

**MUNICIPAL COUNCIL MEETING
MONDAY, OCTOBER 1, 2012
1:30 PM**

A meeting of Municipal Council of the County of Inverness was held on Monday, October 1, 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 Jim Mustard
Councillor Daniel Boudreau

Staff: Joe O'Connor, CAO
Eveylena Gillis, Council Recorder
Harold MacIsaac, Solicitor
Garett Beaton, Dir/Public Works

Media: Dana MacPhail, Reporter

CALL TO ORDER

Warden Duart MacAulay called the meeting to order at 1:50 p.m.

APPROVAL OF MINUTES

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

That the minutes of the Municipal Council Meeting held on September 10, 2012, be approved.

BUSINESS ARISING FROM MINUTES

FIRST READING – FRACTURING BY-LAW

Moved by: Councillor Jim Mustard
Seconded by: Councillor Gloria LeBlanc
Carried.

**Therefore the Council of the Municipality of the County of Inverness Enacts
as follows:**

- 1) **No person, partnership, joint venture, or trust or any corporate, governmental, or quasi-governmental entity or joint venture thereof may utilize either chemical (slickwater) hydraulic fracturing, (otherwise known as High Volume Hydraulic Fracturing (HVHF) or, simply, fracking) or any pressurized technology or agent, including but not limited to liquefied hydrocarbon gases, to fracture (frack) underground rock structures as a means to explore for or extract oil or methane gas from drilled wells within the territorial jurisdiction of Municipality of the County of Inverness.**
- 2) **The Municipality of the County of Inverness may adopt policies reasonably related to implementation and enforcement of this By-Law.**
- 3) **Any violation of this By-Law is hereby declared to be a nuisance.**
- 4) **Any person, partnership, joint venture, or trust or any corporate, governmental, or quasi-governmental entity or joint venture thereof which violates this By-Law is guilty of an offence and shall be subject to a fine for each day a violation of this By-Law continues in the amount of \$10,000.**
- 5) **If any clause, sentence, section, or provision of this By-Law is determined by any court of competent jurisdiction to be invalid in any respect, each remaining clause, sentence, section and provision of this By-Law shall remain undiminished and in full force.**

It was noted that Councillor Dwayne MacDonald will support the First Reading to allow by-law to proceed to Public Hearing to hear concerns from the public.

It was the consensus of Council that the Public Hearing and Second Reading be delayed until after the Municipal Election.

MACKINNON TRUCKING

Councillor Jim Mustard reviewed the recommendations from the Inverness Area Advisory Committee with respect to the Duncan MacKinnon matter 1) Develop a light industrial park with appropriate environmental safeguards and standards; 2) Acquire land through the Dept. of Natural Resources or privately as soon as possible; 3) Proceed with enforcing by-law infraction on River St. against MacKinnon Trucking; 4) Concerns around safety of present site being used on River St. with regards to environmental damage due to possible fuel and other chemical spills.

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

That Council proceed with #3 and #4 of Inverness Area Advisory Committee recommendations and continue discussions with the Dept. of Natural Resources and Mr. MacKinnon.

Page 5 – Senior Tax Rebate – Councillor LeBlanc requested that this item be put on agenda for next Audit Committee meeting.

Page 5 – Derelict Boat – Margaree Harbour –

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

That correspondence be forwarded to the Dept. of Environment reiterating the fact that there could be an environmental danger from this boat due to the presence of fuel on the boat.

Page 3 – Surplus Property – Mabou Marina – Joe O’Connor advised that he is waiting for information from the Mabou Development Assoc. with respect to the liability issue. Mr. O’Connor will work on an agreement with all parties involved.

COMMITTEE REPORTS

AUDIT COMMITTEE

Moved by: Councillor Dwayne MacDonald
Seconded by: Councillor Gloria LeBlanc
Carried.

Resolved that the minutes of the Audit Committee meeting of September 10, 2012, be approved and that the recommendations made to Council therein, and the motions passed therein are hereby adopted, approved and passed by Council.

COMMUNITY DEVELOPMENT COMMITTEE

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

Resolved that the minutes of the Community Development Committee meeting of September 10, 2012, be approved and that the recommendations made to Council therein, and the motions passed therein are hereby adopted, approved and passed by Council.

TENDERS - ROBIN JONES PROPERTY – CHETICAMP

Joe O'Connor advised that the following two bids were received for two parcels of land in Cheticamp formerly owned by Robin Jones & Whitman – 1) Louis Lanceleve - \$10,500. for PID #50102904 and \$1200. for PID #50095975; and 2) Robert Beaudry – PID #50095975 in the amount of \$75.00.

