



**REGULAR MEETING
MUNICIPAL COUNCIL
MUNICIPALITY OF THE DISTRICT OF YARMOUTH
Thursday, October 3, 2024**

A Regular Meeting of the Municipal Council for the Municipality of the District of Yarmouth was held in Council Chambers on Thursday, October 3, 2024.

1. The meeting was called to order at 5:03 p.m. by Deputy Warden Trevor Cunningham with the following in attendance: Councillor Patti Durkee, Councillor Daniel Allen, Councillor Loren Cushing, Councillor Nick Hilton, Councillor Sheri Hurlburt, Victoria Brooks, CAO, and Barb Deviller, Recording Secretary.

Also, in attendance for a portion of the meeting was Danny Jackson, Capital Projects & Asset Management Coordinator.

Regrets: Warden John Cunningham

2. **Land Acknowledgement** – I would like to begin by acknowledging that we are on the traditional lands of the Wasoqopa'q First Nation, part of Mi'kma'ki (meeg-ma-gee), the ancestral territory of the Mi'kmaq people.
3. **Singing of O Canada**
4. **Approval of Agenda (Additions/Deletions)**

It was moved by Councillor Sheri Hurlburt, seconded by Councillor Daniel Allen to approve the agenda with the addition of Municipal Newsletter discussion under New Business Item 8.4.

Motion carried.

5. **Declarations of any conflicts of interest**

There were no declarations of conflict of interest.

6. **Approval of Minutes**

6.1 **September 5, 2024, COTW**

6.2 **September 18, 2024 Regular Council**

It was moved by Councillor Patti Durkee, seconded by Councillor Nick Hilton to approve the minutes as presented.

Motion carried.

7. Old Business

7.1 Request for Decision - Accessibility Renovations of Administration Building

Danny Jackson presented a request for decision to Council regarding the accessibility renovations at the Administration Building.

It was moved by Councillor Sheri Hurlburt, seconded by Councillor Daniel Allen;

WHEREAS the Municipality of Yarmouth has provisioned a total of \$1,450,000.00 For the accessibility renovations of 2 of our buildings;

AND

WHEREAS Bill 59, the Accessibility Act requires Prescribed Public Sector Bodies to bring their buildings to meet accessibility standards per the Act;

AND

WHEREAS the council for the District of Yarmouth is committed to providing safe, equitable access to services;

AND

WHEREAS The District of Yarmouth has received and accepted an accessibility Audit for the Administration and Rotary buildings – endorsed by the Accessibility Advisory Committee;

AND

WHEREAS the Municipality of the District of Yarmouth seeks to secure more funding under the Enabling Accessibility Fund of \$125,000

AND

WHEREAS Council awarded the contract for the accessibility upgrades to the Rotary Centre in the amount of \$436,967;

THEREFORE, BE IT RESOLVED THAT the Municipality of the District of Yarmouth accept the bid of Delmar Construction Ltd in the amount of \$834,825.00 plus HST for the ADMINBUILDINGACCESSIBILITYUPGRADES Tender;

AND further, direct the CAO to negotiate the construction contract accordingly.

Motion carried.

Danny Jackson left the meeting at 5:14 p.m.

8. New Business

8.1 Public Highways ATV Enforcement (Councillor Durkee)

It was moved by Councillor Patti Durkee, seconded by Councillor Sheri Hurlburt to forward a letter to the Yarmouth Rural RCMP to ask them to enforce ATV rules on public highways and in particular the Lake George area in the Municipality of Yarmouth.

Motion carried.

8.2 J-Class Road Program Submission

It is recommended Council consider these projects for cost sharing and submit the following projects to NSPW on the spreadsheet provided by NSPW. (Appendix D):

1. Park Drive (0.2 km Brooklyn Rd Westerly to cul-de-sac) re-pave
2. Hillside Dr (0.2 km from Trunk 1 in Dayton, half paved, half gravel) – upgrade to all paved
3. Hector St (0.2 km from Trunk 1 in Port Maitland) – re-pave
4. Churchill St. (0.2 km from Trunk 1 in Dayton, half paved, half gravel)

It was moved by Councillor Patti Durkee, seconded by Councillor Daniel Allen to re-submit Park Drive, Hillside Drive, Hector Street and Churchill Street to Nova Scotia Public Works for J-Class Road Cost Sharing Projects.

