

APPROVED AGENDA
Regular Council Meeting – Rural Municipality of North Shore
6:30 pm Wednesday June 14, 2023
@ North Shore Community Centre

1. CALL TO ORDER

2. APPROVAL OF THE AGENDA –

- 2.1. Disclosure of Pecuniary (Financial) or other Conflicts of Interest

3. APPROVAL OF THE MINUTES FROM

REGULAR COUNCIL MEETING – May 10, 2023

- 3.1. Business arising from the minutes

4. REPORTS

- 4.1. CAO Report
4.2. Finance and Infrastructure Report
4.3. Planning Board and Development Permit Report
4.4. Emergency Measures Organization Report
4.5. Recreation and Community Engagement Report
4.6. Water, Bays & Environment Report
4.7. Stanhope Potable Water Study Report
(Approval of Reports)

5. NEW BUSINESS

- 5.1. RFD 2023-019 – Finance Committee recommendation for 2023-01 Renumeration Bylaw Schedule A
5.2. RFD 2023-022- Rezoning request for NS22-022RZ PID 575910 – Norman & Steven Shaw
5.3. RFD – 2023-026 – Modifying ballfield at Grand Tracadie Ball to regulation size
5.4. RFD – 2023-027 – Contract amendment for Mighty Oaks Daycare for 2024
5.5. Post audit surplus investment
5.6. Process for land acquisition
5.7. Request to add a porta – potty at Grand Tracadie ballfield
5.8. North Shore Flag Football – Community Grant request

6. IN CAMERA SESSION: MGA - 119. Closed meetings

Despite subsection 118(1), a council or council committee may, by resolution, close all or part of a meeting to the public, either in advance or at the meeting, where the matter to be discussed is, in relation to any of the following, confidential:

(e) a matter still under consideration, on which the council has not yet publicly announced a decision, and about which discussion in public would likely prejudice a municipality's ability to carry out its negotiations.

(f) The review of legal advice;

7. APPOINTMENT TO COMMITTEES:

8. NEXT MEETING July 12, 2023 6:30pm North Shore Community Centre

9. ADJOURNMENT

APPROVED MINUTES

Regular Council Meeting – Rural Municipality of North Shore

6:30 pm, Wednesday June 14, 2023

@ North Shore Community Centre

PRESENT: Mayor Gerard Watts; Councillors: Nancy MacKinnon, Robbie Moore, Derek Cook, Craig MacDonald, Peter McLaine, Bob Doyle; CAO Martha Jewell

1. CALL TO ORDER: 6:30pm by Mayor Gerard Watts

2. APPROVAL OF THE AGENDA:

It was duly moved and seconded that the agenda be approved with the addition of:

5.7 Request to add a porta – potty at Grand Tracadie ballfield

5.8 North Shore Flag Football – Community Grant request

Moved by Councilor Bob Doyle, seconded by Councilor Nancy MacKinnon

All in favor

MOTION CARRIED

2023-063

2.1. DISCLOSURE OF PECUNIARY (Financial) or other CONFLICTS OF INTEREST: None

3. APPROVAL OF MINUTES:

REGULAR COUNCIL MEETING -May 10, 2023

It was duly moved and seconded: that the minutes from the regular council meeting of May 10, 2023 be approved as presented.

