

MUNICIPALITY OF THE DISTRICT OF LUNENBURG
Minutes of a Meeting of
MUNICIPAL COUNCIL
Held in the Council Chamber, 210 Aberdeen Road, Bridgewater, N. S.
Tuesday, June 10, 2014 – 9:00 a.m.

ATTENDANCE

Mayor Don Downe
Deputy Mayor Eric Hustvedt – District 1 2
Councillor Errol Knickle - District 1
Councillor Donald Zwicker – District 2
Councillor Frank Fawson – District 3
Councillor Claudette Garland - District 5
Councillor Terry Dorey – District 6
Councillor Cathy Moore - District 7
Councillor John Veinot - District 8
Councillor Carolyn Bolivar-Getson – District 9
Councillor Lee Nauss – District 10
Councillor Martin Bell – District 11

Regrets: Councillor Michael Ernst – District 4

STAFF: Darrell Hiltz, Interim Chief Administrative Officer
Alex Dumaresq, Deputy CAO/Strategic Projects Coordinator
Heather Whynott, Administrative Assistant

1. CALL TO ORDER – 9:00 a.m.

Mayor Downe called the meeting to order and introduced the Interim CAO, Mr. Darrell Hiltz.

RCMP REGIMENTAL FUNERAL

Mayor Downe reported that at 1:00 p.m. today at the LCLC they will be broadcasting on a big screen the RCMP Regimental Funeral that is being held in Moncton, New Brunswick for the three RCMP Officers who were recently killed in a shooting incident. Anyone who wishes can go to the LCLC to observe the funeral.

LETTER OF CONDOLENCE TO RCMP

Mayor Downe informed Council that he sent an email expressing condolences to S/Sgt Jean-Guy Richard at the Bridgewater RCMP Detachment, as he worked several years at the RCMP Detachment in New Brunswick where the three Officers were from who were killed. He feels a formal letter of condolence should be sent to S/Sgt Richard from the Municipality. Council agreed.

LETTER OF CONGRATULATIONS TO TOWN OF BRIDGEWATER

Mayor Downe reported that he also sent an email to Mayor Walker congratulating the Town of Bridgewater on recently receiving the Lieutenant Governor's Community Spirit Award. He feels that a formal letter from the Municipality should be sent for this as well. Council agreed.

2. PUBLIC INPUT - There was no public input.

3. AGENDA

The following additions were requested to the Agenda:

- 9.2.2 – Recommendation from the Nominating Committee – BCAF Replacement Member
- 12.1 – Clarification on Matter from May 27, 2014 Council Meeting (Councillor Fawson)

Moved by Councillor Moore, seconded by Councillor Bell that the Agenda be approved with the above additions. Carried.

4. APPROVAL OF MINUTES

Moved by Deputy Mayor Hustvedt, seconded by Councillor Bell that the Minutes of the Special Council Meeting held May 13, 2014 be approved as circulated. Carried.

Moved by Councillor Nauss, seconded by Councillor Veinot that the Minutes of the Special Council Meeting held April 29, 2014 be approved as circulated. Carried.

Moved by Deputy Mayor Hustvedt, seconded by Councillor Zwicker that the Minutes of the regular Council Meeting held May 13, 2014 be approved as circulated. Carried.

5. BUSINESS ARISING FROM MINUTES

5.1 SECOND READING – STREET IMPROVEMENT BY-LAW

At the May 13, 2014 Council meeting, Council approved proposed amendments to MODL's Street Improvement By-law and conducted First Reading of the same. The required advertisement was published to notify residents that Council would be considering Second Reading of the amendments at today's meeting.

A By-law Amending the Street Improvement By-law was circulated with the Agenda.

Moved by Councillor Nauss, seconded by Councillor Veinot that Council approves the By-law Amending the Street Improvement By-law as presented and hereby conducts Second Reading. The motion was carried after Councillor Fawson explained the reasons why he cannot support the motion.

5.2 AMENDMENTS TO POLICY MDL-29 "PROCEDURE FOR ACCEPTING PETITIONS FOR COST-SHARED FUNDING FOR PAVING OF PROVINCIAL LOCAL SUBDIVISION ROADS

Circulated with the agenda were proposed amendments to Policy MDL-29, "Procedure for Accepting Petitions for Cost-Shared Funding for Paving of Provincial Local Subdivision Roads, which the Committee of the Whole recommended to Council at their May 13, 2014 Meeting; and the date of that meeting was considered as Council's seven days' notice, in accordance with section 48(1) of the *Municipal Government Act*, to consider the amendments at today's Council meeting.

