

MUNICIPALITY OF THE DISTRICT OF LUNENBURG
Minutes of a Meeting of
MUNICIPAL COUNCIL
Held in Council Chamber, 210 Aberdeen Road, Bridgewater, NS
Tuesday, April 24, 2018 – 9:00 a.m.

ATTENDANCE

Mayor Carolyn Bolivar-Getson
Deputy Mayor Martin Bell, District 2
Councillor Eric Hustvedt, District 1
Councillor Lee Nauss, District 3 (left at 12:10 p.m.)
Councillor John Veinot, District 4 (absent from 10:00 a.m. to 11:40 a.m.)
Councillor Claudette Garland, District 6
Councillor Wade Carver, District 7
Councillor Michael Ernst, District 8
Councillor Reid Whynot, District 9
Councillor Errol Knickle, District 10

Regrets: Councillor Cathy Moore, District 5

Staff: Kevin Malloy, Chief Administrative Officer
Alex Dumaresq, Deputy Chief Administrative Officer
Sherry Conrad, Municipal Clerk
Sarah Kucharski, Communications Officer
Rachel Eisenhauer, Administrative Assistant

1. CALL TO ORDER

Mayor Bolivar-Getson called the meeting to order at 9:00 a.m.

2. ANNOUNCEMENTS/ACKNOWLEDGEMENTS/RECOGNITION:

A moment of silence was held for the 10 people killed and 15 injured in the Toronto van incident.

Councillor Ernst recognized the South Shore Wildlife Association for their work in cleaning up Highway 325. He spoke to the community pride with Earth Day initiatives. There are concerns that the volunteers who work to help clean up litter will stop volunteering. The Municipal Joint Services Board (MJSB) is also working on an initiative to stop littering.

3. PUBLIC INPUT –(Nil)

4. APPROVAL OF AGENDA

Moved by Deputy Mayor Bell, seconded by Councillor Ernst that the Agenda be approved as circulated. Carried unanimously.

5. APPROVAL OF MINUTES (Nil)

6. BUSINESS ARISING FROM MINUTES (Nil)

7. AWARDING OF TENDERS/RFPs:

7.1 Award of Tender 2018-05-003 “On-Site Sewage Disposal System Installations for LaHave River – Group 4”

Maria Butts, LaHave River Project Coordinator, was in attendance and reviewed the report titled "Tender Award: On-Site Sewage Disposal System Installations for LaHave River Properties Project – Group #4" (circulated with Agenda). She noted that five bids were received and accepted.

Ms. Butts also noted that the installations are scheduled to begin on April 30, 2018 and a full update will be provided to Council after that time. The Department of Environment will be present at the update and a map will be circulated.

It was noted that the cost of these systems is much lower than what the average homeowner pays. Ms. Butts noted that the tender packages are attractive to the contractors and allows them to be competitive. There are also cost savings in materials and travelling as all the systems are being installed in the same area.

Moved by Deputy Mayor Bell, seconded by Councillor Whynot that Municipal Council award Tender 2018-05-003 "On-Site Sewage Disposal System Installations for LaHave River Properties Project – Group 4" to Dennis Lively Construction and Backhoe Services Ltd. in the amount of \$52,900 plus HST.

It was noted that bundling these projects seems to be keeping costs low. Council should give consideration to allowing the Municipality to provide procurement via a bundle to homeowners who need to replace their septic systems. This would help all residents in the Municipality to receive cost savings on replacing their septic systems.

The motion on the floor was voted on and carried unanimously.

Ms. Butts left the meeting at this time.

7.2 Award of RFQ 2017-01-406 "Wastewater Sampling Analyses"

Satu Peori, Director of Wastewater Services, reviewed a report titled "RFQ 2017-01-406 Wastewater Sampling Analyses" (circulated with Agenda).

Moved by Councillor Garland, seconded by Councillor Nauss that Municipal Council award the Contract for the RFQ 2017-01-406 "Wastewater Sampling Analyses" to AGAT Laboratories for the total amount of \$65,437.27 plus HST for the term of May 1, 2018 to March 31, 2021. Carried unanimously.

Ms. Peori left the meeting at this time.

8. PRESENTATIONS/SCHEDULED TIMES

8.1 Tina Hennigar re NOW Lunenburg County

Tina Hennigar, Population Growth Coordinator, NOW Lunenburg County, was in attendance and gave a presentation. She noted the following:

- She is looking for investment in a Grass Roots Initiative, which will get new people coming to Lunenburg County. The goal is to help create welcoming environments for people when they do decide to come here. There is currently a private donor willing to donate \$1.50 for every \$1.00 raised. The money will create a magazine, which will highlight people who live here that own businesses. It will also showcase people who have moved here from other places. It will be a recruitment tool and also give pride to the locals.

