

# The Municipality of the District of **BARRINGTON**

Minutes of the regular meeting of the Barrington Municipal Council, held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Wednesday, March 8, 2000.

The meeting was called to order by the Warden at 7:00 p.m., with the following members present:

- Warden Sterling Belliveau
- Deputy Warden Fred Bower
- Councillor Angus Atkinson
- Councillor Eddie Nickerson (7:05 p.m.)
- Councillor Wayne Smith
- Councillor Steven Stoddart (8:22 p.m.)
- Councillor Tina Wickens
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

The Warden reported that Councillor Stoddart would be late due to work commitments.

## ADDITIONS TO AGENDA

- Organic Waste Collection Program
- Bus stop safety
- Presentation by Edward Allen Re: Child Pornography Legislation (7:15 p.m.)
- Curling Club Proposal
- Additions to agenda
- Letters from Ken Anthony
- Presentation by Mr. David Eldridge Re: Assistant Building Inspector
- Long-term nursing care facility

## APPROVAL OF AGENDA

Moved by F. Bower and seconded by W. Smith that the agenda be approved as amended.

Motion carried.

## APPROVAL OF MINUTES

Moved by W. Smith and seconded by A. Atkinson that minutes of the meetings held February 23, 2000 and March 2, 2000, be approved as circulated.

Motion carried.

## PROCLAMATION

The Warden reported that a letter has been received from the Federation of Canadian Municipalities requesting Council to proclaim March 21st as the International Day for the Elimination of Racial Discrimination.

There being no objection to the proclamation, the Warden officially declared March 21st as the International Day for the Elimination of Racial Discrimination in the Municipality of Barrington.

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## CHILD PORNOGRAPHY LEGISLATION

Mr. Edward Allen appeared before the meeting and advised that his local church, as well as the Department of Community Services, have concerns regarding child pornography and child abuse. He requested that Council write a letter to our MP requesting action be taken to ban child pornography throughout Canada.

Moved by W. Smith and seconded by A. Atkinson that a letter be sent to MP Gerald Keddy, asking him to encourage Criminal Code Legislation to ban child pornography throughout Canada and a copy of this letter is to be sent to the Minister of Justice.

Motion carried.

## CORRESPONDENCE

### Two (2) Plate License System

As a result of the request for support for a dual license plate system. Letters have been received from the County of Inverness, the Town of Bridgetown, the Town of Trenton, the Town of Parrsboro and the Municipality of Cumberland, all supporting the dual license plate system.

A letter has also been received from the Region of Queens Municipality, which advised that their Council does not believe the solution to the problem is in re-instituting the two (2) license plate system as a result of lobbying of Municipal Governments. They believe that if there is a problem, then the South West Regional School Board has a responsibility to take the appropriate action, including educating the public in the hazards and lobbying the RCMP for an increased presence and enforcement during the noted times.

### Physician Recruitment

It was reported that an invitation has been received from Pat Nickerson, Warden of the Municipality of Shelburne, inviting a representative of the Municipal Council to attend a meeting to be held on March 14, 2000, at 7:00 p.m., at Roseway Hospital, to deal with Physician recruitment.

Moved by T. Wickens and seconded by W. Smith that the Warden attend the meeting on behalf

of the Municipal Council and that Councillor Smith be designated the alternate.

Motion carried.

#### Senior's Garden Party

The Clerk reported that a letter has been received from the Town of Clark's Harbour advising that they are planning a Senior's Garden Party 2000 for local senior citizens. The event is planned to be held on August 1, 2000, at 1:00 p.m., at the FA Brannen Memorial Ballfield, in Clark's Harbour.

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The letter advised that they would like to expand the event to include senior citizens from the Municipality of the Barrington and would therefore appreciate the municipality considering contributing 50% of the cost of the event. The maximum budget for the event is \$1,500.00.

Moved by W. Smith and seconded by A. Atkinson that the request from the Town of Clark's Harbour to participate in the Senior's Garden Party 2000, be referred to the Finance and Administration Committee for further consideration.

Motion carried.

