

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, December 14, 2009.

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 Louise Halliday
- Deputy Warden Donna LeBlanc-Messenger
- Councillor Murray Atkinson
- Councillor George El-Jakl
- Councillor Shaun Hatfield
- Councillor Cecil O'Donnell
- Councillor Cathy Stoddard

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

DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

APPROVAL OF MINUTES

Moved by C. O'Donnell and seconded by M. Atkinson that the minutes of the Regular Council Meeting held November 23, 2009 be approved as circulated.

Motion carried unanimously.

Moved by G. El-Jakl and seconded by S. Hatfield that the minutes of the Special Meeting of Council held December 7, 2009 be approved as circulated.

Motion carried unanimously.

PRESENTATION - ANGUS ATKINSON

Mr. Angus Atkinson appeared before the meeting and expressed the following concerns:

- **Remembrance Day Ceremonies** - Mr. Atkinson requested Council to contact the appropriate department and agencies to request a military presence at Remembrance Day services held in the Municipality of Barrington.

- **Policies** - Mr. Atkinson expressed concern regarding the Code of Conduct Policy, Council Meetings and Proceedings Policy, and the Arena Policy relating to alcohol.

- **Profanity Policy** - Mr. Atkinson informed members that he felt that this matter was already covered under the Municipal Government Act.
- **Year of the Lobster** - Mr. Atkinson requested Council to advise him on what was being done by the Municipality of Barrington in recognition of the Year of the Lobster. Mr. Atkinson offered some suggestions on how to promote Nova Scotia lobster. Mr. Atkinson was made aware of the Year of the Lobster Committee and their activities to date. He was also invited to take part in the committee.

Resolution C091201

Moved by C. O'Donnell and seconded by S. Hatfield that Mr. Atkinson be permitted to continue with his presentation which has exceeded the amount of time allotted of 15 minutes.

Motion carried unanimously.

- **Mink Farm** - Mr. Atkinson expressed concern regarding the two presentations made by Clyde Nickerson previously regarding the mink farm operation in Clyde River. Mr. Atkinson informed members that he felt that no real answers were provided to the questions put forth

Mr. Atkinson was then thanked for appearing before Council and making his presentation.

PRESENTATION - ANDREW PACE - IMMIGRATION INFORMATION NAVIGATOR

Mr. Andrew Pace, Immigration Information Navigator, appeared before the meeting and informed Council that the program was developed with a partnership between the Western Counties Regional Library and the South West Shore Development Authority with funding from the Immigration Settlement Program of the Nova Scotia Office of Immigration. Mr. Pace provided an overview of the program listing objectives and the action plan. He also identified three (3) reasons why we need immigration, which are as follows:

1. We are facing demographic challenges - slow population growth, aging population, low birth rate and out migration of young people.
2. We are facing economic challenges - demographic challenges may lead to labour shortages, slowing demand for goods and services, fiscal pressure.
3. Immigrants enrich the social, cultural and economic life of Nova Scotia. Immigrants bring a different perspective, international connections, education, training and skills, cultural diversity.

Mr. Pace was thanked for appearing before Council and making his presentation.

MATTERS ARISING FROM THE MINUTES

Community-Based Transportation

The Clerk informed members that information has been received from the Chair of the Community Transit-Nova Scotia Community-Based Transportation Association acknowledging receipt of our letter, and advising that she would inform the Shelburne County Accessible Transportation Group that we are interested in this issue.

Resolution C091202

Moved by S. Hatfield and seconded by C. Stoddard that the Municipality contact the Shelburne County Accessibility Transportation Group requesting information on the efforts of their group to date.

Motion carried unanimously.

Military Presence

Resolution C091203

Moved by S. Hatfield and seconded by C. Stoddard that a letter be written to MP Gerald Keddy asking if it would be possible to have a military presence at Remembrance Day services held within the Municipality of Barrington, and that this letter be copied to the Minister of National Defence, Peter McKay.

Motion carried unanimously.

During discussion of this matter it was noted that there is a huge military presence at other Remembrance Day ceremonies. Making allowance for military personnel to be present at local ceremonies would be appreciated. If necessary, personnel could be alternated between locations. It was also noted that this would be an opportunity for the military to recruit.

