

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, April 14, 2009 - 9:30 a.m.

ATTENDANCE

Mayor Don Downe
Deputy Mayor Donald Zwicker - District 2 (arrived 10:25 a.m.)
Councillor Basil Oickle - District 1 (arrived 10:43 a.m.)
Councillor Frank Fawson - District 3
Councillor Milton Countway - District 4
Councillor Wade Carver - District 6
Councillor Cathy Moore - District 7
Councillor John Veinot - District 8
Councillor Arthur Young - District 9
Councillor Martin Bell - District 11

Absent: Councillor Sandra Statton - District 5
Councillor Lee Nauss - District 10
Councillor Eric Hustvedt - District 12

Staff: Tammy S. Wilson, Chief Administrative Officer
April Whynot-Lohnes, Municipal Clerk
Heather Whynott, Administrative Assistant

1. CALL TO ORDER

Mayor Downe called the meeting to order at 9:30 a.m. He noted regrets from Councillors Statton and Hustvedt who are away and Councillor Nauss is attending the Provincial Volunteer Reception in Halifax. He also reported that Deputy Mayor Zwicker and Councillor Oickle are in Lunenburg at the Province's funding announcement and they will arrive later this morning.

2. PUBLIC INPUT - There was no public in attendance.

3. AGENDA

Councillor Fawson requested an addition to the agenda regarding the Dayspring and District Fire Department.

Moved by Councillor Young, seconded by Councillor Countway that the Agenda be approved with the addition requested by Councillor Fawson. Carried.

4. MINUTES

Moved by Councillor Countway, seconded by Councillor Carver that the

**Minutes of the Council meeting held on February 10, 2009 and Special Council Meeting held on February 16, 2009 be approved as circulated.
Carried.**

5. BUSINESS ARISING FROM MINUTES

5.1 GENERATOR GRANTS (motion deferred March 10/09 - more information requested)

In attendance was Andy Wentzell, Emergency Measures Coordinator for the Municipality.

Ms. Wilson noted that, as a result of the questions asked at the last meeting regarding the Generator Grants, it did bring to light that a policy should be developed regarding same.

Mr. Wentzell reviewed his memo dated April 14, 2009 which provided further clarification on funding electrical connections using Municipal Grants. The information explained the variances/differences in the cost of generators that are purchased by fire departments and/or community halls. He reported on the projects that are being undertaken by each of the fire departments and community hall that submitted applications for generator grants. He explained why the application from the Italy Cross Middlewood and District Fire Department was not considered for a grant in 2008/09, as their new hall is not yet constructed.

Moved by Councillor Veinot, seconded by Councillor Fawson that Council approves the funding for the five Generator Grants as submitted in the EMC' s report, as follows:

North River Community Hall	\$ 575.53
Hemford and District Fire Department	\$ 266.48
Dayspring and District Fire Department	\$1,144.55
Baker Settlement and District Fire and Emergency Services	\$ 159.89
United Communities Fire Department	\$1,853.55

Carried.

**Moved by Councillor Bell, seconded by Councillor Fawson that Council directs staff to prepare a Generator Grants Policy which details how and when municipal funds will be used concerning electrical connections, generators and alike for emergency preparedness of the Municipality.
Carried.**

Andy Wentzell left the meeting.

5.2 SECOND READING - AMENDMENTS - MUNICIPAL SEWER BY-LAW

In attendance was Pierre Breau, Director of Engineering and Public Works.

Circulated with the agenda was a proposed By-law Amending a By-law Respecting Municipal Sewers in the Municipality of the District of Lunenburg. First Reading of the proposed amendments was conducted at the Council meeting held March 10, 2009.

Moved by Councillor Countway, seconded by Councillor Bell that Council conduct Second Reading and approves A By-law Amending a By-law Respecting Municipal Sewers as presented. Carried.

Ms. Wilson reported that the notice of approval of this By-law will be published in the local newspapers. The date of publication will be the effective date of the amendments. This means we will be using the global sewer rate in the upcoming tax season.

Pierre Breau left the meeting.

5.3 SECOND READING - AMENDMENTS - SHORE DRIVE WASTEWATER MANAGEMENT DISTRICT BY-LAW

Circulated with the agenda was a proposed By-law Amending a By-law Respecting Shore Drive Wastewater Management District. First Reading of the proposed amendments was conducted at the Council meeting held March 10, 2009.