Moved by Councilor Derek Cook, seconded by Councilor Peter McLaine

All in favor

MOTION CARRIED

2023-064

3.1. Business Arising From the Minutes:

None

4. REPORTS

- 4.1. CAO Report** – CAO presented written report. Still working with insurance to get Fiona claims completed. Working with Province to clarify responsibilities surrounding Promenade – they are putting a plan in place to resurface broken asphalt, fixing culvert, and dealing with broken stairs at the end of Bayview Lane. Organizing a tabletop with Provincial EMO. Organizing a public event with Provincial Fire Smart Ambassador. Getting summer students and camps organized. Mayor discussed importance of reporting during fire bans as even small fires can get out hand quickly. The meeting with Parks Canada seems to be received well by the public. A thanks to them for expediting that meeting. Councillor Cook felt his being able to speak at that meeting provided clarity to role of EMO within the Municipality.
- 4.2. Finance and Infrastructure Report** – Finance Committee meeting was May 23, 2023. Discussions on the agenda for tonight, from that meeting, are the Mighty Oaks contract amendment for 2024 and investing 2022/2023 surplus into appropriate GIC. The final report for the 2022/2023 audit has not been completed so the \$40,000 surplus is just an estimate at this point. Infrastructure- we need to discuss with everyone involved regarding location of outdoor rec surface at NSCC before moving forward with quotes. Financial report – CAO reported that wage recovery for the Development Officer will not show until June financial report. Large amount spent on rec supplies is referring to up front cost for Canada Day expenses. Councillor asked – Capital Maintenance expenses were high in May 2023. CAO will look into this. Update from contractors regarding delay in getting the NSCC sign working - they will be beginning work very shortly – next rainy day.
- 4.3. Planning Board and Development Permit Report** – There has been no planning board meeting since the last Council meeting. There will be a meeting soon with rezoning requests. Councillor questioned if bylaw enforcement officer inspects properties without permits. It was explained that Bylaw enforcement & Development officer drive through the Municipality weekly and if there is development underway that they are not aware of than they will reach to the Province to investigate. There are ongoing projects that can still be covered by Provincial permits as they were started within the required timeline. If a questionable development is observed than it should be reported to ensure that it is brought to the Bylaw Enforcement officers attention.
- 4.4. EMO Committee Report** – Meeting was May 16, 2023. Predominant topic was wildfires. Provincial forestry is in charge in the event of a wildfire. Very important that residents are careful with wildfire warnings. Every household should have a 72-hour contingency plan as well as an evacuation plan. CAO is working with PEI EMO to do tabletop exercises. Our Municipal EMO is essentially in charge of the warming center – we do not have authority of fire and police. Councillor questioned building a shelter for the generator. Contractor is working on a plan for this.
- 4.5. Recreation Committee Report** – Meeting was June 12, 2023. Information requested from last Council meeting – Riptide president has submitted a scope of the work. It was implied that this work would happen soon and with no cost to the Municipality. However after discussion with that company this project will take multiple weeks and cannot be started until the Fall of 2023 at earliest. CAO has requested quotes for having the property professionally surveyed. Councilor suggested we consider

hiring a company that can remove damaged trees that could fall on new fence line. CAO will look into cost and timing.

4.6. Water, Bays & Environment Report- The Bay has changed a lot since Fiona. Once Justin from FCBB is available they will coordinate to discuss the chanel. Councillor advised there is still testing being done on soil taken from test pond.

4.7. Stanhope Potable Water System – Committee met May 24th. Consultant sat in to go over report. Recommendation was to evaluate the potential well sites. Hoping that students can collect water sample data over the summer to collect additional data on possible salt water contamination. CAO suggested we request residents to forward the water samples that they have completed to her for collection and review.

***It was duly moved and seconded:** that we have one of our summer students to collect water samples from within our municipality so that we can acquire more data to more decisions related to water. As well as have residents submit their completed water sample results that have been collected from January 1, 2023 – August 30, 2023*

Moved by Councilor Derek Cook, seconded by Councilor Peter McLaine

All in favor

MOTION CARRIED

2023-06-65

5. NEW BUSINESS (REQUESTS FOR DECISION):

5.1. RFD 2023-019 – Finance Committee recommendation for 2023-01 Remuneration Bylaw Schedule A : At the Finance and Infrastructure committee meeting on May 23, 2023 it was recommended that the schedule A of the remuneration bylaw be updated to reflect current Provincial rates.

***It was duly moved and seconded:** to update the Schedule A of the 2023 Remuneration Bylaw to meet current provincial reimbursement rates and review annually.*

As of May 1, 2023: Mileage: 51.9 cents / km, Meals: Breakfast - \$10.00/ Lunch - \$15.00 / Dinner - \$25.00

Moved by Councilor Craig MacDonald, seconded by Councilor Nancy MacKinnon

All in favor

MOTION CARRIED

2023-06-66

5.2. RFD 2023-022- Rezoning request for NS22-022RZ PID 575910 – Norman & Steven Shaw:

Whereas an application has been received from Norman & Steven Shaw for PID#575910 to amend the Rural Municipality of North Shore 2021 Official Plan “Future Land Use Map” from Agriculture (A) designation to Residential (R) designation;

And whereas in accordance with Section 18(2) of the Planning Act, the Rural Municipality of North Shore Council may amend the Rural Municipality of North Shore 2021 Official Plan to ensure the continued responsiveness of the Official Plan to the development goals of the municipality;

And whereas approval of the application has been recommended by Planning Board;

Be it resolved that Official Plan amendment OPA-01-2023 to amend the Rural Municipality of North Shore 2021 Official Plan “Future Land Use Map” be hereby formally adopted and declared passed.

