

Minutes of the Regular Meeting of the Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, July 9, 2007.

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, with the exception of Deputy Warden Nickerson. It is expected that Deputy Warden Nickerson will be arriving shortly.

- Warden Louise Halliday
- Deputy Warden Eddie Nickerson (7:05 p.m.)
- Councillor George El-Jakl
- Councillor Donna LeBlanc-Messenger
- Councillor Wilford Smith
- Councillor Larry Stewart
- Councillor Sean Strang
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

### DECLARATIONS OF CONFLICT OF INTEREST

It was noted that a matter will be discussed in Closed Session that Deputy Warden Nickerson may wish to declare conflict of interest.

### APPROVAL OF MINUTES

**Moved** by S. Strang and seconded by W. Smith that the minutes of the 128<sup>th</sup> Annual Council Meeting held June 25<sup>th</sup> and the Continuation of the 128<sup>th</sup> Annual Council Meeting held July 3, 2007 be approved as circulated.

Motion carried unanimously.

Deputy Warden Nickerson joined the meeting.

### NEW BUSINESS

#### April Scott - World Logrolling Championships

April Scott, Marcel Scott and Dakota Scott-Digout appeared before the meeting. Ms. Scott informed members that on July 14<sup>th</sup> the three member team will be traveling to Stillwater, Minnesota to compete in the world championships of logrolling and boom running. Following that competition they will journey to Hayward, Wisconsin to the lumberjack world championships. The trip is estimated to cost \$6,000.00. Ms. Scott is requesting the Municipality of Barrington to sponsor them to help defray the cost of the trip. Ms. Scott stated that this is a unique sport that has and will continue to show Barrington Municipality, Nova Scotia and Canada, in a favorable light to the rest of the world.

The Warden turned the Chair over to the Deputy Warden in order that she could address the matter.

The Warden stated that other groups and organizations requesting funding for similar events have been denied in the past.

After commenting on the matter, the Warden resumed the Chair.

**Moved** by E. Nickerson and seconded by S. Strang that \$100.00 from the District 7 Community Grants Fund be provided to April Scott to assist with the cost of the trip to attend the world logrolling and world lumberjack championships.

Resolution C070712

**Moved** by L. Stewart and seconded by D. Messenger that the above motion be amended to change the amount from \$100.00 to \$150.00 and that the motion also include districts 5 and 6.

**AFFIRMATIVE**

George El-Jakl  
Donna LeBlanc-Messenger  
Eddie Nickerson  
Wilford Smith  
Larry Stewart  
Sean Strang

**NEGATIVE**

Louise Halliday

Motion carried.

The main motion as amended now reads as follows:

Resolution C070713

“...that \$150.00 from Districts 5, 6 and 7 of the Community Grants Fund be granted to April Scott to assist with the cost of the trip to attend the world logrolling and world lumberjack championships.”

**AFFIRMATIVE**

George El-Jakl  
Donna Leblanc-Messenger  
Eddie Nickerson  
Wilford Smith  
Larry Stewart  
Sean Strang

**NEGATIVE**

Louise Halliday

Motion carried.

Resolution C070714

**Moved** by D. Messenger and seconded by W. Smith that \$150.00 from Districts 3 & 4 also be provided to April Scott to assist with the cost of the trip to attend the world logrolling and world lumberjack championships.

**AFFIRMATIVE**

George El-Jakl  
Donna LeBlanc-Messenger  
Eddie Nickerson  
Wilford Smith  
Larry Stewart  
Sean Strang

**NEGATIVE**

Louise Halliday

Motion carried.

As a result of the above motions, April Scott will receive \$750.00 to assist with the cost of their trip.

April, Marcel and Dakota thanked Council and left the meeting.

Th'YARC

Jamie Colbeck and Delores Atwood, of the Yarmouth Arts Regional Council (The YARC), appeared before the meeting. Mr. Colbeck informed members that the Region has been redefined from the Tri-County Region of Digby, Shelburne and Yarmouth counties to the area from Barrington to Clare. Mr. Colbeck informed members that his purpose for appearing before Council tonight was to inform Council of Th'YARC's redefined boundaries and to advise of future plans, and to invite Council to become a member with the Yarmouth Arts Regional Council. Mr. Colbeck and Ms Atwood encouraged Council to get involved with plans and to be part of the Yarmouth Arts Regional Council.

