

**DIGBY TOWN COUNCIL  
REGULAR MEETING  
MONDAY April 1, 2019  
COUNCIL CHAMBERS  
6:00 PM**

**MEMBERS PRESENT:** Mayor Ben Cleveland  
Deputy Mayor Jean Brittain  
Councillor Peter Turnbull  
Councillor Danny Harvieux

**STAFF PRESENT :** Tom Ossinger, Chief Administrative Officer  
Leslie Brinton, Executive Assistant  
Matthew Raymond, Director of Finance

**REGRETS:** Councillor Mike Bartlett

**A. CALL TO ORDER**

Mayor Cleveland called the meeting to order at 6:00 PM

**B. PUBLIC HEARINGS**

**B.1** None.

**C. AGENDA**

**C.1 Additions/Deletions**

Three additions to the Agenda under New Business J.9 Update on the Pines Hotel J.10 Dr. Recruitment update and J.11 Aquaculture announcement.

**C.2 Approval  
Motion**

*Moved by Councillor Harvieux and seconded by Councillor Turnbull that the Agenda of April 1, 2019 be approved with three additions under New Business J.9 Digby Pines update J.10 Dr. Recruitment update and J.11 Aquaculture announcement.  
Motion Carried.*

**D. DELEGATIONS & PRESENTATIONS**

**D.1** None.

**E. MINUTES OF PREVIOUS MEETING**

**E.1** March 11, 2019

**Motion:**

*Moved by Councillor Harvieux and seconded by Deputy Mayor Brittain that the Minutes of March 11, 2019 be approved as presented.  
Motion Carried.*

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

**F.1 FCM Climate Change Staffing Grants and amended request**

Council has already approved \$2,000 for the cost sharing of the FCM Staffing grant request they are now coming back with a modified request for that grant and are asking for an additional grant of \$1,000 to cover the MERC costs this will bring the total request to \$3,000. For the current year staffing grant.

**Motion:**

***Moved by Deputy Mayor Brittain and seconded by Councillor Turnbull that an additional grant of \$1,000. Be granted for the FCM Staffing grant request for the 2019/20 fiscal year.***

**Motion Carried.**

**G. REPORT**

**G.1 Chief Administrative Officer Report**

The CAO report was distributed for Council review and was included in the distribution package. The CAO discussed with Council a Development Agreement Application that was received for the east side of Second Avenue between Saint Mary's Street and Saint George Street. This development would require opening the section of Second Avenue and an investment on behalf of the Town for sewer and water lines and preparation of a road surface currently there has been some land clearing and some survey work done. The majority of work required with the exception of the water main and services can be done by public works department. The Town planner is asking for Council to make a comment on the adequacy of sewer and water services, adequacy of road networks adjacent to or leading to the development and the financial capacity of the Town to absorb any costs relating to the development.

**Motion:**

***Moved by Councillor Harvieux and seconded by Councillor Turnbull that Council commit the financial capacity to absorb any costs relating to the development on the east side of Second Avenue between Saint Mary's Street and Saint George Street.***

**Motion Carried.**

The CAO discussed the status of the Farmers Market currently they have reserved their name "The New Digby Farmers & Artisans Market Organization" they have registered with the Registry of Joint Stocks as a not for profit organization and are members of the Farmers Market of Nova Scotia and in the process of obtaining insurance. They have drafted conflict resolution and guiding principles and vending regulations and guidelines from the Nova Scotia Food Safety Guidelines for Public Markets they have been very busy and this is great to see all the work that has gone into the Market. The CAO has a resolution coming forward for Council consideration under New Business. The CAO received correspondence from Fairway Insurance on the Mount Street Lease and will be coming up under New Business for Council consideration. The CAO discussed a complaint concerning the recent tax sale of the property at 91 Second Avenue from the Ombudsman that will be further discussed In Camera.

**G.2 Digby Area Recreation Commission Report**

The DARC reports were included in the package for Council review.

