

February 1, 2016

The Municipal Council for the Municipality of the County of Pictou met in the Council Chambers of the Municipal Administration Building on Monday, February 1, 2016 at 7:05 p.m.

PRESENT

Dist.	1	Clr. Sally Fraser
	2	Clr. Deborah Wadden
	4	Warden Ronnie 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
Karen E. Cornish, Deputy Municipal Treasurer
Carolyn MacIntosh, Deputy Municipal Clerk
Jane Johnson, Recording Secretary

BY APPOINTMENT

Jenna MacLeod, Clean N.S. Home Warming Program

CALL TO ORDER

Warden Baillie called the meeting to order and requested that Councillors stand and take a moment in silence to pray or simply reflect, as may be their preference, to help Council focus and properly do the work of the County.

AGENDA

It was moved by Clr. Palmer and seconded by Clr. S. Fraser that the agenda be approved with the addition of a closed session to discuss matters relating to legal advice eligible for solicitor-client privilege.
Motion carried.

CORRESPONDENCE

Correspondence was received and acknowledged from the following:

- a) Middle River Presbyterian Church (uncirculated) – thanking Council for the donation in memory of the late James Jardine, a former employee of the Municipality.

Clr. D. Parker spoke briefly on the late James Jardine who was a long-time employee of the County and a constituent of his district. He advised Council that Jimmie was the second person in Nova Scotia to receive a kidney transplant, a very quick-witted, kind and generous person and a long-time volunteer. Jimmy had the unique ability to express his opinions without ever offending anybody and shared that dry Jardine sense of humor. He was a major thread in the community and a volunteer with many groups and will be sorely missed.

Clr. Dewar reported that at last month's Council meeting he informed Council there were 12 homes in Lorne that had their heat pumps destroyed as a result of a power outage. Council sent a letter to Nova Scotia Power Inc. asking that the company reimburse these homes for the loss of their heat pumps. NSP has sent a letter to the homeowners apologizing for the inconvenience but advising that the company was not prepared to consider their claims. Clr. Dewar informed Council that he received correspondence from gentleman in Ontario who is trying to sell a surge protector that fits on your electrical panel. Clr. Dewar reported if this gentleman is ever in the area he would like him to come and speak to Council on this issue.

COMMUNITY ANNOUNCEMENTS

Clr. S. Fraser informed Council that Lismore's Dinner Theatre Winter Time Review will be held on March 4th, 5th and 6th, and stated that she has tickets available for anyone interesting in attending.

Clr. Wadden reported that the Little Harbor area lost power on Friday evening around 6:00 p.m. and many homes have alarms, especially residents that are away for the winter. So when the alarms go off it is triggered by the power going off and no fire department would ignore such an alarm. At 5:30 a.m. Saturday morning the Little Harbor Fire Department had such an alarm and they did respond. On behalf of herself as Councillor for this area she would like to say thank you to the Little Harbor Fire Department for once again showing they are there when needed and to other departments who answered similar calls or actual emergencies. The Little Harbor Fire Department set up a warming station for the residents to get a cup of coffee or whatever they required during the power outages. Their dedication does not go unnoticed and we are very appreciative for all they do. She also wanted to thank the crews from NSP who, although it is their job to restore the power, did work very hard to achieve the restoration as quickly as possible.

CLEAN N.S. HOME WARMING PROGRAM

Ms. Jenna MacLeod met with Council on behalf of the Clean Nova Scotia Home Warming Program. In addition to the information that had previously been distributed to Councillors, she circulated a brochure an application form to Council members. She informed Council that the Clean N.S. Foundation is an environmental group based in Dartmouth. This program is collaboration with Efficiency N.S. with funding provided by NSP and the Provincial Government. Home warming is a program that offers no-cost home energy assessments and free energy efficiency upgrades to homeowners living on a low income across the province. It is an extension of a program that has been around for a few years so this is a new format where the vision is moving forward. The prelude program started in 2006 and since that time it has evolved so this year there is a co-ownership with Clean Foundation and Efficiency N.S. This was done because NSP shareholders came forward and wanted to make a donation to do up-grades to homes across the province. Upgrades to homes that use electric heat are funded through that donation from NSP and managed by the Clean NS Foundation. If you heat with non-electric heat sources then all your upgrades are funded by the province and managed by Efficiency NS. In 2011 there were approximately 600 people assisted through the program; this past calendar year saw over 1,900 people go through the program. If someone is eligible for a program they find out which heat source they have and put them in the appropriate program. Representatives go to the home and do a home energy assessment to see how energy efficient the home is to start. They talk to the home owner about the up-grades that make the most sense and they find the contractor to do the work and they pay for it. The same person who did the assessment manages

the up-grades so the homeowner has that one-on-one contact the whole time. At the end of the up-grades if anything substantial has been done we will go back to make sure the work has been done to the quality and standard they want so that the homeowner does not have any other questions. To be eligible for the program you have to own your home and it has to be a year-round residence. It has to be a single family dwelling and there cannot be any rental units within that space. The program is offered to income-qualified homeowners and they look at the before tax income amount on the Notice of Assessment to verify income. For 1 person living in a home the total income has to be less than \$20,952; for 2 to 4 people living in a home the total income has to be less than \$38,931, and for 5 or more people the total income has to be less than \$55,444. All applications are handled by Efficiency NS and there are other programs that homeowner may be eligible for as well. On the application and brochure there is a toll-free phone number and e-mail address to contact Efficiency NS and the Clean NS Foundation. Ms. MacLeod informed Council that 50% of the participants in this program are seniors.

Clr. S. Fraser commented that there are a number of low-income residents in the Municipality who currently receive a municipally-funded tax exemption and suggested that they may be a target group for this type of program.

Ms. MacLeod advised that they are piloting a couple of programs like that but right now Housing Nova Scotia has a couple of home repair programs that you can apply for that has very similar eligibility criteria. We have an agreement with Housing Nova Scotia where someone applies to their programs they can sign a consent form to pass their name along so they do not have to fill out an application and that way they just get funneled into the program. We are piloting that process with Shelburne at this time and we are looking for other areas in the province that want to participate in this process as well. They are also looking to have a separate consent form that describes the program attached to whatever application people are filling out and the other is an after-the-fact consent so if the Municipality was interested she encouraged a follow up with her to see if something can be done this year or next year.

Clr. R. Parker asked if someone who has already had an energy assessment done by Efficiency Nova Scotia and received funding would be eligible for this program.

Ms. MacLeod replied that Efficiency Nova Scotia has a secondary program called the "Home Energy Assessment" where people pay a fee to get their assessment done and if they do the recommended up-grades they get rebates back. If someone has gone through the previous version of this program and did not pay for their assessment and up-grades, it has not changed enough to make them eligible at this point.