#### Sea Spray Laundry/Heritage Hall

Correspondence has been received from Shelburne County Sheltered Workshops: Sea Spray Laundry and Heritage Hall, which was read by the Clerk. They are requesting a letter of support of their project and that a Member of Council serve on their Board of Directors.

Moved by T. Wickens and seconded by A. Atkinson that the request from the Shelburne County Sheltered Workshops be tabled until the first Council Meeting in April.

Motion carried.

#### Social Services Agreement

The Clerk reported that a response has been received from the Department of Community Services regarding their program review. The letter advised that the Social Services Agreement is not subject to government spending and program review.

The letter further advised that an agreement was reached with the Union of Nova Scotia Municipalities in April 1998, under the comprehensive review of roles and responsibilities and short term policy initiatives for the phase out of the municipal contributions to Social Services. This agreement is included in the current review of all government spending and programs.

#### Long-term Nursing Care Facility

The Clerk reported that a letter has been received from the Minister of Health, which advised that a facilities review which encompasses hospitals and nursing homes in the province, is currently under way. The outcome of this review will provide valuable information to help us

plan the types of services or facilities that we need and where.

Moved by T. Wickens and seconded by F. Bower that a letter be written to the Minister of Health requesting a copy of the facilities review once it is completed and that a copy of the letter sent to the Minister of Health, as well as his response, be forwarded to Reverend Shaun Hatfield.

Motion carried.

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#### INTERVIEW ISABELLE MUISE RE: C. & D. LANDFILL SITE

Mrs. Isabelle Muise of Bear Point, appeared before the meeting. She requested Council to install a sign at the C. & D. Landfill Site stating, "No Outsiders Allowed". She stated that she did not feel that it was right that Rob Williams, the attendant at the Landfill Site, and individuals from Shelburne be permitted to take all salvageable items from the site.

She also informed Council that Mr. Williams has been very rude to her and her husband and has engaged in name calling. Mrs. Muise also informed Council that Mr. Williams has not been wearing his hard hat as required.

The Clerk was questioned as to whether the current Municipal Policy relating to salvaging and scavenging at the Municipal Landfill Site covered Mrs. Muise's concerns. The Clerk informed Council that at present there is no policy in place dealing with this matter. A Construction and Demolition Debris Landfill Policy is scheduled to be discussed by the next Finance and Administration Committee Meeting.

It was agreed that the Clerk discuss the concerns of Mrs. Muise with Mr. Williams and provide an update.

Mrs. Muise was thanked for appearing before Council and making her presentation.

#### REPORT OF WARDEN

The Warden informed Council that MP Gerald Keddy is a Member of the Fisheries Standing Committee. The Committee is carrying out a study dealing with fin fish aquaculture issues and they are tentatively scheduled to be in the Municipality of Barrington on April 6, 2000.

#### PRESENTATION - DAVID ELDRIDGE RE: ASSISTANT BUILDING INSPECTOR

Mr. Eldridge appeared before Council and expressed his concerns regarding the hiring of an Assistant Building Inspector.

He indicated that he felt that the Municipality of Barrington should be looking at hiring a Certified Building Inspector, due to the workload in the Building Inspector's Office and the time that would be required to train someone who is not certified. Mr. Eldridge made reference to the significant amount of construction taking place within the municipality and questioned what

would happen if the current Building Inspector should tender his resignation.

It was noted that the current Building Inspector was due to retire two (2) years ago.

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## BARRINGTON/BARRINGTON PASSAGE PUBLIC SEWER SYSTEM

Mr. Eldridge informed Council that he had heard that the Municipal Council does not know the remaining capacity of the public sewer system for the Barrington/Barrington Passage areas. He stated that with the increased demand for sewer services due to development in the area, Council should be addressing this issue now.

He informed Council that he would like to know the original capacity of the system, the capacity used to date and what steps Council will be taking once the system reaches its full capacity.

Moved by T. Wickens and seconded by E. Nickerson that Horner and Associates be contacted to obtain the original capacity of the Barrington/Barrington Passage sewer system and research be done to determine the capacity used to date.

