

Before Council convened a moment of silence was held in condolence for the "Boys in Red" who were 7 members of a high school basketball team from Bathurst, N.B., who perished in an auto accident.

1. **Council Convenes - O Canada** - Warden Keith Hunter called to order the January 23, 2008 session of Cumberland Municipal Council at 1:00 p.m. The meeting was held in the Council Chambers of the E. D. Fullerton Municipal Building, Upper Nappan. O Canada was sung.
2. **Roll Call** - The roll call was done by Shelley Hoeg, Executive Assistant to the CAO. All Councillors were in attendance. Staff in attendance were Rennie Bugley, CAO, Steve Ferguson, Director of Policy and Research, Robert Streach, Director of Public Works, Andrew MacDonald, Director of Finance and Administration, Jim Coughlin, Director of Planning and Development, Jim Hannon, REMC, John Fredericks, Fire Protection Services Coordinator, and Peter Cottingham, Solid Waste and ByLaw Enforcement Administrator.
3. **Approval of Agenda (Additions/Deletions)** - The agenda was approved with the following additions: 6.1 Bridge Workshop, 10.1 2008/2009 Budget Process, 12.4 Fire Station Standards Committee, 12.5 Request for Joint Meeting with Towns, 15.1 Flag Day.

Deletions: # 10.1 and 10.2

4. **Approval of Minutes**
 - 4.1 **December 12, 2007 Council Session** - **The minutes of the December 12, 2007 Council session were approved as circulated.**

MOTION CARRIED #08-001

5. **Business Arising from the Minutes**
 - 5.1 **Action List - December 12, 2007 Council** - There was no discussion on this item.

6. **Delegations and Presentations**

- 6.1 **Bridge Adult Service Centre** - Ian Naylor, Deputy Chief of Police/Board Member and Susan Thibodeau, Director, of the Bridge Adult Service Centre, were present to provide information to Council on the construction of a new Bridge Adult Service Centre, due to a fire at their previous facility. Other Board Members were present in the gallery. The new facility will be larger in square footage than the previous facility in anticipation of a larger number of clients. The Board hopes to start the project at the end of February, 2008 with completion in July of 2008. The total cost of the new facility will be \$1,060,500. The funding in place is \$900,287 and they need to raise another \$160,213 to complete the structure. They are requesting \$50,000 from the Municipality of Cumberland.

Warden Hunter thanked Ms. Thibodeau and Mr. Naylor for their presentation. The Warden informed them that financial decisions are not made the day of the presentation, but will be included in our budgetary process. The Warden, at that time, requested a formal written request for our 2008/2009 budgetary process.

7. **Public Hearings**

There were none.

8. **Correspondence** - This will be provided to Council at a later date.

9. **Planning Issues**

- 9.1 **First Reading - Amendment to LUB 20942 Old Highway 2** - Mr. Coughlin, Director of Planning and Development informed Council that prior to the re-zoning request being made, the existing office and storage warehouse building were renovated to create a larger office and bachelor residence. The property (at present) is designated Commercial in the Municipal Planning Strategy and zoned Commercial in the Land Use Bylaw. Mr. Coughlin

also advised that any amendment to the Land Use Bylaw to permit a residential use within this area would be contrary to the intent and purpose of the Municipal Planning Strategy. As well the area is in low lying and potentially flood-prone and, therefore, not suitable for residences in the long term.

IT WAS MOVED by Councillor Gilbert, seconded by Councillor K. Langille to approve first reading of Amendment to LUB 20942 Old Highway 2.

MOTION CARRIED #08-002

IT WAS MOVED by Councillor Gilbert, seconded by Councillor Reid that a public hearing be scheduled and advertised for our March Council meeting and that, subsequent to that hearing, Council deny the application to re-zone the property, 20942 Old Highway 2, Fort Lawrence, for residential purposes.

MOTION CARRIED #08-003

- 9.2 First Reading - Amendment to Development Agreement Hwy 6, Old Warren School - Council was informed that a request was received to amend the development agreement in effect for the property of the former Warren School. The purpose of the amendment is to enable the owners to convert the front portion of the school into a residence. The remainder of the building will continue to be used as storage. Mr. Coughlin informed Council that the property is currently designated Residential in the Central Planning Area Municipal Planning Strategy and zoned Country Residential in the Land Use Bylaw. Mr. Coughlin feels that the request to add a residential use to the property by amendment to the existing development agreement is in conformity with the underlying land use designation and zoning.

IT WAS MOVED by Councillor K. Langille, seconded by Councillor Kellegrew to approve the first reading of Amendment to Development Agreement Hwy 6, Old Warren School and that a public hearing be scheduled and advertised for February 20, 2008 prior to Council's final approval of an amendment to the development agreement for the former Sir Charles Tupper Elementary School on Highway 6, Warren.

MOTION CARRIED #08-004

- 9.3 MPS/LUB Amendment to Generally Permit Public Facilities - Mr. Coughlin explained to Council that facilities for the provision of public services, such as for emergency, training, educational and administrative purposes, and for public utilities are an essential part of any municipality's infrastructure. As such, the municipality's land use policies for public facilities and enabling zoning provisions should permit public services and facilities "as-of-rights." This means that permission for their development can be granted administratively, by staff, without public planning applications being required.

It was moved by Councillor Read, seconded by Councillor Kellegrew that Council give first reading to amendments to the Municipal Planning Strategy and Land Use Bylaw to permit facilities for the provision of public services "as-of-right" throughout the municipality, and that a public hearing be scheduled and advertised for the February Council session prior to Council's second reading and approval of these amendments.

