

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, October 13, 2009 - 9:00 a.m.

ATTENDANCE

Mayor Don Downe
Councillor Basil Oickle - District 1
Councillor Frank Fawson - District 3
Councillor Milton Countway - District 4
Councillor Sandra Statton - District 5
Councillor Wade Carver - District 6
Councillor Cathy Moore - District 7
Councillor John Veinot - District 8
Councillor Arthur Young - District 9
Councillor Lee Nauss - District 10
Councillor Martin Bell - District 11
Councillor Eric Hustvedt - District 12

Absent: Deputy Mayor Donald Zwicker - District 2

Staff: Tammy S. Wilson, Chief Administrative Officer
April Whynot-Lohnes, Municipal Clerk (present in morning only)
Heather Whynott, Administrative Assistant

1. CALL TO ORDER

Mayor Downe called the meeting to order at 9:00 a.m.

2. PUBLIC INPUT - Mayor Downe asked if there was anyone in the audience who wished to address Council.

Mark Belair, Oakland - He said his reason for being here is to support the appointments of Margaret Wentzell and Gerry Joudrey to the Oakland Area Advisory Committee (which Council will be dealing with later in the meeting). He commented that there has been a certain amount of time since they put their names forth.

Margaret Wentzell, Oakland - She read the letter that she had sent Council (by e-mail) on October 6th. The letter addressed her concerns about the Oakland Area Advisory Committee (OACC), i.e., conduct of meetings, appointments to the Area Advisory Committee; keeping the community informed. She made reference to a letter from Lydia Early and questioned why Ms. Early should question her (Margaret's) membership on the OACC.

Mayor Downe thanked Ms. Wentzell and informed her that Council would be dealing with the matter (of appointments to the OACC) in November.

3. AGENDA - ANY OTHER BUSINESS TO BE ADDED

Mayor Downe asked if there were any requests for additions to the Agenda. The following items were requested to be added:

- 13.1) Road Kill (Councillor Nauss)
- 14.5) Litigation - ***In Camera*** item (T. Wilson)

Moved by Councillor Moore, seconded by Councillor Veinot that the Agenda be approved with the addition of the items requested. Carried.

4. APPROVAL OF MINUTES

Moved by Councillor Fawson, seconded by Councillor Carver that the Minutes of the Council meetings held August 11, 2009 and September 8, 2009 be approved as circulated. Carried.

10. RECOMMENDATIONS FROM COMMITTEES

10.5 AUDIT COMMITTEE - RECOMMENDATIONS

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

10.5.1 - Financial Statements for Year Ended March 31, 2009

Councillors were provided with a copy of the Municipality' s Financial Statements for the year ended March 31, 2009.

Mr. Pettipas reported that the Audit Committee met with the auditors to review the financial statements, and page B-6 of the Financial Statements' booklet explains the results of the operation for the year. The Total Operating Revenues were \$24,648,150; the Total Operating Expenditures were \$23,270,846; and the Net Operating Revenues were \$1,377,304. After Financing and Transfers, the change in the Operating Fund balance was ' 0'. He indicated that Council needs to pass a motion approving the Financial Statements as presented, and then we can move on to approving the transfers.

Moved by Councillor Bell, seconded by Councillor Young that Council accepts the recommendation of the Audit Committee and approves the Financial Statements for the year ended March 31, 2009. Carried.

10.5.2 - Approval of Transfers

Moved by Councillor Young, seconded by Councillor Statton that Council accepts the recommendation of the Audit Committee and approves the following transfers - from the Operating Fund \$200,000 to the Reserve Fund for contingency for the Pension Plan; from the Operating Fund \$186,300 to the Reserve Fund for landfill closure reserve; and from Operating Reserves \$28,279 to the Operating Fund to help cover the non-budgeted transfers to the contingency for the Pension Plan and landfill closure. Carried.

Mayor Downe noted that the Audit Committee did commend Mr. Pettipas and staff for the tremendous job that was done and for the transition to Pro Com to date. Councillor Bell reported that the auditors also stated that this municipal unit would be the envy across the province with the way our financial position is.

10.7 BUDGET/FINANCE COMMITTEE - RECOMMENDATIONS

10.7.1 - Recreation Software - ActiveNet

Moved by Councillor Fawson, seconded by Councillor Hustvedt that Council accepts the recommendation of the Budget/Finance Committee and directs staff to sign a Contract with ActiveNet to provide on-line service for Recreation registration and facility bookings; and further, that the \$3.00 transaction fee be included in the registration fee; and that the additional cost when using a credit card as payment be added to the bill and shown separately. Carried.

