

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 9, 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 Shaun Hatfield
- Councillor Cecil O'Donnell
- Councillor Cathy Stoddard
- Councillor Sean Strang
  
- 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 G. El-Jakl and seconded by C. Stoddard that the minutes of the last meeting held February 23, 2009 be approved as circulated.

Motion carried unanimously.

#### MATTERS ARISING FROM THE MINUTES

##### JEPP Application

The Clerk informed members that the following motion was tabled until after councillors had an opportunity to meet with the EMO Coordinator, Jim Newell, to discuss the size of the generator required.

*"...that the application to the JEPP Program in the amount of \$17,808.00 be approved and that the Municipality of Barrington contribute their portion of the 50%."*

Councillors met with the EMO Coordinator on March 2, 2009 and at that meeting he advised that it is being proposed that the generator be a 10 kilowatt unit which will be located at the Port Clyde Fire Hall. Information has been obtained from a local electrician and also from the Emergency Measures Coordinator in Eastern Shelburne County recommending that this be the size generator purchased for the fire hall. This size generator is also being recommended by the fire department. This will be a diesel generator which will be located on a permanent basis at the Port Clyde Fire Hall so that they can provide a comfort centre. The cost of this equipment is approximately \$21,000.00 after rebate of H.S.T., and includes a steel enclosure and a transfer switch.

The generator will be mounted on a cement pad which will be provided by the fire department.

At the March 2, 2009 Committee of the Whole Meeting it was suggested that funding also be requested from the Municipality of Shelburne.

At this time the Warden questioned whether she should be declaring conflict of interest since if this generator should go to tender, her husband may participate in the tender call.

After some discussion it was decided that she would not declare Conflict of Interest at this time.

The Warden turned the Chair over to the Deputy Warden in order that she could speak on this matter.

After expressing her concerns regarding the size of the generator proposed, the Warden resumed the Chair.

Other councillors also expressed concern regarding the size of the generator being proposed.

Resolution C090301

**Moved** by S. Strang and seconded by C. O'Donnell that a letter be sent to the Port Clyde Volunteer Fire Department suggesting that they approach the Municipality of Shelburne for funding in the amount of \$2,000.00 towards the purchase of a generator for their fire department, and that the Municipality of Barrington support the purchase of this generator.

**AFFIRMATIVE**

Donna LeBlanc-Messenger

Cecil O'Donnell

Sean Strang

Shaun Hatfield

**NEGATIVE**

George El-Jakl

Louise Halliday

Cathy Stoddard

Motion carried.

Resolution C090302

**Moved** by S. Strang and seconded by S. Hatfield that the Municipality submit an application to the Joint Emergency Preparedness Program and that the Municipality's contribution towards the purchase of a generator being up to \$11,000.00, and that the Municipality's contribution is contingent upon approval of the funding partners including the Joint Emergency Preparedness Programs contribution of \$8,000.00, and a contribution from the Municipality of Shelburne in the amount of \$2,000.00.

**AFFIRMATIVE**

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

**NEGATIVE**

George El-Jakl

Motion carried.

Bay Side Home Expansion

In advance to the meeting each member was provided with a copy of a letter received from Shelly Arsenault, Project Owner, Department of Health, written in response to our letter dated February 26, 2009. The letter advised that the Bay Side Home team is working very closely with the Department of Health team. The Department of Health is very confident the Bay Side Home project will be able to proceed with ground breaking and excavation work in the near future. The letter advised that the Department is committed to making every effort to ensure the project moves forward as expeditiously as possible.

Shelburne County Industrial Commission

The Clerk informed members that two letters have been received from the Shelburne County Industrial Commission. The first letter was in response to our concerns regarding conflict of interest. The letter advised that the membership of the Shelburne County Industrial Commission obviously did not intend to conflict with the MGA and its purpose is not to keep getting caught up in politics. The letter advised that their motivation is simply regarding economic development in Shelburne County.

The second letter from the Industrial Commission posed the following questions:

1. Do we need the Shelburne County Industrial Commission?
2. Are you supportive of the Shelburne County Industrial Commission?
3. Is the Shelburne County Industrial Commission a municipal body?
4. If so, is there a need for another committee of Council?
5. Do you feel that the present structure regarding economic development works well?

Resolution C090303

**Moved** by S. Hatfield and seconded by S. Strang that the above letter received from the Shelburne County Industrial Commission asking the five questions be referred to the Committee of the Whole for consideration.

Motion carried unanimously.

