

A regular monthly meeting of Middleton Town Council was held at the Town Hall on Monday, May 6, 2013, starting at 7 p.m.

### **PRESENT**

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

Also in attendance were Solicitor Blaine Schumacher and John and Janet Thompson.

#### **13.05.09      IN-CAMERA (Litigation and Land Acquisition)**

It was moved by Councillor Himmelman, seconded by Councillor Smith, that Council adjourn to in-camera at 7:02 p.m. to discuss litigation and land acquisition. Motion carried.

John and Janet Thompson left the meeting at 7:02 p.m.  
Solicitor Schumacher left the meeting at 7:34 p.m.

It was moved by Councillor Himmelman, seconded by Councillor Smith, that Council return to regular session at 7:49 p.m. Motion carried.

#### **13.05.01      PROCLAMATIONS**

##### **.01      Emergency Preparedness Week**

Mayor Eddy proclaimed May 5<sup>th</sup> to 11<sup>th</sup> as Emergency Preparedness Week in the Town of Middleton and that people should "Be Prepared for 72 Hours".

##### **.02      Hunger Awareness Week**

Mayor Eddy proclaimed the week of May 6<sup>th</sup> to May 10<sup>th</sup> to be Hunger Awareness Week in the Town of Middleton.

#### **13.05.02      CHANGES TO THE AGENDA**

The CAO advised Council of the following changes to the agenda:

- Action Items:
  - add item 13.05.05.08 – Planning Services Advisory Panel Resignation and renumber the remaining items.
- Information/Discussion Items:
  - move renumbered item 13.05.05.09 - Sewer Easements Between Connaught Avenue and Spring Garden Road to 13.05.09 – In-Camera.

#### **13.05.03      MINUTES**

It was moved by Councillor Britney, seconded by Deputy Mayor Smith, that the minutes of the regular Council meeting of April 2, 2013, be approved as circulated. Motion carried.

**13.05.04      BUSINESS ARISING FROM THE MINUTES**

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

**13.05.05      NEW BUSINESS****Action Items****.01      Approval of the Bills**

It was moved by Councillor Britney, seconded by Councillor Boates, that Council approve the payment of the bills for April 2013 in the amount of \$367,755.61. Motion carried.

**.02      Committee of the Whole Recommendations****a.      Appointment: Western Valley Regional Housing Authority**

It was moved by Councillor Britney, seconded by Councillor den Haan, on recommendation of Committee of the Whole, that Council recommend the re-appointment of Frances Lourie, for a three-year term, as the Town's Citizen-at-Large Representative on the Western Valley Regional Housing Authority to the Minister of Community Services. Motion carried.

**b.      Deletion of Policy # 1.21: Town Hall Rentals**

It was moved by Councillor Boates, seconded by Councillor Himmelman, that Council approve the deletion of Policy #1.21 – Town Hall Rentals. Motion carried.

**c.      Middleton Skate Park**

It was moved by Councillor Britney, seconded by Councillor Boates, on recommendation of Committee of the Whole, that Council agree in principal to the concept of a skate park in the near future and support the Middleton Skate Park Committee. Motion carried.

Deputy Mayor Smith, Councillor Boates and CAO MacMurtry have received complaints and concerns regarding the skate park being located in Centennial Park. It was agreed that the Recreation and Community Services Department will spearhead the site selection and report back to Council.

**.03      Award of Tender: Janitorial Services**

It was moved by Councillor Britney, seconded by Councillor Boates, that Council approve the tender for janitorial services for the Town of Middleton be awarded to Larry and Donna Gould for the period June 1, 2013 to May 31, 2016 in the amount of \$43,481.36. Motion carried.

**.04      Award of Tender: Asphalt Paving**

It was moved by Councillor Boates, seconded by Deputy Mayor Smith, that Council approve that D.J. Lowe (1980) Ltd. be awarded the tender for Asphalt Paving for the 2013/14 season for spreader patching at \$174.00/ton plus HST, hand patching at \$260.00/ton plus HST and Bulk Sales (at Plant) for \$122.00/ton plus HST. Motion carried. One nay vote, Councillor Britney.

