



Naturally Yours

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**REGULAR SESSION OF THE 52nd COUNCIL
OF THE
MUNICIPALITY OF THE DISTRICT OF SHELburne
July 28, 2021**

The Regular Session of the 52nd Council of the Municipality of the District of Shelburne was held on Wednesday, July 28, 2021, commencing at 6:00 pm at the Sandy Point Lighthouse Committee Centre, Shelburne NS.

THOSE IN ATTENDANCE:

Deputy Warden Dale Richardson
Councillor Heidi Wagner
Councillor Ron Coole
Councillor Terry McIntyre
Councillor Sherry Thorburn Irvine
Trudy Payne, CAO

REGRETS:

Councillor Doris Townsend

ALSO IN ATTENDANCE:

Val Kean, Community Development Coordinator
Adam Dedrick, Director of Recreation and Parks
Roddy Mossman, Arena Board Acting President
Members of Shelburne Town Council
Members of Lockeport Town Council
Members of the Public

1. CALL TO ORDER:

The meeting was called to order at 6:00 pm by Deputy Warden Dale Richardson.

2. APPROVAL OF AGENDA:

MOTION: APPROVAL OF AGENDA – July 28, 2021

Being duly moved and seconded, be it resolved that the Agenda of July 14, 2021, be approved with the following addition:

- a. 10(c) Funding Request Canadian Community Revitalization Fund
- b. 14(a) Personnel Matters as per MGA Section 22(2)(c)

- **MOTION CARRIED**

3. APPROVAL OF MINUTES:

- a. July 14, 2021

MOTION: APPROVAL OF MINUTES – July 14, 2021

Being duly moved and seconded, be it resolved that the Minutes of July 14, 2021, be approved as circulated.

- **MOTION CARRIED**

4. LEAVE OF ABSENCE:

- a. Warden Penny Smith

MOTION: LEAVE OF ABSENCE – WARDEN PENNY SMITH

Being duly moved and seconded, be it resolved that the Council of the Municipality of the District of Shelburne approves Warden Penny Smith's unpaid leave of absence effective July 17, 2021, to August 31, 2021.

- **MOTION CARRIED**

5. PROCLAMATION:

- a. Emancipation Day Proclamation – Deputy Warden Richardson

Deputy Dale Richardson read the Emancipation Day Proclamation, proclaiming August 1st, Emancipation Day in the Municipality of Shelburne. Proclamation is attached.

6. PUBLIC PRESENTATION:

- a. Shelburne Arena Board – Roddy Mossman

Roddy Mossman, Acting President of the Shelburne County Arena Board, made a presentation to Council regarding the history and current operation of the Shelburne County Arena, the significant role the Arena plays in our communities and the breakdown of revenues, usage, and expenses of the Arena.

Discussion was held regarding the current and past contribution structure of the Municipality and Town of Shelburne. It was noted that there has never been a signed agreement outlining the contribution percentages. Deputy Warden Richardson invited Council members of the Town of Shelburne and Town of Lockeport to speak on the Arena matter.

Concern was expressed over the ability to continue to fund the operation and deficit of the Arena equally. It was agreed that an agreement needs to be formally negotiated. Town of Lockeport welcomed the invitation to be included. Council provided direction for the CAO to proceed with negotiation of an agreement to determine appropriate contribution percentages.

7. ADMINISTRATION:

- a. Dangerous and Unsightly Update 1824 West Sable Road
- b. Dangerous and Unsightly Appointment
- c. COVID-19 Emergency Assistance Grant Recommendations

7(a) Darrell Locke, By-Law Officer, presented the Dangerous and Unsightly Update 1824 West Sable Road staff report to Council, which included details of the timeline of work agreed to by motion at the February 22, 2021, and up to date correspondence regarding the intentions of the property to meet the deadline.

7(b) Mr. Brain Amonson, Property Owner of 1824 West Sable Road, provided Council an overview of his actions and intentions to complete the necessary work at his property. Mr. Amonson expressed concerns to Council regarding his struggles to confirm delivery of materials and contracted labour during the lockdown caused by the COVID-19 pandemic and provincial travel restrictions. Discussion was held regarding work that has been carried out on the property, concerns for accuracy of information provided, dangerous conditions that currently exist at the property, and the need for a formal agreement to be signed if an extension is granted by Council.

