

Regular Council Meeting

Minutes

Date of Meeting: Monday, May 28, 2012
Location: Council Chambers, Town Hall

Members Present: Mayor Robert Small
 Councillor George Baker
 Councillor Robert Bird
 Deputy Mayor Dale Fawthrop
 Councillor David March
 Councillor Terry Rhindress

Members Absent: Robert Angel

Staff Present: Greg Herrett, CAO
 Vince Arbing, Treasurer
 Roger MacIsaac, Director CED
 Ben Pitman, Director TPW
 Bill Crossman, Fire Chief
 Rebecca Purdy, Executive Assistant
 Kim Jones, Policy and HR
 Jason MacDonald, Director of Planning

1. O'CANADA

2. PRESENTATIONS / PETITIONS / PUBLIC HEARINGS

2.1. Petition from Tantramar Theatre

The CAO advised Council that he had received a petition from Tantramar Theatre which read as follows:

“To: The Mayor and Town Council of Amherst. We, the undersigned citizens of Amherst, demand that a plebiscite be held, pursuant to section 53 of the Municipal Government Act, to determine whether our Town Hall should be moved from its present location on Ratchford Street to the Dominion Public Building.”

The CAO reviewed the Proceedings of Council by-law as it relates to petitions (paragraph 12).

12. Petitions

(1) Persons wishing to present a petition to council shall file a copy of the petition with the clerk before 12:00 noon on the Wednesday prior to the meeting of council at which it is proposed to be presented.

(2) The clerk shall circulate a copy of any such petition to each councillor before the meeting at which it is proposed to be presented.

(3) The body of the petition itself, excluding the list of names, shall, if determined by the chair to be practical, be read by the clerk on behalf of the group supporting the petition.

(4) No petition shall be presented which, in the opinion of the clerk, contains impertinent or improper matter.

(5) No persons shall be permitted to speak, whether supporting or opposing the petition, unless the petition comes up for discussion which shall be at the next regular meeting of council unless council decides according to the rules to hold a special meeting of council for that purpose.

The CAO confirmed that the main body of the petition was received before noon on Wednesday, May 23, 2012; that a copy of the petition has been circulated to Council before the meeting. The body of the petition has been read. In accordance with the by-law, no persons are permitted to speak, in opposition or support of the petition, at this meeting.

Moved By: Councillor George Baker

Seconded By: Councillor David March

That Council receive the petition from Tantramar Theatre.

Motion Carried

2.2. Public Hearing - 24 Crescent Avenue Development Agreement

The Mayor commented that this public hearing is to consider a development agreement for a 13 unit multi-family residential building located at 24 Crescent Avenue. This development agreement has been recommended to Council for adoption by both the planning staff and the Planning Advisory Committee.

The Director of Planning reported that the development meets all policies and requirements of the Municipal Planning Strategy. A Public Participation Opportunity has been held, with no negative comments. Staff continue to recommend that the DA be approved.

The Mayor asked for questions or comments from Council; there were none. He asked for questions or comments from the public; there were none. He stated that the adoption of the DA is on the agenda of the Council meeting later this evening. The public hearing closed.

2.3. Public Hearing - 26 Crescent Avenue Development Agreement

The Mayor commented that this public hearing is to consider a development agreement for a 30-46 unit multi-family residential building located at 26 Crescent Avenue. This development agreement was recommended to Council for adoption by both planning staff and the Planning Advisory Committee.

The Director of Planning reported that the development meets all policies and requirements of the Municipal Planning Strategy. A Public Participation Opportunity has been held, with no negative comments. Staff continue to recommend that the DA be approved.

The Mayor asked for questions or comments from Council; the Director addressed a number of enquiries from Council, including a discussion on parking spaces and playground or recreation requirements. The Mayor asked for questions or comments from the public; there were none. The Developer said he expects to complete the first project (24 Crescent) and move on to the 26 Crescent project by August. Mayor Small stated that the adoption of the DA is on the agenda of the Council meeting later this evening. The public hearing closed.

3. CALL TO ORDER

3.1. Amendments to the Agenda

3.2. Approval of the Agenda

Moved By: Councillor George Baker

Seconded By: Councillor David March

That the agenda be approved as circulated.

Motion Carried

3.3. Approval of Minutes**Moved By: Councillor Terry Rhindress****Seconded By: Deputy Mayor Dale Fawthrop****That the minutes of April 30, 2012 be approved as circulated.****Motion Carried****4. REQUESTS FOR DECISION****4.1. 24 Crescent Avenue****Moved By: Councillor David March****Seconded By: Councillor George Baker****That Council approve Second reading of the development agreement for a 13 unit apartment complex on property located at 24 Crescent Avenue.****Motion Carried**

Case No. DA-2012-03

This Agreement made this _____ Day of _____ 2012.

Between: James Barkley, 3229320 Nova Scotia Ltd., Owner of property located at 24 Crescent Avenue (PID 25016809), hereinafter called the Owners, of the one part

- and -

The Town of Amherst, a body corporate hereinafter called the Town, Of the other part

WHEREAS the Owner wishes to obtain permission pursuant to Policy CP-15 and RP-9 of the Municipal Planning Strategy of the Town of Amherst, to construct a 13 unit residential development on property located at 24 Crescent Ave.

AND WHEREAS a condition of the granting of approval of Council is that the Owner enter into an agreement with the Town;

AND WHEREAS the Council of the Town, at its meeting on the _____ Day of _____ 2012, approved the said development agreement subject to the registered owner of the land described herein entering into this agreement;

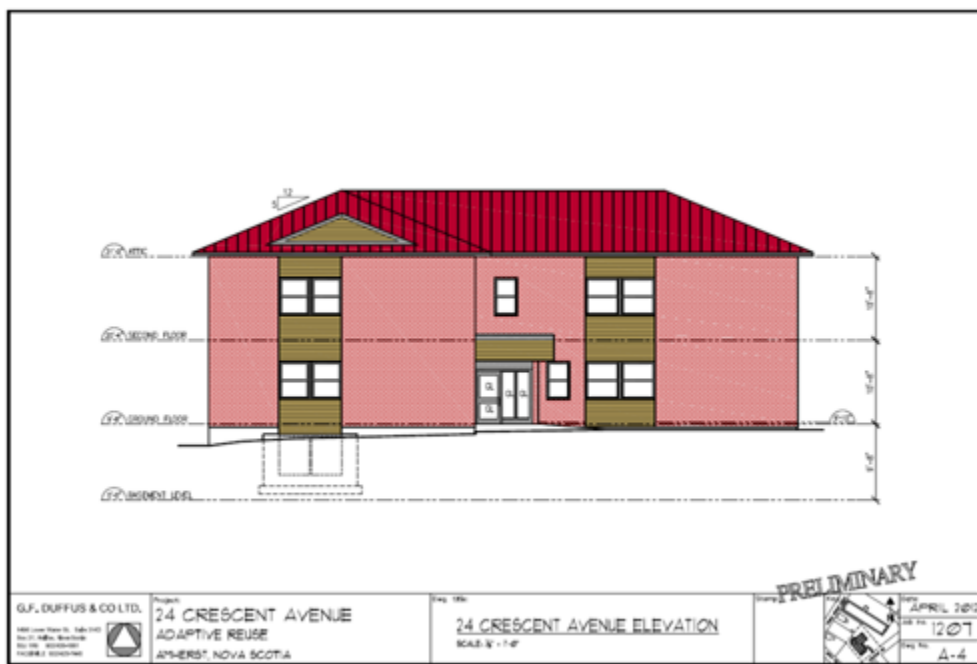
NOW THEREFORE THIS AGREEMENT WITNESSETH THAT in consideration of the granting by the Town of the development agreement requested by the Owner, the Owner agrees as follows:

