

September 2, 2014

The Municipal Council for the Municipality of the County of Pictou met in the Council Chambers of the Municipal Administration Building on Tuesday, September 2, 2014 at 7:00 p.m.

PRESENT

Dist.	1	Clr. Sally Fraser
	2	Clr. Deborah Wadden
	4	Warden Ronald Baillie
	5	Clr. Robert Parker
	6	Clr. Jim Turple
	7	Clr. David Parker
	8	Leonard Fraser
	10	Clr. Jamie Davidson
	11	Deputy Warden Andy Thompson
	12	Clr. Chester Dewar
	13	Clr. Randy Palmer
	14	Clr. Scott Johnston

ABSENT

Dist.	3	Clr. Edward MacMaster
	9	Clr. Larry Turner

IN ATTENDANCE

Julie MacPhee, Solicitor, MacIntosh, MacDonnell & MacDonald
Brian Cullen, CAO/Municipal Clerk-Treasurer
Karen Cornish, Deputy Municipal Treasurer
Carolyn MacIntosh, Deputy Municipal Clerk
Jane Johnson, Recording Secretary

PRAYER

Warden Baillie opened the meeting with a prayer.

ACKNOWLEDGEMENT

Warden Baillie acknowledged the presence of Pictou West MLA Karla MacFarlane in the Chambers, and also the presence of former Councillor M. James MacDonald

AGENDA

It was moved by Clr. D. Parker and seconded by Clr. L. Fraser that the agenda be approved as circulated.

Motion carried.

MINUTES

It was moved by Clr. Wadden and seconded by Deputy Warden Thompson that the minutes of August 5, 2014 be approved as circulated.

Motion carried.

CORRESPONDENCE

Correspondence was received and acknowledged from the following:

- (a) Min. Natural Resources – Advising that the Department is actively working with Group Savoie to discuss their concerns with hardwood sawlog supply and supports the principle that hardwood sawable products are directed to sawmills wherever feasible.
- (b) Min. Education & Early Childhood Dev. – Advising that the guidelines and criteria for the hub school model were released in July & will support the work of the community in its plan for a joint use/hub school at River John Consolidated. The motion to reconsider the original motion on the closure date will be back on the table for debate in March, 2015.
- (c) Transportation & Infrastructure Renewal :

Outlining the Department's position with regard to the MacLeod's Bridge Replacement Project and its impact on neighbouring residential and commercial properties.

Advising that the Pleasant Valley Rd., from Highway 104 at Exit 20 to the Salter Road does not warrant any change. Passing lanes are being eliminated on the Granton-Abercrombie Road (between the Abercrombie Loop Intersections) and on Route 374 at Hopewell northerly towards Stellarton.
- (d) Min. Municipal Affairs – Responding to the questions raised during the Minister's visit with Council on March 11th.
- (e) Correspondence (uncirculated) expressing appreciation for financial support has been received from the Highland Tennis Association, the Sunrise Film Festival, Feed NS, Pictou County 4-H, & the Pictou Co. Sports Heritage Hall of Fame.

MOTION – MANAGEMENT OF HARDWOOD RESOURCES

It was moved by Clr. D. Parker and seconded by Clr. L. Fraser that Council send a letter to the Minister of Natural Resources accepting his offer to meet with Council to discuss concerns with the management of the County's hardwood resources.

Motion carried.

RECOGNITION OF INDIVIDUALS & GROUPS – MARCEL D'ENTREMONT

Clr. S. Fraser addressed Council as follows:

“As the County Councillor for District 1, it is with great pleasure and pride that I offer this recognition of the great accomplishment achieved by esteemed local musician, Marcel D'Entremont. Marcel was named best overall performer at the 44th National Music Festival in Kelowna, BC, and also was awarded first place in the voice category at the competition. Marcel's humility is evidenced by his interviews; he gives others credit for his great success. While his former music teachers, community members and most certainly his parents have played roles to shape and prepare him for this great success, it is Marcel's talent and diligent work ethic that have propelled him to this level. I remember him as a student in the hallways at North Nova Education Centre, Marcel always wore a smile and had a happy, gentle disposition. As a neighbor, this same humble and kind personality is still present while Marcel returns home each year to sing at the Christmas Eve mass in Lismore. We are tremendously proud to have Marcel as an ambassador to represent our community. Marcel's set of technical and musical skills have not gone unnoticed; he is simply a master of his craft.

