

## 1. CALL TO ORDER

1.1 O' Canada

Warden Al Gillis called the May 24, 2017 Special Council session of the Municipality of the County of Cumberland to Order at 6:00 p.m. The meeting was held in Council Chambers of the E.D. Fullerton Municipal Building. O'Canada was sung.

1.2 Roll Call

Finance Administrative Assistant, Kellie Seaman, called the roll with the following Councillors present: Councillor Paul Porter, Councillor Marlon Chase, Councillor Joe van Vulpen, Warden Al Gillis, Councillor Lynne Welton, Councillor Barbara Palmer, Councillor Dan Rector, Councillor Ernie Gilbert, Councillor Mike McLellan, Deputy Warden Don Fletcher, Councillor Maryanne Jackson, and Councillor Norman Rafuse

Staff present: Rennie Bugley, CAO; Steve Ferguson, Director of Community Development; Andrew MacDonald, Director of Finance; Justin Waugh-Cress, Director of Engineering and Operations; Deana Pike, Manager of Financial Services; Allie MacLean, Strategic Officer and Community Engagement; Melanie Prendergast; Community Development Administrative Assistant; Ron Dauphinee, Municipal Advisor; Kellie Seaman, Finance Administrative Assistant who recorded the meeting.

## 2. ADMINISTRATIVE AND PROCEDURAL ISSUES

2.1 The agenda was approved with no additions.

2.2 Approval of Minutes

There were no previous minutes to approve.

2.3 Business Arising

There was no business arising document to review

2.4 Delegations, Presentations, Petitions, Proclamations

There were no delegations, presentations, petitions or proclamations made.

2.5 Public Hearings

There were no public hearings.

## 3. STRATEGIC PRIORITIES ISSUES

3.1 There were no strategic priorities issued.

## 4. MAJOR ORGANIZATIONAL ISSUES

4.1 **Resolutions to Solid Waste Inter-municipal Agreement**

All units met to discuss the inter-municipal agreement. A document was distributed to Council including information about this agreement. Council discussed the document and possible motions.

**IT WAS MOVED by Councillor van Vulpen and seconded by Councillor Rafuse that Council approve for immediate implementation, the changes to the CJSMA inter-Municipal Services Agreement included in the attached document: Amendment to Inter-Municipal Services Agreement Cumberland Joint Services Management Authority.**

**MOTION CARRIED #17-235**

**IT WAS MOVED by Councillor van Vulpen and seconded by Councillor Jackson to that Council resolve to direct the CAO to initiate a review of the CJSMA inter-Municipal Services Agreement with his counterparts in the other municipalities participating in the Cumberland Joint Services Management Authority over the next 12 months. The scope of the review should include a modernization of the agreement, the negotiation of a dispute resolution mechanism, an emergency budget provision for the CJSMA, and a provision for the automatic renegotiation of the agreement should participation change. Council also resolves to reaffirm the fact that the CAO or a designate is entitled to attend all Board meetings as a non-voting member and participate in discussions.**

**MOTION CARRIED #17-236**

## 5. ORGANIZATIONAL POLICY/BY-LAW ISSUES

5.1 There were no organizational policy/by-law issues.

## 6. BUSINESS ISSUES

6.1 There were no business issues.

7. **INFORMATION ITEMS**

There are no Information items for this meeting.

8. **ADJOURNMENT**8.1 The Queen

The meeting was adjourned at 6:25 p.m. The Queen was sung.

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Warden Alison Gillis

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Municipal Clerk Brenda Moore

## Attachment 1 as referenced in Motion #17-235:

### Amendment to Inter-Municipal Services Agreement Cumberland Joint Services Management Authority

**THIS AMENDMENT SERVICES AGREEMENT** is made this \_\_\_\_ day of \_\_\_\_, 2017.

**AMONG:** The **TOWN OF AMHERST**, a municipality pursuant to the Municipal Government Act of Nova Scotia;

- and -

-

The **MUNICIPALITY OF THE COUNTY OF CUMBERLAND**, a municipality pursuant to the Municipal Government Act of Nova Scotia;

- and -

-

The **TOWN OF OXFORD**, a municipality pursuant to the Municipal Government Act of Nova Scotia;

#### RECITALS

**WHEREAS** by motions of the Councils of the Town of Amherst, the Town of Oxford, and the Municipality of the County of Cumberland brought forward at the meetings of April 23<sup>rd</sup>, April 23<sup>rd</sup>, and April 24<sup>th</sup> respectively, the aforementioned municipalities have voted to amend sections (1), (4), (6) and other sections, as necessary, of the Inter-Municipal Services Agreement of the Cumberland Joint Services Management Authority dated the 7<sup>th</sup> day of October, 1997; as amended on August 15, 2000, May 6, 2006 and February 1, 2013.

**AND WHEREAS** the parties agree and acknowledge that this amendment is for the purposes of revising the composition of the Board of the Committee and eliminating the special resolution process.

**AND WHEREAS** the parties have agreed that, notwithstanding section 11.3 of the Intermunicipal Agreement, in the interest of expediency, cooperation and consistency, these changes are best initiated and approved by the aforementioned Municipal Councils.

**NOW THEREFORE** the parties agree as follows:

1. Section 1 of the inter-Municipal Services Agreement Cumberland Joint Services Management Authority made the 7<sup>th</sup> day of October, 1997, among the all of the parties hereto is hereby amended as follows:

“Special resolution” be struck from the Agreement.

2. Section 4(1) of the inter-Municipal Services Agreement Cumberland Joint Services Management Authority made the 7<sup>th</sup> day of October, 1997, among the all of the parties hereto is hereby amended as follows:

4(1)(a) The committee is made up of 6 members, each with 1 vote. Each Council shall appoint members, at their discretion, to be that participating unit’s members of the committee as follows:

- County of Cumberland (3);
- Town of Amherst (2);
- Town of Oxford (1)

(b) At least one of the members appointed by each of the participating units shall be an elected member of Council of the Municipality and this includes a Mayor or Warden

3. Section 4(5) of the inter-Municipal Services Agreement Cumberland Joint Services Management Authority made the 7th day of October, 1997, among the all of the parties hereto is hereby amended as follows:

4(5) Decisions of the Board are made by simple majority vote. Tie votes are lost.

4. Section 6 of the inter-Municipal Services Agreement Cumberland Joint Services Management Authority made the 7th day of October, 1997, among the all of the parties hereto is hereby amended as follows:

Section 6: Special Resolution be struck from the Agreement

5. All sections of the inter-Municipal Services Agreement Cumberland Joint Services Management Authority made the 7th day of October, 1997, among the all of the parties hereto is hereby amended as follows:

(a) "Special Resolution" be replaced with: "a majority vote of the Board"

**SIGNED, SEALED, AND DELIVERED**

**In the Presence of:**

_____	)	<b>TOWN OF AMHERST</b>
	)	
	)	Per: _____
	)	
_____	)	Per: _____
	)	<b>MUNICIPALITY OF THE COUNTY OF CUMBERLAND</b>
	)	
	)	Per: _____
	)	
_____	)	Per: _____
	)	<b>TOWN OF OXFORD</b>
	)	
	)	Per: _____
_____	)	Per: _____