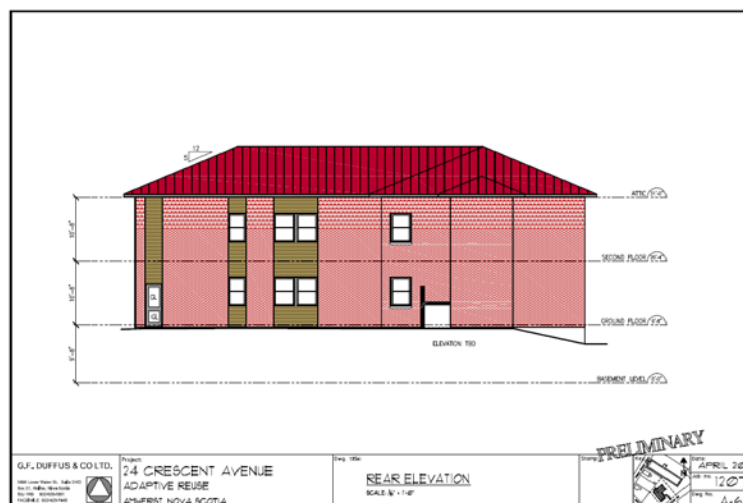
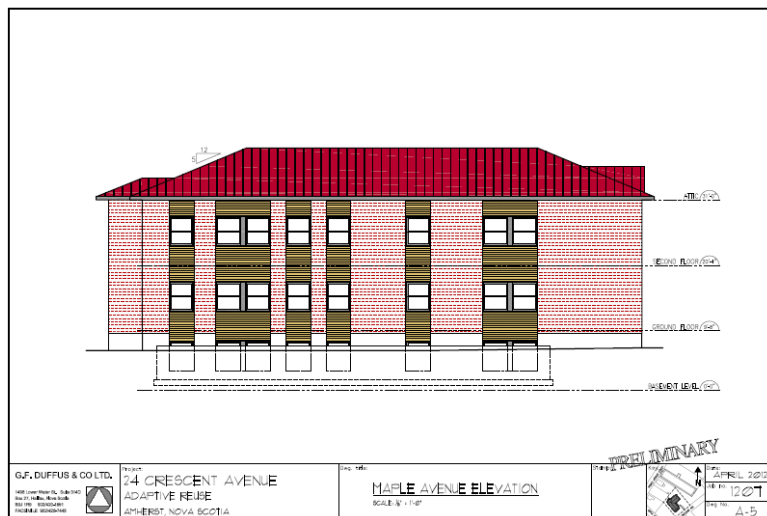
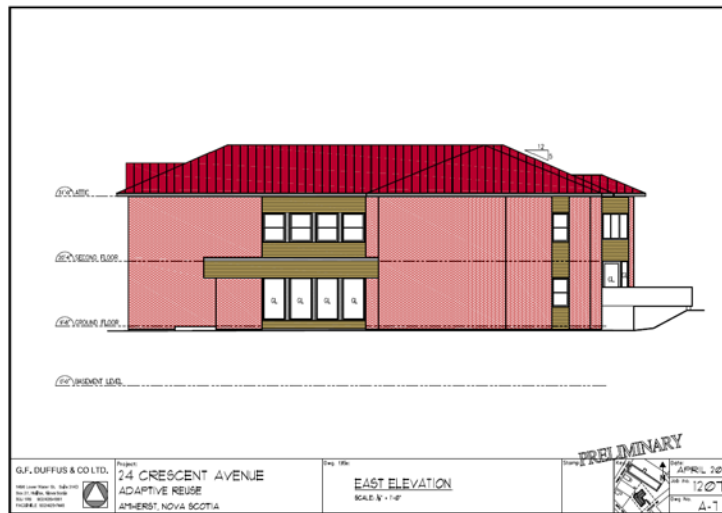
- 1) That the Owner is the registered owner of the aforesaid lands in the Town of Amherst, hereinafter called the lands. The aforesaid lots are the only lands in the Town of Amherst to which this agreement applies, and the lands are illustrated in the plan shown on Schedule B attached hereto and forming part of this agreement.
- 2) That the owner may construct a multi-family residential development up to a maximum of 13 units on the said lands, subject to the following Schedules A and B attached.
- 3) Any failure of the Town to insist upon strict enforcement of any requirements or conditions contained in this agreement shall not be deemed a waiver of any rights or remedies that the Town may have and shall not be deemed a waiver of any subsequent breach or default in the conditions or requirements contained in this agreement.
- 4) Should the owner fail to act in accordance with any aspect of this agreement, the Town shall retain the right to discharge the agreement upon 30 days notification and / or enter the property and conduct the required work. The cost of the said work will become a lien on the property tax bill.
- 5) The Town shall issue the necessary permit for the development upon the expiration of the appeal period specified for development agreements in the Municipal Government Act, Section 249, as the same may be amended from time to time, or upon the withdrawal or dismissal of any appeal which may be taken.
- 6) The applicant shall apply for the necessary building and development permits within 5 years of Council's approval of this Agreement.