10.7.2 - Low Income Property Tax Exemption

Moved by Councillor Nauss, seconded by Councillor Carver that Council accepts the recommendation of the Budget/Finance Committee and approves the 2009 Low Income Property Tax Exemption in the amount of \$14,574.76 as outlined on the list presented to Council. Carried.

10.7.3 - Job Creation Partnership Grant - Development of Tax Payments by Installments

Moved by Councillor Young, seconded by Councillor Statton that Council accepts the recommendation of the Budget/Finance Committee and accepts the Job Creation Partnership Grant for a period of one year for the development of tax payments by installments. This motion was carried after comments were made that this will give residents the opportunity to make payments on taxes on a monthly basis. It was also pointed out that this grant covers the full salary of the job position that is created for one year, so there is no cost to the Municipality.

10.7.4 - Infrastructure Funding - New Germany Sewer System Phase II

Moved by Councillor Moore, seconded by Councillor Bell that Council accepts the recommendation of the Budget/Finance Committee and directs staff to transfer \$30,000 from the New Germany area rate reserves to fund the Municipality's share of Phase II of the New Germany Sewer System project for 2009/10. Carried.

10.7.5 - Bridgewater Shines

Moved by Councillor Nauss, seconded by Councillor Veinot that Council

accepts the recommendation of the Budget/Finance Committee and approves that Council partner in the “ Bridgewater Shines” event providing the name of the event is changed to “ Christmas in the LaHave River Valley”; and further, that Council approves \$1,500 financial support and \$500 in-kind support. Carried. (Following the meeting, as it was felt Council’ s suggested name was too long, Council members were surveyed and it was agreed that the name of the event be changed to “ Christmas on the LaHave” .)

10.7.6 - HST Rebate re Resolution

Moved by Councillor Statton, seconded by Councillor Young that Council accepts the recommendation of the Budget/Finance Committee and directs staff to prepare and submit a Resolution to UNSM requesting the Province to rebate 100% of the Provincial portion of the HST as the Federal Government rebates 100% of the Federal share; and further, that the formula to pay municipalities for the rebate of the Nova Scotia Power taxes allocated to the HST Offset Program should be based on the corporation’ s business revenue in each Municipal Unit. The motion was carried after an explanation by Mr. Pettipas as to what the Resolution is asking the Province to do.

It was noted that, as the deadline is past for the submission of Resolutions for this year’ s UNSM Conference, the Resolution will be submitted with a request asking the Resolutions Committee to consider it as a late Resolution for consideration at this year’ s Conference.

10.4 PENSION COMMITTEE - RECOMMENDATIONS

10.4.1 - Amendment to Pension Plan to Provide Improved Pre-retirement Death Benefits

Mr. Pettipas explained that the proposed amendment to the Pension Plan is for a situation when an employee passes on before the age of 60 and the death benefits available for their spouse.

It was suggested and Council agreed to a friendly amendment to the recommendation, which was to change the wording “ at a cost to prepare the Amendment of \$1,000 excluding HST” to the wording “ at a cost to prepare the Amendment not to exceed \$1,000 excluding HST” .

Moved by Councillor Hustvedt, seconded by Councillor Carver that Council accepts the recommendation of the Pension Committee and approves an Amendment to the Pension Plan to provide improved pre-retirement death benefits for members who are over the normal retirement age at a cost to prepare the Amendment not to exceed \$1,000 excluding HST. Carried.

10.4.2 - Appointment to Review Committee for RFP for Pension Plan Administrator

Moved by Councillor Carver, seconded by Councillor Hustvedt that Council

accepts the recommendation of the Pension Committee and appoints Councillor Fawson as a member of the Review Committee for the Request for Proposals for the Pension Plan Administrator. Carried.

Mr. Pettipas was thanked and he left the meeting.

5. BUSINESS ARISING FROM MINUTES

5.1 MOTION REQUIRED TO TRANSFER FUNDS FROM OPEN SPACE RESERVE re SELIG ISLAND

Ms. Wilson explained why a motion is required to approve the transfer of funds from the Open Space Reserve so that the \$25,000 grant, which Council approved at their September 8, 2009 meeting, can be paid to the Nova Scotia Nature Trust towards the purchase of Selig Island.