Motion carried.

Mr. Eldridge informed Council that he is of the understanding that in the past a developer was required to hire an engineering firm to determine whether a lift station would be adequate to serve the needs of the development taking place.

Mr. Eldridge suggested to Council that in the future the municipality be responsible for hiring a firm to make these types of assessments and if something should go wrong in the future, then Council would have someone to hold accountable.

Moved by T. Wickens and seconded by E. Nickerson that legal advice be obtained regarding the merits of retaining our own engineers as opposed to requiring developers to provide their own independent assessments.

Motion carried.

## COMMITTEE AND BOARD REPORTS

### Hiring Committee

#### Interviews - Assistant Building Inspector

The Warden turned the chair over to the Deputy Warden, in order that he may speak on this matter.

The chair was then resumed by the Warden.

Councillor Stoddart arrived at 8:22 p.m.

WHEREAS members wish to hire an Assistant Building Inspector as soon as possible;

THEREFORE it is moved by E. Nickerson and seconded by F. Bower that Andrew Goreham be hired as Assistant Building Inspector.

Motion carried.

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Moved by T. Wickens and seconded by F. Bower that the Finance and Administration Committee look at restructuring the Building Inspection Department to incorporate a second Building Inspector in the office.

Moved by S. Stoddart and seconded by T. Wickens that the above motion be amended to look at restructuring with the possibility of having two (2) Certified Building Inspectors in the Building Inspection Department.

Motion carried.

The original motion as amended was then voted on and carried.

WHEREAS it is necessary to appoint an alternate for the Assistant Building Inspector position;

THEREFORE it is moved by A. Atkinson and seconded by S. Stoddart that Peter Weeks be named as alternate for the position of Assistant Building Inspector.

Motion carried.

Recreation and Facilities Management Committee

French Day Camp Request

WHEREAS members wish to support "Canadian Parents for French";

THEREFORE it is moved by E. Nickerson and seconded by F. Bower that the fee for the rental of the Sherose Island Recreation Centre be reduced by 50%, for this event and that the fee for use of the Municipal Swimming Pool remain the same as the regular public fee.

Motion carried.

Volunteer Representatives for 2000

WHEREAS members wish to recognize a "Volunteer of the Year" for the year 2000;

THEREFORE it is moved by E. Nickerson and seconded by T. Wickens that Mr. Ricky Banks of Shag Harbour be recognized as "Volunteer of the Year" for the year 2000.

Motion carried.

## Crime Prevention Association

Councillor Smith reported that he attended a Crime Prevention Association Meeting held on February 28, 2000. Mr. Smith made a brief report on this meeting.

During his report he made reference to the framework for "Action for Family Violence". This program has received funding to continue until the end of March. Sergeant Leighton has stressed the effectiveness and importance of this program and has expressed frustration coordinating the program with only three (3) months of funding at a time and not knowing until the last minute as to whether or not the program will continue. The program receives \$35,000.00 per year and covers everything, such as salaries, training, travel and expenses. Fifty percent (50%) of the funding comes from the Department of Justice and fifty percent (50%) from the Department of Community Services.

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Moved by W. Smith and seconded by T. Wickens that a letter of support be written to have this program continue to be funded and at least to continue it for a one (1) year period, before it is again under review for future funding.

Motion carried.

Moved by W. Smith and seconded by T. Wickens that all municipal units in Yarmouth and Shelburne Counties be contacted to request their support of the program, "Action for Family Violence".

Motion carried.

## Team Shelburne County

Deputy Warden Fred Bower reported on a Team Shelburne County Meeting, which was held on March 6, 2000. He informed members that the Honourable Neil LeBlanc, Minister of Finance, was present and he provided some budget highlights.

## Finance and Administration Committee - Semi Annual Meeting with Fire Departments

### Concerns of Fire Departments

#### Taxable Assessment

WHEREAS Members of the Committee wish to maintain the tax exempt status of municipal fire departments;

THEREFORE it is moved by S. Stoddart and seconded by F. Bower that the Municipality begin the procedure to make fire departments exempt from property tax by Municipal By-law.

