

VICTORIA COUNTY MUNICIPAL COUNCIL
May 30, 2001

A meeting of Victoria County Municipal Council was held at the Court House, Baddeck, on Wednesday, May 30, 2001, beginning at 5:30 p.m. with Warden Gerald Sampson in the Chair.

Present were:

District #1 – Dan E. MacNeil
District #2 – Shane Toms
District #3 – Bruce Morrison, Deputy Warden
District #5 – Gerald Sampson, Warden
District #6 – Lawrence Barron
District #7 – Wayne Budge

Also present were:

Brian Trask, CAO
Arthur Pickup, Municipal Solicitor
Lindsay McDonald, Solicitor
Denise MacKinnon, Director of Finance
Heather MacLean, Recording Secretary

CALL TO ORDER

Warden Sampson called the meeting to order.

POLICY AND BY-LAW REVIEW

Solicitor Pickup and his associate, Lindsay MacDonald, were in attendance with regard to the Draft Policies and By-Laws for the Municipality.

Solicitor Pickup indicated that the by-laws and policies of the Municipality required updating to conform to the Municipal Government Act. A Committee, comprised of the Warden, CAO and Solicitor, met to review and come up with draft documents to be presented to Council for consideration.

Noise By-Law

Interest has been expressed on a Noise By-Law. Solicitor Pickup indicated that such a by-law is mainly for urban areas. A copy of CBRM's by-law was obtained. Solicitor Pickup indicated that a copy of this by-law and the model by-law regarding noise could be distributed to Council for review. Whether such

a by-law could be introduced for Baddeck only was discussed and the Solicitor will investigate this matter.

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Smoking By-Law

A draft generic Smoking By-Law was presented to Council. Solicitor Pickup indicated that this by-law requires a great deal of consideration and public input before it is passed. He encouraged Council to review the document and consider and discuss its implications before proceeding any further.

Council Meetings & Proceedings Policy

Solicitor Pickup reviewed the draft Council Meetings & Proceedings Policy with Council.

It was moved by Deputy Warden Morrison, seconded by Councillor Toms, that the Council Meetings & Proceedings Policy be approved as presented. Motion carried.

Expenditures Policy

The draft Expenditures Policy was reviewed.

It was moved by Councillor Barron, seconded by Councillor MacNeil, that the Expenditures Policy be accepted as presented. Motion carried.

Dangerous and Unsightly Premises Policy

The draft Dangerous and Unsightly Premises Policy was reviewed.

It was moved by Deputy Warden Morrison, seconded by Councillor Toms, that the Dangerous and Unsightly Premises Policy be approved as presented. Motion carried.

Warden and Deputy Warden Policy

The draft Warden and Deputy Warden Policy was reviewed.

Discussion took place on the terms of office of the Warden and Deputy Warden and it was indicated that Council previously passed a motion that the terms of office for both positions be two years.

It was moved by Councillor Budge, seconded by Deputy Warden Morrison, that the Warden and Deputy Warden Policy be approved with the change to indicate the terms of office for both Warden and

Deputy Warden be two years. Motion carried.

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NEIL'S HARBOUR/NEW HAVEN WATER SYSTEM

An ongoing dispute with AMEC, the engineering firm who oversaw the Neil's Harbour/New Haven Water System, was discussed. They submitted a settlement proposal to the Municipality for consideration.

It was moved by Councillor Budge, seconded by Deputy Warden Morrison, that the settlement proposal presented by AMEC not be accepted and the Solicitor be authorized to proceed to register a formal complaint against AMEC with the Association of Professional Engineers of Nova Scotia (APENS). Motion carried.

BADDECK SEWERS

Deputy Warden Morrison advised that the diversion work with regard to the Baddeck Sewer System is about to commence. It will be necessary to access the Winston Cameron property on Shore Road and Deputy Warden Morrison indicated that he would meet with Winston Cameron to discuss this matter. He will advise Council of the results of this meeting.

STRAIT-HIGHLANDS REGIONAL DEVELOPMENT AGENCY

Correspondence was received from Catherine Ann Fuller, Interim Executive Director, Strait-Highlands Regional Development Agency (SHRDA), outlining a number of questions with regard to the Municipality withdrawing its membership from the SHRDA.