MOTION CARRIED #08-005

10. Financial Reports/Issues

- 10.1 2008/2009 Budget Process - Rennie gave overview of our process and deadlines for the 2008/2009 budget.

11. **Operational Services/ Reports Issues**

- 11.1 Water Faucet Useage - Mr. Streach, Director of Public Works informed Council that the two year average usage of our water faucet located in Upper Nappan is 1758 litres per day which is approximately 440 4l jugs per day.
- 11.2 Electronic Waste - Mr. Cottingham, Solid Waste and ByLaw Enforcement Administrator informed Council of the confusion regarding non-acceptance of electronic waste and the lack of information that has been provided to Municipalities. This is a Province-wide problem.

It was moved by Councillor Reid, seconded by Councillor G. Langille, to forward correspondence to the Province of Nova Scotia RRFB, regarding concerns with the lack and clarity of information being provided to Municipalities.

MOTION CARRIED #08-006

12. **Committee/Other Reports**

- 12.1 Occupational Health & Safety Committee - Councillor Kellegrew informed Council that the Committee is meeting on a regular basis and dealing with the tasks of setting up a proper OH&S Committee. He informed Council that a safe driving course will be offered to employees and Councillors.

It was moved by Councillor Merriam, seconded by Gilbert to accept the OH&S Report presented by Councillor Kellegrew.

MOTION CARRIED #08-007

- 12.2 Rural Caucus - Warden Hunter informed those present that a meeting is being held tomorrow.

- 12.3 Fire Services Review Committee - Mr. Streach, Director of Public Works went over recommendations of the Fire Services Review Committee which include the following:

The construction of a fire station to service the area surrounding the Town of Amherst based on the "medium" fire station concept design however would be expanded to include four bays;

The establishment of a \$1,085,000 capital budget for this construction;

The purchase of one pumper to service the area surrounding the Town of Amherst being comparable to the eight pumpers previously purchased by the Municipality; and,

The establishment of a \$287,500 capital budget for the pumper.

IT WAS MOVED by Councillor Reid, seconded by Councillor Merriam that the construction of a fire station to service the area surrounding the Town of Amherst based on the "medium" fire station concept design however would be expanded to include four bays;

The establishment of a \$1,085,000 capital budget for this construction;

The purchase of one pumper to service the area surrounding the Town of Amherst being comparable to the eight pumpers previously purchased by the Municipality; and,

The establishment of a \$287,500 capital budget for the pumper.

MOTION CARRIED #08-008

12.4 Fire Protection Services Surrounding the Town of Oxford -

It was moved by Councillor K. Langille seconded by Councillor Reid that staff be directed to enter into negotiations with the Collingwood Fire Department for the purchase of land and establishment of a new fire hall and that, correspondence be forwarded to Town of Oxford that we accept a withdrawal of services as of February 1, 2008.

MOTION CARRIED #08-009

IT WAS MOVED by Councillor Redmond, seconded by Councillor Reid to accept the proposal of Sperry and Partners for engineering services to develop standard specifications for fire station construction and site preparatory work for proposed sites in Pugwash and Upper Nappan and that the site preparatory work defined as "Phase 2 - Pugwash" of Sperry and Partners proposal be postponed until execution of the land transfer agreement and the building lease agreement can be completed.

MOTION CARRIED #08-010

12.5 Request for Joint Meeting with Towns -

IT WAS MOVED by Councillor Reid, seconded by Councillor Gilbert to approve that Warden Hunter, Mr. Bugley, Director of Public Works, and Fire Protection Services Coordinator attend the meeting on behalf of the County for fire services negotiations. This Committee would also have authority to enter into negotiations and bring information back to Council for final approval.

MOTION CARRIED #08-011

Councillor Redmond requested that correspondence in the Committee of the Whole Kit regarding Fire Protection Services Negotiations be circulated to the media.

13. **Old Business**

13.1 Joint Use Agreement

IT WAS MOVED by Councillor Merriam, seconded by Deputy Warden Welton to authorize Warden Hunter and CAO Rennie Bugley to execute the Oxford School Joint Use Agreement.

MOTION CARRIED #08-012

14. **New Business**

14.1 Joggins Fossil Institute Lease - Mr. Bugley informed Council that he would recommend approval with some minor changes. Those changes would have inclusion of dates; a change of our address has to be changed and clarification as to the amount of insurance which must be maintained on the property.

IT WAS MOVED by Councillor Read , seconded by Councillor Reid to approve the lease of the Joggins Fossil Institute with the inclusion of the correct dates, the revision of the address of the Municipality of Cumberland and the amount of insurance which must be maintained on the property.

MOTION CARRIED #08-013

Staff were directed to look into the problem with the sound system in Chambers and have the issue rectified.

14.2 Letter to Bathurst - A letter of condolences has been forwarded to the Mayor of the City of Bathurst.

15. **Information Items**

- 15.1 Flag Day - This will be held February 15, 2008. Staff will explore if this will be held at our Municipality or at one of the other Municipal units in Cumberland.

The date of the next Council session will be February 20, 2008. The merits of having one council meeting a month will be added to agenda for that meeting.

16. **Adjournment**

On motion by Councillor G. Langille, the meeting adjourned at 2.01 p.m.

17. **God Save the Queen**

Warden

Chief Administrative Officer

Recording Secretary