

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, September 11, 2002.

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

- Warden Sterling Belliveau
- Deputy Warden Eddie Nickerson
- Councillor Angus Atkinson
- Councillor Fred Bower
- Councillor Louise Halliday
- Councillor Dwayne Hunt
- Councillor Wayne Smith

- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

ADDITIONS TO AGENDA

It was agreed that the following item be added to the agenda:

- Terry Fox Request.

APPROVAL OF MINUTES

Moved by D. Hunt and seconded by L. Halliday that the minutes of the last meeting held August 28, 2002 be approved as circulated.

Motion carried.

PROCLAMATION

The Warden reported that correspondence has been received from the Minister of Citizenship and Immigration encouraging municipalities to pass resolutions proclaiming Canada's Citizenship Week

There being no objections, the Warden declared October 14 - 20, 2002 as Canada's Citizenship Week in the Municipality of Barrington.

MATTERS ARISING FROM THE MINUTES

Diversion Credits

The Clerk reported that a letter has been received from the RRFB, in response to our request that the Board pay diversion credits directly to the Municipality rather than to the Regional Authority. The letter advised that funding is provided subject to the provisions of the regulations, any agreement between the Minister and the RRFB and the Provincial Finance Act. The letter advised that it is the Board's understanding that the Minister wishes to maintain the practice of distributing diversion credit fundings through the Regional Authorities or committees. Therefore, the RRFB is not in a position to forward any diversion credits directly to the Municipality.

Moved by E. Nickerson and seconded by D. Hunt that a letter be written to the Minister of Environment requesting that diversion credits be paid directly to the Municipality of Barrington and that a copy of this letter be forwarded to the MLA, Town of Yarmouth and the Town of Clark's Harbour.

Motion carried.

Gas Pipeline

It was reported that a letter has been received from the Municipality of Yarmouth, in response to our letter requesting their support in having the Province of Nova Scotia establish a Transparent Review Process. The letter advised that it was their understanding that the Energy Committee of the South West Shore Development Authority, along with the appropriate federal and provincial departments having jurisdiction, should be providing and addressing concerns of any economic, environmental or social nature regarding the construction of any proposed pipeline in the area.

Moved by E. Nickerson and seconded by A. Atkinson that the Municipality contact the South West Shore Development Authority and ask them to have the Oil and Energy Committee take steps to have a Provincial Transparent Review Process put in place.

Motion carried.

Councillor Hunt excused himself from the meeting at 7:25 p.m. to attend to a fire call. Councillor Hunt is a member of the Barrington Passage Volunteer Fire Department.

TENDERS - VARIOUS WORKS

Tenders for the following services were received from the contractors indicated below:

Miscellaneous Materials - Various Locations

- D.M. Snow Contracting Ltd.
- Eugene Newell & Sons Construction Ltd.

Moved by A. Atkinson and seconded by L. Halliday that Eugene Newell & Sons Construction Ltd. be awarded a one (1) year contract for Miscellaneous Materials - Various Locations.

Motion carried.

Municipal Landfill Site

- Eugene Newell & Sons Construction Ltd.
- D.M. Snow Contracting Ltd.

Moved by F. Bower and seconded by L. Halliday that D.M. Snow Contracting Ltd. be awarded a one (1) year contract for work at the Municipal Landfill.

Motion carried.

Sewer Lateral Installation

- Eugene Newell & Sons Construction Ltd.

Moved by L. Halliday and seconded by W. Smith that Eugene Newell & Sons Construction Ltd. be awarded a one (1) year contract for sewer lateral installations.

Motion carried.

It should be noted that the tender indicated that no work will be carried out on Saturdays or Sundays. All work must be scheduled Monday to Friday.

Snow Removal - Various Properties and Bay Side Home

- D.M. Snow Contracting Ltd.

There was a note on the tender indicating that the tender does not include clearing snow and salting all walkways, doorways and steps at the Administrative Centre, Old Court House, Municipal Library, Bay Side Home and any other property identified from time to time.

Barrington Municipal Recreation Complex - Snow Removal and Salting

- D.M. Snow Contracting Ltd.

The tender indicated that this tender excludes clearing snow and salting walkways, doorways and steps at the Recreation Centre, Municipal Arena and Curling Club, and is for plowing and salting only.