- An important aspect is connecting people to opportunities, such as employment, businesses for sale, real estate, and schooling. People are interested in this information before they arrive and it makes them more comfortable in their decision to come.
- During her recent cross-Canada Tour she met thousands of people and still gets daily inquiries about Lunenburg County. She continues to do tours of the area for people who are interested in coming here.

It was noted that NOW Lunenburg County is not registered with Joint Stocks as a not-for-profit so, under the *Municipal Government Act*, MODL cannot directly provide funding to them. However, the Lunenburg County Community Fund has been accepting and coordinating donations on their behalf. The other option is for MODL to purchase an advertisement in the magazine.

It was further noted that this area is a best-kept secret and we do not promote ourselves enough. We have a great variety of farmland and forestry land, as well as coastal communities.

Moved by Councillor Hustvedt, seconded by Councillor Ernst that Municipal Council refer the funding request by NOW Lunenburg County to the Finance Committee. Carried unanimously.

Ms. Hennigar left the meeting at this time.

9. CONSIDERATION OF CORRESPONDENCE (Nil)

10. RECOMMENDATIONS FROM COMMITTEES & BOARDS:

10.2 Fire and Emergency Services Committee

10.2.1 Reappointment of Fire Service Representatives

Moved by Councillor Whynot, seconded by Councillor Veinot that Municipal Council accept the recommendation of the Fire and Emergency Services Committee and reappoint the following Fire and Emergency Services representatives to the Municipality of the District of Lunenburg's Fire and Emergency Services Committee: Brian Keizer, Chief Tom Lockwood, Chief Steve Patterson, and Deputy Chief Dean Schmeisser. Carried unanimously.

10.3 Region 6

10.3.1 Approval of Revised Region 6 Inter-Municipal Agreement

Moved by Councillor Ernst, seconded by Deputy Mayor Bell that Municipal Council approve the renewal of the Region 6 Inter-Municipal Agreement, as revised and presented, and authorize the Mayor and Municipal Clerk to execute same. Carried unanimously.

10.4 Administration Department

10.4.1 Cost Shared Paving of Municipal Service Exchange Roads

Mr. Dumaresq reviewed the report titled "Cost Shared Paving of Municipal Service Exchange Roads – 2018" (circulated with Agenda). The following points were noted:

- It is proposed that MODL agree to cost share Southside Road at 50%, and the remaining roads at 66%, in the order provided. Therefore, if the Department does not have enough funds to complete them all, we have given them our priorities.

- The typical sharing arrangement is 50/50, Council would have to approve sharing on a different ratio of 66%.
- The Department has indicated that more funding may be available, if Council agreed to pursue it, as they expect that some of the municipal projects that are proposed to utilize the \$2 million shared budget will be removed.
- It was asked if Council could see the correspondence received from the Department. Mr. Dumaresq noted that the original letter had incorrect figures for road length that did not match the physical distances of the roads. The Department has acknowledged that the letter was in error but did confirm the budget.
- A question arose if the roads could have a different surface to cut costs. Mr. Dumaresq noted that Council specified paving in their request. Chip Seal is cheaper but has a shorter life cycle and requires more maintenance.
- It was noted that the roads that are in poor condition in the Municipality need to be the priority. Many of these roads have been neglected for a long time and need to be fixed. If additional funding is required, it should be provided.

At this time, Council broke and prepared for the 10:15 a.m. presentation. The discussion will continue later in the Agenda.

8. PRESENTATIONS/SCHEDULED TIMES

8.2 Michael Graves re United Way

Michael Graves, Coordinator, United Way of Lunenburg County, gave a presentation titled "United Way Lunenburg County – Improving Lives Locally" (circulated with Agenda).

A question arose regarding administrative costs. Mr. Graves advised that the administrative costs are about 12%, but this fluctuates based on money raised. The costs include printed materials and a part-time employee. There are no costs for an office, cell phone or computer as Mr. Graves provides this for himself. Also, he only claims mileage if he goes to the city.

Mr. Graves added that for the cell phone program, the United Way received phones donated from the Municipal Joint Services Board (MJSB), the South Shore Regional School Board and others. Free passes were also received from the Lunenburg County Lifestyle Centre (LCLC) to be given to underprivileged families.

Mr. Graves presented a cheque to the Municipality of the District of Lunenburg in the amount of \$2,100, \$1,200 for PROKids and \$900 for the Beach Bus Program.

Mr. Graves left the meeting at this time.

10.4 Administration Department

10.4.1 Cost Shared Paving of Municipal Service Exchange Roads

Moved by Councillor Knickle, seconded by Deputy Mayor Bell that Municipal Council accept cost sharing of paving for Southside Road (2.37km), based on a 50% cost share as offered by NSTIR; and further, that Council authorize the Mayor to offer a 66% municipal cost share for paving the remaining service exchange roads in 2018/19 based on the following list, in the order presented:

- Stonehurst Road (sand sealed portion; 1.61km);
- Tanner Road (approximately 0.22km);
- Fort Point Road (0.64km); and
- Pentz Road (1.38km)

Up to a maximum total municipal cost of \$810,000.