Moved by Councillor Nauss, seconded by Councillor Bolivar-Getson that Council approves amendments to Policy MDL-29, "Procedure for Accepting Petitions for Cost-Shared Funding for Paving of Provincial Local Subdivision Roads", as presented.

A recorded vote by name was requested by Councillor Fawson and Councillor Moore.

IN FAVOUR – Councillors Knickle, Zwicker, Garland, Dorey, Moore, Veinot, Bolivar-Getson, Nauss, Bell, Deputy Mayor Hustvedt, and Mayor Downe

OPPOSED – Councillor Fawson

Motion Carried.

6. PRESENTATIONS/SCHEDULED TIMES

6.1 YMCA UPDATE – 9:15 a.m.

In attendance on behalf of the YMCA were Ms. Elspeth McLean-Wile, Chairman of the Board of Directors; Ms. Yvonne Smith, Chief Executive Officer; and Ms. Janice Tanner-Ernst, Vice Chairman of the Board.

Ms. McLean-Wile indicated that they are here today as they think it's important to keep in contact with the Councils and keep them updated on the work of the YMCA. She provided an update on the YMCA's programs and its membership which has grown from 600 in 2007 to 1,100 in 2014. She noted their name change to "YMCA of Southwest Nova Scotia", explaining that the new name better reflects the broader community that they serve, as they now have a facility in Annapolis County. Their presentation also included a short video and circulated with the agenda was the YMCA's Strategic Plan for 2014 – 2016.

During the question and answer period, Ms. McLean-Wile reported on the YMCA's discussions with LCLC about possible collaboration on things such as programming and co-membership.

Mayor Downe thanked the YMCA representatives for the update to Council.

7. AWARDING OF TENDERS (nil)

8. CORRESPONDENCE

8.1 LETTER TO MAYOR & COUNCILLORS re CONCERN OVER COUNCIL'S ACTION ON MAY 27/14

Circulated with the agenda was a letter signed by residents of Councillor Dorey's district. The letter expressed their displeasure over Council's actions at the May 27, 2014 meeting directed towards Councillor Dorey.

Mr. Hiltz reported that the letter was hand-delivered last week and it was requested that it be put on Council's public agenda. It's here for information.

8.2 AQUACULTURE – DRAFT CODES OF ENGAGEMENT

Circulated with the agenda was correspondence from the Aquaculture Association of Nova

Scotia advising that in January they launched a conversation about codes with their Stakeholders. They included the draft Codes of Engagement for review and comment and requested responses by June 30, 2014.

Moved by Councillor Bolivar-Getson, seconded by Councillor Zwicker that the information be referred to the Infrastructure, Environment and Economic Development Standing Committee for consideration and recommendation back to Council. Carried.

9. RECOMMENDATIONS/REFERRALS FROM COMMITTEES & BOARDS

9.1 COMMITTEE OF THE WHOLE – RECOMMENDATIONS

9.1.1 - DOTIR re Surplus Property

Moved by Councillor Zwicker, seconded by Councillor Garland that Council accepts the recommendation of the Committee of the Whole to notify the Department of Transportation and Infrastructure Renewal that the Municipality of the District of Lunenburg does not wish to acquire the surplus Bayport property adjacent to PID #60253010. Carried.

9.1.2 – Delcon Avenue Green Space

Moved by Councillor Garland, seconded by Councillor Moore that Council accepts the recommendation of the Committee of the Whole and directs staff to prepare a Management Agreement for the non-profit group consisting of members of the community interested in re-establishing a playground on the Delcon Avenue green space, PID #60253010. Carried.

9.1.3 – Continue Lease with South Shore Social Ventures Co-operative

Moved by Deputy Mayor Hustvedt, seconded by Councillor Dorey that Council accepts the recommendation of the Committee of the Whole that the current lease of the Blockhouse School to the South Shore Social Ventures Co-operative be continued to the third year of the current three-year lease.

Deputy Mayor Hustvedt noted the milestones that the Co-operative has met in accordance with the agreement with MODL. He also noted some concerns that a resident of the area has with the appearance of the property and the need for communication with the community.

A recorded vote by name was requested on the motion by Councillor Fawson and Councillor Moore.

IN FAVOUR – Councillors Knickle, Fawson, Dorey, Moore, Veinot, Deputy Mayor Hustvedt and Mayor Downe

OPPOSED – Councillors Zwicker, Garland, Bolivar-Getson, Nauss and Bell

Motion Carried.

