



**Municipality of the District of St. Mary's  
Regular Council Meeting  
Monday November 14<sup>th</sup>, 2016**

**MEETING, DATE & TIME:**

The regular meeting of the St. Mary's Municipal Council was called to order by Municipal Clerk at 7:00pm in the Council Chambers, Sherbrooke, NS.

**ATTENDING:**

Councillor Findlay	Councillor Dort
Councillor Mosher	Councillor Malloy
Councillor Kaiser-Kirk	Councillor Baker
Mr. Adam Rodgers, Solicitor	

**ALSO ATTENDING**

Marvin MacDonald, CAO  
David Gillis, Municipal Clerk  
Jody Cook, Executive Assistant

**MOTION TO SET TERM OF WARDEN AND DEPUTY WARDEN:**

Councillor Findlay suggested a shorter term due to the vacant seat. Discussion was held.

No motion was forth coming, therefore terms will remain at 4 years.

**CALL FOR NOMINATIONS FOR WARDEN:**

Councillor Dort nominated Councillor Mosher for the position of Warden, no other nominations.

Councillor Mosher accepted position and assumed the chair.

**CALL FOR NOMINATIONS FOR DEPUTY WARDEN**

Councillor Kaiser-Kirk nominated Councillor Dort for Deputy Warden, no other nominations.

Councillor Dort accepted position.

**APPROVAL OF TENTATIVE AGENDA AND ANY ADDITIONS**

**ON MOTION OF COUNCILLOR BAKER AND SECONDED BY DEPUTY WARDEN DORT, COUNCIL APPROVED AGENDA WITH THE FOLLOWING ADDITIONS; APPROVAL OF MINUTES HELD OCTOBER 5<sup>TH</sup>, AND LETTER UNDER OTHER MATTERS.**

**MOTION CARRIED**

## **APPROVAL OF MINUTES**

**ON MOTION OF COUNCILLOR FINDLAY AND SECONDED BY DEPUTY WARDEN DORT, COUNCIL APPROVED MINUTES OF MEETINGS HELD OCTOBER 24 AND OCTOBER 26, 2016 AND OCTOBER 5<sup>th</sup> MOTION CARRIED**

## **BUSINESS ARISING**

- Tax sale by sealed tender are due November 21<sup>st</sup> and will be opened publicly
- No additional information regarding the evaluation of Liscomb lodge proposals

## **COMMITTEE APPOINTMENTS**

<b>In House Committee</b>	<b>Appointed</b>	<b>Alternate</b>
Council/ COTW	Warden Mosher	Deputy Warden Dort
Occupational Health & Safety	Councillor Malloy	Warden Mosher
EMO Committee	Councillor Kaiser-Kirk	Warden Mosher
Active Transportation Committee	Councillor Kaiser-Kirk	Councillor Findlay
Fire Services Committee	Warden Mosher	Deputy Warden Dort
<b>Outside Boards/Agencies</b>		
Eastern Counties Regional Library (Board Member)	Councillor Baker	Warden Mosher
Region #2 Solid Waste	Deputy Warden Dort	Councillor Kaiser-Kirk
Sherbrooke Village Commission (Board Member)	Councillor Findlay	n/a
Guysborough County Home Support (Board Member)	Deputy Warden Dort	Councillor Malloy
G.A.L.A. (Board Member)	Deputy Warden Dort	Councillor Findlay
REN Liaison and Oversight Committee	Councillor Findlay	Warden Mosher
NSPI Community Liaison Committee (Biomass)	Councillor Kaiser-Kirk	Councillor Baker
Wild Islands Tourism Advancement Program (WITAP)	Councillor Findlay	Warden Mosher
Port Bickerton Lighthouse Association	Councillor Kaiser-Kirk	Councillor Baker

**ON MOTION OF COUNCILLOR FINDLAY AND SECONDED BY COUNCILLOR BAKER, THAT COUNCIL APPROVE**

**THE COMMITTEE APPOINTMENTS AS APPOINTED, EFFECTIVE IMMEDIATELY.**

**MOTION CARRIED**

**NEW BUSINESS:**

- a. Approval of 2<sup>nd</sup> Quarter Finance Report for period ending September 30, 2016

**ON MOTION OF COUNCILLOR KAISER-KIRK AND SECONDED BY DEPUTY WARDEN DORT, COUNCIL APPROVED 2<sup>ND</sup> QUARTER FINANCE REPORT FOR PERIOD ENDING SEPTEMBER 30, 2016 AS PRESENTED ON NOVEMBER 2<sup>ND</sup>, 2016.**

**MOTION CARRIED**

- b. Audit tender - summary and recommendation presented to council on the three tenders received

**ON MOTION OF DEPUTY WARDEN DORT AND SECONDED BY COUNCILLOR KAISER-KIRK, THAT COUNCIL AWARD THE EXTERNAL AUDIT SERVICES TO MGM & ASSOCIATES FOR FIVE YEAR TERM OF 2017-2021**

**MOTION CARRIED**

- c. Banking Signing Authority

Due to staffing and councillor changes, recommendation to update signing authorities for Municipality were reviewed by Director of Finance.