A discussion was held regarding whether the motion should be separated. It is possible to divide a motion, but the wording cannot be changed. Due to the fact that the last sentence of the motion includes the total municipal cost, the motion would have to be withdrawn.

The motion on the floor was voted on. Those opposed: Councillors Carver, Garland, Veinot and Nauss. Motion Carried.

11. STAFF REPORTS:**11.1 Fire Services Coordinator/Administrator****11.1.1 Quarterly Update**

Chris Kennedy, Fire Services Coordinator/Administrator, gave a presentation titled "Fire Service Coordinator/Administrator April 24, 2018 Update to Council" (circulated with Agenda).

A question arose regarding whether local firefighters are trained for responses to traumatic incidents. Mr. Kennedy noted that in such an event, Critical Incident Stress Management (CISM) experts would be called in to help deal with the situation. Also, more qualified mental health professionals could also be used. The training Mr. Kennedy took helps people recognize stress and better learn how to handle it. This would help firefighters before incidents arise.

A suggestion was made that when the fire service looks at insurance, they could consider using the Municipal Joint Services Board (MJSB) during the Request for Proposal process.

It was also noted that fire service in the Municipality has an estimated 12,000 years of combined service among firefighters. This is a significant number of years of service to the communities at no cost.

Mr. Kennedy left the meeting at this time.

10. RECOMMENDATIONS FROM COMMITTEES & BOARDS**10.5 Finance Committee****10.5.1 Riverview Enhanced Living Request for Tax Exemption**

Elana Wentzell, Director of Finance, was present at this time.

Moved by Deputy Mayor Bell, seconded by Councillor Garland that Municipal Council accept the recommendation of the Finance Committee and deny the request from Riverview Enhanced Living Society for a tax exemption. Carried unanimously.

10.1 Pension Committee**10.1.1 Approval of Pension Plan – Consolidation of Plan Text**

Mayor Bolivar-Getson declared a Conflict of Interest and left the Chair. Deputy Mayor Martin Bell took the Chair.

Ms. Wentzell reviewed the proposed changes to the Pension Plan Text. She noted these amendments are due to legislation changes effective June 1, 2015. The actuarial firm made the amendments in the document. The main amendments include:

- Changing the definition of spouse to include same sex and match the definition of the Vital Statistics Act.
- A new spouse can be a beneficiary, even if the person is divorced.
- Interest on employee contributions cannot go below 0%
- The maximum deferral to postpone retirement date is 71 to match the Income Tax Act.
- Employees are vested immediately, rather than waiting two years. This no longer affects us as the plan is closed to new employees.
- Spousal pre-retirement death benefits can be through an RRSP, anyone else gets a lump sum taxable benefit.

It was agreed that staff would bring back information to Council on the number of people in the plan, the number of vested members, interest rates, costing, etc.

A question arose regarding the interest on employee contribution limit, as the amendments are effective June 1, 2015. Ms. Wentzell advised that the Municipal plan did not lose any money so there will be no calculations required.

Moved by Councillor Carver, seconded by Councillor Whynot that Municipal Council accept the recommendation of the Pension Committee and approve the Pension Plan for the employees of the Municipality of the District of Lunenburg, Consolidation of Plan Text at June 1, 2015 as required per legislation. Carried unanimously.

Mayor Bolivar-Getson returned to the Chair. Ms. Wentzell left the meeting at this time.

11. STAFF REPORTS

11.2 Economic Development

11.1.1 Agri-Innovation Park

Dave Waters, Economic Development Officer, was in attendance and reviewed a report titled "South Shore Agri-Innovation Park Update Report to the Municipality of the District of Lunenburg March 12, 2018" (circulated with Agenda).

It was noted that Council requested the South Shore Agri-Innovation Park Association to present their business plan and financials. This was done at the April 10, 2018 Council meeting.

Mr. Waters advised that, at this time, all staff require from Council is to approve the proposed Development Plan. This will give the Association direction to move ahead in creating a detailed plan and hiring the Consultant noted during their presentation. Before any Agreements are signed, the Association will need to bring back the detailed plan which will include funding and how the park will work. Council will not enter into a management agreement or lease until Council approves the detailed business plan.

It was noted that the Planning Department has suggested that a review be completed to determine if re-zoning of the property is required. The land was originally agriculture, then was changed to industrial after the golf course was created. The process would go through the Planning Advisory Committee and is expected to take 3-4 months.

A question arose regarding the use of the land. Mr. Waters advised that there are 12 acres total. Five acres will be used for an investigative vineyard, while the remaining 7 acres will be the South Shore Agri-Innovation Park. This will be used for commercial enterprises such as cideries, wineries, kitchens, etc. This detail will be brought back in the detailed plan.