Moved by Councillor Young, seconded by Councillor Bell that Council conduct Second Reading and approves A By-law Amending a By-law Respecting Shore Drive Wastewater Management District as presented. Carried.

5.4 AMENDMENTS - POLICY MDL-09, PAYMENT OF TAXES BY INSTALLMENTS

Circulated with the agenda was the proposed amendments to Policy MDL-09, Payment of Taxes by Installments, which were reviewed by Council at the March 10, 2009 meeting. It was explained how the amendments, if approved, will make the amounts of the two property tax billings more even and consistent by basing the first tax billing on one-half of the current year's assessment and previous year's tax rate; whereas, formerly, the first tax billing was based on half of the previous year's taxes.

Moved by Councillor Fawson, seconded by Councillor Carver that Council approves the amendments to Policy MDL-09, Payment of Taxes by Installments, as presented. Carried.

5.5 UNSM SPRING WORKSHOP - EARLY REGISTRATION PRICE DEADLINE - MAY 4th

Councillors who previously indicated they may attend the UNSM Spring Workshop to be held May 14 - 15, 2009 in Antigonish were asked to confirm their attendance. None of the Councillors present at this time were planning to attend. (Deputy Mayor Zwicker arrived later in the meeting and he is planning to attend. Following the meeting Councillor Statton advised that she would also be attending.)

Councillor Countway noted that some time ago UNSM did a survey about attendance at the Workshop and Conference; and he thought the results of the survey determined that more would attend if they were held over a weekend. Therefore, he questioned why the Spring Workshop is being held on a Thursday and Friday.

Mayor Downe asked staff to check on the status of that, and why UNSM is not holding the Workshop on a weekend.

9. CORRESPONDENCE

9.1 MUN. OF THE DISTRICT OF BARRINGTON re YEAR OF THE LOBSTER

A letter was received from the Municipality of the District of Barrington advising that their Municipal Council recently declared 2009 as the *Year of the Lobster* in their Municipality, and they are now taking steps to have the designation declared by the Federal Government. They are asking other Councils to consider supporting their request.

Moved by Councillor Countway, seconded by Councillor Moore that a letter be written to Gerald Keddy, MP, supporting the Municipality of the District of Barrington's request to have the Federal Government declare 2009 as the *Year of the Lobster*. The motion was carried after some comments about the request being late and the fact that 2009 is well underway; and by the time this request goes through the government's channels it could be 2010 before its declared.

9.2 LUNENBURG QUEENS RDA re 2009/2010 MUNICIPAL CORE FUNDING

A letter was received from the Lunenburg Queens Regional Development Agency (RDA) advising that, based on the total uniform assessment from each unit, the required core funding contribution from the Municipality of the District of Lunenburg for 2009/2010 will be \$61,792.00.

Mayor Downe reported on the meetings and discussions that have been held with the RDA to talk about specific areas of direction. Comments were made by Councillors about the Municipality's participation in the RDA.

Moved by Councillor Young, seconded by Councillor Moore that Council approves pre-budget approval in the amount of \$61,792.00 for the Municipality's membership in the Lunenburg Queens Regional Development Agency for the year 2009/2010. Carried.

9.3 MUN. OF THE CO. OF ANNAPOLIS - REQUEST re FUNDING PROGRAM-250th ANN

The Municipality received a copy of a letter that the Municipality of the County of Annapolis sent to the Minister of Service Nova Scotia and Municipal Relations. The letter advised the Minister that 2009 marks the 250th anniversary of the designation of the five original Nova Scotia Counties: Halifax, Lunenburg (District of Lunenburg and District of Chester), Annapolis, Kings and Cumberland, and requested that the Province consider being a partner in commemorating this unique celebration by providing a funding program in 2009 based upon 50% cost-sharing for project(s) up to \$25,000 with the theme "250 Years of Municipal Government: Democracy in Action". The Municipality of Annapolis, to save time, submitted this letter on behalf of all five original Counties and requests the

others to support the request. If the Province would approve this, it would enable the five counties to be in a position to partner with their respective towns and/or historical organizations to encourage the greatest possible public participation.

There was some discussion about the Municipality' s responsibility with regard to cost sharing events if the Province approves this funding program.