Moved by Councilor Nancy MacKinnon, seconded by Councilor Craig MacDonald

All in favor

MOTION CARRIED

2023-06-67

Whereas an application has been received from Norman and Steven Shaw for PID# 575910 to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw “Zoning Map” from Agriculture (A) designation to Residential (R) designation;

And whereas in accordance with Section 3.10 of the Rural Municipality of North Shore 2021-02 Land Use Bylaw, the Rural Municipality of North Shore Council may amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw to ensure conformity with the Official Plan;

And whereas approval of the amendment has been recommended by Planning Board;

And whereas the bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, was duly read and approved for the first time by Council at a meeting held May 10, 2023;

And whereas bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, was read a second time at this Council meeting;

Be it resolved that the second reading of bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, be hereby read a second time.

Moved by Councilor Derek Cook, seconded by Councilor Bob Doyle

All in favor

MOTION CARRIED

2023-06-68

Whereas an application has been received from Norman and Steven Shaw for PID# 575910 to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw “Zoning Map” from Agriculture (A) designation to Residential (R) designation;

And whereas in accordance with Section 3.10 of the Rural Municipality of North Shore 2021-02 Land Use Bylaw, the Rural Municipality of North Shore Council may amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw to ensure conformity with the Official Plan;

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APPROVED

And whereas approval of the amendment has been recommended by Planning Board;
And whereas the bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, was duly read and approved for the first time by Council at a meeting held May 10, 2023;
And whereas bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, was read a second time at this Council meeting;
Be it resolved that the second reading of bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, be hereby approved.

Moved by Councilor Nancy MacKinnon, seconded by Councilor Peter McLaine

All in favor

MOTION CARRIED

2023-06-69

Whereas an application has been received from Norman and Steven Shaw for PID # 575910 to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw "Zoning Map" from Agriculture (A) designation to Residential (R) designation;

And whereas in accordance with Section 3.10 of the Rural Municipality of North Shore 2021-02 Land Use Bylaw, the Rural Municipality of North Shore Council may amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw to ensure conformity with the Official Plan;

And whereas approval of the amendment has been recommended by Planning Board;

And whereas the bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, was duly read and approved a first time by Council at a meeting held May 10, 2023 and a second time on June 14, 2023;

Be it resolved that the bylaw amendment BY-01-2023, a bylaw to amend the Rural Municipality of North Shore 2021-02 Land Use Bylaw Zoning Map, be hereby formally adopted and declared passed.

Moved by Councilor Bob Doyle, seconded by Councilor Craig MacDonald

All in favor

MOTION CARRIED

2023-06-70

- 5.3. **RFD – 2023-026 – Modifying ballfield at Grand Tracadie Ball to regulation size:** at the May 23, 2023 Finance & Infrastructure committee meeting discussed adjusting the first base line at the Grand Tracadie ball field to meet regulation standards. The Municipality has invested in getting two ballfields at the North Shore Community Center to regulation size in the last few years. Councillor advised that in 2022 it was agreed that the 2 fields at the NSCC would be brought to regulation size and Grand Tracadie would stay as is. Chair of rec committee would like more communication with his committee as this is recreation.

This topic is tabled to a future meeting when a plan has been constructed for.

- 5.4. **RFD – 2023-027 – Contract amendment for Mighty Oaks Daycare for 2024:** at the May 23, 2023 Finance & Infrastructure committee meeting discussed amending the Mighty Oaks Daycare 2024 lease agreement to have the daycare take over cost of heat and electricity and reduce their rent accordingly. This adjustment will allow the daycare to utilize the building to their comfort without applying excessive cost to the Municipality. The final decision on the cost adjustment will go back to Finance Committee for review and Council for a decision before the 2024 lease agreement is created.

