



**Town of Amherst
Regular Council Meeting
Agenda**

Date: **Monday, April 30, 2018**
Time: **7:00 pm**
Location: **Council Chambers, Town Hall**

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1. CALL TO ORDER	
2. O'CANADA	
3. HEARINGS/PRESENTATIONS/PETITIONS	
4. APPROVAL OF AGENDA/MINUTES	
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TOWN OF AMHERST
Regular Council Meeting
Minutes

Date: March 26, 2018
Time: 7:00 pm
Location: Council Chambers, Town Hall

Members Present Mayor David Kogon
Deputy Mayor Sheila Christie
Councillor Jason Blanch
Councillor Darrell Jones
Councillor Wayne MacKenzie
Councillor Terry Rhindress

Members Absent

Staff Present

Councillor Vince Byrne
Greg Herrett, CAO
Jason MacDonald, Deputy CAO Operations
Ian Naylor, Police Chief
Bill Schurman, Director Recreation
Greg Jones, Fire Chief
Andrew Fisher, Manager of Planning & Strategic Initiatives
Tom McCoag, Corporate Communications Officer
Rebecca Taylor, Business Development Officer
Natalie LeBlanc, Deputy Clerk
Kim Jones, Municipal Clerk

Others Present Tegan Tran, AYTC

1. PUBLIC HEARING

Mayor Kogon called the Public Hearing to order at 6:30 P.M., and gave the floor to Mr. Fisher to brief those in attendance on the matter.

1.1 Land Use By-Law Amendment - Electronic Signage - 6:30 pm

Mayor Kogon called the Public Hearing to order at 6:30 pm.

Mr. Fisher reviewed the matter, stating that an application has been received by the Holy Family Parish Church located at 63 Church Street to amend the Land Use Bylaw section 6.14 to allow electronic signs in the Downtown Core Area District with conditions; and in particular, that electronic signage be permitted for ground, fascia wall, and canopy signs. He added that all relevant policies and procedures have been followed with respect Land Use Bylaw amendments, and that the Planning Advisory held two public participations sessions with three people in attendance at each session.

Councillor Jones asked if the Home Hardware sign on Albion Street is in the Downtown Core Area District, to which Mr. Fisher replied no.

Councillor Rhindress asked Mr. Fisher to clarify the size of signs permitted, to which Mr. Fisher replied that no electronic sign in the Downtown Zone shall exceed 32 sq. ft.

Councillor Blanch asked if the type of sign Home Hardware has on Albion Street would currently be permitted in the Downtown Core Area District to which Mr. Fisher replied no.

Councillor Blanch then asked if it would be more appropriate to change the boundaries of the Downtown Core Area District rather than the Bylaw. Mr. Fisher replied that changing the boundary could be done, however this may lead to further requests to change the boundaries. The CAO added that it would not be as straight forward as just changing the boundary, it would have to follow a process for an amendment.

There being nothing further from Council, the public was invited to speak.

Gordon Goodwin spoke on behalf of the Church, thanking Council for their consideration of the application.

Ray Hickie, property owner of 50 Church Street also addressed the Committee. Although he does support this amendment, he is concerned with off-site signage regulations, and would like Council to consider permitting them.

There being nothing further, Mayor Kogon ending the Public Hearing at 6:50 P.M.

2. CALL TO ORDER

Mayor Kogon called the meeting to order at 7:00P.M., introducing AYTC member Tegan Tran and O Canada singer Evangeline Thibedeau.

3. O CANADA

4. HEARINGS/PRESENTATIONS/PETITIONS

4.1 Alison Lair - Cumberland YMCA

Alison Lair, Community Support Coordinator with the Cumberland YMCA, gave her presentation regarding the Homelessness Prevention and Outreach Program, included in the meeting file.

5. APPROVAL OF AGENDA/MINUTES

5.1 Approval of the Agenda

Moved By Councillor Jones

Seconded By Councillor MacKenzie

To approve the agenda as circulated.

Motion Carried

5.2 Approval of Minutes

5.2.1 20180226 Council Minutes

Moved By Deputy Mayor Christie

Seconded By Councillor Blanch

To approve the minutes of the February 26, 2018 regular meeting of Amherst Town Council with the amendment of one typo.

Motion Carried

5.2.2 20180314 Special Council Minutes

Moved By Councillor Rhindress

Seconded By Councillor MacKenzie

To approve the minutes of the March 14, 2018 special meeting of Amherst Town Council.

Motion Carried

6. REQUESTS FOR DECISION

6.1 Alternative Voting Bylaw - 2nd Reading

Moved By Councillor Blanch

Seconded By Councillor MacKenzie

That Council give second reading to the Alternative Voting Bylaw.

Motion Carried

6.2 Flag Protocol

Moved By Councillor Jones

Seconded By Councillor Rhindress

That Policy 02300-04 Flag Protocol be approved by Amherst Town Council.

Motion Carried

6.3 Inter-Municipal Emergency Services Agreement Amendment

Moved By Deputy Mayor Christie

Seconded By Councillor Blanch

That the amendment to the Inter-Municipal Emergency Services Agreement be approved Amherst Town Council.

Motion Carried

6.4 Tax Sale by Tender

Moved By Councillor Rhindress

Seconded By Councillor Jones

That Council accept the bids for the three properties, and further that staff be authorized to write off the difference between the selling price and the outstanding taxes. Let the minutes show that the CAO pointed out the three properties as being 3 Fullerton Street, 26 Park Street, and 23 1/2 West Pleasant Street.

Motion Carried

6.5 ABPC Citizen Appointments

Moved By Deputy Mayor Christie

Seconded By Councillor Blanch

That Council re-appoint Robin Latta and Holly MacDonald to the Amherst Board of Police Commissioners for another one-year term expiring March 31, 2019.