Moved by Councillor Hustvedt, seconded by Councillor Veinot that Council approves the transfer of \$25,000 from the Open Space Reserve Fund to the General Operating Fund to cover the costs of the \$25,000 grant to Nova Scotia Nature Trust for the purchase of Selig Island. Carried.

9. CORRESPONDENCE

9.1 THANKS FROM BOB AND ELIZABETH FRANK re 50TH WEDDING ANNIVERSARY

For information, circulated with the agenda was a letter from Bob and Elizabeth Frank thanking Council for presenting them with a Certificate of Recognition for their 50th Wedding Anniversary. They noted they also received a Certificate from the Pope. Bob noted that he enjoyed the ten years that he worked for the Municipality.

9.2 CANADIAN POSTMASTERS AND ASSISTANTS ASSOCIATION - REQUEST FOR SUPPORT TO LOBBY POLITICIANS

Circulated with the agenda was a letter from the Canadian Postmasters and Assistants Association (CPAA) requesting Council's support to lobby politicians in an effort to learn the position of the Political Parties with regards to a number of issues that the CPAA feels the communities of rural Nova Scotia should be made aware of, i.e., maintaining postal services in rural and remote Canadian communities; the deregulation of Canada Post Corporation; expending products and services in the Post Offices in rural and remote areas; and expending governmental services utilizing the rural postal network.

This letter was discussed, but some Councillors were of the opinion that this is outside Council's jurisdiction. Some commented that they had not heard of this organization.

Council took no action on the CPAA's request.

9.3 REQUEST TO CONTINUE WITH A FOOD BANK IN NEW GERMANY AREA

Circulated with the agenda was a letter from Nora Nauss, Chairperson for the Volunteers of the New Germany Food Bank, enclosing information regarding their New Germany Area Food Bank which serves 26 communities. They are seeking support to continue with a food bank in their area.

Councillor Moore reported that the Food Bank in New Germany has been given notice that they will have to move from their present location. A public meeting was held and it has been determined that there is a need for a food bank in that area. They will be moving to the old Sears Ritcey Electric building; however, that building is for sale so they don't know how long they will be able to remain at that location. They can stay there until the building is sold. A committee has been set up to look into this matter. Councillor Moore said she has made the committee aware of the grants that are available from the Municipality. She will keep Council posted on this matter.

9.4 DESTINATION SOUTHWEST NOVA ASSOC. re MUN. INVESTMENT PROGRAM

Ms. Wilson reviewed the content of the memo that was circulated with the agenda from the Destination Southwest Nova Association (DSWNA) which is requesting that the Municipality include DSWNA as a line item in its budget rather than approving an annual grant for them. DSWNA has established a fair and equitable formula for the 28 Municipal Units in their region, and the 2009-10 municipal investment request totals \$153,189. They are requesting an amount of \$19,422 from the Municipality of the District of Lunenburg for 2009-10. The Municipality's grant to DSWNA for 2009-10 is \$4,275. In response to the suggestion that this request be referred to the Tourism Focus Group, Councillor Bell reported that the Focus Group has dealt with this, and was quite aware of what the funding formula was. The Focus Group looked at the monies that Council made available for Tourism. Councillor Bell reviewed the funds that the Municipality has expended for a number of tourism purposes. He feels that if Council wants to support this request then Council would have to increase its budget for tourism purposes so we can continue to support the local initiatives we have been supporting. It was questioned as to what the Municipality is getting for its contribution to DSWNA and that we should pose that question to them.

Moved by Councillor Hustvedt, seconded by Councillor Oickle that the request received from the Destination Southwest Nova Association be referred to the Tourism Focus Group for study and report back to Council Carried.

9.5 CLEAN NOVA SCOTIA re " WASTE REDUCTION WEEK" - OCTOBER 19 - 25

Ms. Wilson reviewed the content of the letter that was circulated with the agenda from Clean Nova Scotia requesting that every municipality in Nova Scotia declare October 19 to 25 as Waste Reduction Week.

Moved by Councillor Countway, seconded by Councillor Moore that Council declares October 19 - 25, 2009 as Waste Reduction Week in the Municipality of the District of Lunenburg. Carried.

Councillor Nauss asked a question about the white plastic milk jugs and whether or not

they are recyclable. Ms. Wilson said it's her understanding that they are, but she will get a definite answer for him. Later in the meeting she reported that Stephanie Hirtle, Assistant Operations Manager - Public Outreach, was contacted and Ms. Hirtle confirmed that plastic milk jugs are recyclable.