There is no person more deserving of the awards and acknowledgements that he has received.”

On behalf of Council Clr. S. Fraser, Warden Baillie and Deputy Warden Thompson presented parents Gerald & Linda D’Entremont with a certificate of recognition for the achievements of their son, Marcel D’Entremont.

FINANCIAL SERVICES COMMITTEE REPORT

Clr. Palmer presented the report of the Financial Services Committee as follows:

FINANCIAL SERVICES COMMITTEE REPORT

For information purposes the Financial Services Committee submits the following report on the activities of the Committee for the month of August:

1. Met with officials from the Pictou-Antigonish Regional Library and the deCoste Entertainment Centre to discuss a funding request for the completion of a feasibility study on the relocation of the Pictou Branch Library to the deCoste Centre. (Resolution to follow)
2. Discussed a recommendation from the Planning Advisory Committee for an amendment to Section 4 of the Municipality’s Wind Energy By-Law.
3. Considered several funding request. (Resolution to follow)
4. Reviewed the list of Accounts Paid for the month of July.
5. Agreed to request that a representative from Bell Aliant meet with Council to discuss the concerns of rural customers with respect to service levels.

DATED at Pictou, N.S. this 2nd day of September, 2014.

(Sgd.) Randy Palmer
Chester Dewar

MOTION

It was moved by Clr. Palmer and seconded by Clr. Dewar that the preceding resolution be adopted as presented.

Clr. R. Parker referred to item #2 and reported that he spoke with a resident this evening in regards to the 1,000 m. setback distance. If the setback distance was 800 m. would all the residents have to agree and Warden Baillie replied all the residents living within the 600 m. to 1000 m. would have to agree.

Motion carried.

PROPERTY SERVICES COMMITTEE REPORT

Clr. D. Parker presented the report of the Property Services Committee as follows:

PROPERTY SERVICES COMMITTEE REPORT

For information purposes the Property Services Committee submits the following report on the activities of the Committee for the month of August:

1. Reviewed the report of the Building Inspector, By-Law/Dog Control Officer and Warden for the month of July.
2. Agreed to write to Industry Canada expressing concern with regard to the continued lack of cellular service in rural Pictou County.
3. Discussed the servicing of the Magic Valley Theme Park property with central water and sewer.
4. Received a report that tenders have been called for upgrades to MacIntosh Drive and Maple Estates.
5. Met in closed session to discuss matters relating to legal advice eligible for solicitor-client privilege, and the security of municipal property.

DATED at Pictou, N.S. this 2nd day of September, 2014.

(Sgd.) David Parker
Jim Turple

MOTION

It was moved by Clr. D. Parker and seconded by Clr. Turple that the preceding resolution be adopted as presented.
Motion carried.

RESOLUTION – MUNICIPAL GRANTS

Clr. D. Parker presented a resolution to Council as follows:

RESOLUTION

BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council approve the payment of the following Municipal Grants:

Recreation:

Lansdowne Outdoor Rec, & Dev. Assoc.	<u>\$ 5,000.00</u>	Operating Expenses
	\$ 5,000.00	

Municipal Services:

D 1	Barney's River Stn. School Museum	\$ 1,200.00	Replacement of Front Step
D 1	Barney's River Dist. Vol. Fire Dept.	500.00	Painting Expenses
D 1	MARSA	2,500.00	Youth & Seniors Pgm. Expenses
D 9	Alma Fire Department	3,465.00	Hose & Nozzles for new Fire Truck
D 9	Abercrombie Community Centre	3,000.00	Painting, Topsoil & Grounds Mtnc.
D 9	Abercrombie Cemetery Association	4,000.00	Stone Restoration, Gravel & Mtnc.
D11	Priestville Cemetery	1,250.00	Maintenance & Upkeep Expenses

