

**Minutes of a Regular Meeting of Amherst Town Council
Held in Council Chambers
Monday, June 23, 2008 at 7:00 PM**

PRESENT: Mayor Jerry Hallee
Deputy Mayor Terry Rhindress
Councillor Robert Angel
Councillor George Baker
Councillor Ed Chitty
Councillor Dale Fawthrop
Councillor David March
Greg Herrett, CAO
Rebecca Purdy, Executive Assistant

1. O CANADA

2. HEARINGS / PRESENTATIONS

3. CALL TO ORDER Mayor Hallee called the meeting to order at 7:10 PM

4. ACTION ITEMS

4.1 Additions to Agenda

4.2 Approval of Agenda

Moved by Councillor Baker seconded by Councillor Fawthrop to approve the agenda as circulated.

MOTION CARRIED

4.3 Approval of Minutes – 26 May 2008 Regular Meeting

Moved by Deputy Mayor Rhindress seconded by Councillor Angel to approve the minutes of the May 26, 2008 Regular Meeting as distributed.

MOTION CARRIED

4.4 By-Laws / Development Agreements

a) Heritage By-Law, Second Reading, RFDE2008072

Moved by Councillor Angel seconded by Councillor Chitty that Council approve Second Reading and enactment of a new Heritage Properties By-Law, A-5.

MOTION CARRIED

HERITAGE PROPERTY BY-LAW, A-5

- 1.1 This by-law shall be known and may be cited as the "Heritage Property By-law".
- 2.1 In this by-law, "Town Registry of Heritage Property" means a Municipal Registry of Heritage Property within the meaning of the Heritage Property Act, S.N.S. 1980, Chapter 8, having all the powers and duties prescribed by the Act or incidental thereto.
- 2.2 In this by-law, "Heritage Advisory Committee" means a Heritage Advisory Committee within the meaning of the Heritage Property Act, having all the powers and duties prescribed by the Act or incidental thereto.
- 2.3 In this by-law, "Town Heritage Property" means Town Heritage Property within the meaning of the Heritage Property Act.
- 3.1 There shall be a Town Registry of Heritage Property wherein all prescribed documents relating to the registration of heritage property pursuant to the provisions of the Heritage Property Act or this by-law shall be filed.
- 3.2 The maintenance of the Town Registry of Heritage Property shall be the responsibility of the Clerk.
- 4.1 There shall be a Heritage Advisory Committee which may advise the Town respecting:
 - (a) the inclusion of buildings, streetscapes and areas in the Town Registry of Heritage Property;
 - (b) an application for permission to alter substantially or demolish a Town Heritage Property;

- (c) building or other regulations that affect the attainment of the intent and purpose of the Heritage Property Act;
 - (d) any other matters conducive to the effect of carrying out the intent and purpose of the Heritage Property Act.
- 4.3 Terms for Committee membership are included in the Heritage Advisory Committee Policy.
- 4.4 The Heritage Advisory Committee may recommend to Council that a building, streetscape or area may be registered as a Town Heritage Property in the Town Registry of Heritage Property and the prescribed notice of such recommendation shall be served and filed by the Clerk in accordance with the Act; and, in addition to the requirements of the Act, a copy of the notice shall be filed in the Town Registry of Heritage Property.
- 4.5 Notice of a recommendation by the Town Heritage Advisory Committee that a building, streetscape or area be registered as a Town Heritage Property shall be in Form A.
- 5.1 Council may register a building, streetscape or area as a Town Heritage Property in accordance with the provisions of the Act and the registration shall be in Form B.
- 5.2 Notice of such registration shall be sent to each registered owner of the Municipal Heritage Property. One copy of the registration shall be deposited in the Registry of Deeds and one copy of the registration shall be filed in the Town Registry of Heritage Property.
- 6.1 Council may from time to time set out or amend the terms of reference within which the Heritage Advisory Committee shall operate. The council may set out and amend such guidelines as it sees fit for the designation of property as Heritage Property and the Heritage Advisory Committee shall make recommendations in accordance therewith.
- 7.1 The Town of Amherst Heritage Property By-Law A-5 enacted by Council on January 18, 1982 is hereby repealed.