10. RECOMMENDATIONS/REFERRALS FROM COMMITTEES, BOARDS & FOCUS GRs.

10.1 COMMITTEE OF THE WHOLE - RECOMMENDATIONS

10.1.1 - Renaming of Back Cornwall Road to "Corduroy Road"

Moved by Councillor Countway, seconded by Councillor Statton that Council accepts the recommendation of the Committee of the Whole and recommends to the Department of Transportation and Infrastructure Renewal that the portion of Back Cornwall Road (as shown on the map attached to the recommendation) be renamed to Corduroy Road, as requested by petition. Carried.

10.1.2 - Appointment of Deputy Mayor Zwicker to attend Recreation NS Conference

Moved by Councillor Veinot, seconded by Councillor Young that Council accepts the recommendation of the Committee of the Whole and appoints Deputy Mayor Don Zwicker to attend the Recreation Nova Scotia Conference at Oak Island Inn from October 14 - 17, 2009 and cover all expenses for that Conference. Carried.

10.1.3 - Business Community Action Plan - Forward to Strategic Plan Review Process

Moved by Councillor Nauss, seconded by Councillor Countway that Council accepts the recommendation of the Committee of the Whole and approves, in principle, the Business Community Action Plan as revised and refers the Action Plan document forward to the Strategic Plan Review Process for incorporation into the Strategic Plan. Carried.

10.1.4 - Municipal Safety Policy/Program

It was noted that the following changes are required in the Municipal Safety Policy/Program:

Page 54 of today's Agenda pkg. - In item #4, change "Municipality of Chester" to "Municipality of Lunenburg".

Page 59 of today's Agenda pkg. - In item #4, add to the second sentence the wording "or as soon as possible."

Moved by Councillor Statton, seconded by Councillor Moore that Council accepts the recommendation of the Committee of the Whole and adopts the Municipal Safety Policy/Program as presented and with the two changes noted above. Carried.

10.1.5 - Amendments to Policy MDL-41 “ Addressing Payment from General Revenues for Street Light Intersections in Street Light Areas”

Moved by Councillor Moore, seconded by Councillor Veinot that Council accepts the recommendation of the Committee of the Whole and approves amendments to Policy MDL-41 “ Addressing Payment from General Revenues for Street Light Intersections in Street Light Areas” to revise the radius definition in section 4 from 30 metres to 15 metres.

Councillor Bell said he likes the policy and thinks it' s good, but he noted some concerns he has with some intersections in his area. He' s not aware of a full assessment being done to date of these intersections, and he would like to get the answers to his questions before he can support the motion.

Moved by Councillor Nauss, seconded by Councillor Hustvedt that the motion be tabled until staff has an opportunity to make a presentation to clarify this matter later in the meeting. Carried. (Continued on Page 13)

10.1.6 - Amendment to Policy MDL-36, Fire and Emergency Services

Moved by Councillor Bell, seconded by Councillor Young that Council accepts the recommendation of the Committee of the Whole and approves that Policy MDL-36, Fire and Emergency Services, be amended by providing the option of secret ballot voting to set an area rate at the rate payers meeting, and further, that this decision will be made by the individual fire department. The motion was carried after a question about section 6.1.1 was clarified.

10.1.7 - Approve Policy MDL-50, Business Continuity Plan - Influenza Pandemic

Moved by Councillor Oickle, seconded by Councillor Moore that Council accepts the recommendation of the Committee of the Whole and approves Policy MDL-50, Business Continuity Plan - Influenza Pandemic, as presented. Carried.

10.1.8 - Letter to Federal Minister of Environment re Clean-up of Diesel Fuel

Moved by Councillor Fawson, seconded by Councillor Oickle that Council accepts the recommendation of the Committee of the Whole that a letter be sent to the Federal Minister of Environment, the Honourable Jim Prentice, with copies to the Municipality of the County of Annapolis and all the people that were copied on the letter from the County of Annapolis, soliciting the Minister of Environment to have his Department take proactive action to clean up the diesel fuel in the sunken Shovel Master Barge, which rests on the ocean floor off Nova Scotia, to avoid any potential environmental disasters. Carried.

