

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, November 22, 2004.

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

ROLL CALL

The Clerk reported that all councillors representing all districts of the Municipality were present:

- Warden Sterling Belliveau
- Deputy Warden Fred Bower
- Councillor Louise Halliday
- Councillor Donna LeBlanc-Messenger
- Councillor Eddie Nickerson
- Councillor Larry Stewart
- Councillor Sean Strang

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

APPROVAL OF MINUTES

Moved by L. Stewart and seconded by L. Halliday that the minutes of the last meeting held November 10, 2004 be approved as circulated.

ADDITIONS TO AGENDA

The Warden informed members that it is necessary to add the following items to the agenda:

- Request from Town of Clark's Harbour
- Canteen Attendant
- Policy Amendment

CORRESPONDENCE

R.C.M.P. Report

The Clerk informed members that copies of the Nova Scotia R.C.M.P.'s Annual Report to the Province have been received and will be kept in the Office and made available for councillors to review.

Port Clyde Bridge

The Clerk informed members that a letter has been received from the Honourable Ronald S. Russell, Minister of Transportation & Public Works, regarding the Port Clyde bridge. The letter confirmed that the Department will be replacing the bridge during May & June of 2005.

Business Occupancy Tax

In advance to the meeting each member was provided with a copy of a letter received from the Municipality of the County of Richmond. The letter advised of the Municipality's support to the elimination of the business occupancy tax and further requested other municipal units in Nova Scotia to indicate their support as well. The letter further requested the province to move ahead

with the legislation.

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Deputy Warden Bower questioned what was going to be put in place to replace the business occupancy tax.

Resolution C041117

Moved by L. Halliday and seconded by S. Strang that this matter be referred to the Finance Committee for further discussion.

AFFIRMATIVE

Sterling Belliveau

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Larry Stewart

Sean Strang

NEGATIVE

Eddie Nickerson

Motion carried.

B.M.H.S. Reunion

Correspondence has been received from the B.M.H.S. Reunion Committee requesting the Municipality to secure a loan of approximately \$2,500.00. The Committee would pay back the loan following a dance, pending the activities are successful.

A brief discussion took place regarding this request.

Resolution C041118

Moved by L. Halliday and seconded by S. Strang that the request from the B.M.H.S. Reunion Committee be referred to the Finance Committee for further discussion.

Motion carried.

AFFIRMATIVE

Sterling Belliveau

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Larry Stewart

Sean Strang

NEGATIVE

Eddie Nickerson

Motion carried.

Town of Clark's Harbour Request

The Clerk informed members that a letter has been received from the Town of Clark's Harbour requesting Council to reconsider its decision not to provide fire inspection services for the Town through the Building Inspection Office. The Town has indicated that they would be willing to pay a fee for this service, either on a per inspection basis, an hourly rate, or as an adjustment to the percentage of the Building Inspector expense that the Town currently pays.

Resolution C041119

Moved by E. Nickerson and seconded by L. Halliday that the Municipality carry out fire inspection services for the Town of Clark's Harbour at a cost of \$50.00 per hour and that this arrangement be reviewed during the 2005/2006 budget process.

Motion carried unanimously.

NEW BUSINESS

Interview Diane Smith - V.I.C. Manager

Diane Smith, V.I.C. Manager, appeared before the meeting and gave a report on activities at the Centre during the past tourism season. She reported that the number of visitors to Nova Scotia was down this past season but the number of visitors to the Barrington V.I.C. was up by 32.1%. She contributed this increase to our new facility and informed members that the mural painted by John Smith has proven to be a useful tool.

She informed members that the Barrington V.I.C. will be featured in the Atlantic Tour Planner this year. This advertisement has been placed by the South Shore Tourism Association. The V.I.C. has been designated as a bus stop.

She informed members that various meetings have been held at the V.I.C. and the Centre has been used for the drop-off of shoe boxes for Operation Christmas Child. Approximately 2,000 shoe boxes were collected.

Diane Smith was thanked for appearing before Council and giving her report.