CORRESPONDENCE

Digby Ferry

In advance to the meeting each member was provided with a copy of a letter received from Warden Jim Thurber from the Municipality of Digby. The letter thanked Council for their financial support towards the marketing campaign for the Digby Ferry. Mr. Thurber also provided a copy of the final report for the 2008 Explore, Experience, Enjoy Campaign.

NEW BUSINESS

Second Reading Re: Repeal of By-Laws 5, 6 and 31

At 7:30 p.m. the Warden informed members that it is now time to hold the second reading of the repeal of various by-laws.

The Clerk informed members that Council gave notice at the February 9, 2009 Council meeting that Council would consider repealing the following by-laws:

- By-Law No. 5 "Committees"
- By-Law No. 6 "Municipal Officers"
- By-Law No. 31 "Barrington Municipal Waterfront Development Committee"

These by-laws are no longer required since content is now covered under other municipal by-laws and policies and the Municipal Government Act.

Notice of second reading was advertised in the Coast Guard Newspaper on February 17, 2009.

Resolution C090304

**Moved** by G. El-Jakl and seconded by S. Strang that the repeal of By-Law No. 5 "Committees", By-Law No. 6 "Municipal Officers", and By-Law No. 31 "Barrington Municipal Waterfront Development Committee", be approved in second and final reading.

Motion carried unanimously.

CONTINUATION OF CORRESPONDENCE

Background to Collaboration Agreement

In advance to the meeting each member was provided with information on the Collaboration Agreement. This agreement is between the Government of Nova Scotia and the Voluntary Sector. The purpose of the agreement is to represent a commitment by the government and the Voluntary Sector to create open, transparent, consistent and collaborative ways to work together on issues, policies and programs that create positive outcomes for the Voluntary Sector and volunteers.

Property Valuation Services Corporation

The Clerk informed members that correspondence has been received from the Property Valuation Services Corporation advising that the Corporations' budget for 2009/2010 is \$16,433,000.00. The Municipality's contribution this year will be \$140,790.00. This represents a 2.97% increase in assessment costs over last year. This amount will be included in the upcoming budget and will be paid quarterly.

Tri-County Pregnancy Care Centre

The Clerk informed members that correspondence has been received from the Tri-County Pregnancy Care Centre which provided the following statistics for 2008:

- 364 clients
- 67 new clients
- 22 babies born
- 0 adoptions

The letter also thanked Council for the grant provided to them last year.

Resolution C090305

**Moved** by G. El-Jakl and seconded by D. Messenger that the letter received from the Tri-County Pregnancy Care Centre be forwarded to the budget process.

Motion carried unanimously.

World Malaria Day

It was reported that correspondence has been received from Buy-a-Net Malaria Prevention Group. The group is requesting financial assistance and a proclamation of Council that April 25, 2009 be declared World Malaria Day.

Resolution C090306

**Moved** by S. Hatfield and seconded by C. Stoddard that the request for financial assistance be referred to the budget process.

Motion carried unanimously.

Resolution C090307

**Moved** by S. Strang and seconded by G. El-Jakl that the Municipality of Barrington declare April 25, 2009 as World Malaria Day in the Municipality of Barrington.

Motion carried unanimously.

Ocean First Task Force

In advance to the meeting each member was provided with a copy of a letter addressed to Mayor Al Delaney of the Town of Shelburne, from Frank Anderson, CEO, South West Shore Development Authority, regarding Ocean First Task Force. The letter provided information on the makeup and origin of the Ocean First Task Force.

Question was raised as to whether a Council representative will be invited to be part of the Task Force.

**Moved** by S. Hatfield and seconded by D. Messenger that the Clerk contact the South West Shore Development Authority for more information on the Ocean First Task Force and request participation of Council if possible.

**Moved** by D. Messenger and seconded by G. El-Jakl that the above motion be amended to request that a Council member serve on Ocean First Task Force.

Motion carried unanimously.

The main motion was then put to a vote and carried unanimously.

The motion as amended now reads:

Resolution C090308

“...that the Clerk contact the South West Shore Development Authority for more information on the Ocean Task Force and request that a Council member serve on the task force.”

Civic Addresses

Correspondence has been received from the Emergency Management Office advising of a new public safety initiative that will be launched in the coming weeks. The “Sign up for Safety” Campaign will highlight the critical importance of having a clearly posted civic number in front of every home or business in the province.

It was suggested that the “Sign up for Safety” Campaign and the importance of civic numbers be included in the next Warden’s Report.