Moved by Councillor Countway, seconded by Councillor Young that Council request the Province of Nova Scotia be a partner in commemorating the 250th anniversary of the designation of the five original Nova Scotia Counties [Halifax, Lunenburg (District of Lunenburg and District of Chester), Annapolis, Kings and Cumberland] by providing a funding program in 2009 based on 50% cost sharing for projects up to \$25,000.00, with the theme “ 250 Years of Municipal Government: Democracy in Action”. Carried.

6. AWARDING OF TENDER

In attendance was Pierre Breau, Director of Engineering and Public Works.

10.2 WASTE MANAGEMENT COMMITTEE - RECOMMENDATION re TENDER AWARD

10.2.1 - Award of Tender 2008-05-009 - Compost Ventilation Fan - LRCRC

Mr. Breau reviewed the tender analysis information which accompanied the Waste Management Committee' s recommendation on the award of Tender 2008-05-009 which is for the supply and delivery of the Compost Ventilation Fan at the Lunenburg Regional Community Recycling Centre.

Moved by Councillor Young, seconded by Councillor Veinot that Council accepts the recommendation of the Waste Management Committee and awards Tender No. 2008-05-009 for the supply and delivery of the Compost Ventilation Fan to Sea Coast HVAC (2004) Ltd. for the price of \$56,900.00, plus HST. Carried.

Pierre Breau left the meeting.

At 10:25 a.m. Deputy Mayor Don Zwicker arrived at the meeting.

7. PRESENTATION

7.1 BRIDGEWATER AND AREA CHAMBER OF COMMERCE re THIS YEAR' S BUDGET

In attendance on behalf of the Bridgewater and Area Chamber of Commerce (BACC) were Craig Collins, President, and Sandra Richards, Chair of the Chamber' s Advocacy Committee.

Also in attendance was Dave Waters, Community Economic Development Officer for the Municipality of the District of Lunenburg.

Mr. Collins and Ms. Richards thanked Council for giving them the opportunity to make a pre-budget presentation on behalf of the BACC and to present some points for consideration during the budget process. Their presentation elaborated on the following ideas that the BACC urges municipal leaders to strive for:

- Better inter-municipal cooperation and partnership - a high-level commitment is required by both municipal units with the priority of building a vibrant business base
- Alignment of services and minimizing duplication
- Regional View of Tourism - create a vision for our region - Roger Brooks Report could provide some insight
- Rich Consultation - engage the business community

Mayor Downe thanked them for their presentation. He noted that the Municipality held Business Community Meetings to hear the concerns of the business community within the Municipality.

At 10:43 a.m. Councillor Oickle arrived at the meeting.

Mayor Downe informed the BACC representatives of the actions being taken by the Municipality to work with the business community. He also noted that we have great cooperation with the other municipal units, and that Council is working hard wherever possible to find opportunities to work together. He indicated to them that Council will take their concerns in consideration within the structure of our budget process.

After a brief discussion about partnering to establish a Visitor Information Centre, Mr. Collins and Ms. Richards were thanked and they left the meeting. Dave Waters also left the meeting.

At 10:55 a.m. Mayor Downe left to attend a meeting with the MP.

Deputy Mayor Zwicker was in the chair.

9. CORRESPONDENCE (continued)

9.4 CANADA POST - REQUEST FOR NOMINATION re 2009 CANADA POST COMMUNITY LITERACY AWARD

A letter was received from Canada Post asking for nominations of a deserving individual and/or educator for a 2009 Canada Post Community Literacy Award, which is Canada's only national awards dedicated to celebrating the achievement of adult learners, along with those who have helped them learn to read and write.

There were no nominations for this award at this time.

10. RECOMMENDATIONS/REFERRALS FROM COMMITTEES, BOARDS, FOCUS GRs**10.1 COMMITTEE OF THE WHOLE - RECOMMENDATIONS****10.1.1 - Approval of Policy MDL-48 “ Designated Community Project Fund”**

Ms. Wilson explained the purpose of proposed Policy MDL-48 “ Designated Community Project Fund” and pointed out that the Municipality must ensure that it’ s understood by all who apply how the funds are granted.