**G.3 Budget Committee Report**

**Motion:**

***Moved by Councillor Turnbull and seconded by Deputy Mayor Brittain that Council approve the following 2019/20 fiscal year Grants to Organizations:***

<b><i>Digby Foodbank</i></b>	<b><i>\$5,000.00</i></b>
<b><i>Digby Foodbank</i></b>	<b><i>\$ 575.00 (By policy)</i></b>
<b><i>South West Nova (Juniper House)</i></b>	<b><i>\$1,000.00</i></b>
<b><i>Wharf Rat Rally</i></b>	<b><i>\$5,000.00</i></b>
<b><i>Friends of Feral</i></b>	<b><i>\$1,000.00</i></b>
<b><i>Lobster Bash</i></b>	<b><i>\$5,000.00</i></b>
<b><i>Digby Area Tourism Association</i></b>	<b><i>\$5,000.00</i></b>
<b><i>Digby Scallop Days</i></b>	<b><i>\$5,000.00</i></b>
<b><i>Trinity Anglican Church</i></b>	<b><i>\$ 500.00</i></b>
<b><i>Downtown Business Association</i></b>	<b><i>\$4,000.00</i></b>
<b><i>Total amount</i></b>	<b><i>\$32,075.00</i></b>

**Motion Carried.**

**G.4 Committee of the Whole Special Meeting Report**

At the recent special meeting of the Committee of the Whole with the Fire Department there are three recommendations coming forward for Council discussion and approval.

**Motion:**

***Moved by Deputy Mayor Brittain and seconded by Councillor Harvieux that Council commence the process of having the Original Fire Hall building demolished and to give the Digby Fire Department 30 days' notice to remove their items stored in that building including the gym equipment and the items used by Harold Dugas.***

**Motion Carried.**

**Motion:**

***Moved by Councillor Turnbull and seconded by Councillor Harvieux that Council authorize the CAO to continue the following ongoing mitigation measures:***

- 1. Ongoing, regular surveying to verify if deflection is occurring or not.***
- 2. Restrict use to Fire Department Emergency Use during High Winds.***
- 3. Restrict use to Fire Department Emergency Use when snow accumulated on the roof.***

**Motion Carried.**

**Motion:**

***Moved by Councillor Turnbull and seconded by Deputy Mayor Brittain that Council determine a site for the new facility and to begin the process to acquire the selected parcel of land known if not already owned by the Town.***

**Motion Carried.**

Council give direction to the CAO to being discussion with the land owner identified for a proposed site location.

**H. CORRESPONDENCE**

**H.1 None.**

**I. NOTICE OF MOTIONS**

**I.1** None.

**J. NEW BUSINESS**

**J.1 Wharf Rat Rally-amended request-Kitchen Party/Street Dance**

Amended correspondence has come from the Wharf Rat Rally for the kitchen party and street dance in summary they are asking that the location originally requested be shortened to the southernmost part of Water Street, between the Wharf Rat Rally headquarters and Church Street, the shortening of the time to 7 to 10 Pm and a better explanation of the purpose of the event.

**Motion:**

***Moved by Councillor Harvieux and seconded by Councillor Turnbull that Council approve the Wharf Rat Rally request for the Kitchen Party/Street Dance 2019 proposal as amended.***

**Motion Carried.**

**J.2 Digby Area Health Services Charitable Foundation**

Mayor Cleveland received correspondence from the Digby and Area Health Services Foundation asking if Council is interested in purchasing tickets for the upcoming gala dinner if anyone is interested in attending the policy will allow you to purchase and attend this event if you wish to attend.

**J.3 Renew of Mount Street Lease**

This renewal of the Mount Street lease is coming forward tonight asking for Council to consider the renewal of the 10 year lease of the Mount Street extension as presented.

**Motion:**

***Moved by Deputy Mayor Brittain and seconded by Councillor Harvieux that Council agree to renew the 10 year lease of the Mount Street extension.***

**Motion Carried.**

**J.4 Lobster Bash 2019 In Kind Requests**

At the recent meeting of the Budget Committee the recommendation was to approve the grant to organizations as determined and now this is the seconded part of the Grant to Organization the In Kind Requests. The CAO has compiled a list of the In Kind requests from each of the three festivals.