Moved by E. Nickerson and seconded by L. Halliday that D.M. Snow Contracting Ltd. be awarded a one (1) year contract for snow removal at various Municipal properties, including Bay Side Home, and for snow removal and salting at the Barrington Municipal Recreation Complex.

Motion carried.

Moved by F. Bower and seconded by L. Halliday that tenders be invited for clearing snow and salting walkways, doorways and steps at the Administrative Centre, Old Court House, Municipal Library, Bay Side Home, Recreation Centre, Municipal Arena, Curling Club and other property identified from time to time.

Motion carried.

Snow Removal - Cat Rock Drive/Goose Lake Road

Conflict of Interest

Councillor Wayne Smith declared conflict of interest since he resides on Cat Rock Drive.

- D.M. Snow Contracting Ltd.

Moved by L. Halliday and seconded by F. Bower that D.M. Snow Contracting Ltd. be awarded a one (1) year contract for snow removal on Cat Rock Drive and the Municipal portion of Goose Lake Road.

Motion carried.

Electrical Work

- Sou'West Electrical Ltd.

It was noted that the tender failed to include the percentage price markup for parts over and above the contractor's invoice amount and confirmation of the contractor's willingness to make supplier invoices available.

Moved by E. Nickerson and seconded by L. Halliday that Sou'West Electrical Ltd. be awarded a one (1) year contract for electrical services.

Motion defeated.

Moved by L. Halliday and seconded by E. Nickerson that Sou'West Electrical Ltd. be awarded a one (1) year contract for electrical services subject to requested information being supplied.

Moved by W. Smith and seconded by L. Halliday that the above motion be amended to state that the information received must be acceptable to Council.

Motion carried.

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

The information requested to be supplied is:

1. the percentage price markup for parts over and above the contractor's invoice amount; and,
2. the contractor's willingness to make supplier invoices available.

Miscellaneous Carpentry

No tenders were received for Miscellaneous Carpentry.

Barrington Passage Sidewalk-Snow Removal Requirements

No tenders were received for the Barrington Passage Sidewalk Snow Removal Requirements.

TENDERS RE: SALE OF MUNICIPAL PROPERTIES

It was reported that tenders were invited for the sale of the following Municipal properties:

1. #34 Prospect Point Road.
2. Property at Lower Clark's Harbour on the South Side Road, Payer #80035520.
3. Property at Lower Clark's Harbour on the South Side Road, PID #80035504.

Tenders were received from the following:

- Donald R. Adams - Property at Prospect Point - \$2,200.00
- Bruce & Vesta Adams - Property at Prospect Point - \$6,000.00

No other tenders were received for the other two (2) properties.

Councillor Hunt returned to the meeting at 8:00 p.m.

Moved by E. Nickerson and seconded L. Halliday that the tender received from Bruce and Vesta Adams, for the purchase of property located at Prospect Point, in the amount of \$6,000.00, be accepted.

Motion carried.

CORRESPONDENCE

Tobeatic Advisory Group

The Clerk reported that information has been received from the Department of Environment & Labour regarding the Tobeatic Management Planning Exercise and minutes of meetings of the Tobeatic Advisory Group.

The Clerk informed members that the information will be kept in the Municipal Office available for viewing by councillors.

El Paso Proposal

The Clerk reported that a letter has been received from Mrs. Hattie Perry which expressed opposition to the El Paso proposal. The letter was read by the Clerk.

Moved by W. Smith and seconded by D. Hunt that the letter received from Mrs. Hattie Perry be attached to the minutes as per her request.

Motion carried.

It was suggested that a letter be forwarded to Mrs. Hattie Perry thanking her for her letter and inform her that Council does not have any information that has not been circulated to the public regarding the El Paso Proposal.

Dentist

The Clerk reported that the dentist, Mr. C.A. Cullingworth, will finish seeing patients at the Old Court House at the end of September. He has advised that it is his intention to retire and move to Truro.

Moved by E. Nickerson and seconded by L. Halliday that a letter be forwarded to Mr. & Mrs. Cullingworth wishing them well and thanking them for their services.

Motion carried.

