

1. **Council Convenes - O Canada** – Warden Hunter called to order the January 20, 2010 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 was called by Shelley Hoeg, Executive Assistant to the CAO. All Councillors were in attendance excepting Councillor Read. Also in attendance were CAO, Rennie Bugley, and all Directors.
3. **Approval of Agenda (Additions/Deletions)** - The agenda was approved with the following additions and deletions:

Deletions: 8.2

Additions: 6.1 Employee Recognition, 6.2 2008/2009 Financial Results,
4. **Approval of Minutes**
 - 4.1 **Minutes from the December 16, 2009 Council Session** – The minutes of the December 16, 2009 Council session were approved as circulated.
5. **Business Arising from the Minutes**
 - 5.1 **Action List, December 16, 2009 Council Meeting** – There was no discussion on this item.
6. **Delegations and Presentations**
 - 6.1 **Staff Years of Service Recognition** – The Warden and CAO presented Years of Service certificates to Mr. Andrew MacDonald (20 years).
 - 6.2 **2008/2009 Financial Results** – Mr. George Jorgensen, Partner of Jorgensen & Bickerton Inc. was on hand to provide the audited 2008/2009 Financial Statement. The report will be attached and will form part of these minutes.

IT WAS MOVED by Councillor Kellegrew, seconded by Deputy Warden Gilbert to accept the 2008/2009 Audited Financial Statements as presented by George Jorgensen.

MOTION CARRIED #10-001
7. **Public Hearings**

This item was deleted.
8. **Correspondence**
 - 8.1 **Info Correspondence** – There was no discussion on this topic.
9. **Planning Issues**
 - 9.1 **Building Permit Activity** - This was provided to Council as information. Ms. Henneberry, Director of Planning and Development advised Council that this will become a monthly report. They will also start reporting Sub-Division Activity on a monthly basis as well.

IT WAS MOVED by Councillor Redmond, seconded by Deputy Warden Gilbert that Staff review the current wind turbine policies and bylaw and report back to Council with potential options for a way ahead that will address both industry and Cumberland County constituents needs.

MOTION CARRIED #10-002
10. **Strategic Planning**

This item was deleted
11. **Financial Reports/Issues**
 - 11.1 **2008/2009 Financial Results** – This item was completed under #6.2.

11.2 Records and Information Management – Provided as information.

12. **Operational Services Reports/Issues**

12.1 Maccan Pollution Abatement/Biggs Drive WWTP Upgrade –

The Steering Committee for Maccan will now meet separately from the Committee for Biggs Drive.

Mr. Streach, Public Works Supervisor advised Council that the Oversight Committee for the Biggs Drive WWTP Upgrade met on January 18, 2010 and a proposal prepared by ABL Environmental for the provision of the detailed design, tender documents and construction supervision was reviewed by the Committee. The proposal met the requirements of the Terms of Reference developed for the project.

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Reid, that Council accept ABL Environmental’s proposal for the detailed design of the Biggs Drive WWTP Upgrade in the amount of \$45,5000 plus HST as well as ABL’s proposal for the development of Standard Operating Procedures and an Emergency Contingency Plan for the upgraded facility in the amount of \$3,970 plus HST.

MOTION CARRIED #10-003

12.2 Proposed Wallace Fire Station Replacement Oversight Committee Membership –

IT WAS MOVED by Councillor Gillis, seconded by Councillor MacNutt, that the following be the members of the Wallace Fire Station Replacement Oversight Committee:

Wallace Fire Department

- a. Bruce Gullon
- b. Tom Flynn
- c. Glenn Jamieson

Staff Members of the Municipality

- a. John Fredericks
- b. Robert Streach

Elected Representative of the Municipality

- a. Councillor Ron MacNutt

MOTION CARRIED #10-004

IT WAS MOVED by Councillor MacNutt, seconded by Deputy Warden Gilbert to approve the proposed mandate of the Wallace Fire Station Replacement Oversight Committee which is as follows:

- Liaise between the Wallace Fire Department and Municipal Council regarding items of concern including making recommendations;
- Selection and recommendation of a process necessary to fulfill fruition of the project;
- Familiarization with current regulations and standards for fire hall construction;
- Development of the “Terms of Reference” for a Request for Proposals for necessary professional services and subsequent presentation to Council for consideration;
- Review and recommend professional service proponents to Municipal Council;
- Providing guidance to selected consultants throughout the project;
- Review of consultants’ reports and associated recommendations;
- Provide feedback to consultants regarding various aspects of the project;
- Oversee project progression to ensure the results will jointly serve the needs of the Community, Fire Department and Municipal Council;
- Review of financing options and funding sources and provide respective recommendations to Council;
- Liaise with the community regarding project progress and obtain feedback and concerns.