FORM A

NOTICE OF RECOMMENDATION TO REGISTER AS A TOWN HERITAGE PROPERTY

TO:

You are hereby notified that:

1. The land and building located at (address location, legal description or other identification of property) has been recommended to be registered in the Town Registry of Heritage Property for the Town of Amherst.
2. The reasons for this proposed designation are: (approximate date of erection; type of architecture, typical of an era; part of a streetscape with description of streetscape location; local historical significance; national historical significance.)
3. Section 13(4) of the Heritage Property Act prohibits demolition or any substantial
4. The effect of recommendation and registration in the Town Heritage Registry described in paragraph 1 is that no demolition or substantial alteration in exterior appearance may be taken from the date of registration unless an application, in writing, for permission is submitted to the Town and the application is granted with or without conditions. Where such application is not approved the owner may make the alterations described in his application or carry out the proposed demolition at any time after one year but not more than two years from the date of the application.
5. You are hereby notified that the Council will sit to hear any objections regarding the recommendation of the property described in this notice on the ___ day of _____ 20___ at (time), at (place). (This date must be 21 days after service).

Information and particulars concerning the reasons for recommendation are available from the office of the clerk for the Town of Amherst weekdays from _____ a.m. to _____ p.m.

FORM B

(To be filed in the Registry of Deeds for the district in which the property is located in the Town Registry of Heritage Property)

NOTICE OF REGISTRATION OF HERITAGE PROPERTY

TO:

You are hereby notified that:

1. The land and building located at: (address, local, legal description or other identification of property) has been registered in the Town Registry of Heritage Property by resolution adopted at a meeting of Council the date of _____ 20__ .
2. The effect of registration in the Town Registry of Heritage Property is that no demolition or substantial alteration in the exterior appearance may be undertaken from the date of registration unless an application, in writing, for permission is submitted to the Town and the application is granted with or without conditions. Where an application is not approved, the owner may make the alteration described in his application or carry out the proposed demolition at any time after one year but not more than two years from the date of the application.

DATED this ____ day of _____ , 20 ____ .

Greg Herrett, C.A.O
Chief Administrative Officer

(seal)

- b) By-Law to Repeal Election Deposit By-Law, Second Reading RFD#2008071

Moved by Councillor Baker seconded by Councillor March that Council give Second Reading to a By-Law to Repeal the Election Deposit By-Law.

MOTION CARRIED

BY-LAW TO REPEAL THE BY-LAW RESPECTING
DEPOSITS BY CANDIDATES AT AN ELECTION, A-3-A

The Town of Amherst Bylaw Respecting Deposits by Candidates at an Election (A-3) approved by Council on the 18th day of June, 1979 is hereby repealed.

- c) By-Law to Amend the Emergency Measures By-Law, First Reading, RFD#2008073

Moved by Councillor Chitty, seconded by Councillor March that Council approve First Reading to a By-Law to Amend the Amherst Emergency Measures By-Law.

MOTION CARRIED

Town of Amherst
A By-law to amend the Amherst Emergency Measures By-Law C-8

1. This by-law is entitled "A By-law to Amend the Amherst Emergency Measures By-law". The Amherst Emergency Measures By-law (C-8) was approved by Council on February 16, 2004, and by the Minister of EMO (NS) on May 19, 2004.
2. Amend the words "Emergency Measures" through out the By-law to read "Emergency Management".

- d) By-Law to Amend Land Use By-Law (11 Elmwood Dr) 1st Reading, RFD#2008074

Moved by Deputy Mayor Rhindress, seconded by Councillor Fawthrop that Council approve First Reading of By-Law P-2-6, A By-Law to Amend the Land Use By-Law as recommended by the Planning Advisory Committee, in order to change the zone on the subject property located at 11 Elmwood Drive from Neighborhood Commercial to Institutional.

MOTION CARRIED

Town of Amherst
Bylaw to amend the Land Use By-Law P-
P-2- 6

1. This is a by-law to amend the Land Use By-Law of the Town of Amherst with respect to the matter of the application of the Institutional zone to the property located at 11 Elmwood Drive and identified by PID 25019308.
2. In the Land Use By-Law, Schedule A (the Zoning Map) is hereby amended by applying the Institutional Zone to the property located at 11 Elmwood Drive and identified by PID 25019308

4.5 Policy – Violence in the Work Place, 04500-02, RFD#2008069

Moved by Councillor Fawthrop, seconded by Deputy Mayor Rhindress that Council adopt the Violence in the Workplace Policy, Number 4500-02, as recommended by Administration.

MOTION CARRIED

VIOLENCE IN THE WORK PLACE POLICY, NUMBER 04500-02**PURPOSE:**

To establish and maintain a policy regarding Workplace Violence. This policy, in conjunction with the Safety Policy, will help ensure the Town's commitment to a safe working environment

POLICY STATEMENT:

The Town of Amherst acknowledges that violence in the workplace is an occupational health and safety hazard that can cause physical and emotional harm. We view any acts of violence or threats of violence in the workplace as unacceptable. We are committed to working to prevent workplace violence and to responding appropriately if workplace violence does occur. Town Council and all employees are responsible for creating and maintaining a safe working environment.