Motion Carried

6.6 Land Use By-Law Amendment - Electronic Signage

Moved By Councillor MacKenzie

Seconded By Councillor Rhindress

That Council approve Second Reading of a Bylaw to amend the Land Use Bylaw section 6.14 to allow electronic signs in the Downtown Core Area District with conditions; and in particular, that electronic signage be permitted for ground, facia wall and canopy.

Moved By Deputy Mayor Christie

Seconded By Councillor Blanch

To amend the motion by omitting the words ",facia wall and canopy" from the amendment.

Motion Carried

Original Motion Carried as Amended

6.7 April COW/Council Meeting Dates

Moved By Deputy Mayor Christie

Seconded By Councillor MacKenzie

That the regular Committee of the Whole meeting scheduled for Monday, April 16, 2018 be changed to Monday, April 23, 2018, the regular Council meeting scheduled for Monday, April 23, 2018 be changed to Monday, April 30, 2018, and the regular Committee of the Whole meeting scheduled for Monday, May 21, 2018 be changed to Tuesday, May 22, 2018.

Motion Carried

7. INFORMATION / DISCUSSION ITEMS

No information or discussion items.

8. INTERNAL COMMITTEE REPORTS

8.1 Planning Advisory Committee

No report.

8.2 Amherst Board of Police Commissioners

Information item; no direction given or action required.

8.3 Amherst Youth Town Council

Information item; no direction given or action required.

9. EXTERNAL COMMITTEE REPORTS

9.1 Cumberland Public Libraries

No report.

9.2 Cumberland YMCA

Deputy Mayor Christie gave a verbal report. Information item only, no direction given or action required.

9.3 Cumberland Joint Services Management Authority

No report.

9.4 Northern Region Solid Waste Committee

No report.

9.5 L. A. Animal Shelter

No report.

9.6 Cumberland Senior Safety Society

Information item; no direction given or action required.

10. ADJOURNMENT

Kimberlee Jones
Municipal Clerk

David Kogon, MD
Mayor



AMHERST TOWN COUNCIL

RFD# 2018086

Date: April 30, 2018

TO: Mayor Kogon and Members of Amherst Town Council
SUBMITTED BY: Jason MacDonald, Deputy CAO, Operations
DATE: April 30, 2018
SUBJECT: North Tyndal Wellfield Water Source Protection Strategy

ORIGIN:

A new water source protection strategy for the North Tyndal Wellfield has been under development for the past 24 months.

LEGISLATIVE AUTHORITY:

Environment Act

RECOMMENDATION:

That Council approve the new North Tyndal Wellfield Water Source Protection Strategy.

DISCUSSION:

The North Tyndal Wellfield supplies potable drinking water to the residents of the Town of Amherst and surrounding area. The Amherst Water Utility operates the wellfield and water system.

After the North Tyndal Wellfield came into production in the late 1980's a water source protection plan was developed and implemented. During the first two decades this plan was in place it was used as a model for other jurisdictions across Nova Scotia and North America. However, in more recent years the age of the protection plan has become an issue, and the Department of Environment requested that it be updated.

The Amherst Water Utility engaged CBCL Consultants to review and update the protection strategy. The first step was to confirm the recharge area that was originally delineated in the late 1980's. While new, more sophisticated methods are now used to delineate groundwater movement, the new tests confirmed that the original recharge area is in fact accurate and no changes to the boundary of the protected area are required or being recommended.

Due to the low number of existing land uses in the area, the existing land use regulations were confirmed to be satisfactory, and the Municipality of the County of Cumberland has agreed to carry them forward into their new Planning Documents currently in the adoption process.



While numerous minor administrative changes to the documents have been made, no major changes to permitted activities are recommended. The most significant change recommended is a clearer requirement for the content of forestry management plans and a recommendation that more inspections of the wellfield area be undertaken by the Water Utility.

At the February 28, 21018 meeting of the North Tyndal Wellfield Advisory Committee the following motion was passed:

Moved By Councillor Jones

Seconded By Councillor Chase

That the North Tyndal Wellfield Advisory Committee recommend that the Councils of the Town of Amherst and the Municipality of the County of Cumberland approve the Town of Amherst North Tyndal Wellfield Source Water Protection Plan dated June 2016 submitted by CBCL, and direct staff to notify both Councils of this motion.

FINANCIAL IMPLICATIONS: There are no significant financial implications to adopting the water source protection plan.

COMMUNITY ENGAGEMENT: Community stakeholders are members of the North Tyndal Wellfield Advisory Committee. A public participation session was held on April 11, which was attended by approximately 15 people. All in attendance were supportive of the plan and a detailed memo of the evening is attached, including staff comments on the issues raised by the public.

ENVIRONMENTAL IMPLICATIONS: The updated water source protection plan, will help protect the environment of the entire North Tyndal Wellfield.

ALTERNATIVES:

1. Request staff to make changes to the Water Source Protection Strategy and bring back to Council for Consideration

ATTACHMENTS: Public Participation Memo; Water Source Protection Strategy

Report prepared by: Jason MacDonald, Deputy CAO, Operations

Report and Financial approved by:

SYNOPSIS

North Tyndal Wellfield Water Source Protection Strategy

The North Tyndal Wellfield supplies potable drinking water to the residents of the Town of Amherst and surrounding area. After the North Tyndal Wellfield came into production in the late 1980's a water source protection plan was developed and implemented. During the first two decades this plan was in place it was used as a model for other jurisdictions across Nova Scotia and North America. However, in more recent years the age of the protection plan has become an issue, and the Department of Environment requested that it be updated.

