

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Wednesday, October 8, 2003.

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 (7:03 p.m.)
- 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 items be added to the agenda:

- Matters Arising from Minutes:
 - Televised Council Meetings
 - C.S.I. Causeway Repairs
 - Centreville Church Preservation Society
- Correspondence:
 - Skills Upgrade Project - S.W.S.D.A.
 - Chamber of Commerce Re: Website
 - Yarmouth Hospital Foundation Donor Appreciation Event
 - Baccaro Tourist Rest Stop
 - Municipal Cooperation and Partnership Seminar
 - Water Study
 - Hiring Policy

APPROVAL OF MINUTES

Moved by D. Hunt and seconded by F. Bower that the minutes of the Council meetings held September 24th and October 1st, 2003 be approved as circulated.

Motion carried.

MATTERS ARISING FROM THE MINUTES

Bussing Problems

Conflict of Interest

Councillor Angus Atkinson declared conflict of interest, vacated his seat, and proceeded to the spectator area. Councillor Atkinson is a Bus Driver for the Southwest Regional School Board.

The Clerk informed members that as a result of concerns expressed at the last meeting of Council, a letter was written to Mr. Robie Atkinson, School Board Member, regarding school bussing problems.

Mr. Atkinson has advised that transportation is not his mandate and that he will pass our concerns on to Mr. Leroy Legere, Southwest Regional School Board and a response would be forthcoming.

Councillor Atkinson returned to the meeting.

Televised Council Meetings

The Clerk informed members that a letter has been received from the CRTC in response to our letter concerning coverage of Barrington Municipal Council meetings on the community channel of Eastlink Cable. The letter advised that the community channel must devote 60% of the broadcast week to local community programming. The programming is defined as programs that are reflective of the community and produced by the licensee in the licensed area, by members of the community from the licensed area all programs produced in another licensed area within the same municipality. The cable company has the final word on what is aired.

This matter was discussed in detail.

Resolution C031001

Moved by E. Nickerson and seconded by L. Halliday that the Clerk contact Eastlink Cable in Yarmouth and explain that the Municipal Council would like to have their council meetings taped and aired, and that the Municipality will contribute \$200.00 per taping, for someone to carry out this function. If contact with Eastlink Cable in Yarmouth proves to be unsuccessful that the Clerk contact the Halifax Office of Eastlink in an attempt to have our council meetings televised.

Motion carried.

C.S.I. Causeway

The Clerk informed members that a response has now been received from the Department of Transportation in regards to our request to have repairs carried out to the eastern side of the causeway. This area has been deteriorating and is in need of immediate repair.

The response from the Department of Transportation indicated that the east side of the causeway has been inspected and it has been found that there is a small washout in the area which is not interfering with the road at the present time. Department of Transportation personnel will keep a check on the situation.

Centreville Church Preservation Society

The Clerk informed members that a response has now been received from the Municipal Solicitor on the request received from the Centreville Church Preservation Society for a grant. The Solicitor has suggested we obtain a copy of the by-laws of the Centreville Church Preservation Society to ensure that there is no limit on membership to a specific faith or denomination as that appears to be critical under the policy.

Resolution C031002

Moved by W. Smith and seconded by E. Nickerson that the Centreville Church Preservation Society be requested to provide a copy of their by-laws.

Motion carried.

PROCLAMATION - NATIONAL OCCUPATIONAL THERAPY WEEK

The Warden informed members that the Canadian Association of Occupational Therapists has set aside the week of October 19 - 25, 2003 as National Occupational Therapy Week. In advance to the meeting each member of Council was provided with a copy of the proposed proclamation.

Having received no objections to the proclamation, the Warden declared October 19 - 15, 2003 as "National Occupational Therapy Week" in the Municipality of Barrington.

CORRESPONDENCE

Dog By-Law

In advance to the meeting each member of council was provided with a copy of a letter received from Veronica Smith-Hopkins regarding the Dog By-Law. Information was provided to members on complaints made by or on behalf of Veronica Smith-Hopkins regarding a barking dog in the area.

The Clerk informed members that the matter is scheduled to be further investigated by the By-Law Enforcement Officer on October 9th or 10th.

