

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, August 14, 2006.

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

COUNCILLOR RESIGNATION

The Warden informed Council that Fred Bower has resigned as Municipal Councillor effective August 9, 2006.

The Warden then informed members that it is now necessary to elect a new Deputy Warden.

ELECTION OF DEPUTY WARDEN

Moved by S. Strang and seconded by L. Stewart that Councillor Donna LeBlanc-Messenger be nominated for the position of Deputy Warden.

The nomination was accepted by Councillor Messenger.

Moved by S. Strang and seconded by D. Messenger that Councillor Eddie Nickerson be nominated for the position of Deputy Warden.

The nomination was accepted by Councillor Nickerson.

After a call of three more times, no further nominations were received.

Both nominees were given an opportunity to address Council.

Consistent with Policy No. 52 "Council Meetings and Proceedings Policy" the election of Deputy Warden was determined by secret ballot. It was agreed that the Clerk and Deputy Clerk act as scrutineers.

As a result of the vote by secret ballot, Eddie Nickerson was declared elected Deputy Warden as he received the majority of votes.

Moved by S. Strang and seconded by E. Nickerson that the Clerk be instructed to destroy the ballots used this evening.

Motion carried unanimously.

The oath for Deputy Warden was then administered.

ROLL CALL

The Clerk reported that all councillors representing all districts of the Municipality were present with the exception of the two vacancies existing in districts 1 and 4.

- Warden Louise Halliday
- Deputy Warden Eddie Nickerson
- Councillor Donna LeBlanc-Messenger
- Councillor Larry Stewart
- Councillor Sean Strang

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

DECLARATION OF CONFLICT OF INTEREST

There were no declarations of conflict of interest declared at this time.

APPROVAL OF MINUTES

Moved by S. Strang and seconded by L. Stewart that the minutes of the Regular Council Meeting held July 24, 2006 and the Special Council Meeting held July 31, 2006 be approved as circulated.

Motion carried unanimously.

BY-ELECTION

The Clerk informed members that it will be necessary to carry out a by-election in District 4 to fill the existing vacancy. It was suggested that the by-election be held on October 21, 2006.

Resolution C060801

Moved by L. Stewart and seconded by S. Strang that the by-election to be held in District 4 be held on October 21, 2006 and that the last provincial list of electors be used.

Motion carried unanimously.

The Clerk informed members that he has been in conversation with Sherry Sears, Returning Officer for the by-election currently being carried out in District 1 and she may be interested in carrying out the by-election in District 4. Mrs. Sears will give us her decision in the very near future.

CORRESPONDENCE

Nova Scotia Business Inc.

The Clerk informed members that correspondence has been received indicating that Steven Lund, President and CEO of Nova Scotia Business Inc. will be in Shelburne on Wednesday, August 16, 2006 to meet with mayors, wardens, RDAs and CBDCs to determine the issues concerning

Shelburne County.

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Resolution C060802

Moved by L. Stewart and seconded by E. Nickerson that the Warden be authorized to attend this meeting and that her expenses be paid by the Municipality.

Motion carried unanimously.

C.S.I. Causeway

In advance to the meeting each member was provided with a copy of a letter received from the Nova Scotia Department of Transportation and Public Works regarding the Cape Sable Island Causeway. The letter was from Mr. Ian MacCallum, Environmental Analyst. The letter advised that he visited Cape Sable Island on March 13, 2006 to look at conditions at North East Point near the Cape Sable Island Causeway. The letter advised that the Department of Transportation and Public Works is not prepared to initiate engineered mitigation to prevent infilling of the cove or further extension of the sandspit. The Department is suggesting the following actions be taken:

- that the Municipality take part in a beach and dune protection program, which may include a partnership with DNR, to manage the use of the beach and dunes and raise community awareness of the need for their protection;
- that the Municipality revisit the trail network and boardwalks proposed by DNR in their correspondence to the Municipality in May 2005 in order to protect and enhance the growth of beach grasses on the spit and retain sand in the dune system;
- that DNR, the Municipality and DTPW monitor the success of the dune protection program, and the rate and direction of the growth of the spit, the dune grasses and the mouth of the cover; and
- that the Municipality discuss with the Department of Environment and Labour possible sources of contaminated materials that may be discharging to the west of Cape Sable Island Causeway to form the deposits you have described.