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REPORT OF WARDEN

The Warden reported on the following activities since the last meeting of Council:

- August 29th - The Warden attended a meeting held by the South West Nova Environmental Protection Group regarding El Paso's Proposal. The general tone of the meeting was to stop the project. There are many unanswered questions and concerns regarding the proposal.
- August 31, 2002 - The Warden attended a reception recognizing rowers of the Queen of Hearts Dory Club.
- September 9, 2002 - The Warden attended a reception of the Nova Scotia Association of RDA's Annual General Meeting.

TENDERS RE: AUDITING SERVICES

Tenders for auditing services were received from the following companies:

- Belliveau Veinotte
- Saxton Comeau
- Redding & Drane
- Grant Thorton

Moved by E. Nickerson and seconded by D. Hunt that Municipal staff review tenders received for auditing services and make a recommendation to the next meeting of Council.

Motion carried.

MATRON FOR LOCK-UP

The Clerk reported that we currently only have one (1) matron for the Barrington Municipal Lock-up. Dawn Neufeld of Shelburne has expressed an interest in becoming a matron.

Moved by D. Hunt and seconded by L. Halliday that Dawn Neufeld, of Shelburne, be appointed matron for the Barrington Municipal Lock-up subject to a satisfactory R.C.M.P. check being carried out.

Motion carried.

CONSIDERATION OF AMENDMENTS TO VARIOUS POLICIES

The Clerk reported that notice has been given to repeal and amend various policies of the Municipality. It is proposed that the following policies be repealed:

- Policy #2 "Home for Special Care Policy"

- Policy #13 “Policy for the Administration & Enforcement of On-Site Sewage Disposal Regulations and Health Act”
- Policy #15 “General Assistance, Work in Lieu of Welfare Policy”
- Policy #21 “Policy Governing Coordinated Home Care for Shelburne County”

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Moved by D. Hunt and seconded by W. Smith that Policies 2, 13, 15 and 21 be repealed since matters governed by these policies no longer fall under the jurisdiction of the Municipality.

Motion carried.

Personnel Policy Amendment

It is proposed that the Personnel Policy, Article 21, “Grievance Procedures”, be amended as follows:

- Section 21.01 will be amended by deleting the word “permanent” in the first sentence.
- Steps B & C are amended by inserting the word “Municipal” before the words “working days”
- Step D will be deleted and replaced with the following: “failing a satisfactory reply from this level, and if there are no further supervisory levels, then the employee shall be responsible to pass the grievance on to the Municipal Clerk to give a reply within five (5) municipal working days”.
- Step E is deleted and replaced with the following: “failing a satisfactory settlement under Step D, the employee shall be responsible to pass the grievance on to the Municipal Council, or to the Chief Administrative Officer, within the next twenty-five (25) municipal working days. Council will then deal with the grievance at its next Council meeting”. _____

Moved by W. Smith and seconded by L. Halliday that Article 21 of the Personnel Policy be amended as indicated above.

Motion carried.

Policy 8 Amendment

It is proposed that Policy 8 “Annual Remuneration and Expenses for Councillors, Staff and Others” be amended as follows:

- Section 4 “Travel Allowance” will be amended to make the mileage rate paid consistent with the Nova Scotia Provincial mileage rate.

Moved by L. Halliday and seconded by W. Smith that Section 4 of Policy #8 be amended to make the mileage rate paid by the Municipality of Barrington consistent with the Nova Scotia Provincial mileage rate.

Motion carried.

It is also proposed that Policy #8 be amended by adding a new Section 12 which reads as follows:

“An expense account in the amount of \$500.00 shall be available for use by the Warden. Expenditures from this account shall not require prior written approval but receipts will

be required for payment.”

Moved by D. Hunt and seconded by W. Smith that Policy #8 “Annual Remuneration and Expenses for Councillors, Staff and Others” be amended by including Section 12 as indicated above.

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Moved by L. Halliday and seconded by A. Atkinson that the above motion be amended to say “\$500.00, excluding alcoholic beverages”.

Upon the request of two (2) councillors the division was recorded:

<u>FOR</u>	<u>AGAINST</u>
Louise Halliday	Sterling Belliveau
Angus Atkinson	Fred Bower
Wayne Smith	Dwayne Hunt
	Eddie Nickerson

Motion defeated.

The original motion was then voted on.