Shelburne Physiotherapy

Correspondence has been received from Terry Redmond, President, Shelburne Rehabilitation Services Limited. Mr. Redmond advised that they will be expanding the physiotherapy services available at the Barrington Clinic. They have been able to attract another physiotherapist and will be offering full-time physiotherapy services in Barrington beginning in the fall of 2009. It will cost the new physiotherapist approximately \$2,000.00 to be licenced, and there will be added costs for her to relocate to the Barrington area. Mr. Redmond is requesting financial assistance from Council to help with these costs.

**Moved** by D. Messenger and seconded by C. Stoddard that the request from Mr. Terry Redmond, Shelburne Rehabilitation Services Limited, be referred to the Committee of the Whole for further discussion.

**Moved** by S. Hatfield and seconded by D. Messenger that the above motion be amended to request information from Mr. Redmond regarding the current use of services at the Barrington Office.

Motion carried unanimously.

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

The amended motion now reads:

Resolution C090309

“...that the request of Mr. Terry Redmond, Shelburne Rehabilitation Services Limited be referred to the Committee of the Whole for further discussion, and information be requested from Mr. Redmond regarding the current use of services at the Barrington Office.”

REPORT OF WARDEN

At this time the Warden gave a brief report on her activities since the last meeting of Council.

REPORT OF COUNCILLORS

Councillor Cecil O'Donnell

Councillor O'Donnell informed members that he and Councillor Stoddard met with the Municipal Clerk to review the Request for Proposals received for waste collection.

Resolution C090310

**Moved** by C. O'Donnell and seconded by C. Stoddard that the Request for Proposal received from Roger Smith, Brooke Island Fisheries Limited, being the lowest RFP received for a five year contract for waste collection services in the Municipality of Barrington be accepted.

Motion carried unanimously.

Councillor George El-Jakl

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

Planning Advisory Committee

Public Participation Plan

Resolution C090311

**Moved** by G. El-Jakl and seconded by S. Strang that Council approve the attached public participation plan as a means of informing and engaging the public in the development of new planning documents for the Municipality.

Motion carried unanimously.

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

George Salisbury Matter

Mr. George Salisbury has requested Council to consider granting a right of way across property of Mr. Wilford Smith located in Port LaTour. The matter has been discussed with both Mr. Smith and Mr. Salisbury.

Resolution C090312

**Moved** by S. Strang and seconded by C. O'Donnell that a letter be sent to George Salisbury informing him that members have discussed the matter with Mr. Wilford Smith who has indicated he was willing to discuss access to Mr. Salisbury's property and that it be suggested to Mr. Salisbury that he contact Mr. Smith to discuss the matter with him.

Motion carried unanimously.

Cape Sable Island Sewer

The Clerk informed members that in August of 2007 the following motion was passed by Council:

Resolution #C070816

“...that the Municipality contribute from General Tax Revenues towards any sewer projects in any district the equivalent of the commitment made by a previous Council to the Wood's Harbour sewer system. This contribution from General Tax Revenues will be up to \$300.00 per sewer unit per year in any area.

Resolution C090313

**Moved** by S. Strang and seconded by C. Stoddard that motion C070816 be amended to indicate that each property will be charged an annual sewer service charge of not more than \$300.00 per sewer unit in any sewer project in any district of the Municipality and that the balance over and above this amount will be paid from the General Tax Revenues of the Municipality towards such sewer projects.

Motion carried unanimously.

The motion as amended is as follows:

“...that the Municipality contribute from General Tax Revenues towards any sewer projects in any district the equivalent of the commitment made by a previous Council to the Wood’s Harbour sewer system. Each property will be charged an annual sewer service charge of not more than \$300.00 per sewer unit in any sewer project in any district of the Municipality, and that the balance over and above this amount will be paid from the General Tax Revenues of the Municipality towards such sewer projects.”

Motion carried unanimously.

Community Meetings - C.S.I. Sewer

**Moved** by S. Strang and seconded by S. Hatfield that the first community meeting of the Committee of the Whole Council be held at the Island & Barrington Passage Fire Hall in Centreville focusing on the Cape Sable Island Sewer Project, and that all residents of the Municipality be invited, and also the representatives of CBCL Ltd., the engineering consultants on this project, will be invited to attend to respond to questions from the public.

Motion carried unanimously.

**Moved** by S. Hatfield and seconded by C. O’Donnell that the above motion be amended to carry out a vote by ballot at this meeting.

Motion withdrawn by mover and seconder.

**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 system?
2. Are you willing to pay \$300.00 per unit?
3. Are you willing to pay hook-up fee?

Resolution C090314

**Moved** by S. Strang and seconded by C. O'Donnell that the above motion be deferred 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.