10.1.9 - Financial Request re Global Day of Climate Action

Ms. Wilson reviewed the request that the Committee of the Whole had received from the Ad Hoc Committee South Shore 350 regarding an event that they are organizing for October 24, 2009 as part of a Global Day of Climate Action. It was questioned, if the Municipality makes a financial contribution to the event, how much would go to administration? Ms. Wilson reported that staff checked and “ 0” funds would go to administration. It’s really about publicizing/advertising the event.

Moved by Councillor Countway, seconded by Councillor Moore that the Municipality contribute \$100.00 to help with printing costs and whatever we can provide in-kind to the Ad Hoc Committee South Shore 350 to assist them with their plans for the Global Day of Climate Action. Carried.

10.2 PLANNING ADVISORY COMMITTEE - RECOMMENDATIONS

In attendance were Jeff Merrill, Acting Director of Planning and Development Services, and Norma Schiefer, Municipal Development Officer.

10.2.1 - Amendments to Princes Inlet and Area SPS/LUB to Create Ocean Shoreline Zone FIRST READING CONDUCTED

Ms. Schiefer reported on the request that was received from Harley & Eileen Eisener for an amendment to the Princes Inlet and Area Secondary Planning Strategy and Land Use By-law to allow small lots between the Provincial Public Highway and the water to have a minimum 15 metres (49.2 feet) lot frontage requirement to allow for subdivision of their land. Using a PowerPoint presentation, Ms. Schiefer explained the proposed amendment to create an Ocean Shoreline Zone.

Staff answered Councillors’ questions regarding the effect of this amendment on the area and to clarify the wording “ continuous stretches of waterfront land with a depth of less than 40 metres (131 feet)” .

Moved by Councillor Hustvedt, seconded by Councillor Oickle that Council accepts the recommendation of the Planning Advisory Committee and approves the amendments to the Princes Inlet and Area Secondary Planning Strategy and Land Use By-law for the creation of an Ocean Shoreline Zone for continuous stretches of waterfront land with a depth of less than 40 metres (131 feet) requiring a 15 metre (49.2 feet) minimum lot frontage, as noted in Schedule “ H” of the staff report dated August 20, 2009 and conducts First Reading of the same. Carried.

10.2.2 - Amendments to Princes Inlet and Area SPS/LUB re Exemption of Lots FIRST READING CONDUCTED

Moved by Councillor Oickle, seconded by Councillor Carver that Council accepts the recommendation of the Planning Advisory Committee and approves the amendments to the Princes Inlet and Area Secondary Planning Strategy and Land Use By-law to exempt lots being created for a designed

road or public highway from the lot frontage requirement, as noted in Schedule " C" of the staff report dated August 20, 2009 and conducts First Reading of the same. Carried.

Ms. Wilson reported that staff is recommending that the Public Information Session for these amendments be held on November 17th at 7:00 p.m. and that we give public notice of a Public Hearing on November 24, 2009 at 7:00 p.m. The location will be determined once the dates are set.

Moved by Councillor Oickle, seconded by Councillor Hustvedt that the Public Information Session be held on November 17, 2009 at 7:00 p.m. and that the Public Hearing be held on November 24, 2009 at 7:00 p.m. for the amendments to the Princes Inlet and Area Secondary Planning Strategy and Land Use By-law. Carried.

10.2.3 - Attendance of Councillor at 2009 API Conference

Conflict of Interest - Councillor Hustvedt declared a conflict of interest regarding this item and he left the table.

Ms. Wilson reported that the next recommendation is for a Council member to attend the 2009 API Conference. Council has a policy for training expenses which she reviewed. She noted that this expense was not budgeted; and if expenses are more than what' s in the budget, then it would have to come from the contingency fund.

Moved by Councillor Carver, seconded by Councillor Moore that Council accepts the recommendation of the Planning Advisory Committee and gives permission for Councillor Eric Hustvedt to attend the 2009 API Conference to be held November 18 - 20, 2009 in St. John' s, Newfoundland, and that his out-of-pocket expenses be reimbursed.

Discussion followed regarding the amount in the budget allocated for education purposes for Councillors and the use of those funds. It was suggested that some clear guidelines should be established so Councillors know what is available and for what purposes.

The motion was carried.

Councillor Hustvedt returned to the table.

Mr. Merrill and Ms. Schiefer were thanked and they left the meeting.

