



**Truro Town Council Meeting**  
**Monday, November 5<sup>th</sup>, 2018 at 1:00 pm**  
**Council Chambers – Town Hall**

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A regular public meeting of Truro Town Council was held on Monday, November 5<sup>th</sup>, 2018 at 1:00 pm in the Council Chambers of the Truro Town Hall.

**Present:** Mayor W.R. (Bill) Mills, Deputy Mayor T. Chisholm, Councillors D. Joseph, C. Fritz, C. Hinton, B. Kinsman, and W. Talbot

**Regrets:** Councillor B. Kinsman and Director of Public Works A. MacKinnon

**In Attendance:** Senior Engineer C. Roberts, Director of Corporate Services A. Currie, Fire Chief B. Currie, Director of Planning J. Fox, Planner Y. Gou, Assistant Director of Parks, Recreation and Culture J. Dawe, Police Chief D. MacNeil, Town Solicitor J. Rafferty and CAO M. Dolter

**APPROVAL OF AGENDA**

On motion of Deputy Mayor T. Chisholm and Councillor W. Talbot, the agenda was approved as circulated. Motion carried.

**APPROVAL OF MINUTES**

On motion of Councillors C. Hinton and W. Talbot, the Public Hearing minutes and Public Council minutes of October 1<sup>st</sup>, 2018 were approved as circulated. Motion carried.

On motion of Deputy Mayor T. Chisholm and Councillor C. Fritz, the Public Council minutes of October 15<sup>th</sup>, 2018 were approved as circulated. Motion carried.

**MOTIONS AND NOTICES OF MOTIONS**

**a) Public Hearing – 18 Munroe Court, Development Agreement**

The CAO advised that the Town Planning Advisory Committee is recommending that Council permit the development of five additional dwelling units in an existing 35-unit residential building located 18 Munroe Court. The proposed development does not include any modifications to the exterior of the building nor any changes to the square footage of the building.

The Planner reviewed her staff report with Council and was also recommending that Council approved the development agreement.

On motion of Deputy Mayor T. Chisholm and Councillor W. Talbot, the development agreement application by Wallace Living to permit the development of five additional dwelling units in an existing 35-unit residential building located at 18 Munroe Court was approved as presented. Motion carried.

**b) Public Hearing – 90-92 Park Street, Municipal Heritage Designation**

The CAO advised that the Town Heritage Advisory Committee is recommending that Council authorize staff to proceed with the heritage designation process of 90-92 Park Street in accordance with the Heritage Property Act.

On motion of Deputy Mayor T. Chisholm and Councillor C. Hinton, 90-92 Park Street was approved for municipal heritage designation in accordance with the Heritage Property Act. Motion carried.

**c) Public Hearing Date – 185 Kaulback Street, Development Agreement**

The CAO advised that the Town Planning Advisory Committee is recommending that Council establish a public hearing date to consider permitting a development agreement for three 50-unit residential buildings at 185 Kaulback Street.

On motion of Deputy Mayor T. Chisholm and Councillor C. Fritz, a public hearing date of December 3<sup>rd</sup>, 2018 at 1pm was established for Council to consider a development agreement application by Brentwood Developments Limited to enter into a development agreement to permit the development of three 50-unit residential buildings at 185 Kaulback Street. Motion carried.

**PETITIONS AND DELEGATIONS**

**a) Presentation – Road Preservation Tax Paving**

The Senior Engineer provided a report to Council on how the Town's new Road Preservation Tax budget was implemented. He advised that previously, the Town was using a street rating system and the streets classified as the worst were the first streets to receive repairs. With the new tax and specific monies set aside, the Public Works Department can now focus attention on streets requiring repairs that will then result in a longer life for those streets and in the end, save the Town money on full street repairs. The Senior Engineer stated that for this construction year, the department focussed on eight streets and the repairs came in slightly under budget. The remaining money will remain in the road preservation tax account for use next year on the next set of streets.

## **OLD BUSINESS**

### **a) Strategic Review Update**

The CAO advised that there was no update on the Strategic Review. He stated that he was hoping to meet with Council in late November or early December to review the strategic priorities.

