

**MUNICIPAL COUNCIL MEETING
MONDAY, SEPTEMBER 10, 2012
1:30 PM**

A meeting of Municipal Council of the County of Inverness was held on Monday, September 10, 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

Media: Rankin MacDonald, Inverness Oran
Matt Draper, CIGO

CALL TO ORDER

Warden Duart MacAulay called the meeting to order at 1:40 p.m.

APPROVAL OF MINUTES

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

That the minutes of the Municipal Council Meeting held on July 26, 2012, be approved.

BUSINESS ARISING FROM MINUTES

FRACTURING BY-LAW

Councillor Jim Mustard advised that the proposed fracturing by-law was tabled at the July Council meeting to the September meeting. The Municipal Energy Committee discussed this by-law and John Bain and Solicitor MacIsaac had some concerns.

Council also expressed concern as to whether levying this by-law is within our jurisdiction.

It was agreed that Council meet with Harold MacIsaac, John Bain and Ian Sherman to discuss concerns.

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

That the first reading of the Fracturing By-Law be tabled until the October Council meeting.

AL MACINNIS SPORTS CENTRE

Warden MacAulay informed representatives of the Al MacInnis Sports Centre that in discussions with our Municipal Advisor, the County would have to own the asset in order to provide financing or to guarantee a loan.

Discussion followed and it was suggested that the County carry out some research with respect to the Comfit Program.

Deputy Warden Mallette will contact the Sports Centre when we receive the required information.

DUNCAN MACKINNON

Discussion followed and it was suggested that the Inverness Area Advisory Committee in their review of the Inverness Municipal Planning Strategy and Land Use By-Law make a recommendation to Council with respect to the Duncan MacKinnon issue.

COMMITTEE REPORTS

AUDIT COMMITTEE MEETINGS

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

Resolved that the minutes of the Audit Committee meetings of July 26th, August 8th and August 24th, 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: Deputy Warden Susan Mallette
Seconded by: Councillor Dwayne MacDonald

Carried.

Resolved that the minutes of the Community Development Committee meeting of July 26, 2012, be approved and that the recommendations made to Council therein, and the motions passed therein are hereby adopted, approved and passed by Council.

CORRESPONDENCE

SERVICE NOVA SCOTIA & MUNICIPAL RELATIONS – MAPLE ST. SEWER EXTENSION

Correspondence was received from Service Nova Scotia & Municipal Relations advising that the budget for 2012/13 Provincial Capital Assistance Program is now committed, therefore they are unable to fund the Maple St sewer extension project this fiscal year.

DEMOLITION OF BUILDING

Moved by: Councillor Dwayne MacDonald

Seconded by: Deputy Warden Susan Mallette

Carried.

That the recommendation from the Director of Public Works to demolish the dwelling owned by the County at 1682 Northside River Denys Rd be approved.

PORT HOOD SIDEWALK - TENDERS

Two tenders were received for the High Road sidewalks – (1) Joneljim Concrete Construction (1994) Ltd - \$288,171 plus HST and (2) J & T Van Zutphen Construction Inc. - \$279,622.53 plus HST.

Moved by: Deputy Warden Susan Mallette

Seconded by: Councillor Gloria LeBlanc

Carried.

That the tendered bid from J & T VanZutphen Const. Inc. in the amount of \$279,622.53 plus HST for the construction of the sidewalks on High Road, Port Hood be accepted.

SURPLUS PROPERTY – MABOU MARINA

Joe O'Connor advised that the Dept. of Transportation have offered the County the property where the Mabou Marina is located on.

Discussion followed and there was concern expressed as to the liability responsibility. Paul Campbell informed Council that the Mabou Development Assoc. have liability insurance on the floating docks but not on the land.

It was agreed that Mr. O'Connor review the liability insurance with the Mabou Development Assoc. and a decision will be made at the October 1st Council meeting.

UNSIGHTLY PREMISES – GERALD WYRWAS

Joe O'Connor advised that a notice was given to Mr. Wyrwas inviting him to attend the Sept. 10th Council meeting where his property will be discussed.

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

That the recommendation from the Administrator of the RCBDDPC to demolish the dwelling of Gerald Wyrwas be accepted and Mr. Wyrwas notified of this decision.

TAX WRITE-OFF

The following tax account was received from the Tax Dept. for write-off :

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

That tax account #00253545 - property of Anthony MacKinnon & Irena Schon in the amount of \$405.96 (house burnt) be approved for write-off.

L'ARCHE CAPE BRETON

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

That the commercial assessment on the Day Program Buildings at L'Arche Cape Breton be changed to residential assessment for this tax year.

PETITIONS AND RESOLUTIONS

MAPLE STREET EXTENSION

Paul Campbell provided information on the cost estimate for the sewer extension on Maple St., Inverness. It was agreed to review this proposal and submit it to the Province for inclusion in next years' budget.

STRAIT AREA TRANSIT

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

That the outstanding contribution be provided to the Strait Area Transit immediately.

TREE PORTER – GENERAL LINE ROAD

Councillor Dwayne MacDonald requested that the Dept. of Transportation be asked to remove the tree porter which is blocking the mail boxes at the end of the General Line Road.

SENIOR TAX REBATE

The senior tax rebate was discussed and it was agreed that further discussion take place at an audit meeting.

DERELICT BOAT – MARGAREE HARBOUR

Councillor Gloria LeBlanc requested that a registered letter be forwarded to Farron Fraser asking for information as to what his intention is to remove this boat.

LA COOPERATIVE DE TRANSPORT DE CHETICAMP LTE.

Councillor Gloria LeBlanc requested that a letter be forwarded to La Cooperative de Transport de Cheticamp Lte advising of the funding provided for the year 2012-2013 as well as the total funding committed from the County.

DEPARTMENT OF TRANSPORTATION – CABOT TRAIL SIGN

Councillor Gloria LeBlanc asked that the Dept of Transportation be contacted requesting better signage at the corner of the Cabot Trail and the East Margaree Road indicating which side is the Cabot Trail.

ADJOURNMENT

With no further business to discuss a motion was made by Councillor Mustard, seconded by Councillor MacDonald that meeting adjourn.

CLERK

WARDEN