10.3 PR COMMITTEE - RECOMMENDATION

10.3.1 - National/Provincial Event Grant for New Germany Area Promotion Society

Moved by Councillor Moore, seconded by Councillor Countway that

Council accepts the recommendation of the PR Committee and approves \$500.00 as a National/Provincial Event Grant for the New Germany Area Promotion Society to host festivities for the Olympic Torch Run in New Germany on November 20, 2009. The motion was **carried** after some discussion about the events to take place that day and the monument that will be erected in the community to mark the event.

10.6 REMO ADVISORY COMMITTEE - RECOMMENDATION

10.6.1 - Hurricane Contingency Plan

Ms. Wilson highlighted the content of the Hurricane Contingency Plan. She informed Council that if this Plan is approved it will be incorporated in the Regional Emergency Plan and our By-law.

Moved by Councillor Moore, seconded by Councillor Fawson that Council accepts the recommendation of the REMO Advisory Committee and approves the Hurricane Contingency Plan as presented. Carried.

11. STAFF MATTERS

11.1 CAO MATTERS

11.1.1 - Building Report for August 2009 - This report was circulated for information. Ms. Wilson noted that work related to Dangerous/Unightly premises takes up a lot of staff time. We need to find another vehicle, such as a By-law Enforcement Officer for the area.

11.1.2 - Motion Required re Delegates to Attend UNSM Conference

Moved by Councillor Veinot, seconded by Councillor Countway that Council as a whole be appointed as delegates to attend the Annual Meeting of the Union of Nova Scotia Municipalities; and also, that the CAO or her designate and two other staff be authorized to attend the Annual Meeting of the Union of Nova Scotia Municipalities; and that those attending the Annual UNSM Meeting be reimbursed their out-of-pocket expenses upon presentation of receipts. Carried.

12. MAYOR' S/COUNCILLORS' MATTERS

12.1 MAYOR' S UPDATE

Mayor Downe gave updates on the following events/meetings that he attended:

- AMA Conference (made a presentation and was on a panel discussion)
- BACC Breakfast (gave a PowerPoint presentation)
- Announcement of the LCLC Society
- Oakhill Fire Department' s Official Opening of their renovated facility
- Rural Caucus Meeting in Joggins

- Woodlot Owner of the Year event
- 4-H Provincial event held in Bridgewater
- Meetings with RDA
- Joint Mayors' /Warden' s Meeting

12.2 APPOINTMENT OF NOMINATING COMMITTEE MEMBERS

Mayor Downe recommended the following to be the members of the Nominating Committee - Councillors Bell, Fawson and Oickle.

Moved by Councillor Hustvedt, seconded by Councillor Young that Council accepts the Mayor' s recommendation and appoints Councillors Bell, Fawson and Oickle as the members of the Nominating Committee. Carried.

RECESS

At 12:06 p.m. Council recessed for lunch.

At 1:15 p.m. the meeting resumed.

13. ADDED BUSINESS

13.1 ROAD KILL (Councillor Nauss)

Councillor Nauss expressed concern about the amount of time it sometimes takes before the responsible Provincial department picks up deer that have been killed on the highway. His main concern is the safety aspect and that this could cause accidents.

Ms. Wilson reported that this issue came up at a meeting of Mayors/Warden/Deputies and CAOs; and from that meeting, a letter was drafted and sent to the Minister of Natural Resources.

Councillors were also provided with a copy of a memo from April Whynot-Lohnes, Municipal Clerk, which provided a report on calls staff have received regarding wildlife that has been struck and left on roads, and explaining the appropriate Provincial department to contact for the disposal of the wildlife.

Mayor Downe suggested having an internal meeting with Provincial Department representatives to try to get this matter resolved; and if it doesn' t, then bring it to another Council meeting. Council agreed to this suggestion.

11.2 ENGINEER' S MATTERS

In attendance was Matt Davidson, Assistant Municipal Engineer.

11.2.1 - Cleaning Services Contract for 14 CES/143 CEF

Mr. Davidson reported that, given the current situation with the contract between the Municipality and CES/CEF (Construction Engineer Squadron/Construction Engineer Flight) to lease the Municipality' s building on Harold Whynot Road, he is recommending that the

Cleaning Services Contract for that building be extended on a month-to-month basis. The present cleaning services' contractor, Inside Out Cleaning Services, is agreed to this arrangement but wants to be paid the new price of \$1,410.00 + HST per month (current price is \$1,318 + HST).

Ms. Wilson reported that the contract with DND (Department of National Defense) expires the end of October 2009; but if a new contract is reached, it will not be finalized by then.

