

1. **Council Convenes - O Canada** - Warden Keith Hunter called to order the May 21, 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.

At this point Warden Hunter introduced Ms. Cindy MacDonald who will be working with the Planning and Development Department as a summer student, and Mr. Monty Maddison, who has been hired as a Building Inspector.

IT WAS MOVED by Deputy Warden Welton, seconded by Councillor G. Langille that pursuant to section 5(2) of the Provincial Building Code Act, Monty Maddison, a resident of the Town of Springhill be appointed as a Building Official to administer and enforce the Building Code Act in the Municipality of the County of Cumberland and that this appointment become effective as of this date.

MOTION CARRIED #08-053

2. **Roll Call** - The roll call was done by Shelley Hoeg, Executive Assistant. All Councillors were in attendance excepting Councillor Kellegrew who had a medical appointment. Staff in attendance were Rennie Bugley, CAO, Steve Ferguson, Director of Policy and Research, Andrew MacDonald, Director of Finance and Administration, Jim Coughlin, Director of Planning and Development, Robert Streach, Director of Public Works, Peter Cottingham, Solid Waste and By-Law Administrator, and Nelson Bezanson, Planning Assistant.
3. **Approval of Agenda (Additions/Deletions)** - The agenda was approved with the following deletions and additions. Deletions: #6, #15

Additions: Add correspondence from the Pugwash Area Chamber of Commerce; 14.6 Toll Highway

4. **Approval of Minutes**
 - 4.1 **April 23, 2008 Council Session - The Minutes of the April 23, 2008 Council session were approved as circulated.**

MOTION CARRIED #08-054

5. **Business Arising from the Minutes**
 - 5.1 **April 23, 2008 Council Meeting - None**
 - 5.2 **March 12, 2008 Council Meeting - None**
6. **Delegations and Presentations** - Deleted from Agenda

7. **Public Hearings**
 - 7.1 **Subdivision By-Law - Final Approval** - Warden Hunter called the public hearing to order at 1:16 p.m. and advised that the purpose of this public hearing is to provide the public with the opportunity to express their views on the proposed changes before Council makes its final decision. The Warden then asked Jim Coughlin, Director of Planning and Development to give an explanation of the proposal. Warden Hunter then requested any public comments and advised that presentations would be limited to 10 minutes. There were no members of the public present. The public hearing concluded with final questions from Council and comments from staff. At this point, Warden Hunter closed the public hearing.

It was moved by Councillor Read, seconded by Councillor Gilbert that Council approve second reading of the Subdivision By-Law.

MOTION CARRIED #08-055

8. **Correspondence** - Action8.1 **Action**

Pugwash and Area Chamber of Commerce - **Councillor K. Langille moved that the Municipality put a container at Heather's Beach and Gulf Shore Area for Bulky Item pick up.**

MOTION DIES FOR WANT OF A SECONDER

It was agreed to provide information to part time residents advising that the Pugwash transfer station is available for c&d waste.

From	Summary	Action
Cadets of #258 RCSCC Amherst	Inviting Warden to Annual Ceremonial Review of Sunday May 25, at 1:30 p.m. Amherst Armouries	Refer to Warden
Cumberland Pride	Requesting that the week of July 7-13 be proclaimed Pride Week in Cumberland County	Refer To Council
Town of Amherst	Ron Patterson, P. Eng., Town Engineer, attaching a draft agreement that outlines the issues of the Town of Amherst and the Amherst Water Utility relative to the creation of a proposed County Water Utility.	Refer to Staff
Mildred McKim	Expressing concerns that if a medical emergency arises that no one would know where to go. <i>It was agreed that staff will forward correspondence addressing Ms. McKim's concerns.</i>	Refer to Staff
NDP Caucus Office	Ron Sherrard, Outreach Manager, enclosing a copy of a letter from Pictou West MLA Charlie Parker sent to the Hon. Jamie Muir, Minister of SNSMR in support of the unanimous resolution passed last fall by the Union of Nova Scotia Municipalities asking that all municipalities in the province be given the same by-law making powers that have been given to HRM with regard to pesticide use. Requesting Council to contact Minister Muir asking that he either bring forward the NDP legislation, or his own, and have it pass through the NS Legislature during the up-coming Spring session.	Refer to Council
NS tourism Culture and Heritage	Meghan Hallett, Sr. Registrar, requesting our participation in the NS Historic Places Initiative. This would involve adding information about the Municipality's twenty registered heritage properties to the N.S. Register of Historic Places. If Council is interested then would like a meeting to discuss this further. <i>Refer to Committee</i>	Refer to Council
Child Care Connection N.S.	Requesting the Municipality recognize the many early learning and child care teachers and administrators who care for and about many children in your community by proclaiming June as Child Care Awareness Days.	Refer to Warden
UNSM	Deputy Mayor Robert A. Wrye, President, inviting the Warden and CAO to a 2008 Leadership Forum. The theme is Organizational and Governance Success and will be held Tuesday, June 10, and Wednesday, June 11 th , in Truro.	Refer to Warden and CAO