Clr. D. Parker reported that he has never heard of the Clean Nova Scotia Foundation before and Ms. MacLeod pointed out that it used to be called Clean Nova Scotia that was really involved in waste disposal. She explained that the Clean Foundation has been working as a contractor for Efficiency Nova Scotia for the past 7 years.

Clr. D. Parker asked where the budget comes from and Ms. MacLeod explained that it is all donations from NSP shareholders as well as government funding and other donations.

Clr. D. Parker asked if there is a maximum amount spent on a home and Ms. MacLeod replied that they have a sliding scale budget.

Clr. D. Parker reported that one of the criticisms he heard when Efficiency Nova Scotia ran the program was that 1 company was getting all the work and so he asked if this organization obtains competitive bids.

Ms. MacLeod replied that this is one area where the electric and non-electric programs do differ so for the non-electric program Efficiency Nova Scotia gives the entire file to a contractor who has a lot of work done by Trinity Solutions. The electric program has a set group of contractors they work with and anyone can get added to that list but they have to meet their quality and safety guidelines.

Clr. D. Parker asked if NSP has contributed a fixed amount and Ms. MacLeod replied it is a \$37 million contribution over 10 years. At present the non-electric funding is secured for 3 years and they have approximately \$12 million they are working with every year.

Deputy Warden Thompson pointed out that there has been a big push for homecare in Nova Scotia but one of the weakest points is that many of the seniors are freezing during the winter months. If there was some way to get this information out to seniors it would be very helpful and beneficial to them. In Pictou County we have the Pictou County Fuel Fund that people use when needed so you may be able to tap into this information.

Clr. L. Fraser asked where the offices are located and Ms. MacLeod replied that there are offices in Dartmouth and Cape Breton with satellite stations through the province. Ms. MacLeod informed Council that she would be the best contact for any questions about the application process.

Warden Baillie thanked Ms. MacLeod for the presentation and excused her from the balance of the meeting. (7:40 p.m.)

FINANCIAL SERVICES COMMITTEE REPORT

Clr. Palmer presented the report of the Financial Services Committee as follows:

FINANCIAL SERVICES COMMITTEE REPORT

For information purposes the Financial Services Committee submits the following report on the activities of the Committee for the month of January:

1. Reviewed the report of the Recreation Coordinator for the month of December.
2. Considered several requests for financial assistance. (Resolution to follow)
3. Reviewed recommended updates to Schedule "A" of the Tax Exemption & Tax Reduction Policy. (Resolution to follow)
4. Considered staff recommendations for tax adjustments. (Resolution to follow)
5. Agreed to forward a letter to the Board of Directors of DSME Trenton supporting efforts to transition the plant into the tank care manufacturing business.
6. Agreed that the Municipality cover the expenses for Clr. David Parker to participate in the UNSM's Forest Symposium.
7. Reviewed the text of a draft "Spring Road Weight Restriction" By-Law and agreed to forward the document to Council for first reading with recommended changes and clarifications.
8. Reviewed the list of Accounts Paid for the month of December.

DATED at Pictou, N.S. this 1st day of February, 2016.

(Sgd.) Randy Palmer
Chester Dewar

MOTION

It was moved by Clr. Palmer and seconded by Clr. Dewar that the report of the Financial Services Committee be received for information purposes.

Clr. L. Fraser referred to Item #5 and asked if there was an update and Warden Baillie replied a letter was sent but there was no further information at this time.

Motion carried.

PROPERTY SERVICES COMMITTEE REPORT

Clr. D. Parker presented the report of the Property Services Committee as follows:

PROPERTY SERVICES COMMITTEE REPORT

For information purposes the Property Services Committee submits the following report on the activities of the Committee for the month of January:

1. Reviewed the report of the Building Inspector, By-Law/Dog Control Officer and Warden for the month of December.
2. Discussed the status of on-going projects. Construction on the Highway 4 Water & Wastewater Project has ended for the remainder of the winter season and is expected to resume in the spring. The LED street lights conversion continues, primarily in the western portion of the County. As work concludes in Pictou and Trenton crews will be re-deployed to the Municipality.
3. Reviewed correspondence from the Department of Environment outlining amendments to the Municipality's current operating approval for the Hopewell/Eureka Sewage Treatment Plant which will require the Municipality to work towards adherence to the Atlantic Canada Wastewater Guidelines Manual for Collection, Treatment & Disposal by January 1, 2020, as well as adding an expiry date of December 15, 2025 to the approval.
5. Agreed to recommend the installation in intersection street lights in District 7. (Resolution to follow)
6. Approved an extension to the Green Hill Road street lighting system that would see 5 additional lights installed on alternate poles, beginning at civic #216 and ending at civic #316.
7. Met in closed session to discuss matters relating to the security of municipal property.

DATED at Pictou, N.S. this 1st day of February, 2016.

(Sgd.) David Parker
Jim Turple

MOTION

It was moved by Clr. D. Parker and seconded by Clr. Turple that the report of the Property Services Committee be received for information purposes.
Motion carried.

REPORT - MUNICIPAL ALCOHOL PROJECT

Clr. Wadden reported that the Inter-generational Forum has been planned for this Thursday, February 4th, 2016 so all Councillors should have received information and an invitation. Clr. Wadden reported if anyone would still like to attend they can contact her and she informed Council that it promises to be a very interesting day with the students running it.

REPORT – ECONOMIC DEVELOPMENT WORKING GROUP

Clr. R. Parker reported that the Municipal Economic Developing Working Group met in these Chambers on January 19, 2016 with 1 member from each town Council and both Clr Turner and himself from this Council. Sally O'Neill and Janice Fraser of the Pictou County 20-20 Group led the Committee through a team focus session meant to pull out our individual thoughts as to our role and attempt to identify our role and purpose as a collective group. Much information was gathered and being collated and will be made available to all members before the next meeting on February 18, 2016 where we plan to set our goals for 2016. A couple of reoccurring themes at the January 19th meeting were:

1. We were all on the same team and must pull together for all of Pictou County.
2. The important of involving youth in our future plans.
3. We can provide the leadership to pull several groups together in the County that are all working towards making Pictou County a place where employment opportunities are growing and the quality of life is the main drawing point for others to locate here.

If any Councillors have ideas or initiatives that they think should be explored by our working group please feel free to approach either myself or Clr. Turner. The 2 ladies that facilitated the meeting on January 19th agreed to it at no charge and they did an excellent job.

RESOLUTION – MUNICIPAL GRANTS

Clr. Turple presented a resolution to Council as follows:

RESOLUTION

BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council approve the payment of the following Municipal Grants:

Recreation:

Saltsprings Elementary School	\$ 150.00	D08 Clr. Allotment; Bkfst. Pgm.
Scotsburn Elementary School	150.00	D06 Clr. Allotment; Bkfst Pgm.
East River Valley Recreation Assoc.	150.00	D14 Clr. Allotment;
Pictou Co. Basketball	697.50	Program Expenses
New Glasgow Music Festival	<u>500.00</u>	Program Expenses
TOTAL:	\$ 1,647.50	

Council:

North Nova Education Centre	\$ 200.00	Encounters with Canada Pgm. Exp.
UNSM	<u>500.00</u>	Forestry Workshop Sponsorship
	\$ 700.00	
GRAND TOTAL:	<u>\$ 2,347.50</u>	

DATED at Pictou, N.S. this 1st day of February, 2016

(Sgd.) Jim Turple
David Parker

MOTION

It was moved by Clr. Turple and seconded by Clr. D. Parker that the preceding resolution be adopted as presented.
Motion carried.