DEFINITIONS:

Workplace Violence – is the attempted, threatened, or actual conduct of a person that endangers the health or safety of another person. It does not include verbal abuse or harassing behaviour that does not give a person “reasonable grounds” to believe they are at risk. It can also include violence that occurs away from work, but resulting from work.

Workplace – means any place where an employee is or is likely to be engaged in any occupation and includes any vehicle or mobile equipment used or likely to be used by an employee in an occupation. (Occupational Health and Safety Act, S.N.S. 1996, c.7)

Reasonable Grounds – a set of facts or circumstances that would satisfy any ordinary, cautious, and prudent person that there is reason to believe, and which goes beyond mere suspicion.

Disruptive behaviour – can include oral or written statements, gestures, or expressions that communicate a direct or indirect threat of physical harm.

OBJECTIVES:

- We are committed to working to prevent workplace violence and to responding appropriately if workplace violence does occur.
- Violence, threats, harassment, intimidation and other disruptive behaviour in our workplace will not be tolerated: that is, all reports of incidents will be taken seriously and will be dealt with appropriately
- Through the creation and constant updating of a prevention plan that addresses risk assessment of our worksites, as well as the reporting, documenting and investigating incidents of violence, the Town of Amherst and its employees will minimize or eliminate workplace violence.

4.6 Request from Mothers of Angels – Memorial Park, RFD#2008051

Moved by Councillor March, seconded by Councillor Chitty that the Town offers the northern end of Christie Park for use as a Memorial Garden by the Mothers of Angels Society.

MOTION CARRIED

4.7 Request from Amherst Aerials Gymnastics – Financial Assistance, RFD#2008070

Moved by Councillor Angel, seconded by Deputy Mayor Rhindress that Council provide funding in the amount of \$250.00 to the Amherst Aerials Gymnastics Club.

MOTION CARRIED

4.8 Request from Cumberland Early Intervention Program, Financial Assistance, RFD#2008077

Moved by Councillor Chitty, seconded by Councillor Baker that Council provide funding in the amount of \$1,000 to Cumberland Early Intervention Program.

MOTION CARRIED

4.9 Town of Amherst – YMCA Agreement re Summer Swim Program, RFD#2008075

Moved by Councillor Fawthrop, seconded by Councillor Chitty that the Town of Amherst enter into an agreement with the Cumberland YMCA for the Summer Instructional and Recreational Swim Program for the 2008 season for the contract amount of \$41,500.

MOTION CARRIED

THIS AGREEMENT made the day of , A.D., 2008.

BETWEEN:

THE TOWN OF AMHERST, a Municipal Corporation, in the County of Cumberland and Province of Nova Scotia; Hereinafter called “the Town” and

The Cumberland YMCA; Hereinafter called “YMCA.”

WHEREAS:

The Town wishes to provide various recreational programs for the benefit of its citizens in particular, the youth and teens within the Town of Amherst;

And the YMCA has indicated an ongoing interest to provide recreational program support to the Town.

The YMCA agrees to provide the following services to the Town.

1. Commencing on or about July 1st and continuing for eight (8) weeks, the YMCA will provide Amherst youth an instructional swim program. This program will include the costs related to the Director of Aquatics, qualified instructors, life guards, equipment, uniforms, badges, awards and all other costs related to the operation of a successful instructional program.
2. Commencing on or about July 1st and continuing for eight (8) week, the YMCA will provide Amherst youth with a Recreational Swim Program. This program will be offered between the hours of 2:30pm to 4pm from Monday to Friday inclusive and will be restricted to maximum of 110 swimmers being admitted on a first come, first served basis. Participation is limited to only those who have been issued a summer recreational swim pass either by the Town of Amherst or the YMCA.

The Recreational Swim Program will include the costs related to lifeguards, equipment, uniforms, supplies and all other costs related to the operation of a successful Recreational Swim Program for the youth of Amherst.