MOTION: DANGEROUS AND UNSIGHTLY PROPERTY – 1824 WEST SABLE ROAD

Being duly moved and seconded, be it resolved that Council of the Municipality of the District of Shelburne provide Mr. Amonson fifteen days to provide proper quote, ordering and labour confirmation to the By-law Officer, prompting discussion for an extension of the completion of work at 1824 West Sable Road at the September 8, 2021, Council meeting.

- **MOTION DEFEATED**

MOTION: DANGEROUS AND UNSIGHTLY PROPERTY – 1824 WEST SABLE ROAD

Being duly moved and seconded, be it resolved that Council of the Municipality of the District of Shelburne hold that the condition of the property located at 1824 West Sable Road justifies that the property is in violations of the Municipality Government Act, S.N.S 1998, c 18 and hereby issues an order

to demolish and cleanup the property located at 1824 West Sable Road as per Section 507 of the Municipal Government Act; and authorizes the Warden to sign off on this demolition order.

- **MOTION DEFEATED**

MOTION: DANGEROUS AND UNSIGHTLY PROPERTY – 1824 WEST SABLE ROAD

Being duly moved and seconded, be it resolved that Council of the Municipality of the District of Shelburne provide Mr. Amonson fifteen days to provide proper quote, ordering and labour confirmation to the By-law Officer, prompting discussion for an extension of the completion of work at 1824 West Sable Road at the September 8, 2021, Council meeting.

Point of order was called. A motion that has been defeated cannot be put back on the table during the same meeting.

Discussion was held regarding the interest of Council to discuss this item In Camera, as per MGA section 22(2)(f), litigation or potential litigation.

MOTION: DANGEROUS AND UNSIGHTLY PROPERTY – 1824 WEST SABLE ROAD

Being duly moved and seconded, be it resolved that Council of the Municipality of the District of Shelburne provide Mr. Amonson twenty days to provide proper quote, ordering and labour confirmation to the By-law Officer, prompting discussion for an extension of the completion of work at 1824 West Sable Road at the September 8, 2021, Council meeting.

- **MOTION DEFEATED**

Council agreed to go in camera to further discuss property 1824 Sable River Road as per section 22(2)(f) litigation or potential litigation.

11. OTHER:

- a. Unified Fisheries letter and email from John Davis

11(a) Mr. Davis spoke to Council regarding a letter recently sent by the Unified Fisheries Conservation Alliance to Minister Jordan which expressed concerns for Department of Fisheries and Oceans latest actions in dealing with the issue of Moderate Livelihood and the impacts of these actions on coastal communities.

Discussion was held regarding suggested advocacy actions. It was noted by Trudy Payne, CAO, that a letter is currently being drafted in consultation with the eleven municipal units in the Tri-counties. Council agreed to proceed with this communication as one unified voice for the Tri-counties.

8. FINANCE:

There were no items to discuss.

9. BUSINESS ARISING:

There were no items to discuss.

10. RECREATION:

- a. William G. Sperry Recreational Field Restoration
- b. Jordan River Trail Public Meeting
- c. Funding Request Canada Community Revitalization Fund

10(a) Adam Dedrick, Director of Recreation and Parks, presented Council with the William G. Sperry Recreational Field Restoration staff report, which included details regarding the Municipality's ownership of the field and the Trust Agreement that outlines the use of the property. An email was received from the president of the West Green Harbour Recreation Association seeking assistance for upgrades to the West Green Harbour ball field, also known as the William G. Sperry Recreational Field. It has been indicated that the small membership of the Associations limits their capacity to fundraise and lead projects however they are interested in exploring a potential partnership with the Municipality to restore the field. It was noted that staff are also interested in proceeding with a community consultation on this matter.

MOTION: WILLIAM G. SPERRY RECREATIONAL FIELD RESTORATION

Being duly moved and seconded, be it resolved that the Council of the Municipality of the District of Shelburne approve the Director of Recreation and Parks to explore a potential partnership with the West Green Harbour Recreation Association to restore the William G. Sperry Recreations Field for recreational purpose and proceed with hosting a community consultation.

- **MOTION CARRIED**

10(b) Adam Dedrick, Director of Recreation and Parks, presented Council with the Jordan River Trail Public Meeting staff report, which outlined the involvement and timeline for a suggested public meeting required to change the current Letter of Authority for the conversion of the Jordan River Trail to a shared multi-use. It was noted that the conversion of this trail will close the gap and contribute to creating a connected trail system. Council directed Staff to proceed with plans for a public meeting.

