

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, March 23, 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 George El-Jakl
- Councillor Cecil O'Donnell
- Councillor Cathy Stoddard
- Councillor Sean Strang
- Councillor Shaun Hatfield

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

DECLARATIONS OF CONFLICT OF INTEREST

Councillor O'Donnell indicated that he would be declaring conflict of interest when dealing with the recommendation from the Committee of the Whole Council concerning the salary for the position of Deputy Clerk.

APPROVAL OF MINUTES

Moved by C. O'Donnell and seconded by S. Hatfield that the minutes of the last meeting held March 9, 2009 be approved as circulated.

Motion carried unanimously.

ADDITIONS TO THE AGENDA

The Warden informed members that it is necessary to add the following item to the agenda.

- Correspondence from Discover Shelburne County Tourism Association.

NEW BUSINESS

Tri-County Pregnancy Care Centre

Mr. Neal Smith, Board Member of the Tri-County Pregnancy Care Centre, appeared before the meeting. Mr. Smith provided an update on the operation of the Tri-County Pregnancy Care Centre in Yarmouth, as well as the satellite office in Barrington. Mr. Smith informed members that letters of support have been received from Dr. Kenny Yee, and Mr. Wade Banks, Personal Development & Relations Teacher at Barrington Municipal High School.

Mr. Smith thanked Council for their financial support last year and informed members that a grant request application in the amount of \$2,000.00 is being submitted for the upcoming year.

Moved by S. Hatfield that \$3,000.00 be provided to the Tri-County Pregnancy Care Centre for the 2009/2010 fiscal year, and that consideration for additional funding also be given during the budget process.

The Warden provided clarification on the policy and procedure in place dealing with grant requests.

Motion was withdrawn.

Resolution C090326

Moved by S. Hatfield and seconded by C. Stoddard that the grant request received from the Tri-County Pregnancy Care Centre be forwarded to the budget process for consideration.

Motion carried unanimously.

Resolution C090327

Moved by S. Hatfield and seconded by D. Messenger that the Municipal Clerk contact the Provincial Government to determine whether there is any funding available to the Tri-County Pregnancy Care Centre; and if so, take steps to access funding.

Motion carried unanimously.

Western Counties Regional Library Board

Mr. Gary Archibald, Chairman, and Mrs. Trudy Amirault, Director of the Western Counties Regional Library Board, appeared before the meeting. Mr. Archibald expressed thanks and appreciation to Council for the Library services currently being provided in the Municipality of Barrington.

Mrs. Amirault provided statistics to councillors regarding the book collection, computer use, meetings, bookings, programs, circulation, etc. In all areas the Barrington Municipal Library had a major increase.

She advised that the Barrington Library was a leading donor during the 2008 Adopt a Book Campaign bringing in the third highest adoptions in the region.

During discussion of the Barrington Municipal Library, it was noted that Margo Chetwynd has been employed at the Library for 28 years.

Resolution C090328

Moved by S. Hatfield and seconded by D. Messenger that a letter of thanks be forwarded to Mrs. Chetwynd in recognition of her 28 years of service at the Barrington Municipal Library.

Motion carried unanimously.

George Salisbury - Request for Right of Way

Mr. George Salisbury is requesting Council to reconsider their decision of January 28, 2008 that the access by right of way is a civil matter and should be negotiated to a satisfactory resolution between the parties involved.

Mr. George Salisbury of Port LaTour appeared before the meeting. Mr. Salisbury informed members that as suggested by Council a letter was forwarded to Mr. Wilford Smith on March 9, 2009 requesting a right of way to his property. To date, no reply has been received from Mr. Smith.

Much discussion took place regarding the Private Ways Act.

Resolution C090329

Moved by S. Hatfield and seconded by S. Strang that the Municipal Clerk research the purpose and responsibility of the Act, and how and when it has been used in the past.

AFFIRMATIVE

Louise Halliday
Donna LeBlanc-Messenger
Cecil O'Donnell
Cathy Stoddard
Sean Strang
Shaun Hatfield

NEGATIVE

George El-Jakl

Motion carried.