9.2 NOMINATING COMMITTEE – RECOMMENDATIONS

9.2.1 – Appointments to Municipal Alcohol Project Committee

Moved by Councillor Zwicker, seconded by Councillor Veinot that Council accepts the recommendation of the Nominating Committee and approves the appointments of Councillor Martin Bell and Councillor Carolyn Bolivar-Getson as Council's representatives on the Municipal Alcohol Project Committee. Carried.

9.2.2 – Bluenose Coastal Action Foundation (BCAF) – Replacement Member

Councillor Zwicker reported that Councillor Bolivar-Getson had requested that another member of Council be appointed to replace her as Council's representative on BCAF as she is required to attend another meeting on the same night that BCAF meets.

Moved by Councillor Zwicker, seconded by Deputy Mayor Hustvedt that Council accepts the recommendation of the Nominating Committee and approves the appointment of Councillor Michael Ernst to replace Councillor Carolyn Bolivar-Getson on the Bluenose Coastal Action Foundation. Carried.

10. STAFF MATTERS

10.1 CHIEF ADMINISTRATIVE OFFICER'S MATTERS

10.1.1 – Summer Meeting Schedule

Circulated with the agenda was a memo from the Municipal Clerk, April Whynot-Lohnes, reviewing Council's past practice to take a short summer break from municipal meetings. If Council decides to take a meeting break again this summer, meetings that would not be held would be the August 5/14 Committee of the Whole and August 12/14 Council meetings. The cancellation of these meetings would be advertised. However, if an emergency did arise, a Special Council Meeting could be held and the date of same would be advertised. Also noted was that Standing Committee meetings would be at the call of the Chair.

Moved by Councillor Moore, seconded by Deputy Mayor Hustvedt that Council approves the summer break from Committee of the Whole and Council meetings during the period July 23, 2014 to August 15, 2014. Carried.

It was noted that the Bridgewater Exhibition Parade will be held Tuesday evening, July 22nd, which is the scheduled evening meeting of Council. It was suggested that the Council meeting be changed to a day meeting on that date.

Moved by Deputy Mayor Hustvedt, seconded by Councillor Moore that the July 22, 2014 Council meeting be changed to commence at 9:00 a.m. rather than an evening meeting. Carried.

11. MAYOR'S/COUNCILLORS' MATTERS

11.1 MAYOR'S UPDATE

Mayor Downe reported on some of the meetings and events he attended while at the FCM Annual Conference. Councillors Garland and Moore also attended the Conference and they too provided reports.

Deputy Mayor Hustvedt reported on activities he participated in while the Mayor was away.

12. ADDED BUSINESS

12.1 CLARIFICATION ON MATTER FROM MAY 27, 2014 COUNCIL MEETING

Councillor Fawson requested some clarification about the May 27/14 Council meeting. The question he has been asking is why the Municipal Solicitor was asked to be in attendance at the May 27/14 Council meeting; as, in his opinion, there did not seem to be any items on the agenda that required his attendance. He noted there is a cost to the taxpayers for the Solicitor's attendance at meetings.

Mr. Dumaresq reported that he did speak to the former CAO as to why the Solicitor was requested to be at the May 27th meeting; and she informed him that there were three items on the agenda that she felt may require the Solicitor's advice and/or comments. The three items were: the Fire Services' issue, the Varner Bridge construction contract, and the items she was made aware of that were going to be requested to be added to the agenda. As she felt that these items may require a legal opinion, the Municipal Solicitor was requested to be in attendance.

MAYOR'S WALK – RESCHEDULED

In attendance were Trudy Payne, Director of Recreation Services, and Tracy Vandermolen, Active Living Coordinator.

As Mayor Downe and some members of Council will be going to the LCLC to watch the RCMP Regimental Funeral, it was agreed that the Mayor's Walk (scheduled for today at 2:30 p.m.) be rescheduled for Tuesday, June 17th at 2:30 p.m. An announcement will be aired on CKBW to inform the public of the change. As some members of the public may not hear the announcement and show up at the Arthur Young Trail today to do the Walk, Recreation staff will still be available today to greet them and do the Walk as planned.

13. IN CAMERA – There were no In Camera items to be discussed at this meeting.

14. ADJOURNMENT

There being no further business, at 10:40 a.m. it was moved by Councillor Zwicker, seconded by Deputy Mayor Hustvedt that the meeting adjourn. Carried.

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MAYOR DON DOWNE, CHAIRMAN

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ALEX DUMARESQ, DEPUTY C. A. O.