



STAFF REPORT

TO: Council

FROM: Erin Hartley, Director of Corporate Services

APPROVED BY: Trudy Payne, Chief Administrative Officer

DATE: November 23, 2020

SUBJECT: Associations, Boards and Committees - Council Member Appointments

ORIGIN

When a new Council is elected, representatives on Associations, Boards and Committees are appointed.

BACKGROUND

Part of Council’s roles and responsibilities is to be involved in the Associations, Boards and Committees that contribute to our communities and Council’s decision making.

DISCUSSION

Requests for appointments to the following committees were received:

- Shelburne County Arena Board – second Council member
 - Councillor Coole was already appointed on November 9, 2020
- Eastern Shelburne County Accessibility Advisory Committee
- Western Region Crown Land Stakeholder Interaction Committee
- Shelburne County Mental Health & Wellness Committee

Committee descriptions are attached for review and consideration.

For discussion purposes, Councillor McIntyre has expressed interest in the Arena Board, Councillor Thorburne Irvine has expressed interest in the Crown Land Committee and Warden Smith has expressed interest in the Mental Health & Wellness Committee. The Accessibility Committee would benefit from a member with a disability or an understanding of persons with disabilities.

RECOMMENDATION

THAT Council of the Municipality of the District of Shelburne appoint RON COOLE and _____ as the Municipality’s Council Representatives on the Shelburne County Arena Association.

THAT Council of the Municipality of the District of Shelburne appoint _____ as the Municipality's Council Representative on the Eastern Shelburne County Accessibility Advisory Committee.

THAT Council of the Municipality of the District of Shelburne appoint _____ as the Municipality's Council Representative on the Western Region Crown Land Stakeholder Interaction Committee (Deforestation).

THAT Council of the Municipality of the District of Shelburne appoint _____ as the Municipality's Council Representative on the Shelburne County Mental Health and Wellness Committee.

ATTACHMENTS

Committee Descriptions

SHELBURNE COUNTY ARENA ASSOCIATION

The Shelburne County Arena Association is collectively accountable to the community, funders and other stakeholders. They are accountable for the Association's performance in relation to its strategic objectives, and for the effective stewardship of financial and human resources. They oversee all of the Arena operations from hiring staff to developing the operational budget, applying for grants and strategic planning.

The board meets once a month, usually the second Thursday of the month, at 4:30pm in the Arena warm room.

Eastern Shelburne County Accessibility Advisory Committee
Terms of Reference

1.0 Purpose

The Eastern Shelburne County Accessibility Advisory Committee's (AAC) role is to assist the three municipal units (Municipality of the District of Shelburne, Town of Shelburne and Town of Lockeport) to develop an Accessibility Plan in accordance with "An Act Respecting Accessibility in Nova Scotia, 2017 (The Act). The AAC provides advice to the municipal councils on identifying, preventing and eliminating barriers to people with disabilities in municipal programs, services, initiatives and facilities. The Committee plays a pivotal role in the creation of barrier-free communities and ensuring the obligations under the Act are met.

2.0 Scope

These Terms of Reference are applicable to all members appointed to the Eastern Shelburne County Accessibility Advisory Committee (AAC).

3.0 References

3.1 Bill No. 59 – Accessibility Act, Chapter 2 of the Acts of 2017

4.0 Definitions

- 4.1 **Barrier** means anything that hinders or challenges the full and effective participation in society of persons with disabilities including a physical barrier, an architectural barrier, an information or communication barrier, an attitudinal barrier, a technological barrier, a policy or a practice.
- 4.2 **Council(s)** means the Councils for the Municipality of the District of Shelburne, Town of Shelburne and Town of Lockeport.
- 4.3 **Disability** includes a physical, mental, intellectual, learning or sensory impairment, including an episodic disability (long-term conditions that are characterized by periods of good health interrupted by periods of illness or disability); that, in interaction with a barrier, hinders an individual's full and effective participation in society.