Resolution C070715

**Moved** by S. Strang and seconded by G. El-Jakl that this matter be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

R.C.M.P. Monthly Report

Sgt. Bill Mooney appeared before the meeting and presented stats for the month of June 2007.

Some discussion took place.

Sgt. Mooney was thanked for appearing before Council and making his presentation.

MATTERS ARISING FROM THE MINUTES

Unpaid Breaks

Amendments to the Labour Standards Code require employers to provide for a ½ hour break to employees working five (5) consecutive hours. The break may be paid or unpaid as determined by the employer.

The Clerk is suggesting that some Municipal employees be allowed to have a ½ hour paid break at which time they will still be available to work if need be.

Much discussion took place regarding this matter. Reference was made to a previous motion made by Council at their meeting held June 25, 2007. That motion required the work hours of Property Services employees to be amended in order to comply with the Labour Standards Code of Nova Scotia, and that they be required to work 8 hours daily with a ½ hour unpaid break.

Since no action has been taken on this motion as yet, Council may take steps to rescind this motion.

Resolution C070716

**Moved** by E. Nickerson and seconded by W. Smith that notice be given that the Municipal Council will consider a motion to rescind the June 25th motion at the next meeting of Council.

**AFFIRMATIVE**

George El-Jakl  
Louise Halliday  
Donna LeBlanc-Messenger  
Eddie Nickerson  
Wilford Smith

**NEGATIVE**

Larry Stewart  
Sean Strang

Motion carried.

CORRESPONDENCE

Safe Grad

The Clerk informed members that a thank you letter has been received from the Barrington Municipal High School thanking Council for their donation towards Safe Grad activities.

Roseway Hospital Charitable Foundation

The Clerk informed members that correspondence has been received from the Roseway Hospital Charitable Foundation advising that they have agreed to forgive another \$20,000.00 of the loan towards the Community Health Centre.

Atlantic Accord

Correspondence has been received from the Union of Nova Scotia Municipalities regarding the Atlantic Accord. The UNSM President Councillor Russell Walker is encouraging municipal units to write to the Prime Minister opposing Ottawa's action to reduce Nova Scotia's right to the Accord. The recently passed 2007 Federal Budget contains provisions to deprive Nova Scotia of as much as \$1.3 Billion Dollars over the life of the agreement.

Resolution C070717

**Moved** by S. Strang and seconded by D. Messenger that a letter of opposition be forwarded to the Prime Minister.

Motion carried unanimously.

CRTC Guidelines

The Clerk informed members that correspondence has been received from the Municipality of the County of Richmond which expressed concern and disappointment regarding the new CRTC guidelines that allow major phone companies to raise the price of residential service in rural areas. The population of rural areas makes the cost of providing services higher on a per customer basis.

Walk for a Cure

Correspondence has been received from Shelly D'Eon of the Rosalin Nickerson Care Fund. Ms. D'Eon is planning an event "Walk For A Cure" to be held on September 28, 2007. She is requesting that the event be held at the Recreation Complex. Further information on the request is required.

It was agreed that this matter be tabled until later in the meeting. An attempt will be made to contact Shelly D'Eon during break.

Canadian Association for Civilian Oversight of Law Enforcement Conference

Correspondence has been received advising that there will be a Canadian Association for Civilian Oversight of Law Enforcement held on October 10<sup>th</sup>, 11<sup>th</sup>, and 12<sup>th</sup>, 2007, in Halifax.

No interest was expressed by councillors in attending this conference.

July 22, 2007 Garden Party

An invitation has been received from the Shelburne Historical Society and the Black Loyalist Heritage Society inviting members to attend their annual Garden Party on July 22<sup>nd</sup> in recognition of the 224<sup>th</sup> anniversary of the Loyalist Landing in Shelburne and Birchtown.