Resolution C031003

Moved by L. Halliday and seconded by A. Atkinson that the Clerk respond to the letter received from Mrs. Veronica Smith-Hopkins and inform her that the By-Law Enforcement Officer will be contacting her later this week.

Motion carried.

Youth Criminal Justice Act

In advance to the meeting each member of Council was provided with a copy of a letter received from Inky Mark, MP, regarding the Youth Criminal Justice Act. Mr. Mark has questioned whether the Youth Criminal Justice Act has helped to deter crime in the Municipality and what ways can the Act be amended to be more effective.

Resolution C031004

Moved by D. Hunt and seconded by W. Smith that the R.C.M.P. be contacted and be requested to provide their comments on the Youth Criminal Justice Act.

Motion carried.

Nova Scotia Police Act

The Clerk informed members that a letter has been received from the Department of Justice requesting Council's input into the Nova Scotia Police Act. It is anticipated that the Act will be placed on the Fall Legislative Agenda. Councillors comments were requested. It was agreed that the R.C.M.P. be requested to comment on the Nova Scotia Police Act as well.

Skills Upgrade Project - S.W.S.D.A.

It was reported that a letter has been received from the South West Shore Development Authority concerning the Community Enhancement Projects assisting non-profit community organizations and special interest homeowners. To better prepare them for completing work for special interest homeowners they have completed a policy statement. They are requesting Council's review and comments.

Resolution C031005

Moved by D. Hunt and seconded by W. Smith that Mark Townsend of the South West Shore Development Authority be invited to attend the Public Works Committee meeting or the Finance Committee meeting to be held later this month in order that the policy statement can be discussed in more detail.

Motion carried.

TENDERS - SEWER LATERAL INSTALLATIONS

It was reported that tenders were once again called for sewer lateral installations. No tenders were received.

Resolution C031006

Moved by E. Nickerson and seconded by L. Halliday that the matter be placed on the Finance agenda for further discussion.

Motion carried.

CONTINUATION OF CORRESPONDENCE

Chamber of Commerce

It was reported that a letter has been received from the Barrington & Area Chamber of Commerce advising that they are currently constructing a website. The Chamber is requesting permission to use the logo for the Municipality of Barrington.

Resolution C031007

Moved by D. Hunt and seconded by E. Nickerson that the Barrington & Area Chamber of Commerce be granted permission to use both logos of the Municipality and link to our website.

Motion carried.

Yarmouth Hospital Charitable Foundation Donor Appreciation Event

It was reported that a letter has been received from the Yarmouth Hospital Charitable Foundation inviting the Warden to attend a Donor Appreciation Event to be held on October 22, 2003 from 7:00 p.m. to 8:30 p.m.

After discussing this matter it was noted that the event is being held the same evening as our next Council Meeting and that the Warden will be out of the area at that time.

Tourist Rest Stop - Baccaro

The Clerk informed members that a letter has been received from Steven Chetwynd in response to our letter requesting him to sell or lease a parcel of land located in Baccaro for the purpose of establishing a tourist rest stop. Mr. Chetwynd has advised that he is not interested in selling or leasing the property.

Resolution C031008

Moved by F. Bower and seconded by D. Hunt that the Municipal Council should be considering the expropriation of land in order to establish a tourist rest stop in the Baccaro area and that this matter be placed on the agenda for the next Finance Committee meeting.

Motion carried.

Municipal Cooperation and Partnerships Seminar

The Clerk informed members that a one day seminar on Municipal Cooperation and Partnerships will be held in Halifax on November 4, 2003 and requested to know if anyone would like to attend.

The Clerk informed members that he plans to attend the seminar.

Resolution C031009

Moved by E. Nickerson and seconded by L. Halliday that an elected representative, preferably the Warden, attend the Municipal Cooperation and Partnerships Seminar to be held in Halifax on November 4, 2003.

Motion carried.

Water Study

The Clerk informed members that a response has now been received from Horner Associates Limited advising that they would be pleased to prepare a request for a proposal including Terms of Reference for a Regional Water Study and Management Study. The extent of this proposal is to prepare an RFP ready for submission to the authorities having jurisdiction for review. The estimated cost of preparing the request for proposal is \$3,000.00, plus H.S.T.

The Clerk informed members that the South West Shore Development Authority is in the process of locating funding and preparing the same information.