3. The YMCA agrees and undertakes with the Town:
 - a) to provide for a well maintained pool and recreation facility and employ responsible policies and procedures in the day to day operation of its facilities.
 - b) to supervise the pool in accordance to generally accepted standards with lifeguards appropriately qualified under the National Lifeguard Service and qualified in First Aid.
 - c) to ensure that Lifeguards are supervised and coordinated by the YMCA's Aquatics Director at all times and that program staff are supervised and coordinated by the YMCA's Program Director.
 - d) to indemnify the Town from liabilities, damages, costs, claims, suits or actions resulting from:
 - i) a breach, violation or non-performance of any covenant or proviso of this AGREEMENT on the part of the YMCA.
 - ii) damage to property or equipment owned by the YMCA used in the delivery of the services and programs on behalf of the Town
 - iii) injury to person or persons, including death resulting at any time there from, occurring in or about the YMCA, and on the roads, parking lots or sidewalks adjacent to them.
4. The Town agrees and undertakes with the YMCA:
 - a) to pay to the Cumberland YMCA an Annual Cash amount of **\$41,500.00** including HST
 - b) to maintain the YMCA parking lot including patching, line painting and snow clearing. (Estimated value - **\$2,000.00**)
 - c) to pay annual water and sewer rates for the YMCA. (Estimated value - **\$2,400.00**)
 - d) to provide waste disposal services for the YMCA. (Estimated value - **\$2,900.00**)
 - e) to include the Cumberland YMCA fuel oil annual consumption as a component of the Towns tendered fuel oil purchase. (Savings to the Cumberland YMCA approx. 0.03cpl)

5. Provided always and it is agreed between the parties:
- a) The Town shall not be liable or responsible in anyway for any loss suffered by any party while the YMCA is providing programming on behalf of the Town and the YMCA shall indemnify the Town against any loss suffered.
 - b) In the event the YMCA building or pool is closed which results in the cancellation of a Town sponsored program, the YMCA will issue a credit against the monthly statement (Appendix A) of account issued to the Town.
 - c) All media releases to provide updates on Town sponsored programs facilitated by the Cumberland YMCA will be issued by the Town in accordance with existing Town policy and procedures.
 - d) It is understood that the terms of this agreement will be adhered to for both the summer instructional swim program and the recreational swim program if notice of termination as per "d" below is not received prior to Feb. 1st.
 - e) This agreement will remain in force from this date forward contingent on annual approval of funding within the Town of Amherst budget. This agreement may be terminated by either party upon receipt of written notice of 60 days.
6. This AGREEMENT and everything contained in it shall extend to, bind and enure to the benefit of the heirs, executors, administrators, successors and assigns of each of the parties to it, subject to such consents as required by the terms of this AGREEMENT.

IN WITNESS WHEREOF the parties have executed this agreement by their duly authorized officers this day of _____, A.D., 2008.

4.10 Summer Council Meetings, RFD#2008080

Moved by Councillor March, seconded by Councillor Baker that the regular meetings of Council for July and August be cancelled, and that special meetings be convened to address any such issues which may arise prior to the next regular meeting, scheduled for Monday, September 22, 2008

MOTION CARRIED

4.11 Tenders

a) Waste Receptacles, RFD#2008076

Moved by Councillor Angel, seconded by Councillor Chitty that Council accept the proposal from local contractor Rick Gould Welding to provide 15 two-unit waste receptacles at his low price of \$785 each plus HST, and two three-unit waste receptacles at his low tender price of \$975 each plus HST, for a total price of \$13,725 plus HST

MOTION CARRIED

b) Painting Steel Beams – Amherst Stadium, RFD#2008078

Councillor Baker declared a possible conflict and excused himself from the Council table for discussion on this issue.

Moved by Councillor March, seconded by Deputy Mayor Rhindress that Council accept the low tender as submitted by Byron MacDonald Ltd at his price of \$44,200 plus HST to paint the steel rigid frame beams over the ice surface at the Amherst Stadium.

MOTION CARRIED

4.12 Special Resolution – CJSMA – Monitoring Wells

Moved by March, seconded by Fawthrop THAT the Town of Amherst approve the replacement of the water monitoring wells at the Little Forks Land Fill that were removed during the installation of the leachate treatment system, at a cost of \$29,608, and that the cost be taken from the Post Closure Reserve.

Moved by Councillor Baker, seconded by Councillor Chitty to Table this item

MOTION CARRIED

ORIGINAL MOTION TABLED

4.13 Ottawa Avenue – Petition to Remove Blockade – Follow Up

Deputy Mayor Rhindress read the following report on this matter:

At the May 26, 2008 meeting of Council, Council accepted a petition from the citizens in the area of Ottawa Avenue, requesting that the Town remove the barricades on Ottawa Avenue. Staff were directed to investigate this request.

