

ATTENDING

- Mayor Jeff Cantwell
- Deputy Mayor Wendy Donovan
- Councillor Mercedes Brian
- Councillor Wendy Elliott
- Councillor Jodi MacKay
- Councillor Carl Oldham
- Chief Administrative Officer Erin Beaudin, and
- Recording Secretary Dan Stovel

ALSO ATTENDING

- Director Finance Mike MacLean, and
- Town’s Solicitor Peter Nathanson

ABSENT WITH REGRET

- Councillor Oonagh Proudfoot

CALL TO ORDER

Chair, Mayor Cantwell, called the Special Town Council Meeting to order at 12:00 pm

Agenda Item	Discussion and Decisions
1. Approval of Agenda	42-03-18 IT WAS REGULARLY MOVED AND SECONDED THAT THE AGENDA BE APPROVED AS CIRCULATED <ul style="list-style-type: none">• Added to the In-Camera meeting agenda: Sale of Property THE AGENDA WAS APPROVED WITH THE ABOVE NOTED CHANGE <p style="text-align: right;">CARRIED</p>
2. Question Period	No questions presented to Council
3. Adjourn to In-Camera	43-03-18 IT WAS REGULARLY MOVED AND SECONDED THAT THE SPECIAL TOWN COUNCIL MEETING BE ADJOURNED AT 12:01 PM TO AN IN-CAMERA MEETING UNDER SECTION 22(2)(A)(E) OF THE MUNICIPAL GOVERNMENT ACT: <ul style="list-style-type: none">• ACQUISITION, SALE, LEASE AND SECURITY OF MUNICIPAL PROPERTY; AND• CONTRACT NEGOTIATIONS <p style="text-align: right;">CARRIED</p>
4. Adjournment of In-Camera meeting	44-03-18 IT WAS REGULARLY MOVED AND SECONDED THAT THE IN-CAMERA MEETING BE ADJOURNED AT 12:50 PM <p style="text-align: right;">CARRIED</p>
5. Special Town Council meeting Reconvened	45-03-18 IT WAS REGULARLY MOVED AND SECONDED THAT THE SPECIAL TOWN COUNCIL MEETING BE RECONVENED AT 12:51 PM <p style="text-align: right;">CARRIED</p>

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6. Motions/ Recommendations In-Camera, March 28, 2018

**a. RFD 024-2018
VWRM Contractual
and Budgetary
Considerations**

46-03-18 WHEREAS THE VALLEY REGION SOLID WASTE-RESOURCE MANAGEMENT AUTHORITY (VWRM) WAS INCORPORATED ON OCTOBER 1, 2001 PURSUANT TO SECTION 60 OF THE *MUNICIPAL GOVERNMENT ACT* (MGA);

AND WHEREAS VWRM REQUESTS THAT MUNICIPAL PARTIES APPROVE LONG-TERM COMMITMENTS TO PAY MONEY IN EXCESS OF \$100,000 AND OVER A PERIOD EXTENDING BEYOND THE END OF THE CURRENT FISCAL YEAR;

AND WHEREAS SECTION 88(4) OF THE *MGA* PROVIDES THAT A MUNICIPALITY MAY ENTER INTO A COMMITMENT TO PAY MONEY OVER A PERIOD EXTENDING BEYOND THE END OF THE CURRENT FISCAL YEAR SUBJECT TO CERTAIN CONDITIONS;

AND WHEREAS A PROPOSAL TO SMOOTH TIPPING FEES AT THE KAIZER MEADOW LANDFILL HAS BEEN APPROVED BY THE VWRM BOARD USING SURPLUS FUNDS THAT HAVE NOT BEEN AUTHORIZED BY THE MUNICIPAL PARTIES;

AND WHEREAS VWRM STARTS A NEW FISCAL YEAR ON APRIL 1, 2018;

AND WHEREAS VWRM CURRENTLY DOES NOT HAVE AN APPROVED BUDGET FOR 2018-19;

AND WHEREAS THE TOWN HAS RECENTLY ENDORSED A PROPOSAL TO STRENGTHEN REGIONAL SERVICE DELIVERY OF THE THREE INTER-MUNICIPAL SERVICES AGREEMENT (IMSA) ORGANIZATIONS THE TOWN IS A PARTY TO, INCLUDING VWRM.