RESOLUTION – TAX EXEMPT. & TAX REDUCTION POLICY

Clr. Palmer presented a resolution to Council as follows:

RESOLUTION

BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council adopt the following policy with respect to Tax Exemption & Tax Reduction:



POLICY # 2016-02-12

MUNICIPALITY OF THE COUNTY OF PICTOU TAX EXEMPTION & TAX REDUCTION POLICY

1. This Policy shall be known as the Tax Exemption & Tax Reduction Policy.
2. This Policy shall apply to the properties listed in Schedules "A" and "B" and "C" commencing April 1, 2016.
3. Pursuant to section 71(1) of the *Municipal Government Act*, the properties listed in Schedule "A" to this Policy shall be, subject to sections 4 and 9 of this Policy, exempt from real property taxation.
4. The tax exemption provided in section 3 shall apply to general tax only and shall only apply to the portion of the property specified in Schedule "A".
5. Pursuant to section 71(2) of the *Municipal Government Act*, the real property tax payable with respect to the properties listed in Schedule "B" to this Policy shall be, subject to sections 6 and 9 of this Policy, reduced to the tax that would otherwise be payable if the property were residential property, inclusive of area rates.
6. The tax reduction provided in Section 5 shall apply only to that portion of the property specified in Schedule "B".
7. Pursuant to section 71(1) of the *Municipal Government Act*, the properties listed in Schedule "C" to this Policy shall be, subject to sections 8 and 9 of this Policy, exempt from real property taxation.
8. The tax exemption provided in section 7 shall only apply to general taxes and shall only apply to the portion of the property specified in Schedule "C", exclusive of sewer user charges and fire rates.
9. When a property listed in Schedule "A", "B", or "C" ceases to be owned or occupied by the owner indicated in the schedule, or if the property ceases to be occupied for the purpose, which pursuant to section 71(1) and 71(2) of the *Municipal Government Act* enabled the Municipality of the County of Pictou to include the property in this Policy, the tax exemption or reduction shall cease and the owner(s) of the property shall immediately be liable for the normal real property tax on such property for the portion of the taxation year then unexpired.

SCHEDULE "A"

AAN	OWNER	PROPERTY	EXTENT OF APPLICATION	CHARITABLE #
0615196 8253005 4326997	Camp Geddie & Trustees Board of the Presbyterian Church in Canada	Lands & Buildings at 3555 & 3581 Shore Rd., Merigomish, and at Lower Barney's River	The whole of the lands & buildings at the Ponds, Merigomish of the owner	0085803-37-04
4564014	Trustees Kenzieville District Community Club	Lands & Buildings at 11677 No. 4 Highway, Kenzieville	The whole of the lands & buildings at Kenzieville of the owner	0476218-56-03
4682696	Trustees Barney's River Station Community Club	Lands & Buildings at 12507 No. 4 Highway, Barney's River	The whole of the lands & buildings at Barney's River of the owner	0484527-56-03
3757609	Piedmont Valley Community Club	Lands & Buildings at 1419 Piedmont Valley Road, Piedmont	The whole of the lands & buildings at Piedmont of the owner	0537647-56-03
4682483	Merigomish & Area Recreation & Social Association	Lands & Buildings at 1682 Shore Road, Merigomish	The whole of the lands & buildings at Merigomish of the owner	
2613042	Merigomish & District Fire Department	Lands & Buildings at 3414 Shore Road, Lower Barney's River	The whole of the lands & buildings at Lower Barney's River of the owner	
3051633	Marshy Hope Hall	Lands & Buildings at 14432 No. 104 Highway, Marshy Hope	The whole of the lands & buildings at Marshy Hope of the owner	
4560221 4033523	Roman Catholic Episcopal Corporation	Lands & Buildings at 4699 Shore Road, Lismore & 15 Lighthouse, Ponds	The whole of the lands & buildings at Lismore & Ponds	
5388767	Presbyterian Congregation of Barney's River & Marshy Hope	Lands & Buildings at 11590 No. 4 Highway, Barney's River	The whole of the lands & buildings at Barney's River of the owner	
09702725 09702768	Trustees Board of the Presbyterian Church in Canada	Land & Buildings at 3581 Shore Road, Ponds	The whole of the lands & buildings at Ponds of the owner	0085803-37-04
3819736	Trustees St. Paul's Presbyterian Church	Lands & Buildings at 2264 Shore Road, Merigomish	The whole of the lands & buildings at Merigomish of the owner	
0220973	Trustees Kenzieville Cemetery	Lands & Buildings at Kenzieville	The whole of the lands & buildings at Kenzieville of the owner	

4683188	Trustees Little Harbour Community Centre	Lands & Buildings at 4892 Little Hbr. Rd., Little Harbour	The whole of the lands & bldgs. at Little Harbour of the owner	0430116-56-30
09089195	Sinclair's Island Fishermen's Society	Lands & Buildings at Chance Harbour and Sinclair's Island	The whole of the lands & buildings at Chance Harbour and Sinclair's Island of the owner	
4684702	MacLennan Memorial Camp of United Church of Canada	Lands & Buildings at 89 MacLennans Memorial Road, Chance Harbour	The whole of the lands & buildings at Chance Harbour of the owner	
0759015	Royal Canadian Naval Association – Adm. Murray Bch.	Lands & Buildings at Pictou Landing	The whole of the lands & buildings at Pictou Landing of the owner	
2567555	Pictou Co. Volunteer Ground Search & Rescue	Lands & Buildings at 8333 Pictou Landing Road, Little Harbour	The whole of the lands & buildings at Little Harbour of the owner	
1577166	Little Harbour Fire Department	Lands & Buildings at 8328 Pictou Landing Road, Little Harbour	The whole of the lands & buildings at Little Harbour of the owner	
3757269 8832404 04496167 04496167	Pictou Island Community Association	Lands & Buildings at 781, 785 & 1380 Pictou Island Road, Pictou Island	The whole of the lands & buildings at Pictou Island of the owner	
3757242	Pictou Island Hall	Lands & Buildings at 819 Pictou Island Road, Pictou Island	The whole of the lands & buildings at Pictou Island of the owner	
4681886	Trustees Caribou River Community Hall	Lands & Buildings at 5725 No. 6 Highway, Caribou River	The whole of the lands & buildings at Caribou River of the owner	
4681738	Trustees Bayview Community Hall	Lands & Buildings at Bayview Road, Bayview	The whole of the lands & buildings at Bayview of the owner	
05518784	Riverview Home Corporation	Lands & Buildings at 4933 River John Road, Three Brooks	The whole of the lands & buildings at Three Brooks of the owner	
4862252	Welsford Community Hall	Lands & Buildings at 2135 West Branch Rd., Welsford	The whole of the lands & buildings at Welsford of the owner	0511097-56-03
4683714	Trustees Melville-Seafoam Community Hall	Lands & Buildings at 3629 No. 6 Highway, Seafoam	The whole of the lands & buildings at Seafoam of the owner	0917351-56-03