**ON MOTION OF COUNCILLOR BAKER AND SECONDED BY COUNCILLOR KAISER-KIRK THAT EFFECTIVE NOVEMBER 14, 2016, COUNCILLOR DAVID CLARK, COUNCILLOR KEVIN PYE AND STAFF MEMBER DAVID GILLIS, BE REMOVED FROM SIGNING AUTHORITY WITH THE ROYAL BANK OF CANADA FOR THE MUNICIPALITY OF ST. MARY'S AND SHERBROOKE WATER UTILITY DUE TO END OF COUNCIL TERM AND PENDING RETIREMENT OF THE MUNICIPAL CLERK.**

**MOTION CARRIED**

**ON MOTION OF DEPUTY WARDEN DORT AND SECONDED BY COUNCILLOR BAKER, THAT COUNCIL ADD COUNCILLOR KAISER-KIRK AND COUNCILLOR FINDLAY AS SIGNING AUTHORITY WITH THE ROYAL BANK OF CANADA FOR THE MUNICIPALITY OF ST. MARY'S AND SHERBROOKE WATER UTILITY EFFECTIVE NOVEMBER 14, 2016. ALL OTHER SIGNERS TO REMAIN THE SAME WITH THE EXCEPTION OF THOSE REMOVED IN THE ABOVE MENTIONED MOTION.**

**MOTION CARRIED**

**SOLICITOR'S REPORT:**

- On October 24<sup>th</sup>, 2016 filed application to Supreme Court on behalf of Municipality to declare the results of election in District 3/5 void. On November 1<sup>st</sup> parties appeared in court and set date for application to be heard in Antigonish which is December 21, at 10am. The matter is proceeding by way of agreed statement of facts compiled by both the candidates and Returning Officer. The items in violation of the Municipal Elections Act were; an Elector voted without a proper proxy, the ballot box was not properly sealed, and one candidate's agent handled the ballots.

- If a bi-election is required, council must set a date of election within 4 weeks of seat being open and the election must be within 11 weeks. Anyone can come forward and run if a bi-election is required.

## **OTHER MATTERS OF BUSINESS**

### **Councillor Findlay**

Attended:

- Small business reception
- Emergency meetings
- Canada 150 Tulip Planting Ceremony
- Swearing in council
- Department of Municipal Affairs presentation
- Sherbrooke village meeting
- Remembrance day services
- DEANS meeting regarding changes to the new guide
- Old Fashion Christmas decorating

### **Councillor Mosher**

Attended:

- Small business reception
- Canada 150 Tulip Planting Ceremony
- Meeting with MLA Sean Fraser
- Remembrance day services at school/Liscomb
- Invitation to attend school on November 21<sup>st</sup> for Municipal Awareness week presentation
- Council orientation staff in house

Thanked council for attending emergency meetings regarding election

### **Councillor Malloy**

Attended:

- Swearing in council
- Meeting with MLA Sean Fraser
- Department of Municipal Affairs presentation
- Christmas tea and parish supper
- Remembrance day Service
- Old Fashion Christmas decorating
- New Council Orientation in Truro

### **Councillor Baker**

- Presented 90<sup>th</sup> birthday certificate

### **Deputy Warden Dort**

- Flood from Hurricane at the Community center; recovery in progress with fundraisers, in kind work and applied for emergency disaster relief funding from Province.
- Fire department received grant for breathing apparatus

Attended:

- Home support meeting
- Small business reception
- Canada 150 Tulip Planting Ceremony
- Meeting with MLA Sean Fraser
- Remembrance day service
- New Council Orientation in Truro

### **Councillor Kaiser-Kirk**

Requested a copy of the book *13 Ways To Kill A Community*

Attended:

- Canada 150 Tulip Planting Ceremony
- Port Bickerton Lighthouse committee but there was no quorum
- Department of Municipal Affairs presentation
- Active Transportation committee meeting

### **Marvin MacDonald**

- Worked with Returning Officer during Election month
- The Eastern Strait Regional Enterprise Network has hired an Economic Development Officer for Guysborough County, to be shared between Guysborough and St. Mary's Municipalities
- Marvin has hired an Economic Development Officer for St. Mary's by the name of Stephen Novak and he will be starting in December
- Atlantic Gold will be here for presentation on Wednesday

### **David Gillis**

- Read letter to officially advise of his retirement on December 30<sup>th</sup>, 2016.
- Best wishes were expressed by Warden Mosher and Mr. MacDonald

### **ADJOURNMENT:**

**ON MOTION OF COUNCILLOR KAISER-KIRK MEETING WAS ADJOURNED 8:05PM**

Approved By:

Recorded By:

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Warden

Executive Assistant