D11 Plymouth Fire Dept. Ladies Auxiliary	2,250.00	Equipment Purchase
Districts 1, 2, 3, 4, 5, 8, 10 & 12	<u>23,318.00</u>	Subsidization of St. Lights, Hall Lights & Car Pool Parking Lot
	\$41,483.00	

Council:

Pictou-Antigonish Regional Library	<u>\$ 7,500.00</u>	Pre-Design Study on new Library Facility (conditional on matching funding from the Town of Pictou
Pictou County 4-H	250.00	Transportation Expenses for Elementary students to attend the Pictou North Colchester Exhibition
	<u>\$ 7,750.00</u>	

GRAND TOTAL \$54,233.00

DATED at Pictou, NS this 2nd day of September, 2014.

(Sgd.) David Parker
Jim Turple

MOTION

It was moved by Clr. D. Parker and seconded by Clr. Turple that the preceding resolution be adopted as presented.
Motion carried.

UPDATE – MUNICIPAL ALCOHOL PROJECT

Clr. Wadden reported the Municipal Alcohol Committee has been successful in its bid for funding for the MAP project. The Committee is continuing to work on the second phase and it is important that all the municipalities in Pictou County continue to work together. There will be a second event in the fall and Jamie Smith who facilitated the first phase has agreed to return to facilitate the event. They also plan to keep the participants from the first rounds of discussions in contact with our Committee so they are aware this project is continuing and suggestions and ideas that put our policy booklet together are not just sitting on a shelf but are being used to develop phase 2 of our project and most importantly they are still in the loop. We established that binge drinking especially amongst our youth and as a focal point at our next phase and finding a way to engage our youth is crucial to our next event. So we plan to engage our youth through a workshop called “Alcohol land” which basically starts a conversation about alcohol with our youth. Representatives from our 3 high schools and hopefully the 3 Vice-Principals will be attending our next MAP meeting in September so we can develop our plan to bring this workshop to specific groups in the high schools and possibly their leadership classes with the hope that the outcome will encourage some youth representation on the Committee along with their valued input. This is a crucial component of our next phase so we are pleased to be following through on this portion project and as a Committee we had a chance to run through the concept of Alcohol land so we would have a better understanding of how these workshops will work within our 3 schools. They received a letter from Julie MacEachern concerning the privatization of alcohol retail in the province and they have another document regarding the privatization of the Nova Scotia Liquor Commission. Clr. Wadden informed Council she would have copies of these documents for the next Committee of Council meeting.

NOTICE OF MOTION – 1ST READING – WIND ENERGY BY-LAW AMENDMENT

Clr. Palmer presented the Notice of Motion 1st Reading on the Wind Energy By-Law Amendment as follows:

NOTICE OF MOTION (1st Reading)

TAKE NOTICE that the following resolution will be presented to Council for consideration on Monday, October 6, 2014.

DATED at Pictou, NS this 2nd day of September, 2014.

(Sgd.) CLR. RANDY PALMER

RESOLUTION

BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Section 4.2 of the Land Use By-Law adopted by Council on September 10, 2007 and acknowledged by the Assistant Provincial Director of Planning on October 1, 2007 be amended to read as follows:

- 4.2 No requirements apply to any development except wind turbine development which is subject to the following:

Utility Scale Wind Turbines

- o Minimum setback from residences, except residences located on the same lot as the wind turbine, shall be 1,000 metres. There is no setback requirement from the residence located on the same lot.
- o The Development Officer may grant a reduction of the 1,000 metre minimum setback from a residence to a minimum setback of 600 metres from a residence with permission from all owners of residences that are contained within the 1,000 metre setback. The permission shall be granted in a form approved by the Development Officer.
- o No reduction in minimum setbacks shall be granted if it has the impact of reducing the minimum setback for any residence within the 1,000 metre setback who has not provided permission.
- o Minimum setback from all property lines shall be one times the height of the turbine.
- o Minimum setback from the boundary of a public road shall be 300 metres (984.3 feet);

Domestic Wind Turbines

- o Minimum setback from all adjacent lot boundaries shall be one times the height of the turbine.

