

A regular monthly meeting of Middleton Town Council was held at the Town Hall on Monday, November 5, 2012 starting at 7 p.m.

**PRESENT**

Chairing the meeting, Mayor Calvin Eddy; Deputy Mayor Vera Errington; Councillors Dan Smith, Darren Boates, Marc Britney, Melinda den Haan, and Gail Smith; Chief Administrative Officer Clayton MacMurtry; and Director of Finance, Marianne Daine.

Regrets: Recording Secretary, Sharon McAuley

Also in attendance was Councillor-elect John Himmelman.

Solicitor Gillis arrived at 7:00 p.m. and left the meeting at 7:07 p.m.

**12.11.01      PROCLAMATION**

**.01      Restorative Justice Week**

Mayor Eddy proclaimed the week of November 18<sup>th</sup> to 25<sup>th</sup>, 2012 as Restorative Justice Week in the Town of Middleton, noting that the theme for this year is "*Diverse Needs: Unique Responses*" which recognizes that restorative justice is an approach that addresses the various needs of people impacted by crime and conflict that are created when a person has been harmed or treated unfairly.

**12.11.02      CHANGES TO THE AGENDA**

The CAO advised that there are no changes to the agenda.

**12.11.03      SOLICITOR**

The Solicitor advised Council that the Mid Valley tax sale case was scheduled for Court in Annapolis Royal on Tuesday, November 6, 2012.

Solicitor Gillis noted that he is waiting for final approval to migrate the Crowell property located next to the wells in Nictaux and then the deed will be ready to go out.

CAO MacMurtry inquired on the status of the land expropriation related to the upgrades at the sewage treatment plant and the Solicitor advised that it is in the hands of the landowners and it is up to them to proceed to the next step.

**12.11.04      MINUTES**

It was moved by Councillor Britney, seconded by Councillor Boates, that the minutes of the regular Council meeting of October 1, 2012, be approved as circulated. Motion carried.

**12.11.05      BUSINESS ARISING FROM THE MINUTES**

The Business Arising Report has been circulated to all members of Council.

Councillor D. Smith requested that IT Consultant Jeff Hanshaw be requested to give a detailed presentation on SharePoint. He noted that Council could benefit from this technology, even without the use of iPads.

## 12.11.06 REPORTS

### .01 Committee of the Whole

There were no recommendations from the Committee of the Whole meeting of October 15, 2012, that had to be dealt with in this meeting. Councillor D. Smith advised that in the October 15, 2012 Committee of the Whole minutes, under Anything By Members, it should read that most of the minutes after January relating to discussions with Annapolis County are in-camera.

### .02 Mayor

Mayor Eddy tabled his report for the month of October. A copy of the report will be circulated with these minutes.

### .03 Managers

The Management reports have been circulated to all members of Council.

### .04 Planning Services

The report for the month of September has been circulated to all Council members.

### .05 RCMP

The RCMP report for the month of September is available at Town Hall for review by Council members. There has been no report submitted for the month of October.

## 12.11.07 CORRESPONDENCE

A list of correspondence for the month of October has been circulated to all Council members.

Councillor D. Smith requested that item three, a copy of the 2011/2012 Year in Review from the Nova Scotia Royal Canadian Mounted Police (RCMP) be circulated to all members of Council.

## 12.11.08 NEW BUSINESS – MUNICIPAL ELECTION

### .01 Declaration of Election

Clayton MacMurtry, in his capacity as Clerk for the Town of Middleton, read a proclamation of election declaring the following persons acclaimed to the Council of the Town of Middleton for a four-year term:

Calvin Eddy as Mayor; and Dan Smith, Darren Boates, Gail Smith, John Himmelman, Marc Britney, and Melinda den Haan as Councillors.

.02 Swearing in of New Council Members

Clayton MacMurtry, as Clerk, conducted the swearing-in of Mayor Eddy. Mayor Eddy then administered the Oath of Office to swear in the members of Council.

.03 Presentation to Outgoing Councillor

Mayor Eddy presented a plaque of appreciation to Deputy Mayor Vera Errington, thanking her for her contribution over the past eight years, serving as both Councillor and Deputy Mayor.

.04 Approval of Appointment List

Mayor Eddy advised that, after consultation with the Council members, the revised list has been circulated for Council's approval. The Mayor questioned whether there were any changes that Council wished to make.

It was moved by Councillor Boates, seconded by Councillor Himmelman, that the Council approve the Appointment List as presented. The motion was carried.

.05 Appointment of Signing Officers

It was moved by Councillor Himmelman, seconded by Councillor Boates that the signing officers for the Town of Middleton be as follows:

- a) for negotiating monetary instruments for the Town, Chief Administrative Officer Clayton MacMurtry, together with Director of Finance Marianne Daine or Mayor Calvin Eddy and/or Deputy Mayor Dan Smith together with either Chief Administrative Officer Clayton MacMurtry and/or Director of Finance Marianne Daine; and
- b) for issuance of contracts, deeds, agreements, easements and other documentation required by the Town, such as resolutions, bylaws, reports, forms, etc., required by government, when requiring the signing officers of the Town, Mayor Calvin Eddy and/or Deputy Mayor Dan Smith together with Chief Administrative Officer Clayton MacMurtry and/or Director of Finance Marianne Daine.

The motion was carried.