Moved by Councillor Bell, seconded by Councillor Oickle that Council accepts the recommendation of the Committee of the Whole and approves Policy MDL-48 “ Designated Community Project Fund” as presented. The motion was **carried** after Councillors’ questions were answered to clarify that this policy is for not-for-profit organizations only and the organization has to prove that their project has value and worth to the community.

10.1.2 - Establish Wellness Committee and Refer the Matter of Funds to Budget Comm.

Moved by Councillor Young, seconded by Councillor Fawson that Council accepts the recommendation of the Committee of the Whole that a Wellness Committee be established with the composition of membership to be determined by the CAO, and that the matter of funds to be placed in the 2009-10 Operating Budget be referred to the Budget Committee for consideration and recommendation to Council. Carried.

10.1.3 - Invite People to sit on Committee to Evaluate Health of Trees at Miller Point

Moved by Councillor Veinot, seconded by Councillor Oickle that Council accepts the recommendation of the Committee of the Whole and authorizes staff to invite resource people from various Provincial Departments, Council and industry to sit on a committee to evaluate the health of the trees at Miller Point. Carried.

10.1.4 - Approve Ad in NGRHS Yearbook

Moved by Councillor Moore, seconded by Councillor Young that Council accepts the recommendation of the Committee of the Whole and approves the request from the New Germany Rural High School and sponsors a 1/4 page ad in their yearbook at the cost of \$60.00. Carried.

10.1.5 - Approve National/Provincial Event Grant for Pinegrove Archery Club

Moved by Councillor Carver, seconded by Councillor Countway that Council accepts the recommendation of the Committee of the Whole and approves a National/Provincial Event Grant in the amount of \$1,100.00 for the Pinegrove

Archery Club for sponsorship of a provincial archery competition to be held at HB Studio Sports Centre. Carried.

10.1.6 - Per-lot Charge - Heather Avenue Home Owners' Association

Regarding this item, Ms. Wilson noted that the agreement referred to in the recommendation is a standard agreement. Therefore, to save time, as the per-lot charge needs to be included on the tax billing which will soon be done, and as the agreement will be in a form that has been previously approved by Council for use for the levying of private road fees for other associations, she requested Council to consider a friendly amendment to the recommendation, being, to delete the wording "and is acceptable to Municipal Council"; and to replace the wording "Council's review and approval" with the word "execution". Council agreed to these changes in the recommendation.

Moved by Councillor Countway, seconded by Councillor Carver that Council accepts the recommendation of the Committee of the Whole and approves that a \$299.25 per-lot charge be levied on the lots within the Charge Area identified by and petitioned by the Heather Avenue Home Owners' Association for the fiscal year April 1, 2009 to March 31, 2010, subject to an Agreement being entered into between the Municipality and the Heather Avenue Home Owners' Association that satisfies the requirements of clause 3.1(e) of the By-law Respecting Maintenance and Improvement of Private Streets; and that the Municipal Solicitor be directed to draft the said agreement for execution. Carried.

10.1.7 - Municipal Owned Lot to be included within Charge Area - Heather Avenue

Moved by Councillor Fawson, seconded by Councillor Oickle that Council accepts the recommendation of the Committee of the Whole that we include the Municipal owned lot within the Charge Area for the Heather Avenue Home Owners' Association. The motion was carried after staff explained the reason why the Municipal owned lot is being included within the Charge Area. It was noted that the By-law clearly specifies that if the Municipality owns a property within a Charge Area the Municipality will not vote on petitions and will not pay a fee.

10.1.8 - Easement for Pressure Reducing Valve Station for Highway 10 Extension

Moved by Councillor Oickle, seconded by Councillor Countway that Council accepts the recommendation of the Committee of the Whole and accepts the recommendation of the Engineer and grants the Easement for the Pressure Reducing Valve Station for the Highway 10 Extension and approves the execution of same with the Bridgewater Public Service Commission. Carried.

10.1.9 - Pre-approval of 2009/10 budget item - Year 2 of EDAC' s Econ. Dev. Program

Moved by Councillor Bell, seconded by Councillor Veinot that Council accepts the recommendation of the Committee of the Whole and pre-approves \$2,000.00 in the 2009/10 Budget for the Economic Development Officer to attend Year 2 of the Economic Development Association of Canada' s Economic Development Program. Carried.