Fees Charged at Satellite Blood Collection Clinics

Correspondence has been received from the Minister of Health advising that the fees charged at satellite blood collection clinics is currently being reviewed by their new Manager for Diagnostic Imaging Laboratory and Capital Equipment Support. The letter further advised that before any decision is made regarding our request, the findings will be reviewed internally by the Department of Health.

H1N1 Vaccine

The Clerk informed members that correspondence has been received from the Chief Public Health Officer in response to our letter of November 4, 2009 requesting earlier clinics for the H1N1 vaccine to accommodate lobster fishermen. As a result of our request, the Southwest Health held earlier clinics in our community on November 13th and 21st.

Year of the Lobster

The Clerk informed members that correspondence has been received from The Honourable James Moore, Minister of Canadian Heritage and Official Languages. This letter was in response to our letter dated October 13, 2009 in which we requested the official declaration of 2009/2010 as the Year of the Lobster. The Minister advised that the Department of Canadian Heritage receives numerous requests from a variety of individuals and organizations to designate different days/weeks/months/years of recognition for particular causes and are not considering the establishment of the Year of the Lobster at this time. The Minister further advised that it is not necessary for the Government of Canada to officially declare a special day/week/month/year for it to be observed by Canadians.

911 Recovery Fund

The Clerk informed members that the Provincial Emergency Management Office has provided funding in the amount of \$2,479.00. This funding is provided for the recovery of the incidental costs associated with the administration of civic addressing in the Municipality of Barrington.

B.M.H.S. Propane Burners

The Clerk informed members that he has been advised that the Department of Education does not install propane burners in new schools any more due to safety and liability concerns. There may be some schools who have propane burners because they were installed before the Department changed their practice. Other types of burners may be used in some other schools depending on the individual teachers who are teaching the courses. It is up to the chemistry teachers to decide whether or not there needs to be burners in the lab. To date there has been no indication by the teachers at B.M.H.S. that they wish to have burners.

Propane tanks have never been installed at B.M.H.S. and the Department no longer permits their installation.

CORRESPONDENCE

Placement of Civic Numbers

In advance to the meeting each member was provided with correspondence addressed to the Minister responsible for Canada Post Corporation from the Municipality of Annapolis regarding the placement of civic numbers on mailboxes. The Municipality of Annapolis is requesting Canada Post to instruct their residents that the civic numbers posted on mailboxes cannot be the reflective white lettering with a blue background, and that residents be requested to use small detailed numbers or painted numbers on their mailboxes in order to avoid confusion as to where their residence is located in the case of an emergency.

Resolution C091204

Moved by S. Hatfield and seconded by G. El-Jakl that a letter be forwarded to the Minister responsible for Canada Post Corporation in support of the letter forwarded from the Municipality of Annapolis that mailboxes not contain civic numbers using the reflective white lettering with a blue background, and that a copy of this letter be forwarded to the Municipality of Annapolis.

Motion carried unanimously.

Provincial Day to Honour Volunteer Firefighters

In advance to the meeting each member was provided with a copy of a letter received from the Municipality of Annapolis requesting the province to consider designating a day during Fire Prevention Week as Volunteer Firefighters Day.

Resolution C091205

Moved by S. Hatfield and seconded by G. El-Jakl that the Municipality support the request of the Municipality of Annapolis for the designation of Volunteer Firefighters Day, and that a copy of this letter be forwarded to the Municipality of Annapolis.

Motion carried unanimously.

Municipal Services Division Report

The Clerk informed members that a copy of the Municipal Services Division Report has been received. Councillors interested in reviewing this report may do so by contacting the Office.

REPORT OF WARDEN

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

Coast Report

The Warden informed members that correspondence has been received from the Minister of Fisheries and Aquaculture, The Honourable Sterling Belliveau, advising that the State of Nova Scotia's Coast Report has been released. Councillors are invited to review the report and provide feedback. The more technical report, as well as issue specific fact sheets may be obtained by visiting www.gov.ns.ca/coast.

REPORT OF COUNCILLORS

Councillor Shaun Hatfield

Councillor Hatfield gave a brief report on his activities since the last meeting of Council.

