

## COMMITTEE OF THE WHOLE COUNCIL MEETING

August 31, 2009

The meeting was called to order by the Chair at 7:00 p.m., in the Conference Room, in the Administrative Centre, in Barrington, N.S., with the following members present:

- Louise Halliday, Chair
  - Murray Atkinson
  - George El-Jakl
  - Shaun Hatfield
  - Donna LeBlanc-Messenger
  - Cecil O'Donnell
  - Cathy Stoddard
- Lesa Rossetti, Secretary for the Meeting

### ADDITIONS TO AGENDA

The following items were added to the agenda:

- Mike Hennigar Letter.
- Cat Rock Drive.

### APPROVAL OF AGENDA

**Moved** by G. El-Jakl and seconded by M. Atkinson that the agenda be approved as amended.

Motion carried unanimously.

### APPROVAL OF MINUTES

**Moved** by G. El-Jakl and seconded by D. Messenger that the minutes of the last meeting held August 17, 2009 be approved as circulated.

Motion carried unanimously.

### PRESENTATION BY GEORGE NICKERSON RE: BURRILL'S ROAD - GOOSE LAKE

Mr. George Nickerson appeared before the meeting. He requested permission from the Municipality to upgrade Burrill's Road, in the Goose Lake area, which is owned by the Municipality. He indicated that the road is well used by people visiting the area. Approximately 10 camp lease holders use this road for access to their camps. People receiving wood cutting permits also use this road to access firewood. He informed members that in order for him to carry out the necessary repairs to the road, the Department of Environment requires permission from the property owner. Mr. Nickerson informed members that the Department of Fisheries and Oceans will also become involved. At present, Mr. Nickerson plans to carry out the upgrades at his cost.

General discussion also took place regarding liability.

Resolution COW090821

**Moved** by S. Hatfield and seconded by C. Stoddard that it be recommended to Council that permission be granted to Mr. George Nickerson to carry out the necessary upgrades to Burrill's Road, Goose Lake, and that all upgrades carried out be in accordance with requirements of the Department of Environment and the Department of Fisheries and Oceans.

**AFFIRMATIVE**

Murray Atkinson  
Shaun Hatfield  
Donna LeBlanc-Messenger  
Cecil O'Donnell  
Cathy Stoddard

**NEGATIVE**

George El-Jakl  
Louise Halliday

Motion carried.

Due to the time restrictions involved in making application to the Department of Environment, it was agreed that a Special Meeting of Council be held to deal with the recommendation granting permission to George Nickerson to upgrade Burrill's Road.

Resolution COW090822

**Moved** by S. Hatfield and seconded by C. O'Donnell that a Special Meeting of Council be held on September 8, 2009, prior to the Committee of the Whole Meeting scheduled for that evening, to deal with Mr. Nickerson's request. It was agreed that the meeting commence at 6:45 p.m.

Motion carried unanimously.

**RCMP REPORT**

Sgt. Bob Forbes of the Barrington RCMP Detachment appeared before meeting. Sgt. Forbes presented statistics for the years 2006, 2007, 2008, and 2009 January to June.

Sgt. Forbes suggested that councillors review the information and he answer any questions they may have at the next meeting he attends.

The High School parking situation on Oak Park Road was questioned. Sgt. Forbes informed members that the Department of Transportation has posted the area near the school as a "No Parking Zone". He informed members that officers will be on site Thursday to enforce the "No Parking Zone".

General discussion took place on various other matters.

Sgt. Forbes was thanked for appearing before the meeting and making his presentation.

REVIEW OF POLICY NO. 12 “RE: SALE OF MUNICIPAL PROPERTY”

This matter was referred to Committee from Council.

Consideration is being given to revising the policy to provide for public input.

Resolution COW090823

**Moved** by S. Hatfield and seconded by C. Stoddard that it be recommended to Council that Policy No. 12 “Re: Sale of Municipal Property” be revised as follows:

- Delete current Section 5 which reads: *“The above procedures may be waived by the Municipal Council where they believe the public interest can be served by proceeding in a manner different than that stated above.”*
- Inserting a new Section 5 to read as follows: *“The above procedures may be waived by Council only when Municipal property of 20 acres or less is being provided or sold by the Municipal Council for obvious social, educational, health, recreational, environmental or economic benefit to citizens. If the property of 20 acres or less is situated in an environmentally or historically sensitive location within the Municipality, then above procedures related to a public hearing will apply.”*

Motion carried unanimously.

Discussion then took place regarding safeguards which may be put in place to protect the Municipality and residents.

Resolution COW090824

**Moved** by S. Hatfield and seconded by M. Atkinson that proposed amendments be drafted to Policy No. 12 to limit responsibility, and to ensure if property is sold for a specific purpose, and that purpose is not carried through, then the property will revert back to the Municipality. Steps are also to be taken to ensure that the proposed amendments meet the requirements of the Municipal Government Act and the approval of our solicitor.

Motion carried unanimously.

POLICY NO. 52 “COUNCIL MEETINGS AND PROCEEDINGS POLICY”

It was suggested that some change should be made to Section 6(2) of Policy No. 52 to require individuals/delegations wishing to address Council or committees of Council be required to provide a written presentation.

Resolution COW090825

**Moved** by G. El-Jakl and seconded by D. Messenger that draft amendments be prepared to Section 6(2) of Policy No. 52, "Council Meetings and Proceedings Policy" for consideration of the Committee.