Gathering of the Clans	Cerina Churchill, Festival/Event Coordinator, extending an invitation for the Warden to attend the opening ceremonies on Saturday, June 28, 2008 at 1:30 p.m. at the Cyrus Eaton Park in Pugwash	Refer to Warden
Town of Amherst	Ron Patterson, Town Engineer, responding to our correspondence regarding the proposed County Water Utility.	Refer to Staff and Committee
CCRSB	Trudy Thompson, Board Chair, inviting Council to meet with members of the CCRSB to discuss issues of mutual concern. Meeting to take place Monday, May 26, 2008 in their Central Office Boardroom at 60 Lorne Street, Truro at 7:00 p.m. IT WAS MOVED by Councillor Reid and seconded by Councillor Redmond that the CAO be authorized to attend and as well, travel for any Councillors would be paid. MOTION CARRIED #08-056	Refer to Council
Fisheries and Oceans	Vera Allen, Regional Manager, requesting our new insurance documents for the Cape D'or lease agreement	Refer to Staff

8.2 Information

From	Summary
Cumberland County Genealogical Society	Advising they are planning a celebration to mark the 250 th anniversary of Cumberland County to be held noon on Friday, August 14 to mid day on Sunday, August 16, 2009
N.S.U.A.R.B.	Mora Stevens, Alcohol, Gaming a & Amusements Officer/Clerk, advising that a Club License will be granted for the Northumberland Community Curling Club.
N.S. Emergency Management Office	Advising of an updated section of the Regulations to the N.S. Emergency Management Act (EMA).
NSLC	Carrie Cussons, Executive Vice-President and Chief Financial Officer, advising of a change in the method by which the Nova Scotia Liquor Corporation pay municipalities grants in lieu of property taxes.
CNTA	Joyce Mingo, Executive Director, advising that CNTA as well as Municipal and RDA partners for Cumberland County be included in a meeting regarding the future of the Tidnish Visitor Information Centre.
UNSM	Kenneth R. B. Simpson, Executive Director, providing 12 months notice prior to introducing legislation or regulations which has the effect of decreasing revenues received by municipalities, or increasing required expenditures. (COPY ENCLOSED)
River Hebert Fire Department	A copy of correspondence that was forwarded to the Department of Transportation and Infrastructure Renewal requesting repairs and new surfacing on the Barronsfield Road in River Hebert.
Office of the Minister of Environment	Mark Parent, Minister, providing further information on the Electronic Product Stewardship Program.
William D. Casey	Enclosing a copy of correspondence to the Minister of Canadian Heritage requesting a remedy to the long standing problem for listeners in the riding of Cumberland Colchester Musquodobit Valley.

CBC Radio Canada	Copy of correspondence to M.P. Bill Casey regarding the issue of some residents of Cumberland County not being able to access the air signal of CBC Radio One. (COPY ENCLOSED)
Transportation and Infrastructure Renewal	Copy of correspondence to the River Hebert Village Commission regarding their request for repairs and new surfacing on the Barronsfield Road. Advising proposed work on the Barronsfield Road includes resurfacing from the termination point of 2007 work southerly to the intersection of Tre. 242. Additionally a small section from the intersection of Rte. 242 southerly to the first bridge will also be resurfaced as part of the necessary work to repair a culvert in that area.
N.S. Emergency Management Office	Craig D. MacLaughlan, CEO/Deputy Head, advising that a JEPP has been approved for NS199: Pugwash FD - Jaws of Life.
Cumberland Wilderness	Harry Thurston, expressing confusion and dismay at the public submission to Cumberland County Council as a protected area plan for the Chignecto Game Sanctuary and contiguous Crown lands.
N.S. Emergency Management Office	Craig D. MacLaughlan, CEO/Deputy Head, advising that the federal government recently released new disaster financial assistance arrangements. Also advising that EMO is in the process of incorporating these guidelines into the Provincial Disaster Assistance Program.
N.S. Emergency Management Office	Craig D. MacLaughlan, CEO/Deputy Head, advising they have expanded the Emergency Management Planning Officers program from three zones to four. Also providing the names and numbers of the zone controllers.