MOTION

It was moved by Clr. Palmer and seconded by Clr. L. Fraser that the Notice of Motion 1st Reading on the Wind Energy By-Law Amendment be approved as presented.

Motion carried. (Nay Vote: Clr. Wadden)

Clr. R. Parker asked if it was possible to have a larger forum to hold the public hearing and Warden Baillie replied that they will look into finding a larger facility.

Warden Baillie reported that it is being recommended by staff to hold a public hearing on the Wind Energy By-Law Amendment on September 29, 2014 and cautioned Council members that they have to be in attendance at the hearing in order to be eligible to vote at the second reading.

MOTION – PUBLIC HEARING

It was moved by Clr. L. Fraser and seconded by Clr. S. Fraser that a public hearing on the Wind Energy By-Law Amendment be held on September 29, 2014.

Motion carried.

Clr. R. Parker asked the procedure at the hearing and Warden Baillie replied that the Municipality has to advertise 14 days in advance of the September 29th hearing and the following week there will be another advertisement in the newspapers. If anyone is going to make a presentation at the public hearing they can send in their names prior to the hearing so they can have their names recorded. Everyone attending the public hearing has the opportunity to speak for 10 minutes on the amendment and anyone can send in a written presentation which will be recorded at the night of the public meeting. Warden Baillie reported that a petition was accepted this evening so that will be on file and presented to each Councillor prior to the October Council meeting. Council will be in attendance at the public hearing to listen to the presentations and will be able to debate the amendment at the second hearing.

Clr. R. Parker referred to the October meeting and asked if there will be debate on the second reading and Warden Baillie replied it will be open for debate by Council.

The CAO explained this amendment is not changing the Municipal Planning Strategy and it is a simple majority of those present at the hearing that is required. Planning documents normally require 8 but because there is not a concurrent amendment to the Municipal Planning Strategy whoever is present at the hearing it is a majority of those votes.

MOU MEETINGS

Clr. Wadden inquired as to when the MOU meetings with New Glasgow and Pictou have been scheduled and Warden Baillie replied that nothing has been scheduled as yet.

Clr. Wadden asked if the meetings will be held on a regular basis and Warden Baillie responded they will probably be held on an as need basis.

NOVA SCOTIA POWER INC. REPORT

Clr. Wadden asked if Council was submitting something on NSP in regards to the recently released report or individually and the CAO replied that 2 letters have already been sent to the UARB.

PICTOU COUNTY JOBS

Clr. R. Parker asked if there was an update on Sean Murray's Committee and the movement on trying to create more jobs in Pictou County.

Warden Baillie replied that Sean Murray's secretary is going to contact the CAO and hopefully he will make a presentation to Council. There has been no up update on the RENS so Warden Baillie indicated he will have to contact the CAO in Amherst on that issue.

Clr. R. Parker reported if we have not heard from Mr. Murray by next month then perhaps we should work with the other municipalities to see if we can initiate some efforts to increase the employment in this county.

Warden Baillie reported that at the last Mayors & Warden meeting they requested a meeting with the Minister and there were 3 available dates in mid-September. Warden Baillie informed Council that he heard there will be an announcement made by that Committee before the House of Assembly sits.

Clr. R. Parker commented that he was disappointed that members of this Council are not part of the process.

TERRY FOX RUN

Clr. R. Parker reported that the Terry Fox Marathon of Hope is in its 34th year and will be held on Sunday, September, 2014. Clr. R. Parker reported that 80% of the money raised goes to cancer research that has come a long way over the years. Clr. R. Parker informed Council that he will be participating in the run again this year and would welcome donations.

SIDEWALK MAINTENACE – GRASS CUTTING

Clr. Turple requested that the Director of Public Works & Development have the grass cut along the sidewalks in Lyons Brook.

MOTION – ICE BUCKET CHALLENGE

It was moved by Clr. Turple and seconded by Clr. L. Fraser that Councillors make a donation to the ALS ice bucket challenge on behalf of the former Solicitor Milton Veniot.

Motion carried.