Upon the request of two (2) councillors the division was recorded:

<u>FOR</u>	<u>AGAINST</u>
Sterling Belliveau	Angus Atkinson
Fred Bower	
Louise Halliday	
Dwayne Hunt	
Eddie Nickerson	
Wayne Smith	

Motion carried.

Community Grants Policy Amendments

It is proposed to amend Section 4 of the Community Grants Policy to exclude church organizations and include a new application form for community grant requests. It is proposed that section 4 be revised as follows:

4. “Community Organizations” means any charitable, nursing, medical, athletic, educational, environmental, cultural or social organization within the Municipality pursuant to Section 65 (at) (V) of the Municipal Government Act, except the church organizations, excluding cemeteries that limit membership to a specific faith or denomination shall not be eligible for community grants. Church buildings that are no longer actively operated as churches, but are nevertheless maintained as historic community properties shall qualify for consideration of community grants.

Moved by L. Halliday and seconded by D. Hunt that the proposed amendments to the “Community Grants Policy” be approved, as presented.

The Warden then turned the chair over to the Deputy Warden in order that he could speak on the motion.

The Warden expressed concerns regarding the proposed amendments. He indicated that churches are part of the community and grant approvals should be based on the recommendation of the councillor for that district.

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The Warden then resumed the chair.

Moved by F. Bower and seconded by E. Nickerson that the proposed amendment to the Community Grants Policy be referred to the Municipal Solicitor for review to ensure we are not being discriminatory and that his comments be presented to Council at a later date.

Motion defeated.

The original motion was then voted on and carried.

COMMITTEE AND BOARD REPORTS

Recreation and Facilities Management Committee

Summer Staff Reports

Moved by L. Halliday and seconded by A. Atkinson that Council review Carolyn Thurber's time cards.

Motion carried.

Pop Concession Proposals

Moved by L. Halliday and seconded by D. Hunt that Municipal staff compare the two proposals received for the Arena pop concession and recommend a choice of proposals to Council.

Moved by F. Bower and seconded by W. Smith that the above motion be amended to include a third alternative whereby municipal employees would purchase pop without a contract.

Motion carried.

The original motion as amended was then put to a vote and carried.

Summer Staff Policy - Two Year Limit

Moved by L. Halliday and seconded by D. Hunt that Municipal staff explore the alternative for hiring summer staff as contained in Policy #3 and bring a recommendation to the next available committee meeting.

Motion carried.

Waterfront Development Committee

Councillor Smith informed members that the Waterfront Development Committee met September 10, 2002 and awarded the tender for the McGray Avenue Project, to Hurlburt Construction Ltd., being the lowest tender received.

Moved by W. Smith and seconded by D. Hunt that the "RDA" be added to the next Public Works Agenda.

Motion carried.

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TERRY FOX RUN REQUEST

The Warden turned the chair over to the Deputy Warden.

Warden Belliveau informed members that he has received a request from Mr. A.C. Nickerson of Wood's Harbour that Council sponsor him in the upcoming Terry Fox Run.

Moved by S. Belliveau and seconded by L. Halliday that the Municipal Council sponsor A.C. Nickerson in the amount of \$200.00 in the upcoming Terry Fox Fun.

Some members expressed concern over sponsoring individuals for specific events. If it is the wish of Council to support the Terry Fox Run then maybe this is something that should be considered during budget preparation.

Motion defeated.

The Warden resumed the Chair.

CLOSED SESSION

A Closed Session of Council was held to deal with personnel matters.

The regular Council Meeting was called back to order

YEARLY INCREMENTS

Jeanne Ossinger

Moved by W. Smith and seconded by D. Hunt that Jeanne Ossinger having received a satisfactory performance evaluation receive her yearly increment in the amount of \$0.52/hr., bringing her total hourly rate to \$8.52.

Motion carried.

Shelly Atwood

Moved by W. Smith and seconded by L. Halliday that Shelly Atwood having received a satisfactory performance evaluation receive her yearly increment in the amount of \$0.53/hr., bringing her total hourly rate to \$12.84.

Motion carried.

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ADJOURNMENT

Moved by F. Bower that the meeting adjourn.

The meeting was adjourned at 9:35 p.m.

Warden

Clerk

Secretary for the Meeting

Copied for Councillors on September 12, 2002 by Sharon Brannen.