2050579	River John 4-H Club	Lands & Buildings at 309 Hedgeville Road, Hedgeville	The whole of the lands & buildings at Hedgeville of the owner	
4684435	Toney River Community Club	Lands & Buildings at 4854 No. 6 Highway, Toney River	The whole of the lands & buildings at Toney River of the owner	
3970833	River John & Area Recreation & Development Assoc.	Lands & Buildings at 2582 River John Station Road, River John	The whole of the lands & buildings at River John of the owner	
3819388	Presbyterian Church Manse of Canada	Lands & Buildings at 15 River John Road, River John	The whole of the lands & buildings at River John of the owner	
4715462	United Church Manse of Canada	Lands & Buildings at 20 River Road, River John	The whole of the lands & buildings at River John of the owner	
3970892	River John Voluntary Fire Department (1996)	Lands & Buildings at Mountain Road, River John	The whole of the lands & buildings at River John of the owner	
2716011	Friends of the River John Library Society	Lands & Buildings at 2725 River John Station Road, River John	The whole of the lands & buildings at River John of the owner	
1403192	Elmfied Community Club	Lands & Buildings at 446 Millsville Road, Elmfield	The whole of the lands & buildings at Elmfield of the owner	
4873394	West Branch Community Hall	Lands & Buildings at 31 West Branch Road, West Branch	The whole of the lands & buildings at West Branch of the owner	
4682475	Trustees Meadowville Community Club	Lands & Buildings at 2015 Black River Road, Meadowville	The whole of the lands & buildings at Meadowville of the owner	
3819795	Presbyterian Church of Canada Manse	Lands & Buildings at 1159 Campbell Hill Road, Scotsburn	The whole of the lands & buildings at Scotsburn of the owner	
5972329	Trustees of the Durham Presbyterian Church	Lands & Buildings at 721 No. 376 Highway, Durham	The whole of the lands & buildings at Durham of the owner	
1345486	Durham Hall	Lands & Buildings at 984 No. 376 Highway, Durham	The whole of the lands & buildings at Durham of the owner	

5986362 2131455	Scotsburn Recreation Club	Lands & Buildings at 4136 Scotsburn Road	The whole of the lands & buildings at Scotsburn of the owner	0621656-56-03
2632837	Lyon's Brook Community Hall	Lands & Buildings at 2399 No. 376 Highway, Lyon's Brook	The whole of the lands & buildings at Lyon's Brook of the owner	
4684494	Trustees Union Centre Community Hall	Lands & Buildings at 1 Salter Rd., Union Centre	The whole of the lands & buildings at Union Centre of the owner	0501189-56-03
05856469	Station Road Recreation Centre	Lands & Buildings at 49 Sylvester Rd., Sylvester	The whole of the lands & buildings at Sylvester of the owner	
3228711	Middle River Community Club	Lands & Buildings at 72 E Fraser Cross Road, Rocklin	The whole of the lands & buildings at Rocklin of the owner	0542365-56-03
5239508	Trustees Salem Athletice	Lands & Buildings at 109 Salem Loop, Salem	The whole of the lands & buildings at Salem of the owner	0874461-56-03
1345443	Durham Community Hall	Lands & Buildings at 4479 West River East Side Road, Durham	The whole of the lands & buildings at Durham of the owner	09904490-59-03
3235076	Millbrook Community Club	Lands & Buildings at 1731 Millbrook Rd., Millbrook	The whole of the lands & buildings at Millbrook of the owner	0484444-56-03
2512297 2512254 2512246	John David Lees (Leased to Lansdowne Outdoor Rec. & Development Assoc.	Lands & Buildings at 1480 Gairloch Road, Lansdowne & lands at New Lairg, Lansdowne	The whole of the lands & buildings at Lansdowne of the owner	0761809-56-03
4828046	Watervale Snowmobile Recreation Club	Lands & Buildings at 118 Cove Road, Watervale	The whole of the lands & buildings at Watervale of the owner	
4681614 4682637	Abercrombie Community Centre	Lands & Buildings at 1571 & 1589 Granton Abercrombie Road, Abercrombie	The whole of the lands & buildings at Abercrombie of the owner	0488767-56-03
4881028	Westville Road Youth Association	Lands & Buildings at Westville Road	The whole of the lands & buildings at Westville Rd. of the owner	0561944-56-03
5190762	NS Society for the Prevention of Cruelty – Pictou Co. Branch	Lands & Buildings at 3504 Granton Abercrombie Road, Granton	The whole of the lands & buildings at Granton of the owner	0488379-54-03

1532979 2560267 2560259	Linacy Community Association	Lands & Buildings at 6735, No. 4 Highway, Linacy	The whole of the lands & buildings at Linacy of the owner	
8833974	Their Light Shall Always Shine Memorial Park Society	Lands & Buildings at Walkerville Road, Priestville	The whole of the lands & buildings at Priestville of the owner	
4564022	Trustees Priestville Community Improvement Project	Lands & Buildings at Walkerville Road, Priestville	The whole of the lands & buildings at Priestville of the owner	
0762504	Churchville Community Club	Lands & Buildings at 1054 Irish Mtn. Rd. Churchville	The whole of the lands & bldgs. at Churchville of the owner	0483057-59-03
3776948	Plymouth Community & Recreation Association	Lands & Buildings at 2340 River Road, Plymouth	The whole of the lands & buildings at Plymouth of the owner	0514638-56-03
3972046	Riverton Community Hall	Lands & Buildings at 5678 Stellarton Trafalgar Road, Riverton	The whole of the lands & buildings at Riverton of the owner	0534316-56-03
8835284	Town of New Glasgow	Lands & Buildings at 3720 East River East Side Road, Churchville	The whole of the lands & buildings at Churchville of the owner	
2602792	Lorne Community Club	Lands & Buildings at 847 Lorne Station Road, Lorne	The whole of the lands & buildings at Lorne of the owner	0540807-56-03
2069504 2069482	Hopewell Recreation Association	Lands & Buildings at Elgin Road & Stellarton Trafalgar Road, Hopewell	The whole of the lands & buildings at Hopewell of the owner	
8272557	Eureka Community & Recreation Club	Lands & Buildings at Ash Street, Eureka	The whole of the lands & buildings at Eureka of the owner	
1237896 1238027 1322435 1322443	District 13 Recreation & Planning Commission	Lands & Buildings at 31 New Row, Arena Road & Marsh Road, Thorburn	The whole of the lands & buildings at Thorburn of the owner	0405134-56-03
2968347	MacPherson's Mills Community Hall	Lands & Buildings at 49 Grist Mill Loop, MacPherson's Mills	The whole of the lands & buildings at MacPherson's Mills of the owner	0521385-52-03
4601076	Freedom Bible Church	Lands & Buildings at 1121 Thorburn Road, Sutherland's River	The whole of the lands & buildings at Sutherland's River of the owner	89126978 RR0001
3400395	Trustees Sutherland's River & District Association	Lands & Buildings at 1458 Thorburn Road, Sutherland's River	The whole of the lands & buildings at	