It was agreed that Council would wait for a response from the South West Shore Development Authority.

TENDERS - C & D LANDFILL ROAD CONSTRUCTION

It was reported that tenders were called for construction of the road and foundation for a truck scale at the Construction & Demolition Debris Landfill Site. Two tenders were received and opened by the Warden, which were as follows:

- Gardiner Allen Excavation Limited -\$11,450.00, plus H.S.T.
- D.M. Snow Contracting Limited - \$17, 870.60, plus H.S.T.

Resolution C031010

Moved by E. Nickerson and seconded by L. Halliday that the Clerk review the tenders received to make sure they meet the requirements of the tender call and that the Clerk award the tender to the lowest bidder subject to the tender meeting the requirements of the tender call.

Motion carried.

BARRINGTON PASSAGE COMMUNITY CLUB PROPERTIES

Conflict of Interest

Councillor Dwayne Hunt declared conflict of interest vacated his seat and proceeded to the spectator area. Councillor Hunt is a member of the Barrington Passage Community Club.

The Clerk informed members that a response has now been received from the Barrington Passage Community Club indicating that they have accepted Council's counter offer to purchase property of the Community Club. The Municipality will also be responsible for all costs associated with the transfer of title.

Moved by L. Halliday and seconded by F. Bower that the Municipality purchase lands of the Barrington Passage Community Club (property behind B.M.H.S., Owaissa Park and the tennis court), at a purchase price of \$65,000.00, including all costs associated with the transfer of title.

Motion withdrawn.

During discussion of this matter it was questioned whether the Barrington Passage Community Club understood that the property purchased from them may not be used for the construction of a new library.

Resolution C031011

Moved by E. Nickerson and seconded by L. Halliday that the Municipal Council inform the Barrington Passage Community Club that a decision will be made on the location of a new library not later than November 12, 2003, and a response to their letter of September 30, 2003 will be forwarded at that time.

Motion carried.

SECOND READING DEED TRANSFER TAX BY-LAW

The second reading of the Deed Transfer Tax By-Law was once again advertised in the Coast Guard Newspaper. The Clerk informed members that letters of opposition were previously received from the following:

- Gary Thomas, President of Barrington & Area Chamber of Commerce
- Michael Hennigar, Mike Hennigar's General Construction Limited
- W. David Wilson, Wilson's Shopping Centre
- Monica Malone, East Bay Realty

At this time the Warden invited participation from the audience. Mr. Ethern Goreham of Wood's Harbour addressed Council and expressed his opposition to the Deed Transfer Tax By-Law.

Moved by W. Smith and seconded by F. Bower that the Deed Transfer Tax By-Law be approved in second reading and that the by-law become effective April 1, 2004.

Motion defeated.

CONSIDERATION OF AMENDMENTS RE: ICE RENTAL CANCELLATION POLICY

Notification of consideration of amendments to the Ice Rental Cancellation Policy was given at the last meeting of Council. It is being recommended that the requirement to provide 24 hours notice of cancellation be changed to 48 hours notice.

Resolution C031012

Moved by E. Nickerson and seconded by D. Hunt that the Ice Rental Cancellation Policy for the Barrington Municipal Arena be amended so that 48 hours notice is required instead of the current 24 hours notice.

Motion carried.

HIRING POLICY

In advance to the meeting each member was provided with a copy of a memo received from Derek Mesh expressing his concern regarding the Hiring Policy.

Resolution C031013

Moved by E. Nickerson and seconded by L. Halliday that Municipal staff review the Hiring Policy and make suggested changes allowing staff to hire temporary replacements and that the suggested amendments be brought before the Finance Committee for consideration.

Motion carried.

COMMITTEE AND BOARD REPORTS

Finance and Administration

Gazebo at UFO Site

Resolution C031014

Moved by D. Hunt and seconded by W. Smith that the Municipality retender for the construction of a gazebo at the UFO Site in Shag Harbour with a completion date of May 1st. The tender will be published for two (2) weeks so that local contractors may bid on it.

Motion carried.

Community Incentive Program

Resolution C031015

Moved by D. Hunt and seconded by L. Halliday that notice be given for consideration of the adoption of the proposed Community Incentive Program Policy which includes an incentive of \$200.00 per kilometer and the Policy will take effect April 1, 2004.

