

**1. CALL TO ORDER****1.1 O' Canada**

Warden Al Gillis called the February 27, 2019 Council session of the Municipality of the County of Cumberland to Order at 6:45 p.m. The meeting was held in the council chambers of the E.D. Fullerton Municipal Building, Upper Nappan. O'Canada was sung.

**1.2 Roll Call**

Municipal Clerk, Brenda Moore, called the roll with the following Councillors present: Councillor Paul Porter, Deputy Warden Joe Van Vulpen, Warden Al Gillis, Councillor Lynne Welton, Councillor Barbara Palmer, Councillor Dan Rector, Councillor Ernie Gilbert, Councillor Mike McLellan, Councillor Don Fletcher, Councillor Doug Williams, and Councillor Norman Rafuse.

Absent with regrets: Councillor Marlon Chase, Councillor Maryanne Jackson, and Councillor Mike McLellan.

Staff present: Rennie Bugley, Chief Administrative Officer; Steve Ferguson, Director of Community Development; Andrew MacDonald, Director of Finance; Justin Waugh-Cress, Director of Engineering and Operations and Brenda Moore Municipal Clerk who recorded the meeting.

**2. ADMINISTRATIVE AND PROCEDURAL ISSUES****2.1 Approval of Agenda**

The agenda was approved with the following deletions and additions:

Deletions:	2.4	Facilities Review Report – Jim Campbell (moved to a public COW meeting agenda)
Additions:	6.3	Courthouse-Accessibility Renovations
	6.4	Budget Meeting Times
	6.5	Collective Bargaining
	6.6	Vacation Accruals
	6.7	High Speed Internet
	6.8	Nominations Committee Report

**2.2 Approval of Minutes of January 23, 2019 Council meeting.**

**IT WAS MOVED by Councillor Palmer seconded by Councillor Rector to approve the minutes of the January 23, 2019 Council meeting.**

**MOTION CARRIED #19-023**

**2.3 Action List(s) from the January 23, 2019 Council meeting**

There was no Action List.

**2.4 Facilities Review Report -Deleted**

This Item was moved to a Public Committee of the Whole Meeting

**2.5 Public Hearing(s)**

There were no Public Hearings for today's meeting.

**3. STRATEGIC PRIORITIES ISSUES****3.1 Program and Services Review — Solid Waste Management**

- i) Area Rate Calculations for the costs of Transfer Stations
- ii) Decision on Transfer Stations
- iii) Efficiency Study on Regional Facilities

**IT WAS MOVED by Councillor Fletcher seconded by Councillor Rector to defer the decision on operation of the three transfer stations until the Municipal Boundary Review is complete and the Nova Scotia Department of Environment Discussion Paper, Construction and Demolition Materials Management has been released.**

**MOTION CARRIED #19-024**

**3.2 Program and Services Review — Governance Questionnaire**

Municipal Affairs will be invited to attend the March 13, 2019 Council meeting to discuss the Governance Questionnaire.

- 3.3 Program and Services Review — Fire Protection Services  
A memo outlining the steps to review the Fire Protection Services was included in the package and addressed by the CAO.  
Additional questions to be answered during this review:
- What % of our budget or per capita do we spend on fire services as compared to other rural Municipalities? How do they fund it?
  - Add “and an accurate inventory” to # 8.
- 3.4 Program and Services Review — Service Centres  
A memo outlining the steps to review service centres and other municipally owned facilities was included in the package and addressed by the CAO.
- 3.5 Program and Services Review — Organizational Structure and Resources  
A memo identifying our organizational structure and resources as an important aspect of program and services review was included in the package and addressed by the CAO.
- 3.6 Program and Services Review — Police Services  
Justice has completed the Police Services Review and indicated they wish to present this report to the Councils of the Municipality and the Town of Oxford at a joint meeting on March 18, 2019 at the E.D. Fullerton Building.
- 3.7 Program and Services Review — Tax Rate Structure  
Andrew MacDonald reviewed with Council the Tax Rate Structure document included the meeting material.
- 4. MAJOR ORGANIZATIONAL ISSUES**
- 4.1 Discussion on Wheeler Report.  
Chapter 7 (well integrity) of the Report of the Independent Panel on Hydraulic Fracturing included in the meeting material was reviewed by Stephen Ferguson, Director of Community Development.
- 5. ORGANIZATIONAL POLICY/BY-LAW ISSUES**
- 5.1 Notice of Intent to Amend the Personnel Policy  
**IT WAS MOVED by Councillor Gilbert seconded by Councillor Welton to give notice that the Personnel Policy be amended to remove vacation carryover in excess of five days and the amended policy will be considered for adoption at the March 6, 2019 Council meeting.**  
**MOTION CARRIED #19-025**
- 5.2 Accrued Vacation In Excess of 5 Days Payout  
**IT WAS MOVED by Councillor Gilbert seconded by Councillor Welton to approve payout to staff of accrued vacation days in excess of five days accrual to a maximum of \$88,000.**  
**MOTION CARRIED #19-026**
- 6. BUSINESS ISSUES**
- 6.1 Adjourned Tax Sale Write off List  
IT WAS MOVED by Councillor Williams seconded by Deputy Warden to approve tax account write offs valuing \$379,996.60 as a result of properties sold at recent Tax Sales.

