

Bridgewater, NS  
May 15, 2008

A **Special Meeting** of **MUNICIPAL COUNCIL** was held in the Council Chamber of the Municipal Administration Building on the above date at 9:30 a.m. with the following in attendance:

Warden Jack Wentzell - District 7  
Councillor Diane Tanner - District 1  
Councillor Sherman Palmer - District 2  
Deputy Warden Elmer Garber - District 4  
Councillor Milton Countway - District 5  
Councillor Sandra Statton - District 6  
Councillor Cathy Moore - District 8  
Councillor John Veinot - District 9  
Councillor Arthur Young - District 10  
Councillor Lee Nauss - District 11  
Councillor Martin Bell - District 13

Absent were:

Councillor Donald Zwicker - District 3  
Councillor Karen Dempsey - District 12

Staff in attendance were:

Tammy Wilson, Chief Administrative Officer  
April Whynot-Lohnes, Municipal Clerk  
JC Reddy, Municipal Solicitor  
Sherry Conrad, Administrative Assistant

Warden Wentzell called the meeting to order. He advised that regrets were received from Councillors Zwicker and Dempsey as they were attending a conference.

#### PUBLIC INPUT

Mr. Frank Fawson addressed Council with regard to the Fall Municipal Election and his concerns with regard to the low voter turnout and the number of councillor seats that are not contested. He commented on the poor attendance at the recently held Provincial Workshop in Bridgewater for people that were interested in running in a Municipal Election. He felt the workshop did not address the issue well. It did with regard to what municipal governments do, but not on how to run an election. He spoke of a workshop that was done in the past at the MARC where information from Municipal Services was distributed. He noted that there is a good resource within Municipal Council, and he suggested that the Municipality put on its own workshop. Councillors could tell people this is what you need to prepare yourself for in regard to running an election. He offered his assistance in providing such a workshop.

Ms. Wilson asked, for clarification purposes, if Mr. Fawson was proposing that a workshop be held on how to run as a municipal candidate.

Mr. Fawson confirmed that was his intention. He noted that people need to know what to say when they are campaigning door-to-door and someone asks them why they cannot get their road fixed. Candidates need to know that issue is not a municipal government issue. He offered to initiate something with the Recreation Department. He noted that there needs to be something from Council as well.

Councillor Palmer arrived at 9:40 a.m.

Warden Wentzell thanked Mr. Fawson for his comments.

#### APPROVAL OF EXPENSE re SUMMER

Ms. Wilson reported that at a previous Council meeting, Council agreed to hold a staff/Council planked salmon potluck social (a morale initiative with staff and Council) and that Town Councillors for the Town of Bridgewater would be invited to

SOCIAL attend same. There was no motion passed at that meeting authorizing the expenses for the social.

It was noted that until the attendance is confirmed, it is hard to put a price on the expenditures because of the amount of food to be purchased.

Councillor Moore noted that the expenses incurred would be for salmon, steak (for those that do not like salmon) and pop or juice.

**Moved by Councillor Young, seconded by Councillor Veinot that the Municipality of the District of Lunenburg cover the expenses for the 2008 Council/Staff Salmon Potluck Social. Carried.**

NDP CAUCUS  
OFFICE  
CORRESPON-  
DENCE

A letter was received from the NDP Caucus Office requesting Council to contact Minister Muir asking that he either bring forward the NDP legislation (Bill 37) that all municipalities in the Province be given the same by-law making powers that have been given to HRM with regard to managing pesticide use, or his own, and have it pass through the Nova Scotia Legislature during the up-coming Spring session.

Moved by Councillor Countway, seconded by Councillor Nauss that the Municipality write a letter of support for Bill No. 37.