The Amherst Water Utility engaged CBCL Consultants to review and update the protection strategy. The study confirmed that the original recharge area is in fact accurate and no changes to the boundary of the protected area are required or being recommended. Permitted uses within the wellfield are remaining unchanged, however the document more clearly defines the requirements for forestry management plans within the protected area as well as calls for more frequent inspection of the wellfield.

MOTION:

That Council approve the North Tyndal Wellfield Water Source Protection Strategy.

TO: Mayor Kogon and Members of Council

SUBMITTED BY: Bill Schurman, Director of Recreation

DATE: April 30, 2018

SUBJECT: Ice Helmet Policy

ORIGIN:

Recreation department/citizen feedback.

RECOMMENDATION:

That Council approve the attached Ice Helmet Policy # 72300-10 for the Amherst Stadium effective August 15, 2018.

BACKGROUND:

The Town of Amherst is committed to the safety of all individuals and groups using the ice at the Amherst Stadium. Currently, the use of helmets for ice users is strongly recommended, but not compulsory. The department identified a need for a review of helmet practices for on-ice activities. Certified CSA Approved helmets are proven to help reduce the risk of head injuries for participants of ice activities.

A number of arenas throughout the region have implemented helmet policies for the safety and well-being of all users while participating in on-ice activities.

DISCUSSION:

It is suggested that all persons are to wear a CSA approved helmet during on-ice events. The chinstrap on the helmet shall be securely fastened under the chin. Helmets will be available at the Stadium on a first come first serve basis to sign out, at no charge, for those users who do not have a CSA Approved helmet. Exemptions to the proposed policy may be requested on the bases that liability coverage is assumed by the user group(s), or in the case of emergency personnel being requested on the ice surface.

FINANCIAL IMPLICATIONS:

A Facility Development Grant was received from the Province of Nova Scotia to purchase loaner CSA Approved helmets to be available, first come first served, at the Stadium.

COMMUNITY ENGAGEMENT:

A number of organizations, individuals, municipalities, and sport associations were contacted throughout the process.



ENVIRONMENTAL IMPLICATIONS:

There are no environmental implications attached to this request.

ALTERNATIVES:

1. Reduce compulsory helmets to youth 18 and under.
2. Reduce compulsory helmets to youth 12 and under.
3. Do not support recommendation and continue with practice at the Stadium of CSA
Approved helmets being strongly recommended.

ATTACHMENTS:

Proposed Ice Helmet Policy

Report prepared by: Bill Schurman, Director of Recreation
Report and Financial approved by:

DEPARTMENT: RECREATION

TITLE: ICE HELMET POLICY – AMHERST STADIUM

Minutes reference date:

POLICY STATEMENT

The Town of Amherst is committed to the safety of all individuals and groups using the Amherst Stadium. Therefore, for the protection and safety of the public, the wearing of a Canadian Standard Association (CSA) approved protective ice helmet is mandatory for all on-ice participants at the Stadium.

POLICY

CSA approved protective helmets are mandatory for all individuals, at all times, while on the ice at the Amherst Stadium. This policy will be clearly posted with other established regulations for activities. Face masks are not mandatory however young skaters may benefit from the added protection.

PROCEDURE

Effective August 15, 2018 all individuals and groups are to wear CSA approved ice helmets while on the ice surface at the Stadium. The chinstrap of the helmet shall be securely fastened under the chin. Failure to wear a helmet will result in the removal of the individual from the ice surface until they are wearing an approved helmet.

EXEMPTIONS

Exemption to this policy may be granted on an individual basis where the wearing of a helmet would interfere with the observance of a religious custom or the user group assumes liability coverage as follows:

1. Application for such exemption must be made to the Town of Amherst in writing.
 - a. Granting of such exemption will require the applicant to provide a signed Helmet Policy waiver prior to the participation in any on-ice activity.
2. User groups that assume liability coverage (Proof of coverage must be provided at the time of booking) include: Skate Canada, Skate Nova Scotia, and the Amherst Skating Club

DEPARTMENT: RECREATION

TITLE: ICE HELMET POLICY – AMHERST STADIUM

Minutes reference date:

3. Figure Skaters who are registered with Skate Canada after successfully completing the CanSkate program, as well as figure skating during sanctioned competitions, are exempt from wearing a protective helmet during their activities as standard practice in the sport, which is supported by Skate Canada and Skate Nova Scotia.
4. Maritime Junior “A” Hockey League – This policy shall not apply to MHL team coaching and training staff who are required to access the players bench during the course of the game.
 - a. The policy shall not apply to team personnel during bookings made by the teams associated with the Maritime Junior “A” Hockey League.
5. Those responding to a medical emergency.

All other requests for exemption must be submitted in writing to the Town of Amherst for consideration.

SYNOPSIS

Ice Helmet Policy

The Town of Amherst is committed to the safety of all individuals and groups using the ice at the Amherst Stadium. Currently, the use of helmets for ice users is strongly recommended, but not compulsory. The department identified a need for a review of helmet practices for on-ice activities. Certified CSA Approved helmets are proven to help reduce the risk of head injuries for participants of ice activities.

A number of arenas throughout the region have implemented helmet policies for the safety and well-being of all users while participating in on-ice activities.

MOTION:

That Council approve Ice Helmet Policy #72300-10 for the Amherst Stadium, to be effective August 15, 2018.



AMHERST TOWN COUNCIL

RFD# 20180883

Date: April 30, 2018

TO: Mayor Kogon and Members of Amherst Town Council

SUBMITTED BY: Jason MacDonald, Deputy CAO

DATE: April 30, 2018

SUBJECT: **Reservoir Replacement Project – Mobile Generator Purchase**

ORIGIN: Clean Water and Waste Water Fund – Reservoir Replacement Project.

