

October 25, 2012

MUNICIPAL COUNCIL

The Inaugural Session of the Municipal Council of the Municipality of the County of Colchester was held in the Courthouse, Truro, N.S. on Thursday, October 25, 2012 at 7:00 p.m.

The meeting was called to order by the Acting Chief Administrative Officer (CAO), Mr. Bruce Purchase.

Roll Call

The roll was called with the following Councillors in attendance:

Mayor Elect Bob Taylor, Chair	
Councillor-Elect Christine Blair	District #1
Councillor-Elect Bill Masters	District #2
Councillor-Elect Geoff Stewart	District #3
Councillor-Elect Mike Cooper	District #4
Councillor-Elect Lloyd Gibbs	District #5
Councillor-Elect Karen MacKenzie	District #6
Councillor-Elect Michael Gregory	District #7
Councillor-Elect Ron Cavanaugh	District #8
Councillor-Elect Doug MacInnes	District #9
Councillor-Elect Tom Taggart	District #10
Councillor-Elect Wade Parker	District #11

Recap of 2012 Municipal Election

Referring to his memorandum to Council dated October 22, 2012, the Acting CAO presented a recap of the results of the municipal election held on October 20th.

Swearing in of Mayor

The CAO administered the Oath of Allegiance and Office to Mayor Elect Bob Taylor.

Swearing in of Councillors

Mayor Taylor administered the Oath of Allegiance and Office to each of the Councillors.

Election of Deputy Mayor

Mayor Taylor called for nominations for the position of Deputy Mayor.

Councillor Taggart moved and Councillor Gibbs seconded the nomination of Councillor Masters.

Councillor Parker moved and Councillor Blair seconded the nomination of Councillor Cavanaugh.

Mayor Taylor called three times for further nominations and, on hearing none, the nominations ceased.

To verify the vote, the Acting CAO requested that Council appoint

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the Municipal Solicitor, Dennis James, as Scrutineer.

Moved by Councillor Cooper
Seconded by Councillor MacInnes

“That Council appoints the Municipal Solicitor, Dennis James, as Scrutineer to verify the vote and to assist the Acting CAO with counting the ballots.”

Motion Carried Unanimously.

Following the counting of the ballots, Councillor Masters was declared Deputy Mayor for a two-year term.

Moved by Councillor Blair
Seconded by Councillor Stewart

“That Council authorizes the Acting CAO to destroy the ballots used in the election of the Deputy Mayor.”

Motion Carried Unanimously.

**Election of Alternate
Council Committee
Chair**

Mayor Taylor called for nominations for the position of Alternate Council Committee Chair.

Deputy Mayor Masters moved and Councillor Stewart seconded the nomination of Councillor Cooper.

Councillor Taggart moved and Councillor Cavanaugh seconded the nomination of Councillor Blair.

Mayor Taylor called three times for further nominations and on hearing none, the nominations ceased.

Following the counting of the ballots, Councillor Cooper was declared Alternate Council Committee Chair for a one-year term.

Moved by Councillor Stewart
Seconded by Councillor Gibbs

“That Council authorizes the Acting CAO to destroy the ballots used in the election of the Alternate Council Committee Chair.”

Motion Carried Unanimously.

Approval of Agenda

Moved by Councillor Cooper

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Seconded by Councillor Taggart

“That the agenda for October 25, 2012 be approved with the following addition:

- add Item #13b: Fracking Fluids at Atlantic Industrial Services, Debert.”

Motion Carried Unanimously.

ACTION ITEMS

Appointment of Nominating Committee

Moved by Deputy Mayor Masters
Seconded by Councillor Taggart

“That Council appoints Mayor Taylor to the Nominating Committee and authorizes Mayor Taylor to appoint three additional Council members to the Nominating Committee.”

Motion Carried Unanimously.

Provincial Orientation Session

Moved by Councillor Taggart
Seconded by Councillor Gregory

“That Council authorizes the attendance of Councillors Stewart, Gibbs, Gregory, MacInnes and Parker, as well as the Mayor and Acting CAO, at the Provincial Orientation Session, November 15-17, 2012.”

Motion Carried Unanimously.

November Council Committee Date

Moved by Councillor Blair
Seconded by Councillor Gregory

“That Council approves the date of Tuesday, November 20, 2012 for the regular session of Council Committee.”

Motion Carried.

(Deputy Mayor Masters, Councillors Cooper, MacInnes and Taggart opposed)

Council Orientation Session

Moved by Councillor Blair
Seconded by Councillor Cavanaugh

“That Council sets the dates of December 4 and 6, 2012 for an orientation session.”

Motion Carried Unanimously.

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**Art Selection
Committee**

Councillor Blair asked Council to consider looking at the Art Purchase Policy regarding eligibility of staff and/or Council members to submit entries to the County's Annual Art Show.

Moved by Councillor Blair
Seconded by Councillor Cooper

"That staff be directed to review the Art Purchase Policy regarding eligibility of staff and/or Councillors' submissions to the Municipality of Colchester Annual Art Show."

Motion Carried Unanimously.

Moved by Councillor Cavanaugh
Seconded by Councillor Taggart

"That Councillor MacInnes be appointed to serve on the Art Selection Committee for the Municipality of the County of Colchester's Art Selection Program for 2012."