PICTOU COUNTY FIREFIGHTERS ASSOCIATION

Clr. D. Parker reported that at the last meeting of the Pictou County Firefighters Association they passed a motion in which they wished to establish a Liaison Committee that would include 3 Councillors and 3 firefighters that would meet 2 to 3 weeks prior to their quarterly meetings. The reason for the request is to try to improve communication between the 2 groups and to speed up the response time because it takes some time to have their concerns addressed.

MOTION

It was moved by Clr. D. Parker and seconded by Clr. L. Fraser that Council form a Liaison Committee of Warden Baillie, Clr. D. Parker and Clr. Davidson with 3 members the Pictou County Firefighters Association to meet quarterly prior to the Pictou County Firefighters Association meetings.

Motion carried.

POOR TELEPHONE RECEPTION

Clr. L. Fraser asked if there was any response from Bell Aliant on the request to meet with Council and Warden Baillie replied there has been no response as yet.

MOTION – GORDON FRASER’S BUTCHER SHOP

It was moved by Clr. Dewar and seconded by Clr. Palmer that Council send a letter to the Premier, the MLAs for Pictou East and Pictou West concerning the Nova Scotia Turkey Producers Marketing Board order to Mr. Gordon Fraser to stop processing turkeys.

Clr. R. Parker reported that Mr. Fraser has been butchering for over 40 years and does a very good job as well as runs a very clean shop. It is time to change how these boards work and they were set up in the 70's when they were needed so they could have some control over marketing. Now it has gone the other way because they are the only ones that are allowed to produce anything. Mr. Fraser runs a small business who is going to be put out of business because of some board's decision and we cannot allow government bureaucrats to eliminate jobs in this county or to grow and produce local food.

Clr. D. Parker reported that Gordon Fraser's butcher shop is a small family owned business and he provides a vital service to small farms who want to raise their own food. He also felt that it was wrong for 1 person to accuse and put Gordon Fraser out of business.

Clr. L. Fraser reported that this business is part of the Fraser's operation and Gordon is the 4th generation on that farm. The livelihood is being taken away from these people and the turkeys are being slaughtered in the most humane way possible. Mr. Fraser's business is very clean and the people who go there are very happy with the service that has been provided to his customers for many years.

Clr. Dewar pointed out that Mr. Fraser was shut down at the busiest time of the time and reported that people have nowhere else to take their turkeys and chickens.

Motion carried.

PICTOU NORTH COLCHESTER EXHIBITION

Clr. Dewar reported that the Pictou-North Colchester Exhibition will be starting tomorrow, and running until September 7th and he encouraged everyone to get out and support the Exhibition.

Clr. R. Parker reported there were a lot of people at the Exhibition working very hard today to keep it up and running for tomorrow.

DR. W.A. MACLEOD RENOVATIONS

Deputy Warden Thompson reported that he was disappointed by some of the comments made by the Pictou East MLA in the newspaper regarding the renovations to the Dr. W.A. MacLeod School. The MLA's comments were not very constructive about getting the renovations completed before school opens in September. The renovations will take place over the next year and it was not expected that the renovations would be done overnight. Deputy Warden Thompson informed Council that he was speaking with the School Board today about this issue and he was really frustrated because they are trying to build a school community with students from Stellarton and Westville as well as students from the East River Valley.

MOTION

It was moved by Deputy Warden Thompson and seconded by Clr. S. Fraser that Council send a letter to the Minister of Education (with copies to the 3 local MLAs and the superintendent of the CCRSB) thanking Government for investing in the Dr. W.A. MacLeod School and asking that consideration be given to funding for needed renovations and additions to the Frank H. MacDonald School in Sutherland's River.

Clr. R. Parker pointed out that only so much construction work can be done when the students are not in school.

Motion carried.

MEETING REMINDERS

Warden Baillie reminded Council the public hearing for the wind turbines will be held on September 29th and staff will look into finding a facility.

Warden Baillie reminded Council that a Committee of Council meeting will be held on Monday, September 8, 2014.

ADJOURN

It was moved by Clr. Turple and seconded by Clr. D. Parker that the meeting adjourn.

Motion carried. (8:05 p.m.)

Ronald Baillie
Warden

Brian Cullen
Municipal Clerk