

July 27, 2015

The Municipal Council for the Municipality of the County of Pictou met in the Council Chambers of the Municipal Administration Building on Monday, July 27, 2015 at 7:50 p.m.

PRESENT

Dist.	1	Clr. Sally Fraser
	2	Clr. Deborah Wadden
	4	Warden Ronald Baillie
	5	Clr. Robert Parker
	6	Clr. Jim Turple
	7	Clr. David Parker
	8	Clr. Leonard Fraser
	9	Clr. Larry Turner
	10	Clr. Jamie Davidson
	11	Deputy Warden Andy Thompson
	12	Clr. Chester Dewar
	13	Clr. Randy Palmer
	14	Clr. Scott Johnston

ABSENT

	3	Clr. Edward MacMaster
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IN ATTENDANCE

Donn Fraser, Solicitor, MacIntosh, MacDonnell & MacDonald
Brian Cullen, CAO/Municipal Clerk-Treasurer
Carolyn MacIntosh, Deputy Municipal Clerk
Jane Johnson, Recording Secretary

RESOLUTION – UARB JOINT APPLICATION

Clr. Wadden presented a resolution to Council as follows:

RESOLUTION

WHEREAS the Municipality of the County of Pictou, along with the Towns of New Glasgow, Pictou and Stellarton (Participating Municipal Units), have executed a Memorandum of Understanding (MOU) on municipal reform dated November 10, 2014; and

WHEREAS the MOU calls for the development of fact-based analysis to determine if a series of pre-conditions contained in the MOU can be met; and

WHEREAS provided the pre-conditions can be met, the fact-based analysis will be used to form an implementation plan for the incorporation of a new and merged municipality comprising the Participating Municipal Units; and

WHEREAS public consultation and input of the electors of the Participating Municipal Units is central to the MOU; and

WHEREAS the Participating Municipal Units understand a voluntary merger as conceptually contemplated under the MOU will require the filing of an application with the Nova Scotia Utility and Review Board (Board) for amalgamation, annexation and/or dissolution, or a combination thereof under the Municipal Government Act, S.N.S. 1998, c. 18, as amended (an “Application”); and

WHEREAS the Board has by letter dated July 17, 2015 provided proposed timelines related to a conditional application and the Board indicates in its letter that “In the circumstances, the Board recognizes that the municipal units may wish to withdraw from the process at any point in the timeline, depending on the results of the public consultation...”

BE IT THEREFORE RESOLVED, by the Council for the Municipality of the County of Pictou (“Council”) that the Warden and Chief Administrative Officer be authorized to execute and file a joint application to the Board subject to:

1. Council receiving assurances from the Board to the satisfaction of Council that:
 - a. A Participating Municipal Unit wishing to withdraw from any such process before the Board, may do so and thereby not be subject to any resultant Order of the Board;
 - b. Any application or request for Board approval be made conditional upon the outcome of public consultation (including a plebiscite) being to the satisfaction of Council and
 - c. Any application or request for Board approval and implementation of a settlement relating to what would otherwise be the subject matter of an application may be made conditional upon all pre-conditions of the MOU being met to the satisfaction of Council; and
2. That the Warden and Chief Administrative Officer be authorized to execute any amending agreement to the MOU, if required to meet the terms and conditions outlined above.

DATED at Pictou, N.S. this 27th day of July 2, 105.

(Sgd.) Deborah Wadden
Sally Fraser

MOTION

It was moved by Clr. Wadden and seconded by Clr. S. Fraser that the preceding resolution be adopted as presented.

Clr. D. Parker asked the powers Council is giving to the Warden and CAO and the CAO responded that this resolution gives them the ability to sign a document that changes the process to what is referenced in the resolution.

Motion carried.

RESOLUTION – LED STREET LIGHT TENDER

Clr. Palmer presented a resolution to Council as follows:

RESOLUTION

WHEREAS a request for proposals was issued by the Municipality of the County of Pictou, along with the Towns of Pictou and Trenton to identify a proponent capable of providing technical services for the supply and installation of Light Emitting Diode (LED) fixtures;

WHEREAS 3 proposals were received as follows:

PROPONENT	LED FIXTURE PRICING	ALTERNATIVE FIXTURE PRICING
Emera Utility Services Inc.	\$2,588,016.44	\$2,805,517.62
GJ Cahill	2,165,052.47	2,409,103.97
Black and MacDonald	1,966,271.00	2,211,874.00

WHEREAS a review committee comprised of one representative from each municipality has reviewed the proposals and recommends the acceptance of the Black and MacDonald proposal;

WHEREAS the Financial Services Committee concurs with this recommendation;

THEREFORE BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council authorize the CAO to enter into a contract with Black and MacDonald on behalf of the Municipality for the supply and installation of LED Street Lights.

AND FURTHER BE IT RESOLVED that Council approve an expenditure of \$1,372,415 for the Municipality's portion of the LED street light contract.

DATED at Pictou, N. S. this 27th day of July, 2015.

(Sgd.) Randy Palmer
Chester Dewar

MOTION

It was moved by Clr. Palmer and seconded by Clr. Dewar that the preceding resolution be adopted as presented.

The CAO referred to the LED and Alternative fixture pricing and had recommended that the LED fixture pricing be accepted. He reported having met with proponents from Black & MacDonald and LED Roadway Lighting the recommendation is that we go with the standard lighting, however the fixture that is being installed can be upgraded at a future point to the alternative.

Clr. D. Parker asked what is the alternative fixture and the CAO responded it is an LED light that gives you the ability to dim the light being emitted.

Deputy Warden Thompson asked if this was an opportunity for Councillors to add or remove lights in an area.

The CAO replied it will be 6 to 8 weeks before Black & MacDonald will have fixtures so they will do a preliminary assessment of all the areas that have lights. At that point we will be able to sit down with each Councillor that have lights in their area for further discussion.

Motion carried.

MOU GOVERNANCE STRUCTURE UP-DATE

Clr. R. Parker asked if there was any information on the governance structure at this point and the CAO responded that he received a draft report that was presented to the Steering Committee. Grant Thornton went out and benchmarked municipalities of similar size to a new regional municipality. They did a comparison across various municipalities within Nova Scotia as well as abroad. The recommendation that came back was that it be a Council of 10 with a Mayor elected at large. We have presented a draft to the Steering Committee and it has provided some feedback so now we are going through a refinement process, following which it will then come to the individual Councils. The Steering Committee is meeting later this week to discuss how they go out and engage the public feedback on it as well. The CAO informed Council there are 5 rural seats, 1 urban/rural seat, and 1 seat each for New Glasgow, Pictou and Stellarton and 1 for the Mayor.

Clr. D. Parker asked if representation would be granted to Trenton and Westville if they decided to join the MOU partnership.

The CAO responded that the additional voters from Trenton and Westville would not likely have an impact on the number of Councillors to be elected, although there could be an impact on the Town of Pictou which would be blended with a rural area.

ADJOURN

It was moved by Clr. Turple and seconded by Clr. D. Parker that the meeting adjourn.
Motion carried. (8:10 p.m.)

Ronald Baillie
Warden

Brian Cullen
Municipal Clerk