

**MUNICIPAL COUNCIL
MONDAY, MARCH 5, 2012
1:30 PM**

A meeting of Municipal Council of the County of Inverness was held on Monday, March 5, 2012, at 1:30 pm at the Court House in Port Hood with the following in attendance:

Warden Duart MacAulay
Deputy Warden Susan Mallette
Councillor Gloria LeBlanc
Councillor Dwayne MacDonald
Councillor Daniel Boudreau
Councillor Jim Mustard

Staff: Joe O'Connor, CAO
Eveylena Gillis, Council Recorder

Media: Rankin MacDonald, Inverness Oran
Matt Draper, The Reporter

CALL TO ORDER

Warden Duart MacAulay called the meeting to order at 1:30 pm

APPROVAL OF MINUTES

Moved by: Councillor Jim Mustard
Seconded by: Deputy Warden Susan Mallette
Carried.

That the minutes of the February 6, 2012, Municipal Council meeting be approved excluding the motion on Page 6 - Cape Mabou Highlands - for review by Solicitor MacIsaac on motion of September 2, 2008, re Protected Areas - National Park, Creation of a Marine Park.

BUSINESS ARISING FROM MINUTES

There was no business arising from minutes.

TERMS OF REFERENCE - ENERGY ADVISORY COMMITTEE

Warden Duart MacAulay advised that the Terms of Reference for an Energy Advisory Committee were reviewed at a Policy meeting on February 21st.

Moved by: Councillor Dwayne MacDonald
Seconded by: Deputy Warden Susan Mallette
Carried.

That the Terms of Reference for the establishment of an Energy Advisory Committee be approved.

TERMS OF REFERENCE - AREA ADVISORY COMMITTEE

Warden MacAulay advised that the Terms of Reference for an Area Advisory Committee were reviewed at a Policy meeting on February 21st.

Moved by: Deputy Warden Susan Mallette
Seconded by: Councillor Dwayne MacDonald
Carried.

That the Terms of Reference for the establishment of an Area Advisory Committee be approved.

NOTICE OF MOTION

ADOPTION OF NEW POLICY

Moved by: Councillor Gloria LeBlanc
Seconded by: Deputy Warden Susan Mallette
Carried.

That Notice of Motion of the "Adoption of A New Policy" be considered for approval at the Council meeting on April 2nd.

POLICY ON HONORARIUMS FOR CITIZEN ADVISORY COMMITTEES

Moved by: Deputy Warden Susan Mallette
Seconded by: Councillor Dwayne MacDonald
Carried.

That Notice of Motion of a "Policy on Honorariums for Citizen Advisory Committees" be considered for adoption at the Council meeting on April 2nd.

MUNICIPAL TRAVEL EXPENSE POLICY

Moved by: Councillor Gloria LeBlanc
Seconded by: Deputy Warden Susan Mallette

Carried.

That Notice of Motion of a "Municipal Travel Expense Policy" be considered for adoption at the Council meeting on April 2nd.

AMENDMENT TO BUILDING PERMIT FEES STRUCTURE

Moved by: Councillor Dwayne MacDonald

Seconded by: Councillor Jim Mustard

Carried.

That Notice of Motion for an "Amendment to Building Permit Fees Structure" be considered for adoption at the Council meeting on April 2nd.

COMMITTEE REPORTS

AUDIT COMMITTEE

Moved by: Deputy Warden Susan Mallette

Seconded by: Councillor Gloria LeBlanc

Carried.

Resolved that the minutes of the Audit Committee meeting of February 21, 2012, be approved and that the recommendations made to Council therein, and the motions passed therein are hereby adopted, approved and passed by Council.

POLICY COMMITTEE

Moved by: Councillor Jim Mustard

Seconded by: Councillor Gloria LeBlanc

Carried.

Resolved that the minutes of the Policy Committee meeting of February 21, 2012, be approved and that the recommendations made to Council therein, and the motions passed therein are hereby adopted, approved and passed by Council.

Page 2 - Destination Cape Breton Marketing Levy

Warden MacAulay advised that the Marketing Levy was discussed at a Policy meeting held on February 21st and the information requested at this meeting was distributed to Council.

Warden MacAulay read a letter from Geraldine Bourgeois, Les Cabines du Portage, from Cheticamp objecting to the Marketing Levy.

FIRST READING - MARKETING LEVY BY-LAW

Moved by: Councillor Dwayne MacDonald

Seconded by: Councillor Jim Mustard

Carried.

1 Nay Vote - Councillor Daniel Boudreau

That the First Reading of the Marketing Levy By-Law for Inverness County be approved.

SECOND READING - MARKETING LEVY BY-LAW

Moved by: Councillor Dwayne MacDonald

Seconded by: Deputy Warden Susan Mallette

Carried.

1 Nay Vote - Councillor Daniel Boudreau

That the Second Reading of the Marketing Levy By-Law take place at the Council meeting on April 2nd and request a copy of the Financial Statements from Destination Cape Breton.

CORRESPONDENCE

NON OWNED AUTOMOBILE INSURANCE RESOLUTION

(See Attached Resolution)

Moved by: Councillor Dwayne MacDonald

Seconded by: Deputy Warden Susan Mallette

Carried.

That the Non Owned Automobile Insurance Resolution be approved.

SERVICE NOVA SCOTIA & MUNICIPAL RELATIONS

Correspondence was received from Service Nova Scotia & Municipal Relations with respect to the Property Tax Rebate for Seniors.

