

COMMITTEE OF THE WHOLE
Minutes of Meeting
September 21,2009

1. The regular monthly meeting of the Port Hawkesbury Town Council sitting as a Committee of the Whole was held in the Shannon Studio of the Civic Centre on Monday, September 21, 2009 at the hour of 5:00 P.M.
2. Present were Mayor W.J. MacLean; Cl'r H. MacDonald, J. King and Deputy Mayor M. MacIver; Chief Administrative Officer, J. Davis; Town Solicitor, L. Evans; Jim MacNeil, Work Superintendent and Gordon Snook, Civic Centre Supervisor.
3. The meeting was called to order by Mayor MacLean.

GALLERY PRESENTATIONS

4. Karl Grenke, Planner,EDPC gave a presentation to the committee. He outlined what is an Integrated Community Sustainability Plan, Essentially what it is, What does the plan look to do,ICSP framework, Progress to date. All of Nova Scotia municipalities, must submit draft by September 30,2009 and final draft March 31, 2010.
5. MOVED BY DEPUTY MAYOR M.MACIVER, SEC'D BY CL'R H. MACDOUGALL THAT WE APPROVE THE DRAFT OF ICSP AS PRESENTED BY KARL GRENKE, PLANNER-EDPC FOR SUBMISSION TO THE PROVINCE. MOTION CARRIED.

POLICING SERVICES

6. Cpl. Jim Greene and Staff Sgt. Seafoot reviewed the RCMP report May-August 2009.
7. Some discussion took place regarding the amalgamation of police forces in the area. Cost savings would be forthcoming on overtime charges such as in the case of a murder investigation. Staff Sgt. Seafoot to provide follow up information for the future discussion.

WALL OF FAME COMMITTEE

8. Cl'r H.MacDougall in his presentation to the committee reviewed the report to date taken by the wall of Fame Committee and the steps enrolled in the selective process.
9. Cl'r H.MacDougall compile a budget for preparing site and display. The next The next Wall of Fame report to be presented at the October 19,2009,Committee of the Whole.
10. MOVED BY DEPUTY MAYOR M.MACIVER, SEC'D BY CL'R J. KING TO ACCEPT THE REPORT FROM PORT HAWKESBURY WALL OF FAME COMMITTEE AS PRESENTED. MOTION CARRIED.

COMMUNITY SERVICES ISSUES
PUBLIC WORKS
SUPERINTENDENT'S REPORT

11. MOVED BY CL'R J. KING,SEC'D BY CL'R H.MACDOUGALL TO ACCEPT THE PUBLIC WORKS REPORT AS PRESENTED. MOTION CARRIED.
12. Cl'r H. MacDougall asked if any work has being contracted out if so it should be included at the end of Superintendent's report. Work Superintendent advised that there was no contracting work done.

13. MOVED BY CL'R H. MACDOUGALL, SEC'D BY CL'R J. KING THAT WE APPROVE TO SEND THE DIRECTOR OF PUBLIC WORKS OUT OF PROVINCE TO DO A SITE VISIT TO INSPECT NEW SALT TRUCK. MOTION CARRIED.

HEAVY GARBAGE PICKUP

14. The committee agreed to have heavy garbage pickup on October 19, 2009.

BUILDING CANADA

15. MOVED BY CL'R H. MACDOUGALL, SEC'D BY CL'R J. KING THAT THE BUILDING CANADA PROJECT BE APPROVED AND THAT WE PROCEED WITH THE TENDER. MOTION CARRIED.

PARKS, RECREATION & TOURISM ISSUES

16. MOVED BY CL'R H. MACDOUGALL, SEC'D BY CL'R J. KING THAT WE APPROVE AQUATICS AND DIRECTOR'S REPORT. MAYOR MACLEAN COMPLIMENTED STAFF ON THE POOL PROJECT. MOTION CARRIED.

SOCCER/FOOTBALL FIELD

17. MOVED BY CL'R H. MACDOUGALL, SEC'D BY CL'R J. KING TO APPROVE THE USE OF RESERVE FUNDS DESIGNATED FOR THE ARENA ROOF AND FENCING FOR THE PURPOSE OF FUNDING THE BALLFIELD PORTION OF THE "FIELDS" PROJECT TO ENABLE THE TOWN TO PROCEED BY THESE MONIES SUPPORTING THE \$70,293. PROJECT SHORTFALL. THIS FUNDING MAYBE TEMPORARY AS IT IS RELATED TO AN APPLICATION TO THE PROVINCE FOR THEIR FUNDS (\$70,293) BUT WHICH HAS NOT YET BEEN APPROVED. THE FENCES AND ARENA ROOF TO BE INCLUDED IN NEXT YEARS CAPITAL BUDGET. MOTION CARRIED.

GRANVILLE STREET PROJECT

18. MOVED BY CL'R H. MACDOUGALL, SEC'D BY CL'R J. KING THAT AN ADDITIONAL \$102,000 BE ALLOCATED FROM THE GAS TAX RESERVE FUND TOWARDS THE BUILDING CANADA PAVING PROJECT 05-08-0330 FOR A TOTAL GAS TAX FUNDING FOR THIS PROJECT OF \$206,900 AND THAT \$77,280 REQUIRED FOR THE GRANVILLE STREETScape PROJECT BE FUNDED FROM THE GENERAL OPERATING REVENUE FUND CAPITAL OUT OF REVENUE ACCOUNT IN THE FORM OF A TRANSFER TO RESERVE FOR 2009-2010 FOR USE IN 2010-1011. MOTION CARRIED.

