

**TOWN OF DIGBY
REGULAR COUNCIL MEETING
TOWN HALL
June 6, 2016**

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

STAFF PRESENT: Tom Ossinger, Chief Administrative Officer
Matthew Raymond, Director of Finance
Leslie Young, Executive Assistant
Richard Parry, Special Constable/By law
Enforcement Officer

REGRETS:

A. ROLL CALL/CALL TO ORDER

The Mayor called the meeting to order at 6:00 p.m.

B. PUBLIC HEARING

B.1 Development Agreement with Southwest Development (2006) Ltd.

1. Call order by Mayor Cleveland

2. Opening Remarks

a) Development Agreement between Southwest Developments (2006) Ltd. At 100 Montague Row PID #30229637 and the Town of Digby to permit the development of a 16 unit apartment building.

Chris Millier the Town planner presented an overview of the proposed development. The proposed development fits well into the Municipal planning strategy.

b) Proposed housekeeping amendments to the Land Use By-Law.

Chris Millier the Town planner reviewed the housekeeping amendments that are needed to allow residential dwellings above or behind any commercial use to a maximum of 4 units, and to amend the definition of "lounge" to be redefined

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as "licensed establishment" and the inclusion of "licensed establishment" as a permitted use in the Commercial Downtown zone, Commercial General zone, Commercial resort zone, Institutional Zone and the Public Open spaces zone.

3. Acceptance of Written Submissions

None were submitted.

4. Acceptance of Oral Submissions

None were presented.

5. General Discussion

Nothing further was discussed.

6. Adjournment

Motion:

Moved by Councillor Turnbull and seconded by Councillor Bartlett that the meeting be adjourned.

Motion Carried.

C. AGENDA

C.1 Additions/Deletions

One addition to the Agenda under New Business J.2 Budget Report.

C.2 Agenda

Motion:

Moved by Councillor Bartlett and seconded by Councillor Turnbull that the Agenda of June 6, 2016 be approved with one addition to New Business J.2 Budget Report.

Motion Carried.

D. DELEGATION AND PRESENTATIONS

D.1 None.

E. MINUTES OF PREVIOUS MEETING

E.1 May 2, 2016

Motion:

Moved by Deputy Mayor Brittain and seconded by Councillor Bartlett that the Minutes of May 2, 2016 be approved as presented.

Motion Carried.

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E.2 May 16, 2016 Special Council Meeting

Motion:

Moved by Deputy Mayor Brittain and seconded by Councillor Harvieux that the Minutes of May 16, 2016 Special Council Meeting be approved as presented.

Motion Carried.

F. BUSINESS ARISING FROM THE MINUTES/UNFINISHED BUSINESS

F.1 Amendment to the Land Use By-Law Second Reading.

Motion:

Moved by Councillor Handspiker and seconded by Councillor Turnbull that Council approve the Amendments to the Land Use By-Law Second and final reading.

Motion Carried.

F.2 Development Agreement Southwest Development (2006) Ltd. Second Reading.

Motion:

Moved by Deputy Mayor Brittain and seconded by Councillor Harvieux that Council approve the Development Agreement with Southwest Development (2006) Ltd for second and final reading.

Motion Carried.

F.3 Vending License

The vending application has been previously discussed and is being brought back to Council for further discussion. The Council should discuss locations which they wish to allow vending and at what fee. Discussion ensued as a trial they will allow the Vending along Shore Road near the Pines Hotel and will charge the current annual fee of \$500.00 this is just a trial for this year Council will need to discuss this again for the next year.

Motion:

Moved by Councillor Harvieux and seconded by Councillor Turnbull that the Vending License for Margaret Gray be approved for the 2016/17 Year at a cost of \$500.00 to be located along Shore Road directly beside the Pines Hotel.

Motion Carried.