Resolution C090315

**Moved** by S. Strang and seconded by C. Stoddard that the issuance of a Request for Proposal for the design of the Cape Sable Island Sewer System be deferred until after the public meeting to be held to discuss this matter.

Motion carried unanimously.

Parkdale Cemetery Request

Resolution C090316

**Moved** by S. Strang and seconded by C. O'Donnell that a grant of \$330.50 from the District 4 Community Grants Fund be provided to the Parkdale Cemetery for the purpose of purchasing a lawnmower.

Motion carried unanimously.

Letter Re: Dangerous & Unsightly Properties

Resolution C090317

**Moved** by S. Strang and seconded by S. Hatfield that Municipal Staff determine the validity of various complaints contained in the anonymous letter received regarding dangerous and unsightly properties within the Municipality and follow municipal policy to deal with it based on the facts of the matter.

**AFFIRMATIVE**

George El-Jakl  
Louise Halliday  
Shaun Hatfield  
Donna LeBlanc-Messenger  
Cecil O'Donnell  
Sean Strang

**NEGATIVE**

Cathy Stoddard

Motion carried.

Liability Insurance Coverage

Resolution C090318

**Moved** by S. Strang and seconded by C. O'Donnell that the Council member from the Municipality of Barrington will not attend any further meetings of the Industrial Commission until such time as the appropriate insurance is put in place, and that the public member also be notified that insurance coverage is not provided.

Motion carried unanimously.

Year of the Lobster

Resolution C090319

**Moved** by S. Strang and seconded by C. Stoddard that the Municipality request the Federal Government to declare 2009 the Year of the Lobster.

Motion carried unanimously.

Resolution C090320

**Moved** by S. Strang and seconded by D. Messenger that the Municipality invite the Premier, the Provincial Minister of Fisheries, our MLA, Federal Minister of Fisheries and our Member of Parliament to the opening of Lobster Fest on June 4, 2009.

Motion carried unanimously.

Resolution C090321

**Moved** by D. Messenger and seconded by S. Hatfield that all municipal units in the Province be informed of our request to the Federal Government to declare 2009 the Year of the Lobster and request their support.

Motion carried unanimously.

Ice Dogs Request

ResolutionC090322

**Moved** by S. Strang and seconded by G. El-Jakl that the Municipality pay for a full page ad in the program for the Junior "C" Championship at a cost of \$200.00.

Motion carried unanimously.

Salary and Wage Review

Resolution C090323

**Moved** by S. Strang and seconded by S. Hatfield that councillors wages be frozen at their current rate until the end of this Council's term and that municipal employees salaries and wages be reviewed as required by policy.

Motion carried unanimously.

Arena Matter - Kempton Goodwin

In advance to the meeting each member was provided with a copy of a letter received from Kempton Goodwin regarding circumstances surrounding his fine for taking alcohol into the Arena. Mr. Goodwin has indicated that the employee on duty at the Arena that evening did not follow municipal policy.

Resolution C090324

**Moved** by S. Hatfield and seconded by C. Stoddard that a letter be written to Kempton Goodwin advising him that Council has taken his letter under advisement, and informing him that Council has addressed the situation by policy amendment and has provided clear direction to staff.

**AFFIRMATIVE**

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

**NEGATIVE**

Sean Strang

Motion carried.

**Moved** by S. Strang that as recommended by the Committee of the Whole, the Municipality respond to Mr. Goodwin indicating that they do not wish to bring in both Mr. Deschamp and Mr. Goodwin at the same time and if he still wishes to meet with Council, separately, to address this matter again, a time will be arranged to meet with him.

There being no seconder, the motion was declared lost.

CONTINUATION OF NEW BUSINESS

2009 Insurance Renewal

The Clerk informed members that correspondence has been received from Bell & Grant Limited indicating that for the upcoming year there will be a 1.8% rate increase.

During discussion of this matter it was noted that the Union of Nova Scotia Municipalities is currently investigating insurance coverage for all municipal units.

CLOSED SESSION RE: PERSONNEL MATTER

At this time a Closed Session of Council was held to discuss a personnel matter.

The Regular Council Meeting was reconvened.

EMPLOYEE SATISFACTION SURVEY

Resolution C090325

**Moved** by S. Hatfield and seconded by S. Strang that information be obtained on carrying out an Employee Satisfaction Survey and that this information be brought back to Council for their consideration.

Motion carried unanimously.

ADJOURNMENT

**Moved** by S. Strang and seconded G. El-Jakl that the meeting adjourn.

The meeting was adjourned at 10:45 p.m.

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Warden

Clerk

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Secretary for the Meeting

**On website March 13, 2009.**