WATERFRONT DEVELOPMENT AGREEMENT RENEWAL

19. Mayor MacLean and Deputy Mayor M. MacIver recommended that the Town renew its Waterfront Management agreement with the Strait Area Waterfront Development Society for a further five years.

20. MOVED BY DEPUTY MAYOR M. MACIVER, SEC'D BY CL'R H. MAC DOUGALL THAT THE TOWN OF PORT HAWKESBURY RENEW ITS WATERFRONT MANAGEMENT AGREEMENT WITH THE SAWDS FOR A FURTHER FIVE YEARS. MOTION CARRIED.

H1N1 POLICY

21. MOVED BY C'LR H. MACDOUGALL, SEC'D BY DEPUTY MAYOR M. MACIVER THAT THE H1N1 POLICY BE APPROVED WITH THE DELETION OF THE REQUIREMENT OF EMPLOYEES TO SIGN OFF ON THE POLICY. MOTION CARRIED.

DONATION REQUESTS

CAPE BRETON HOSPITAL FOUNDATION

22. MOVED BY DEPUTY MAYOR M. MACIVER, SEC'D BY CL'R J.KING THAT THE TOWN DONATE \$1,000.00 TOWARDS THE C.B. REGIONAL HOSPITAL CAPITAL FUNDRAISING CAMPAIGN AND WHEN THE 5 YEAR COMMITMENT TO ST. MARTHA'S CAMPAIGN IS FULFILLED THE TOWN WILL CONSIDER FURTHER CONTRIBUTION AT THAT TIME. MOTION CARRIED.

C.B. CRIME STOPPERS

23. MOVED BY CL'R J. KING, SEC'D BY CL'R H.MACDOUGALL THAT THE TOWN CONFIRM ITS COMMITMENT TO THE C.B. CRIME STOPPERS IN LIGHT OF A SIMILAR COMMITMENT ON A POPULATION BASIS. MOTION CARRIED.

PORT HAWKESBURY JUDO CLUB

24. It was noted that the club has participants from Inverness, Richmond and Antigonish Counties. A major change of use for the racquetball courts has not been contemplated in any great detail. It was suggested that the judo club could approach another martial arts club in the area to see if they can share rental space or approach landlord to see if other space is available.

CIVIC CENTRE OPERATIONS

25. Civic Centre Operator report from Gordie Snook was present and he commented on the early installation of ice and the problem this presents without a new cooling tower/heat pump set up. Other matters discussed were canteen operations security, comfort centre and "Y" negotiations.

26. MOVED BY CL'R J. KING, SEC'D BY CL'R H.MACDOUGALL THAT THE TOWN CONTINUE TO WORK TO RESEARCH AND WORK WITH GOVERNMENT AGENCIES AND OTHERS TO SECURE FUNDING FOR HEAT PUMPS AND COOLING TOWER. MOTION CARRIED.

27. Congratulations from Council to Gordie, Paula and staff for their efforts in making the Panthers training camp a success.

STRAIT PIRATES

28. MOVED BY CL'R J. KING, SEC'D BY CL'R H. MACDOUGALL THAT WE DONATE \$2,500.00 TO STRAIT PIRATES AS PER THEIR LETTER OF REQUEST AND FOR PROVIDING ENTERTAINING JUNIOR HOCKEY FOR OVER FORTY (40) YEARS. MOTION CARRIED.

29. The Committee of the Whole recessed into an "In Camera " session at 7:30 PM.

RECONVENE

30. The committee reconvened back to Committee of the Whole at 7:40 PM.

31. MOVED BY DEPUTY MAYOR M.MACIVER, SEC'D BY CL'R J.KING THAT THE IN CAMERA RECOMMENDATION REFERENCE O'JOLICK & ASSOCIATES BE APPROVED. MOTION CARRIED.

32. MOVED BY CL'R J.KING, SEC'D BY DEPUTY MAYOR M. MACIVER THAT THE BY LAW REVIEW BE STRUCTURED AS OUTLINED BY THE TOWN SOLICITOR IN HIS LETTER OF SEPTEMBER 18,2009 WHICH STATES..... THERE ARE A NUMBER OF EXISTING BY-LAWS WHICH ARE CLEARLY OUT OF DATE AND IRRELEVANT TO THE GOVERNANCE OF THE TOWN IN 2009. WE PLAN TO PROVIDE THE TOWN WITH RECOMMENDATIONS AS TO BY-LAWS WHICH SHOULD BE REPEATED AND NOT REPLACED AND THOSE WHICH SHOULD BE REPEALED AND REPLACED WITH UPDATED VERSIONS.

33. IT IS OUR VIEW THAT THE TOWN SHOULD ONLY HAVE BY-LAWS GOVERNING MATTERS WHICH CAUSE ONGOING PROBLEMS FOR THE TOWN AND ITS CITIZENS. ANY BY-LAWS WHICH ARE ADOPTED MUST BE ENFORCEABLE AT A COST WHICH IS REASONABLE.

34. WE WILL BRING FORWARD A LIST OF THE EXISTING BY-LAWS WHICH WE BELIEVE CAN BE REPEALED AND NOT REPLACED AND COUNCIL WILL HAVE AN OPPORTUNITY TO CONSIDER THIS LIST BEFORE PROCEEDING WITH REPEAL. MOTION CARRIED.

35. MOVED BY CL'R J. MACDOUGALL, SEC'D BY CL'R J. KING THAT WE ADJOURN. MOTION CARRIED.

36. ADJOURNMENT AT 7:43 P.M.

DATE

APPROVED BY:

RECORDED BY:
A.MACDONALD