Schedule A 24 Crescent Avenue - Development Agreement Terms and Conditions:

1. The use of the property be limited to a multi-family residential development with a maximum of 13 units;
2. The building be limited to a maximum of 3 floors;
3. Street access to be substantially in accordance with the attached Schedule D, and to the satisfaction of the Development Officer;
4. A minimum of 8 parking spaces be provided for residents generally in accordance with schedule D;
5. The exterior design of the buildings shall be generally in accordance with Schedule B;
6. All driveway and parking areas be maintained with asphalt and kept clear of snow and otherwise be unobstructed at all times so as to be passable by emergency vehicles;
7. Signage on the property be limited to one free standing sign a maximum of 1.6 square metres in size and one facial wall sign with a maximum height of 0.6 metres. Such signage is not to be internally illuminated;
8. Outdoor lighting be situated so as not to impact adjacent properties.
9. The metal roof finish shall be the design demonstrated in Schedule C or an alternative quality design to the satisfaction of the development officer. The color of the roof shall be a low impact color selected to the satisfaction of the development officer.
10. Solid waste pickup will be private, and the responsibility of the owner. Storage bins for solid waste shall be at the rear of the lot and enclosed from public view.
11. Landscaping will be provided in accordance with the following:
 - a) Grass be incorporated and maintained in all areas of the property not utilized for buildings, parking or walkways.
 - b) A minimum and combination of 8 native trees and shrubs be incorporated with other low maintenance landscaping features, as demonstrated in schedule C, in the front yard and to the satisfaction of the development officer.
 - c) Such planting is to take place within one growing season of the construction of the said unit.

Schedule B 24 Crescent Avenue - Development Agreement

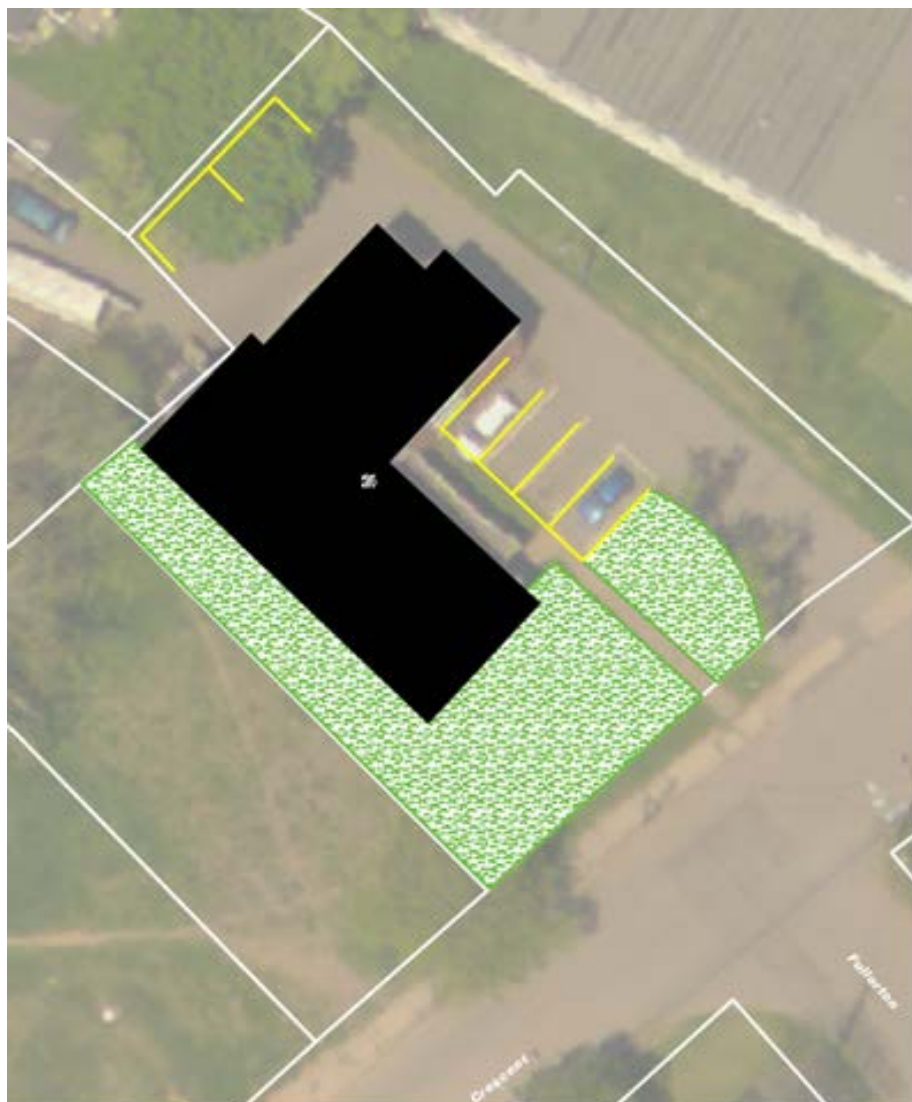




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Shedule C 24 Crescent Avenue - Development Agreement





4.2. 26 Crescent Avenue

Moved By: Councillor David March

Seconded By: Councillor Terry Rhindress

That Council approve second reading of the development agreement for either a 30 or 46 unit apartment building on property located at 26 Crescent Avenue.

Motion Carried

Case No. DA-2012-04

This Agreement made this _____ Day of _____ 2012.

Between: James Barkley, 3229320 Nova Scotia Ltd., Owner of property located at 26 Crescent Avenue (PID 25023524), hereinafter called the Owners, of the one part

- and -

The Town of Amherst, a body corporate hereinafter called the Town, of the other part

WHEREAS the Owner wishes to obtain permission pursuant to Policy CP-15 and RP-9 of the Municipal Planning Strategy of the Town of Amherst, to construct a 30 to 46 unit residential development on property located at 26 Crescent Ave.

AND WHEREAS a condition of the granting of approval of Council is that the Owner enter into an agreement with the Town;

AND WHEREAS the Council of the Town, at its meeting on the _____ Day of _____ 2012, approved the said development agreement subject to the registered owner of the land described herein entering into this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT in consideration of the granting by the Town of the development agreement requested by the Owner, the Owner agrees as follows:

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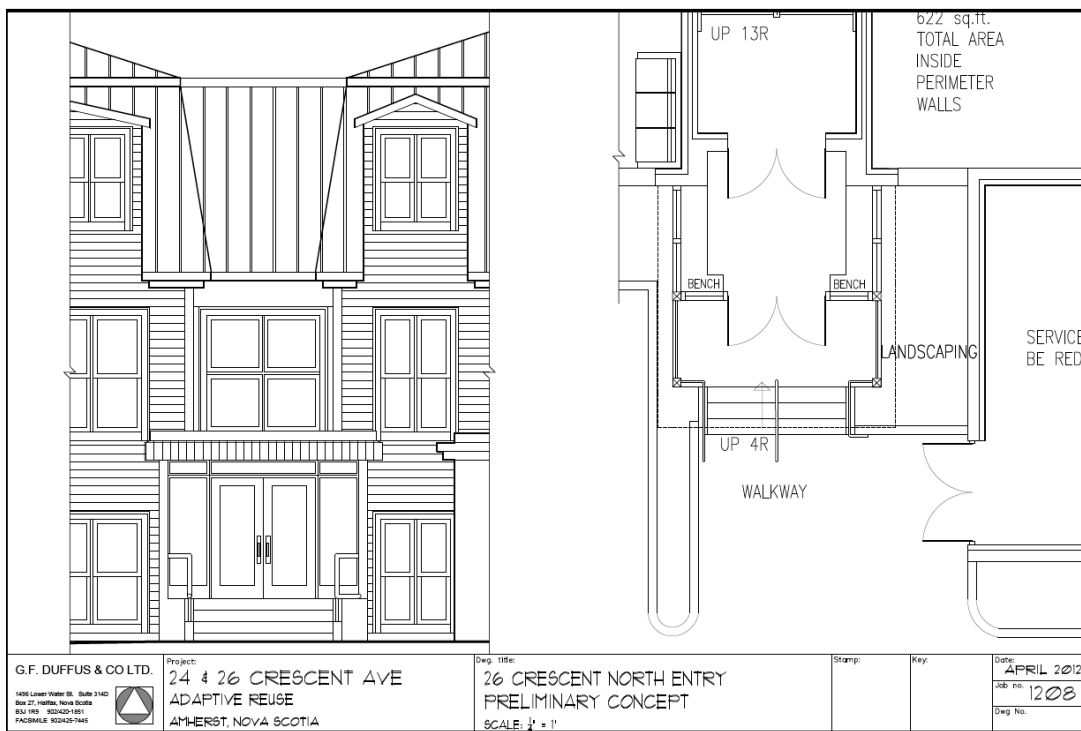
1. That the Owner is the registered owner of the aforesaid lands in the Town of Amherst, hereinafter called the lands. The aforesaid lots are the only lands in the Town of Amherst to which this agreement applies, and the lands are illustrated in the plan shown on Schedule B attached hereto and forming part of this agreement.
2. That the owner may construct a multi-family residential development up to a maximum of 46 units on the said lands, subject to the following Schedules A, B and C attached.
3. Any failure of the Town to insist upon strict enforcement of any requirements or conditions contained in this agreement shall not be deemed a waiver of any rights or remedies that the Town may have and shall not be deemed a waiver of any subsequent breach or default in the conditions or requirements contained in this agreement.
4. Should the owner fail to act in accordance with any aspect of this agreement, the Town shall retain the right to discharge the agreement upon 30 days notification and / or enter the property and conduct the required work. The cost of the said work will become a lien on the property tax bill.
5. The Town shall issue the necessary permit for the development upon the expiration of the appeal period specified for development agreements in the Municipal Government Act, Section 249, as the same may be amended from time to time, or upon the withdrawal or dismissal of any appeal which may be taken.
6. The applicant shall apply for the necessary building and development permits within 5 years of Council's approval of this Agreement.

Schedule A 26 Crescent Avenue - Development Agreement - Terms and Conditions:

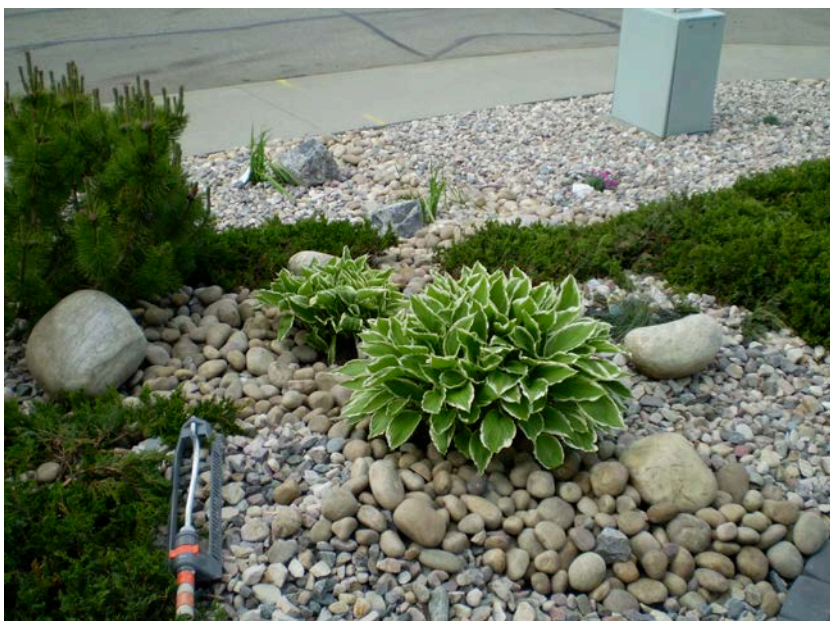
1. The use of the property be limited to a multi-family residential development with a maximum of 46 units;
2. The building be limited to a maximum of 3 floors;
3. A minimum of 20 parking spaces be provided for residents generally in accordance with schedule D;
4. The exterior design of the buildings shall be generally in accordance with Schedule B;
5. All driveway and parking areas be maintained with asphalt and kept clear of snow and otherwise be unobstructed at all times so as to be passable by emergency vehicles;
6. Signage on the property be limited to one free standing sign a maximum of 1.6 square metres in size and one facial wall sign with a maximum height of 0.6 metres. Such signage are not to be internally illuminated;
7. Outdoor lighting be situated so as not to impact adjacent properties.
8. Solid waste pickup will be private, and the responsibility of the owner. Storage bins shall be placed at the rear of the property and enclosed from the view of the public.
9. Landscaping will be provided in accordance with the following:
 - a) Grass be incorporated and maintained in all areas of the property not utilized for buildings, parking or walkways.
 - b) A minimum and combination of 8 native trees and shrubs be incorporated with other low maintenance landscaping features, demonstrated in schedule C, in an area most visible to the public and to the satisfaction of the development officer.