**.05     Award of Tender: Sand, Gravel and Topsoil**

It was moved by Councillor Britney, seconded by Councillor Himmelman, that Council approve that the following be awarded pit run gravel, sand, class "A" gravel and topsoil for the year 2013/14:

Pit Run Gravel	Mark Hankinson	\$ 6.75/cubic yard
Sand	R. Wood Trucking	\$ 8.75/cubic yard
Class "A"	R. Wood Trucking	\$10.00/cubic yard
Topsoil	Ivan H. Trimper Excavating Ltd.	\$14.75/cubic yard

**Motion carried.**

**.06     Request for Funding: Nicholas Vidito**

Council agreed that as per Town of Middleton Policy C1.2, requests to support individual initiatives are not eligible.

**.07     Request for Funding: Veterans' Service Recognition Book**

Council agreed not to purchase an ad in the Veterans' Service Recognition Book as the Town supports local Veterans through laying of wreaths on Remembrance Day.

**.08     Planning Services Advisory Panel Resignation**

It was moved by Deputy Mayor Smith, seconded by Councillor Boates, that Council accept, with regrets, the resignation of Eric Smith from the Planning Services Advisory Panel and that a letter be sent expressing the Town's sincere appreciation for his years of service. **Motion carried.**

**Information/Discussion Items****.09     Sewer Easements between Connaught Avenue and Spring garden Road**

Item was moved in-camera and discussed as part of agenda item 13.05.09.

**.10     Mayors' and Warden Meeting**

Mayor Eddy advised Council that the Mayors' and Warden Meeting took place on April 25, 2013 and items covered included the:

- Regional Municipal Caucus Steering Committee including status of appointments, time of next meeting and protocol review;
- REMO Inter-Municipal Agreement changes;
- process for the Towns' Input into the Annapolis County Economic Development Strategy 2050.

Mayor Eddy informed Council that he, Deputy Mayor Smith and CAO MacMurtry had attended a telephone conference meeting on the Regional Enterprise Network (REN) and that eight of the eleven municipalities have signed the *RENS Declaration of Cooperation*. Annapolis County has decided not to join the REN and Annapolis Royal and the County of West Hants are undecided.

**.11     Business Retention Expansion: Position Update**

CAO MacMurtry advised Council that:

- former Annapolis-Digby Economic Development Agency (ADEDA) employee Dan Harvey has formed his own company and is working

with Annapolis Ventures and the County of Digby to provide business counseling services in Annapolis and Digby Counties;

- he has received an email from Liz Morine, ADEDA Managing Director, stating that the assets for ADEDA will be ready to be divided at the end of June, that 50% of the assets will be sent to the new REN for Annapolis and Kings Counties and 50% will be sent to the new REN for Digby, Clare and Yarmouth Counties. Annapolis County has already stated that they do not want their share of the assets going to the REN.

#### 13.05.06 REPORTS

##### .01 Committee of the Whole

All items from the Committee of the Whole meeting of April 15, 2013, have been dealt with earlier in the meeting.

##### .02 Mayor

Mayor Eddy tabled his report for the month of April and thanked Deputy Mayor Smith for chairing the Committee of the Whole meeting on April 15, 2013 and Councillor Himmelman for attending the 517 Cadet Ceremony on May 4, 2013.

##### .03 Management

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

##### .04 Planning Services

The Planning Services report for the month of March has been circulated to all Council members.

##### .05 RCMP

The RCMP report for the month of March has been posted on SharePoint for viewing by all members of Council.

Council would like a periodic report on the status of parking tickets including the number issued, the number paid and the number outstanding and asked that CAO MacMurtry follow-up with Cpl. Lannon on next steps for the outstanding tickets.

#### 13.05.07 CORRESPONDENCE

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

#### 13.05.08 ANYTHING BY MEMBERS

Councillor Smith informed Council that the car delivery truck was now unloading on a side street which has made it safer for the children using the crosswalk.

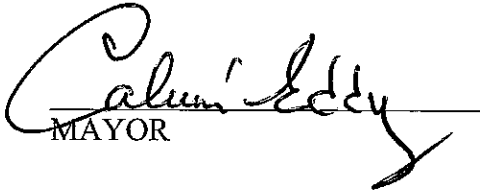
Councillor den Haan commented on the cleanliness of the Town and asked CAO MacMurtry to compliment Public Works on their work.

Councillor Britney advised Council that he had received a number of complaints concerning the running of a reefer truck in a neighbourhood backyard and that it is noisy. CAO MacMurtry will contact the owner.

13.05.09

**ADJOURNMENT**

There being no further business, it was moved by Deputy Mayor Smith, seconded by Councillor Smith that the Council adjourn at 8:49 p.m. Motion carried.

  
MAYOR

  
RECORDING SECRETARY