MOTION CARRIED #10-005

13. **Committee/Other Reports**

13.1 **Nominations** –

IT WAS MOVED by Councillor Kellegrew seconded by Councillor Reid that all Councillors would remain on their current committees excepting Councillor Redmond who would like to be replaced on Sunset and is to be replaced by Councillor MacNutt.

MOTION CARRIED #10-006

14. **Old Business** This item was deleted.

15. **New Business**

15.1 **Proposed Septage By-Law Amendments** – Mr. Robert Streach advised Council of the main changes to the Septage By-Law. They are as follows:

Changes to the Main By-Law :

1. Operational Manifests are no longer required
2. Auditing of information submitted on Operational Manifests is no longer required.
3. Section 12's title has changed to "Fee per Liter" now reads "Septic Waste Disposal Fees".
4. Section references have been changed as required.

Changes to Schedule A of the By-Law are as follows:

1. The fees per liter have been removed and this section has been amended to not require a fee be charged to septage disposers at this time.
2. The definition of "Service Area" has been reworded to simplify the description. The service area has not changed, just the wording.

The following are changes to Schedule B of the By-Law:

1. There are no longer weekly limitations on volumes of septage waste that can be delivered to the facility by a licensed disposer.

The following are changes to Schedule C of the By-Law:

1. The licensing application form has been reformatted.

The following are changes to Schedule D of the By-Law:

1. Schedule D has been deleted; this was the Operational Manifest template.

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Donkin to have second and final reading of the Amended Septage By-Law at the February 3, 2010, Council session.

MOTION CARRIED #10-007

15.2 **Workplace Wellness Policy** – This will be discussed at the February 3, 2010 Council Session.

15.3 **Northumberland Community Curling Club – MOU** – This was circulated to Council prior to the Council session. Council was advised that Staff had reviewed this document.

IT WAS MOVED by Councillor Gillis, seconded by Councillor Redmond to accept and execute the MOU with the NCCC as presented.

MOTION CARRIED #10-008

15.4 Haiti Disaster Relief

IT WAS MOVED by Councillor MacNutt, seconded by Councillor Redmond that the Municipality contribute \$2,000, preferably through the Red Cross or other organization and be recognized by the Government of Canada and that this be done during the CKDH telethon to take place this week.

MOTION CARRIED #10-009

15.5 Gas Price – MLA Skabar is looking for information from our Council regarding the cost differential between Nova Scotia and New Brunswick.

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Gillis to forward correspondence to the Premier and MLA Skabar supporting gas price parity for all of Nova Scotia and not just a provincial bordering area.

MOTION CARRIED #10-010

15.6 Non-Resident Vote

Following discussion on this issue:

IT WAS MOVED by Councillor MacNutt, seconded by Councillor Gillis to not allow Non-Residents to vote in Municipal elections.

MOTION CARRIED #10-011

15.7 Amherst and Area Chamber of Commerce – MOU – The Amherst & Area Chamber of Commerce have requested Council sign an MOU.

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Redmond to approve and execute the MOU with the AACC.

MOTION CARRIED #10-012

15.8 DNR - Land Leases, Hard Wood Permits

IT WAS MOVED by Councillor Reid, seconded by Councillor Kellegrew, to forward correspondence to DNR and our MLA's to request the rationale as to why DNR will no longer be issuing permits to cut hardwood after March 31, 2010 and expressing our concern regarding this.

MOTION CARRIED #10-013

IT WAS MOVED BY Councillor Reid, seconded by Deputy Warden Gilbert to forward correspondence to DNR requesting they grandfather the cottages and camps that have existed on crown land throughout Cumberland and not require them to be moved.

MOTION CARRIED #10-014

16. Information Items

16.1 An Act To Amend Chapter 140 of the Revised Statutes, 1989, the Elections Act – Provided as information.

16.2 Provincial and Local Volunteer Awards – Council was reminded to get their submissions in on time.

16.3 CHA Potential Labour Disruption – This item was deleted.

16.4 Recognition for Barry Melanson – Staff were directed to forward a letter of congratulations to Barry, thanking him for his volunteer efforts.

IT WAS MOVED by Councillor Kellegrew, seconded by Councillor Gillis, that a

letter of appreciation and congratulations be forwarded to Barry Melanson, thanking him for his volunteer efforts.

MOTION CARRIED #10-015

Councillor Kellegrew expressed his appreciation to the Westchester Fire Department and EHS for their speedy response and assistance during a recent family emergency.

17. **Adjournment**
The meeting adjourned at 2:14 p.m.
18. **God Save the Queen**

DRAFT