Motion carried unanimously.

ATLANTIC CEMETERY CLUB

It was noted that there is currently a recommendation before Council that the request of the Atlantic Cemetery Club be denied, and that a letter be sent to the organization indicating that \$2,000.00 has already been approved in the current years' Community Grants to the Stoney Island Community Club.

Resolution COW090826

**Moved** by S. Hatfield and seconded by C. O'Donnell that it be recommended to Council that the Atlantic Cemetery Club be provided a grant of \$750.00 from the District 5 Community Grants Fund to carry out repairs to the cemetery.

Motion carried unanimously.

CENTREVILLE/NORTH EAST POINT COMMUNITY HALL

It was reported that an application for a Community Grant has been received from the Centreville/North East Point Community Hall. The organization is requesting a grant of \$1,000.00 to assist with the cost of painting the hall.

Resolution COW090827

**Moved** by M. Atkinson and seconded by D. Messenger that it be recommended to Council that a grant of \$1,000.00 be provided to the Centreville/North East Point Community Hall from the District 6 Community Grants Fund.

Motion carried unanimously.

Motion carried

MEMORIAL PARK BENCH

Information was circulated regarding the purchase of a memorial park bench In Memory of Hattie Perry. Information provided was for a black granite bench or a grey granite bench. Question was raised as to whether the bench could be a combination of both. Question was also raised as to whether or not the bench would be polished and have rounded edges.

It was agreed that additional information be obtained on the bench.

It was also agreed that members be provided with an update on the Community Grant Fund at the next meeting of the Committee.

Resolution COW090828

**Moved** by G. El-Jakl and seconded by D. Messenger that a letter be written to Mr. Dave Buckland, B.M.H.S. Principal, to obtain permission to have the bench placed in their Memorial Garden. It was agreed that copies of this letter also be forwarded to Helen Goreham, High School Memorial Garden, and Andrea Huskison, School Board Representative, and that Rachel Nickerson, daughter of Hattie Perry, be advised of our plans.

Motion carried unanimously.

STREET LIGHT REQUEST

Members were advised that a request for a street light has been received on behalf of Alpheus I. Kendrick. Mr. Kendrick is disabled and lives on Sidney Heights Road in North East Point. His driveway is approximately 125 ft. long and it has been requested that a light be placed on the pole near his house.

Much discussion took place regarding this request. It was noted that the request does not meet the requirements of our Street Lighting Policy.

Resolution COW090829

**Moved** by M. Atkinson and seconded by D. Messenger that the Municipality contact Nova Scotia Power to determine if they have a program in place to assist with the installation of a street light for Mr. Alpheus Kendrick since his request does not meet the requirements of the Municipal Street Lighting Policy.

Motion carried unanimously.

TENDER DOCUMENTS FOR BUSINESS PARK

This matter was referred to Committee from Council. Mr. Frank Anderson of the South West Shore Development Authority is requesting Council to have tender documents for the Business Park prepared now since this project must be finished by the end February 2010. It was reported that no funding has been received from ACOA, to date. Mr. Anderson expects approval within two to three weeks. By having the tender documents prepared now, time can be saved in the tendering process. The tender documents will cost approximately \$20,000.00.

It was suggested that the Municipality wait for ACOA funding approval.

CHANGE IN MIGRATORY BIRD HUNTING REGULATIONS

In advance to the meeting each member was provided with a copy of a letter from Canadian Wildlife Service Environment Canada. The Canadian Wildlife Service in cooperation with the Nova Scotia Department of Natural Resources proposes to establish an eleven (11) day goose hunting season beginning on the Tuesday following Labour Day, throughout Nova Scotia in 2010. The Wildlife Service is requesting comments or concerns about the establishment of an early September Canada Goose season.

Resolution COW090830

**Moved** by S. Hatfield and seconded by C. O'Donnell that it be recommended to Council that the Municipality support the establishment of an early September Canada Goose season.

Motion carried unanimously.

ICSP SUBMISSION DATES

Members were informed that Brad Fulton, Senior Planner, has advised that the ICSP submission dates have been reviewed by Service Nova Scotia and Municipal Relations. Our proposal for the submission of the ICSP documentation, and the time frames proposed, satisfy SNSMR requirements.

MIKE HENNIGAR

The Warden informed members that correspondence has been received from Mike Hennigar regarding the C & D Landfill Public Sorting Station tenders. Mr. Hennigar has raised 15 questions regarding the matter. The letter will be emailed to members for their review and staff will prepare answers to questions. This matter will be placed on the next Committee of the Whole agenda.

SCHEDULE OF FEES

Schedule of Fees were circulated for review by members.

CAT ROCK DRIVE

Councillor Hatfield informed members that Cat Rock Drive was in need of grading and gravel.

It was agreed that this matter would be referred to the Property Services Department.

WEBCAST

Members were advised that some information has been obtained on having Council and Committee of the Whole meetings webcast. This information will be presented at the next meeting of the Committee.

CLOSED SESSION RE: FORMER B.M.H.S. PROPERTY

At this time a Closed Session was held to deal with a legal matter concerning the former B.M.H.S. property.

The regular meeting was called back to order.

ADJOURNMENT

**Moved** by C. O'Donnell that the meeting adjourn.

The meeting was adjourned at 9:40 p.m.

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Chair

Secretary for the Meeting

**On website September 3, 2009.**