

**DIGBY TOWN COUNCIL  
REGULAR MEETING  
MONDAY November 5, 2018  
COUNCIL CHAMBERS  
6:00 PM**

**MEMBERS PRESENT:** Mayor Ben Cleveland  
Councillor Mike Bartlett  
Councillor Peter Turnbull  
Councillor Danny Harvieux

**STAFF PRESENT :** Tom Ossinger, Chief Administrative Officer  
Leslie Brinton, Executive Assistant

**REGRETS:** Deputy Mayor Jean Brittain  
Matthew Raymond, Director of Finance

**A. CALL TO ORDER**

Mayor called the meeting to order at 6:00 PM

**B. PUBLIC HEARINGS**

**C. AGENDA**

**C.1 Additions/Deletions**  
None.

**C.2 Approval**  
**Motion**  
***Moved by Councillor Harvieux and seconded by Councillor Bartlett that the Agenda of November 5, 2018 be approved as presented.***  
**Motion Carried.**

**D. DELEGATIONS & PRESENTATIONS**

**D.1 Gary Ferguson MJM Energy Limited-Home warming program**

Mr. Gary Ferguson thanked Mayor and Council for the opportunity to come and speak about the Home warming program that is available to low income home owners. The reason Mr. Ferguson came to speak to Council this evening is that there are homes that have been identified that can take advantage of the program and services being offered. However they are not able to go door to door to see if people qualify those in need will need to make the contact with the home warming folks and go forward from there. Councillor Harvieux suggested that the contact information and handouts be given also to the Senior Safety Coordinator she is out in the community as well visiting seniors and may know of someone that could take advantage of the program. Council thanked Mr.

Ferguson for coming and presenting to Council and will be glad to spread the word to folks in the community.

**E. MINUTES OF PREVIOUS MEETING**

**E.1 October 1, 2018**

**Motion:**

***Moved by Councillor Harvieux and seconded by Councillor Turnbull that the Minutes of October 1, 2018 be approved as presented.***

**Motion Carried.**

**F. BUSINESS ARISING FROM THE MINUTES**

**F.1 Former Provincial VIC Building**

Mayor Cleveland was speaking to MLA Gordon Wilson about this property they are expecting the Town of Digby to make an offer. The CAO was also expecting to hear from the Province on a possible MOU for the use of the building and no contact as of yet. The CAO left this on the Agenda to see if Council has determined a use for the space if the Town was to obtain the property and to date there are no possible uses determined for that location.

**G. REPORT**

**G.1 Chief Administrative Officer**

The Chief Administrative Officer report was distributed to Council for review. The lease of the First Avenue property to Bell will be further discussed under New Business however the CAO wanted to make Council aware that the lease has been vetted by both legal counsels. The DATA Accelerated Market Readiness program report is now available on the Digby Cloud for review. Arrangements have been made with Harvey Sawler to come and attend the November Committee of the Whole meeting to review the report with Council. REMO held a table top exercise on October 24, 2018 which went well. All key positions on the ECC teams for both units are now filled with personnel. The One-third Tax Exemption that is being discussed will require amendments to the Council Remuneration policy. It appears that most units are opting to increase salary to reflect the change in taxation. The CAO recently attended the AMA Annual Conference in Baddeck the conference was well attended and it has been decided to hold more than two CAO sessions which is the current practice as there were many items discussed. There are a couple of training sessions being held in November if you are interested in the session please let the Executive Assistant know so that arrangements can be made. The ad for a citizen member for the Audit Committee is closing on November 7<sup>th</sup> to date we have received one application. The School crossing sign was vandalized and has been reported to the RCMP. New signage has been ordered and will be installed at the school crossing on Victoria Street in the next few weeks.

**G.2 Committee of the Whole Report**

The Committee of the Whole report was distributed for review.