**Motion:**

***Moved by Councillor Harvieux and seconded by Deputy Mayor Brittain that Council approve the Lobster Bash 2019 In kind requests as presented.***

**Motion Carried.**

**J.5 Scallop Days 2019 In Kind Requests**

The Digby Scallop Days In Kind Request is coming forward. Councillor Harvieux asked about the request for the financial assistance for the opening band we may want to omit this request and consider it as part of the financial grant that has been awarded.

**Motion:**

***Moved by Councillor Turnbull and seconded by Deputy Mayor Brittain that Council approve all the Digby Scallop Days 2019 In Kind Requests with the exception of the Financial Assistance for the Opening Band.***

**Motion Carried.**

**J.6 Digby Scallop Days Firearms Bylaw Exemption Resolution**

This is the same request as the 2018 year and it just needs to be redone each year as an exemption to the current bylaw.

**Motion:**

***Moved by Councillor Harvieux and seconded by Councillor Turnbull that be it therefore resolved that the provision of the Town of Digby Firearms By-Law # 2006-04 be waived for the 2019 Scallop Days Festival, specifically the use of bluster guns with black powder.***

**Motion Carried.**

**J.7 Wharf Rat Rally – 2019 In Kind Requests**

The CAO has provided Council with a summary of the In Kind Requests and will be sending out to the festivals a copy of the required vending licencing permits that are required.

**Motion:**

***Moved by Councillor Turnbull and seconded by Deputy Mayor Brittain that Council approve the Wharf Rat Rally 2019 In Kind Requests as presented.***

**Motion Carried.**

**J.8 Farmers Market Resolution**

This resolution is required to enable the New Digby Farmers & Artisans Market Organization an annual permit and the designated space and days of the week in which the Farmers Market can operate.

**Motion:**

***Moved by Councillor Turnbull and seconded by Councillor Harvieux that:***

***Whereas “The New Digby Farmers & Artisans Market Organization” has organized to hold a Farmers Market in Downtown Digby:***

***And whereas the “The New Digby Farmers & Artisans Market Organization” wishes to hold a Farmers Market on Friday and Sunday of each week at 10:00 AM to 3:00 PM from May to October inclusive: excluding event weekends of Lobster Bash, Scallop Days and Wharf Rat Rally.***

***And whereas under the Vending & Licensing Bylaw of the Town of Digby a Farmers Market Permit would be required;***

***And whereas a resolution of Council is required to designate a Farmers Market in a Public Space;***

***Therefore be it resolved that Council approve the issuance of an annual Farmers Market Permit(s) to The New Digby Farmers & Artisans Market Organization to hold a weekly Farmers Market on Fridays and Sundays at 10:00 AM to 3:00 PM from May to October inclusive, excluding event weekend of Lobster Bash, Scallop Days and Wharf Rat Rally under the terms and conditions outlined in the Town of Digby Vending and Licensing By-law # 2018-02;***

***And therefore be it resolved that the designated area for the Farmers Market shall be on Admirals Walk green space south of Church Street to the Visitor Information Centre.***

**Motion Carried.**

**J.9 Digby Pines Resort Update**

Mayor Cleveland advised Council that a sale agreement has been signed and an official announcement will be coming.

**J.10 Dr. Recruitment Update**

Mayor Cleveland advised Council that a Nurse Practitioner will be coming to Digby to do some work here for Digby.

**J.11 Aquaculture Announcement**

Mayor Cleveland advised Council there will be an announcement coming in the days ahead involving infrastructure and it will benefit the Digby area.

**- K. IN CAMERA**

**K.1 Legal**

**Motion:**

***Moved by Councillor Harvieux and seconded by Deputy Mayor Brittain that Council move to In Camera.***

**Motion Carried.**

Council moved out of In Camera

**L. ADJOURNMENT**

**Motion:**

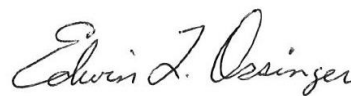
***Motion for adjournment was moved by Councillor Harvieux and seconded by Councillor Turnbull at 7:19 P.M.***

**Motion Carried.**



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Mayor



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Clerk