Moved by Councillor Garland, seconded by Councillor Nauss that Municipal Council approve the attached Development Plan as outlined in the updated South Shore Agri-Innovation Park Proposal; that Municipal Council direct the Nominating Committee to appoint one Council member and one member-at-large person to sit on the Agri-Innovation Park Association Board; that Municipal Council direct staff to bring back a Management Agreement on the 7 acres not set aside for the investigative vineyard at PID 60487824 on Harold Whynot Road; and, that Municipal Council refer the Municipal Industrial Park By-law to the Planning Department to initiate a review.

A question arose regarding whether the Development Plan and proposed actions have been reviewed by legal counsel. Mr. Waters advised that the Solicitor was in attendance for the Association's presentation on April 10th and understands the proposed process. The Solicitor is comfortable with the process. The proposal first came to Council 17 months ago, and it has taken so long to get to this point as it went through legal consultation to determine the best process to take.

The motion on the floor was voted on. Those opposed: Councillor Knickle. Motion Carried.

Mr. Waters left the meeting at this time.

11.3 Planning Department

11.3.1 Area Advisory Committee Member Appointments

Jeff Merrill, Director of Planning and Development Services, and Doug Reid, Planner, were in attendance. Mr. Reid noted staff are recommending extending the current positions of the Area Advisory Committees to fulfill the objectives outlined in staff's report and to continue with the planning process. This will also line up the Area Advisory Committee appointments with the Council Appointments, which occur in the Fall.

Mr. Reid added that there are openings on all of the Committee's so new members could be added.

Moved by Councillor Nauss, seconded by Councillor Hustvedt that Municipal Council extend the existing appointments of the current members of the five Area Advisory Committees, for an indeterminate time period, with staff to provide an update on the Area Advisory Committee composition by November 2018.

A question arose regarding the proposal to unify the plan areas. Mr. Merrill noted that staff are currently reviewing the Oakland Area Plan; and, once the review is finished, further consideration will be given to combining the plan areas. This is expected to be done in the Fall. While it is Council's decision to combine the Area Advisory Committee's, it is suggested that the committees be consulted.

The motion on the floor was voted on and carried unanimously.

Mr. Merrill and Mr. Reid left the meeting at this time.

12. MAYOR'S/DEPUTY MAYOR'S/COUNCILLORS' MATTERS:**12.1 Proposed Offshore Drilling by BP (M. Ernst)**

Councillor Ernst reviewed his presentation regarding Proposed Offshore Drilling by BP. He feels it is important that Council keep apprised of the proposed offshore drilling project. This is a serious environmental concern.

12.2 Update – Lunenburg County Lifestyle Centre (LCLC) (M. Ernst/E. Hustvedt)

An update on the LCLC was given. Discussion was held regarding the LCLC taking over the Bridgewater Pool. It was noted that the Agreement between the Town and LCLC notes programming and staffing but not taking over capital costs. After further discussions on whether the original Agreement included the pool, it was agreed that review of the Memorandum of Understanding will be done to determine if the pool was part of the Agreement.

12.3 Update – Deputy Mayor

Deputy Mayor Bell attended the following: LaHave Fire Department Banquet; MODL Volunteer Reception; Mayors/Wardens/Deputies/CAOs meeting re REN; UNSM South Shore Meeting; and, will be volunteering at the Esso Cup.

12.4 Update – Mayor

Mayor Bolivar-Getson attended the following: Petite Riviere, LaHave and Hebbville Fire Department Banquets; Fire and Emergency Services Committee Annual General Meeting; industry meeting re Marketing Levy; Esso Cup welcome and team hosting; opening of Esso Cup; UNSM meeting; and, potential bus service meeting.

13. IN CAMERA

At 12:20 p.m., it was moved by Councillor Nauss, seconded by Councillor Garland that Municipal Council go In Camera to discuss the following items:

- 13.1 Legal Advice re Planning Matter under Section 22(2)(g) of the MGA**
- 13.2 Contract Negotiations re Lun. Co. Mountain Bike Assoc. under Section 22(2)(e) of the MGA**

Carried.

Municipal Council In Camera in session.

At 1:14 p.m., it was moved by Councillor Hustvedt, seconded by Councillor Carver that Municipal Council rise and report. Carried.

Municipal Council in session.

Moved by Councillor Ernst, seconded by Councillor Knickle that item 13.2 “Contract Negotiations re Lun. Co. Mountain Bike Assoc. under Section 22(2)(e) of the MGA” be deferred to the next Council meeting. Carried unanimously.

14. ADJOURNMENT

There being no further business at 1:15 p.m., it was moved by Councillor Garland, seconded by Councillor Nauss that the meeting adjourn. Carried.