Deputy Warden Donna LeBlanc-Messenger

Deputy Warden Messenger gave a brief report on her activities since the last meeting of Council.

Councillor Murray Atkinson

Councillor Atkinson gave a brief report on his activities since the last meeting of Council.

Councillor Cathy Stoddard

Councillor Stoddard gave a brief report on her activities since the last meeting of Council.

C.S.I. Sewer

Councillor Stoddard informed members that a meeting of the C.S.I. Sewer Steering Committee was held on December 10, 2009. At this meeting Willard d'Eon, Project Manager, gave a report on the investigation of the Barrington system being expanded to accommodate some communities on Cape Sable Island. A number of options were presented and the committee has chosen Option 1(c) which provides for the servicing of North East Point in the vicinity of the Causeway and Highway #330 from the Causeway to Centreville/South Side Road. This option was the most cost effective and provides opportunity for expansion.

Moved by C. Stoddard and seconded by S. Hatfield that the recommendation of the C.S.I. Sewer Steering Committee to accept Option 1(c) for the expansion of the Barrington/Barrington Passage sewer system to service communities on Cape Sable Island be accepted as presented.

Much discussion took place regarding this recommendation and the remaining capacity of the Brass Hill Treatment Plant.

Resolution C091206

Moved by C. Stoddard and seconded by C. O'Donnell that the above motion be deferred until Council has the opportunity to consult with the Project Manager.

AFFIRMATIVE

Louise Halliday
George El-Jakl
Donna LeBlanc-Messenger
Cecil O'Donnell
Cathy Stoddard

NEGATIVE

Murray Atkinson
Shaun Hatfield

Motion carried.

Resolution C091207

Moved by G. El-Jakl and seconded by D. Messenger that the Project Manager, Willard d'Eon, be requested to address Council to discuss Option 1(c) as recommended by the C.S.I. Sewer Steering Committee.

Motion carried unanimously.

Councillor George El-Jakl

Councillor El-Jakl gave a brief report on his activities since the last meeting of Council.

Business Park Steering Committee

It was reported that there was a Business Park Steering Committee meeting held earlier today. The RFP submitted by MacDonnell Group was approved by the committee and work on the project will commence soon. An advertisement will be placed in the Coast Guard Newspaper inviting tenders for clearing the land. The Clerk will contact residents of Sterling's Road to make them aware of work that will be taking place in the near future on the Business Park development.

Planning Advisory Committee

Resolution C091208

Moved by G. El-Jakl and seconded by C. Stoddard that a Public Participation Meeting be held at the Planning Advisory Committee Meeting on January 21, 2010 for the purpose of obtaining public comments and suggestions for the Integrated Community Sustainability Plan. In the interim, this Public Participation Meeting will be advertised on the Municipality's website and in the local newspaper, and copies will be circulated in the community by placing them at the Municipal Office, the public library and at various other locations in the community so that the public may obtain and review the plan.

Motion carried unanimously.

Committee of the Whole Council

Spruce Cove Subdivision Road

Resolution C091209

Moved by G. El-Jakl and seconded by S. Hatfield that the ditch drainage problem in front of property #77 at Spruce Cove Subdivision be repaired at municipal expense, including reparation or replacement of the culvert at this residence which was allegedly damaged through past ditching efforts by the Municipality, and that the Municipality also clean the ditches to ensure that drainage along the sides of the roadway is satisfactory, and that this be done at municipal expense.

Motion carried unanimously.

Causeway Drainage

Moved by G. El-Jakl and seconded by D. Messenger that the Municipality pay 30% of the \$2,500.00 cost of repaving the entry to the Causeway Shopping Centre as a one time payment since the municipal sidewalk construction likely worsened the drainage and the asphalt problem, and further that Municipal Staff get information to address the drainage problem in the future on a permanent basis, and to propose a cost sharing formula for payment to resolve this matter.

Moved by S. Hatfield and seconded by D. Messenger that the above motion be amended to indicate that payment will be made on a “without prejudice” basis.

AFFIRMATIVE

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

NEGATIVE

George El-Jakl

Motion carried.