VOLUNTEER NIGHT

The Municipal Volunteer Ceremony will be held on Wednesday, April 18th at 6:30 pm at St. Peter's Parish Hall, Port Hood.

EASTERN DISTRICT PLANNING COMMISSION

Moved by: Deputy Warden Susan Mallette
Seconded by: Councillor Dwayne MacDonald
Carried.

That the Municipal appointments to the Eastern District Planning Commission be approved.

PETITIONS AND RESOLUTIONS

HYDRAULIC FRACTURING

Councillor Jim Mustard provided a proposed by-law on hydraulic fracturing. It was agreed to table this information for review by Solicitor MacIsaac.

MAPLE STREET EXTENSION

Councillor Mustard advised that there are two #23 civic addresses on Maple St. Extension. It was agreed to have Bryne Butts review.

AREA ADVISORY COMMITTEE APPLICATIONS

Councillor Mustard provided the following list of names for the Inverness Area Advisory Committee - Bill McCarthy, Joe O'Connor, Trevor MacIsaac, Julie Watson, Rankin MacDonald, Tammielee Gillis, Donalda MacDonald, Angie MacDonell, Dale MacLean, Anita MacLeod and Jim Mustard.

Moved by: Councillor Jim Mustard
Seconded by: Deputy Warden Susan Mallette
Carried.

That the members as provided by Councillor Jim Mustard for the Inverness Area Advisory Committee be approved and a letter of appreciation be forwarded to the retired board members.

NO PARKING SIGNS

Councillor Jim Mustard requested that No Parking signs be installed on Veterans Memorial Road by the Cable TV building.

REVIEW OF AREA RATE PUBLIC MEETING - INVERNESS

Councillor Jim Mustard reviewed the public meeting that was held in Inverness to discuss the proposed implementation of an area rate.

Council adjourned for a ten minute break.

Warden MacAulay called meeting back to order at 3:00 p.m.

PRESENTATION BY JOHN MALCOLM - CAPE BRETON DISTRICT HEALTH AUTHORITY

Warden MacAulay welcomed John Malcolm. Mr. Malcolm explained that 80% of the after hour surgeries at the Inverness Consolidated Memorial Hospital could have been conducted during regularly scheduled surgery hours and due to the deficit this service was removed from the hospital.

Mr. Malcolm advised that the Renal Dialysis unit will be opening soon at the ICMH and the installation of a CT scan should be announced in 2012/13.

Council expressed concern as to how the closure of the after hour surgeries at the hospital was announced with no prior consultation with hospital staff and whether there will be more services lost.

ROAD NAME CHANGE - MACGREGOR LANE

Moved by: Councillor Dwayne MacDonald
Seconded by: Deputy Warden Susan Mallette
Carried.

That Unnamed Road existing address 482 & 484 Long Stretch Road for road to be named "MacGregor Lane" be approved.

ST JOSEPH DU MOINE/GRAND ETANG WASTEWATER MANAGEMENT PROJECT

Councillor Gloria LeBlanc requested that the St. Joseph du Moine/Grand Etang Wastewater Management Project be updated.

DEPARTMENT OF TRANSPORTATION

Moved by: Councillor Gloria LeBlanc
Seconded by: Councillor Daniel Boudreau
Carried.

That correspondence be forwarded to the DOT requesting plans for spring repair work in various areas in District #2 - Portree, Big Intervale, Coady Road, East Margaree Road. Councillor Boudreau requested that repair work on Route 19 at the Doryman Tavern in Cheticamp be included in correspondence.

GLENCOE LIMESTONE

Councillor Boudreau provided information on the meeting he attended with respect to the Glencoe Limestone Deposit. The Province has identified a portion of area surrounding this deposit site as a protected area. Warden MacAulay advised that he will take this information to a Mayors and Warden meeting for discussion.

ORDER OF CANADA

Deputy Warden Susan Mallette asked that a letter of congratulations be forwarded to Joella Foulds on her appointment to the Order of Canada for her work carried out with Celtic Colours.

Council adjourned for a five minute break.

Warden MacAulay called meeting back to order at 4:30 p.m.

A motion was made by Councillor LeBlanc, seconded by Councillor Mustard that meeting adjourn to "In Camera".

A motion was made by Councillor MacDonald, seconded by Councillor Boudreau that meeting adjourn to "Open Council".

RECOMMENDATIONS OF "IN CAMERA"**ROBIN JONES & WHITMAN TENDERS**

Joe O'Connor advised that one bid was received from Ray Parsons in the amount of \$44,100. for the Robin Jones property located at 15619 Cabot Trail in Cheticamp.

Moved by: Councillor Gloria LeBlanc
Seconded by: Councillor Daniel Boudreau
Carried.

That the bid received from Ray Parsons in the amount of \$44, 100. for property located at 15619 Cabot Trail in Cheticamp (Robin Jones & Whitman property) be accepted and Solicitor MacIsaac provide a Purchase & Sale Agreement.

L'ARCHE CAPE BRETON - THE HOPE CHEST

Joe O'Connor explained that the Board of Directors of L'Arche Cape Breton are requesting that the County allow them to sell the Hope Chest Building in Mabou. The County provided a deed to L'Arche with the understanding that should they cease to use the property for its purposes it be first offered to the County.

Moved by: Deputy Warden Susan Mallette
Seconded by: Councillor Dwayne MacDonald
Carried.

That a Quit Claim Deed be issued to L'Arche Cape Breton for the Hope Chest Building property located in Mabou.

ADJOURNMENT

With no further business to discuss meeting adjourned at 4:45 p.m.

WARDEN

CLERK