Resolution C090330

Moved by S. Strang and seconded by S. Hatfield that the Solicitor for this matter be contacted to determine civil recourse by Wilford Smith and request information on other similar cases and how they were settled.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

Deferred Motion Re: C.S.I. Sewer Survey

The Clerk read the deferred motion:

“Moved by S. Hatfield and seconded by S. Strang that letters be sent out on Cape Sable Island asking the following three questions:

- 1. Do you want a municipal sewer?*
- 2. Are you willing to pay \$300.00 per unit?*
- 3. Are you willing to pay hook-up fee?*

The Clerk informed members that this matter was deferred to the Committee of the Whole for further discussion.

At the Committee of the Whole Meeting held March 16, 2009 many suggestions were made regarding the proposed survey. The Clerk informed members that the suggestion that responses only be received in the prepaid returned envelope, requires some further thought since this would exclude any survey dropped off at the Municipal Office that was not in an envelope, as well as surveys passed on to councillors.

In advance to the meeting Councillor Hatfield circulated an email which provided the following list of benefits and responsibilities of having a sewer system. The list is as follows:

<u>Benefits</u>	<u>Responsibilities</u>
- preserve C.S.I. environment	- annual maintenance fee of \$300.00
- avoid enforced costs to replace old/ malfunctioning on-site systems	- cover one time initial hook-up cost
- gain easier approval to utilize tracks of land you already own on C.S.I.	- have old septic tank pumped dry
- more construction projects made possible with a sewer system which may help stimulate our local economy	- etc., etc.
- etc. etc.	

Moved by S. Hatfield and seconded by S. Strang that the above motion be amended to modify the survey and ask only one question, "Do you want a municipal sewer system?", and list benefits and responsibilities similar to what has been suggested by Councillor Hatfield.

AFFIRMATIVE

Louise Halliday
Donna LeBlanc-Messenger
Cecil O'Donnell
Cathy Stoddard
Sean Strang
Shaun Hatfield

NEGATIVE

George El-Jakl

Motion carried.

The amended motion now reads as follows:

Resolution C090331

“...that letters be sent out on Cape Sable Island asking the following question, “Do you want a municipal sewer system?, and list benefits and responsibilities similar to what has been suggested by Councillor Hatfield.

Motion carried unanimously.

The Municipal Clerk reminded members of the public meeting scheduled to be held tomorrow night at the Centreville Fire Hall, at 7:00 p.m., to discuss the proposed C.S.I. sewer.

Employee Satisfaction Survey

The Clerk informed members that information has been gathered regarding an Employee Satisfaction Survey. Shepell.fgi will carry out an Employee Satisfaction Survey free of charge as part of our Employee Assistance Program.

Resolution C090332

Moved by G. El-Jakl and seconded by S. Strang that information concerning an Employee Satisfaction Survey be referred to the Committee of the Whole for further discussion.

AFFIRMATIVE

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

NEGATIVE

Shaun Hatfield

Motion carried.

CORRESPONDENCE

Gas Tax Transfer Program Funding

The Clerk informed members that correspondence has been received from the Canada-Nova Scotia Infrastructure Secretariat advising that the Gas Tax Fund has been extended for four years, amounting to \$56,000,000.00 for Nova Scotia. All 55 municipal units will be required to sign a new municipal funding agreement in the fiscal year 2009/2010.

Buy Back Nova Scotia

The Clerk informed members that correspondence has been received from the Buy Back Nova Scotia Coalition advising that J.D. Irving has 170,000 acres for sale in the Annapolis, Digby and Yarmouth counties. They advised that the likelihood of this being sold to foreign interests is high and would be disastrous for Nova Scotians. The coalition is requesting Council's support for their efforts to lobby all levels of government in order to delay the private sale of the land in question.

Resolution C090333

Moved by S. Hatfield and seconded by D. Messenger that a letter be written to the Buy Back Nova Scotia Coalition supporting their efforts to lobby all levels of government to engage in a meaningful dialogue with the J.D. Irving Company and stakeholders in order to delay the private sale of the lands in question until all viable and mutually acceptable options for public ownership are explored and considered, and that a copy of this letter be forwarded to the Honourable Richard Hurlburt, the Honourable Chris d'Entremont, the Honourable Karen Bolivar-Getson, Minister of Natural Resources, and municipal councils in Yarmouth, Clare, Digby and Shelburne counties.

