

CAPE BRETON REGIONAL MUNICIPALITY
Council Meeting – Minutes

**Tuesday,
May 24, 2022
9:33 a.m.
Council Chambers
2nd Floor, City Hall
320 Esplanade, Sydney, NS**

Mayor Amanda M. McDougall called the meeting to order.

Council: Mayor Amanda M. McDougall
Councillor Gordon MacDonald
Deputy Mayor Earlene MacMullin
Councillor Cyril MacDonald
Councillor Steve Gillespie
Councillor Eldon MacDonald
Councillor Steve Parsons
Councillor James Edwards
Councillor Ken Tracey
Councillor Darren Bruckschwaiger
Councillor Lorne Green

Staff: Marie Walsh, Chief Administrative Officer
John MacKinnon, Deputy Chief Administrative Officer
Jennifer Campbell, Chief Financial Officer
Deborah Campbell Ryan, Municipal Clerk
Demetri Kachafanas, QC, Regional Solicitor
Paul MacDonald, Manager of Facilities
Sheila Kolanko, Property Manager
Karen Neville, Senior Planner/Heritage Officer
Kristen Knudskov, Planner
Tanya Johnson-MacVicar, L'nu Advisor
Sharon MacSween, Senior Administrative Assistant
Angela Ross, Recording Secretary

Absent: Councillor Glenn Paruch (Regrets)
Councillor Darren O'Quinn (Regrets)

Summary of Decisions

Land Acknowledgement

Roll Call

O' Canada

1. APPROVAL OF AGENDA:

Motion to approve the May 24, 2022, Council Agenda as circulated. **Carried.**

2. RESOLUTION:

2.1 Call to Repeal Scalping Proclamation of 1794:

Motion that Mayor Amanda M. McDougall, with the support of CBRM Council, send communication to the Governor General of Canada requesting that her office begin the process of having the Scalping Proclamation of 1794 removed from all legislative records in Canada. **Carried.**

3. PRESENTATION:

3.1 Destination Cape Breton Strategy 2022-23:

A presentation was provided on the Destination Cape Breton Strategy.

For Information Only.

4. PLANNING ISSUES:

4.1 Municipal Planning Strategy Request – Dwayne Fudge:

Motion to approve option 3, to proceed with a Public Participation Program; and that staff be directed to frame the Public Participation Program to obtain input on policy options regarding the KBC Zone, setback requirements, and definitions regarding the application by Dwayne Fudge to allow motorcycle inspection and repair at 1526 Keltic Drive, Leitches Creek. **Carried.**

Continued...

Summary of Decisions (Cont'd):

5. CORPORATE SERVICES ISSUES:

5.1 Surplus School Properties:

Motion that staff be directed to sell all 3 properties, namely the former East Bay, Bridgeport, and Portage Schools, by Public Tender with the appraised values as a reference point and sold “as is where is” to the highest bidder. **Carried.**

5.2 Membership Survey to Support the Service Exchange Renegotiation and MGA Review Committee:

It was **agreed** that the CAO’s Office would reach out in regards to the availability of Council and to schedule a focus group session to complete the survey.

For Information Only.

6. COUNCILLOR AGENDA REQUEST:

6.1 Centre 200:

Motion that staff be directed to provide an Issue Paper outlining the pros and cons of selling Centre 200 as a going concern, and to include all financial implications of a sale including, but not limited to, the latest appraised value of the Centre, cost saving to the municipality, employee displacement costs, projected property tax revenue, benefits and liabilities to CBRM to keep and / or to sell. **Carried.**

7. COMMITTEE REPORTS:

N/A

8. Review of Action Items from this Meeting:

Mayor Amanda M. McDougall reviewed action items from the meeting.

Land Acknowledgement

Roll Call

O' Canada

1. APPROVAL OF AGENDA:

Motion:

Moved by Councillor Green, seconded by Councillor Tracey, to approve the May 24, 2022, Council Agenda as circulated.

Motion Carried.

The Mayor noted that the Transit Presentation has been moved to the next meeting due to staff availability.

2. RESOLUTION:

2.1 Call to Repeal Scalping Proclamation of 1794:

Motion:

Moved by Mayor Amanda M. McDougall, seconded by Councillor Gillespie, that Mayor Amanda M. McDougall, with the support of CBRM Council, send communication to the Governor General of Canada requesting that her office begin the process of having the Scalping Proclamation of 1794 removed from all legislative records in Canada.

Motion Carried.

Mayor McDougall clarified that the repeal of the legislation is required at the Monarchy level as this Proclamation came into effect prior to Confederation and is British Law. The Mayor advised that Council would be copied on the correspondence to the Governor General.