9. Planning Issues

- 9.1 MPS/LUB Amendments - First Reading - Jim Coughlin, Director of Planning and Development recommends that a 100' buffer strip be part of the municipality's climate change coping/adapting strategy; larger new lots when developed by Subdivision Approval, recommending that smaller, existing lots be allowed to be developed and to allow the redevelopment of existing buildings be permitted as long as the reconstruction, repair or renovation does not further reduce any non-compliance with the provisions of the LUB and the approval of NS environment of an on-site septic system (other than a holding tank). Following discussion it was agreed that they would remove the criteria of a maximum second floor area of 50% of the total floor area.

IT WAS MOVED and seconded by G. Langille, Read, that Council give first reading to amendments to the MPS/LUB in order to ensure that new lots meet the intent of the new subdivision by-law and new development will be compatible with existing development and that a public hearing be scheduled and advertised for the June 18, 2008 Council meeting prior to Council giving second reading and approval of these amendments.

MOTION CARRIED #08-057

10. Financial Reports/Issues

- 10.1 2008/2009 Budget - **This will be dealt with directly following in a "special session of Council".**

11. Operational Services Reports/Issues

- 11.1 Joggins Sewer System Appeals - Mr. Streach, Director of Public Works explained to Council of four land owners in Joggins, who due to the construction of the new Joggins Sewer Extension became "Corner Lots" as defined by the by-law. Under the by-law without Council intervention under the appeal process the sewer charges for these

properties will increase.

IT WAS MOVED by Councillor Reid, seconded by Councillor Gilbert, that Council waive any sewer charges associated with frontage charges generated by the construction of the new Joggins Sewer Extension; these properties would be continued to be assessed as if the new system had not been installed. and are as such; 25062175, 25062159, 25062092, 25062068.

MOTION CARRIED #08-058

12. Committee/Other Reports

- 12.1 Oxford Source Water Protection Committee - We have a request for a representative.

IT WAS AGREED to appoint Deputy Warden Welton to the Oxford Source Water Protection Committee.

MOTION CARRIED #08-059

Staff were requested to follow up with the previous residents who sat on this committee to ascertain if they are interested in sitting on this committee.

- 12.2 Springhill Source Water Protection Committee - **IT WAS MOVED** by Councillor Redmond, seconded by Councillor Read, to appoint Councillor Gilbert to the Springhill Source Water Protection Committee.

MOTION CARRIED #08-060

- 12.3 UNSM Spring Workshop - An update was given.

- 12.4 Windfarm Announcement - There was discussion on this event.

13. Old Business

- 13.1 Grants to Organization Policy - Mr. Ferguson, Director of Policy and Research, gave an overview of the changes that have been made based on recommendations of Council.

Those revisions are:

Section 1: Has been changed to specifically exempt Development Associations and Village Commissions, because they legitimately give grants to third parties, and the Policy prohibits "re-granting". Recreation grants were already exempted, but the words "Community Development" have been added to reflect the broader range of purposes our "Recreation" grants are used for.

The policy as a whole is as such:

Municipality of Cumberland Policy 08-05 Grants to Organizations Policy

Purpose

1. The purpose of this policy is to ensure that grants are given in a fair, equitable and consistent manner by establishing a process for grant applications and identifying the criteria to be used to evaluate those applications. This Policy does not apply to Development Associations and Village Commissions or to Recreational and Community Development Grants.

Application Process

2. Grant applications will be considered as part of the Municipality's annual budget process.
3. All grant applications must be submitted on the application form as specified and provided by the Municipality's Director of Finance and Administration (DFA). In January of each year the DFA will cause a notice to be placed in local newspapers, informing the public of the existence of the Grants to

Organizations Program and the requirements and criteria set out herein.