Resolution C060803

Moved by D. Messenger and seconded by S. Strang that this matter be referred to the next meeting of the Committee of the Whole for further discussion.

Motion carried unanimously.

Financial Reporting and Accounting Manual

The Clerk informed members that Service Nova Scotia & Municipal Relations have made changes to the accounting system for Nova Scotia municipalities. As a result of these changes submission deadlines have been extended to September 30, 2006.

TIANS

The Clerk informed members that the 2006 Annual TIANS Conference will be held December 3 - 5, 2006 in Halifax.

Resolution C060804

Moved by E. Nickerson and seconded by S. Strang that the V.I.C. Manager, Diane Smith, be requested to attend this conference.

Motion carried unanimously.

Rural Caucus Funding

It was reported that a copy of a letter has been received from the Region of Queens which was addressed to the Union of Nova Scotia Municipalities regarding funding. The Region of Queens is requesting that funding for the Rural Caucus be provided by the Union of Nova Scotia Municipalities. The letter further stated that the current Caucus setup is a formal part of the UNSM and should be funded from the general revenues of the organization.

It was noted that the Municipality of Barrington has taken a very similar stand on the request.

Resolution C060805

Moved by E. Nickerson and seconded by L. Stewart that a copy of the letter from this Council addressed to the Rural Caucus regarding the request for funding be forwarded to all rural municipal units in Nova Scotia.

Motion carried unanimously.

CCTV Recording System

The Clerk informed members that a response has now been received from the Department of Justice stating that their department is not responsible for the maintenance or upgrade of municipal police lock-ups and therefore will not be covering the cost of the installation of a CCTV system.

The letter further advised that the installation of CCTV recording systems in all police lock-ups is currently under review by the Provincial Integrated Lockup Committee. This review when complete anticipates such systems will be mandatory.

Resolution C060806

Moved by S. Strang and seconded by E. Nickerson that this matter be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

South West Nova Transition House Association

The Clerk informed members that a thank you letter has been received from the South West Nova Transition House Association thanking council for their grant of \$2,000.00.

Heritage Property

The Clerk informed members that a letter has been received from David and Angela Fry requesting permission to re-roof their heritage home located at 1107 Centreville. This request would normally be dealt with by the Heritage Advisory Committee but since they are not scheduled to meet again until September the request is being presented to Council.

Resolution C060807

Moved by D. Messenger and seconded by S. Strang that David and Angela Fry be granted approval to re-shingle and carry out repairs to the roof of their heritage home located in Centreville, as per their request.

Motion carried unanimously.

REPORT OF WARDEN

The Warden provided a brief report of her activities since the last meeting of Council.

COMMITTEE REPORTS

Seniors Garden Party

Councillor Messenger informed members that she attended the Seniors Garden Party held in Clark's Harbour on August 8, 2006.

Community Health Care Advisory Committee

Councillor Messenger gave a brief report on the last meeting of the Community Health Care Advisory Committee. The committee continues to review the doctor incentive package and doctor recruitment. She reported that Dr. Steven Lee will be coming to the area on August 27th and will be here on a locum from the 28th of August until the end of October.

Hiring Committee Meeting

Recreation Director Vacancy

Resolution C060808

Moved by S. Strang and seconded by D. Messenger that the Municipality hire Eric MacKenzie for the position of Recreation Director and name Jennifer Spencer as the alternate for the position.

AFFIRMATIVE

Louise Halliday
Donna LeBlanc-Messenger
Sean Strang

NEGATIVE

Eddie Nickerson
Larry Stewart

Motion carried.

Committee of the Whole Council

CED Centre/Library

Resolution C060809

Moved by S. Strang and seconded by E. Nickerson that the engineer, Mark MacIsaac, be paid the additional \$1,143.99, which includes H.S.T., for engineering services provided between February 28, 2006 and July 26, 2006.