Operational Services staff have conducted this investigation, and have reported that the lands known as Ottawa Avenue Extension are actually owned by Georgina Noiles and her daughter, June Nixon. The Town of Amherst does not build or service streets to enable creation of new building lots, as our subdivision bylaw requires this work to be done by property owners.

No action is being taken by the Town at this time. Should the property owners decide to develop their property and build a street, the Town could assist with possible allocation of construction costs to adjacent property owners by using our Local Improvement Bylaw.

Moved by Councillor Chitty, seconded by Deputy Mayor Rhindress to write to the presenters of the petition informing them that there will be no action taken on this request, as the Town does not own the property known as Ottawa Avenue Extension.

MOTION CARRIED

Further to the motion, Councillor Fawthrop requested that the CAO prepare a media release on this, to inform, not only the presenters of the petition, but the public in general.

5. **ADDITIONAL ITEMS**

6. **INFORMATION ITEMS**

6.1 Community and Economic Development Department Monthly Report

Moved by Councillor Baker, seconded by Councillor Fawthrop that Council accept the following report from the Community and Economic Development Department:

MOTION CARRIED

Facility Operations

Staff members are working hard to keep up with our mowing and maintenance programs for parks, athletic fields and green areas in the Town. With the wet weather we encountered in May, we were late getting to many areas and are now struggling to keep up with the growth rate. With this being said, our facilities are in excellent shape and all continue to be very busy. Staff are following the priorities set by council last year, and we are confident that we will have another good year.

2008 Summer Program

Summer Staff related to Community Events and Programs are now in place and playground supervisors will commence the summer playground program on July 2nd at McDonald's/Rotary Accessible Play Area, Elmwood Park and Lions Park. In addition, our Tennis instructor is working out of Lions Park Courts and Church Street Courts and encourage any youth ages 7 to 14 interested in participating in the tennis program to sign up now at our summer office on the second floor of the Amherst Stadium.

The Summer Recreational Swim Program and the Instructional Program will commence on July 2nd at the YMCA. If you didn't get your Recreational Swim Pass yet or you want to register for the instructional Swim Program, please visit the Summer Program Office at the Stadium. Please note that passes for children will only be issued to parents or guardians. The costs of this swim for Amherst residents is free and \$30.00 for participants living outside of Amherst. In addition, the Town instructional swim program will also commence on July 2nd.and we encourage those interested and not yet signed up to contact our program office at the Stadium or the YMCA to register.

As in past years, plans are underway for various day trips for both youth and seniors though the summer months including two senior bus trips to the International Tattoo on July 5 and 6, in Halifax.. Details on our summer programs and planned trips can be found on our web site at www.amherstns.com or you can obtain information on our various summer programs by contacting our summer office at 667-6507.

Other

NSSAF Provincial Slo Pitch Tournament was held in Amherst June 6 and 7th. This event included both boys and girls teams from throughout the province and utilized Robb's Complex, St Charles and Lions fields. The event was deemed to be very successful by the organizers and our summer staff ensured a smooth weekend for participants.

Ride for Sight was held on Saturday, June 7th and several hundred motorcycle enthusiasts arrived in town, meeting at the Amherst Stadium for registration etc. before proceeding with this special fund-raising event. The Stadium facility was opened for the morning to provide washroom facilities and shelter in the event of inclement weather.

Relay for Life Annual event was once again held at Robb's Complex June 6th and 7th. Organizers began set up on Thursday and continued for much of Friday. Over 40 teams participated in this all night event and raised over \$100,000 for Cancer research. The event ended prior to 7am Saturday and our summer staff, with the assistance of Relay for Life volunteers managed to clear and prepare the field by 9:30am to accommodate NSSAF Provincial games scheduled for 10am. This was a tremendous effort by all involved and especially our summer staff who worked hard to ensure that tight schedules were maintained and our facilities were up to standard.

Community Fair On May 31, 78 exhibitors took part in a one day Community Fair. The purpose of this event was to create a forum showcasing the communities various agencies, not for profit and volunteer groups. This was also an opportunity for the general public to learn about these groups; their mandates and how they are working to improve the quality of life in Amherst. It was estimated that the event attracted over 800 visitors. This event was cosponsored by Community and Economic Development and the Nova Scotia Department of Health Promotion and Protection. Both exhibitors and residents were pleased with the Fair expressing favorable comments for the exposure and marketing opportunities. (Kudos for Dwight for a job very well done!!!)