A discussion was held with regard to the Bill and comments in support and against were made. Concern for policing such a policy was raised. It was clarified that HRM's By-law allows the Municipality to ban the use of cosmetic pesticides. It was noted that the resolution passed by UNSM requested "that the Province of Nova Scotia broaden the existing legislation to permit any municipal unit in the Province to institute by-laws to manage, including but not limited to, banning the use of non-essential pesticides on lands within its boundaries but exclusive of land that is zoned for agriculture or forestry."

Concern was expressed with regard to banning the use of non-essential pesticides on lands within its boundaries that are not zoned for agriculture or forestry. It was noted that there is a lot of land in the Municipality that is not zoned agriculture or forestry.

It was noted that the Bill does not require the Municipality to take action to ban pesticide use, it allows it to have the power to take such action.

It was commented that the Municipality has the power now to regulate the use of pesticides, but it does not have the power to ban. It was noted that if a person does something on their property that affects another person's property, there are actions that can be taken by the other home owner.

After further discussion, the motion on the floor was voted on and defeated.

MUN. OF  
SHELBURNE re  
REQUEST FOR  
FIRE  
INSPECTION  
SERVICES

A request was received from the Municipality of Shelburne requesting the services of one of the Municipality's Building Inspectors to help them out one day a week for three weeks due to the fact that their Building Inspector has encountered a family emergency which requires him to take a leave of absence for three weeks. The Municipality of Shelburne will pay all travel expense and wages for the individual.

Ms. Wilson spoke in support of the request. She noted that the Municipality of Shelburne is asking neighbouring municipalities to help out in this regard. She

noted that this is a situation any municipality could find themselves faced with.

**Moved by Councillor Bell, seconded by Councillor Tanner that we authorize the CAO and the Warden to enter into an Agreement with the Municipality of Shelburne to facilitate the request for building inspection services from the Municipality.**

It was asked what affect such action would have on the inspection process for the Municipality of Lunenburg. Ms. Wilson advised that she consulted with Building Inspection staff and it was felt that building inspection matters in the Municipality of Lunenburg may be delayed by one day. Staff feel such an agreement could be managed.

**Moved by Councillor Countway, seconded by Councillor Nauss that the motion on the floor authorizing entering into an Agreement be amended by adding the wording “and that our Fire Inspector do building inspections for the day that the Building Inspector is working in the Municipality of Shelburne.**

It was commented that the CAO should be able to determine such a situation and require the appropriate action to be taken.

**The amendment was voted on and defeated.**

**The motion on the floor authorizing the CAO and the Warden to enter into an Agreement with the Municipality of Shelburne to facilitate the request for building inspection services from the Municipality was voted on and carried.**

#### COMMITTEE OF THE WHOLE RECOMMENDATIONS

COMMUNITY  
CAP. GRANT  
REQUEST

**Moved by Councillor Palmer, seconded by Councillor Tanner that Council award a Community Capital Grant in the amount of \$1,000 to the Northwest United Baptist Church towards their project to replace the clapboards and window trim on the west side of the building. Carried.**

PROPOSED  
AMENDMENTS  
TO POLICY  
MDL-11

**Moved by Councillor Tanner, seconded by Councillor Nauss that council amend the Deputy Warden Policy - MDL 11 with the amendments, as presented, subject to the removal of the word “consecutive” in subsection 1(b) and by replacing the word “November” with the word “October” on line two of section 5. Carried.**

COMMUNITY  
CAP. GRANT  
REQUEST

**Moved by Deputy Warden Garber, seconded by Councillor Countway that Council award a Community Capital Grant in the amount of \$1,000 to the Dynamite Trail Association towards their project for trail surfacing and installation of bollards at seven road crossings. Carried.**

94<sup>th</sup> ANNUAL  
MARITIME FIRE  
CHIEFS'  
CONFERENCE

**Moved by Councillor Countway, seconded by Councillor Bell that Council approve the attendance of any Councillor that wishes to attend the 94<sup>th</sup> Annual Maritime Fire Chiefs' Conference being held in Lunenburg from July 6- 9, 2008, and that reimbursement for same be provided to each Councillor from the Councillor Education Fund - Policy MDL 19. Carried.**

#### WASTE MANAGEMENT COMMITTEE

PROPOSED  
AMENDMENTS

**Moved by Councillor Statton, seconded by Councillor Young that Policy LRCRC - 2 “Credit Sales Policy” be amended to allow for a \$500.00 line of**

TO POLICY **credit without Bank Reference Information as per the attached proposed**  
LRCRC -2 **amendments. Carried.**

Ms. Wilson reported that all four Waste Management Committee municipal partners but must approve the amendments before they become effective.