Motion carried.

8.3 Wind up Municipal Clerk's Pension

It was moved by Councillor Sheri Hurlburt, seconded by Councillor Daniel Allen,

WHEREAS the Municipality of the District of Yarmouth (the "Municipality") participates in the Municipal Clerks' Pension Plan (the "Plan"); and

WHEREAS the former clerk, who was the only member with benefits in the Plan from the Municipality, died July 23, 2024 without a living beneficiary; and

WHEREAS the Municipality wishes to wind-up its division of the Plan and to claim the remaining assets in respect of its division of the Plan;

NOW THEREFORE IT IS HEREBY RESOLVED THAT:

1. *The Municipality's division of the Plan is terminated effective September 30, 2024. All benefit entitlements to the sole member of this subdivision have been fulfilled as of September 30, 2024, in accordance with the Plan rules.*
2. *As provided under Section 13.6 of the Plan rules, after any associated wind-up expenses have been paid, the Municipality claims the assets that remain in the Municipality's division of the Plan.*

Motion carried.

8.4 Municipal Newsletter

Councillor Nick Hilton expressed an opinion that the front page of the newsletter should be focused on the strategic accomplishments of Council.

9. Correspondence

9.1 For Action

9.2 For Information

9.2.1 Street Light Report

9.2.2 NSFM Public Safety Advisory Committee Update

10. Reports

10.1 Legal Entities

10.1.1 Mariners Centre Expansion Board

10.1.2 Mariners Centre Management Authority

10.1.3 Regional Solid Waste Authority

10.1.4 Western Counties Regional Library

10.1.5 Yarmouth Area Industrial Commission

10.1.6 Yarmouth and Acadian Shores Tourism Association

10.1.7 Yarmouth International Airport Corporation

10.1.8 Western Regional Enterprise Network Liason and Oversight Committee

10.2 Advisory

10.2.1 Audit Committee

10.2.2 Accessibility Advisory Committee

10.2.3 CAO Committee

10.2.4 Diversity, Equity, and Inclusion Advisory Committee

10.2.5 Doctor Recruitment and Retention Committee

10.2.6 REMO Executive Committee

10.2.7 Joint Green Energy Committee

- 10.2.8 Joint Police Advisory Committee
- 10.2.9 Planning Advisory Committee
- 10.2.10 Marketing Promotions Levy Advisory Committee
- 10.2.11 Yarmouth Recreation Committee

10.3 Ad-Hoc

10.3.1 Fence Arbitration Committee

11. Public Comments

12. 2020-2024 Councillor Closing Statements

Members of Council provided their remarks on their experiences and accomplishments on Council from 2020-2024.

It was moved by Councillor Nick Hilton, seconded by Councillor Sheri Hurlburt to hold a 5-minute recess.

Motion carried.

13. In-Camera

It was moved by Councillor Daniel Allen, seconded by Councillor Sheri Hurlburt to move in-camera at 6:16 p.m.

Motion carried.

13.1 Contract Negotiations – MGA 22:2 (e) (standing item)

13.2 Contract Negotiations – MGA 22:2 (e)

13.3 Personnel – MGA 22:2 (c)

13.4 Contract Negotiations – MGA 22:2 (e)

Consensus was reached by Council at 7:02 p.m. to move out of in-camera.

14. In-Camera Recommendations

It was moved by Councillor Sheri Hurlburt, seconded by Councillor Daniel Allen that the Municipality of the District of Yarmouth enter into the Yarmouth International Airport Inter-Municipal Operating Agreement as presented.

Motion carried.

It was moved by Councillor Nick Hilton, seconded by Councillor Patti Durkee that the Municipality of Yarmouth approve the Mariners Centre Management Authority Development Agreement.

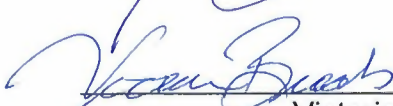
Motion carried.

15. Adjournment

Councillor Daniel Allen adjourned the meeting at 7:04 p.m.



Trevor Cunningham, Deputy Warden



Victoria Brooks, CAO



Barb Deviller, Recording Secretary