10.1.10 - Council' s Support for Projects by Voglers Cove Community Hall

Moved by Councillor Young, seconded by Councillor Carver that Council accepts the recommendation of the Committee of the Whole that Council write a letter acknowledging Council' s support for the projects being undertaken by the Voglers Cove Community Hall. Carried.

10.1.11 - Community Capital Grant - Hebb' s Cross Fire Department Hall

Moved by Councillor Veinot, seconded by Councillor Young that Council accepts the recommendation of the Committee of the Whole and approves a Community Capital Grant in the amount of \$1,000.00 for the Hebb' s Cross Fire Department Hall towards the project to remodel their kitchen to meet the fire code. Carried.

10.1.12 - Community Capital Grant - Baker Settlement and Emergency Service Auxiliary

Moved by Councillor Moore, seconded by Councillor Veinot that Council accepts the recommendation of the Committee of the Whole and approves a Community Capital Grant in the amount of \$1,000.00 to the Baker Settlement and Emergency Service Auxiliary towards their project to re-shingle the roof of their Firemen' s Centre. Carried.

10.1.13 - Team to Participate in Earth Day Challenge - April 22nd

Moved by Councillor Carver, seconded by Councillor Bell that Council accepts the recommendation of the Committee of the Whole and authorizes the Municipality of the District of Lunenburg to put together a team made up of Councillors and staff to participate in Earth Day Challenge being held on Wednesday, April 22, 2009. Carried.

10.1.14 - Requests for Program Grants - Not Approved

Moved by Councillor Countway, seconded by Councillor Carver that Council accepts the recommendation of the Committee of the Whole and not approve the requests for a Program Grant to the Coastal Country Music Association and the Society St. Vincent de Paul as they do not meet the Program Grant eligibility criteria. Carried.

10.2 WASTE MANAGEMENT COMMITTEE - RECOMMENDATION

10.2.2 - 2009/2010 Capital and Operating Budgets for LRCRC

Ms. Wilson suggested that as this recommendation deals with the budget for the LRCRC (Lunenburg Regional Community Recycling Centre), and as Council has not yet seen the entire budget for the Municipality, she suggested that Council refer this recommendation to the Finance/Budget Committee.

Moved by Councillor Young, seconded by Councillor Fawson that Council refers the Waste Management Committee's recommendation on the 2009/10 Capital and Operating Budgets for the LRCRC to the Finance/Budget Committee for consideration and recommendation back to Council. Carried.

10.4 POLICE ADVISORY BOARD - RECOMMENDATION

10.4.1 - By-law Respecting the Membership and Responsibility of the Police Advisory Bd.

In a memo to Council Ms. Wilson advises that Section 57 of the Police Act of Nova Scotia requires that every municipality that receives policing services, in whole or in part, from the Royal Canadian Mounted Police (RCMP) shall establish a Police Advisory Board, which the Municipality of the District of Lunenburg has done. Although the Police Act specifies the roles and responsibilities of the Advisory Board, Municipal Council is able, pursuant to Section 68 of the Police Act, to adopt a By-law which may prescribe additional roles or responsibilities, and the rules and regulations governing proceedings of an Advisory Board. Ms. Wilson reviewed the proposed By-law Respecting the Membership and Responsibility of the Police Advisory Board, noting that it does not deviate from the roles and responsibilities of the Advisory Board which are established in the Police Act. However, the proposed By-law does establish membership selection procedures, terms, remuneration, meeting schedules and meeting proceedings.

Ms. Wilson answered Councillors' questions to clarify the appointments of members and their terms on the Board.

Discussion on this item continued after the lunch break.

7.2 VOLUNTEER RECOGNITION AND LUNCH WITH VOLUNTEERS

Mayor Downe returned to the meeting.

At 11:50 a.m. Council recessed to recognize Volunteers.

The Volunteers were welcomed by Carroll Randall, Recreation Coordinator. Mayor Downe and Deputy Mayor Zwicker presented Certificates, volunteer pins and municipal lapel pins to each Volunteer. After the presentations, Council had lunch with the Volunteers in the Council Chamber.

At 1:17 p.m. the meeting resumed. Mayor Downe was in the chair.

10.4.1 - **FIRST READING** - By-law Respecting the Membership and Responsibility of the Police Advisory Board (continued)

Council continued consideration of the proposed By-law Respecting the Membership and Responsibility of the Police Advisory Board.