Motion carried unanimously.

Tax Write-Off

Resolution C060810

Moved by S. Strang and seconded by L. Stewart that the Municipality write off the outstanding taxes of \$30.95 on the Glenwright Nickerson Memorial Ball Field as they are deemed to be uncollectible.

Motion carried unanimously.

Discover Shelburne County

Resolution C060811

Moved by S. Strang and seconded by D. Messenger that the Municipality become a member of Discover Shelburne County and pay the required membership fee of \$50.00.

Motion carried unanimously.

Arena Secretary

Resolution C060812

Moved by S. Strang and seconded by L. Stewart that Shelly Atwood be made full-time Arena Secretary and qualify for pension and medical benefits immediately, if acceptable to our insurer.

Motion carried unanimously.

Phil Scott Sign

Resolution C060813

Moved by S. Strang and seconded by D. Messenger that a letter of congratulations be sent to Darren Hudson congratulating him on his accomplishment of becoming World Logrolling Champion for a second consecutive year.

Motion carried unanimously.

Stage Coach Inn

Resolution C060814

Moved by S. Strang and seconded by D. Messenger that a letter be provided to the owner of the Stage Coach Inn in support of his application for licensing as a Community Based Option Home for senior citizens in our area.

Motion carried unanimously.

Road Name

Resolution C060815

Moved by S. Strang and seconded by D. Messenger that a new street in Anthony Mini Home Estates Mobile Home Park which is to connect to the eastern side of Forest View Drive parallel to the Forest Ridge School property be name Michael Avenue.

Motion carried unanimously.

McGray Avenue

Councillor Stewart informed the Clerk of a complaint he had received. The complainant advised that one of the lights along McGray Avenue has become loose, one post has been broken off, bushes and grass in the area are high and need to be cut, and litter in the area needs to be picked up.

The Clerk informed members that he will have Municipal Staff deal with the concerns.

NEW BUSINESS

Tenders - Spruce Drive Road Upgrade

The Clerk informed members that an advertisement had been placed in the Coast Guard Newspaper calling for tenders for the Spruce Drive Road Upgrade Project. The deadline for tenders was August 14, 2006 at 4:00 p.m.

Tenders were opened by the Warden and were as follows:

- | | | |
|--|---|---------------------------|
| - Eugene Newell and Sons Construction Ltd. | - | \$70,175.16, plus H.S.T. |
| - Harlow Construction Limited | - | \$116,814.00, plus H.S.T. |
| - Vaughne Lake Construction Limited | - | \$84,464.50, plus H.S.T. |

Resolution C060816

Moved by L. Stewart and seconded by S. Strang that the tenders received be reviewed by the engineer and the lowest tender be accepted subject to it meeting specifications of the tender call.

Motion carried unanimously.

Tenders - Owaissa Park Fence

The Clerk informed members that tenders were called for the supply and installation of the Owaissa Park fence. Deadline for tenders was August 14, 2006 at 4:00 p.m. Four (4) tenders were received.

Conflicts of Interest

Warden Louise Halliday

The Warden declared conflict of interest since one of the tenders received was from her brother-in-law.

The Warden turned her chair over to the Deputy Warden, vacated her seat and proceeded to the spectator area.

Councillor Donna LeBlanc-Messenger

Councillor Donna LeBlanc-Messenger also declared conflict of interest since one of the tenders was received from her employer.

Councillor Messenger vacated her seat and proceeded to the spectator area.

The tenders were then opened by the Deputy Warden and were as follows:

- Maritime Fence:
 - Option #1, Iron Eagle Model Silver - \$30,900.00, plus H.S.T.
 - Option #2, Iron Eagle Model 2110 - \$31,831.00, plus H.S.T.
- Eastern Fence Erectors Limited:
 - Style Eagle 2110 - \$29,375.00, plus H.S.T.
- Wiles Welding Ltd.:
 - Option #1 - \$26,000.00, plus H.S.T.
 - Option #2 - \$26,500.00, plus H.S.T.
 - Option #3 - \$31,000.00, plus H.S.T.
- Wilson's Shopping Centre
 - Eagle 2110 - \$37,699.00, plus H.S.T.