4. Subject to clause 5 below, all applications must be received by March 31 in order to be considered for the following fiscal year (April 1 to March 31).
5. All grant applications received throughout a current fiscal year will be referred to the budget process for the following fiscal year unless the need is urgent and could not reasonably have been anticipated prior to the beginning of the fiscal year and no other sources of funding are available.
6. All applications must include a current budget and financial statement which indicates all current funds, surpluses, reserves and revenue sources for the organization. Applicants must, as part of the application, justify the existence of any reserves, surpluses or other funds that will not be exhausted in the year under consideration.
7. Council may request that a representative of the organization attend at a Council Meeting to make a presentation and respond to questions.
8. All grant approvals made during the budget process shall be conditional upon additional review by either Council or the DFA at the actual time the grant is to be disbursed. The type of additional review and responsibility for it shall be specified by Council during the budget process. Either Council or the DFA may require current additional financial information prior to disbursement of any funds.
9. The grant application shall include an undertaking on behalf of the requesting organization to provide an accounting for the utilization of the grant prior to the end of the fiscal year for which it was approved, and any organization that fails to file the accounting shall not be eligible for grants in subsequent years.

Criteria

10. All applications will be reviewed based on the following criteria:
 - all grants must be in compliance with section 65 of the Municipal Government Act
 - only non-profit organizations are eligible
 - the organization must be either an incorporated body, registered charity, or a sporting organization
 - the level of municipal responsibility to provide the type of service offered by the organization (i.e. people or property services) will be considered
 - preference will be given to organizations with demonstrated sound business practices
 - religious organizations and their assets are not eligible
 - a significant degree of other fund raising and fund raising efforts by the organization will be considered favourably
 - no grants will be given in response to any mass (regional, provincial or national) fund raising campaign
 - no grants will be given to organizations that grant funds to other organizations or individuals
 - no grants will be given to an organization that is not in compliance with clause 9 above

<u>Clerk's Annotation For Official Policy Book</u>	
Date of Notice to Council Members of Intent to Consider [7 days minimum] <u>April 14, 2008</u>	
Date of Passage of Current Policy: <u>May 21, 2008</u>	
I certify that this Policy was adopted by Council as indicated above.	
_____	_____ Municipal Clerk
Date	

IT WAS MOVED by Councillor K. Langille, seconded by Deputy Warden Welton that the Policy be adopted and as the deadline for applications has passed, the Policy can not be fully implemented this year, to agree to follow guidelines, conditions and criteria set out in the policy in so far as they are applicable, this year.

MOTION CARRIED #08-061

- 14.1 Fire Protection Services Policies - **IT WAS MOVED** by Deputy Warden Welton, seconded by Councillor Langille to approve the following Fire Protection Services policies:
Computer Policy; Capital Expenditure Policy; and Standardized Equipment Policy.

MOTION CARRIED #08-062

- 14.2 CREDA Business/Communications Plan - These are available to Councillors for viewing.

- 14.3 MGA Amendments - These were provided to Council for their perusal.

- 14.4 Tidnish VIC - **IT WAS MOVED** by Councillor K. Langille, seconded by Councillor G. Langille that correspondence be forwarded to the Minister of Tourism regarding the lack of funding for the Tidnish VIC and the impact this will have on Tourism in Cumberland County, copied to CNTA, MLA Murray Scott and Ernie Fage.

MOTION CARRIED #08-063

IT WAS MOVED by Councillor Reid, seconded by Councillor Read to send a letter to Minister Dooks, with copies to CNTA, and MLA Scott and Ernie Fage informing them of Council's disappointment that the communities of Joggins, Pugwash, Wallace and Tidnish did not get VIC funding for the year and that notice of non-funding came in an untimely fashion.

MOTION CARRIED #08-064

- 14.5 Tourism Business Model - The Pugwash Village Commission would appreciate any comments that Council may have.

- 14.6 Toll Highway - Council was informed that the stretch of highway from Thompson Station to Exit 11 has had no repair/remediation for 11 years.

IT WAS MOVED by Councillor Redmond, seconded by Councillor G. Langille to forward correspondence to the Honourable Murray Scott, Minister of Transportation and Infrastructure Renewal asking to revisit the contract on the toll highway so that more people may be encouraged to visit the Wentworth area and that repairs should be done to eradicate the disrepair of this stretch of highway.

MOTION CARRIED #08-065

15. Information Items - There were no information items for discussion.

16. Adjournment
The meeting adjourned at 2:55 p.m.

17. God Save the Queen

Warden

Chief Administrative Officer

Recording Secretary