### **b) No Smoking Bylaw Amendments – 2<sup>nd</sup> Reading**

The CAO advised that with the legalization of cannabis, staff is recommending amendments to the Town's No Smoking Bylaw. These changes include updating the Bylaw to cover the use of cannabis and will provide additional protection to non-smokers for designated municipal spaces. First reading of the amendments took place at the October 1<sup>st</sup>, 2018 Council meeting and second reading will take place at this meeting.

The CAO reviewed a letter from the Nova Scotia Public Health Northern Zone which stated they were in favour of proposed amendments to the Bylaw.

The CAO reviewed a letter received that morning from the CEC High School Principal stating that he was not in favour of the amendments that would prohibit smoking on the sidewalk on Lorne Street in front of the school.

Deputy Mayor T. Chisholm noted that the police have an officer assigned to CEC and asked for the Police Chief's thoughts on the proposed amendments and CEC's stance.

The Police Chief stated that adding the use of cannabis to the No Smoking Bylaw was a great idea and needed. He stated that the Police Service does not condone smoking or vaping for young people, but that it still happens. From an enforcement perspective, the police do not have the resources to enforce the Bylaw every minute of every day. The main focus of the school officer will not be clearing the sidewalk.

Councillor C. Fritz noted that it seemed as though CEC was condoning underage smoking and that a sidewalk is public property to be used for walking.

On motion of Councillor W. Talbot and Deputy Mayor T. Chisholm, it was agreed that the Police Chief and CAO will meet with the CEC High School Principal to discuss the proposed Bylaw amendments, and this matter will be on the agenda for the December 3<sup>rd</sup> Council meeting. Motion carried.

## **IN-CAMERA SUMMARY REPORT**

The CAO advised Council that there was one issue discussed at the incamera meeting for the month of October and there are no issues to be discussed by Council at the incamera meeting today.

## **COMMITTEE REPORTS**

### **CAO Report**

The CAO report for the month of October was presented to Council.

On motion of Councillors C. Hinton and W. Talbot, it was moved that the CAO Report for the month of October, 2018 be approved as presented. Motion carried.

### **Corporate Services Report**

The Corporate Services report for the month of October was presented to Council.

On motion of Deputy Mayor T. Chisholm and Councillor C. Fritz, it was moved that the Corporate Services report for the month of October, 2018 be approved as presented. Motion carried.

### **Fire Report**

The Fire Report for the month of October was presented to Council.

On motion of Councillors W. Talbot and C. Fritz, it was moved that the Fire Report for the month of October, 2018 be approved as presented. Motion carried.

### **Planning and Development Report**

The Planning and Development report for the month of October was presented to Council.

On motion of Deputy Mayor T. Chisholm and Councillor W. Talbot, it was moved that the Planning and Development report for the month of October, 2018 be approved as presented. Motion carried.

### **Police Report**

The Police Report for the month of October was presented to Council.

On motion of Deputy Mayor T. Chisholm and Councillor D. Joseph, it was moved that the Police Report for the month of October, 2018 be accepted as presented. Motion carried.

### **Public Works Report**

The Public Works report for the month of October was presented to Council.

On motion of Councillors C. Fritz and D. Joseph, it was moved that the Public Works Report for the month of October, 2018 be accepted as presented. Motion carried.

### **Parks, Recreation and Culture Report**

The Parks, Recreation and Culture Report for the month of October was presented to Council.

On motion of Deputy Mayor T. Chisholm and Councillor W. Talbot, it was moved that the Parks, Recreation and Culture Report for the month of October, 2018 be accepted as presented. Motion carried.

### **NEW BUSINESS**

#### **a) AMANS Award – Municipal Workplace Wellness**

The CAO advised that 11 municipalities were recognized by Association of Municipal Administrators of Nova Scotia for their workplace wellness programs and their commitment to providing healthy workplaces for their employees. He stated that three municipalities received a gold award, five received silver and three received bronze. The CAO advised that the Town of Truro was a recipient of a gold award and he wanted to acknowledge Shannon Jarvis and Tammy Hamlin, Town of Truro employees who have brought a lot of the healthy initiatives forward.

#### **b) No Feeding Signage**

The CAO reviewed proposed Town signage for not feeding wildlife, including the deer, and a sign proposal by the Nova Scotia Government. He stated that these would be installed around town.