**Motion:**

***Moved by Councillor Bartlett and seconded by Councillor Harvieux that Council approve the engraving at the Fishermen's Memorial monument increase to \$250.00.***

**Motion Carried.**

**G.3 Digby Area Recreation Commission Report**

The reports were included with the package.

**G.4 Nominating Committee Report**

The Nominating Committee is recommending that the vacant Tide view Terrace Board position be filled with Roberta Potter to fill a vacant position.

**Motion:**

***Moved by Councillor Turnbull and seconded by Councillor Bartlett that Roberta Potter be appointed to fill the remainder of Arnold Trask's three year term ending on July 31, 2021.***

**Motion Carried.**

**G.5 Library Report**

The report was included with the package.

**H. CORRESPONDENCE**

**H.1** None.

**I. NOTICE OF MOTIONS**

**I.1** None.

**J. NEW BUSINESS**

**J.1 Vending and Licensing By-Law Second and Final Reading**

Mayor Cleveland asked Council for any input into the second and final reading of the Vending and Licensing by law being presented there were no comments from Council. Matthew Bent and Frank Garron came to address some concerns they has regarding the by law. The concerns that were expressed were why is the Town stopped organizations from selling wares at the Wharf Rat Rally festival. Mayor Cleveland explained to that this is a By-law that will not apply solely to the Wharf Rat Rally and this is a replacement of an existing By-law. Mayor Cleveland explained that the Town of Digby Residents do not want any vendor selling wares that directly benefit criminal organizations. The Town of Digby is not banning motorcycle clubs from selling wares at the festival unless they have been identified by the Courts as an organization that supports criminal activity. Matthew asked if a petition was to come forward on this matter would that reverse or change the By-law. Mayor Cleveland explained that if the petition came from residents of the Town of Digby with civic number and names to clearly identify residents than Council would discuss the concerns. The Chief Administrative Officer read a section 15.8 a, b, c if you are not able to comply with part a part C will not matter. Council thanked Mr. Garron and Mr. Bent for attending the meeting to discuss their concerns and make clear some of the misunderstandings of the By law and how it does not pertain specifically to Wharf Rat Rally.

**Motion:**

***Moved by Councillor Harvieux and seconded by Councillor Turnbull that the Vending and Licensing By law be approved as presented for second and final reading.***

**Motion Carried.**

**J.2 Respecting Outdoor Fires By-law second and Final Reading**

**Motion:**

***Moved by Councillor Turnbull and seconded by Councillor Bartlett that the By Law Respecting Outdoor Fires in the Town of Digby be approved as presented for second and final reading.***

**Motion Carried.**

**J.3 Bell Canada Lease Agreement**

The draft Bell lease has been reviewed by Bell and the solicitor and those amendments are being presented here tonight for review.

**Motion:**

***Moved by Councillor Harvieux and seconded by Councillor Bartlett that the Bell Canada lease agreement be approved as presented.***

**Motion Carried.**

**J.4 Tender-Equipment Lease-4 WD backhoe**

We received four tenders for the lease of the 4 WD backhoe loader. The tender were evaluated by staff and the recommendation coming forward tonight is for the lease of the Toromont Cat.

**Motion:**

***Moved by Councillor Turnbull and seconded by Councillor Harvieux that the Toromont Cat be awarded the tender for the equipment lease of a 4WD backhoe loader based on a 3 year/3000 hours lease with full machine warranty (all parts, labour, travel included) with a residual buy out at the end of the lease and monthly payments of \$1671.65 plus HST.***

**Motion Carried.**

**K. IN CAMERA**

**K.1 Surplus Fire Truck**

**Motion:**

***Moved by Councillor Harvieux and seconded by Councillor Bartlett that Council move to In Camera.***

**Motion Carried.**

Council moved out of In Camera.

**L. ADJOURNMENT**

**Motion:**

***Motion for adjournment was moved by Councillor Harvieux and seconded by Councillor Turnbull at 7:10 P.M.***

**Motion Carried.**