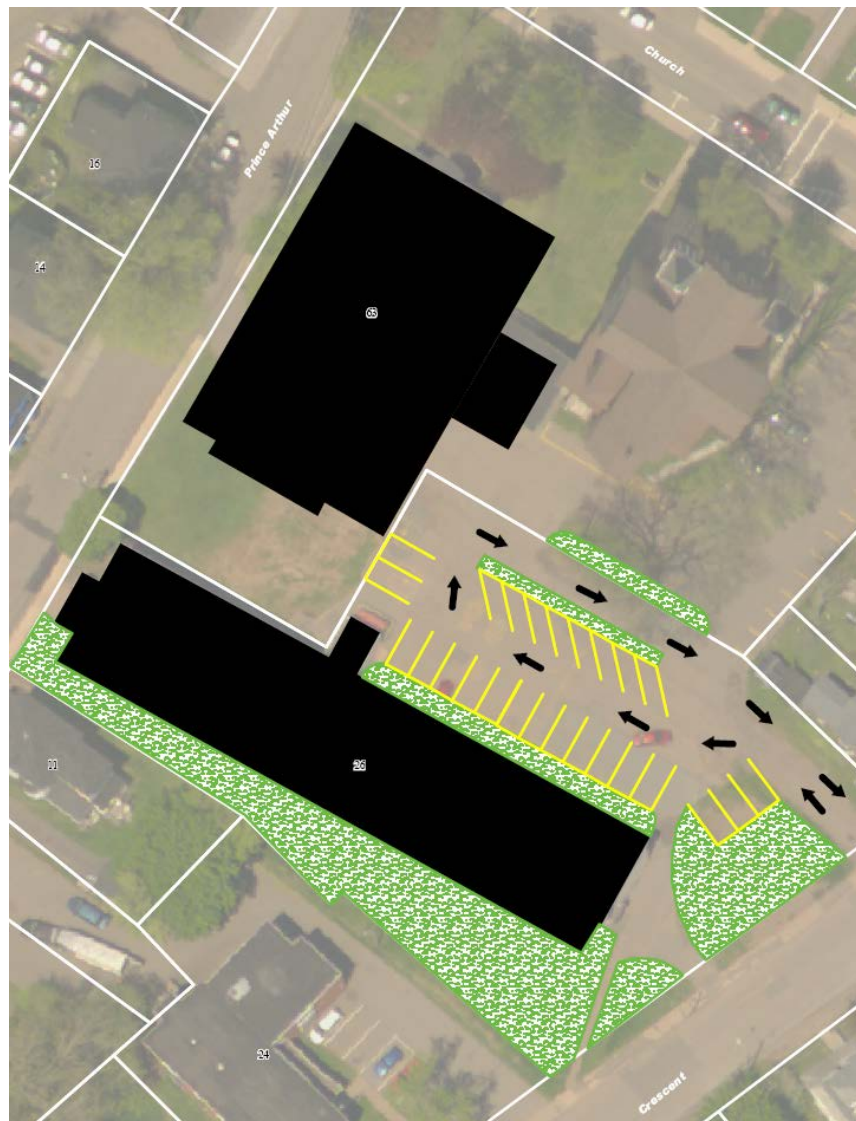
Such planting is to take place within one growing season of the construction of the said unit.

Schedule B 26 Crescent Avenue - Development Agreement



Schedule C 26 Crescent Avenue - Development Agreement





4.3. Smoke Free Recreational Places By-law

Moved By: Deputy Mayor Dale Fawthrop

Seconded By: Councillor David March

That Council approve second reading and enactment of the Smoke Free Recreational Places By-law

Motion Carried

Mayor Small added that he received approximately 45 letters from individuals supporting Council's adoption of the by-law to prevent smoking in recreational areas, encouraging inclusion prohibition of smoking at outdoor markets, festival or event grounds and parade routes, and encouraging Council to maintain or increase the current penalty so that the by-law maintains its integrity.

SMOKE-FREE RECREATIONAL PLACES BY-LAW

TITLE

1. This By-law shall be known and may be cited as the "Smoke Free Recreational Places By-Law" of the Town of Amherst.

BACKGROUND

2. The *Municipal Government Act*, in Section 172(1) (a), (c) and (d) authorizes a council to make by-laws for municipal purposes respecting the health, well-being, safety and protection of persons; persons and activities in public places and places open to the public; and nuisances, including burning, odours and fumes.

INTERPRETATION

3. In this By-law:
- a) "playground" means any park or recreational area designed in part to be used by youth that has play or sports equipment installed or has been designated or landscaped for play or sports activities, or any similar facility located within the Town.
 - b) "smoke" means to smoke, hold or otherwise have control over lighted tobacco.

PROHIBITION

4. No person shall smoke in any of the following places:
- a) a park or playground on Town property or property maintained by the Town;
 - b) an outdoor recreational facility on Town property, or property maintained by the Town, including but not limited to a sports field, grandstand, seating area or bleacher.

Smoking at the Amherst Stadium shall be restricted to a designated area in the parking lot that may be anywhere on the property except at the front of the building.

OFFENCE AND PENALTY

5. Anyone who violates any section of this by-law is guilty of an offence and is liable, on summary conviction, to a fine of not more than two hundred dollars (\$200.00).

SEVERABILITY

6. In the event that any provision of this by-law becomes or is declared by a court of competent jurisdiction to be illegal or unenforceable, the remainder of this by-law will continue in full force and effect.

FORCE AND EFFECT

7. This by-law has effect from and after the date of publication.

4.4. Downtown Business Advisory Committee Policy

Moved By: Councillor Terry Rhindress

Seconded By: Councillor David March

That Council approve the Downtown Business Advisory Committee Policy, #10350-23, which details the roles, responsibilities and relationship of the committee to Amherst Town Council.

Motion Carried

TOWN OF AMHERST POLICY NUMBER 10350-23 - DOWNTOWN BUSINESS ADVISORY COMMITTEE**PURPOSE:**

The Downtown Business Advisory Committee is the voice for the downtown business community in Amherst and the conduit to Amherst Town Council. The Committee shall:

- 1) Provide advice and guidance to Town Council on matters including policies and programs related to the downtown;
- 2) Suggest and recommend to Town Council ways the Town can support, retain and/or attract business investment to the downtown core;
- 3) Assist in dissemination of information from the Town Council to the downtown business community;
- 4) Assist in coordinating existing and planned downtown projects, initiatives, marketing programs and other new opportunities to increase use of Downtown Amherst.

DEFINITIONS:

- 1) The Downtown Business Advisory Committee area is defined in the map attached as appendix "A".

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ROLE OF COMMITTEE:

- 1) To strengthen and enhancing pride in the downtown by Amherst residents;
- 2) To provide support on specific opportunities and projects as requested by Council;
- 3) To advise on promotional and marketing opportunities that will increase traffic to downtown businesses and motivate participation by all stakeholders;
- 4) To act as an informed resource for Council by responding to requests for information or advice sent directly to the Advisory Committee by Council;
- 5) To participate in, monitor and regularly evaluate and/or make recommendation on all the Town's plans and policies which are expected to have an impact on the downtown;
To act as a liaison between Council and the downtown community by anticipating and responding to the information needs of both.

MEMBERSHIP:

Council shall appoint members to the Downtown Business Advisory Committee by resolution. The Committee will include:

- 1) At least five (5) members and no more than seven (7) members at large from the downtown business community;
- 2) Two (2) members of Amherst Town Council;
- 3) The Mayor will be appointed as an ex-officio member;
- 4) The Director of Community and Economic Development will be a non-voting member and will participate in meetings as required.