Motion carried unanimously.

Discover Shelburne County Tourism Association

The Clerk informed members that correspondence has been received from Alan Nelson, President, Discover Shelburne County Tourism Association, requesting Council to consider appointing Diane Smith to serve as a Director of their board. This will be a one year term commencing April 1, 2009.

The Clerk informed members that Diane has been contacted and she is willing to serve on this association if it is the wish of Council.

Resolution C090334

Moved by S. Strang and seconded by D. Messenger that Diane Smith, V.I.C. Manager, be appointed to serve on the Discover Shelburne County Tourism Association Board of Directors.

Motion carried unanimously.

Request for Grant - Shag Harbour Ball Field

The Warden informed members that the Shag Harbour Ball Field Association has completed a grant application for funding for the upcoming fiscal year. The Warden advised that the grant application is in her possession and that she will bring it in to the Municipal Office prior to the deadline of March 31, 2009. The Ball Field Association is requesting a grant of \$1,000.00.

REPORT OF WARDEN

The Warden gave a brief report on her activities since the last meeting of Council. She reported on the following meetings:

- Team Shelburne County Meeting
- Physician Recruitment Meeting
- Y-A-B District Planning Commission Meeting
- Hattie Perry Book Launching
- Midget B Hockey Championships
- RDA Meeting

Resolution C090335

Moved by G. El-Jakl and seconded by D. Messenger that a letter of congratulations be forwarded to the Shelburne County Flames on winning the Midget “B” Championship.

Motion carried unanimously.

REPORT OF COUNCILLORS

Councillor Cecil O’Donnell

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

Councillor George El-Jakl

Planning Advisory Committee

Business Park Amendments

Resolution C090336

Moved by G. El-Jakl and seconded by C. Stoddard that the proposed amendments to the Municipal Planning Strategy and Land Use By-Law to add business park zoning be considered by Council.

Motion carried unanimously.

The Clerk informed members that the next step in the process would be to hold a public hearing to receive public comments.

Councillor Cathy Stoddard

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

Councillor Sean Strang

Committee of the Whole

Terry Hawkins Request

Resolution C090337

Moved by S. Strang and seconded by C. O'Donnell that the Municipality provide a letter of support for Terry Hawkins Industries to assist the company in obtaining additional funds from the Nova Scotia Department of Economic Development in order to further expand their business.

Motion carried unanimously.

Region 6 Compost Study

Resolution C090338

Moved by S. Strang and seconded by S. Hatfield that the Municipality does not wish to enter into any authority for the purpose of owning a regional compost facility to be constructed and owned by Region 6 Solid Waste Management Committee, nor is the Municipality interested in entering into any agreement to form a regional authority for this purpose.

Motion carried unanimously.

EcoNova Scotia Municipal Program

Resolution C090339

Moved by S. Strang and seconded by D. Messenger that the Municipality apply to the EcoNova Scotia Program for funding of a municipal audit to determine opportunities for energy savings and the reduction of greenhouse gas emissions.

Motion carried unanimously.

Fire Services Position Paper

Resolution C090340

Moved by S. Strang and seconded by G. El-Jakl that Council respectively request the indulgence of the Province of Nova Scotia to sincerely engage with the leadership of the fire services of the Province through the Fire Service Association of Nova Scotia to begin prioritizing and addressing issues noted by the Fire Service Association in order to sustain the delivery of service provided by the fire and emergency services of the Province.

Motion carried unanimously.

UNSM Insurance Coverage

Resolution C090341

Moved by S. Strang and seconded by C. Stoddard that the Clerk-Treasurer serve on the UNSM Municipal Insurance Review Committee.

Motion carried unanimously.