			Sutherland's River of the owner	
4562968	Presbyterian Church of Canada	Lands & Buildings at 757 Marsh Road, Thorburn	The whole of the lands & buildings at Thorburn of the owner	
1890646	Trustees of Union Presbyterian Church	Lands & Buildings at 745 Marsh Road, Thorburn	The whole of the lands & buildings at Thorburn of the owner	
4074777	Thorburn & District War Veteran's Association	Lands & Buildings at Thorburn Road, Thorburn	The whole of the lands & buildings at Thorburn of the owner	
8270783	Trustees Dist. 17 & Area Recreation Association	Lands & Buildings at Simpson Road, French River	The whole of the lands & buildings at French River of the owner	
4684206	Springville Presbyterian Church	Lands & Buildings at 2560 East River East Side Road, Springville	The whole of the lands & buildings at Springville of the owner	0086850-37-03
4564405	MacLellan's Brook & Area Community Association	Lands & Buildings at 2271 Brookville Rd., MacLellan's Brook	The whole of the lands & buildings at MacLellan's Brook of the owner	0510297-59-03
1639218	Garden of Eden Community Hall	Lands & Buildings at 28 Garden Loop, Garden of Eden	The whole of the lands & buildings at Garden of Eden of the owner	0514653-56-03
4682459	Trustees MacLellan's Brook Community Hall	Lands & Buildings at Brookville Road, MacLellan's Brook	The whole of the lands & buildings at MacLellan's Brook of the owner	0621466-56-03
0888214	East River St. Mary's Community Hall Association	Land & Buildings at 822 Sherbrooke Road, East River St. Mary's	The whole of the lands & buildings at East River St. Mary's of the owner	0730358-56-03
4681789	Trustees Bridgeville Community	Lands & Buildings at 21 Elgin Road, Bridgeville	The whole of the lands & buildings at Bridgeville of the owner	
4018427	Rocky Mountain Community Hall	Lands & Buildings at 1935 Sherbrooke Road, Rocky Mountain	The whole of the lands & buildings at Rocky Mountain of the owner	
4682971	Trustees Glencoe Community Hall	Lands & Buildings at 957 East River East Side Road, Glencoe	The whole of the lands & buildings at Glencoe of the owner	
4683099 4684966	Trustees Knox Presbyterian Church	Lands & Buildings at 1684 Tower Road &	The whole of the lands & buildings at	

		Sherbrooke Road, Blue Mountain	Blue Mountain of the owner	
3757226	Pictou County Snowmobile Club	Lands & Buildings at 944 Brookville Road, Brookville	The whole of the lands & buildings at Brookville of the owner	
2636638	Sunny Brae War Memorial Society	Lands & Buildings at 2382 East River West Side Road, Sunny Brae	The whole of the lands & buildings at Sunny Brae of the owner	
1308734	East River Valley Recreation	Lands & Buildings at 2770 East River East Side Road, Springville	The whole of the lands & buildings at Springville of the owner	

SCHEDULE "B"

AAN	OWNER	PROPERTY	EXTENT OF APPLICATION	CHARITABLE #
3292304	Moore Lodge IOOF	Lands & Buildings at Thorburn Road, Thorburn	The whole of the lands & buildings at Thorburn of the owner	
4683064	Trustees of Rebekah Lodge No. 108	Lands & Buildings at 2411 East River West Side Road, Sunny Brae	The whole of the lands & buildings at Sunny Brae of the owner	
4683013	Trustees IOOF Hall	Lands & Buildings at 2488 East River East Side Road, Springville	The whole of the lands & buildings at Springville of the owner	
2443775	River John Lions Club	Lands & Buildings at 2724 West Branch Road, River John	The whole of the lands & buildings at River John of the owner	
02146533	IOOF Hall	Lands & Buildings at 2747 River John Station Road, River John	The whole of the lands & buildings at River John of the owner	

SCHEDULE "C"

AAN	OWNER	PROPERTY	EXTENT OF APPLICATION	CHARITABLE #
02155869	Pictou County Wellness Centre Building Authority Incorporated	Lands & Buildings at 2756 Westville Road, Westville Road	The whole of the lands & buildings at Westville Road of the owner	

DATED at Pictou, NS this 1st day of February, 2016.

(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.

Motion carried.

RESOLUTION – TAX ADJUSTMENTS

Clr. S. Fraser presented a resolution to Council as follows:

RESOLUTION

BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council approve the following write-off on taxes, the same having been reviewed and approved by the Financial Services Committee:

<u>ACCOUNT #</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>	<u>REASON</u>
02741563	Owner Unknown	\$ 39.00	Tax Arrears, Property No Longer Assessed
03997782	Francis Arsenault	2.34	Tax Arrears; Property No Longer Assessed
05104165	Estate Alla Horne	17.31	Tax Arrears; Property No Longer Assessed
09464441	David Fraser	60.00	Tax Arrears; Property No Longer Assessed
08263035	Robyn & Jason Stuart	358.68	Tax Arrears; Property No Longer Assessed
08268436	Pearl M. Craig	1,098.00	Tax Arrears; Property No Longer Assessed
02771381	Ken & Theresa MacGregor	<u>651.50</u>	Double Assessment
		\$2,226.83	

DATED at Pictou, N.S. this 1st day of February, 2016.

(Sgd.) Sally Fraser
Deborah Wadden

MOTION

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

Motion carried.

RESOLUTION – INTERSECTION STREET LIGHTS

Clr. D. Parker presented a resolution to Council as Follows:

RESOLUTION

WHEREAS the Municipal Council for the Municipality of the County of Pictou has adopted a policy with respect to the provision of street lighting at intersections in areas where residential street lighting does not exist;

WHEREAS this policy is intended to aid in the safe passage of motor vehicles on public streets or roads and pedestrian traffic at street intersections and other pedestrian infrastructure in a manner which is both affordable and adequate for vehicular and pedestrian traffic;

WHEREAS the Property Services Committee has considered two requests for intersection street lights in District #7;

THEREFORE BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council approve the installation of intersection street lights, in accordance with Policy #2015-02-34, at the following intersection:

District #7: at the intersection of Alma Road & Douglas Road, Alma;

 at the intersection of Rte. 289 & Millbrook Road, Union Centre.