LEGISLATIVE AUTHORITY: Town of Amherst Procurement Policy, #3700-01

RECOMMENDATION: That Council approve the updated purchase price of a new mobile generator, included in the Willow Street Water Reservoir CWWF project.

BACKGROUND: At the February meeting of Amherst Town Council the following motion was approved:

That Council approve the purchase of a new mobile generator, to be added to the contract with Maritech Construction Limited for the replacement of the Willow Street Reservoir CWWF project.

DISCUSSION: While the actual cost of the generator is in excess of the amount contemplated in February, the benefit of the generator to the Water Utility during a prolonged power outage far outweighs the cost of the unit. These benefits are detailed in the February Request for Decision which is attached.

FINANCIAL IMPLICATIONS: The \$121,332.75 plus HST for the new generator will be paid for within the CWWF project, of which the Water Utility's portion is 25%. This updated amount has been included in the \$890,299 requested to be carried over in the 2018/19 fiscal year for the completion of this project.

Furthermore, an additional \$1,891,073 of this project funding has been requested to be carried forward in the 2018/19 fiscal year for the replacement of water lines on Willow Street.

COMMUNITY ENGAGEMENT: As this purchase will be undertaken under an existing contract there has been no community engagement.

ENVIRONMENTAL IMPLICATIONS: The purchase of a new generator should result in a decrease in emissions through the potential reduced usage of our existing older generators.

ALTERNATIVES: Do not purchase a new generator and continue operating our various sites with our existing mobile generators during power outages.



ATTACHMENTS: Mobile Generator Change Order

Report prepared by: Jason MacDonald, Deputy CAO

Report and Financial approved by:

SYNOPSIS

Mobile Generator Purchase

While not included in the original contract for the replacement of the water reservoir, it was anticipated by staff that should the budget allow, they would recommend that a change order be approved for the purchase of a generator at this site. With the project being approximately \$2,000,000 below the approved budget, it makes sense to purchase this generator at this time. This new mobile generator will operate the new reservoir, backup well, and communications tower at the site in the event of a power outage. In addition, the mobile generator will also provide the Town with greater flexibility for backup electrical generation at other locations during power outage events. The \$121,332.75 plus HST for the new generator will be paid for within the CWWF project, of which the Water Utility's portion is 25%.

MOTION:

That Council approve the updated purchase price of a new mobile generator, included in the Willow Street Water Reservoir CWWF project.



CHANGE ORDER

161043.01
(CBCL File No.)

CBCL LIMITED
Consulting Engineers

To: Phillip Farrow (Maritech)

Date: March 8, 2018

Change Order No.: 7

Contract No.: T-17-02


Contract Name: Water Reservoir Replacement

Refer to: CCO#4, Maritech quotation (attached)

Copies to: Ben Pitman (Town of Amherst)

<p><i>You are hereby authorized, subject to the provisions of your contract, to proceed with the following work:</i></p> <p>Supply and install a portable generator at the reservoir, including electrical modifications as detailed in Contemplated Change Order #4.</p> <p>The amount of the contract sum is INCREASED by the sum of \$121,332.75</p> <p style="text-align: right;">SUB-TOTALS</p> <p style="text-align: right;">TOTAL</p>	Credits	Extra
		\$ 121,332.75
		\$ 121,332.75
		\$ 121,332.75

RECOMMENDED:

 Municipal Engineer 08-Mar-18

 Engineer/Consultant Title Date

AUTHORIZED:

Owner Title Date

ACKNOWLEDGED: *Receipt of this change is hereby acknowledged and the terms thereof agreed to.*

Contractor Title Date

ADDITIONAL WORK AUTHORIZATION

Maritech Construction Inc.
 P.O Box 1005
 Amherst, Nova Scotia B4H 4E1
 Telephone (902) 667-1756 Fax (902) 667-1766

Customer Name Town of Amherst	PHONE	DATE 07-Mar-18
Street 98 East Victoria	JOB NAME Amherst Reservoir Replacement	JOB NUMBER 17-297
CITY Amherst	PROVINCE NS	JOB ADDRESS
EXISTING CONTRACT NUMBER T-17-02	CITY Amherst	Issued by Email rmorrison@cbcl.ca

Contemplated Change Order #4 -Revised Response

Supply and Installation of new Generator as per information provided.

Description of work Attached

Electrical Work	\$	14,225.00
Generator	\$	90,825.00
Total	\$	105,050.00
O/H	10% \$	10,505.00
	\$	115,555.00
Profit	5% \$	5,777.75

HST Extra

TOTAL ADDITIONAL CHARGE <CREDIT> FOR ABOVE WORK \$ 121,332.75

Above additional work to be performed under same conditions as specified in original contract unless otherwise stipulated.

Issued By	Approved by _____
Print name Phillip Farrow	Print Name _____
Date 07-Mar-18	Date _____

Note: This Revision becomes part of, and in conformance with, the existing contract.



90 Havelock St | PO Box 232 | Amherst, N.S | B4H 3Z2 Tel: (902) 667-9997

March 6, 2018

Quotation Number: 060318-01

Maritech Construction Inc.
PO Box 1005
Amherst Nova Scotia
B4H 4E1

Att: Phillip Farrow

Re: Electrical Quote Rev2
Reservoir CCO-04-Generator
Amherst, NS

In response to your recent request we provide the following Quotation for your consideration.