Motion carried.

The Clerk informed Council that there is currently a By-law in place dealing with the exemption

of fire department properties. This matter will be further researched and Council will be advised of the outcome.

#### C. & D. LANDFILL ATTENDANT

It was reported that at the last meeting of Council, a decision was made to include in the 2000/2001 budget, the operation of the Municipal Landfill for seven (7) days per week, which requires the continued employment of two (2) Landfill Attendants. Clarification was requested as to whether this decision confirms the employment of Rob Williams in the next fiscal year.

Moved by S. Stoddart and seconded by W. Smith that this matter be referred to the Finance and Administration Committee for consideration.

Motion carried.

#### LINE OF CREDIT GUARANTEE - BAY SIDE HOME

It was agreed that this matter be referred to the April 12, 2000 Council Meeting.

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#### DISPOSAL OF PERSONAL PROPERTY POLICY

Notice was given at the last meeting of Council that consideration will be given to the adoption of the Disposal of Personal Property Policy.

Moved by T. Wickens and seconded by W. Smith that the Disposal of Personal Property Policy be approved as circulated.

Motion carried.

#### P.A.C. MEMBERSHIP

The Clerk reported that the terms for the Non-Council Members serving on P.A.C. expired January 30, 2000. Mrs. Marjory Weeks of Barrington Passage and Mr. James Chandler of Centreville, served on this committee for the last two (2) years. An advertisement was placed in the Coast Guard Newspaper, inviting applications from interested individuals. Mrs. Weeks and Mr. Chandler were both informed of this advertisement and were made aware of the deadline for applications.

As a result of the advertisement, two (2) applications were received, which were from the following:

- Richard Nickerson - Port LaTour
- Larry Stewart - Clam Point

Moved by F. Bower and seconded by T. Wickens that Richard Nickerson of Port LaTour and Larry Stewart of Clam Point be appointed to serve on the Planning Advisory Committee for a two (2) year term.

Motion carried.

## ORGANIC WASTE COLLECTION BROCHURE

Each member was provided with a copy of a pamphlet prepared for distribution regarding organic waste collection. Collection is scheduled to commence on April 3, 2000. It was suggested that the brochure be revised to indicate that compostable bags are available at local retailers.

Moved by F. Bower and seconded by T. Wickens that the brochure as revised, be accepted and distributed throughout the municipality.

Motion carried.

Moved by T. Wickens and seconded by S. Stoddart that a one-half page advertisement be placed in the local newspaper for four (4) issues, at a cost of \$1,420.00, plus HST.

Motion carried.

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During discussion it was agreed that a notice be sent to residents of Brass Hill, informing them of the change in the collection schedule. The collection schedule basically remains the same, with the exception of Brass Hill being collected on Mondays. Under the old schedule, Brass Hill was collected on Thursdays.

The Clerk reported that he has been in conversation with the Municipality of Argyle and the Municipality of Yarmouth, with the hope of cost sharing radio advertisements to promote awareness of organic waste collection.

Moved by T. Wickens and seconded by F. Bower that an advertisement be placed on both local radio stations regarding the collection of organic waste and that the Clerk explore the possibility of cost sharing the cost with the Municipality of Argyle and the Municipality of Yarmouth. If no cost sharing arrangement can be reached, then the municipality pay the full cost of the advertisements.

Motion carried.

## BUS STOP SAFETY

The Warden turned the chair over to the Deputy Warden, in order to report on a concern regarding bus stop safety.

The Warden advised that Gina and John Symonds have expressed concern to him regarding a

bus stop located in Wood's Harbour. There are nine (9) children at the bus stop and the shoulder of the road is in poor condition. The shoulder drops down from the highway in spots and the shoulder is very narrow.

Moved by S. Belliveau and seconded by T. Wickens that a letter be sent to the Department of Transportation requesting improvements to the shoulder of the road in the vicinity of the bus stop in front of Civic #7077, located in Wood's Harbour and that a copy of this letter be forwarded to the MLA, the South West Regional School Board, Mr. & Mrs. Symonds and the Public Utilities and Review Board.

