

**Subject: Mayor's statement re Canlan Monday, March 10/03**

**Date:** Tue, 11 Mar 2003 13:53:21 -0800

**From:** "Ernie Crist" <ernie\_crist@dnv.org>

**To:** "FONVCA (E-mail)" <fonvca@fonvca.org>

**CC:** <cagebc@yahoo.com>

A MESSAGE FROM ERNIE CRIST

Concerning Canlan the Mayor made the following public announcement last night.

"Articles have appeared in the February 27 and March 6 editions of the Outlook newspaper regarding an agreement the District entered into with Canlan Investment Corp. in February of 1998 which resulted in the provision of a new ice facility in the Seymour area. The issue has been raised by a few residents as to whether Council's authorization and approval of the Canlan Management Agreement was valid under the Municipal Act in place at that time.

As a member of the Council who voted for this agreement in 1998, I believe Council did so on the basis of written legal advice from the law firm, Bull Housser & Tupper, that was acting for the District at that time and that the District had authority to enter into the agreement.

In light of the recent concerns that have been raised by a few residents, the matter has been referred to our current solicitors, Lidstone, Young, Anderson for a detailed review of the documents relating to this matter and provision of a comprehensive legal opinion which I would expect to receive shortly. In light of some of the comments that have been made by members of the public verbally and through the media, Council has been advised by our solicitors to make no further statements until we receive our current solicitor's opinion on the matter."

