



Town of Shelburne
Minutes of the Regular Council Meeting
Tuesday February 16th, 2021
Shelburne Community Centre, 63 King St., Shelburne, NS

Council Members Present

Mayor Harold Locke
Deputy Mayor Elizabeth Acker
Councillor Rick Davis
Councillor Benjamin Nickerson
Councillor Sheldon Ringer

Staff Present

Sherry Doane, CAO
Robin Smith, Executive Coordinator

Invited Guests:

Karen Mattatall
Nolan Young

Call to Order

Mayor Harold Locke called the Council meeting to order at 7pm.

At the start of the meeting Mayor Locke presented plaques to former Mayor Karen Mattatall and former Councillor Nolan Young. Mayor Locke thanked them both and recognized their years of service.

Approval of the Agenda

THAT Council approves the Agenda with the following additions as well as one amendment:

- Under Staff Reports
- (e) Budget Process: Preparing for Workshop
- (f) Smoke Free Outdoor Spaces Policy

That under Upcoming Meetings *the Special Town Council Meeting-Budget Process* on Monday Feb 22nd, 2021 at 7pm at Community Centre be listed as a *Budget Workshop*.

Acker-Ringer
CARRIED

Approval of the Minutes

THAT Council approves the Council minutes as presented from Monday February 1st, 2021.

Davis-Nickerson
CARRIED

Proclamations

None

Delegations

None

Correspondence

Action Required:

a) Shelburne Historical Society-Water Adjustment Request

THAT going by precedent Council direct staff to adjust the Shelburne Historical Society's water bill from Feb 4th, 2021 by 50%.

Acker-Ringer

CARRIED

b) Shelburne Historical Society-Lease approval request.

Discussion was held on the Quit Deed that was granted to the Shelburne Historical Society for the Cox Warehouse. There is a requirement in that lease that consent must be granted from the Town for any leasing, selling or agreement to sell. There is nothing in the Society's files or the Town's to indicate that consent was either requested or granted to allow the 2013 lease. The current Board of the Shelburne Historical Society are looking at the Town to retroactively grant permission for the leasing of the space now occupied by Shelburne Physiotherapy as well as looking to permit an extension to the terms of the existing lease to cover additional space at the south end of the ground floor.

Councillor Davis noted he was not in favour of granting the extension to the terms of the existing lease at this time. Councillor Ringer would like to have more information to ensure that by granting this extension does not defer from any further development for any business on the 2nd floor. CAO Sherry Doane committed to doing some more research and investigating before Council makes a motion on the second part of the request for permission of the expansion.

THAT Council retroactively grant permission for the 2013 leasing of the space now occupied by Shelburne Physiotherapy.

Acker-Ringer

CARRIED

For Information:

a) Safe Restart Agreement Letter

THAT Council acknowledges the letter from Minister Chuck Porter of Dept. Of Municipal Affairs and Housing for information.

b) Fisheries Letter-Bernadette Jordan

THAT Council acknowledges the letter from Fisheries Minister Bernadette Jordan for information.

Council Items

a) Region 6 Budget Approval

THAT Council approves the draft 2021/22 Region 6 Solid Waste - Resource Management Budget, as presented at the January 4th, 2021 Council Meeting, in the amount of \$913,830.00, with Eastern Shelburne County's contribution being \$5,244.14, which represents 7.25% of the municipal bill.

Davis-Nickerson

CARRIED

b) Plebiscite

CAO Sherry Doane spoke to this topic being delivered to the Council last Fall but was deferred to this meeting to allow new Council members some time to read through documentation and get feedback from citizens. There is a requirement for a decision to be made tonight regarding the Plebiscite question of "Should the rail trail as it passes through Town be open to off-highway vehicles?"

Councillor Acker put forward a motion that Council does not allow the use of OHV's on the trail from Falls Lane to Charlotte St. which was seconded by Councillor Davis. Councillor Acker spoke to her motion and wanted people to understand why she put forth that motion and detailed these reasons. Councillor Acker

stated again that it is the residents who have indicated in previous consultations, the recent Plebiscite as well this past Fall by email/letters that they do not want OHV's passing through the rail trail.

Councillor Nickerson spoke that he appreciated all the work Councillor Acker has put in researching and wanted to note that he does support the use of OHV's on the trail through Town.

Councillor Davis mentioned that we need to keep in mind the Pilot Project that the Province currently is working on is something he thinks would work great here. He indicated he is not against the OHV's on the streets if all guidelines were being followed.

Mayor Locke agrees with all of what is being said. He would like to see our support expressed to the Province regarding the Pilot Project.

THAT the Council does not allow the use of OHV's on the rail trail from Falls Lane to Charlotte St.

Acker-Davis

CARRIED

Role-Call Vote:

Councillor Acker voted Yes.

Councillor Ringer voted Yes.

Councillor Nickerson voted No.

Councillor Davis voted Yes.

Mayor Locke voted Yes.

Mayor Locke then spoke to whether a Committee should be formed at this time or wait to see what information comes from the Pilot Project. He indicated that we should give a voice of opinion to the Province indicating how we feel about use of OHV's on the Town streets. A motion was then made;

THAT the Town send a letter to the Province indicating that we are very much in favour of OHV's being permitted on Public highways and roads.

Acker-Davis

CARRIED

Committee Reports

a) CP&V Committee

THAT we accept the CP&V Committee Minutes from February 4th for Information. It was noted that this Committee is seeking an additional member from the public. Anyone that is interested can contact Executive Coordinator Robin Smith at execoordinator@town.shelburne.ns.ca

Davis-Nickerson

CARRIED

Staff Reports

a) Review of Outstanding Council Motions

Executive Coordinator reviewed the Staff Report regarding the outstanding Council Motions. The following Motions from Appendix A had direction given by Council to Action.

-January 20th, 2020- That Council direct staff to schedule a meeting with representatives of the Dept. of Municipal Affairs and Housing to discuss water security.

-June 17th, 2019- Council approved the proposed amendments to the Parking By-Law to be added for when the By-Law is brought up for Summary Offence Amendments.

-September 17th, 2018- That staff present a staff report to set up a guideline for a municipal reserve for climate change to be discussed during the yearly budget meetings

The rest of the motions listed in Appendix A were all motioned to be Rescinded. The motions listed in Appendix B were reviewed and are outstanding motions recommended to still be actioned.

- b) Waste Diversion Coordinator Report
THAT Council acknowledges the Waste Diversion Coordinator Report as presented.
Acker-Davis
CARRIED

- c) Shelburne Volunteer Fire Department Monthly Report
THAT Council acknowledges the SVFD Fire Department Monthly Report as presented.
Davis-Ringer
CARRIED

- d) Monthly Building Report
THAT Council acknowledges the Building Report from Andrew Goreham as presented.
Davis-Nickerson
CARRIED

- e) Budget Process: Preparing for Workshop
CAO Sherry Doane reviewed the Staff Report from Interim CAO Ken Smith for Council in preparation of next week's Budget Workshop. Council is being asked to think about potential priorities to be considered. A sample Strategic Priorities chart from the Town of Oxford was also shared as an example.

- f) Staff Report-Smoke Free Outdoor Spaces Policy
That Council intends to adopt the Smoke Free Outdoor Spaces Policy as presented at the March 1st, 2021 Council meeting.
Nickerson-Ringer
CARRIED

New Business

- a) Councillor Acker put forth a suggestion for an NSFM topic regarding the By-Law Process as well as inquired as to why the SHYC would like to meet with Council next week. Mayor Locke indicated it was an informal meeting that had been happening once a year for a while now. Councillor Ringer suggested as a topic for NSFM- a review of the Airbnb's and their tax rates. There are many homes in Towns/Municipalities across the province that are operating Airbnb's and not paying Commercial taxes. CAO Sherry Doane will add these items to the list. Mayor Locke bought up the Fundraising for the new x-ray machine at Roseway Hospital. He suggested that Council meet with the Fundraising Committee as well as other units in the area and come up with ideas.

In Camera

MGA Section 22 (e) Contract Negotiations
THAT Council goes in-camera at 8:23pm
Davis-Ringer
CARRIED

Council came out of In-Camera at 8:32
Direction was given to the CAO to negotiate the Port Manager contract.

Upcoming Meetings

- a) Shelburne County Mayors/Wardens & CAO's/Clerks-Wednesday February 17th at 10am-Shelburne Community Centre
- b) Port Committee Meeting- Thursday February 18th, 2021 at 7pm-Shelburne Community Centre
- c) Special Town Council Meeting-Budget Workshop-Monday February 22nd, 2021 at 7pm at Community Centre.
- d) Town Council-Monday March 1st, 2021 at 7pm-Shelburne Community Centre

Adjournment

THAT the Regular Town Council Meeting of Tuesday February 16th, 2021 be adjourned at 8:33pm

Davis

CARRIED

Mayor

Executive Coordinator