Motion carried.

Bear Point Amateur Athletic Association

Resolution C031016

Moved by D. Hunt and seconded by E. Nickerson that the property of the Bear Point Amateur Athletic Association Assessment Account #00251771, be deleted from Schedule "B" of the By-Law No. 25 "Tax Exemption By-Law" since this property is now owned by A & B Marine and no longer qualifies for the exemption.

Motion carried.

Visitor Information Centre

Resolution C031017

Moved by D. Hunt and seconded by E. Nickerson that the Municipality request Lynn Perry to attend a Council meeting in order to discuss the "gateway to the South Shore" designation and other tourism initiatives of the South Shore Tourism Association.

Motion carried.

Extrication Learning Symposium

Councillor Hunt informed members that on September 12th, 13th and 14th an Extrication Learning Symposium was held. Seventeen teams participated. Local teams ranked as follows:

- Overall Competition:

- Island and Barrington Passage Volunteer Fire Department - 4th
- Wood's Harbour Volunteer Fire Department - 7th

- Regional Competition:

- Island & Barrington Passage Volunteer Fire Department - 2nd
- Wood's Harbour Volunteer Fire Department - 3rd

Resolution C031018

Moved by W. Smith and seconded by L. Halliday that a letter of congratulations be forwarded to the Island and Barrington Passage Volunteer Fire Department and the Wood's Harbour Volunteer Fire Department in recognition of their performance at the Extrication Learning Symposium.

Motion carried.

Recreation Committee

Recreation Facilities Supervisor's Report

Resolution C031019

Moved by L. Halliday and seconded by D. Hunt that due to the present staffing situation at the Barrington Municipal Arena that requirements of the Hiring Policy be waived and that an interim replacement be hired for the Arena Facility by Municipal staff.

Motion carried.

Proposed Pricing Adjustments

Resolution C031020

Moved by L. Halliday and seconded by D. Hunt that notice of consideration be given for pricing changes proposed by the Recreation Facilities Supervisor and that policy changes be considered at the next meeting of Council.

Motion carried.

Community Health Care Advisory Committee

Councillor Halliday informed members that a meeting of the Community Health Care Advisory Committee was held on September 30, 2003. Minutes of this meeting have been circulated to members.

Walk to School Day

Councillor Halliday informed members that the Walk to School Day Event held earlier today was a success.

On-Call Hours

Deputy Warden Nickerson questioned on-call hours at the Community Health Centre and expressed concern regarding phone numbers on the answering machine message.

It was agreed that the Clerk check into this matter.

Cox Road Paving

Deputy Warden Nickerson informed members that Cox Road is being paved today.

REPORT OF WARDEN

Chamber of Commerce

The Warden informed members that he and the Clerk met with members of the Chamber of Commerce on October 7, 2003. At this time the Clerk made a budget presentation.

Recycling Lobster Traps

The Warden informed members that he has been in conversation with the MLA for Shelburne County regarding the possibility of providing trap replacement to fishermen who lost their gear in Hurricane Juan.

The MLA has been in conversation with the Federal Government in an attempt to have seized lobster traps released to fishermen in need. It is also hoped that some lobster traps disposed of at the C & D Landfill Site can be recycled in this manner.

Resolution C031021

Moved by W. Smith and seconded by D. Hunt that the policy regulating the C & D Landfill Site be waived in order to provide usable fishing materials to the victims of Hurricane Juan.

Motion carried.

CLOSED SESSION RE: PERSONNEL MATTERS

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

The regular council meeting was called back to order.

EMPLOYMENT AGREEMENT

Resolution C031022

Moved by F. Bower and seconded by D. Hunt that the Employment Agreement between the Municipality of Barrington and Raymond Green be approved as reviewed in Closed Session.

Motion carried.

CLERK'S EVALUATION

Moved by F. Bower and seconded by L. Halliday that the Municipal Clerk receive a satisfactory performance evaluation.

Motion carried.

ADJOURNMENT

Moved by F. Bower that the meeting adjourn.

The meeting was adjourned at 10:50 p.m.

_____ Warden _____ Clerk

Secretary for the Meeting

**Copied for Councillors by M. DeSantis
October 10, 2003**