The following is the criteria for members:

- 1) Members at Large must be business owners or managers or designates doing business in the Downtown Core Area District;
- 2) Members need to demonstrate a positive attitude on growing the downtown and be willing ambassadors promoting the downtown to Amherst residents and visitors alike.
- 3) Members from Amherst Town Council will be appointed every two years.

At the beginning of the first meeting of each fiscal year the Committee will elect a chairperson as well as a vice-chairperson. Terms for such shall be one year. The chairperson and vice chairperson may be re-elected.

Members will be appointed as required for either two or three year terms effective April 1st of that year on the Committee.

MEMBER RESPONSIBILITIES:

- 1) Take the leadership role in planning initiatives, events and promotions in support of downtown business;
- 2) Help identify problems or issues the Town needs to deal with to assist downtown business;
- 3) Help identify opportunities and leads for potential new business investment for the downtown;
- 4) Facilitate and lead in the implementation of the Centre First – Downtown Amherst Action Strategy;
- 5) Consult with relevant downtown stakeholders regarding issues and opportunities related to growing Downtown Amherst;
- 6) Report to Council regarding the status of the Centre First – Downtown Amherst Action Strategy and other initiatives carried out in support of Downtown Amherst.

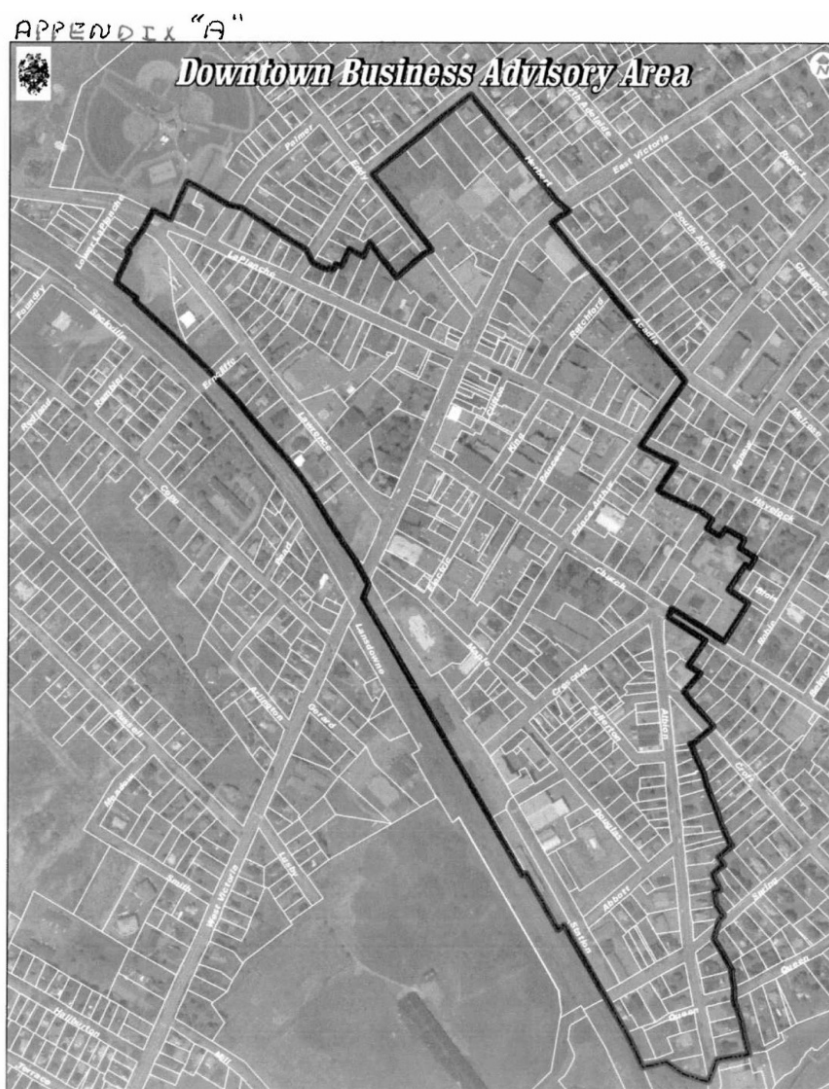
MEETINGS:

- 1) Meetings will be scheduled by the Chairperson in consultation with the Director of Community and Economic Development;
- 2) All meetings are open to the public;
- 3) Meeting agenda packages are to be delivered to Committee members and the CAO at least 48 hours prior to any scheduled meeting.

APPLICATION PROCESS FOR APPOINTMENTS FROM THE PUBLIC:

- 1) In January of each year, if any terms are about to expire or vacancies have occurred, advertisements will be posted in the local media and the Town's website requesting expressions of interest from the public to serve on the Downtown Business Advisory Committee.
- 2) All expressions of interest will be reviewed by the Committee and a recommendation made to Amherst Town Council for appointments.

Amherst Town Council may at any time by resolution repeal this policy and therefore release the committee members of their obligations as members.

**4.5. Provincial Debt Collection Program**

Moved By: Councillor Robert Bird

Seconded By: Councillor George Baker

That Council approve entering into a Collection Services Contract with the Province of Nova Scotia to designate the debts related to unpaid fines that have been levied as a result of infractions of any of the Town of Amherst By-laws as debts due to the Province, and authorize the Chief Administrative Officer to sign the contract on behalf of the Town.

Motion Carried

4.6. Easements - Brookdale

Moved By: Councillor David March

Seconded By: Councillor Terry Rhindress

That Council release the existing power line easement and enter into the proposed water line easement located on property identified as PID 25070483 in Brookdale.

Motion Carried

4.7. Cumberland YMCA Agreement - Summer Swim Programs

Moved By: Deputy Mayor Dale Fawthrop

Seconded By: Councillor David March

That Council approve entering into an operating agreement with the Cumberland YMCA for operation of the 2012 Instructional and Recreational Swim Programs commencing on July 2, 2012 at a cost of \$50,084.55, and authorize the Mayor and CAO to sign the agreement on behalf of the Town.

Motion Carried

THIS AGREEMENT made the _____ day of _____, A.D., 2012.

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 3rd 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 3rd and continuing for eight (8) weeks, the YMCA will provide Amherst youth with a recreational swim program. This program will be offered between the hours of 2:30pm to 4:00pm 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.
- 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 with 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 **\$50,084.55** payable in bi-monthly installments of \$12,521.13 on or about July 15, July 30, August 15 and August 30.
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 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 "e" below is not received prior to July 1st.
 - e) This agreement will remain in force from this date forward. This agreement may be terminated by either party upon receipt of written notice of 60 days.
7. 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.

