

**TOWN OF DIGBY  
REGULAR COUNCIL MEETING  
SEPTEMBER 9, 2009**

**MEMBERS PRESENT:** Mayor Ben Cleveland  
Deputy Mayor Mike Bartlett  
Councillor Jean Brittain  
Councillor Brian Manzer  
Councillor Peter Turnbull  
Councillor Danny Harvieux

**STAFF PRESENT:** Tom Ossinger, CAO  
Matthew Raymond, Director of Finance  
Susan Rice, Administrative Assistant

**REGRETS:** Councillor Ron Matsusaki

A. Mayor Cleveland called the meeting to order at 7:00 PM.

**B. AGENDA**

B.1 Approval of the agenda

**Motion:**

*Moved by Deputy Mayor Bartlett and seconded by Councillor Harvieux that the agenda of September 8, 2009, be approved with the following addition under Business Arising From the Minutes (Unfinished Business) E.4 Carving.*

Motion carried

**C. DELEGATION**

None.

**D. APPROVAL OF MINUTES OF PREVIOUS MEETING AUGUST 4, 2009**

**Motion:**

*Moved by Councillor Brittain and seconded by Councillor Turnbull that the minutes of August 4, 2009, be approved as presented.*

Motion carried

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**E. BUSINESS ARISING FROM THE MINUTES/UNFINISHED BUSINESS**

**E.1 Crow Whaler**

The CAO has not heard anything from the CAO of the Town of Kentville. The CAO will contact him in regards to the crow whaler. The air horn did not work but doesn't know how often it was used.

**E.2 Second Reading of Bylaw #2009-06 Town of Digby Streets and Sidewalk Bylaw**

A discussion was had about the number of signs per civic address.

**Motion:**

***Moved by Councillor Manzer and seconded by Councillor Turnbull that we approve the second reading of the Bylaw #2009-06 Town of Digby Streets and Sidewalk Bylaw with the amendment under Section 18 of the Streets and Sidewalk Bylaw that we omit "a maximum of 2(two)" and per "civic address".***

**Motion Carried.**

**E.3 Second Reading of Bylaw #2009-05 Town of Digby Public Places Bylaw**

Council discussed the Public Places bylaw and what is a vendor and it is very difficult to define.

**Motion:**

***Moved by Councillor Turnbull and Deputy Mayor Bartlett that we approve the second reading of Bylaw #2009-05 Town of Digby Public Places Bylaw.***

**Motion Carried.**

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E.4 Carving

The CAO will contact Mr. Janson in regards to the carving for pick up. If Mr. Janson does not want to give it to the Town, we will then discuss it at the Streets meeting.

**Motion:**

*Moved by Councillor Turnbull and seconded by Councillor Harvieux that the CAO contact Mr. Peter Janson to arrange a pick up time for the carving before the next streets meeting.*

Motion Carried

F. REPORTS

F.1 FINANCE COMMITTEE/ADMINISTRATION  
COMMITTEE

Report for August 2009 was reviewed and accepted.

**Motion:**

*Moved by Councillor Brittain and seconded by Deputy Mayor Bartlett that the accounts payable in the amount of \$267,959.27 be approved for payment for the month of August.*

Motion Carried

The motion that was going to be brought forward in regards to the oil contamination does not have to be approved because the meeting is set up for this month to discuss the cost recovery for the oil contamination spill.

**Motion:**

**Moved by Councillor Brittain and seconded by Councillor Turnbull that the general operating budget be approved in the amount of \$4,305,251.00**

Motion Carried

**Motion:**

*Moved by Councillor Brittain and seconded by Deputy Mayor Bartlett that the tax rate for the 2009/2010 fiscal year be set as follows:*

- *Residential* *\$1.92 per \$100 of assessment*
- *Residential Commercial* *\$1.92 per \$100 of assessment*
- *Commercial* *\$3.94 per \$100 of assessment*
- *Business Occupancy* *\$3.94 per \$100 of assessment*

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Councillor Manzer asked if the commercial rate could be amended to \$3.89 from \$3.94.