Environmental Registry

Correspondence has been received from the Department of Environment & Labour advising that as part of their commitment to provide greater ease of access to environmental registry records for all Nova Scotians, the Department will soon be releasing the first phase of the Environmental Registry on-line project. Records such as listings of certified individuals, protected water designations and regulations, and an extended listing of NSEL environmental policies, guidelines and procedures will be available electronically by visiting the NSEL website.

WARDEN'S REPORT

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

REPORT OF COUNCILLORS

Each member of Council was given an opportunity to report on their activities since the last meeting of Council.

During these reports it was noted that lobsters are now boiled and delivered by R & D Nickerson Fish Products Ltd. located in Shag Harbour.

MINK RANCH

Resolution C070718

**Moved** by G. El-Jakl and seconded by W. Smith that Frank Anderson of the South West Shore Development Authority be invited to attend an upcoming meeting of Council to provide an update on the mink ranch project.

AFFIRMATIVE

George El-Jakl  
Louise Halliday  
Donna LeBlanc-Messenger  
Eddie Nickerson  
Wilford Smith

NEGATIVE

Larry Stewart  
Sean Strang

Motion carried.

CONTINUATION OF NEW BUSINESS

Destination South West Nova Scotia Association

Correspondence has been received from Destination South West Nova Scotia Association requesting a municipal contribution for the fiscal year 2007/2008 for \$4,960.00.

Resolution C070719

**Moved** by D. Messenger and seconded by S. Strang that the Destination South West Nova Scotia Association be provided a grant in the amount of \$2,000.00.

Motion carried unanimously.

Second Council Meeting in July

The Clerk informed members that it is necessary to hold the second Council meeting in July, on Tuesday, July 24, 2007. This is necessary in order to meet the requirements of the second reading of amendments to the sewer by-laws relating to the increase in the sewer service charges.

Resolution C070720

**Moved** by W. Smith and seconded by L. Stewart that the tax bills including sewer charges not be mailed until after the second reading of the proposed amendments to the sewer by-law.

**AFFIRMATIVE**

George El-Jakl  
Louise Halliday  
Wilford Smith  
Larry Stewart  
Sean Strang

**NEGATIVE**

Donna Leblanc-Messenger  
Eddie Nickerson

Motion carried.

2006 Aboriginal Business Directory

Members were informed that copies of the 2006 Nova Scotia Aboriginal Business Directory have been received. Individuals wishing to review this directory may do so by contacting the office.

Walk For A Cure

During the break attempts were made to contact Shelly D'Eon for further information, without success.

Resolution C070721

**Moved** by G. El-Jakl and seconded by S. Strang that the Clerk contact Shelly D'Eon for further information and inform her of the requirements of the Municipality.

Motion carried unanimously.

CLOSED SESSION OF COUNCIL RE: LEGAL MATTER

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

Conflict of Interest

Deputy Warden Eddie Nickerson declared conflict of interest, vacated his seat and left the meeting as his step-father was contracted to do work by one of the principals involved in the legal matter.

The Regular Council Meeting was called back to order.

Harlow Construction Ltd. Re: Tender Award

Resolution C070722

**Moved** by S. Strang and seconded by W. Smith that the Municipality pay Harlow Construction Limited \$20,000.00 to settle a legal dispute in regards to the awarding of a tender for the CED Centre/Library.

**AFFIRMATIVE**

Louise Halliday  
Eddie Nickerson  
Wilford Smith  
Larry Stewart  
Sean Strang.

**NEGATIVE**

George El-Jakl  
Donna LeBlanc-Messenger

Motion carried.

Walk For A Cure

**Moved** by G. El-Jakl and seconded by D. Messenger that if Shelly D'Eon meets all the requirements of the Municipality then the proposed event "Walk for a Cure" be permitted to be held at the Recreation Complex.

**AFFIRMATIVE**

George El-Jakl  
Louise Halliday  
Donna LeBlanc-Messenger

**NEGATIVE**

Eddie Nickerson  
Wilford Smith  
Larry Stewart  
Sean Strang

Motion defeated.

ADJOURNMENT

**Moved** by W. Smith and seconded by G. El-Jakl that the meeting adjourn.

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

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Warden

Clerk

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Secretary for the Meeting

**On website July 10, 2007.**