerns regarding the motion, following discussions with the Warden.

Moved by Councillor Boucher, seconded by Councillor David that Council table the two motions from Committee of the Whole that would provide the Municipal grant commitment of \$975,000 to the St. Peter's, Samsonville and Area Water Project;

AND FURTHER MOVED that the issue of determining the manner of funding this Municipal commitment be referred again to Committee of the Whole. Motion carried.

Moved by Deputy Warden Johnson, seconded by Councillor McNamara that Council accept the recommendation of the Committee of the Whole and that the following grant applications be approved:

- \$350 to the Arichat Community Development Association, with funding to be taken from the Councillors' District Activity - \$3,000 Fund for District #1;
- \$200 to the Little Anse Sampson's Cove Social Action Centre, with funding to be taken from the Councillors' District Activity - \$3,000 Fund for District #2;
- \$325 to the West Arichat & District Village Circle Society, with funding to be taken from the Municipal District \$17,000 Fund for District #4;
- \$15,000 to the L'Ardoise Jolly Club, with funding to be taken from the Municipal District \$17,000 Fund for District #9.

Motion carried.

Moved by Deputy Warden Johnson, seconded by Councillor MacNeil that Council accept the recommendation of the Committee of the Whole and that the private roads situated at Cape George Estates be added to the municipal curbside collection in Zone 2, pursuant to the request to Council received from Torus Country Lands Inc., the owner of the road,

and based on assessment of fitness conducted on December 12, 2008, and received by Council/COW;

AND FURTHER MOVED that the road owner shall be subject to the curbside collection requirements in the Municipality's Solid Waste Management By-Law, with provision of curbside collection services to these roads being conditional on compliance with regulatory and permit requirements; reasonable seasonal and regular maintenance by the road owner(s), as required by the Municipality, and as determined in the opinion of the Municipality, with curbside collection services to these roads being subject always to indemnification by the road owner, Torus Country Lands Inc., for the Municipality, its agents, employees, and assigns, against losses, claims or actions related to or arising from the provision of solid waste management services on or at the road, and to execution by the road owner of a Waiver drafted by the Municipality, and to such other terms and conditions as the Municipality may impose from time to time;

AND FURTHER MOVED that the provision of curbside collection services to the said road, may be revoked by decision of Council for cause as determined by Council and/or at the written request of the road owner. Motion carried.

Moved by Deputy Warden Johnson, seconded by Councillor Marchand that Council accept the recommendation of the Committee of the Whole and that in accordance with our policy on the sale of municipal property, that Lot 6A be offered to Mr. Blair Babin, Babin's Service Centre, conditional on him paying the appraised value of the lot, and also the legal fees associated with the sale. Motion carried.

Moved by Deputy Warden Johnson, seconded by Councillor MacNeil that the monthly report of the Committee of the Whole be accepted as presented. Motion carried

Correspondence:

- (a) Service Nova Scotia & Municipal Relations re: NS Civic Address File Interface with Property On-Line
- (b) Hon. Mark Parent re: Point Tupper Wind Project
- (c) Hon. Cecil Clarke re: Provincial Appointee to R.C.M.P. Advisory Board
- (d) Port Hawkesbury Justice Centre re: Arichat Court

Moved by Deputy Warden Johnson, seconded by Councillor Martell that a letter be sent to the Minister of Justice opposing the removal of services from the Arichat Court House;

AND FURTHER MOVED that the correspondence indicate that the removal of services appears to result in Richmond County being the only County in the Province without Court Services;

AND FURTHER MOVED that the correspondence refer to the original communication with the Department of Justice, when a new Justice Centre was proposed for Port Hawkesbury, and when the Justice Department appeared to indicate that services would be maintained in Richmond County;

AND FURTHER MOVED that the Department of Justice be advised that there are significant Acadian and Mi'kmaq populations in our County, which will result in trials proceeding in Port Hawkesbury without jurors from those cultures (or imposing significant travel burdens to jurors from Richmond to travel to Port Hawkesbury);

AND FURTHER MOVED that the Province be requested to undertake the upgrades to the Arichat Court House that are necessary, given that the administration of justice is a provincial responsibility. Motion carried.

Warden Boudreau advised staff that he wished to be involved in the correspondence/representation made to the Province.

(e) Department of Transportation & Infrastructure Renewal re: Cost Shared Paving of Subdivision Streets 2009-10

The consensus of Councillors was that the Engineer be requested to report on the proposed agreement, and also any streets that cost sharing should be requested for.

(f) Development Isle Madame Association Inc. re: Municipal Representation on the Board of Directors

Councillor Martell advised Council that he had had discussion during the meeting with DIMA officials, and they now wish to withdraw this correspondence.

Moved by Councillor Martell, seconded by Deputy Warden Johnson that the correspondence from Development Isle Madame be tabled. Motion carried.

(g) St. Peter's Economic Development Organization re: Funding Assistance for Feasibility Study

Items Added:

1.) Councillor McNamara re: Complaint regarding plowing of MacLeod Road

Moved by Councillor McNamara, seconded by Councillor Marchand that a letter be sent to Department of Transportation and Infrastructure Renewal requesting more consistency

in snow removal, of all secondary roads, after a snow storm, in Richmond County.
Motion carried.

Fifteen Minute Question Period:

Mr. Joel Bowen, Chairman of the Board of Directors for DIMA approached Council to clarify the request submitted, by DIMA, for representation from Council on the DIMA Board of Directors.

Adjournment

Moved by Councillor MacNeil, seconded by Councillor Boucher that the meeting be adjourned. Motion carried.

There being no further business, Warden Boudreau adjourned the meeting at 8:34 p.m.

MINUTES RECORDED BY:

COUNCIL RECORDER:

CHAIRPERSON

CLERK