DATED at Pictou, NS this 1st day of February, 2016.

(Sgd.) David Parker
Jim Turple

MOTION

It was moved by Clr. D. Parker and seconded by Clr. Turple that the preceding resolution be adopted as presented.
Motion carried.

RESOLUTION – DESTRUCTION OF DOCUMENTS

Clr. Palmer presented a resolution to Council as follows:

RESOLUTION

WHEREAS the Municipal Council for the Municipality of the County of Pictou did, on July 7, 1986, adopt a by-law which provides for the destruction of any documents or records after they are no longer required for municipal purposes;

WHEREAS the aforementioned by-law received the approval of the Minister of Municipal Affairs on October 24, 1986;

WHEREAS administrative staff has undertaken a process of reviewing obsolete files with a view to seeking the necessary approval to destroy those which are no longer required, in accordance with the Destruction of Documents By-Law;

THEREFORE BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council authorize the destruction of the documents described in the attached affidavit of the Municipal Clerk which indicates that he has personally examined each document or record and confirms that there is nothing of value therein.

DATED at Pictou, N. S. this 1st day of February, 2016.

(Sgd.) Randy Palmer
Scott Johnston

AFFIDAVIT OF CLERK

IN THE MATTER OF THE DESTRUCTION OF DOCUMENTS AND
RECORDS OF THE MUNICIPALITY OF THE COUNTY OF PICTOU.

I, Brian Cullen of New Glasgow, in the County of Pictou, Clerk of the Municipality of the County of Pictou, do make oath and say:

1. That I am Municipal Clerk of the Municipality of the County of Pictou.
2. That I have personally examined each of the documents or records listed immediately below pursuant to a by-law permitting the destruction of documents and records which are no longer required.

SHELF #

CONTENTS

A1- 7	Jan/2009 – Jul/2010 Minute Tapes Aug/2010 – Jan/2011 Minute CD's Jan/2011 – Sep/2011 Minute CD's
A1-11	2010/11 Correspondence, Duplicate Minute Files & Prov. Depts. (3 Boxes)
A4-15	2005/06 Payroll
A6-14	2006 Building Permits
A7- 1	1995/96 Tax Certificates
A7-10	2008/09 General Cancelled Cheques & Invoices
A7-18	2005/06 Taxes Receivable Report (1 of 2)
A7-19	2005/06 Taxes Receivable Report (2 of 2)
A7-25	2005/06 Ledgers
A7-42	1995/96 Receipts
A7-43	2010/11 Mortgage Companies
A7-44	1992 – 1996 Assessment Office Files
A7-48	1993 – 1996 Exemptions, 1995 Provincial Rebates, & 1989 – 1991 Assessment Office Files
A7-51	2010/11 Telepayments

3. That the aforesaid list does not contain any document or record exempt from destruction pursuant to Section 3 of the by-law governing the destruction of documents.
4. That to the best of my knowledge there is nothing of value contained therein.
5. That the said documents and records are no longer required by the said Municipal Council.

Brian Cullen, Municipal Clerk

SWORN before me at Pictou, in the
County of Pictou and Province of Nova
Scotia this 12th day of January, A.D.,
2016.

Carolyn MacIntosh
COMMISSIONER OF THE SUPREME
COURT OF NOVA SCOTIA

MOTION

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

Clr. Dewar referred to A1-7 the minutes of meetings and asked if we have a record of those meetings once the tapes and CD's are destroyed.

The Deputy Municipal Clerk replied that the digital records are used to assist staff to produce the official minutes of the meetings and it is the official minutes that are never destroyed.

Motion carried.

EMERGENCY RESOLUTIONS – ELECTRICAL OUTAGES

Clr. R. Parker reported that he was speaking with a very upset constituent about the power outages during the recent storm and asked that a letter be sent to the UARB on this issue.

AGREED

It was agreed that Council send a letter to the UARB regarding the recent power outages.

Clr. R. Parker informed Council that not everyone has power as yet and the concern raised was if there was more work done trimming the trees in the summer we would not have this problem now. The more trees that are caught up in the lines that have not been trimmed for 20 years the more likely you are to have a problem.

MOTION

It was moved by Clr. R. Parker and seconded by Clr. Turple that Council send a letter to the UARB asking that they examine the practices of NSP regarding tree trimming during the summer months and if there is any incentive/penalty for NSP if a person's power is not restored within a certain time period.

Clr. Wadden pointed out that there are other issues besides tree trimming that may have to be looked at as well.

Clr. Turple reported that there are trees growing up on both sides of the lines on many of the back roads and they should have been trimmed years ago.

Deputy Warden Thompson reported that when he called the outage line there were major outages all over Pictou County.

Clr. D. Parker informed Council if you do not do some preventative maintenance on equipment then it will let you down when the weather is bad. There needs to be an incentive that after a certain number of hours those people who suffered that inconvenience should receive free power for that billing period. This has been going on since at least White Juan which was 12½ years ago and there does not seem to be any improvement. NSP still has the most incompetent public relations for dealing with power outages of any business he knows.

Clr. L. Fraser reported if the weather did not turn mild we still would not have any power because the trees were hanging over the power lines like a jungle. There should be an incentive put in place so NSP will do more when the weather is better.

Motion carried.

PRESENTATION – INFORMATION ON BEHALF OF ALLAN ENGLISH

Clr. Turple informed Council that he is in contact with Mr. Allan English who lives in Braeshore and he was asked by Mr. English to make a presentation on his behalf as follows:

"I am Allan English and my wife and I own a business and have a home in Braeshore. I would like to thank Municipal Council for allowing me to share my information and I thank Clr. Turple for presenting it. This will take up to 6 minutes of your time and the rest is up to you. Transparency is a catch word of the 21st century. It is used by many seeking elected office and it insinuates that when elected taxpayers will see exactly what their level of government is doing with their tax dollars in a way that the average citizen would understand. For instance, the Town of Pictou's budget uses colored pie charts that are very easy to comprehend but not so much with the Municipality's budget. The single largest item in the proposed 2015/16 Municipal budget of \$16,690,732 is education at \$4,491,723. I wondered how many Councillors were aware of just exactly what the educational item was for or even about until Clr. Turple brought it up during a Council meeting last fall. In my earlier conversations with Clr. Turple he admitted he was unaware that the item was a provincial property tax imposed on property owners of the Department of Education and if so he agreed that perhaps it should not be included in the expenditures portion of the budget. I regret not giving him all the ammunition he needed to make the point more important. Here is how the Department of Education defines the mandatory education tax in an informal letter from June 2004. I quote, "the bulk of School Board funding comes from 2 sources, the Provincial Government and contributions from property taxpayers mandated by the Education Act. The latter amount is determined by the province which sets a property tax rate known as the Mandatory Education Tax Rate (MET). All property owners in Nova Scotia pay the same rate currently .3510 per 100. The municipalities collect this property tax on behalf of the Province and remit the revenue to the School Boards. Although this tax is called a minimum Municipal contribution it is not a tax on municipalities. It is a property tax especially targeted to education collected by the municipalities because they already collect a property tax. The Province could collect this tax directly but that would create unnecessary duplication. The valuation of properties for this purpose known as uniform assessment is conducted by Service Nova Scotia & Municipal Relations." For those of you who do not know what uniform assessment means here it is described by Municipal Affairs? Final uniform assessment is used to determine the mandatory educational tax rate as well as other provincial property taxes and is based on the total provincial CAP residential and commercial tax base. Again I quote, "One measure of a municipality's financial health is its own source revenues based as represented by the total uniform assessment. This figure is the total of the tax property assessment plus the value of grants received by special property tax arrangements." In the Municipality of Pictou County the Provincial property tax rate is based on the 2015 final uniform assessment amount of \$1,473,479,664. It is my understanding there are 3 more provincial property taxes in the expenditures column of the budget and they are the Nova Scotia Correctional Service Tax of \$310,195, the Nova Scotia Housing Deficit Tax of \$105,000 and the Nova Scotia Regional Library Tax of \$171,137. This gives us a total of all 4 provincial taxes collected and submitted to the Regional School Board and the Province of \$5,078,055. If you want to include the VPSC assessment charges of \$492,543 that brings the grand total to \$5,570,698. If all that I say is true then I suggest to Council that in the spirit of transparency the total of +/- \$5,570,698 be removed from the

expenditures column of the 2016/17 budget. Divided accordingly and shown separating on the semi-annual property tax bills with a property explanation. If the Province could collect these taxes directly it becomes obvious that they do not belong in the expenditures column of any municipal budget in Nova Scotia. Heaven forbid there would be any unnecessary duplication. Taxpayers would no longer be charged a municipal tax on top of a provincial tax and disgruntled property owners can be directed to speak to their MLAs. A note of interest, the HRM Provincial property tax bill is not included in the expenditures column. Their rural residential tax rate for last year was .636 per \$100 and the rural commercial rate was \$2.56. Council then has the task of adjusting the 2016/17 and beyond expenditures budgets downward by +/- 35% and ultimately the property tax rates to the level where owning a residential or commercial property in the Municipality of Pictou County for total tax purposes would eventually be neutral. I would like to ask the Solicitor if any interpretation of the Provincial property taxes as pointed out by the Education Act and Assessment Act are factual and this Council may indeed do as I have suggested should they wish. I believe the property tax payers of Pictou County would more easily understand and appreciate this type of transparency. I recommend that Council accomplish this task agree or not as soon as possible so it does not get lost in the congestion of amalgamation should the County residents vote in favor.”

Clr. R. Parker asked if there was any tax that we are charging on top of a provincial tax and the CAO replied the Municipality’s tax rate includes an amount to cover the education, correction and housing so we are not taxing on top of a tax.

Clr. Turple asked if this may be looked at in future so we can provide better transparency to the residents.

Warden Baillie replied all units seem to be moving in that direction so he does not see any reason why we would not do the same.

NOTICE OF MOTION – 1ST READING – SPRING ROAD WEIGHT RESTRICTIONS BYOLAW

NOTICE OF MOTION
(1ST Reading)

TAKE NOTICE that the following resolution will be presented to Municipal Council for consideration on Monday, March 7, 2016.

DATED at Pictou, N.S. 1st day of February, 2016.

Robert Parker
Financial Services Committee

RESOLUTION

BE IT RESOLVED by the Municipal Council for the Municipality of the County of Pictou that Council adopt the following by-law with respect to spring road weight restrictions:



MUNICIPALITY OF THE COUNTY OF PICTOU
SPRING ROAD WEIGHT RESTRICTION BY-LAW

1. This by-law may be cited as the “*Spring Road Weight Restriction By-law*”.

2. In this by-law:
- a. "gross vehicle weight" means the sum of the individual axle weights of all axles of the vehicle or combination of vehicles;
 - b. "Municipality" means the Municipality of the County of Pictou;
 - c. "Restricted Road" means a highway or road in the Municipality which is listed at Schedule "A" ;
 - d. "single axle" means an axle that transfers the load carried by it approximately equally to the wheel or wheels attached to each end of the axle;
 - e. "Spring Weight Restriction Period" means
 - i. the same period in a given year over which, pursuant to subsection 20(1) of the *Public Highways Act*, R.S.N.S. 1989, c. 371, as amended, the applicable Minister for the Province of Nova Scotia, or designate, prescribes that public highways or public roads, including bridges thereon, will be subject to closure or restrictions to traffic or to any class or classes of traffic, or
 - ii. such other period as the Municipality, at its discretion, may determine by resolution and announce by way of notice published in a newspaper circulating within the Municipality at least two weeks before such period is to begin in a given year;
 - f. "tandem axle" means an axle assembly containing 2 consecutive axles whose centres are at least 1.20 m apart and no greater than 1.85 m apart
 - i. attached to the vehicle in such a manner that the load on the axle group is equalized on the 2 axles, and
 - ii. equipped with brakes on both axles;
 - g. "triple axle" means an axle assembly of 3 consecutive axles with the centres of no 2 consecutive axles less than 1.20 m apart, and
 - i. attached to the vehicle in such a manner that the load on the axle group is equalized on 3 axles, and
 - ii. equipped with brakes on all 3 axles;
 - h. "tridem axle" means an axle group of 3 consecutive, equally spaced axles within a vehicle that does not include any liftable or self-steering axles and that has the same number and size of tires on each axle, with a minimum outside axle spacing from 2.40 m to a maximum of 3.70 m;
 - i. "tridem equivalent axle" means an axle group that is made up of 3 consecutive, equally spaced axles within a vehicle and that has all lift axles lowered and the same number and size, and that has the same number and size of tires on each axle, with a minimum outside axle spacing from 2.40 m to a maximum of 3.70 m; and
 - j. "vehicle" means a vehicle as defined under the *Motor Vehicle Act*, R.S.N.S. 1989, c.