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

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C091210

“...that the Municipality pay “without prejudice” 30% of the \$2,500.00 cost of repaving the entry to the Causeway Shopping Centre as a one time payment since the municipal sidewalk construction likely worsened the drainage and the asphalt problem, and further that Municipal Staff get information to address the drainage problem in the future, on a permanent basis, and to propose a cost sharing formula for payment to resolve this matter.”

Resolution C091211

Moved by S. Hatfield and seconded by C. Stoddard that having reached the hour of 10:00 p.m. the meeting be extended to deal with all items on the agenda.

Motion carried unanimously.

Christmas Hours

Resolution C091212

Moved by G. El-Jakl and seconded by C. O’Donnell that the Municipal Office close at 12:00 Noon, December 24th , for the Christmas holidays, and reopen on Monday, January 4, 2010, at 8:30 a.m.

Motion carried unanimously.

Department of Transportation

Resolution C091213

Moved by G. El-Jakl and seconded by S. Hatfield that the Nova Scotia Department of Transportation Supervisor in Shelburne County be contacted and requested that the following repairs be done:

- speed limit in Wood's Harbour be reviewed and a response be sent to Council from the Department
- that a "Deaf Child" sign be installed in Wood's Harbour as previously requested
- that the Wood's Harbour sign normally located just before Post Office Road be repaired and reinstalled
- that the South Side speed limit sign near Vernon d'Eon Lobster Plugs building be repaired and reinstalled
- that the "Deaf Child" sign located in South Side be removed as it is no longer necessary
- that McGray Avenue Road be graded by the Department of Transportation as soon as possible.

Motion carried unanimously.

Nominating Committee

Resolution C091214

Moved by G. El-Jakl and seconded by C. O'Donnell that the new list of committees for the coming year be approved as recommended by the Nominating Committee.

Motion carried unanimously.

A copy of the new list of committee memberships is attached.

Arena

Resolution C091215

Moved by G. El-Jakl and seconded by D. Messenger that Municipal Staff obtain estimates of the cost of security guards being required for junior and senior hockey games at the Arena.

AFFIRMATIVE

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

NEGATIVE

George El-Jakl

Motion carried.

Moved by G. El-Jakl and seconded by S. Hatfield that Municipal Staff contact other Arenas and the R.C.M.P. regarding their policies and practices for the security at hockey games at their arenas.

Moved by S. Hatfield and seconded by D. Messenger that the above motion be amended to delete “at their arenas”.

Motion carried unanimously.

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

The motion now reads as follows:

Resolution C091216

“...that Municipal Staff contact other arenas and the R.C.M.P. regarding their policies and practices for the security at hockey games.”

Moved by G. El-Jakl and seconded by S. Hatfield that the Municipality obtain legal advice regarding the requirements of security at all functions.

Moved by S. Hatfield and seconded by C. O’Donnell that the above motion be amended by adding “at the arena” after the word “functions”.

AFFIRMATIVE

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

NEGATIVE

George El-Jakl

Motion carried.

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

AFFIRMATIVE

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

NEGATIVE

George El-Jakl

Motion carried.

The amended motion now reads as follows:

Resolution C091217

“...that the Municipality obtain legal advice regarding the requirements of security at all functions at the Arena.”

Moved by G. El-Jakl that Municipal Staff draft amendments to the Arena Policy providing that credit be extended to the Junior C hockey team at the Arena canteen for individual events providing that the accumulated credit is paid for by the end of the event for that particular day.

There being no seconder, the motion was declared lost.

Resolution C091218

Moved by C. O’Donnell and seconded by C. Stoddard that the Arena Policy be amended to clearly indicate “no credit at the Arena canteen”.

AFFIRMATIVE

George El-Jakl
Louise Halliday
Donna LeBlanc-Messenger
Cecil O’Donnell
Cathy Stoddard

NEGATIVE

Murray Atkinson
Shaun Hatfield

Motion carried.

Waste Processing and Disposal Contracts

Resolution C091219

Moved by G. El-Jakl and seconded by C. O’Donnell that the Municipality renew its Recyclable Processing and Disposal contract, and its Organic Processing and Disposal contract with the Region of Queens for another five (5) years beginning April 1, 2010 and continuing to March 31, 2015, and that this renewal be completed during the month of January 2010 as required by contract.

Motion carried unanimously.

Public Sorting Station

Resolution C091220

Moved by G. El-Jakl and seconded by S. Hatfield that the Public Sorting Station at the Landfill be retendered providing the following conditions are met:

1. Additional funding is obtained from the RRFB for the project.
2. Additional funds are provided from the Special Reserve Fund Operating to complete this project.
3. Retendering the project is legally acceptable on the advice of the Municipal Solicitor.

Motion carried unanimously.

Physician Recruitment

Resolution C091221

Moved by G. El-Jakl and seconded by D. Messenger that a letter of thanks be sent to Dr. Blair for his information and concern in recruiting physicians, and that permission be obtained from him to send a copy of this letter to the Southwest Nova District Health Authority emphasizing the need for continued recruitment efforts on behalf of residents of the Municipality.

Motion carried unanimously.

At this time the Clerk informed members that on Wednesday an International Medical Graduate, Dr. Premachandra, will be visiting our area. He will be given a tour of the Municipality and will meet with Dr. Yee.

Outstanding Business Occupancy Taxes

Roon Holding Limited

Resolution C091222

Moved by G. El-Jakl and seconded by D. Messenger that the outstanding business occupancy taxes on Roon Holdings Limited in the amount of approximately \$1,250.00 be written off as uncollectible.

Motion carried unanimously.

Dr. Makhail Medicine

Resolution C091223

Moved by G. El-Jakl and seconded by C. Stoddard that the outstanding business occupancy taxes on the account of Dr. Makhail Medicine in the amount of approximately \$255.00 be written off as uncollectible.

Motion carried unanimously.

Galeco Trading Company Limited

Resolution C091224

Moved by G. El-Jakl and seconded by M. Atkinson that the outstanding business occupancy taxes in the amount of approximately \$5,720.00, in the name of Galeco Trading Company Limited, be written off as uncollectible.

Motion carried unanimously.

Councillor Cecil O'Donnell

Councillor O'Donnell gave a brief report on his activities since the last meeting of Council.

REPORT OF CLERK-TREASURER

The Clerk-Treasurer gave a brief report on his activities during the month of November.

NEW BUSINESS

Second Reading - Dog By-Law

The Clerk informed members that the second reading of the Dog By-Law was advertised in the Coast Guard Newspaper. One letter has been received from a resident suggesting that only guard dogs such as pitbulls, rotweillers, dobermans, etc. be leashed, and requested Council to spend some time researching this matter before making a final decision.

Some councillors expressed concern regarding this by-law.

Resolution C091225

Moved by S. Hatfield and seconded by C. O'Donnell that the proposed revised Dog By-Law be referred to the Committee of the Whole for further consideration.

Motion carried unanimously.

Sale of Municipal Property Policy

The Clerk informed members that Notice of Consideration of the redrafted Sale of Municipal Property Policy was given at the last meeting of Council. Tonight Council will consider that proposed redraft.

Resolution C091226

Moved by S. Hatfield and seconded by C. O'Donnell that the redrafted Sale of Municipal Property Policy be approved as presented.

AFFIRMATIVE

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

NEGATIVE

George El-Jakl

Motion carried.

Community Health Care Advisory Committee

Conflict of Interest

Councillor Cathy Stoddard declared conflict of interest as Cheryl Nickerson is her sister.

The Clerk informed members during the month of October an advertisement was placed in the Coast Guard Newspaper requesting Expressions of Interest from individuals wishing to serve on the Community Health Care Advisory Committee. At that time no response was received. A letter has now been received from Cheryl Nickerson, North East Point, expressing an interest in serving on the Community Health Care Advisory Committee to represent District 5.

Resolution C091227

Moved by S. Hatfield and seconded by D. Messenger that Cheryl Nickerson be appointed to serve on the Community Health Care Advisory Committee.

Motion carried unanimously.

Resolution Setting Hours of Meetings

Resolution C091228

Moved by G. El-Jakl and seconded by C. O'Donnell that meetings of council be convened at 7:00 p.m. and adjourn at 10:00 p.m., or sooner.

Motion carried unanimously.

ADJOURNMENT

Moved by G. El-Jakl that the meeting adjourn.

The meeting was adjourned at 11:15 p.m.

Warden

Clerk

Secretary for the Meeting

On website December 16, 2009.