Canteen Attendant

It was reported that an advertisement has been placed in the Coast Guard Newspaper inviting applications for the casual part-time position of Canteen Attendant. Two applications were received.

Resolution C041120

Moved by L. Halliday and seconded by S. Strang that the Hiring Policy of the Municipality be waived.

AFFIRMATIVE

Sterling Belliveau
Fred Bower
Louise Halliday
Donna LeBlanc-Messenger
Sean Strang

NEGATIVE

Eddie Nickerson
Larry Stewart

Motion carried.

Resolution C041121

Moved by L. Halliday and seconded by S. Strang that it be recommended to Council that the Municipal Clerk and Arena Manager interview both applicants, Raegan Nickerson and Meagan Ossinger and provide a recommendation to Council.

AFFIRMATIVE

Sterling Belliveau

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Sean Strang

NEGATIVE

Eddie Nickerson

Larry Stewart

Motion carried.

Notice of Policy Amendment

Since it has been suggested by Council that the Community Health Care Advisory Committee membership be changed to allow for three members of Council, the Clerk provided proposed amendments to Policy No. 45.

It is proposed that “eleven (11)” be changed to “thirteen (13)” in the first line, of the first paragraph, and “one member” in the third line of the first paragraph be changed to “three members”.

Council must provide seven (7) days notice before considering policy amendments and therefore this proposed amendment will be considered by Council at their next meeting.

REPORT OF WARDEN

Rural Caucus Meeting

The Warden informed members that he will be unable to attend the November 25, 2004 Rural Caucus Meeting due to work commitments.

Since it was suggested by Council that the Rural Caucus Meeting would be a good place to discuss concerns expressed regarding vandalism on Halloween a resolution has been drafted:

WHEREAS recent events have emphasized the frustration of Law Enforcement Officials with the terms of the Young Offenders Act and the Youth Criminal Justice Act;

AND WHEREAS local Law Enforcement Officials are continually frustrated by acts of vandalism causing property damages perpetrated by youths during Halloween each year;

THEREFORE BE IT RESOLVED that the Nova Scotia Minister of Justice be strongly urged to request the review of the Young Offenders Act and the Youth Criminal Justice Act by both the federal and provincial governments to ensure both acts are revised to allow Law Enforcement Officials adequate regulations to deal with youth and young offenders.

The Warden informed members that he has discussed this matter with Lloyd Hines, Chair of the Rural Caucus, and if this resolution is passed Mr. Hines has requested that it be faxed to him for the November 25th meeting.

Moved by L. Halliday and seconded by L. Stewart that the above resolution be forwarded to the Rural Caucus for their endorsement.

Much discussion took place regarding the proposed resolution.

The Warden turned his chair over to the Deputy Warden in order that he could address the matter.

The Warden informed councillors that he has received a clear message from the R.C.M.P. that Law Enforcement Officials are experiencing problems with youth and young offenders due to the Young Offenders Act and the Youth Criminal Justice Act. Since these acts are currently being reviewed, now is the time to have these concerns addressed.

The Warden resumed his Chair.

It was noted that vandalism is not only a concern during Halloween.

Resolution C041122

Moved by L. Stewart and seconded by L. Halliday that the resolution be amended by deleting the words “during Halloween each year”.

Motion carried unanimously.

The main motion as amended, now reads as follows:

Resolution C041123

WHEREAS recent events have emphasized the frustration of Law Enforcement Officials with the terms of the Young Offenders Act and the Youth Criminal Justice Act;

AND WHEREAS local Law Enforcement Officials are continually frustrated by acts of vandalism causing property damages perpetrated by youths;

THEREFORE BE IT RESOLVED that the Nova Scotia Minister of Justice be strongly urged to request the review of the Young Offenders Act and the Youth Criminal Justice Act by both the federal and provincial governments to ensure both acts are revised to allow Law Enforcement Officials adequate regulations to deal with youth and young offenders.

Motion carried unanimously.