***Moved by Councillor Manzer and seconded by Councillor Turnbull that the commercial rate and business occupancy rate be \$3.89 per \$100 of assessment.***

**Motion Carried**

(Ayes – Mayor Cleveland, Councillor Harvieux, Brittain, Turnbull, Manzer  
Nay – Deputy Mayor Bartlett)

**Motion:**

***Moved by Councillor Brittain and seconded by Councillor Harvieux that the tax rate for the 2009/2010 fiscal year be set as amended:***

- ***Residential*** ***\$1.92 per \$100 of assessment***
- ***Residential Commercial*** ***\$1.92 per \$100 of assessment***
- ***Commercial*** ***\$3.89 per \$100 of assessment***
- ***Business Occupancy*** ***\$3.89 per \$100 of assessment***

**Motion Carried**

**Motion:**

***Moved by Councillor Brittain and seconded by Councillor Harvieux that the operating budget be amended to \$4,287,982.***

**Motion Carried**

**Motion:**

***Moved by Councillor Brittain and seconded by Deputy Mayor Bartlett that the annual residential garbage rate for the 2009/2010 fiscal year be set as follows:***

- ***\$190.00 per single family dwelling***
- ***\$190.00 per apartment unit***

**Motion Carried**

**Motion:**

***Moved by Councillor Brittain and seconded by Councillor Harvieux that simple interest at a rate of 20% per annum be applied each month on all tax arrears, and that interest at a rate of 20% per annum be applied each month on the 2009/2010 taxes as per the Town of Digby Instalment Billing Policy #2009-01. The Clerk for the Town of Digby is to be empowered to collect by warrant all outstanding taxes after the due date.***

**Motion Carried**

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**Motion:**

*Moved by Councillor Brittain and seconded by Councillor Turnbull that the fee for a tax certificate be set at \$25.00.*

**Motion Carried**

**Motion:**

*Moved by Councillor Brittain and seconded by Councillor Harvieux that an annual sewer service charge shall be \$5.05 per 1,000 gallons of water consumption in accordance with the Town of Digby bylaw respecting the regulations of sewer service charges.*

**Motion Carried**

(Ayes – Mayor Cleveland, Councillor Harvieux, Brittain, Turnbull, Manzer  
Nay – Deputy Mayor Bartlett)

**F.2 FIRE, POLICE, AND LICENSE COMMITTEE**

Report for August 2009 was reviewed and accepted as presented.

**F.3 STREETS, SEWER, AND PUBLIC PROPERTY COMMITTEE**

No report.

**F.4 TOURISM COMMITTEE**

No meeting. No report.

**F.5 TIDEVIEW TERRACE**

Tenders were opened for the new Tideview Terrace and the project manager selected the successful candidate. The letter has gone to the provincial government for final approval and hopefully they will start digging at the end of September.

**F.6 DIGBY AND AREA RECREATION COMMISSION**

No meeting. No report.

**F.7 LIBRARY BOARD**

No meeting. No report.

**F.8 WASTE CHECK**

No meeting. No report.

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**F.9 PLANNING ADVISORY COMMITTEE**

No meeting. No report.

**F.10 REGIONAL EMERGENCY MEASURES ORGANIZATION**

There was a cruiseship exercise that went very well. The Director of Finance informed Council that when Hurricane Bill and Tropical Storm Danny was heading towards Nova Scotia the current EMO Coordinator was in contact the EOC Managers informing them that he was keeping an eye on the situation and the EMO group was on standby.

**F.11 WATER COMMISSION**

No report. The big concern from the meeting was that the holes and cuts in the pavement were paved before the Wharf Rat Rally and it was done. The CAO stated that Phase I would be completed by tomorrow and then start Phase II.

**F.12 INDUSTRIAL COMMISSION**

No report.

**F.13 DIGBY AREA LEARNING ASSOCIATION**

No meeting. No report.

**F.14 SENIOR SAFETY BOARD**

No meeting. No report.

**F.15 PESTICIDE COMMITTEE**

No meeting. No report.

**F.16 ANNAPOLIS/DIGBY ECONOMIC DEVELOPMENT AGENCY**

No report. The Mayor and Director of Finance went to the meeting and it was the first time for the Director of Finance and he was very impressed with the number of projects that they are working on.

**F.17 CHIEF ADMINISTRATIVE OFFICER'S REPORT**

Report for August 2009 was reviewed and accepted as presented.

**F.18 POLICE ADVISORY BOARD REPORT**

No meeting. No report.

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**F.19 AIRPORT COMMITTEE**

No meeting. No report. The Airport had 15 planes fly in and they were very impressed with the hospitality of Digby. This was the first stop that they had a welcoming committee at.

**F.20 MAYOR'S REPORT**

Report for August 2009 was reviewed and accepted as presented.

**G. CORRESPONDENCE**

None.

**H. NEW BUSINESS**

**H.1 Terry Fox Run -- Invitation**

The Terry Fox Run Coordinators is inviting the Town Council to participate in the 2009 Terry Fox Run on Sunday, September 13, 2009.

**H.2 MOPS**

Councillor Brittain stated that the Council might get an invitation for Friday to attend the Koolaid Man that will be at the Fire Hall.

**I. QUESTION PERIOD**

None.

**J. ADJOURNMENT**

There being no further business the meeting adjourned on motion of Councillor Turnbull and Councillor Harvieux.

TIME: 7:45 p.m.

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**MAYOR**

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**CLERK**