Deputy Mayor T. Chisholm asked if the No Feeding Bylaw could be amended to drastically increase the fines for feeding.

The Town Solicitor advised that he would need to check the Summary Conviction Act to see if there is a maximum amount for fines the Town can enforce.

#### **c) Tax Exemption re: Church Daycares**

The CAO advised that at the Committee of the Whole meeting on November 1<sup>st</sup>, 2018, Council discussed the recent court decision in which churches that house a daycare will be taxed as a commercial rate for that portion of the property. Previously, churches were exempt from paying taxes. This decision was to ensure daycares were taxed fairly. It is up to the church to decide if they will pass that cost along to the daycare. He stated that daycares within Town are automatically charged the residential rate if they show proof of licensing. If the church decides, they can provide proof to the Town that the daycare is licensed and the Town will apply the residential rate. A church could also apply for a full tax exemption under the Town Bylaw and then Council would need to consider the application.

On motion of Deputy Mayor T. Chisholm and Councillor D. Joseph, it was agreed that subject to licensing proof, churches that house a licensed daycare would have the residential tax rate applied to the property. Motion carried.

#### **d) Robert Mingo Trust**

The CAO advised that the Town of Truro holds “in trust” funds provided by the late Robert Mingo. These funds were entrusted to the Town to help with the beautification and maintenance to Victoria Park. The trust allows for the Town of Truro to use the net income received from the investment of these funds towards the beautification and maintenance of Victoria Park. It is the request of staff, with the support of Mr. Mingo’s family, to use up to \$12,000 in the 2018-19 fiscal year to support the maintenance performed on Jacob’s Ladder and the Park trails.

On motion of Councillors D. Joseph and C. Hinton, Council approved up to \$12,000 of the Robert Mingo Trust funds to be allocated towards the costs associated with the beautification and maintenance of the Victoria Park for the 2018-19 fiscal year. Motion carried.

#### **e) TAAC Funding**

The TAAC Revitalization Society is raising funds to complete a \$6 million makeover of the TAAC grounds and construct a new baseball facility. Their plan is to leverage Federal and Provincial infrastructure funding through commitments by community partners contributing 27% of the required total. The Society would like to apply to the Investing in Canada Infrastructure Program and in order to do so, they would need the Town to make the application as the Town is the land owner. If the Society is successful in obtaining funding, the project would need to be started and substantially completed in 2019. Since the Society is still in the process of raising funds through the community, they are also requesting that the Town and County of Colchester sign a promissory note to provide the required funding on the Society’s behalf, and the Society will sign a promissory note to the Town and the County promising the return of those funds through their fundraising campaign. The County of Colchester Council has agreed to provide their portion of the funding. The Town’s portion would total \$310,000.

The CAO reviewed a proposed motion that the Town would agree to commit \$1,620,000 to the TAAC Grounds renewal project in the application for funding for the Investing in Canada Infrastructure program, on the condition that the County of Colchester agrees to provide \$310,000 to the project and the TAAC Revitalization Society commits to providing \$1 million back to the Town.

The Town Solicitor advised that the TAAC Revitalization Society’s commitment to repay the \$1 million is a commitment without any backup, as the Society does not have any assets. The Town would be proceeding entirely in good faith that the Society would raise the funds required and repay the Town. He stated that the Town could require that individuals with assets sign a promissory note instead of the Society.

The CAO stated that the Town could commit to the funding so the Society could apply for the funding and if the project was not proceeding as planned, the Town could withdraw its support.

On motion of Councillors D. Joseph and C. Fritz, it was agreed that the Town will commit \$1,620,000 to the TAAC Grounds renewal project in the application for funding for the Investing in Canada Infrastructure program, on the condition that the County of Colchester agrees to provide \$310,000 to the project and the TAAC Revitalization Society commits to providing \$1 million back to the Town. Motion carried.

**ACCOUNTS**

It was moved by Deputy Mayor T. Chisholm and Councillor W. Talbot, that Council approve for payment the accounts as presented for the month of October, 2018. Motion carried.

**ADJOURNMENT**

On motion of Councillors C. Hinton and D. Joseph, it was moved that the meeting be adjourned at approximately 3:30 p.m. Motion carried.

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W.R. (Bill) Mills  
Mayor

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M. Dolter  
CAO