

**LEGISLATIVE ASSEMBLY OF THE
NORTHWEST TERRITORIES
10TH ASSEMBLY, 7TH SESSION**

TABLED DOCUMENT NO. 14-86(1)

TABLED ON FEBRUARY 17, 1986

BEAUFORT/DELTA REGIONAL CONFERENCE
JANUARY 14 - 16, 1986
RESOLUTIONS

1. Be it resolved that the community council delegates who are sent to represent their community at future Beaufort/Delta conferences, and who do not attend the meetings be reprimanded in some way by their respective councils.
2. Be it resolved that the Beaufort/Delta community councils provide continuity in the selection of their delegates to the Beaufort/Delta Conference.
3. Be it resolved that the Department of Education designate the study of the condition of the Mangilaluk School in Tuktoyaktuk a high priority; and report the results of this study to the Beaufort/Delta Conference group, and to the Hamlet of Tuktoyaktuk, as soon as possible.
4. Be it resolved that the Department of Public Works & Highways re-examine the feasibility of constructing a bridge at the Peel River crossing of the Dempster Highway; and be it further resolved that, in the interim, the ferry crossing at the Peel River be upgraded.
5. Be it resolved that letters be sent from the Beaufort/Delta Conference Group to the two MLA's from the region who did not attend this regional conference, reminding them that this is an important forum for community concerns; and be it further resolved that letters of appreciation be sent to the two MLA's who did attend the conference.
6. Be it resolved that a review be conducted, as quickly as possible of the grant structure for homeownership (HAP) units, in order to ensure that the available grants will reflect the needs and aspirations of the applicants to this program, and, be it further resolved that a greater selection of designs be available from the HAP program. Furthermore, be it resolved that the NWTHC make every effort to obtain the necessary labour funding for the HAP units from CMHC.
7. Be it resolved that representatives from the local Municipal/Band Councils and the Housing association serve as the selection committee for the allocation of HAP units for their respective communities.
8. Be it resolved that contractors building or renovating public housing units for the NWTHC be required to provide the Housing Corporation with a two year warranty on the housing units built or renovated.
9. Be it resolved that the Department of Social Services investigate the need for a level 2 and level 3 senior citizens' facility in the community of Fort McPherson.
10. Be it resolved that the Department of Social Services become more involved in the care of the tenants in the Senior Citizen's residence in Fort McPherson.
11. Be it resolved that the Territorial Government segregate the profits derived from the Territorial liquor system into a special fund; that these funds no longer be considered as general revenue, and that these funds be used for the establishment of a better alcohol rehabilitation program throughout the NWT.

12. Be it resolved that this conference is not satisfied with the manner in which liquor inspections are conducted in the licensed outlets in Inuvik, as evidenced by recent liquor related suicides in the Delta area; and further we request that a properly qualified, full time liquor inspector be appointed in this community to ensure proper conformity with the applicable rules and regulations.
13. Be it resolved that the RCMP step up patrols of the Dempster Highway, in order to curtail the shipment of large quantities of liquor into the communities.
14. Be it resolved that the GNWT establish a regional correction centre in the Beaufort/Delta area as soon as possible.
15. Be it resolved that this conference support the establishment of the NCPC head office in the Town of Inuvik, and that the Stringer Hall facility be dedicated to NCPC as a future office building.
16. Be it resolved that this conference express dissatisfaction with the calibre of legal aid provided to Beaufort/Delta communities, and therefore requests that Legal Services investigate this complaint, and appoint proper and competent legal counsel to the legal aid lawyer position.
17. Be it resolved that Legal Services move immediately to appoint a Territorial Court Judge to be resident in Inuvik, and resolve the matter of the termination of their lease in their present premises.
18. Be it resolved that the community of Fort McPherson obtain an additional teaching position in order to extend the present curriculum to include Grade ten.
19. Be it resolved that the GNWT's Department of Personnel provide to the elected Councils in the Beaufort/Delta area a list of its senior employees with a summary of the appointed positions and duties; and that this list be updated every six months.
20. Be it resolved that the Department of Education upgrade the Regional Media Resource Centre to a standard where production facilities are available.
21. Be it resolved that communities have more input into the design of public housing units.
22. Be it resolved that an investigation of the sewage disposal facilities, and the design of the sewage disposal tanks be conducted, and a solution sought to immediately rectify this health hazard in the community of Tuktoyaktuk.
23. Be it resolved that funding be obtained to explore the options available to establish a regional council/regional government system for the Beaufort/Delta area; and be it further resolved that the three main groups involved - COPE, Mackenzie Delta Regional Council, and the region's municipalities meet to further explore the options available, and to attempt to arrive at a mutually acceptable form of regional government, and that this work be carried out after an Executive Director has been hired.

24. WHEREAS the current situation in municipal liability insurance (dramatic increases in insurance costs, increasing deductibles, reduced coverage and restricted availability of insurance carriers) can be traced to court decisions that have expanded the areas of municipal liability and amount of liability awards;

AND WHEREAS the only effective way to deal with this situation is to limit the liability of public bodies such as municipalities to reasonable and socially accepted standards;

THEREFORE BE IT RESOLVED that the GNWT be urgently requested to provide local government and its taxpayers protection in the following circumstances:

1. protection for local government officers and employees from liability when providing information in good faith and without negligence; (without such protection local government and its officials will be constrained from becoming active facilitators of economic development).
2. protection from liability regarding the enforcement of bylaws or regulations, the provision of inspections or the granting of approvals; (without such protection local government may be forced to consider the withdrawal of such services - to the overall public detriment).
3. providing that elected officials can be indemnified when joined in actions against local government and that its officers and employees are not personally liable for performance of their responsibilities in good faith; (such basic protection is essential if effected officials and their staff are to continue to act on behalf of their corporations).
4. protection of local government from liability except for negligence particularly in cases of nuisance damages arising from public works; (in works and services, local government should not be held responsible for circumstances beyond its control).
5. reasonable limitation periods for claims against a local government and its official and servants.
6. providing that local government can file against the title in conjunction with enforcing its bylaws; (and thereby allow local government to inform future owners of a situation such as the failure of a previous owner to take corrective actions for which the local government cannot be held responsible).
7. providing no cause for action against a local government for subrogated claims by an insurer; (the net effect of which would simply be that an insurer would honour its claims for which premiums were paid by an owner and would not have grounds to recover damages from local government, such is the case of a sewer backup where "nuisance" was the only grounds of recovery).
8. legislative control of contingency fees payable in suits against a public body; (which, based on experience elsewhere, indicates that such limitations will diminish the view of local government as a "deep pocket" litigant that has the resources to pay ever increasing amounts of damage).

AND FURTHER BE IT RESOLVED that this Conference request each member municipality to support through individual actions the necessary actions to make the legislators aware of the severity of the situation and of the urgent need for the legislation action.