6.2 Corporate Services Department Monthly Report

Moved by Councillor March, seconded by Councillor Chitty that Council accept the following report from the Corporate Services Department:

MOTION CARRIED

Monthly Expenditures

Expenditures during the month of May 2008 totaled \$1,422,532 compared to \$1,430,292 for the same month last year.

Cost centers	May 2008	May 2007	Variance
***** Corporate Services	272,934	302,391	29,457-
***** Amherst Police Departm	278,364	260,918	17,446
***** Amherst Fire Departmen	112,983	129,481	16,498-
***** Operational Services	500,954	468,759	32,195
***** Planning Department	36,682	36,187	495
***** Community & Economic D	120,795	117,722	3,073
***** Water	99,820	114,834	15,013-
***** TOTAL	1,422,532	1,430,292	7,759-

Outstanding Accounts Receivable

	May-08			May-07		
	Current	Prior	Total	Current	Prior	Total
Taxes	1,261,534	572,627	1,834,161	870,604	662,150	1,532,754
Sewer						
Taxes	64,324	21,393	85,717	113,674	32,182	145,856
Water						
Taxes	90,956	25,835	116,791	127,166	52,947	180,113
Other	324,940	23,371	348,311	20,422	4,156	24,578
	1,741,755	643,226	2,384,981	1,131,866	751,435	1,883,301

Corporate Services Monthly Update

Mayor and Council hosted the Annual Employee Appreciation night on Tuesday, May 13, 2008 at the Amherst Fire Hall. The evening was well attended with many employees being recognized for their years of service especially Francis Smith, Ron Curtis and Allison Landry for 30 years of service. In addition 28 employees received a certificate for perfect attendance. Corporate Services has hired a student, Brock Jackson, for the summer months. Town Hall has commenced summer hours on Monday, June 16, 2008. The hours are 8am to 4pm and will continue until Friday, August 29, 2008.

Yearly Operating Statement

As of May 31, 2008 we are one month into our fiscal year. Our total revenue to date is \$5,840,274 compared to the budgeted amount of \$5,775,411 a difference of \$64,863 over budget. Our total expenditures to date are \$2,093,136 compared to the budgeted amount of \$2,347,206 a difference of \$255,069 under budget. All departments are under budget for expenditures.

Yearly Operating Statement May 1 – May 31, 2008

	YTD	Budget	Variance	%
Corporate Services				
Revenue	\$2,061,706	\$2,026,185	\$35,521	101.75%
Expenditure	500,646	549,693	-49,047	91.08%
Net Contribution	1,561,060	1,476,492	84,568	
Police Department				
Revenue	\$1,092,720	\$1,085,859	6,861	100.63%
Expenditure	462,049	497,332	-35,283	92.91%
Net Contribution	630,671	588,527	42,144	
Fire Department				
Revenue	\$560,236	\$560,500	-264	99.95%
Expenditure	210,764	253,286	-42,522	83.21%
Net Contribution	349,472	307,214	42,258	
Operational Services				
Revenue	\$1,407,294	\$1,398,347	8,947	100.64%
Expenditure	680,241	750,595	-70,354	90.63%
Net Contribution	727,053	647,752	79,301	
Planning Development				
Revenue	\$113,565	\$110,858	2,707	102.44%
Expenditure	55,864	64,691	-8,827	86.36%
Net Contribution	57,701	46,167	11,534	
Community & Economic Development				
Revenue	\$604,753	\$593,662	11,091	101.87%
Expenditure	182,573	231,609	-49,036	78.83%
Net Contribution	422,180	362,053	60,127	
Grand Totals				
Revenue	\$5,840,274	\$5,775,411	\$64,863	101.12%
Expenditure	2,092,137	2,347,206	-255,069	89.13%
Net Contribution	3,748,137	3,428,205	319,932	

6.3 **Fire Department Monthly Report**

Moved by Councillor Chitty, seconded by Councillor Fawthrop that Council accept the following monthly report from the Amherst Fire Department:

MOTION CARRIED

ALARM RESPONSES

During the reporting period from May 12 to June 10, 2008, our Fire Department responded to 10 calls in the Town of Amherst. These call consisted of: two electrical fires; five smoke alarm equipment malfunctions; one carbon monoxide detector malfunction; one wood burning appliance malfunction; and one burned food setting off the monitored smoke alarm. During this reporting period we also had three calls to the County coverage area, consisting of one alarm equipment malfunction, one motor vehicle accident, and one medical assist.