Motion carried.

## CURLING CLUB PROPOSAL

It was reported that the revised Request for Proposal documents for the construction of a Curling Club have been completed. The documents request proposals for a completed lounge area, as well as proposals for an unfinished lounge area, which could possibly be finished by volunteers at a later date.

It was reported that the Clerk and the President of the Curling Club met with Dwayne Harvey of Vaughan Engineering this afternoon and have reviewed the documents in detail. Negotiation ability was questioned.

It was agreed that the Clerk contact the Engineer, as well as the Municipal Solicitor, to determine negotiation ability.

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Moved by T. Wickens and seconded by F. Bower that request for proposals for the Barrington Curling Club design/build be advertised and that all Councillors be provided with a copy of the revised document.

Motion carried.

## ADDITIONS TO AGENDA

Councillor Stoddart expressed concern regarding items being added to the agenda at the last minute, before members have an opportunity to review material. He therefore informed Council that he would like to serve notice of motion.

This motion will be discussed at the next meeting of Council.

WHEREAS Councillors wish to make and form decisions based on all information;

AND WHEREAS Council meets every second and fourth Wednesday;

BE IT RESOLVED that no items be added to the agenda, including additions to the agenda, unless it is an emergency.

ALSO BE IT RESOLVED that a definition of "emergency" be approved by Council.

#### VARIANCE REQUEST - KEN ANTHONY

The Clerk reported that a letter has been received from Ken Anthony regarding the motion passed concerning the variance requested at the February 23, 2000 Council Meeting. The letter requested Council to formally approve the variance.

Moved by E. Nickerson and seconded by F. Bower that a variance be granted to the property located on the corner of Highway #330 and Highway #3, reducing the side yard requirement from 20' to 5'.

Motion carried.

#### LOBLAW PROPERTIES LIMITED DEVELOPMENT - BARRINGTON PASSAGE

The Clerk reported that a letter has been received from Loblaw Properties Limited, which made reference to the Warden personally hand delivering a copy of their confidential site plan, of their property located in Barrington Passage, to their competitor, Sobeys.

The Warden commented on this letter and accepted full responsibility for providing Sobeys with a copy of the plot plan and informed Council that he did not realize that it was confidential. The plan was not marked confidential in any way.

The Warden further reported that this information was provided to a representative of Sobeys at a Special Council Meeting, which was called to deal with the Public Hearing regarding the variance refusal appeal, submitted by Ken Anthony.

It was noted that the same document was attached to letters provided to all property owners located within thirty (30) meters of the proposed variance.

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It was further noted that this plot plan was presented to Council at their meeting held February 23, 2000.

Moved by S. Stoddart and seconded by E. Nickerson that a letter be written to Loblaw Properties Limited, apologizing for any inconvenience the release of this plan may have caused and that we were under the impression that this was not a confidential document.

After much discussion, this motion was withdrawn.

Moved by F. Bower and seconded by T. Wickens that the Municipal Solicitor be contacted to determine whether this document is considered to be public information, since it was presented by Mr. Anthony at the February 23, 2000 Council Meeting. The comments of the Solicitor are to be reported back to Council.

Motion carried.

It was agreed that a letter be sent to Loblaw Properties Limited acknowledging receipt of their letter and advise them that a response will be forthcoming.

#### CLOSED SESSION

It was agreed at 10:26 p.m., that the regular Council Meeting adjourn, in order that members may meet in closed session to deal with the sale of a parcel of municipal property and a proposal to purchase property.

The regular Council Meeting was called back to order at 10:50 p.m.

#### FORMER MERLE GOREHAM PROPERTY - WOOD'S HARBOUR

Moved by W. Smith and seconded by A. Atkinson that the municipal property located in Wood's Harbour, formerly owned by Merle Goreham, be listed for sale through Joyce Case Realty.

Motion carried.

#### ADJOURNMENT

Moved by F. Bower and seconded by E. Nickerson that the meeting adjourn at 10:52 p.m.

Motion carried.