Moved by Councillor Nauss, seconded by Councillor Bell that Council agrees to extend the Cleaning Services Contract for 14 CES/143 CEF, as detailed in Tender 2005-01-013, with Inside Out Cleaning Services on a month-to-month basis, for the monthly price of \$1,410.00 plus HST until lease negotiations have been finalized and staff can re-tender a new cleaning services' contract. Carried.

10.1.5 - Amendments to Policy MDL-41 " Addressing Payment from General Revenues for Street Light Intersections in Street Light Areas"

Earlier in the meeting Council tabled a motion to approve amendments to Policy MDL-41 until staff is able to be present and clarify some questions that Councillors have on this.

Ms. Wilson noted that the proposed amendment to the Policy would change the radius definition in section 4 from 30 metres to 15 metres. She asked Mr. Davidson if all street light intersections have been inventoried so we know that they fall within the 15 metres, or do some need to be grand-fathered? Councillor Bell' s concern is that the Policy doesn' t clearly state that they would be grand-fathered.

Mr. Davidson said an inventory was done in 2008, and that it probably would be better to grandfather all those outside the 15 metres if they were intended for intersection lights.

Moved by Councillor Nauss, seconded by Councillor Hustvedt that we remove from the table the motion dealing with amendments to Policy MDL-41. Carried.

MOTION ON THE FLOOR (from Page 7 of these Minutes)

Moved by Councillor Moore, seconded by Councillor Veinot that Council accepts the recommendation of the Committee of the Whole and approves amendments to Policy MDL-41 " Addressing Payment from General Revenues for Street Light Intersections in Street Light Areas" to revise the radius definition in section 4 from 30 metres to 15 metres. Defeated.

Moved by Councillor Bell, seconded by Councillor Carver that Council refers the amendments to Policy MDL-41 " Addressing Payment from General Revenues for Street Light Intersections in Street Light Areas" to the Municipal Infrastructure Focus Group for rewording to reflect the discussions of today, and that the amendment be brought back to Council at a future date. Carried.

14. IN CAMERA

Moved by Councillor Oickle, seconded by Councillor Hustvedt that Council go *In Camera In Committee*. Carried.

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

- 14.1 - Personnel Matter - CAO Evaluation Committee, in accordance with section 22 (2) (c) of the *Municipal Government Act*;
- 14.2 - Land Negotiations (Oakhill), in accordance with section 22 (2) (a) of the *Municipal Government Act*;
- 14.3 - Contract Negotiations (Oakhill) - Referral from Budget/Finance Committee, in accordance with section 22 (2) (e) of the *Municipal Government Act*;
- 14.4 - Contract Negotiations (Oakhill) - Recommendation from Economic Development Focus Group, in accordance with section 22 (2) (e) of the *Municipal Government Act*;
- 14.5 - Litigation, in accordance with section 22 (2) (f) of the *Municipal Government Act*.

Moved by Councillor Young, seconded by Councillor Hustvedt that Council rise and report. Carried.

14.2 LAND NEGOTIATIONS (OAKHILL)

The details of this matter were discussed *In Camera*.

Moved by Councillor Young, seconded by Councillor Hustvedt that Council directs staff to negotiate an agreement for the sale of Municipal land on the Harold Whynot Road as discussed *In Camera*. Carried.

14.4 CONTRACT NEGOTIATIONS (OAKHILL) - RECOMMENDATION FROM ECONOMIC DEVELOPMENT FOCUS GROUP

The details of this matter were discussed *In Camera*.

Moved by Councillor Bell, seconded by Councillor Moore that Council agrees that an extension to the DND (Department of National Defense) contract be permitted at a price of \$22.00 per square foot. Carried.

14.1 PERSONNEL MATTER - CAO EVALUATION COMMITTEE

The details of this matter were discussed by the Mayor and Councillors only during the *In Camera* meeting (no staff present).

Moved by Councillor Moore, seconded by Councillor Carver that Council agrees that the CAO' s salary be adjusted as per her contract, and that this adjustment be retroactive to August 15, 2009, being the scheduled salary adjustment date. Carried.

ADJOURNMENT

There being no further business, at 3:57 p.m. it was moved by Councillor Moore, seconded by Councillor Statton that the meeting adjourn.

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MAYOR DON DOWNE, CHAIRMAN

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TAMMY WILSON, CHIEF ADM. OFFICER