A request was received from the Cheticamp Volunteer Fire Dept. requesting that the larger lot of land PID #50102904 be donated to the Fire Dept. for the purpose of building a new fire hall.

Moved by: Councillor Daniel Boudreau
Seconded by: Councillor Dwayne MacDonald
Carried.

That the tenders received for the Robin Jones property and the request from the Cheticamp Volunteer Fire Dept. be referred to an Audit Committee meeting.

CORRESPONDENCE**MARGAREE SALMON ASSOCIATION**

A copy of correspondence was received from the Margaree Salmon Assoc. to the Minister of Transportation asking that the Crowdis Bridge in Margaree Valley be re-opened as soon as possible.

PETITIONS AND RESOLUTIONS**MINISTER OF TRANSPORTATION – CROWDIS BRIDGE**

Moved by: Councillor Gloria LeBlanc
Seconded by: Councillor Dwayne MacDonald
Carried.

That a letter in support of the Margaree Salmon Assoc. to re-open the Crowdis Bridge in Margaree Valley be forwarded to the Minister of Transportation.

LOAN GUARANTEE – NORTH EAST MARGAREE FIRE DEPT.

Councillor Gloria LeBlanc advised that the North East Margaree Fire Dept. will be forwarding a request for a loan guarantee in the amount of \$65,000. for the purpose of purchasing a new fire truck.

It was agreed that this request when received be discussed at an Audit Committee meeting.

POLICE ADVISORY COMMITTEE PROVINCIAL REPRESENTATIVE

Councillor Gloria LeBlanc requested that a letter be forwarded to the Dept. of Justice asking that they appoint a provincial representative to the Police Advisory Committee. Councillor Dwayne MacDonald advised that he was in contact with the Dept. of Justice office and they assured him that a representative would be appointed to the Police Advisory Board.

STRAIT HIGHLANDS RDA

Councillor Jim Mustard advised that an RDA meeting is being held tomorrow and an update will be received from the consultants. Councillor Mustard will attend the meeting.

FARMERS MARKET – WORKSHOP

Discussion took place as to the County hosting a one day workshop to bring together those involved in the farmers markets throughout the County. Councillor's Mustard and MacDonald agreed to organize this event.

DEPARTMENT OF TRANSPORTATION

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

That correspondence be forwarded to the Dept. of Transportation requesting that additional funding and staff be provided to remove the overgrowth (alders) on the back roads.

Councillor Dwayne MacDonald thanked Council for the past eighteen months on Council and wished good luck to the other Council members in their election campaign.

DEPARTMENT OF TRANSPORTATION

Deputy Warden Susan Mallette requested that a letter be forwarded to the Dept. of Transportation asking that grading be carried out on the Smithville Road.

RAYLENE RANKIN-ANDERSON

Deputy Warden Susan Mallette requested that a letter of condolence be sent to the family of Raylene Rankin-Anderson.

EMPLOYMENT INSURANCE REPRESENTATIVE

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

That a representative from Service Canada be invited to attend the next Council meeting to provide information on the changes to the Employment Insurance Program.

Warden Duart MacAulay thanked Councillor Boudreau for his 28 years of service on Council representing the residents of Pleasant Bay/Meat Cove/Cheticamp and wished him good luck in the future.

Alfred Poirier, acclaimed candidate for District #1, thanked Daniel Boudreau on behalf of the residents of District #1, for his service to his district.

Councillor Boudreau thanked Council for their support over the past 28 years.

CLEAN UP WEEK

Moved by: Councillor Dwayne MacDonald
Seconded by: Councillor Jim Mustard
Carried.

That the recommendation from the Public Works Dept. for cleanup week to be held the week of October 22-October 26, be approved.

Warden MacAulay asked for permission from Council to allow for a presentation from Rolend Moeller. Council agreed.

PRESENTATION BY ROLEND MOELLER

Mr. Moeller advised Council that he lives on Portage Rd. which is an unlisted road in District #4. Mr. Moeller expressed disappointment that he pays the same taxes as other County residents but does not receive the same services.

Mr. Moeller appealed his assessment which was reduced and is requesting that the County write-off the interest. Warden MacAulay advised that this request will be discussed with staff and he will be advised of the outcome.

ADJOURNMENT

With no further business to discuss a motion was made by Councillor LeBlanc, seconded by Deputy Warden Mallette that meeting adjourn.

CLERK

WARDEN