5.0 Policy

5.1 Membership

- 5.1.1 The Committee shall consist of nine (9) voting members who serve without pay, except for associated expenses; six (6) community members and three (3) Council members. Each Council will appoint their own Council member representative. The six (6) community representatives are to be appointed by all three (3) municipal units.
- 5.1.2 Applications for the community members will be sent to the Eastern Shelburne County Accessibility Nominating Committee. This Committee will be comprised of the Mayors/Wardens of the three (3) municipal units or their designate. The Nominating Committee will send a recommendation to all three (3) Councils concerning the appointment of the community members.
- 5.1.3 Councils shall appoint each of the six (6) community representatives' members as follows: Two (2) members to a three (3) year term; two (2) members to a two (2) year term; and two (2) members to a one (1) year term. Once a member has completed their term all new terms will be for three (3) years. The term for additional community representatives pursuant to section 5.1.2. will be determined by the Nominating Committee.
- 5.1.4 Council member appointments shall be for two (2) year terms.
- 5.1.5 At least one half of the members (community and council/commission representatives) of the AAC must be persons with disabilities or representatives from organizations representing persons with disabilities.
- 5.1.6 If a community member vacates the Committee for any reason at any time before that member's term would normally expire, the Councils shall appoint promptly a new

member to the Committee to hold office for the unexpired term.

5.1.7 If a Council member vacates the Committee for any reason at any time before that Council member's term would normally expire, the Council that the member represents shall appoint promptly a new Council member to the Committee to hold office for the unexpired term.

5.1.8 Applications for the appointment of community representatives to the Committee shall be invited by public advertisement.

5.1.9 The Chair and Vice-Chair will be appointed annually by the Committee.

5.2 Qualifications

5.2.1 Any member of the Committee is eligible for reappointment.

5.2.2 Any member of the Committee, who is absent from three (3) consecutive meetings of the Committee, forfeits office, unless the absence is caused by illness or authorized by resolution of the Committee and noted in the Committee minutes. Any member who forfeits office is eligible for reappointments following the remainder of the unexpired term.

5.3 Mandate of Responsibilities

The Committee has the following responsibilities:

- 5.3.1 Advise the three Councils in the preparation, implementation and effectiveness of an Accessibility Plan. In accordance with the Act, the Plan must include:
- a. A report on measures the three (3) municipal units have taken and intend to take to identify, remove and prevent barriers;
 - b. Information on procedures the three (3) municipal units have in place to assess the following for their effect on accessibility for persons with disabilities:

- i. Any of its existing and proposed policies, programs, practices and services, and
 - ii. Any existing and proposed enactments or bylaws it will be administering; and
 - c. Any other prescribed information.
- 5.3.2 Advise all three (3) Councils on opportunities to promote the full participation of persons with disabilities, in accordance with the Act;
- 5.3.3 Identify and advise on the accessibility of existing and proposed municipal services and facilities;
- 5.3.4 Advise and make recommendations about strategies designed to achieve the objectives of the three (3) municipal units Accessibility Plans;
- 5.3.5 Receive and review information directed to it by all three (3) municipal Councils and their committees, and to make recommendations as requested;
- 5.3.6 Monitor federal and provincial government directives and regulations;
- 5.3.7 Host public consultations related to accessibility
- 5.3.8 Provide input and advice to all three (3) Councils with respect to updating the Accessibility Plan every three years.
- 5.3.9 Provide an annual budget for the three (3) Councils consideration in order for the Committee to carry out their mandate.

5.4 Rules of Engagement:

- 5.4.1 Committee meetings will be called by the Chair as required to fulfill the duties outlined. Meetings of the AAC shall be open to the public and advertised no less than one week in advance.
- 5.4.2 A majority of the appointed voting members of the Committee constitutes a quorum.
- 5.4.3 Subject to the principles set out in the Municipal Conflict of Interest Act, all committee members present including the person presiding shall vote on a question.

5.4.4 Subject to section 22 of the Municipal Government Act, meetings of the committee are open to the public

5.4.5 The Committee may receive presentations from the public upon the approval of the Chair.

5.4.6 The Committee may establish Working Groups to explore specific issues related to the Accessibility Plan and/or other responsibilities. Members of the Working Group may consist of additional members of the community. A member of the AAC shall chair the Working Group.

5.5 **Staff Resources**

5.5.1 The Committee will be supported by municipal staff and consulting resources as required.

5.5.2 Staff appointed by the three (3) municipal units will attend meetings as a resource to the Committee.

5.5.3 The Municipalities will provide administrative support services to the Committee to aid in agenda preparation, minute taking, and other administrative duties as required.

6.0 **Policy Review**

6.1 These Terms of Reference will be reviewed by each of the three (3) Councils at least every four years from the effective/amended date.