Ms. Wilson informed Council that if they wish to approve this By-law two readings are required.

Moved by Councillor Bell, seconded by Deputy Mayor Zwicker that Council accepts the recommendation of the Police Advisory Board to approve the By-law Respecting the Membership and Responsibility of the Police Advisory Board and hereby conducts First Reading of the same. Carried.

10.3 REMO ADVISORY COMMITTEE - RECOMMENDATIONS

In attendance was Andy Wentzell, Emergency Measures Coordinator (EMC) for the Municipality.

10.3.1 - REMO Evacuation Plan - All Hazards

Mr. Wentzell explained what happens when the Evacuation Plan needs to be implemented. He answered Councillors' questions regarding stress debriefing, extrication teams, and how emergency providers, such as fire departments, interface with the Evacuation Plan and their involvement when an evacuation is declared.

Moved by Councillor Young, seconded by Deputy Mayor Zwicker that Council accepts the recommendation of the REMO Advisory Committee and approves the REMO Evacuation Plan - All Hazards and that same be incorporated in the Municipality' s Emergency Management Plan. Carried.

10.3.2 - REMO Contingency Plan - Flooding

Mr. Wentzell noted that there have been several flooding incidents in the past couple of years, and one of those situations resulted in loss of life. Therefore, the REMO Advisory Committee felt it was necessary to go forward with a Contingency Plan to specifically address flooding situations.

Mr. Wentzell answered questions about a local state of emergency, when it is declared, and who has the power to declare a local state of emergency and make the decision to evacuate people from an area.

Deputy Mayor Zwicker suggested that position titles rather than individual' s names should be used in the document, so when someone leaves the document is still up to

date.

Moved by Councillor Fawson, seconded by Councillor Countway that Council accepts the recommendation of the REMO Advisory Committee and approves the REMO Contingency Plan - Flooding and that same be incorporated in the Municipality' s Emergency Management Plan. Carried.

11. STAFF MATTERS

11.1 CHIEF ADMINISTRATIVE OFFICER' S MATTERS

11.1.1 - Building Report for February ' 09 - This report was circulated for information.

11.2 PLANNER' S MATTERS

11.2.1 - Amendment Application - Princes Inlet Secondary Planning Strategy and LUB

In a memo from Jeff Merrill, Planner, Council was advised that an Application was received from Harley and Eileen Eisener proposing an amendment to the Princes Inlet Secondary Planning Strategy and Land Use By-law to exempt non-development lots from the lot frontage requirement of the Land Use By-law .

Ms. Wilson said the normal procedure is for Council to refer the Application to the appropriate Area Advisory Committee.

Moved by Deputy Mayor Zwicker, seconded by Council Countway that Council forward the Amendment Application submitted by Harley and Eileen Eisener to the Princes Inlet Area Advisory Committee for review and recommendation to the Planning Advisory Committee. Carried.

11.3 DIRECTOR OF FINANCIAL SERVICES/MUNICIPAL TREASURER' S MATTERS

In attendance was Gordon Pettipas, Director of Financial Services and Municipal Treasurer.

11.3.1 - Request for Council' s support re Pension Reform Concern Letter

A letter was received from Terri Troy, CEO, HRM Pension Plan, requesting signatures to a draft letter to the Honourable Rodney MacDonald. The draft letter addresses two important Pension Reform issues -- the need for further public consultation before the Province enacts any pension reform and the need to ensure the Government considers all options.

Mr. Pettipas briefly spoke about funding a solvency deficiency that is under 85%.

Moved by Deputy Mayor Zwicker, seconded by Councillor Bell that Council endorses and agrees that the draft Pension Reform Concern

Letter be signed and sent to Premier Rodney MacDonald. Carried.

A brief discussion followed regarding pension plans and funding them.

Mr. Pettipas explained how a Defined Benefit Pension Plan functions to provide a guaranteed pension amount by a percentage of the number of years worked.

Mr. Pettipas was thanked and he left the meeting.

11.4 ENGINEER' S MATTERS

In attendance was Pierre Breau, Director of Engineering and Public Works.

11.4.1 - Bell Aliant Easement Request - Highway 10 Widening

Circulated with the agenda was an Easement document to be approved by Council. It pertains to a 4.6 metre (approximately 15 feet) wide utility easement required by Bell Aliant for the required relocation of utility service poles on the eastern side of Trunk Highway 10 in the area of the current (2009) highway widening project.

