

**MUNICIPAL COUNCIL
Special Session
March 23, 2018
Summary of Motions**

MOTION 180323.01 Recommendation to the Parties of Valley Region Solid Waste-Resource Management Authority IMSA 1

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Minutes of the **special session of Municipal Council** held on March 23, 2018, in the Municipal Administration Building, Annapolis Royal, N.S., at 1:09 p.m.

Present: Deputy Warden Martha Roberts; Councillors John A MacDonald, Wayne Fowler, Burt McNeil, Gregory Heming, Alex Morrison, Michael J Gunn, Wendy Sheridan, and Diane LeBlanc.

Absent: Warden Timothy Habinski (other Municipal business, but phoned in), Councillor Marilyn Wilkins.

Also

Present: Chief Administrative Officer John Ferguson, Municipal Clerk Carolyn Young, and other staff members.

Purpose of Meeting

Deputy Warden Roberts advised the meeting was called to discuss several items in-camera.

In-Camera

Councillor Fowler moved, seconded by Councillor LeBlanc, that Municipal Council meet in-camera from 1:10 p.m. to 4:42 p.m. in accordance with Section 22(2)(e) contract negotiations of the *Municipal Government Act*. Motion carried unanimously.

Additions

It was moved by Councillor Morrison, seconded by Councillor LeBlanc, to add three items to the agenda: Recommendation to the Parties of Valley Region Solid Waste-Resource Management Authority Intermunicipal Service Agreement (IMSA), Valley Region Solid Waste-Resource Management Authority Management Team, and American Musical Theatre Academy. Motion carried unanimously.

Re: Recommendation to the Parties of Valley Region Solid Waste-Resource Management Authority Intermunicipal Service Agreement (IMSA)

MOTION 180323.01 Recommendation to the Parties of Valley Region Solid Waste-Resource Management Authority IMSA

Whereas the Municipality of the County of Annapolis (County) intends to work cooperatively with the municipal parties that entered the Inter-Municipal Service Agreement (IMSA) which created the Valley Region Solid Waste-Resource Management Authority (Authority) pursuant to *section 60* of the *Nova Scotia Municipal Government Act*;

And whereas section 5 (decisions) of the IMSA defines the power of the municipal parties to approve a budget for the Authority;

And whereas the Authority shall in no case expend funds in excess of amounts approved in the budget by the municipal parties pursuant to section 23 of the IMSA;

And whereas several long-term commitments to expend money beyond the current fiscal year related to contracts approved by the Authority have not received approval of the Municipal Parties pursuant to section 5 of the IMSA and section 88(4) of the *Municipal Government Act*;

And whereas the County requires time to review contracts before approving commitments to expend millions of dollars beyond the current fiscal year, and several contracts were provided by the Authority no earlier than on March 20, 2018 and with only four working days prior to the fiscal year-end;

It was moved by Councillor Morrison, seconded by Councillor MacDonald, that Parties to the agreement;

1. Defer a decision on Commitment Approval Resolutions to expend money beyond the current fiscal year until their respective May 2018 Council meetings, or until an audit (specified audit procedure) including a thorough review of contracts is completed. No **funds shall be expended on any contract until Commitment Resolutions are properly approved in accordance with section 88(4) of the Nova Scotia Municipal Government Act.**

And subsequently, if recommendation 1 is supported by the municipal parties;

2. Authorize a temporary budget of three months not to extend beyond June 30, 2018, based on the **first quarter** amounts approved in 2016-17 budget, and subject to the following conditions:
 - i. That the audit (specified audit procedure) be completed prior to the adoption of the 2018-19 budget;
 - ii. Consistent with all other parts of this resolution, no new expenses be approved or incurred.
 - iii. That no surplus funds be spent. All surpluses must be disclosed and returned to the municipal parties.
 - iv. That the hiring of the general manager position, or any vacant position, be postponed at least until the audit is fully complete.
3. If, after due consideration, the majority of the municipal parties choose not to support recommendations 1 and 2, in accordance with section 5 of the IMSA the County will, with respect, submit its one year notice to all municipal parties to withdraw from the IMSA pursuant to section 31(1) of the IMSA and subsequently will approve commitments for the Chester tipping fees and host fees for 2018-19 only.

Motion carried unanimously.

Re: Valley Region Waste-Resource Management Authority - Management Team

The intent of a management team is to have 3 CAO's put in place to help guide the audit process, with the Acting General Manager returning to his former position.

MOTION 180323.02 Valley Region Waste-Resource Management Authority - Management Team

It was moved by Councillor Morrison, seconded by Councillor McNeil, that if a Management Team is put in place, to endorse CAO John Ferguson to participate on it. Motion carried unanimously.

Re: American Musical Theatre Academy – the Annapolis Basin Conference Centre sent a request for Municipal Council to write a letter of invitation to invite a group of children from a drama school in Nigeria to participate in the American Music Academy session being conducted at ABCC in the summer of 2018.

MOTION 180323.03 American Musical Theatre Academy – Letter of Invitation

Councillor Morrison moved, seconded by Councillor Heming, that Municipal Council send a letter of invitation to the appropriate drama school in Nigeria, inviting the school to send students to the American Music Academy session being conducted at the Annapolis Basin Conference Centre, Cornwallis Park, in the summer of 2018. Motion carried unanimously.

Adjournment

Upon motion of Councillors Morrison and Sheridan, the meeting adjourned at 4:52 p.m.