It was moved by Deputy Warden Morrison, seconded by Councillor Budge, that the effective date for withdrawal from the Strait-Highlands Regional Development Agency be June 1, 2001, and Brian Trask be appointed to negotiate with the SHRDA, the terms of withdrawal to release the Municipality from further obligation with regard to the SHRDA. Motion carried.

FCM

Warden Sampson reported that the Federation of Canadian Municipalities (FCM) Conference in Banff, attended by he and Councillor Toms, was an excellent event. The one disappointment was with the accommodations booked at the Y Mountain Lodge. They had to make alternate arrangements at another facility, as the accommodations were unacceptable. Warden Sampson felt a letter should be sent to the FCM outlining the concerns. He then vacated the Chair to make a motion. Deputy Warden Morrison assumed the Chair.

It was moved by Warden Sampson, seconded by Councillor Toms, that a letter be forwarded to the FCM advising that in the future when booking accommodations in conjunction with their annual conference, that they not book anyone in a hostel such as the Y Mountain Lodge and that accommodations provided be comparable in quality for all delegates. Motion carried.

BILL NO. 54

Warden Sampson presented information regarding Bill No. 54 – District of Barrington Health Professionals Assistance Act. This is an act to authorize the Municipality of the District of Barrington to provide financial assistance to encourage health professionals to locate in the municipality.

CED COMMITTEE

Deputy Warden Morrison advised that a meeting of the Victoria County Community Economic Development Committee will be held on Monday, June 4, 2001, at 10:00 a.m. The Committee would like a Council Member from the northern area of Victoria County to serve as a member of this Committee.

Wayne Budge agreed to put his name forward as a Council representative on the CED Committee.

Discussion took place on the Development Officer position and it was agreed that this matter be referred to the CED Committee for their Monday meeting. The CED Committee will provide with a report after their meeting.

LIABILITY

Discussion took place on a project being discussed for the Baddeck Tennis Court property. This property is owned by the Baddeck Community Club, Trustees, and it was questioned whether the Municipality would provide liability coverage for this property. It was felt that the Municipality should have no involvement in this matter.

Warden Sampson advised that the District #5 Action Committee are considering assuming ownership of the old ferry dock in Big Bras d'Or and he questioned on liability insurance for same. He was advised that the organization assuming ownership could obtain liability insurance.

DISTRICT #1

Councillor MacNeil indicated that in his involvement with the MacKinnon Harbour Watershed

has been a good working relationship established with Shayne MacQuaid, Department of Fisheries and Oceans. Mr. MacQuaid was on temporary assignment to the Integrated Management Division from the Habitat Division of DFO. The DFO now want to reassign him to the Habitat Division. The organizations he is involved with wish him to remain in the Integrated Management Division.

It was moved by Councillor MacNeil, seconded by Councillor Budge, that a letter be forwarded to Neil Bellefontaine, Regional Director General, Department of Fisheries and Oceans, requesting that the Department reconsider reassigning Shayne MacQuaid to the Habitat Division and allow him to remain in the Integrated Management Division of DFO. Motion carried.

DISTRICT #2 and #3

It was moved by Deputy Warden Morrison, seconded by Councillor Toms, that \$150 be approved for the Baddeck Running Club from both the District #2 and District #3 budgets. Motion carried.

CORPORATE SERVICES COMMITTEE

A meeting of the Corporate Services Committee will be held on Monday, June 4, 2001, beginning at 3:00 p.m. The job description and budget for the Department of Recreation and Tourism will be discussed at that time.

BADDECK LANDFILL

A complaint was received concerning debris in the trees and surrounding area around the Baddeck Landfill.

NO DUMPING SIGNS

Councillor Budge indicated that "No Dumping" signs were required for areas within his district.

DERELICT VEHICLES

Councillor Budge indicated that he felt the County should take advantage of the 50% cost sharing, up to a maximum of \$25 per vehicle, through the Resource Recovery Fund Board Inc., for the removal of derelict vehicles within the County.

He indicated that he had an individual in his area who would remove vehicles in his district to the

Transfer Station, if permitted, for \$50 per vehicle. This individual may also remove the fluids from the vehicles for this price.

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It was felt that the Department of the Environment should be contacted regarding this matter, as to whether derelict vehicles can be stored at the Cape North Transfer Station and the Baddeck Landfill.

ADJOURN

There being no further business, on motion of Councillor Barron, the meeting adjourned at 8:10 p.m.