

**DIGBY TOWN COUNCIL  
REGULAR MEETING  
MAY 4, 2009**

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

**STAFF PRESENT:** Tom Ossinger, Town Clerk  
Matthew Raymond, Deputy Clerk  
Susan Rice, Administrative Assistant

**REGRETS:**

**A. CALL TO ORDER**

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

**B. AGENDA**

**B.1 Additions/Deletions**

There were additions under correspondence G.3 Relay for Life, G.4 Resolution to Recover Expense for Fire and Emergency Services Responses on Provincial Highways of Nova Scotia, and under Business Arising from the Minutes E.2 Second Reading of rezoning properties on Sydney Street from R2 to R1.

**B.2 Approval of the agenda**

a) May 4, 2009

Moved by: Councillor Harvieux

Seconded by: Councillor Manzer

That the agenda of May 4, 2009, be approved with the following additions.

MOTION CARRIED.

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**C. DELEGATION**

**C.1 Property Valuation Services**

Debi Karrel of Property Valuation Services formerly Service Nova Scotia gave a power point presentation to Council. (See attached) She outlined to Council on the CAP Assessment and as of 2008 all residential properties in Nova Scotia are capped. Ms. Karrel stated that they are trying to set up workshops for Council and administrative staff in regards to the assessment process. After Ms. Karrel's presentation Council and the public had time to ask questions in regards to assessments, assessment appeals, and inspections. Council thanked Ms. Karrel for coming.

**D. MINUTES OF PREVIOUS MEETING**

**D.1 April 6, 2009 – Council meeting and April 15, 2009 – Special Council meeting**

Moved By: Councillor Brittain  
Seconded By: Deputy Mayor Bartlett

That the minutes of April 6, 2009, regular Council meeting and April 15, 2009, special Council meeting be approved as presented.

MOTION CARRIED.

**E. BUSINESS ARISING FROM THE MINUTES**

**E.1 Second Reading of the Regional Emergency Measures Bylaw**

Moved by: Councillor Harvieux  
Seconded by: Councillor Turnbull

That Council approve the second reading of the Regional Emergency Measures Bylaw.

MOTION CARRIED.

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**E.2 Second Reading of the Rezoning on Sydney Street from R2 to R1**

Moved by: Councillor Brittain  
Seconded by: Deputy Mayor Bartlett

That Council approve the second reading to rezone the lands of 3229925 Nova Scotia Limited (PID's 30224950, 30224976, 30224984), lands of J. Bonham (PID 30224968), lands of D. Robichaud (PID 30224992), and lands of M. Halliday (PID's 330225007, 30225015) located at Sydney Street be rezoned from multiple residential R2 to low density residential R1.

MOTION CARRIED.

**F. REPORTS**

**F.1 FINANCE COMMITTEE/ADMINISTRATION  
COMMITTEE**

Report for April 2009 was reviewed and accepted as presented.

Moved By: Councillor Brittain  
Seconded By: Councillor Harvieux

That accounts payable in the amount of \$290,821.80 be approved for payment for the month of April.

MOTION CARRIED

**A. Tangible Capital Assets**

The Deputy Clerk presented to Council a memo in regards to tangible capital assets. Discussion ensued.

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

No report was presented, due to the Chair not being able to be there and the Deputy Mayor was chairing the meeting but nothing to report.

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

Report was presented and a motion was made at the meeting to let Blue Bay Construction or any other contractor that get the tender to build the slips for the Fisherman's Wharf to use the Town's land on Queen Street by the Sewer Treatment Plant. Councillor Manzer stated that Blue Bay Construction was not awarded the tender. The tender was awarded to Larche's and Tidal will be helping with the construction therefore they do not need to use the Town land on Queen Street.

**F.4 TOURISM COMMITTEE**

No meeting. No report.

**F.5 TIDEVIEW TERRACE**

Mayor Cleveland gave a verbal update. There has been some discussion on geo thermal heating. The construction should be starting in July and the tenders should be out soon.

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

Report for April 2009 was reviewed and accepted as presented.

**F.7 LIBRARY BOARD**

No meeting. No report. Councillor Brittain stated that there is a meeting in June but will be unable to attend and would like to know if any other Councillor could attend in her place. The meeting is June 11, 2009, at 1:30 p.m. at the Yarmouth Library. Councillor Harvieux stated that if they need someone to attend the meeting that he will be available.

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**F.8 WASTE CHECK**

Report for April 2009 was reviewed and accepted as presented.

**F.9 PLANNING ADVISORY COMMITTEE**

Report for April 2009 was reviewed and accepted as presented.

Moved by: Councillor Brittain  
Seconded by: Councillor Turnbull

That the Committee recommends to Town Council to submit a request to the Province of Nova Scotia to make the Digby Court House a Provincial Heritage Property.

MOTION CARRIED.

**F.10 EMERGENCY MEASURES ORGANIZATION**

Report for April 2009 was reviewed and accepted as presented. The Joint EMO Committee is doing a static display on Saturday, May 9, 2009 from 10 a.m. to 2 p.m. at the Digby Arena.

**F.11 WATER COMMISSION**

Report for April 2009 was reviewed and accepted as presented.

**F.12 INDUSTRIAL COMMISSION**

The Mayor stated that a strategic plan will be started soon.

**F.13 DIGBY AREA LEARNING ASSOCIATION**

No report. The water line construction has started.

**F.14 SENIOR SAFETY BOARD**

Report for April 2009 was reviewed and accepted as presented. Councillor Harvieux asked Council in regards to the last paragraph in his report in regards to a letter of support for the Health Care Centre in Digby a number one priority. Discussion ensued.