For the following total project, we quote the amount of **\$105,080.00**. HST not included

Reservoir Electrical

- Underground 30amp 600 three phase electrical installed in 53mm PVC conduit. spare 53mm PVC conduit, and one (1) 53mm communication PVC conduit. This is from the building to original point of the start of the underground conduits.
- Install a new 15kva 600-120/208v 3 phase transformer in chamber to feed electrical panel.
- Remove obsolete electrical in chlorination building.
- Replace 347/600v 100a service with new mast, weather head, and 4x fusible main disconnect.
- Install a new 200a 600v manual transfer switch and new generator 200amp 600v pin and sleeve inlet. (5pin)
- Install a new 5-meter portable power cable #1 5cond on new generator which includes a pin and sleeve female cord cap 200amp 600v (5 pin).
- Install new 30a 600v fusible disconnect to feed new chamber and install 30amp 600v non-fusible disconnect in new chamber.
- We will request NS Power to replace the old overhead line with a new overhead line to building from existing pole and existing transformers.
- Electrical permit and inspection fees

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This document may contain information which is privileged or confidential.
If you are not the named addressee of this message please destroy it without reading, using, copying or disclosing its contents to any other person.



90 Havelock St | PO Box 232 | Amherst, N.S | B4H 3Z2 Tel: (902) 667-9997

*** Trenching, excavating, sand, pressure treated planks and backfilling of trenches is not included.

Portable Generator

- Supply a new Kohler portable generator model # 120REOZT4, 347/600V, 105KW/131KVA. Complete with trailer. **Fuel by others.

Pricing breakdown

Electrical work	<u>\$14,255.00</u>
Generator	<u>\$90,825.00</u>
Total	<u>\$ 105,080.00</u>

If further information is required, please do not hesitate to contact me at your convenience.

Best Regards,

Rob Rayworth

Raytech Electrical Systems

Email: rob@raytechelectrical.ca

Ph: 902.667.9997

Cell: 902.664.8176



AMHERST TOWN COUNCIL

RFD# 2018087

Date: April 28, 2018

TO: Mayor Kogon and Members of Amherst Town Council

SUBMITTED BY: Kimberlee Jones, Municipal Clerk

DATE: April 28, 2018

SUBJECT: Atlantic Police Association (APA) Local 104 Collective Agreement

ORIGIN: The APA Collective Agreement expired March 31, 2014.

LEGISLATIVE AUTHORITY: The Police Act

RECOMMENDATION: That Council approve the APA Collective Agreement

BACKGROUND: The previous contract expired on March 31, 2014. The parties began bargaining in April 2015 but were unable to reach agreement on all issues. In May of 2016 we engaged the services of the Department of Labor and Advanced Education – Conciliation Services to assist and again were unable to reach an agreement. A formal arbitration hearing was held in November 2016 with Arbitrator Bruce Outhouse. The Arbitration Report was released in January 2018.

DISCUSSION: The arbitration ruling has awarded increases retroactive to April 1, 2014. Officers were given a 2.5% increase in year one, 2.75% increases in years two, three and four and a 3% increase in year five. Officers in specialized positions also received an additional 3% increase. This award finalizes several years of negotiations and discussion with our Police force and allows both parties to move forward with a new contract in place.

FINANCIAL IMPLICATIONS: Since the contract expired, staff have been allowing for estimated increases for the Police in each subsequent budget year. This funding accrual has been sufficient to meet the arbitration awards for salary increases without having an additional negative impact on the Town's current budget.

COMMUNITY ENGAGEMENT: Media release following the release of arbitration report.

ENVIRONMENTAL IMPLICATIONS: There are none.

ALTERNATIVES: As this contract is the result of an Arbitration Order, there are no other alternatives.

ATTACHMENTS: Agreement forward separately.

Report prepared by: Kimberlee Jones, Municipal Clerk
Report and Financial approved by:



SYNOPSIS

APA Collective Agreement

The APA contract expired on March 31, 2014. The parties began bargaining in April 2015 but were unable to reach agreement on all issues. In May of 2016 we engaged the services of the Department of Labor and Advanced Education – Conciliation Services to assist and again were unable to reach an agreement. A formal arbitration hearing was held in November 2016 with Arbitrator Bruce Outhouse. The Arbitration Report was released in January 2018.

MOTION:

That Council approve APA Collective Agreement.

Greg Herrett

From: UNSM Info <Info@unsm.ca>
Sent: April 20, 2018 4:22 PM
To: Tracy Verbeke
Subject: UNSM BOARD REPORT—APRIL 13, 2018-Action Required: For Information Purposes
Attachments: UNSM Board Initiatives Report--April 13, 2018.pdf

April 20, 2018

TO: Mayors, Wardens, Clerks, All Units
CC: UNSM Membership
FR: Geoff Stewart, President, Union of Nova Scotia Municipalities
RE: UNSM BOARD REPORT—APRIL 13, 2018

I am pleased to send you the UNSM Board Report from our April 13, 2018, meeting. We ask that you include this report on your Council Agenda. We would be pleased to answer any questions that may arise, or hear any comments and/or suggestions.

Also attached is the update on our initiatives report.

1. **Extended Producer Responsibility:** The Board endorses EPR proposal as presented by Solid Waste Regional Chairs, in principle. The Board also directed the President and Staff to continue to work with the Regional Chairs on the Extended Producer Responsibility issue.
2. **2019 Spring Workshop Location:** The Board approved Truro, Nova Scotia, as the location for the 2019 Spring Workshop. It will be co-hosted by Town of Truro and County of Colchester.
3. **PVSC Memorandum of Understanding:** The governance changes to the PVSC Legislation were tabled recently at the spring sitting of the Legislation. The Board will approve the PVSC Memorandum of Understanding with the provision that the majority of Board Members will have municipal experience.
4. **Municipal Modernization:** The UNSM/DMA Partnership Framework commits to developing a joint strategic workplan. The Workplan will identify the areas there is joint agreement to work together. Municipal modernization will likely be a big part of the Partnership Framework along with the UNSM resolutions. It is unlikely everything UNSM has requested will be included – for those that aren't, UNSM will need to determine how to best move forward in other ways.