BE IT THEREFORE RESOLVED THAT THE TOWN OF WOLFVILLE RECOGNIZES THAT THE VALLEY REGION SOLID WASTE RESOURCE MANAGEMENT AUTHORITY (VWRM) ENTERED INTO AN EXTENSION AGREEMENT WITH THE MUNICIPALITY OF THE DISTRICT OF CHESTER IN SEPTEMBER 2016. OUT OF AN ABUNDANCE OF CAUTION GOING FORWARD, THAT THE PARTIES SEEK COMPLIANCE UNDER SECTION 88(4) OF THE *MUNICIPAL GOVERNMENT ACT*; AND

SUBJECT TO THE APPROVAL OF THE MINISTER FOR THE DEPARTMENT OF MUNICIPAL AFFAIRS, AND SUBJECT TO APPROVAL OF THE OTHER PARTIES OF THE IMSA FOR VWRM, THAT THE TOWN OF WOLFVILLE GUARANTEES THE TOWN'S PORTION OF THE LONG-

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TERM CONTRACTUAL OBLIGATION THROUGH TO MARCH 31, 2036 TO THE MUNICIPALITY OF THE DISTRICT OF CHESTER FOR THE FORECASTED TIPPING AND HOST FEES; AND

SUBJECT TO THE APPROVAL OF THE MINISTER FOR THE DEPARTMENT OF MUNICIPAL AFFAIRS, AND SUBJECT TO APPROVAL OF THE OTHER PARTIES OF THE IMSA FOR VWRM, THAT THE TOWN OF WOLFVILLE GUARANTEES THE TOWN'S PORTION OF THE UNFUNDED LIABILITY ASSOCIATED WITH THE CLOSURE AND POST-CLOSURE LANDFILL RESERVE PAYABLE TO THE MUNICIPALITY OF THE DISTRICT OF CHESTER THROUGH VWRM; AND

THAT THE TOWN OF WOLFVILLE RECOGNIZES THAT THE TOWN'S COMMITMENT IS CURRENTLY 6.54% OF THE TOTAL OBLIGATION OF TIPPING FEES THROUGH TO MARCH 31, 2036 AND 6.54% OF THE TOTAL UNFUNDED LANDFILL CLOSURE AND POST-CLOSURE LIABILITY, BASED ON THE PARTICIPATION OF CURRENT PARTIES TO THE INTER-MUNICIPAL SERVICE AGREEMENT (IMSA), AND THAT THIS FUNDING FORMULA IS SUBJECT TO CHANGE IN THE FUTURE; AND

THAT AS PER SECTION 88(4) OF THE *MUNICIPAL GOVERNMENT ACT*, THE TOWN OF WOLFVILLE REQUEST THAT THE MINISTER FOR THE DEPARTMENT OF MUNICIPAL AFFAIRS APPROVE THE TOWN'S GUARANTEE OF ITS LONG-TERM CONTRACTUAL OBLIGATION THROUGH TO MARCH 31, 2036 TO THE MUNICIPALITY OF THE DISTRICT OF CHESTER FOR TIPPING AND HOST FEES; AND

THAT AS PER SECTION 88(4) OF THE *MUNICIPAL GOVERNMENT ACT*, THE TOWN OF WOLFVILLE REQUEST THAT THE MINISTER FOR THE DEPARTMENT OF MUNICIPAL AFFAIRS APPROVE THE TOWN'S GUARANTEE FOR ITS SHARE OF THE UNFUNDED LIABILITY ASSOCIATED WITH THE CLOSURE AND POST-CLOSURE LANDFILL RESERVE.

CARRIED

47-03-18 BE IT THEREFORE RESOLVED THAT THE TOWN OF WOLFVILLE REQUEST THAT ANY SURPLUS GENERATED BY VALLEY REGION SOLID WASTE RESOURCE MANAGEMENT AUTHORITY (VWRM) FOR 2017-18 BE RETURNED TO THE MUNICIPAL PARTIES AND FURTHER BE ACCOUNTED FOR IN VWRM FINANCIAL STATEMENTS IN ACCORDANCE WITH CANADIAN GENERALLY ACCEPTED ACCOUNTING PRINCIPLES;