**F.15 PESTICIDE COMMITTEE**

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No meeting. There is a meeting scheduled for May 20, 2009.

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

Mayor presented a verbal report. ADEDA presented the action plan that is going forward for the next year and I would suggest visiting their website to look at their accomplishments. There is no cost to businesses to post their names on the ADEDA website.

**F.17 CLERK TREASURER'S REPORT**

No report.

**F.18 POLICE ADVISORY BOARD REPORT**

No meeting.

**F.19 AIRPORT COMMITTEE**

No meeting. There will be a meeting this Thursday evening.

**F.20 MAYORS REPORT**

Report for April 2009 was reviewed and accepted as presented. The facilitator from the Council retreat sent a report to the Town Clerk and Mayor. The action plan will be sent out to all Council members.

**G. CORRESPONDENCE**

**G.1 ADMIRAL DIGBY MUSEUM**

A letter from the Admiral Digby Museum Trustees was presented to Council in regards to a Farmers Market. The Council stated that we send a letter to wish them well.

**G.2 TOWN CRIER**

The Town Clerk presented an email from Peter Davies in regards to being appointed as an Honorary Town Crier for the Town. The cost per event will be \$35.00. Discussion ensued. The Deputy Mayor will contact the CAO in the

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Town of Annapolis in regards to the Town Crier and also find out what the difference between an official town crier and an honorary town crier is. The Deputy Mayor will find out the information and bring back his findings to Council.

**G.3 RELAY FOR LIFE**

Moved by: Councillor Brittain  
Seconded by: Councillor Harvieux

That Council approve the Relay for Life team be approved to use the mobile generator from the Works Department for June 12 and 13, 2009.

**G.4 RESOLUTION TO RECOVER EXPENSES FOR FIRE AND EMERGENCY SERVICES RESPONSES ON PROVINCIAL HIGHWAYS OF NOVA SCOTIA**

The Town Clerk stated that he presented the resolution for anyone that will be attending the UNSM Conference and that it will be discussed at the conference.

**H. NEW BUSINESS**

**H.1 DEED TRANSFER TAX**

The Deputy Clerk presented an email to Council in regards to the method of collection of deed transfer tax. The process to change it would be as follows:

1. Repeal old Deed Transfer Tax Bylaw and implement a new Deed Transfer Tax Bylaw.
2. Letter to Minister of Service Nova Scotia requesting approval from Minister to appoint the Registrar of Deeds as agent and collector of this tax.
3. Notify Nova Scotia Barristers Society of the change in method of collection of the tax.

Discussion ensued. Council asked if there was a cost involved. The Deputy Clerk stated there are no associated costs to change it.

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Moved by: Councillor Harvieux  
Seconded by: Deputy Mayor Bartlett

That the Council approve the first reading of the Bylaw #2009-04 The Deed Transfer Tax Bylaw as presented.

MOTION CARRIED.

**H.2 Western Counties Regional Library**

The WCRL is request a \$50 donation to help defray the costs of a refreshment break for the annual conference of the Library Boards Association of Nova Scotia.

Moved by: Councillor Brittain  
Seconded by: Councillor Matsusaki

That Council approve the \$50.00 donation to help defry the cost of a refreshment break for the annual conference.

MOTION CARRIED.

**H.3 ANNAPOLIS ROYAL WATERFRONT DEVELOPMENT**

The Mayor was presented a letter from Mayor Phil Roberts of the Town of Annapolis Royal in regards to the Annapolis Royal Waterfront Development. They are requesting a letter of support as well as a financial contribution of \$5,000.

Moved by: Deputy Mayor Bartlett  
Seconded by: Councillor Harvieux

That Council refer it to budget.

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MOTION CARRIED.

**H.4 VON WEEK – MAY 17 – 23, 2009**

The Mayor proclaimed May 17 -23, 2009 as VON Week in the Town of Digby.

**H.5 NESTLE WATERS CANADA**

A letter was presented to Council from Nestle Waters Canada to promote the use of bottled waters. The Mayor stated that he had a citizen of Town ask him if they were going to ban the use of bottled water in Town because when he/she went to the cancer lodge they told him/her to drink bottled water during the treatment.

**H.6 NORTH AMERICAN OCCUPATIONAL SAFETY AND HEALTH WEEK**

The Mayor proclaim May 3-9, 2009, as North American Occupational Safety and Health Week in the Town of Digby.

**H.7 SEWAGE TREATMENT PLANT REPORT**

Moved by: Deputy Mayor Bartlett  
Seconded by: Councillor Turnbull

That Council approve the Sewage Treatment Plant Report from Hiltz and Seamone.

MOTION CARRIED.

The Town Clerk stated that we received \$2.3 million last Thursday from the Building Canada Fund.

Councillor Matsusaki left at 8:50 p.m.

**H.13 In Camera – Contract Negotiations and Casey Fisheries**

Moved by: Councillor Turnbull

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Seconded by: Councillor Brittain

That Council move to go into "In Camera".

MOTION CARRIED.

Council resumed to the regular scheduled meeting.

Moved by: Councillor Brittain  
Seconded by: Councillor Harvieux

That the Town enter into a contract with Gloria Banks of Grant Thornton to be our project advisor and consultant during the implementation on a time base fee structure.

That the Town contract with Christina Snell to take on the project of identifying and valuing our current tangible capital assets at the wage rate discussed in camera, for a term estimated to be 4 or 6 months.

That the Town have regular planning meetings before and during the project with Gloria Banks and key staff members from each department to ensure effective communication among all parties throughout the project.

MOTION CARRIED

**I. QUESTION PERIOD**

None.

**J. ADJOURNMENT**

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

TIME: 9:42 p.m.

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MAYOR

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TOWN CLERK