Accessibility Act

In 2017 Bill No. 59, “An Act Respecting Accessibility in Nova Scotia”, was proclaimed in the Nova Scotia Legislature. The Accessibility Act recognizes accessibility as a human right, and sets a goal to make Nova Scotia an accessible province by 2030. The goal of the act is to prevent and remove barriers that restrict people with disabilities from fully participating in society. It enables the government to develop standards for accessibility, and outlines responsibilities for some public sector bodies, including municipalities.

The Act clearly outlines the actions municipalities must take. Some of these actions include:

- Prepare and make publicly available an Accessibility Plan within one year of the Act being enforced.
- Create an Accessibility Advisory Committee with at least one half of the members being persons with disabilities or representatives from organizations which represent persons with disabilities.
- Seek public input to help develop the Plan.

In the Accessibility Act:

- A disability is defined as “a physical, mental, intellectual, learning or sensory impairment, including an episodic disability that, in interaction with a barrier, hinders an individual’s full and effective participation in society.”
- A barrier is defined as “anything that hinders or challenges the full and effective participation in society of persons with disabilities, including a physical barrier, an architectural barrier, an information or communications barrier, an attitudinal barrier, a technological barrier, a policy, or a practice.”

For more information about the Accessibility Act: <https://novascotia.ca/accessibility/>

Accessibility Advisory Committee

The role of the Accessibility Advisory Committee is to advise municipal councils on identifying, preventing, and eliminating accessibility barriers to municipal programs, services, and infrastructure. At least one half of the members of the advisory committee must have a disability or represent an organization that represents people with disabilities.

The Municipality of the District of Shelburne, Town of Shelburne and Town of Lockeport have developed a joint committee called The Eastern Shelburne County Accessibility Advisory Committee.

The Eastern Shelburne County Accessibility Advisory Committee’s role is to assist the three municipal units (Municipality of the District of Shelburne, Town of Shelburne and Town of Lockeport) to develop an Accessibility Plan in accordance with “An Act Respecting Accessibility

in Nova Scotia, 2017 (The Act). The AAC provides advice to the municipal councils on identifying, preventing and eliminating barriers to people with disabilities in municipal programs, services, initiatives and facilities. The Committee plays a pivotal role in the creation of barrier-free communities and ensuring the obligations under the Act are met.

Western Region Crown Land Stakeholder Interaction Committee

The province is committed to adopting a model that protects ecosystems and biodiversity, supports economic growth, and keeps our forests healthy and sustainable.

Crown land resources belong to all Nova Scotians. We want interested individuals and groups to participate in the change and understand how and why decisions are being made.

A review of forestry practices in Nova Scotia has provided a series of recommendations and work is now underway to change how we think about our forests, while maintaining a sustainable forestry industry.

These efforts are focused in three key areas:

- Conserving Biodiversity
- Nurturing Healthy Forests
- Supporting Sustainable Industry

Initiatives have begun to support the independent forestry review and recommendations government received under these three themes.

Memorandum of Association

Shelburne County Mental Health & Wellness Association

The name of the Society is Shelburne County Mental Health & Wellness Association.

On a volunteer and non- profit basis, the objectives of the Society are:

- To advocate for increased and improved mental health services in all areas of Shelburne County.
- To facilitate educational opportunities for mental health professionals, volunteers, and community members.
- To provide mental health and other health related outreach services to youth, adults, and seniors throughout Shelburne County on a one-on-one and group basis.
- To work with all health care providers in Western Nova Scotia that play a part in mental health services to assist with developing a practical and fluid system of access for those requiring mental health and similar services.
- To acquire by way of grant, gift, purchase, bequest, devise or otherwise, real, and personal property and to use and apply such property to the realization of the objects of the Society;
- To buy, own, hold, lease, mortgage, sell and convey such real and personal property as may be necessary or desirable in the carrying out of the objects of the Society.

Provided that:

- The Society shall not carry on any trade, industry, or business;
- All funds shall be used solely for the purposes of the Society and the promotion of its objects;

Upon dissolution of the Society and after payment of all debts and liabilities, its remaining property shall be distributed or disposed of to a non-profit organization in Canada having objects similar to those of the Society.

The activities of the Society are to be carried on in Shelburne County, Nova Scotia, with its registered office at 136 Hammond Street, Shelburne, Nova Scotia, B0T 1W0.