10(c) Adam Dedrick, Director of Recreation and Parks, updated Council on the Canada Community Revitalization Request, which was previously discussed at the July 14, 2021, in the ACOA Grant Contribution staff report, where Council approved \$82,316 towards the Canada Community Revitalization Fund application. It has been requested that Council consider providing additional funding, a total of \$106,262, towards the \$329,262 project that was applied for on June 30, 2021. It was noted that this funding confirmation does not include other potential funding partners that will be sought for the project.

MOTION: CANADA COMMUNITY REVITILIZATION FUND REQUEST

Being duly moved and seconded, be it resolved that the Council of the Municipality of the District of Shelburne send a letter of commitment to ACOA agreeing to contribute in total an additional \$106,262

towards the Canada Community Revitalization Fund application, which was submitted on June 30, 2021. This amount includes the amount of \$59,316 that was approved at the July 14, 2021, Council Meeting.

- **MOTION CARRIED**

7(c) Val Kean, Community Development Coordinator presented Council with the COVID-19 Emergency Assistance Grant Recommendations.

The 2021/2022 Operating Budget includes \$30,000, for the administration of the COVID-19 Emergency Assistance Grant Program. At the April 12, 2021, Council meeting, Council approved the COVID-19 Emergency Assistance Grant Program guidelines, and the funding opportunity was promoted.

The deadline for the first round of applications was June 30, 2021. Seventeen applications were received and reviewed by the grant review Committee – Val Kean, Community Development Coordinator, Lisa Locke, Recreation and Parks Coordinator and Adam Dedrick, Director of Recreation and Parks. A total of \$17,189 is recommended for approval, leaving \$12,811 for the next round of applications, due December 31, 2021.

MOTION: COVID-19 EMERGENCY ASSISTANCE GRANT RECOMMENDATIONS

Being duly moved and seconded, be it resolved that the Council of the Municipality of the District of Shelburne approve the recommended COVID-19 Emergency Assistance Grant amounts, totaling \$17,189, to come from the ICSP, GL# 00-26621-500.

- **MOTION CARRIED**

12. COMMITTEE REPORTS/RECOMMENDATIONS:

Deputy Warden Dale Richardson provided Council with an update from the New Building Committee which included details of the floorplan, technology inclusions, interior and exterior finishing and the timeline for project tender. It was noted that a public information session will be planned once the tender is awarded. There will be an opportunity for the public to provide input on color scheme of the façade.

Discussion was held regarding the capacity for future energy upgrades, electronic vehicle charging stations, public meeting space, accessibility, and the potential for an artist wall to be incorporated within the interior walls. It was noted that the project is currently on schedule.

Council agreed on a date and time to participate in a private tour of the Black Loyalist Heritage Museum.

13. COUNCIL MEMBER UPDATES:

There were no items to discuss.

14. IN CAMERA:

- a. Personnel Matters as per MGA Section 22(2)(c)

b. Litigation or potential Litigation, as per MGA Section 22(2)(f)

MOTION: ENTER "IN CAMERA"

Being duly moved and seconded, be it resolved that the Council of the Municipality of the District of Shelburne enter "In Camera" at 8:30 pm to discuss agenda items 14(a) and 14(b).

- **MOTION CARRIED**

MOTION: EXIT "IN CAMERA"

Being duly moved and seconded, be it resolved that the Council of the Municipality of the District of Shelburne exit "In Camera" at 9:20 pm.

- **MOTION CARRIED**

4(a) Staff were provided direction in relation to Personnel Matters. Direction was also provided to staff to reach out to Mr. Amonson concerning property 1824 in Sable River to ensure the quotes and timelines on getting the work required to be done on the property is received by staff in a timely manner in order for it to be presented at the next Council meeting scheduled for September 8, 2021.

12. ADJOURNMENT:

There being no further business, the meeting was adjourned at 9:21 pm. The next Council meeting will be held on Wednesday, September 8, 2021, in the Shelburne Council Chambers.

**Val Kean
Recording Secretary**

Sept 9/21
Date

Dale Richardson
Dale Richardson, Deputy Warden

Erin Hartley
Erin Hartley, Director of Corporate Services