Resolution C041124

Moved by E. Nickerson and seconded by S. Strang that the other four (4) municipal units in the County, as well as the R.C.M.P. Detachments in the County, be requested to support the resolution.

Motion carried unanimously.

The municipal units and R.C.M.P. Detachments will be requested to forward their support to the Rural Caucus with a copy to us.

Team Shelburne

The Warden informed members that he had an opportunity to discuss the Shelburne Youth Centre and Team Shelburne with Gerald Keddy and Daryl Dexter. Mr. Dexter has requested more information on the proposal of Team Shelburne regarding the Youth Centre.

Licence Plates

The Warden informed members that he has been contacted by a company called *Licence to Play*. This company will provide custom licence plates at a cost of \$22.50 each, and if the Municipality is to order 30, the company will donate \$5.00 from each plate sold to Shelburne County Minor Hockey.

No decision was made on this fundraising proposal.

COMMITTEE REPORTS

Finance and Administration Committee

Hattie Perry and South West Environmental Protection Correspondence

Resolution C041125

Moved by F. Bower and seconded by D. Messenger that the Nova Scotia North Sea Delegation Report on North Sea Oil and Gas and Fisheries, published in March of 2004, be forwarded to Hattie Perry for her information.

Motion carried unanimously.

Resolution C041126

Moved by F. Bower and seconded by L. Stewart that representatives from the South West Shore Energy Office and the South West Nova Environmental Protection Group be requested to appear before Council to present their concerns for the preservation of the environment and for the development of the oil and gas industry in our area.

Motion carried unanimously.

South West District Health Authority Request

Resolution C041127

Moved by F. Bower and seconded by S. Strang that the Municipality contribute \$5,000 to the South West District Health Authority for the purpose of paying signing bonuses to specialists for the 2004/2005 fiscal year, and that future contributions will be reviewed at the time of their request. This payment will be made from funds previously placed in reserves to provide incentives for physicians.

Motion carried unanimously.

Physician Incentives

Resolution C041128

Moved by F. Bower and seconded by L. Stewart that Council approve the Physician Incentive Program as amended, which is as follows:

1. Physicians being recruited to the area will be required to sign a five (5) year agreement. Their families will be encouraged to come to the area at the same time as the doctor. If a five (5) year agreement is not acceptable, a shorter term agreement may be entered into at the discretion of the Committee.
2. The agreement will provide that any physician recruited will provide at least six (6) month's written notice prior to leaving to both the Municipality and to the doctor's patients.
3. The financial assistance for moving to the area in the amount of \$2,500 will continue to be provided, and the first month's free rent for a residence and an office in the Community Health Centre will also continue to be provided.
4. The Committee, along with the District Health Authority will continue to pursue locums at no cost to the Municipality.
5. The Municipality will further determine whether a nurse practitioner can be hired and will attempt to make this possible and to attract a nurse practitioner to the area.
6. An incentive will be offered to medical students who are graduating in the form of:
 - a) A financial incentive of \$10,000 per year in return for an annual commitment to practice within the Municipality payable after each year of service.

or

Free annual rent at the Community Health Centre in exchange for a commitment to practice in the Municipality.

Either of the above incentives will be offered at the choice of the physician for a term of five (5) years.

- b) This incentive will only be offered to graduating family physicians.

Motion carried unanimously.

Town of Clark's Harbour Request

Resolution C041129

Moved by F. Bower and seconded by S. Strang that the Municipality provide Development Officer services for the purpose of issuing development permits for the Town of Clark's Harbour, through the Municipal Development Officer.

Motion carried unanimously.

Barrington Wind Energy Request

Resolution C041130

Moved by F. Bower and seconded by S. Strang that the Municipality purchase the former GATR Site in West Baccaro from Government Services Canada on the condition that the Federal Government provides adequate assurance to the Municipality that the site is environmentally clean at the time of sale.

Moved by E. Nickerson and seconded by S. Strang that the above motion be amended by removing the words "at the time of sale".