3. PRESENTATION:

3.1 Destination Cape Breton Strategy 2022-23:

Terry Smith, Chief Executive Officer of Destination Cape Breton, provided a presentation on the Destination Cape Breton Strategy for 2022-23.

Following the presentation, Councillors discussed the information provided and thanked Terry Smith for providing the update.

For Information Only.

Continued...

4. PLANNING ISSUES:

4.1 Municipal Planning Strategy Request – Dwayne Fudge:

Kristen Knudskov, Planner, reviewed the updated Report in the agenda package and as requested at the Council meeting on April 26, 2022, provided additional information and outlined three options for Council consideration. Staff recommended that the application be considered as a part of CBRM Forward. However, if Council wished to continue to consider the application, staff recommended that the Public Participation Program, Option 3, should include exploring Option B regarding setback requirements.

During discussion, the process and involvement of the Utility and Review Board was provided. It was clarified that CBRM could approve a permit for the property that was not subject of discussion/application. Councillors clarified that the applicant indicated the Province would not issue a permit for operation at the location CBRM could approve a permit.

Motion:

Moved by Councillor Cyril MacDonald, seconded by Councillor Green, to approve option 3, to proceed with a Public Participation Program; and that staff be directed to frame the Public Participation Program to obtain input on policy options regarding the KBC Zone, setback requirements, and definitions regarding the application by Dwayne Fudge to allow motorcycle inspection and repair at 1526 Keltic Drive, Leitches Creek.

Motion Carried.

5. CORPORATE SERVICES ISSUES:

5.1 Surplus School Properties:

Councillor Parsons declared a conflict of interest and removed himself from discussion and the vote.

Sheila Kolanko, Property Manager, reviewed the Issue Paper in the agenda and recommended Council approve a motion to direct staff to sell all 3 properties by Public Tender with the appraised values as a reference point and sold “as is where is” to the highest bidder.

Motion:

Moved by Deputy Mayor MacMullin, seconded by Councillor Cyril MacDonald, that staff be directed to sell all 3 properties, namely the former East Bay, Bridgeport, and Portage Schools, by Public Tender with the appraised values as a reference point and sold “as is where is” to the highest bidder.

Motion Carried.

CORPORATE SERVICES ISSUES (Cont'd):

5.2 Membership Survey to Support the Service Exchange Renegotiation and MGA Review Committee:

Marie Walsh, Chief Administrative Officer, provided information on the NSFM Membership Survey to support the Service Exchange and suggested a workshop be scheduled for Council to complete the survey with staff available to provide support.

It was **agreed** that the CAO's Office would reach out in regards to the availability of Council and to schedule a focus group session to complete the survey.

For Information Only.

6. COUNCILLOR AGENDA REQUEST:

6.1 Centre 200:

Councillor James Edwards reviewed his agenda request in the agenda package and requested a staff Issue Paper outlining the pros and cons of selling Centre 200.

Motion:

Moved by Councillor Edwards, seconded by Councillor Parsons, that staff be directed to provide an Issue Paper outlining the pros and cons of selling Centre 200 as a going concern, and to include all financial implications of a sale including, but not limited to, the latest appraised value of the Centre, cost saving to the municipality, employee displacement costs, projected property tax revenue, benefits and liabilities to CBRM to keep and / or to sell.

Discussion:

During Council discussion, it was asked that the naming rights be included in the Issue Paper.

In response to a question regarding the timeline and who will prepare the Issue Paper, the Chief Administrative Officer advised that the process is underway to hire a new Director responsible for Buildings and Facilities and that person will be involved, therefore the Issue Paper will not be brought back to Council until the fall.

Motion Carried.

7. COMMITTEE REPORTS:

N/A

8. Review of Action Items from this Meeting:

At the conclusion of the meeting, Mayor McDougall noted the following items would be addressed:

1. Reach out to Council regarding a focus group around the NSFAM Membership Survey to Support the Service Exchange Renegotiation and MGA Review Committee
2. Conversation regarding labour market shortages and how CBRM Council can help facilitate the conversation around international students and expanding the 20 hours per week allocation under their student Visas.
3. Research on Airbnbs and comparison to PEI and their bylaws, policies, and regulations.

Mayor McDougall noted that there will be a blanket exercise at the Federation of Canadian Municipalities (FCM) conference and recommended Councillors sign up to attend.

Meeting adjourned at 11:40 p.m.

Mayor Amanda M. McDougall

Deborah Campbell Ryan
Municipal Clerk

/acr