12.11.09 NEW BUSINESS

Action Items

.01 Approval of Bills

It was moved by Councillor den Haan, seconded by Councillor Britney, that Council approve the payment of bills in the amount of \$618,932.84. Motion carried.

.02 Middleton Fire Department Appointments

It was moved by Councillor Boates, seconded by Councillor Britney, that the Council approve the recommendation from the Middleton Fire Department for new members, Dennis Chesley and Caitlyn Parker. Motion carried.

.03 Resignation of Regional Library Board Appointee (Scott Brigley)

It was moved by Councillor den Haan, seconded by Deputy Mayor Smith that the Council accept, with regrets, the resignation of Scott Brigley as the Regional Library Board Appointee for the Town of Middleton and that a letter be sent expressing the Town's sincere appreciation for all his years of service. Motion carried.

.04 Web Committee

It was moved by Councillor den Haan, seconded by Councillor Himmelman that the Council approve the creation of a Web Committee, to work with staff, to develop and maintain the Town website and that this Committee be added to the Town of Middleton Appointment List. Motion carried.

.05 Hospital Committee

It was moved by Councillor Britney, seconded by Councillor Smith that the Council approve the creation of an ad hoc Hospital Committee and that it be added to the Town of Middleton Appointment List. Motion carried.

Councillor Britney noted that the purpose of this Committee was to take a more active role in the issues and concerns surrounding the closures of the Emergency Room at Soldiers' Memorial Hospital. Secondary goals of this Committee would be items such as doctor recruitment and improved communication with Annapolis Valley Health. The first task of this Committee will be to draft its terms of reference.

Information/Discussion Items

.06 Correspondence from Stan Kroetch re Interest on Tax

It was moved by Councillor Britney, seconded by Councillor Himmelman that the Town of Middleton's Interest Rates and Dates Policy Number 1.1 be amended to not levy the interest penalty on accounts until two days after the due date and to accept payments by mail and courier that are postmarked before the due date and further that this change be retroactive to the end of September 2012. The motion was defeated with two aye votes and five nay votes recorded.

.07 Meeting with Annapolis Valley Health Board Officials

Mayor Eddy reminded Council that the meeting with two Annapolis Valley Health representatives is scheduled for the December 3<sup>rd</sup> Council meeting. He requested Councillors to submit their list of questions to the CAO by November 20, 2012.

.08 Lights at Rotary Park

CAO MacMurtry advised that he had prepared a rough estimate of the cost to install 14 poles with lights at the Rotary Park. The poles and wiring would cost \$40,000 and the monthly power bill would be approximately \$350. He noted that he had consulted the Recreation Director and the project would not be eligible for cost sharing. Currently the Capital Budget for the Park includes a skateboard park in 2012 and a splash pad in 2014, which is a joint project with the Rotary Club.

Mayor Eddy expressed his concerns about the vandalism that takes place at the north end of the Park and it was the consensus of the Council that

the CAO prepare a few proposals for Council's consideration in next year's budget.

Council also directed the CAO to inquire with the property owner about cutting the bushes at the north end of the Park.

.09 Parking

Deputy Mayor Smith stated that he felt Council should make parking in the downtown area a priority for this term in office. He suggested that better signage was required to let the public know where public lots are located and enforcement issues need to be addressed. He also suggested that lines could be painted on School Street by the Post Office to help maximize parking spaces. Deputy Mayor Smith recommended that Council needs to consider creating more parking lots.

Councillor Britney requested that Council be provided with maps of the current public parking lots and copies of the current parking lot agreements.

.10 Transit

Mayor Eddy reminded the Council of the Transit meeting with Annapolis County on November 7, 2012 at 10:00 a.m. at the Middleton Town Hall. The CAO circulated the last draft agreement, which includes the proposed changes made by the Town of Bridgetown.

**12.11.10 ANYTHING BY MEMBERS**

Councillor Smith inquired whether the button needed to be pushed in order for pedestrians to cross at the new traffic lights at the Main and Commercial Street intersection. CAO MacMurtry advised that this is the way the lights are designed to work, but if Council is not happy with this, it could be changed after a trial period.

Councillor Britney inquired whether there were any problems on Halloween night and noted that he was very pleased to see the RCMP handing out candy. CAO MacMurtry advised that there were no complaints of any vandalism.

Mayor Eddy congratulated Council members and stated that he looked forward to serving with them for the next four years. He expressed his appreciation for the support of the past Council and expressed his pride in the things Council had accomplished, such as the new nursing home, new sewer treatment plant, and the bridge on Marshall Street. He felt Middleton was thriving and prospering well under the former Council's leadership.

Mayor Eddy reminded Council of the Remembrance Day service at the Community College on Sunday, November 11, 2012 and noted that he would like as many Councillors as possible to attend.

**12.11.11 IN-CAMERA**

It was moved by Councillor Smith, seconded by Councillor den Haan, that the Council adjourn to in-camera at 8:35 p.m. to discuss personnel issues. Motion carried.

It was moved by Councillor Boates, seconded by Councillor Britney, that Council return to regular session at 9:47 p.m. Motion carried.

12.11.12     ADJOURNMENT

There being no further business, it was moved by Councillor Britney, seconded by Deputy Mayor Smith that the Council adjourn at 9:48 p.m. Motion carried.

  
MAYOR

  
SECRETARY