	Contract A&AN	District	Write off
	604854		
1.	1739638	1	\$2,397.92
	605984		
2.	2120119	2	\$4854.30
	609747		
3.	3680908	6	\$42,751.25
	624575		
4.	1107178	8	\$12,753.40
	612252		
5.	4518985	9	\$16,967.27
	607186		
6.	2639203	9	\$21,468.11
7.	603737	9	\$30,211.43

2483831				
606418				
8.	2386046	9		\$3,740.76
9.	624213 42536	11		\$37,311.60
625278				
10.	3166267	11		\$2,065.92
626234				
11.	10158338	11		\$2,130.00
624683				
12.	1550179	11		\$14,088.81
624739				
13.	1698001	11		\$19,407.09
625566				
14.	3901408	11		\$21,509.89
626020				
15.	4840887	12		\$26,374.46
624788				
16.	1755471	12		\$15,946.90
17.	624321 323985	12		\$22,122.60
626068				
18.	4992059	12		56,662.45
626023				
19.	4841026	12		\$15102.08
20.	624478 688339	12		\$14,779.86
626014				
21.	4839668	12		\$16,833.56
625878				
22.	4534948	12		\$3,010.54
Sub Total				\$352,490.24
1.	625208			\$18048.99
	3086135			
2.	624207 42404			\$3339.96
3.	624203 42482			\$3139.96
4.	625852			\$2977.45
	4519019			
5.	Sub Total			\$27506.36
6.	<b>Total</b>			<b>\$379,996.60</b>

**MOTION CARRIED #19-027**

6.2 Adjourned Tax Sale Minimum Bid  
**IT WAS MOVED by Councillor Gilbert seconded by Councillor Rector to set minimum bid of \$100 per account for the accounts that were unsuccessful at previous tax sales.**

Total	Attempts at Tax Sale	# years outstanding	Description land/bldg/lot size	Notes
70,767.89	1	6	141 JUNCTION RD, LOT 94-1 SPRINGHILL, LOUNGE	building burned in 2018, just a lot
7,265.86	1	5	28 CHAPEL ST, SPRINGHILL, LAND	former town of Springhill account previous sales attempted by the town
2,678.99	2	8	NO 242 HWY, LOT 10 RIVER HEBERT	
1,126.80	2	8	NO 242 HWY, STRATHCONA, LAND	
3,646.52	1	6	44 PLEASANT ST, SPRINGHILL, MOBILE HOME	former town of Springhill account previous sales attempted by the town
6,133.60	1	7	42 CHURCH ST, SPRINGHILL, LAND DWELLING	former town of Springhill account previous sales attempted by the town
8,054.17	2	6	3305 BARRONSFIELD RD, RIVER HEBERT, LAND DWELLING	
5,388.20	1	7	1 COWAN ST, SPRINGHILL, LAND	former town of Springhill account previous sales attempted by the town

Total	Attempts at Tax Sale	# years outstanding	Description land/bldg/lot size	Notes
6,998.54	2	6	68 GREY ST, JOGGINS, LAND	Unightly premises charge
10,013.40	2	10	7 KIMBERLY BRANCH, RIVER HEBERT, LAND DWELLING, 8,700 SQ FEET	
10,891.40	2	9	45 RICHARD RD, LOT 56 RIVER HEBERT, DWELLING	
9,249.55	2	10	141 PIT RD, JOGGINS, LAND 17,185 SQ FEET	
13,820.28	2	8	47 RICHARD RD, RIVER HEBERT, LAND, 18,090 SQ FEET	
4,980.46	1	7	10129 HIGHWAY 209, DILIGENT RIVER, LAND, 21,780 SQ FEET	
10,885.79	2	11	8183 HIGHWAY 204, BIRCHWOOD, LAND DWELLING	trailer run down
\$171,901.45				

**MOTION CARRIED #19-028**

6.3 Renovations to the Old Amherst Courthouse

**IT WAS MOVED** by Councillor Welton seconded by Councillor Fletcher that the Municipality hereby approves and consents to renovations by the Province of Nova Scotia to improve barrier free accessibility to the Amherst Supreme Court (54 Victoria Street). Namely the design and construction of an exterior ramp on the north side of the building adjacent to Victoria Park to the first level, and the construction of an elevator from the first floor to the second floor where the courtroom is located.