Shelburne Physiotherapy Request

Resolution C090342

Moved by S. Strang and seconded by C. O'Donnell that the Municipality provide an incentive of \$1,000.00 towards the expenses of moving a new physiotherapist to the Municipality, and that Shelburne Physiotherapy be encouraged to also request support from the Town of Clark's Harbour and the Municipality of Argyle since their residents are also receiving the benefits of this service.

Motion carried unanimously.

Barrington Regional Curling Club Liaison

Resolution C090343

Moved by S. Strang and seconded by C. O'Donnell that since the Board of Directors of the Barrington Regional Curling Club meet on the same night as Barrington Municipal Council that one of their members be requested to attend a monthly Committee of the Whole meeting in order to report their activities to the Municipality.

AFFIRMATIVE

Louise Halliday
Shaun Hatfield
Cecil O'Donnell
Cathy Stoddard
Sean Strang

NEGATIVE

George El-Jakl
Donna LeBlanc-Messenger

Motion carried.

Request for Right of Way

Moved by S. Strang that a letter be sent to Mr. Salisbury indicating that the Municipality does not wish to act, and will not act, as mediators in this matter since it is a matter that should be negotiated between family members, and that this letter be copied to Mr. Smith.

Motion withdrawn.

Nova Scotia Recyables Honorarium Dinner

Resolution C090344

Moved by S. Strang and seconded by C. Stoddard that a letter of congratulations be sent to Ms. Dixon, the Grade I teacher at the Evelyn Richardson Memorial Elementary School, whose class is receiving a runner-up award at the Honorarium Dinner.

Motion carried unanimously.

Community Grant Request

Resolution C090345

Moved by S. Strang and seconded by G. El-Jakl that a grant of \$250.00 be provided from the District 1 Community Grants Fund to the Wood's Harbour Fisherman's Memorial Association.

Motion carried unanimously.

Meeting Re: Schools on Cape Sable Island

Resolution C090346

Moved by S. Strang and seconded by S. Hatfield that a letter be sent to the Tri-County Regional School Board and copied to the local board member, Andrea Huskison-Newell, expressing Council's concern regarding the "lack of public process" included in the decision to expand the Clark's Harbour Elementary School, and expressing concern that parents from Cape Sable Island should have the opportunity to provide input, and should be given information in order that they may form an opinion regarding the consolidation or expansion of these schools, and that Municipal Council be notified if there are any further meetings being held by the School Board regarding this topic. Council also requests the School Board to indicate how they have arrived at the decision that the Clark's Harbour Elementary School would be the location of first choice for any further expansion or consolidation of the schools on Cape Sable Island.

Motion carried unanimously.

Salary Review

Moved by S. Strang and seconded by G. El-Jakl that all wages of municipal employees receive an increase equivalent to the Consumer Price Index as determined by Statistics Canada for the period indicated in the Municipal Personnel Policy.

Resolution C090347

Moved by D. Messenger and seconded by S. Strang that the above motion be deferred to the Committee of the Whole for further discussion.

AFFIRMATIVE

George El-Jakl
Louise Halliday
Shaun Hatfield
Donna LeBlanc-Messenger
Cathy Stoddard
Sean Strang

NEGATIVE

Cecil O'Donnell

Motion carried.

Conflict of Interest

Councillor Cecil O'Donnell declared conflict of interest, vacated his seat and left the meeting room.

Moved by S. Strang and seconded by D. Messenger that the Deputy Clerk's salary range be increased by \$3,000.00 in all ranges and that the current Deputy Clerk be paid at the maximum scale on the new range.

Resolution C090348

Moved by S. Hatfield and seconded by S. Strang that the above motion be deferred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Councillor O'Donnell returned to the meeting.

Moved by S. Strang and seconded by C. O'Donnell that the Clerk-Treasurer's salary range be increased by \$5,000.00 and that the current Clerk-Treasurer be paid at the maximum scale on the new range.

Resolution C090349

Moved by D. Messenger and seconded by G. El-Jakl that the above motion be deferred to the Committee of the Whole for further discussion.

AFFIRMATIVE

George El-Jakl
Louise Halliday
Shaun Hatfield
Donna LeBlanc-Messenger
Cathy Stoddard
Sean Strang

NEGATIVE

Cecil O'Donnell

Motion carried.