AMENDMENT Ms. Wilson reported that an amendment application to the Hebbville  
APPLICATION Secondary Planning Strategy and Land Use By-law was received from Charles and  
FOR REZONING Sandra Powers requesting to rezone the property located at 15024 Highway 3  
(PID#60288057) located in Hebbville from the General Commercial Zone to Rural in  
to permit construction of a single unit dwelling.

**Moved by Councillor Young, seconded by Councillor Nauss that Council forward the Amendment Application submitted by Charles and Sandra Powers to the Hebbville Area Advisory Committee for review and recommendation to th Planning Advisory Committee. Carried.**

RIDE THE Dave Waters, Community Economic Development Officer, was present at  
LOBSTER this time.

EVENT Mr. Waters updated Council on the events scheduled for the Ride the Lobster Event.

Ms. Wilson noted that the Tourism Focus Group has recommended that funds in the amount of \$900.00 to cover costs related to flag rentals, some food and drinks for the riders, a potential take away for each rider, as well as other incidentals be taken out of the Tourism Focus Group operating budget. She explained that if Council does not approve the 2008-09 Municipal Budget this afternoon, consideration for pre-budget approval will have to be given for the Ride the Lobster Event.

**Moved by Councillor Bell, seconded by Councillor Tanner that Council pre-approve the expenditure of \$900.00 from the 2008/09 Tourism Focus Group Operating Budget for the purpose of the Ride the Lobster Event in New Germany on June 17, 2008 if the approval of the Municipal 2008/09 Budget is held up today. Carried.**

Mr. Waters left the meeting at this time.

WARDEN'S Warden Wentzell reported that he had attended the 30<sup>th</sup> Anniversary of  
UPDATE Ground Search and Rescue and presented them with a plaque.

Councillor Countway reported on a meeting that he had attended at the Blockhouse Fire Hall with regard to the Department of Natural Resources' report and consultation on bio-diversity. He noted that there were over 220 people in attendance and they didn't get everything done. He would like to see another meeting.

Warden Wentzell reported that, unfortunately, it did not go the way the people were planning it.

Councillor Nauss advised that he would be attending the Voluntary Planning session being held in Queens County.

Carroll Randall, Recreation Coordinator, was present at this time.

BRIDGEWATER Mr. Randall advised that a request was received from Dennis Woodworth,  
CANADA DAY - Chairman of the Bridgewater & Area Canada Day Committee, for Municipal staff

PROGRAM  
REQUEST

support in providing the three-on-three basketball competition. He noted that the Committee would like to run two youth activities this year, a ground hockey game and a three-on-three basketball competition. They have not run both events together in the past. The Bridgewater Parks and Recreation Department is going to run the ground hockey games and they have asked if the Municipality's recreation staff could run the basketball competition. He met with Municipal summer recreation staff to see what would be required to run the event. It was determined that four summer staff would be required to work 4 to 6 hours. We would do the advertising and take the registration. Summer recreation staff have offered to work the event.

It was asked if there was a municipal staff commitment for the Riverport and New Germany Canada Day Events. Mr. Randall reported that no requests have been received for the use of summer staff in these events. He noted that, in the past, staff has done some face painting in New Germany. This could still be accommodated, but no requests have been received.

Mr. Randall noted that the three-on-three basketball competition will include students from feeder schools in the Municipality.