It was duly moved and seconded: upon renewal of the Mighty Oaks daycare lease agreement for 2024 that the oil and electricity for the Grand Tracadie school building be paid by Mighty Oaks and that their annual rent will be reduced accordingly.

Moved by Councilor Craig MacDonald, seconded by Councilor Nancy MacKinnon

All in favor

MOTION CARRIED

2023-06-71

- 5.5. **Post audit surplus investment:** Discussion regarding investing surplus funds from 2022/2023. As audit is not yet complete Council will table this topic until the next meeting.
- 5.6. **Process for land acquisition:** CAO has research process for land acquisition. Land purchased must be approved by Council and must have an independent assessment to ensure the price is in line with the market. We must have a borrowing bylaw in place prior to borrowing any funds.
- 5.7. **Request to add a porta – potty at Grand Tracadie ballfield:** Riptide is requesting to cost share a porta-potty for the Grand Tracadie ball field for 3 months from June-September.

It was duly moved and seconded: to cost share the porta-potty at Grand Tracadie ball field with Riptide for 3 months.

Moved by Councilor Bob Doyle, seconded by Councilor Robbie Moore

All in favor

MOTION CARRIED

2023-06-72

- 5.8. **North Shore Flag Football – Community Grant request:** Sharks Flag football has requested that we expedite their application for the Community Grant.

It was duly moved and seconded: grant North Shore Sharks flag football \$10 per registered player contingent on them providing the CAO their field rental fees in full.

Moved by Councilor Bob Doyle, seconded by Councilor Peter McLaine

All in favor

MOTION CARRIED

2023-06-73

6. IN CAMERA SESSION: MGA - 119. Closed meetings

Despite subsection 118(1), a council or council committee may, by resolution, close all or part of a meeting to the public, either in advance or at the meeting, where the matter to be discussed is, in relation to any of the following, confidential:

It was duly moved and seconded: close the meeting to the public at 8:23pm.

Moved by Councilor Derek Cook, seconded by Councilor Craig MacDonald

All in favor

MOTION CARRIED

2023-06-74

(e) a matter still under consideration, on which the council has not yet publicly announced a decision, and about which discussion in public would likely prejudice a municipality's ability to carry out its negotiations. – **Discussing potential lands for acquisition**

Mayor Gerard Watts and Councillor Robbie Moore removed themselves from the meeting at 8:45pm due to a conflict of interest.

(f) The review of legal advice;- **review of legal advice on Code of Conduct complaint against councillor.**

It was duly moved and seconded: open the meeting to the public at 8:52pm.

Moved by Councilor Derek Cook, seconded by Councilor Craig MacDonald

All in favor

MOTION CARRIED

2023-06-75

6.1. A code of conduct complaint was received from a resident about a councillor. A lawyer was consulted on the complaint and advised that "the Councillor's response did not violate any any provision of the Code of Conduct Bylaw and that the complaint advanced by the resident is frivolous in nature. The code of conduct complaint received on May 15, 2023 has been reviewed by a lawyer and council.

It was duly moved and seconded: Based on legal advice, this complaint will not move to an investigator.

Moved by Councilor Craig MacDonald, seconded by Councilor Bob Doyle

All in favor

MOTION CARRIED

2023-06-76

Mayor Gerard Watts returned to the meeting at 8:53pm.

7. APPOINTMENT TO COMMITTEES:

It was duly moved and seconded: add Councillor Bob Doyle, Allen Stoolmiller and Heather McCurdy to the North Shore Joint EMO committee.

Moved by Councilor Derek Cook, seconded by Councilor Craig MacDonald

All in favor

MOTION CARRIED

2023-06-77

It was duly moved and seconded: add Councillor Derek Cook to the Recreation and Community Engagement Committee.

Moved by Councilor Bob Doyle, seconded by Councilor Craig MacDonald

All in favor

MOTION CARRIED

2023-06-78

8. NEXT MEETING: July 12, 2023 @ 6:30 at North Shore Community Centre.

9. ADJOURNMENT:

It was duly moved and seconded that: There being no further business, the meeting be adjourned at 8:55pm.

Moved by Councilor Derek Cook, seconded by Councilor Craig MacDonald

All in favor

MOTION CARRIED

2023-06-79

SIGNED: Gerard Watts, Mayor

DATE:

SIGNED: CAO

DATE: