

COMMITTEE OF THE WHOLE COUNCIL MEETING

November 2, 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
-
- Brian Holland, Municipal Clerk
 - Donald Harding, Municipal Solicitor

ADDITIONS TO AGENDA

The following items were added to the agenda:

- Municipality of Shelburne Letters.
- Sign Request.

APPROVAL OF AGENDA

Moved by C. O'Donnell and seconded by C. Stoddard that the agenda be approved as amended.

Motion carried unanimously.

APPROVAL OF MINUTES

Moved by G. El-Jakl and seconded by C. O'Donnell that minutes of the last previous meeting held October 19, 2009 be approved as circulated.

Motion carried unanimously.

CLOSED SESSION

Members then proceeded to the Jury Room for the purpose of holding a Closed Session in order to obtain legal advice from the Municipal Solicitor regarding the South West Shore Development Authority's request for support in obtaining guarantees from the provincial government.

Having completed their discussion of this matter, members then returned to the Conference Room to continue the meeting of the committee.

CLYDE NICKERSON PRESENTATION

Mr. Clyde Nickerson appeared before the Committee at 7:30 p.m. to pose several questions to members regarding the sale of municipal property and the subsequent development of a mink farm in the Clyde River area.

Mr. Nickerson asked questions of various members of Council. The members of Council responded to his questions and provided the appropriate answers.

Mr. Nickerson's presentation was completed at approximately 7:50 p.m.

TOWN OF SHELBURNE REQUEST

Correspondence had been received by Council from the Town of Shelburne requesting that the Municipality send two (2) representatives of Council to discuss the delivery of economic development in Shelburne County.

Resolution COW091101

Moved by G. El-Jakl and seconded by M. Atkinson that it be recommended to Council that the Municipality send two representatives, being Warden Halliday and Councillor Hatfield, to attend the proposed meeting.

Motion carried unanimously.

PHASE III ESA - SHEROSE ISLAND

Members were informed that a report on the Phase III Environmental Site Assessment at Sherose Island has been completed by Maritime Testing. Maritime Testing has done the Environmental Site Assessment by drilling eleven (11) bore holes and installing 6 monitoring wells, and subsequently submitting eleven (11) soil and six (6) ground water samples for petroleum hydrocarbon analysis. Maritime Testing has provided a report which states in the executive summary that the Phase III ESA has revealed that trace to no detectable petroleum hydrocarbon impacts are present in the soil and groundwater samples collected from the monitoring wells in bore hole locations during this phase of investigation at the Barrington Recreation Complex. Maritime Testing further states, that therefore given the results obtained during the current investigation, no remedial action is required in conjunction with the residual petroleum impacts at subject property, however followup monitoring with monitoring wells in the spring of 2010 for TPH and BTEX analysis is recommended.

As a result, it is suggested that this report be provided to the Yarmouth Office at the Nova Scotia Department of Environment requesting that the recommendation made by Maritime Testing be accepted.

Resolution COW091102

Moved by G. El-Jakl and seconded by C. Stoddard that it be recommended to Council that the Phase III ESA Report completed by Maritime Testing be forwarded to the Yarmouth Office of the Nova Scotia Department of Environment with the request that the recommendation contained in the report by Maritime Testing be accepted.

Motion carried unanimously.

POLICY NO. 12 AMENDMENTS “SALE OF MUNICIPAL PROPERTY”

Proposed amendments to Policy No. 12 “Sale of Municipal Property” had previously been circulated to members for their information and review. This policy had previously been discussed at a public meeting of council with appropriate amendments being made.

The proposed changes to the policy were briefly reviewed for the information of members.

It was suggested that leasing be included in the policy as an alternative to selling property and that leasing be indicated as a preference.

Resolution COW091103

Moved by S. Hatfield and seconded by M. Atkinson that a clause be added to Policy 12 indicating that leasing would be a preference to selling municipal property.

AFFIRMATIVE

Murray Atkinson
Louise Halliday
Shaun Hatfield
Donna LeBlanc-Messenger
Cecil O’Donnell
Cathy Stoddard

NEGATIVE

George El-Jakl

Motion carried.

HOURS OF MEETINGS

Amendments are proposed to Policy No. 52 and Policy No. 59. These two policies govern the hours of meetings for council and committees. It is proposed that amendments be made to each of these policies. Policy 52, Section 3(a) will be replaced with a new clause, and Policy No. 59, Section 11 will be replaced with a new clause. The new clause to be inserted in each of the policies will be:

- In Policy 52, Section 3(a): “The ordinary hours of the meetings of Council shall be determined by resolution of Council with changes in the hour of adjournment being made by majority vote of members”.

- In Policy No. 59, Section 11: “The ordinary hours of committee meetings shall be determined by resolution of the committee with any change in adjournment being made by majority vote of members”.

Resolution COW091104

Moved by S. Hatfield and seconded by D. Messenger that it be recommended to Council that the proposed amendments to Policy No. 52 and Policy No. 59 be forwarded to Council and that Council be provided notice of the amendments.

Motion carried unanimously.

BURSARY GUIDELINES

It is proposed that the Guidelines for Funding and Awarding of a Bursary, Policy No. 16, be amended. The proposed amendments were discussed at a prior meeting of the committee and were again reviewed by members.

Resolution COW091105

Moved by S. Hatfield and seconded by M. Atkinson that the words “active in student government” be removed as factors to be considered.

AFFIRMATIVE

Murray Atkinson
George El-Jakl
Louise Halliday
Shaun Hatfield
Cecil O’Donnell

NEGATIVE

Donna LeBlanc-Messenger
Cathy Stoddard

Motion carried.

Moved by S. Hatfield and seconded by C. O'Donnell that the word "graduating" be inserted in paragraph one before the word "resident" so that the first bullet would read: "a graduating resident of the Municipality of Barrington".

AFFIRMATIVE

Shaun Hatfield

NEGATIVE

Murray Atkinson

George El-Jakl

Louise Halliday

Donna LeBlanc-Messenger

Cecil O'Donnell

Cathy Stoddard

Motion defeated.

The proposed amendments will now be revised and forwarded to Council for consideration.

DOG BY-LAW

Proposed amendments to the Dog By-Law had previously been circulated to members. The proposed amendments would provide that dog owners within the Municipality must maintain control of their animals by use of a lease, and that individuals must clean up after their dogs whenever they are on public or private property other than the owners.

Resolution COW091106

Moved by S. Hatfield and seconded by G. El-Jakl that the proposed amendments to By-Law No. 12 "Dog By-Law" be recommended to Council for first reading at the next subsequent Council meeting.

AFFIRMATIVE

Murray Atkinson

George El-Jakl

Louise Halliday

Shaun Hatfield

Donna LeBlanc-Messenger

Cathy Stoddard

NEGATIVE

Cecil O'Donnell

Motion carried.

PLANETARY DAY

Members had received a notice from the Union of Nova Scotia Municipalities indicating that October 24th was Planetary Day. This notice unfortunately was received late and therefore no action has been taken on it.

DR. BLAIR AGREEMENTS

Members were informed that the agreements with Dr. Blair which were put in place on June 15, 2001 will expire on November 19, 2009.

Resolution COW091107

Moved by G. El-Jakl and seconded by C. O'Donnell that it be recommended to Council that the Municipality send a letter to Dr. Blair thanking him for his continued cooperation and provision of medical services to the community during the term of the agreement, and expressing the desire of Council for him to continue his service to the Municipality for as long as he is able.

Motion carried unanimously.

NOVA SCOTIA COMMUNITY-BASED TRANSPORTATION ASSOCIATION

This matter was referred to committee for further discussion by Municipal Council.

Resolution COW091108

Moved by D. Messenger and seconded by S. Hatfield that it be recommended to Council that a letter be sent to the Nova Scotia Community-Based Transportation Association explaining the Municipality's current situation regarding local transportation, and requesting any information they may be able to provide to assist in developing a community-based non profit organization for this purpose.

Motion carried unanimously.

LIGHTHOUSE ROAD AT BACCARO POINT

Correspondence has been received from the Nova Scotia Minister of Transportation and Infrastructure Renewal indicating that the department is not presently in a position budget-wise to construct a seawall long Lighthouse Road.

Moved by C. O'Donnell and seconded by C. Stoddard that it be recommended to Council that correspondence be sent to the Nova Scotia Minister of Transportation and Infrastructure Renewal indicating that Council is not satisfied with his reply, and invite the Minister to come to the Municipality to view the road.

Moved by S. Hatfield and seconded by M. Atkinson that the motion be amended to also send an invitation to our local MLA who is also the Environment Minister, to also attend and view the road the same time as the Minister of Transportation.

Amendment carried unanimously.

The division was then requested on the main motion.

The main motion as amended now reads:

Resolution COW091109

“...that it be recommended to Council that correspondence be sent to the Nova Scotia Minister of Transportation and Infrastructure Renewal indicating that Council is not satisfied with his reply, and invite the Minister to come to the Municipality to view the road, and that an invitation also be sent to our local MLA who is also the Environment Minister, to also attend and view the road the same time as the Minister of Transportation.”

Motion carried unanimously.

PRESENTATIONS TO COUNCIL

It was agreed by consensus of members that the Council Chambers would be set up in the most advantageous manner possible by Municipal Staff in order to allow public presentations to be made by Council, either by use of additional tables or other means, depending on the type and number of presentations being made.

EAST COAST COUNTDOWN

Members were informed that the East Coast Countdown which is taking place as part of Nova Scotia Music Week, from November 5 - 8, 2009, will be hosting an awards presentation and banquet on Sunday, November 8th. The cost of seating at this event will be \$30.00 per individual or \$250.00 for a group of 10.

It was the consensus of members that if they wish to attend this event they would buy their tickets individually.

COUNCIL TEAM WORKSHOP

Members have been informed by the Union of Nova Scotia Municipalities that a workshop will be held on Friday, December 11th, at Dalhousie University College of Continuing Education. This workshop is entitled “Developing the Council Team”.

Resolution COW091110

Moved by D. Messenger and seconded by G. El-Jakl that the Municipality pay the expenses of councillors wishing to attend the “Developing the Council Team” workshop on December 11, 2009, in Halifax.

Motion carried unanimously.

H1N1 VACCINATIONS

Correspondence has been received from Mr. David Langille regarding concerns about the scheduled H1N1 vaccination clinics for this area. The clinics are scheduled to be held on December 7th & 8th, at the Island & Barrington Passage Fire Hall. These clinics are the very last to be held in the Province. Many areas have two scheduled clinics, one early in November and one later in November. In addition, the lobster season will be in full swing at the time of these clinic dates and a large part of the population of the area will be unable to attend due to their work commitments at that time.

Resolution COW091111

Moved by G. El-Jakl and seconded by S. Hatfield that it be recommended to Council that a letter be sent to the District Health Authority and to the Minister of Health expressing concerns regarding the timing of the H1N1 vaccination clinics to be held in the Municipality of Barrington.

Motion carried unanimously.

Resolution COW091112

Moved by G. El-Jakl and seconded by C. O’Donnell that an Emergency Meeting of Council be held at the end of tonight’s committee meeting for the purpose of dealing with the H1N1 vaccinations schedule.

Motion carried unanimously.

SCHEDULE OF FEES

The Schedule of Fees was circulated to members for their information and review.

MUNICIPALITY OF SHELBURNE LETTERS

Copies of letters sent by the Municipality of Shelburne to our MLA and to our MP have been forwarded to the Municipality for Councils’ information. These letters are in support of funding for local museums and for the summer staff provided to local museums that are paid for through this funding.

SIGN REQUEST

It was noted by a member that the village of Barrington is not indicated on Department of Transportation highway signs along Highway 103. The signs located near exits 29 and 30 should indicate that the village of Barrington can be accessed through these exits.

Resolution COW091113

Moved by D. Messenger and seconded by C. Stoddard that it be recommended to Council that the Department of Transportation be requested to provide signs indicating which exits can be used to access the village of Barrington.

Motion carried unanimously.

ADJOURNMENT

The meeting was adjourned by mutual consent of members at 9:09 p.m.

Chair

Secretary for the Meeting

On website November 4, 2009.