Motion carried unanimously.

The original motion as amended was then voted on.

Motion carried unanimously.

Resolution C041131

Moved by F. Bower and seconded by S. Strang that the Municipality enter into an agreement with Barrington Wind Energy Limited for the leasing of property at Forbes Point for the purpose of locating wind turbine generators subject to a satisfactory agreement being drawn up by the Municipal Solicitor allowing the Municipality sufficient flexibility to be able to accept other offers on the property should the development of wind turbine generators not materialize.

Motion carried unanimously.

Resolution C041132

Moved by F. Bower and seconded by S. Strang that Barrington Wind Energy Limited be requested to provide information on the affect of wind turbine generators on aircraft radar and other related radar installations.

Motion carried unanimously.

Resolution C041133

Moved by F. Bower and seconded by S. Strang that the Municipality enter into a similar option agreement with Barrington Wind Energy Limited for the GATR Site location containing the same conditions provided for in the option agreement on the Forbes Point location.

Motion carried unanimously.

Waste Management

Resolution C041134

Moved by F. Bower and seconded by S. Strang that the Municipality respond to Waste Check's offer for the investment of Diversion Credits by informing the Authority that the Municipality is currently consulting their legal counsel regarding this proposal and will respond to the Authority as soon as the consideration of the proposal has been completed.

Motion carried unanimously.

Sidewalk Snow Clearing

Resolution C041135

Moved by F. Bower and seconded by D. Messenger that Municipal Staff obtain further information on the cost of providing alternative equipment such as a snow blower, a bobcat or a backhoe for the purpose of removing snow from the sidewalks in Barrington Passage.

Motion carried unanimously.

Resolution C041136

Moved by F. Bower and seconded by S. Strang that the Municipality continue to have the snow removal done by Levy's Service Centre as was done the previous two years, in the interim, until further information is obtained.

Motion carried unanimously.

Sidewalk at the Causeway

Resolution C041137

Moved by F. Bower and seconded by S. Strang that the Municipality proceed with the construction of the sidewalk at the Causeway as per the estimates received from Lefarge Canada Incorporated and that the additional funds be obtained from the Special Reserve Fund Capital.

AFFIRMATIVE

Sterling Belliveau

Fred Bower

Donna LeBlanc-Messenger

Eddie Nickerson

Larry Stewart

Sean Strang

NEGATIVE

Louise Halliday

Motion carried.

The Municipal Clerk suggested that it may be advisable to wait until spring before carrying out this work.

It was reported that a letter has been received from David Ellis of East Baccaro expressing his interest in purchasing a parcel of land owned by the Municipality of Barrington. The land in question is located adjacent to his property and he is interested in enlarging his lot.

Resolution C041138

Moved by F. Bower and seconded by S. Strang that since the property owned by the Municipality located at #1219 Port LaTour Road is of no discernable use to the Municipality, that it be publicly advertised for sale.

Motion carried unanimously.

Sherose Island

Resolution C041139

Moved by F. Bower and seconded by L. Stewart that the Municipal Solicitor be contacted regarding the liability of the Federal Government for potential contamination on Sherose Island.

Motion carried unanimously.

Ex-Officio Voting

Resolution C041140

Moved by F. Bower and seconded by S. Strang that Municipal Staff draft an amendment to Council Policy and that notice be given at the next Council meeting of consideration of this amendment. The amendment to be considered would provide that ex-officio members of committees do not vote at committee meetings.

Motion carried unanimously.

Organizational Chart

Resolution C041141

Moved by F. Bower and seconded by S. Strang that the Municipality's current organizational chart be approved as circulated.

Motion carried unanimously.

A copy of the chart is attached and forms part of the minutes.

Planning Advisory Committee Meeting

Coastal Wetlands Amendment

Moved by D. Messenger and seconded by S. Strang that the Municipality obtain an engineer's opinion regarding the proposed amendments to the Municipal Planning Strategy and Land Use By-Law regarding development in Coastal Wetland areas.

Much discussion took place regarding this motion.