4.8. Tender: HVAC for Dominion Public Building

Moved By: Councillor David March

Seconded By: Councillor George Baker

That Council award the upgrade of the heating, ventilation and air conditioning systems of the Dominion Public Building to the low compliant bidder, JC Mechanical at their bid of \$ 302,900 plus applicable taxes , with funding to come from the 2012-13 approved capital budget.

Motion Carried

The Town Engineer explained that a representative from JC Mechanical went through the building prior to submitting the tender; after the close of the tender he went through the building again and had no issue with the contract or his tender. This company was responsible for the renovation of the new Town Hall in Truro, a similar older building that was retrofitted. The Engineer stated that there are no structural issues that need to be addressed. The amount budgeted for this project was \$350,000.

4.9. Tender - Church Street Sanitary Sewer Main

Moved By: Councillor Robert Bird

Seconded By: Deputy Mayor Dale Fawthrop

That Council award the project to replace the Church Street sanitary sewer line from East Pleasant Street to Robert Angus Drive to the low bidder, Beal and Inch, in their tendered amount of \$ 269,418 plus HST, with funding to come from the 2012-13 capital budget.

Motion Carried

4.10. Appointment of Building Officials and Development Officers

Moved By: Councillor George Baker

Seconded By: Councillor David March

That Council appoint Trevor Eisnor as a Building Official and Development Officer and Brian Wood as a Senior Building Official and Development Officer for the Town of Amherst.

Motion Carried

4.11. Appointment of Fire Inspectors

Moved By: Councillor David March

Seconded By: Councillor George Baker

That Council appoint Mark Goodwin, Marc Buske and Brian Wood as Fire Inspectors for the Town of Amherst and that a letter be sent to the Provincial Fire Marshal advising of the appointments.

Motion Carried

4.12. Funding Request - Amherst Firefighters Association

Moved By: Councillor Terry Rhindress

Seconded By: Deputy Mayor Dale Fawthrop

That Council approve funding in the amount of \$250 under the Town's Festivals and Events Policy in support of the Amherst Firefighters Association hosting the Maritime Firefighters Association's Golf Tournament being held September 8 and 9, 2012.

Motion Carried

4.13. Funding Request - Piece by Piece

Moved By: Deputy Mayor Dale Fawthrop

Seconded By: Councillor Robert Bird

That Council approve funding in the amount of \$500 under the Town's Festivals and Events Policy in support of Piece by Piece Autism Association's "Walk the Walk" taking place June 16, 2012.

Motion Carried

4.14. Funding Request - Special Olympics

Moved By: Councillor Robert Bird

Seconded By: Deputy Mayor Dale Fawthrop

That Council approve funding in the amount of \$500 under the Town's Grants to Organizations Policy in support of Amherst athletes attending the 2012 Special Olympics Provincial Games in Antigonish July 6 - 8.

Motion Carried

4.16. Funding Request - Senior Games

Moved By: Councillor David March

Seconded By: Councillor Terry Rhindress

That Council approve funding in the amount of \$150 under the Town's Grants to Organizations Policy in support of Ed & Cathy Pettis, competing at the Canada 55+ Senior Games August 28-September 2, 2012.

Motion Carried

4.15. Funding Request - Minor Football

Moved By: Councillor George Baker

Seconded By: Councillor Terry Rhindress

That Council approve funding in the amount of \$250 under the Town's Festivals and Events Policy in support of the Cumberland Minor Football's Community Fun Day & Flag Football Tournament taking place June 3, 2012.

Motion Carried

4.17. CJSMA Budget

The CAO reported that there is a process that the five partner units in the Cumberland Joint Services Management Authority (CJSMA) work through to approve the CJSMA budget, whereby it is approved by each municipal council. He read a memo from the Solid Waste Manger advising that the Town of Springhill voted against the 2012-13 budget. Springhill's concerns were outlined in the Solid Waste Manager's memo (included in the agenda). Now the process has moved another step forward; in accordance with the Inter Municipal Agreement, when one unit doesn't approve a budget, it goes back to the Authority for a 'special resolution process' which requires that the budget be approved by at least three units with 60% or more of the solid waste sent to the landfill.

Moved By: Councillor Terry Rhindress
Seconded By: Councillor David March
That Council approve the CJSMA budget, pursuant to the special resolutions provisions of the Inter-Municipal Agreement.

Motion Carried

5. INFORMATION / DISCUSSION ITEMS

5.1. Queen Elizabeth II Jubilee Medals

Mayor Small reviewed the letter from Scott Armstrong, MP for Cumberland-Colchester-Musquodoboit Valley requesting that Councils submit nominations for the QEII Diamond Jubilee Medals. This being a fairly unique situation, the CAO suggested that members of the public can make their suggestions known to members of Council, to be brought to a future meeting of Council. The deadline for nominations is August 1, 2012.

6. INTERNAL COMMITTEE REPORTS

6.1. Planning Advisory Committee - Nil Report

6.2. Amherst Board of Police Commissioners

Deputy Mayor Fawthrop presented the following report on behalf of the Amherst Board of Police Commissioners:

The Amherst Board of Police Commissioners met twice since the last Council meeting, on May 16 for a regular meeting and again on May 22 for a special meeting. The special meeting was to held for the Commission to review and approve the 2012-13 operating budget for the Department in the amount of \$3.8 million.

At the May 16 meeting, the Commission adopted the following mission statement, after consulting with the members of the Amherst Police Department:

The mission of the Amherst Police Department is to ensure safety and professional service to its citizens through dedication and accountability in partnership with our community.

This was developed as a part of the strategic planning session held earlier this year.

The Commission also referred its bursary program, approved at its previous meeting, back to the policy committee for further review and recommendation, having been informed it was quite ineffective in its current state.

Deputy Chief Naylor reported that Amherst Police Department, Cumberland RCMP and Springhill Police Department co-hosted a National Police Week event at the Amherst Centre mall on May 16. Over 45 community policing partners and specialized policing units participated in the event, which was well attended by the community.

The Commission is pleased to report that the Chair, Lisa Emery, has been appointed to the Nova Scotia Association of Police Boards.

6.3. Amherst Youth Town Council

Councillor Bird thanked AYTC members Kevin Hatheway and Brandon Sutherland-Metz for attending the Council meeting and recording it for broadcast on Eastlink. He presented the following report on behalf of the Youth Advisory Council:

Amherst Youth Town Council met on May 7, 2012 in Council Chambers. AYTC members welcomed Planning Director, Jason MacDonald for an overview on the Planning & Development Department service delivery.