Motion Carried Unanimously.

Moved by Councillor Cavanaugh
Seconded by Deputy Mayor Masters

"That Councillor Blair be appointed to serve on the Art Selection Committee for the Municipality of the County of Colchester's Art Selection Program for 2012."

Motion Carried Unanimously.

Correspondence

ACTION

**Don Head,
Commissioner,
Correctional Services
Canada**

A letter received September 18, 2012 from **Don Head, Commissioner, Correctional Services Canada**, requesting that the week of November 18-25, 2012 be proclaimed Restorative Justice Week 2012.

Moved by Councillor Cavanaugh
Seconded by Councillor MacInnes

"That the week of November 18-25, 2012 be proclaimed Restorative Justice Week in Colchester County."

Motion Carried Unanimously.

Hilary Webb, Red Clay

An email dated October 15, 2012 from **Hilary Webb, Red Clay**

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Society Board of Directors

Society Board of Directors, regarding an application to the federal/provincial government for funding of the White Rabbit Festival.

Moved by Councillor Cooper
Seconded by Councillor Gregory

“That Council approves supporting the Red Clay Society’s application to the federal/provincial government for funding of the 2013 White Rabbit Festival through provision of in-kind services such as promotion of the event through the Municipality’s website and newsletter.”

Motion Carried Unanimously.

INFORMATION

Building Inspector

A copy of the Building Permit Statistics Report received from the **Building Inspector** for the month of September 2012. Council agreed to receive this report for information purposes.

Development Officer

A copy of the Development Activity Report received from the **Development Officer** for the month of September 2012. Council agreed to receive this report for information purposes.

INFORMATION

ITEMS

Former Salmon River Elementary School

In 2008, the Chignecto Central Regional School Board offered to transfer the now closed Salmon River Elementary School back to the County. The County had first right of refusal but opted to take back the school in 2009. At the time of the transfer, neighbouring property owners requested to buy a small portion of land to act as a buffer. Council agreed to the sale. Due to litigation from one of the property owners, the sale of this portion of land was held up but is now clear to be sold. Because of this delay, the County entered into a one-year lease plus one option year with the RCMP until May 2014.

Fracking Fluids at Atlantic Industrial Service (AIS), Debert

Mr. Ramesh Ummat, Director of Public Works, reported that since the last Council meeting in September, he has written to AIS requesting that additional information be provided to him to support their request for approval to discharge the treated fracking wastewater into the Debert sewer system. Mr. Ummat will review this information once received to determine whether or not a permit will be issued to AIS under the County’s sewer by-law. Mr.

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Ummat indicated that Nova Scotia Environment has not given permission to AIS to release these fracking fluids into the Debert sewer system and to the best of his knowledge, the fluids are currently sitting in a lagoon.

Mr. Dennis James, the Municipal Solicitor, suggested to Council that the Director of Public Works be allowed to fulfill his obligations under the existing sewer by-law regarding this application. The decision on the application will be made public with a 30-day appeal period. During this time, Council will have an opportunity to either agree or disagree with this decision.

Discussion was held on this issue with the following points being raised and motions put forward:

- lack of knowledge on process before fracking fluids arrived in Colchester County and why was Council not advised before its arrival;
- existing sewer by-law being reviewed and being brought forward to Council probably in December;
- are fluids monitored and tested before release;
- creation of a citizens' monitoring committee for the community;
- water testing at the AIS site and stormwater ditches in the area as well as air quality testing;
- random testing at end of pipes before fluids released into the sewer system; and,
- legal implications of moratorium on fracking fluids going into the sewer system.

Moved by Councillor Cavanaugh
Seconded by Deputy Mayor Masters

“That a letter be sent to Nova Scotia Environment regarding a process being implemented for monitoring air quality and run-off water from streams and ditches at the Debert Air Industrial Park.”

Motion Carried Unanimously.

Moved by Deputy Mayor Masters
Seconded by Councillor Taggart

“That Nova Scotia Environment be invited to make a presentation to Council on the fracking fluids situation and the possibility of a citizens' monitoring committee being set up in Debert.”

Motion Carried Unanimously.

Moved by Councillor Cavanaugh

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Seconded by Councillor MacInnes

“That a letter be sent to Atlantic Industrial Services Limited to determine their interest in having a citizens’ monitoring committee set up involving residents and businesses from the community of Debert.”

Motion Carried Unanimously.

Closed Session

Moved by Councillor Cavanaugh
Seconded by Councillor Blair

“That the meeting go into closed session at 8:53 p.m.”

Motion Carried Unanimously.

Moved by Deputy Mayor Masters
Seconded by Councillor Blair

“That the meeting reconvene in open session at 9:24 p.m.”

Motion Carried Unanimously.

**Memorandum of
Understanding - New
Stewiacke Library**

Moved by Deputy Mayor Masters
Seconded by Councillor Cooper

“That Council authorizes the Mayor and Acting CAO to sign the Memorandum of Understanding for the proposed new Stewiacke Library, as presented.”

Motion Carried Unanimously.

Adjournment

Moved by Councillor Gregory
Seconded by Councillor Blair

“That the meeting be adjourned at 10:05 p.m.”

Motion Carried Unanimously.

Sheila Arsenault
Recording Secretary