

Town of Berwick

Council

Minutes of the Meeting

November 10, 2009

Attendance

In attendance

Mayor John Prall
Deputy Mayor Don Clarke

Chair

Councillors Anna Ashford-Morton
Mike Trinacty
Anthony Morse
Marianne Woodworth
Gary Whittier
CAO Bob Ashley
Minutes Chantal Pineo-Atwood

Absent with Regrets

Present

Sarah Keddy, Media

Kings County
Register

1. Call to Order

The Council Meeting was called to order at 7:34pm.

2. Approval of Previous Minutes

The Minutes of October 13, 2009 were approved as circulated.

3. Approval of Agenda

The Agenda was approved as circulated, with the following additions:

- Report from Valley Waste
- Summary of UNSM Proceedings
- In Camera Session

4. Second Readings:

a. *Spinney Builders Ltd. Amendment to Development Agreement*

Discussion ensued with regard to tabling the motion until Council had some time to further investigate the concerns of that the public brought to the Public Hearing, such

as room to relocate the driveway on the west side of the development, a possible barricade to the entrance to the Chute pit and buffering.

IT WAS MOVED and seconded

THAT

Council table the motion to a December 2, 2009, for further investigation. The specific issues are buffering, a barricade and road relocation.

MOTION CARRIED

b. A. & A. Shay Proposed Development Agreement

Councillor Morse spoke to the fact that he agreed with Ms. McGrath with regard to the setting of the buildings. It would be more pleasing to have the buildings set back to align with the other homes on the street.

Councillor Morse also noted that he does not feel we are becoming an “elderly community”, as there are many young families in our town.

Councillor Trinacity added that our population is aging and there is a greater need for retirement residences and feels this development is a huge asset to the town.

Deputy Mayor Clarke noted that perhaps the LUB needs to be further reviewed with regard to the notification letters, and the motion be tabled until December.

Councillor Woodworth agreed to the putting the decision over until December.

Councillor Trinacity asked why put it off...there is no new information that Council is looking for.

Mr. Shay confirmed that he would move the development back to align with the McGrath residence.

IT WAS MOVED and seconded

THAT

Council table the motion for further investigation to December 2, 2009. The specific issue is notification letters to residents within 500 feet.

MOTION DEFEATED

Deputy Mayor Clarke noted that because this Motion has been defeated, he would be voting for the development.

Councillor Ashford-Morton and Councillor Woodworth explained that many of the citizens in this area have spoken against this development and they would be voting against entering into the Development Agreement.

IT WAS MOVED and seconded

THAT

A Development Agreement be entered into with Allan and Angela Shay for the purposes of constructing two (2) semi-detached residential dwellings at 175 and 177 Maple Avenue subject to the following:

1. Provision of a Lot Grading and Drainage Plan;
2. Provision of Landscape Plan;
3. Consolidation of the existing properties

MOTION CARRIED

5. Committee Updates & Recommendations

a. Committee of the Whole Recommendations

The following Motions were put forth from the Committee of the Whole Meeting of October 27, 2009.

IT WAS MOVED and seconded

THAT

Council approve the following schedule for the Town Offices closure over the upcoming 2009-10 Christmas Holiday Season.

Thursday December 24, 2009	Open 8:30am until noon
Christmas Day, Friday December 25, 2009	Closed (Stat Holiday)
Boxing Day, (Monday) December 28, 2009	Closed (Stat Holiday)
Tuesday December 29 th	Closed
Wednesday December 30 th	Closed
Thursday, December 31 st	Closed
Friday, January 1 st , 2010	Closed (Stat Holiday)
Monday January 4 th , 2010	Open, regular hours resume

MOTION CARRIED

IT WAS MOVED and seconded

THAT

Council supports the application to the ecoNova Scotia Clean Air and Climate Change fund for the project known as Berwick's Town Hall Greening and confirms its contribution will meet the minimum 20% level specified.

MOTION CARRIED

IT WAS MOVED and seconded

THAT

Council authorizes the Mayor and CAO to sign the:

- (a) MOU related to the pool
 - (b) MOU to the library
- Subject to a satisfactory legal opinion.

MOTION CARRIED

IT WAS MOVED and seconded

THAT

Councillor Gary Whittier and Councillor Marianne Woodworth be appointed to sit on the KMCC Steering Committee, in support of the Town of Berwick's MOU's.

MOTION CARRIED

(b) PAC Report

Councillor Trinacty reviewed the PAC report. There were no questions of same.

(c) Valley Waste Update – Councillor Morse

Councillor Morse noted that his decade old operation is in a transition phase...as the Town of Berwick, we pay a fee to Valley Waste for operation, but not for capital since this has been funded by capital reserves arising out of accumulated surpluses. The situation is different now that it is policy for Valley Waste to return the surpluses back to the municipal units. Therefore, the Valley Waste working group is recommending that Valley Waste be given authority to institute borrowing powers in order to operate the capital end of their budget.

6. New Business:

(a) *Annual Selection of Deputy Mayor*

IT IS RECOMMENDED

THAT

The Deputy Mayor be elected by Council in accordance with the Town's Meeting and Procedure By-law for a term of one year. The new Deputy Mayor is to be Anna Ashford-Morton.

MOTION CARRIED

Mayor Prall thanked Councillor Don Clarke for his leadership as Deputy Mayor in the past year and passed on his appreciation for his attendance at different functions when Mayor Prall was unable to attend.

(b) *Extended January Deadline on Council Committee Citizen Reps*

Mayor Prall explained that the citizen representatives for Committees of Council needs to be extended.

Councillor Trinacty noted that PAC retired its citizen representatives at the last meeting. PAC will now need to bring them back on for another few meetings.

IT WAS MOVED and seconded

THAT

The deadline be extended to February, 2010, to obtain citizen representatives for Committees of Council.

MOTION CARRIED

10. UNSM Conference Update

Council agreed that the Fall UNSM Conference, held in Halifax, was very informative and beneficial.

Councillor Trinacty explained that the Town needs to think of non-costly ways to incorporate active transportation within the Town.

Councillor Ashford-Morton suggested this be given to the Recreation Committee for review and ideas.

Mr. Ashley reminded Council of the RDA Joint Municipal Session.

Mayor Prall noted that Council should meet at the old Fire Department shortly after 10am for the Veterans Parade.

11. Adjournment

The Regular Council Meeting adjourned at 9:00pm

12. In Camera Session

Council entered into an In Camera Session at 9:05pm