Mr. Reddy recommended that the Municipality obtain a letter from the Bridgewater & Area Canada Day Committee confirming that they have purchased insurance coverage for this event, and that Municipal recreation staff would be covered under same.

**Moved by Councillor Veinot, seconded by Councillor Nauss that Council grant the request for Municipal Summer Staff to help at the Bridgewater & Area Canada Day Celebrations in the Town of Bridgewater for the three-on-three basketball competition.**

**Moved by Deputy Warden Garber, seconded by Councillor Countway that the motion on the floor be amended to include provided that it does not compromise staff resources to provide Canada Day Celebration events in the Municipality of the District of Lunenburg. Carried.**

**MOTION ON THE FLOOR AS AMENDED:**

**Moved by Councillor Veinot, seconded by Councillor Nauss that Council grant the request for Municipal Summer Staff to help at the Bridgewater & Area Canada Day Celebrations in the Town of Bridgewater for the three-on-three basketball competition provided that it does not compromise staff resources to provide Canada Day Celebration events in the Municipality of the District of Lunenburg. Carried.**

Mr. Randall left the meeting.

APPOINTMENT  
OF  
NOMINATING  
COMMITTEE

Warden Wentzell advised that, as there is a Municipal Election in October 2008, Council can either keep the present committee membership structure or a Nominating Committee can be appointed to appoint committee members.

Ms. Wilson advised that it would be in order, if Council so desired, to pass a motion appointing Committee members to remain the same until the election.

**Moved by Councillor Statton, seconded by Councillor Tanner that the Warden appoint a Nominating Committee to make a recommendation on**

**appointments to Municipal committees. Carried.**

It was noted that the Nominating Committee could recommend to Council that the membership on all the Committee remain the same until the October 2008 Municipal Election.

## INVITATIONS

Warden Wentzell reported that Council received invitations for the following:

1. The Lieutenant Governor Medal at the CSAP School on Tuesday, May 20, 2008 at 10:00 a.m.
2. The Annual Presentation of the Lieutenant Governor's Awards to outstanding South Shore students being held at the Liverpool Regional High School on Thursday, June 5, 2008 beginning at 1:00 p.m.
3. The Celebration of Accomplishment Ceremony for the Transition House Program on Wednesday, June 4, 2008 at the Wandlyn Inn.

Warden Wentzell asked Councillors to let staff know if they were planning on attending any of these events.

URANIUM  
MINING

Councillor Nauss noted that the matter relating to the Presentation on Uranium Mining that was held at the May 13, 2008 Council meeting should be discussed today as this is the carry over Council meeting.

**Moved by Councillor Nauss, seconded by Councillor Bell that the Municipality of the District of Lunenburg support the Council of Canadians South Shore Chapter and ask the Province not to remove the ban on Uranium Mining.**

A discussion was held and comments in favour and against the motion were expressed. During the discussion, reference was made to the documentary that was run by the Fifth Estate on previous uranium mines in Canada and what it has done to the landscape (no wildlife and no one lives in the area).

Comments were made with regard to the problems created by uranium mining. Comments were also made that Councillors should hear from the people that support uranium mining before any decision is made to support the ban or not.

Councillor Bell requested a recorded vote on the motion.

Further comments in favour and against the motion were made.

Concern was raised for how involved the Committee should be in this matter (organizing various organizations to address the Committee) as the Municipality is not the body that will be making the decision for banning or not banning uranium mining. This would be a letter of support.

**The motion on the floor that the Municipality support the Council of Canadians South Shore Chapter and ask the Province not to remove the ban on Uranium Mining was voted on. Those in favour: Councillors Tanner, Countway, Statton, Moore, Nauss, Bell and Deputy Warden Garber. Those against: Councillors Palmer, Veinot, Young and Warden Wentzell. Motion carried.**

There being no further business at 11:35 a.m., it was moved by Councillor Bell, seconded by Councillor Tanner that the meeting adjourn. Carried.