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The Warden turned his Chair over to the Deputy Warden in order that he could address the motion.

The Warden then resumed his Chair.

Resolution C041142

Moved by E. Nickerson and seconded by L. Halliday that the above motion be amended to require an estimate of costs be obtained first and then the matter be further considered by Council.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Sterling Belliveau	Louise Halliday
Fred Bower	
Donna LeBlanc-Messenger	
Eddie Nickerson	
Larry Stewart	
Sean Strang	

Motion carried.

Resolution C041143

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

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Sterling Belliveau	Larry Stewart
Fred Bower	
Louise Halliday	
Donna LeBlanc-Messenger	
Eddie Nickerson	
Sean Strang	

Motion carried.

Sign Regulations

Moved by D. Messenger and seconded by L. Halliday that the Municipality not proceed with the regulation of signs at this time because the imposition of such regulations would have no affect on the placing or removal of signs on telephone poles and power poles at the Causeway which are in the right-of-way of the highway and out of the jurisdiction of the Municipality.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Sterling Belliveau	Fred Bower
Donna LeBlanc-Messenger	Louise Halliday
Larry Stewart	Eddie Nickerson
	Sean Strang

Motion defeated

Resolution C041144

Moved by L. Halliday and seconded by S. Strang that the sign problem be addressed by writing

letters to the Department of Transportation & Public Works, Aliant and Nova Scotia Power requesting them to take steps to address the illegal posting of signs on their property throughout the Municipality.

AFFIRMATIVE

Fred Bower
Louise Halliday
Donna LeBlanc-Messenger
Eddie Nickerson
Larry Stewart
Sean Strang

NEGATIVE

Sterling Belliveau

Motion carried.

Resolution C041145

Moved by E. Nickerson and seconded by L. Halliday that Municipal Staff take no action on the regulation of signs in the Municipality until a response has been received back from the Department of Transportation & Public Works, Aliant and Nova Scotia Power.

Motion carried unanimously.

Hiring Committee

Property Services Technician

Resolution C041146

Moved by E. Nickerson and seconded by S. Strang that the Municipality hire Shenton Allen as Property Services Technician.

Motion carried unanimously.

District Health Authority

Councillor Halliday informed members that she attended the meeting of the District Health Authority held on November 17, 2004.

Resolution C041147

Moved by L. Halliday and seconded by S. Strang that representatives of the District Health Authority be invited to attend a special meeting of Council to discuss the various initiatives of the Authority and that the Town of Clark's Harbour Council be invited to attend as well.

Motion carried unanimously.

It was agreed that the date for the special council meeting be scheduled early in the new year.

S.S.T.

Councillor Halliday informed members that the S.S.T. met on Thursday, November 18, 2004. It

appears that there is nothing that can be done regarding the awarding of the school tender to B.D. Stephens. The S.S.T. Committee is hoping to meet with Paul MacLellan in the near future.

Community Health Care Advisory Committee

Resolution C041148

Moved by F. Bower and seconded by S. Strang that Councillor Halliday attend meetings of the Community Health Care Advisory Committee in the interim until amendments to the Community Health Care Advisory Committee Policy have been approved by Council.

Motion carried unanimously.

The Lighthouse Room Official Opening

It was reported that members have received an invitation to attend the Official Opening of the Cancer Patient and Family Resource Room called "The Lighthouse Room", as well as the new office location of the Canadian Cancer Society, on November 23, 2004.

Resolution C041149

Moved by L. Halliday and seconded by S. Strang that any councillor wishing to attend may do so and expenses will be paid by the Municipality.

Motion carried unanimously.

CLERK-TREASURER'S REPORT

The Clerk-Treasurer provided a report outlining activities during the month of October 2004.

ADJOURNMENT

Moved by F. Bower that the meeting adjourn.

The meeting was adjourned at 8:55 p.m.

Warden

Clerk

Secretary for the Meeting

Copied for Councillors on November 24, 2004 by Sharon Brannen.0.