Moved by S. Strang and seconded by S. Hatfield that the range of the Accountant's salary be increased by \$2,000.00 and that the current Accountant be paid at the maximum scale on the new range.

Resolution C090350

Moved by C. Stoddard and seconded by D. Messenger that the above motion be deferred to the Committee of the Whole for further discussion.

AFFIRMATIVE

George El-Jakl
Louise Halliday
Shaun Hatfield
Donna Leblanc-Messenger
Cathy Stoddard
Sean Strang

NEGATIVE

Cecil O'Donnell

Motion carried.

Moved by S. Strang and seconded by D. Messenger that the salary range for the Secretary to the Building Inspector be increased by \$2,000.00 and that the current secretary be paid at the maximum scale at the new range.

Resolution C090351

Moved by D. Messenger and seconded by C. Stoddard that the above motion be deferred to the Committee of the Whole for further discussion.

AFFIRMATIVE

George El-Jakl
Louise Halliday
Shaun Hatfield
Donna Leblanc-Messenger
Cathy Stoddard
Sean Strang

NEGATIVE

Cecil O'Donnell

Motion carried.

Appointment of Building Inspector

It is necessary to reappoint Carl Smith as Building Inspector for the Municipality since our Building Inspector is not yet qualified to carry out inspections for commercial properties.

Moved by S. Strang and seconded by G. El-Jakl that Carl Smith be reappointed as Building Inspector for the Municipality.

Moved by D. Messenger and seconded by G. El-Jakl that the above motion be amended to make the appointment subject to the approval of the Joint Services Board.

Motion carried unanimously.

The amended motion now reads:

Resolution C090352

“...that Carl Smith be reappointed as Building Inspector for the Municipality and that this appointment be subject to the approval of the Joint Services Board.”

Motion carried unanimously.

Deputy Warden Donna LeBlanc-Messenger

Deputy Warden Messenger gave a brief report on her activities since the last meeting of Council. During her report she indicated that she attended the Mutual Aid Banquet held in Shelburne and presented members of the Barrington Volunteer Fire Department with certificates of recognition.

Resolution C090353

Moved by G. El-Jakl and seconded by S. Hatfield that certificates of recognition be prepared for Troy Stoddard and Shannon Newell of the Wood's Harbour Volunteer Fire Department and that these certificates be delivered by Councillor El-Jakl.

Motion carried unanimously.

Councillor Shaun Hatfield

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

Item for next Warden's Report

Resolution C090354

Moved by S. Strang and seconded by C. Stoddard that the next Warden's Report include information on the Certificates of Recognition Policy.

Motion carried unanimously.

REPORT OF CLERK-TREASURER

The Clerk-Treasurer gave a report outlining activities carried out during the month of February 2009.

CONTINUATION OF NEW BUSINESS

First Reading Re: By-Law No. 8

It is being purposed that By-Law No. 8 "Collection, Storage and Disposal of Waste" be revised to include bulky waste.

Resolution C090355

Moved by G. El-Jakl and seconded by C. Stoddard that proposed amendments to By-Law No. 8 "Collection, Storage and Disposal of Waste" be approved in first reading.

Motion carried unanimously.

The Clerk informed members that an advertisement will be placed in the Coast Guard Newspaper informing the public of the second reading of proposed amendments to this by-law.

CLOSED SESSION

At this time a Closed Session of Council was held to deal with personnel matters.

The Regular Council Meeting was then called back to order.

Yearly Increment

Resolution C090356

Moved by G. El-Jakl and seconded by S. Hatfield that Rob Williams receive his yearly increment effective April 1, 2009 after having received a satisfactory performance evaluation.

Motion carried unanimously.

Request for Leave of Absence

Resolution C090357

Moved by G. El-Jakl and seconded by S. Hatfield that Rodney Shand be granted a further six months leave of absence effective March 25, 2009.

Motion carried unanimously.

ADJOURNMENT

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

The meeting was adjourned at 10:55 p.m.

_____ Warden Clerk

Secretary for the Meeting

On website March 26, 2009