293, as amended;

3. No vehicle may be operated on a Restricted Road during a Spring Weight Restriction Period, except as permitted under this by-law.
4. Vehicles under the following applicable maximum vehicle and axle weights may be operated on a Restricted Road during a Spring Weight Restriction Period:
 - a. maximum single axle weight of 6,500 kg, except single-drive school and passenger buses, public utility service trucks and fire-fighting trucks;
 - b. maximum tandem or triple axle weight of 12,000 kg per axle grouping;
 - c. maximum tridem or tridem equivalent axle weight of 18 000 kg per axle grouping; and
 - d. maximum gross vehicle weight of 12,000 kg for single-drive school and passenger buses, public utility service trucks and fire-fighting trucks that exceed 6500 kg on a single axle.
5. The following vehicles may also be operated on a Restricted Road during a Spring Weight Restriction Period:
 - a. public utility service trucks while responding to emergency situations, including the restoration of services or the establishment of new services to occupied buildings;
 - b. fire-fighting trucks while responding to emergency situations, including attending actual fires, medical crises and motor vehicle accidents, and assisting in fire investigations;
 - c. trucks hauling bulk milk and solid waste (garbage haulers) are permitted to haul 80% of normal axle loads, steering axles are permitted to carry registered weight to a maximum of 6,500 kg, provided the carrier holds a special permit issued by the Province of Nova Scotia and allowing such operations, as provided for under the *Spring Weight Restriction Regulations* under the *Public Highways Act*, R.S.N.S. 1989, c. 371, as amended; and
 - d. vehicles which the Municipality owns, operates or has hired others to operate for the Municipality or public utility vehicles while such vehicles are engaged in maintenance and repair work on municipal roads or streets or utility appurtenances included therein, or to police or fire service or emergency service vehicles or equipment engaged in the line of duty.
6. Every person who violates or fails to comply with any of the provisions of this by-law shall be guilty of an offence and, upon summary conviction, liable to pay a fine and penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) and, in default of payment, to imprisonment for a term not exceeding sixty (60) days.
7. The offences, fines and penalties or rights of restitution provided for in this by-law, are intended to be in addition to any other applicable offences, fines or penalties or rights, including rights of the Municipality to recover for property damage by way of civil action.
8. When a person causes damage to a Restricted Road through conduct in violation of this by-law and is convicted of an offence as a result, in addition to and without limiting any other relief which might otherwise be available to the Municipality and in addition to any fine or penalty which might be imposed, a Court may also order that such person pay restitution to the Municipality in respect of all such damage.

DATED at Pictou, NS this 7th day of March, 2016.

SCHEDULE "A"

Restricted Roads

<u>Road Name</u>	<u>Community</u>
Stanwood Drive	Lyons Brook
Barclay Ridge Crescent	Lyons Brook
Lakeside Court	Granton
Hidden Cove Drive	Pictou Landing
MacIntosh Drive	Sylvester
Maple Estates Drive	Abercrombie
Holland Lane	Plymouth
Jean St	Plymouth

MOTION - AMENDMENT

It was moved by Clr. R. Parker and seconded by Clr. Turple that the Spring Road Weight Restrictions By-Law be amended to delete clause 5 d.

Clr. Wadden asked if restrictions like that could result in operators deciding not to deliver to a road and the Solicitor responded that the by-law, with the amendment, effectively mirrors the provincial restrictions so that is something we are not going to run into.

Clr. R. Parker reported that he was talking to one of the oil delivery companies and they do this all the time on the provincial roads so they are quite aware of the process.

Clr. Dewar asked who is going to police this and Warden Baillie replied that it would fall under the jurisdiction of the By-Law Enforcement Officer.

Clr. Dewar asked if that service could be contracted out because the Municipality does not have the proper equipment to police the roads.

Warden Baillie pointed out that it is more for the trucks who do damage to the road.

Clr. Wadden asked how often has damage been caused to a municipally-owned road and the CAO confirmed that last year was the first time.

Clr. R. Parker pointed out this by-law is mostly a preventative measure and once these trucks know the roads are closed we should not run into the same problem as last spring.

Motion carried.

MOU UPDATES & QUESTIONS

Clr. D. Parker asked for an outline on what the process is between now and May 28th and Warden Baillie replied that there will be a joint meeting of all 4 Councils in closed session on Wednesday evening to review the final submission to the NSUARB. On Thursday evening each Council will meet individually in closed session to determine if the pre-conditions have been met. Councils will then go into open session to make a motion to accept the package and move onto the plebiscite. The UARB will hold hearings at the Holiday Inn and the Scotsburn Fire Hall from March 7th to 11th and then public presentations will be held on the information that is to be passed by Council.

Clr. D. Parker asked the reason for the UARB hearings and the CAO explained that the UARB will review the merits of the evidence filed, following which the Board will release a preliminary decision in April based on that evidence.

Clr. D. Parker asked if Council intends to hold more public information meetings in the districts and Warden Baillie replied that the Steering Committee will be holding public meetings.

Clr. R. Parker reported that people are confused that the UARB is ruling on this before the public has given their decision at the plebiscite at the end of May. If the UARB makes a decision in April there will be a perception by the public that we are already applying for amalgamation.

Warden Baillie pointed out that the UARB will not make a final decision until the end of June, based on the plebiscite and the votes of the individual Councils.

The CAO commented that in all likelihood the UARB is going to say in April that the evident which has been submitted meets the fact based-information supplied to the Board.

Clr. Dewar commented that there are letters in the newspaper every day on this application and expressed his opinion that the UARB's ruling should come after the plebiscite. There are so many grey areas in this process and now there are advertisements in the newspaper about the dates of the UARB hearings. Clr. Dewar pointed out that nothing should be said until after the plebiscite.

Warden Baillie pointed out the UARB is issuing a report on the evidence it received and individual Councils have until June 20th to decide if they wish to withdraw from the application.

Clr. Dewar reported that he does not understand why the UARB is so involved in this process and Warden Baillie replied that the Board is the jurisdictional body in this matter.

Clr. Dewar asked the cost for the plebiscite and Warden Baillie replied that the cost will be the same as other elections.

REFERRALS TO COMMITTEES & NOTICES OF MOTION

There were no referrals to Committees & Notices of Motion.

NEWS STORY - GREENHILL SPRING

Clr. D. Parker referred to the newspaper story that mentioned several springs in the County and he appreciates the fact that the DOE tries to warn us of potential hazards. There are dozens of people who depend on the Greenhill spring for their daily supply of drinking water and it appears there is fear mongering that the water is not safe. Clr. D. Parker stated that coliforms are a type of bacteria so you cannot find any stream or brook that does not have some coliforms in it. In his opinion he would never hesitate to drink from any of these springs because they are good, cold, clean water but we are fairly adapted to handle a few coliforms in our water and we do not have to give into this kind of fear.

INVITATION – SCHOOL BOARD

Councillors were reminded that there will be a meeting next Monday evening, February 8, 2016 at Northumberland Regional High School at 7:00 p.m. regarding the School Board's long-range outlook.

CLOSED SESSION

Council met in closed session at 8:50 p.m. to discuss matters relating to legal advice eligible for solicitor-client privilege.

OPEN SESSION

Council resumed in open session at 8:55 p.m.

ADJOURN

It was moved by Clr. D. Parker and seconded by Clr. Davidson that the meeting adjourn.

Motion carried. (8:55 p.m.)

Andy Thompson
Deputy Warden

Carolyn MacIntosh
Deputy Municipal Clerk