**MOTION CARRIED #19-018**

6.4 Budget Meeting Schedule

Council was in agreement with the proposed schedule for upcoming budget meetings as follows:

March 13, 2019	April 10, 2019	May 8, 2019
March 27, 2019	April 24, 2019	

These meetings will start at 5:00 p.m.

6.5 Collective Bargaining

**IT WAS MOVED** by Councillor Rector seconded by Councillor Rafuse to approve terms of the new collective bargaining agreement, changes from the previous agreement, which expired on October 31, 2018 and the Warden and appropriate staff be authorized to sign the new agreement on behalf of the Municipality.

These changes are as follows:

1. The term will be from November 1, 2018 to October 31, 2020. This will line up with the Municipality’s planned Compensation Review which will begin in 2020 and be completed in early 2021, in accordance with the Personnel Policy.
2. Wage rates for all members of the Union will increase by 2.4%, effective April 1, 2019.
3. Wage rates for all members of the Union will increase by the greater of 2.25% or CPI for Nova Scotia for the previous calendar year, on April 1, 2020.
4. Crossing Guards who work as Flaggers will receive a premium of \$1.00 hour while flagging (currently the premium is \$0.40, the increase will actually cost very little and will encourage more Crossing Guards to get trained as Flaggers, which could save us money)
5. We have agreed that two employees, with many years of service, who had 180 days in their sick leave banks at the time of the merger, and who still have that amount, will be allowed to use and replenish their banked time up to 180 days, and, upon retirement to receive the “benefit” provided under the last and

previous contracts. These employees are not entitled to the annual payout provided under the previous contract and our Personnel Policy.

6. We have agreed to include a definition of “on call” in the agreement, and to compensate designated employees who have “on call” responsibilities for the treatment plants and the community centre by providing additional vacation time.

**MOTION CARRIED #19-029**

- 6.6 Vacation Accruals  
Dealt With under 5.5

- 6.7 High Speed Internet  
**IT WAS MOVED** by Councillor Fletcher seconded by Councillor Porter to direct staff to draft a Memorandum of Understanding with the Municipality of Colchester to work jointly on an internet project in Cumberland/Colchester.

**MOTION CARRIED #19-030**

**IT WAS MOVED** by Deputy Warden van Vulpen seconded by Councillor Fletcher to send a formal letter under the Warden’s signature to Develop Nova Scotia requesting a 90-day extension on their pre-qualification deadline.

**MOTION CARRIED #19-031**

**IT WAS MOVED** by Councillor Welton seconded by Councillor Fletcher to re-allocate \$20,000 from the CED budget to the Internet project.

**MOTION CARRIED #19-032**

- 6.8 Nominations Committee Report  
**IT WAS MOVED** by Councillor Fletcher seconded by Councillor Williams to accept the Nominations Committee Report which contained the following Discussion Issues:

2.1 Membership of the Energy Authority Board

*Councillor Porter is unable to stay on the Energy Authority Board. It was moved by Councillor Don Fletcher seconded by Councillor Norman Rafuse to reduce the number of councillors on the Cumberland Energy Authority Board to 4. Councillor Porter and Councillor McLellan will be removed.*

**MOTION CARRIED**

2.2 The Citizens Advisory Committee for the Springhill Institution

*Councillor Williams will contact the committee and ask if they require a Councillor on the Committee.*

2.3 High Speed Internet Committee

*It was moved by Councillor Don Fletcher seconded by Councillor Palmer to have the CAO, Deputy Warden van Vulpen and Warden Gillis on the High Speed Internet Committee.*

**MOTION CARRIED**

**MOTION CARRIED #19-033**

## 7. INFORMATION ITEMS

There are no information items for today’s meeting

## 8. ADJOURNMENT

- 8.1 The Queen

The meeting was adjourned at 8:32 p.m. The Queen was sung.