On May 2 as part of National Youth Arts Week, AYTC hosted a Youth Graffiti Party at the Angus Building. Canvases were painted and have been on display in the Town Hall Art Gallery for the month of May. Also, plywood was painted to be placed in the windows of the BMO Building to bring awareness to youth arts and youth being active in the community through positive engagement.

AYTC had a booth in the Town's Community Fair on May 26th. This was an opportunity to promote upcoming events as well as raise the profile of AYTC to community residents that visited the Community Fair.

AYTC will be hosting a car wash fundraiser on Saturday June 9 in the Amherst Fire Department parking lot.

AYTC members are working on planning YouthFest for Saturday June 30 at the Stadium. The day will begin with a Youth Amazing Race at 11:00 AM. The afternoon will consist of Skateboard Competitions and Ball Hockey Tournaments. Again this year youth will collect non-perishable food items prior to the event and will build sculptures at the event with collected food items. Afteward, these items will be donated to the Amherst Food Assistance Network. AYTC members are actively promoting YouthFest with their peers.

The next regular AYTC monthly meeting will be held Monday, June 4 at 4:00 PM in Council Chambers.

7. EXTERNAL COMMITTEE REPORTS

7.1. Cumberland Public Libraries

In the absence of Councillor Angel, Councillor March presented the following report on behalf of Cumberland Public Libraries:

Read Away Your Fines

From May 28th until June 2nd, students in grades Primary to 12 with fines will be able to drop in to any of the Cumberland Public Libraries and read for 30 minutes and have their fines forgiven!

C@P Funding

Federal funding for the Community Access Program, which allows us to provide free Internet access and computer instruction, was cut on April 5th. Without this money it will be extremely difficult to keep up with technological changes, replace equipment as it breaks and provide many of the instructional computer sessions. We urge you to contact our M.P., Mr. Scott Armstrong, and tell him how much the people of Amherst rely on this.

Summer Reading Clubs for All Ages

Summer Reading Clubs will start on June 18th. Everyone from ages 3 to 100 can sign up for one of our Summer Reading Clubs, read library books throughout the summer and win prizes. Pop by the library for more information.

Did you know?

That the library has a huge assortment of gardening books. Whether you're experienced or planting your first seed we have the book for you. See what we have at: www.cumberlandpubliclibraries.ca.

Statistics

Last month the Four Fathers Memorial Library signed out over 4,000 items. An average of 19 items for every hour it was open.

7.2. Cumberland Regional Development Authority

Councillor Fawthrop presented the following report on behalf of the Cumberland RDA:

The Municipality of the County of Cumberland and the Towns of Springhill and Parrsboro have taken important steps toward securing a greener, more sustainable future for their residents with the recent signing of an historic Inter-Municipal Agreement creating a brand new entity - the Cumberland Energy Authority. Warden Keith Hunter of the Municipality of the County of Cumberland, Springhill Mayor Allen Dill and Lois Smith, Mayor of Parrsboro formally put pen to paper at a well attended official signing ceremony on April 17th at the E.D. Fullerton Municipal Building in Upper Nappan. The Authority, believed to be the first of its kind in Nova Scotia, will be responsible for attracting and promoting renewable energy development within Cumberland County and will be the single point of contact for developers.

The Fossil Centre at the [Joggins Fossil Cliffs UNESCO Natural World Heritage Site](http://www.cumberlandpubliclibraries.ca) is now open for the 2012 season. The Joggins Fossil Centre provides an exceptional learning experience featuring an extensive fossil specimen collection, exhibits and displays depicting the rich geological history of the cliffs, the history of scientific discovery there, and the history of coal mining that shaped the community.

Hiking and camping enthusiasts will welcome news that [Cape Chignecto Provincial Park](http://www.cumberlandpubliclibraries.ca) in Advocate Harbour opened for the 2012 season this Friday, May 18th - just in time for the Victoria Day long weekend. Cape Chignecto features over 50kms of predominately coastal hiking trails, over 50 backcountry hike-in wilderness campsites, 28 walk-in campsites, a group camping area, wilderness cabins, an all-season bunkhouse, a visitor information/interpretation centre and gift shop.

Thinker's Lodge: The Honourable Peter MacKay, Minister of National Defence and Regional Minister for Nova Scotia, together with Scott Armstrong, Member of Parliament for Cumberland-Colchester-Musquodoboit Valley, announced funding for the final phase in the development of the Thinkers' Lodge National Historic Site. The development will proceed with \$535,000 in assistance from the Government of Canada, through the Atlantic Canada Opportunities Agency (ACOA). The project will include infrastructure upgrades to the Lobster Factory Building to provide on-site meeting space, interpretation of the site's historic significance, and development of communications and marketing materials.

7.3. Cumberland YMCA

Councillor Fawthrop presented the following report on behalf of the Cumberland YMCA:

- Membership numbers as of April 26 are as follows:
 - 954 full paying memberships
 - + 117 subsidized members

 - 1,071 members of our YMCA
- Roof over the pool and the flat roof replacement will start in May
- Capital Campaign update: We currently have \$580,000 left to raise. Our wrap up fundraising event will be a dance featuring Big Fish and a "Bucket List" silent and live auction held at the curling club on September 28.
- Strong Association Profile: The Strong Association Profile is a report that I do for YMCA Canada every year. This comprehensive report covers everything imaginable within our association. Some things to note from this years reporting of 2011:
 - In 2011 our Y employed 31 full time and 34 part time employees
 - 418 people participated in an event related to International Development (277 of these participants were under the age of 18)
 - Our Strong Kids Campaign raised \$82,452 with a total of 194 donors, 60% of our leadership (Board and Senior Staff) gave and 86% of our full time staff donated
 - Our YMCA clocked an astonishing 1,217 volunteer hours from 65 males and 2,436 hours from 80 females. That is a combined total of 3,653 volunteer hours at the Cumberland YMCA in 2011.
 - In 2011 we provided \$50,900 in assistance. \$45,020 to children under the age of 18.
 - 290 individuals were assisted through our financial program.
 - We provided afterschool care for 91 children and 182 in preschool and daycare.

8. **ADJOURNMENT**

Prior to the adjournment, Mayor Small extended congratulations to Sea, Army and Air Cadets on their Tri-Service Annual Ceremonial Review held on the weekend. He also extended Council's congratulations to newly elected mayor and council of Sackville.

Mayor Small presented plaques expressing his appreciation to the four deputy mayors of his term. (Councillor Robert Angel was absent.)

On motion by Councillor Rhindress, the meeting adjourned at 8:25 PM.

Gregory D. Herrett, CA
Town Clerk and Chief Administrative Officer

Robert Small
Mayor