Work is underway to develop a framework and work plan to support municipal modernization.

5. **Ministers' Response to Resolutions:** The UNSM received responses to the 2017 UNSM Resolutions from Minister Mombourquette on March 28. The responses are uploaded on the website, but here is a recap of the individual responses:
 - a. **CAP:** Province will consider a working committee as part of their priority-setting. Notes extensive public education is necessary. Also notes any changes need to ensure the low-income/vulnerable sector receives relief and that commitments on municipal tax rates would be expected.

- b. **Municipal Funding:** Province recognizes need to deal with the provincial operating grant program (equalization). It is being discussed under the municipal modernization program.
 - c. **Roads:** TIR is willing to work with UNSM on a joint committee. Staff met with TIR to discuss the terms of reference for the joint committee. It will be a longer term project.
 - d. **Dr. Recruitment:** Provincial response is that they are working on it. UNSM has been invited to serve on an advisory committee for the Nova Scotia Health Authority with respect to doctor recruitment.
 - e. **Connectivity:** The province points to the development of a long-term strategy and short term local solutions. The province recently released a report and the new federal/NS infrastructure agreement includes funds for broadband initiatives.
6. **Cannabis Legalization Implications:** The province has now established the manner in which legalization will occur. Sales are restricted to NSLC sites and online. Public consumption is similar to smoking. Concerns remain. The Chiefs of Police have expressed their concern with this, both from with concern over the normalization of cannabis, the impairment aspect and the cost of policing. The Board agreed that a letter and a Press Release be sent out, in agreement with the Police Chiefs concerns: that the Legislation should be consistent with the *Liquor Control* and *Smoke Free Places Acts*. The Board will also continue to push for a share of the cannabis revenue as intended by the federal government.
7. **Federal Infrastructure Program:** President Geoff Stewart represented UNSM at the recent announcement of the Canada Nova Scotia Bilateral Agreement for Investing in Canada Infrastructure. \$828.5 million dollars over ten years will be available for use in four areas: ●Public Transit; ●Green Infrastructure; Community, ●Culture and Recreation Infrastructure; and ●Rural and Northern Communities Infrastructure.
8. **Ministers' Roundtable:** A meeting is scheduled for May 2, 2018. UNSM Executive will use this meeting to advance the following key points: CAP; Cannabis; EPR Municipal Modernization.



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UNSM Initiatives Report – April 13, 2018

UNSM Vision: *Effective local government and strong, sustainable communities*

UNSM Mission: *To enable effective local government for Nova Scotia's communities by facilitating strategic advocacy, education and collaboration*

Initiatives

1. Partnership Framework

Description/Update

The Ministers Roundtable approved three documents, which are being distributed to UNSM membership:

- the terms of reference for the Roundtable were revised, integrating the UNSM resolutions process into the schedule of meetings and establishing the Roundtable as the forum to monitor progress under the Partnership Framework.
- A consultation guide for the development of new legislation and regulations impacting municipalities was agreed to with Municipal Affairs,
- A progress report of the Partnership Framework.

Work is underway on a joint strategic plan.

2. Resolutions and Statements of Municipal Concern

Description/Update

UNSM has received a response from the Province on the five approved at the UNSM Fall Conference: CAP; Connectivity; Doctor Shortages; Municipal Funding; and Roads. In addition, UNSM has received a response from the Minister for Housing regarding the Statement of Municipal Concern. These letters are posted on the UNSM website. Legislative changes to the PVSC Act were tabled in the provincial legislature in March. With respect to the Statement of Municipal Concern on deer, the Department of Natural Resources recently met with a group of interested municipalities and work will continue. Town of Truro is taking the lead on this issue.

UNSM is currently planning workshops on physician recruitment for the spring, June 25 and one on connectivity in the fall.

Discussions are underway to establish joint provincial/municipal committees on roads. The Department of Transportation and Infrastructural Renewal will present at the UNSM Spring Workshop.

Work to develop a joint committee on housing is underway.

UNSM is participating in an agricultural land use committee under the Federation of Agriculture.

Other topics were identified through the resolutions process last year, and UNSM is monitoring a number of these.

- Libraries: The Province is providing extra funding for libraries this coming year. A letter from the Minister of to Warden Jimmy MacAlpine confirming the funding is available on the UNSM website/
- Seniors: Work continues on the development of a memorandum of understanding with the Department of Seniors.
- Forestry: The Department of Natural Resources had allowed an extension to the work by Professor William Lahey. The report is not expected for another two months, the end of April.

3. Cannabis Legalization

Description/Update

The province has tabled two relevant pieces of legislation, one dealing with the sale of cannabis through the NS Liquor Stores, and one amending the Smoke Free Places Act to include the smoking of cannabis.

The UNSM/AMA Municipal Cannabis Working Group has been meeting to discuss the implications to NS municipalities. Municipalities will be able to enact further restrictions for public consumption through by laws. Concerns remain around public safety, enforcement and costs. There will be a presentation at the UNSM Spring Workshop with up-to-date implications and suggested actions.

UNSM has supported FCM financially in the development of a guide for municipalities, and this guide should be released in mid to late April. It deals with planning and other issues, but not directly with policing. It is anticipated the province will table legislation in the spring sitting, and more will be known at that time.

4. Fire Services Review

Description/Update

The Board approved appointments to the NS Joint Municipal Fire Services Committee Phase I. Those appointed to represent UNSM are: Councillor Jennifer Daniels, District of West Hants, and Councillor Wayne Thorburne, Bridgewater. All committee members have now been appointed, and the first meeting was held February 28th, 2018.