Ms. Wilson reported that the Municipality' s solicitor, J. C. Reddy, has reviewed this document and given his legal consent.

Mr. Breau reported that there is no impact on our infrastructure. This just gives them an easement and the right to locate their utility service poles.

Moved by Councillor Countway, seconded by Councillor Carver that Council authorizes the signing of the Easement document between the Municipality of the District of Lunenburg and Bell Aliant Regional Communications Inc. pertaining to a 4.6 metre wide utility easement for the required relocation of utility service poles on the eastern side of Trunk Highway 10. Carried.

Mr. Breau was thanked and he left the meeting.

12. MAYOR' S/COUNCILLORS' MATTERS**12.1 MAYOR' S UPDATE**

Mayor Downe gave updates on the following events/meetings:

- discussions with the CEO of South Shore Health - Nurse Practitioner has been found for New Germany area
- results of the AIMS report
- RDA meetings held to date
- Public Community Meetings - still ongoing - interest in them is still very good
- meetings held regarding CES/CEF and their location
- Sustainable Forum hosted by Town of Bridgewater (As requested by Mayor, Council agreed that he should write a letter to Bridgewater thanking them for the invitation to attend the presentation made by David Miller, Mayor of Toronto)

13. ADDED BUSINESS**13.1 DAYSPRING & DISTRICT FIRE DEPARTMENT - LETTER TO SUPPORT PROJECT**

Councillor Fawson informed Council that the Dayspring and District Fire Department is doing some renovations to their building and they want to install some solar equipment which, if installed, would result in some energy savings. The Fire Department is making an application for funding under the Municipal Clean Air and Climate Change Program. The deadline date for applications is April 30, 2009. If they are successful and the solar equipment is installed, the Fire Department is prepared to conduct it as a demonstration project, so people can view what they have done and maybe consider putting it in their homes. A requirement of the application is a letter of support from the Municipality. He also suggested that an in-kind contribution is something that consideration can be given to as well. Councillor Fawson thinks it would be a good project to support and post a sign indicating that support.

Moved by Councillor Fawson, seconded by Councillor Countway that Council authorizes a letter to be written supporting the Dayspring and District Fire Department' s application for funding under the Municipal Clean Air and Climate Change Program. The motion was **carried** after some further comments about the project and a possible financial contribution. (Mayor Downe suggested that the Finance/Budget Committee look at the possibility of a financial contribution.)

14. IN CAMERA IN COMMITTEE

Moved by Councillor Young, seconded by Deputy Mayor Zwicker that Council go *In Camera In Committee*. Carried.

The purpose of the *In Camera* meeting was to discuss the following:

14.1 - Legal Services Contract, in accordance with section 22 (2) (e) of the *Municipal Government Act (MGA)*

14.2 - Economic Development Focus Group Report re Contract Negotiations, in accordance with section 22 (2) (e) of the *MGA*

Moved by Councillor Bell, seconded by Councillor Oickle that Council resume its public meeting. Carried.

14.1 LEGAL SERVICES CONTRACT

Council discussed this *In Camera*.

Moved by Councillor Moore, seconded by Councillor Carver that Council awards the Request for Proposals for Legal Services, No. 2009-01-400, to Power, Dempsey, Leefe and Reddy, subject to a contract for services being executed which specifies that the Service Contract is subject to the Terms specified in the Request for Proposals and the submitted proposal. Carried.

14.2 ECONOMIC DEV. FOCUS GROUP REPORT re CONTRACT NEGOTIATIONS
Council discussed this *In Camera*.

Moved by Councillor Countway, seconded by Deputy Mayor Zwicker that Council accepts the recommendation of the Economic Development Focus Group and approves that the Municipality obtain the services of a qualified firm that can provide the Municipality with a market report on lease rates for commercial and industrial buildings in the Lunenburg County area to a maximum of \$2,000.00. Carried.

ADJOURNMENT

At 3:42 p.m. it was moved by Deputy Mayor Zwicker, seconded by Councillor Young that the meeting adjourn.

.....
MAYOR DON DOWNE, CHAIRMAN

.....
TAMMY WILSON, CHIEF ADMIN. OFFICER