TRAINING & DEPARTMENT ACTIVITIES

The training schedule for the month of June consisted of two nights of ladder training, a hazmat exercise and testing of all equipment carried our response vehicles. There will be no training scheduled for the months of July and August. Our recruits have completed their level one training requirements including the live fire testing at the Waverly Fire School. They are scheduled to write the test for their Provincial certification before the end of the summer. The River Hebert Fire Department along with Joggins Fire and Southampton Fire are attempting to get their Superior Water Shuttle accreditation, and our department is assisting them by responding with our Tanker Truck. The testing for this accreditation is scheduled for June 28, 2008, and the results will be reported when they are made available.

EMO

The emergency management operations self-evaluation process has been completed and sent to EMO Nova Scotia for review. We would like to thank the Central Zone, Emergency Management Planning Officer, Dominic Fewer, for his help with this required process.

RECRUITMENT

The Fire Department is pleased to report that we have accepted applications from three local people interested in being Volunteer members. We are always recruiting to help maintain our volunteer members at 50 – 55. These three new members will be starting their required training in October of this year. (Our present status including the three new members is 50 firefighters).

6.4 Operational Services Department Monthly Report

Moved by Councillor Angel, seconded by Councillor Chitty that Council accept the following monthly report from the Operational Services Department:

MOTION CARRIED

This month Operational crews continued to repair Town equipment damaged as a result of winter snow removal operations. The street sweeper has been used to full capacity and it has been out sweeping every day possible. Sidewalks and parking lots have all been swept and a student has been hired to work in the downtown area cleaning sidewalks Monday to Friday.

The hot asphalt patching program got underway the second week in May. All the utility cuts that were excavated during the winter were repaired, while significant street patching has been accomplished.

Sewer crews extended a sewer main approximately 60 meters up Charles Street towards East Pleasant. The existing storm sewer in this area was found to have collapsed and blocked in places and was therefore replaced with a new storm pipe.

On May 23 Water crews completed the reservoir pipeline bypass, with fresh water from the North Tyndal Wellfield now being directed into the reservoir. The water from the reservoir is then discharged into the distribution system. The water our customers are now consuming spends much less time in the reservoir and is therefore fresher and has a more consistent chlorine level.

The South Albion Street reconstruction project work began on May 26 and Bowsers' crews have now completed four weeks of work installing the new sanitary sewer main. It appears the work is pretty well on schedule and other than the water main break on May 30 and water service breaks on June 12 no major issues have arisen. The sanitary sewer will be completed in the next two weeks following which Bowsers' will return to the area in front of McDonalds Restaurant southerly driveway from which a new storm sewer will be installed. The storm sewer work will likely be a bit slower as the pipe is larger and there are many new catch basins to install.

Our annual spring clean up is now complete. For the most part everything went as planned. Some residents put their construction and demolition debris out four weeks early, while others mixed special collection items, leaf and yard waste, and C&D making collection difficult.

We have, over the past six years, tried many different schedules for the various components of the spring clean up with the biggest challenge being to get residents to understand that the materials must be separated into special collection, construction and demolition, leaf and yard waste and Christmas trees and placed for collection on the scheduled week.

Councillor Baker suggested improvements could be made to the spring clean up period, try to cut it down to a two or three week period, instead of being drug out for a month.

6.5 Planning & Development Department Monthly Report

Moved by Deputy Mayor Rhindress, seconded by Councillor March that Council accept the following monthly report from the Planning & Development Department:

MOTION CARRIED

Building Activity

During the month of May permits were issued for six new single detached dwellings, three new four-unit townhouses and the Bridge Workshop. The total value of building permits this year now stands at \$1,979,504.

Dangerous and Unsightly Premises

There were 14 unresolved complaints carried over from 2007; 10 of these have been resolved and 4 are pending. So far this year we have received 30 complaints; 10 of these have been resolved and 20 are pending. The Administrator is actively working to bring these properties into compliance.

Variance Updates

Three variances were issued in the month of April:

1. Variance 2008-4 – 3 Robie Street. Front, rear and side yard variances to permit the construction of a new Knights of Columbus Hall on the location of the existing building.

Staffing

As you are aware, our building inspector has resigned his position effective May 16, 2008. A competition has been commenced in order to fill this vacant position. A complicating factor is a provincial requirement to have a Qualified Building Official as of September 1, 2008. Training for this certification could take anywhere from one year to eighteen months. Staff are currently negotiating with adjacent municipal units to buy this service on a temporary basis until the required training is complete. Hiring of the desired candidate may not take place until the results of these negotiations are finalized.

In the meantime the Town of Springhill building inspector is providing his services on Tuesday and Thursday afternoons and evenings. In addition, the Municipality of the County of Cumberland is providing services to Parrsboro on our behalf.