Resolution C060817

Moved by S. Strang and seconded by L. Stewart that the lowest tender be accepted subject to it meeting all requirements of the tender call.

Motion carried unanimously.

The Warden then returned to the chair.

Councillor Donna Messenger also returned to the table.

JOINT EMO COORDINATOR

The Clerk informed members that an advertisement was placed in the Coast Guard Newspaper for the position of Joint EMO Coordinator. Two applications were received which were from the following:

- James P. Newell, Cape Sable Island
- Marvin J. Blades, Baccaro

The Clerk informed members that interviews were conducted by the Joint EMO Executive Committee the last time an Emergency Measures Coordinator was hired.

Resolution C060818

Moved by S. Strang and seconded by L. Stewart that the Joint EMO Executive Committee interview the two applicants and make a recommendation to both councils.

Motion carried unanimously.

INDOOR SOCCER PROGRAM

In advance to the meeting each member was provided with a copy of an email addressed to Ray Green from Shelly d'Eon, President of the Rosalin Nickerson Care Fund, and coach of the soccer program.

Mrs. d'Eon advised that she is finding it very difficult to offer her indoor soccer program to the children of Forest Ridge Academy due to the restrictions put in place regarding insurance coverage, therefore she is requesting the assistance of the Municipality of Barrington. She is requesting that the indoor soccer program be offered as a Recreation Department program and be covered under the Municipality's insurance policy. This would allow her to offer the program at Forest Ridge Academy as well as the new Barrington Municipal High School. She is proposing that the Recreation Department collect all the money that is raised during the fall and spring soccer programs, with the understanding that the money will be donated back to the Rosalin Nickerson Care Fund.

Resolution C060819

Moved by D. Messenger and seconded by S. Strang that the request from Shelly d'Eon be referred to the Committee of the Whole for further consideration.

Motion carried unanimously.

INTERVIEW MICHAEL HENNIGAR RE: SEWER SERVICES

Mr. Hennigar appeared before Council and requested clarification on Section 338 of the Municipal Government Act, Section 3.16 of the Subdivision By-Law, Section 15.03 of the Subdivision By-Law and the Mobile Home Park By-Law.

Mr. Hennigar indicated that he felt that the sections were contrary to one another and requested clarification.

Much discussion took place regarding this matter.

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Resolution C060820

Moved by D. Messenger and seconded by E. Nickerson that the request received from Michael Hennigar be referred to the Committee of the Whole for further discussion and that Gary Saunders, Municipal Planner, and Mike Hennigar both be invited to be present.

AFFIRMATIVE

Louise Halliday
Donna LeBlanc-Messenger
Eddie Nickerson
Larry Stewart

NEGATIVE

Sean Strang

Motion carried.

It was agreed that this matter be placed on the agenda for discussion at 7:00 p.m.

To ensure that Mr. Hennigar's questions are addressed, he was requested to put his questions in writing. A copy of Mr. Hennigar's questions will be forwarded to the Municipal Planner in advance to the meeting.

CLOSED SESSION OF COUNCIL

The Regular Council Meeting was adjourned in order to hold a Closed Session of Council.

At this time a Closed Session of Council was held to deal with a legal matter and personnel matter.

The Regular Council Meeting was called back to order.

SIDEWALK - BARRINGTON PASSAGE

The budget contains provisions for a sidewalk to be constructed in front of the new library. Question was raised as to whether the tender should require the contractors bidding to provide a security deposit.

Resolution C060821

Moved by D. Messenger and seconded by L. Stewart that when calling for tenders for the extension of the sidewalk in Barrington Passage that the contractors be required to provide a security deposit of 10%.

Motion carried unanimously.

ADJOURNMENT

Moved by D. Messenger that the meeting adjourn.

The meeting was adjourned at 9:55 p.m.

Warden

Clerk

____ Secretary for the Meeting

On website August 15, 2006.