5. Accessibility Act

Description/Update

Municipalities will need to implement the requirements under the new Act. A Joint Provincial/Municipal Committee is being formed to assist municipalities in fulfilling their requirements under the Act. The UNSM Board appointed Councillor Laurie Cranton, County of Inverness, Mayor Jeff Cantwell, Town of Wolfville, and Councillor George MacDonald, CBRM, to the committee. Work is underway to develop tools for municipalities in developing their advisory

committees and action plans. For now, municipalities are encouraged to begin documenting their existing assets for accessibility. For those looking for guidance on standards, the Accessibility Directorate refers you to the Rick Hansen Foundation website.

6. Parental Accommodations Committee

The province has introduced legislation for parental accommodations. Amendments to section 18 of the Municipal Government Act, section 39 of the Halifax Regional Municipality Charter and section 2 and section 18 of the Municipal Elections Act will:

- define parental accommodation which would encompass pregnancy, birth and the adoption of a child
- allow those who are pregnant or have recently become a parent to miss three council meetings without risk of losing their seat and without financial penalty for up to a maximum of 52 weeks
- allow any elected official who is absent due to parental leave to return to committees on which they previously served.

7. Asset Management

UNSM continues to support municipalities with asset management planning, as a requirement of the 2014-24 Gas Tax Fund Agreement. UNSM recently submitted its Progress Report for the funding it received from FCM from the [Municipal Asset Management Program](#) to provide basic training and skill development resources to Nova Scotia municipalities. The Progress Report was approved by FCM and it will disburse \$33,480.77 to UNSM for the work completed to date, which represent approximately 40% of the total funding. UNSM completed its 6 training courses at the later part of 2017 and is currently developing an online course for elected officials on the basics of asset management. The final initiative UNSM will produce with the FCM funding is an online module based on the Province of Nova's asset management pilot project "how to" guide for collecting data and completing condition assessments for linear assets.

8. Upcoming Events

- UNSM Regional Meetings:
 - April 23
 - April 27
 - April 30
- Atlantic Mayors Congress: April 25 – 27, Windsor, NS
- [UNSM Spring Workshop](#) - May 10–12, 2018, Mariners Centre, Yarmouth, NS
- [The Atlantic Active Transportation Summit](#) - May 23-24, 2018, Halifax Central Library, Halifax, NS
- [FCM Conference](#) - May 31 - June 3, 2018, Halifax Convention Centre, Halifax, NS-- We encourage you to take advantage of the Halifax location and attend the Conference. It is a wonderful learning opportunity. also watch for an e-mail regarding the opportunity to showcase your community and successes to the over 3,000 delegates, companions and exhibitors expected to attend.

Internal Committee Report

Planning Advisory Committee

April 2018

The Planning Advisory Committee met on Monday, April 9, 2018. On the agenda were two recommendations to demolish buildings damaged by fire, one located at 4 Sackville Road and the other at 15 Minto Street. Motions were passed that the Planning Advisory Committee order both properties be demolished and the foundation be backfilled within 45 days from the date of the Committee meeting, with all work to be done by the property owner. Failure by the property owner to do the work will result in the Town completing the work, with all costs charged to the property owner's tax account.

Internal Committee Report

Amherst Board of Police Commissioners

April 2018

The Amherst Board of Police Commissioners held a special meeting on April 6, 2018 to discuss the 2018-19 Amherst Police Departments budgets. A motion was passed that the Amherst Board of Police Commissioners recommends Council approval of the 2018-19 Amherst Police Department Operating and Capital Budgets as submitted.

The next regular meeting is scheduled for Wednesday, May 16, 2018 at 3 PM.

Internal Committee Report

Amherst Youth Town Council

April 2018

Amherst Youth Town Council (AYTC) met on April 20th.

Discussion was held regarding the survey on youth smoking and mental health, which is still underway. Our next step is to set up a table at ARHS during the spring fling the week of April 23rd in an attempt to get more youth to fill out the survey. We will also be entering every youth who fills out the survey at ARHS into a draw for free dance tickets, which the ARHS Student Council gave us in return for letting them use our Hawaiian themed decorations for their next dance. After we have more youth fill out the survey we will be doing a focus group concerning youth smoking and mental health. Once this is completed we will come to Council with what we have found and recommendations.

Our original Earth Day discussions regarded our involvement in the events the Town was conducting, but it then sparked the topic of sustainability and how it affects youth. Since it was not part of that meeting's agenda we decided we would talk about it at the next meeting.

One of our members brought up the topic of how they feel that the Town isn't prevalent in the schools in Amherst. AYTC feels that it would be beneficial for the both the Town and students if there was a way for this to happen. Two of the main ideas were to have a newsletter that could be circulated in the schools, and possibly have presentations in the schools about how local government works. We will be digging in on this topic more.

Discussion was also held on the "smoking tree" that is located outside of ARHS. The Chignecto Central Regional Centre for Education (CCRCE) bans smoking on school property. What happens at ARHS is students will go to a tree that is across from the school to smoke. That area is often covered in cigarette butts and you can also smell the smoke from the school. Considering that youth smoking is an issue that the AYTC is very invested in this year, we took a great interest in trying to reduce these issues. Some ideas that have been discussed have been to put a cigarette box out there to get rid of the butts and to put anti-smoking or pro-quitting signage on that box. It was also brought up that this could promote smoking as well so right now we are undecided on what action we will take but hope to have a decision at our next meeting.

AYTC was approached by Cumberland Pride to write to The Right Honorable Justin Trudeau, Prime Minister of Canada, to ask for his attendance at this year's pride parade. AYTC accepted this request and will be writing to him. AYTC will also be using this to promote the events and work of Cumberland Pride and to make a stand for LGBTQ+ rights.