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G. REPORTS

G.1 Chief Administrative Officer Report

The CAO updated Council on the promenade replacement project will commence after Labor Day and should be completed by the end of October. The e-voting By-Law has been drafted and reviewed by our legal counsel and is being presented tonight for first reading. The water main project should begin the second week of June. The Bell Mobility best in class wireless communications agreement has been reviewed by legal counsel and some comments and suggestions were made by legal counsel and the CAO would like to review these comments and suggestions with Bell prior to coming back to Council for consideration. The Smith's Cove wastewater facility was discussed with the two municipal units the need for potable water at the site from an Occupational Health and Safety perspective currently there is no washroom or emergency shower on site preliminary cost estimates for the washroom and shower would be approximately \$12,000 which would be a 50/50 cost sharing between the two municipal units this item will be added to the Capital Budget for consideration. Also discussed was at least one and possibly two compressors in the blower house have to be upgrades to a larger size to accommodate the air requirements to combat higher BOD and suspended solids during warmer periods these items will be priced and added to the Capital Budget for consideration. And a new Deputy Minister of Municipal Affairs has been appointed.

G.2 Committee of the Whole Report

The Committee of the Whole report is included in the package. There Are three motions coming forward tonight from the Committee of the Whole.

Motion:

Moved by Councillor Harvieux seconded by Councillor Bartlett that Council decline the request to enter into a rental agreement for the Heritage Center by the Digby Lions Club.

Motion Carried.

Motion:

Moved by Deputy Mayor Brittain and seconded by Councillor Turnbull that Council approve the Administrative Policy # 2016-005 respecting the Appointment of the Traffic Authority.

Motion Carried.

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Motion:

Moved by Councillor Handspiker and seconded by Deputy Mayor Brittain that Council approve the \$250.00 sponsorship for the Spring into Summer Event.

Motion Carried.

G.3 Digby Area Recreation Commission Report

The report is included with in the package.

H. CORRESPONDENCE

H.1 None.

I. NOTICE OF MOTIONS

I.1 None.

J. NEW BUSINESS

J.1 2016 Municipal Election

a) Alternative Voting By-Law

The By-Law presented tonight is a Draft By-Law we used a template from Halifax Regional Municipality the Draft was reviewed by legal counsel and then we did some customizing for the Town of Digby for the forms that are attached to the By-Law.

Motion:

Moved by Councillor Harvieux and seconded by Councillor Handspiker that the Alternative Voting By-Law be approved for first reading.

Motion Carried.

b) Returning Officer Report

The Municipal Election act requires Council to select a day to begin advance polling it can either be either Thursday or Saturday and the advance polling day will be a continuous until ordinary polling day Saturday October 15, 2016.

Motion:

Moved by Councillor Harvieux and seconded by Councillor Turnbull that Council approve Thursday October 6, 2016 as the beginning of Advance Polling Day.

Motion Carried.

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J.2 Budget Committee Report

The Budget Committee report is coming forward for approval.

Motion:

Moved by Deputy Mayor Brittain and seconded by Councillor Bartlett that Council approve the 2016/17 Town of Digby Operating Budget in the amount of \$4,140,329.

Motion Carried.

Motion:

Moved by Councillor Manzer and seconded by Councillor Harvieux that Council approve the 2016/17 Solid Waste Rate be \$244.46 per dwelling unit.

Motion Carried.

Motion:

Moved by Councillor Bartlett and seconded by Deputy Mayor Brittain that Council approve the 2016/17 sewer rate be \$5.95 per 1000 gallons of water use.

Motion Carried.

Motion:

Moved by Councillor Harvieux and seconded by Councillor Bartlett that Council approve the 2016/17 residential tax rate of \$1.99 per \$100 of assessment that resource tax rate be \$1.99 per \$100 of assessment that the commercial tax rate be \$4.24 per \$100 of assessment.

Motion Carried.

Motion:

Moved by Councillor Turnbull and seconded by Councillor Handspiker that Council approve the 2016/17 tax certificate fee be \$40.00.

Motion Carried.

Motion:

Moved by Councillor Handspiker and seconded by Councillor Harvieux that Council approve the 2016/17 Dog Tax be \$20.00 Spayed/Neutered and \$25.00 not Spayed/Neutered.

Motion Carried.

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Motion:

Moved by Deputy Mayor Brittain and seconded by Councillor Handspiker that Council approve the 2016/17 simple interest rate of 20% per annum for each month on all tax arrears.

Motion Carried.

K. IN CAMERA

K.1 None.

L. ADJOURNMENT

Motion:

There being no further business the meeting adjourned on motion of Councillor Handspiker and seconded by Councillor Harvieux at 6:55 p.m.

Motion Carried.

MAYOR

CLERK