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SUBJECT TO THE APPROVAL OF THE OTHER PARTIES TO THE IMSA FOR VWRM THAT THE 2017-18 SURPLUS ASSOCIATED WITH THE KAIZER MEADOW LANDFILL OPERATION OF EACH SUCH PARTY BE USED TO SMOOTH TIPPING FEES AT KAIZER MEADOW, THAT THE TOWN OF WOLFVILLE PROVIDE THE TOWN'S SHARE OF 6.54% OF THE TOTAL SURPLUS ASSOCIATED WITH THE KAIZER MEADOW LANDFILL OPERATION FOR 2017-18 TO THE MUNICIPALITY OF THE DISTRICT OF CHESTER TO BE UTILIZED TO SMOOTH TIPPING FEES AT KAIZER MEADOW FROM APRIL 1, 2018 THROUGH TO MARCH 31, 2023 INCLUSIVE.

CARRIED

48-03-18 BE IT THEREFORE RESOLVED THAT THE TOWN OF WOLFVILLE APPROVE A TEMPORARY 3-MONTH BUDGET EFFECTIVE APRIL 1, 2018 THROUGH TO JUNE 30, 2018 FOR VALLEY REGION SOLID WASTE RESOURCE MANAGEMENT AUTHORITY AT THE SAME LEVELS AS APPROVED IN 2016-17 AND 2017-18. THIS APPROVAL IS CONDITIONAL ON THE FOLLOWING:

- **THAT THE 2017-18 FINANCIAL AUDIT BE COMPLETED PRIOR TO ADOPTION OF THE 2018-19 BUDGET, INCLUDING A THOROUGH REVIEW OF EXISTING AND PENDING CONTRACTS;**
- **THAT NO NEW EXPENSES BE INCURRED;**
- **THAT NO SURPLUS FUNDS BE SPENT WITHOUT PRIOR APPROVAL FROM MUNICIPAL PARTIES; AND**
- **THAT THE HIRING OF THE GENERAL MANAGER POSITION BE POSTPONED**

CARRIED

49-03-18 BE IT THEREFORE RESOLVED THAT THE TOWN OF WOLFVILLE RECOGNIZES THAT THE VALLEY REGION SOLID WASTE RESOURCE MANAGEMENT AUTHORITY (VWRM) HAVE ENTERED INTO VARIOUS OTHER AGREEMENTS WITHOUT CONSIDERATION AS TO WHETHER PROVISION 5 OF THE IMSA AND/OR SECTION 88(4) OF THE *MUNICIPAL GOVERNMENT ACT* APPLIES;

THAT THE TOWN OF WOLFVILLE REQUEST THAT VALLEY REGION SOLID WASTE RESOURCE MANAGEMENT AUTHORITY (VWRM) FORWARD INFORMATION REGARDING ALL CONTRACTS TO THE TOWN BY THE END OF MAY 2018 SO THAT GUARANTEE APPROVAL RESOLUTIONS MAY BE CONSIDERED.

THAT THE TOWN OF WOLFVILLE REQUEST THAT VALLEY REGION SOLID WASTE RESOURCE MANAGEMENT AUTHORITY (VWRM) FORWARD INFORMATION REGARDING THE UNSIGNED CONTRACT WITH SCOTIA RECYCLING SO THAT A GUARANTEE APPROVAL

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RESOLUTION MAY BE CONSIDERED PRIOR TO THE CONTRACT BEING EXECUTED BY VWRM.

50-03-18 BE IT THEREFORE RESOLVED THAT SHOULD EITHER THE MUNICIPALITY OF THE COUNTY OF ANNAPOLIS OR THE MUNICIPALITY OF THE COUNTY OF KINGS PROVIDE NOTICE IN ACCORDANCE WITH SECTION 32(1) OF THE IMSA, THE TOWN OF WOLFVILLE PROVIDE THE SAME NOTICE TO WITHDRAW FROM VALLEY REGION SOLID WASTE-RESOURCE MANAGEMENT AUTHORITY PRIOR TO MARCH 31, 2018. | CARRIED

CARRIED |
| 7. Adjournment | 51-03-18 IT WAS REGULARLY MOVED AND SECONDED THAT THE SPECIAL TOWN COUNCIL MEETING BE ADJOURNED AT 1:02 PM | CARRIED |

Approved by Council Motion #-04-18, April 17, 2018

As recorded by Dan Stovel, Town Clerk/AA Corporate Services