155 East Victoria Street

As you are all aware, the appeal of Council's decision to approve a development agreement for a condominium building at 155 East Victoria Street has been withdrawn by the applicant. This means that the building permit for the construction of this building could be issued by the Town whenever the owner makes such an application.

6.6 Police Department Monthly Report

Moved by Councillor Fawthrop, seconded by Councillor that the following monthly report from the Amherst Police Department be accepted:

MOTION CARRIED

Personnel

A recent competition identified Mark McNair of Miramichi as a successful candidate for the position of full time police officer. Cst. McNair began his orientation with our department on June 5. Cst. Marc Robichaud has been hired on a part time basis and also began orientation on June 5. Cst. Robichaud has previous experience with the RCMP and other police agencies. Commr. Peter Crowder has resigned his position as dispatcher in order to accept employment elsewhere. Peter has been with the Corps at our department since 1991 as Bylaw Enforcement Officer and then as a dispatcher.

Training

Staff Sgt. White will receive LRA (Local Registration Officer) training on June 11th in Fredericton. LRA's are responsible for certain record keeping and maintenance duties within PROS and ACIIS. Cst. Josh Lynds received Datamaster training during the week of May 26 - 30 in Halifax, sponsored by the Province of Nova Scotia. Cst. Dwayne Pike attended the Basic Integrated Auto Theft Workshop on June 3rd in Truro, hosted by the RCMP.

Relay For Life

Again this year, members of our department were on patrol during the events at Robb's Centennial Ball Park and assisted organizers as required. Three cadets from the Atlantic Police Academy were available for traffic duty at 1600 hrs. They were supervised by Cst Fudge and upon completing traffic duty remained at the function conducting foot patrols during the evening. The evening went well from a police perspective with only where minor incident where a not participating members attempted to gain access by climbing the fence. The person after being confronted by the police chose to leave on his own as opposed to being escorted out by police.

Atlantic Police Academy Cadets

Three cadets from the APA will complete the on-job training portion of their course requirements at our department this summer. We welcome Cadets Collette, O'Toole and McMackin to our department.

7. ADJOURNMENT

On motion by Councillor Chitty the meeting adjourned at 8:30 PM

APPROVED BY:

Gregory D. Herrett, CA
Chief Administrative Officer

Jerry Hallee
Mayor

Amherst Town Council Meeting

Monday, June 23, 2008 at 7:00 PM

AGENDA

1.	O'CANADA			
2.	HEARINGS/PRESENTATIONS			
3.	CALL TO ORDER			
4.	ACTION ITEMS	RFD	Presenter	Page
4.1	Additions to Agenda	--		
4.2	Approval of Agenda	--	Baker	
4.3	Approval of Minutes – May26, 2008 Regular Meeting		Rhindress	2
4.4	By-Laws / Development Agreements			
	a) Heritage By-Law, 2 nd Reading	2008072	Angel	19
	b) By-Law to Repeal Election Deposit By-Law – 2 nd Reading	2008071	Baker	25
	c) By-Law to Amend Emergency Measures By-Law – 1 st Reading	2008073	Chitty	30
	d) By-Law to Amend Land Use By-Law (11 Elmwood Dr) – 1 st Reading	2008074	Rhindress	33
4.5	Policy: Violence in the Workplace, #04500-02	2008069	Fawthrop	39
4.6	Request from Mothers of Angels – Memorial Park	2008051	March	42
4.7	Request from Amherst Aerials Gymnastics – Financial Assistance	2008070	Angel	48
4.8	Request from Cumberland Early Intervention – Grants to Organizations	2008077	Chitty	52
4.9	Town-YMCA Operating Agreement re Summer Swim Program	2008075	Fawthrop	65
4.10	Summer Council Meetings	2008080	March	70
4.11	Tenders			
	a) Downtown Waste Receptacles	2008076	Angel	72
	b) Painting Stadium Beams	2008078	Baker	75
4.12	Special Resolution – CJSMA - Monitoring Wells		March	77
4.13	Ottawa Avenue – Petition to Remove Blockade – Follow Up		Rhindress	78
5.	ADDITIONAL ITEMS			
5.1				
5.2				
5.3				
6.	INFORMATION ITEMS			
6.1	Community & Economic Development		Baker	80
6.2	Corporate Services		March	82
6.3	Fire		Chitty	84
6.4	Operational Services		Angel	85
6.5	Planning & Development		Rhindress	86
6.6	Police		Fawthrop	87
7.	ADJOURNMENT			