AYTC also made our final decisions on how we will be revising the AYTC policy, which the revisions of this policy was started by the previous AYTC in 2017. Once a final draft is ready we will bring it to Council. We also discussed our budget for next year and the amount that we will be asking for from Council.

Last on our agenda was a request made by Councillor Rhindress to call upon youth in Amherst to plant flowers for the town this spring. We will be calling out to youth and getting back to the Town with an update.

External Committee Report

Cumberland Public Libraries

April 2018

Election of Officers

The Board re-elected Mr. Fawthrop as Chair, Councillor Chase as Vice Chair, and Councilor MacKenzie as Treasurer.

Library Funding Decisions

The Board decided that due to another one time provincial grant of \$52,667 there would be no loss of hours or services for Cumberland Public Libraries in 2018-19.

Public Meeting regarding Library Funding

The Cumberland Public Library Board held their Annual General Meeting on April 12th. Chief Librarian Denise Corey discussed how libraries in Nova Scotia are funded, presented the meeting with an overview of the funding we receive from the Province and Municipalities and how we allocate those funds. Deputy Chief Chantelle Taylor and Youth Services Librarian Fiona Watson presented end of year statistics. The meeting included time for the public to ask questions and/or express opinions.

Statistics

In the month of March, Cumberland Public Libraries signed out over 9,900 items. This includes books, movies, TV shows, magazines and more.

Also in March, the Four Fathers Library held 20 programs for children and adults, with 355 people in attendance.

The next Board meeting is scheduled for June 14, 2018.

External Committee Report

Cumberland YMCA

April 2018

YMCA Highlight Photos were circulated from just before Easter when resident from Gables were invited to paint eggs in the early childhood program. The event was enjoyed by all.

Membership numbers are: 1085 total number of members (previous month 1207), 196 Subsidized Members (previous month 215). Please note the major decline in membership numbers is related to the swim lesson participants who are between lesson cycles. This represents 59 participants.

Amalgamation/Regional Committee – The decision was made at the April meeting that the YMCA does not move forward with the amalgamation assessment meetings and inform Y Canada that they do not wish to proceed further. However, there are ongoing discussions on pursuing further partnerships with the Moncton Y in the spirit of the process of sharing services.

- ❖ Budget 2018-2019 – Quite a bit of time was spent presenting budget and the revisions.
- ❖ Insurance Renewal Update – This is out to tender.
- ❖ Aquatics Safety Standards – Catherine Hillier attending training in April and will return to train staff.
- ❖ Learn to Lead series – Older Adult Fitness training program now underway.
- ❖ A second meeting about the Homeless Shelter to form a committee and the plan is to apply to be a charity. First step is to gather by-laws and do some research on actual need.
- ❖ The Early Learning Centre has also received the Space Conversion Grant of \$37,000.00 to convert a toddler classroom into a new infant classroom.
- ❖ Staff have pledged either through one time donation or through payroll deduction almost \$9,000 for this year's Strong Kids Campaign!
- ❖ The YMCA has applied for a grant to cover the cost of the LED lights. This grant is through the Cumberland Y Service Club.
- ❖ April 25th- Deputy Mayor Sheila Christie attended the 56th Charter dinner of the Cumberland Y Service Club, and brought greetings from the Town of Amherst. There was a very informative presentation by Charles Burke, an archeologist with Parks Canada, on Beaubassin and what it can mean for this area.

The next meeting is scheduled for May 1st.

External Committee Report

Cumberland Joint Services Management Authority

April 2018

The Northern Region Committee met April 6, 2018. Highlights of that meeting include:

Northern Region Committee – Administrative Coordinator Change

As per the Northern Region agreement the administrative support duties rotate between Cumberland Joint Services, Municipality of Colchester and the Municipality of East Hants every 2-years. Effective April 1, 2018 the Municipality of East Hants will provide this support. Andrea Trask will be the staff person fulfilling those duties.

Extended Producer Responsibility

There will be a presentation at the May UNSM workshop. Following the workshop, municipalities will be asked to forward any comments, by July 31st, to regional committees. All feedback gathered will support a draft proposal (prepared by the Priorities Committee). This draft proposal will be sent through UNSM to all municipalities for vote in the fall.

ACTION: All municipalities bring the discussion of Extended Producer Responsibility, specifically for printed paper and packaging, back to Council, after May UNSM workshop, to gather feedback on the draft proposal. This information is to be documented and forwarded back to the Northern Region before July 31.

Stewardship Updates

The Paint Stewardship Program will now include empty paint cans. The details are still being working on.

An Oil and Glycol Program is being worked on and will now include the containers and oil filters (the goal is to have this implemented by January 2019).

The Electronics program is looking to include microwaves, gaming systems, GPS and modems (timeline goal - January 2019).

External Committee Report

L.A. Animal Shelter

April 2018

The L.A. Animal Board Meeting was held on April 19. New Board members at the meeting included Celina White, Amanda Pashkowski and Monique Sullivan.

Fundraising efforts during April included a Spring Tea on April 22, Lotto Tree at Giant Tiger April 21 & 22, and Grocery Bagging on April 27 & 28. A Cat Yoga fundraising event was also held which raised \$290 for the shelter and saw the adoption of three cats.

The Treasurer reported that he has discovered some funds missing, and that not all adoption fees are accounted for. Further investigation is now in the hands of the RCMP. A further audit has been planned and the Treasurer will take control of funds in the interim.

Discussion further ensued around the need for more diligence with staff management training.

Everyone is reminded that tax receipts for given for donations of \$20 or more only.