

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, November 8, 2010.

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 George El-Jakl
- Deputy Warden Donna LeBlanc-Messenger
- Councillor Murray Atkinson
- Councillor Louise Halliday
- Councillor Shaun Hatfield
- Councillor Cecil O'Donnell
- Councillor Cathy Stoddard
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

#### CLOSED SESSION

At 6:30 p.m. a Closed Session of Council was held to deal with a personnel matter and Ombudsman's Report.

#### DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

#### APPROVAL OF MINUTES

**Moved** by C. O'Donnell and seconded by S. Hatfield that minutes of the Regular Council Meeting held October 25, 2010 be approved as circulated.

Motion carried unanimously.

**Moved** by S. Hatfield and seconded by C. Stoddard that the minutes of the Special Meeting of Council held November 1, 2010 be approved as circulated.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

C.S.I. Sewer

Question was raised regarding Resolution C101015 made at the last meeting of Council that a decision be made not later than November 22, 2010 on the C.S.I. Sewer Project. It was reported that Councillor Stoddard and Deputy Warden Messenger would both be absent from the November 22<sup>nd</sup> Council meeting. It was also indicated that Councillor Atkinson may possibly be absent from this meeting.

**Moved** by S. Hatfield and seconded by M. Atkinson that the Municipal Council proceed to purchase the Frelick property located in Stoney Island and move forward with the Cape Sable Island Sewer Project.

AFFIRMATIVE

Murray Atkinson  
Shaun Hatfield  
Cathy Stoddard

NEGATIVE

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

Motion defeated.

**Moved** by C. O'Donnell that the final decision as to whether to proceed with the C.S.I. Sewer Project be delayed until November 29, 2010.

The Warden having asked for a seconder for the motion three times and there being no seconder declared the motion lost.

Much discussion took place regarding the C.S.I. Sewer Project.

Resolution C101103

**Moved** by C. Stoddard and seconded by D. Messenger that the Council members meet with Willard d'Eon, Project Manager, for the purpose of discussing all options regarding the C.S.I. Sewer.

Motion carried unanimously.

Duck Crossing Signs

The Clerk informed members that information has now been received from the Town of Yarmouth and the Town of Clark's Harbour advising that no research was put into the placement of "duck crossing" signs within their towns.

The Clerk informed members that the Department of Transportation previously advised that they would not put up “duck crossing” signs in the Municipality of Barrington, but that the Municipality may do so if they so wish. The Municipal Solicitor has been contacted regarding this matter and he has suggested that the Department of Transportation Engineer be requested to identify locations for the placement of such signs.

Resolution C101104

**Moved** by M. Atkinson and seconded by S. Hatfield that the matter be left as is and that no “duck crossing” signs be posted in the Barrington Passage area at this time.

**AFFIRMATIVE**

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

**NEGATIVE**

Donna LeBlanc-Messenger  
Cathy Stoddard

Motion carried.

Disposal of Federal Property - Sherose Island, N.S.

By way of letter dated June 1, 2010, Public Works and Government Services Canada declared a parcel of land on Sherose Island as surplus federal property. The property in question consists of 1.755 acres, together with an easement. The property was the former Commanding Officer’s residence and is located at the southeast corner of Sherose Island Road and Bayview Drive intersection. By way of letter dated July 5, 2010, the Municipality informed the federal government that the property in question was located at the entrance to the Recreation Complex and therefore the Municipality was interested in acquiring it, providing there were no environmental issues attached to it. Further correspondence from the federal government was received on October 25, 2010 advising that there were no significant environmental issues related to the property, and provided a copy of the Phase I Environmental Site Assessment Report.

PWGSC is willing to convey the property to the Municipality for public purposes at a cost of \$2,650.00.

Resolution C101105

**Moved** by D. Messenger and seconded by C. O'Donnell that the Municipality proceed to purchase the surplus federal property located at Sherose Island at a cost of \$2,650.00.

**AFFIRMATIVE**

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

**NEGATIVE**

Louise Halliday

Motion carried.

Banking Agreement Proposals

The Clerk informed members that the Municipality requested proposals for the provision of banking services from the CIBC and the RBC. These are the only financial institutions with branches located in the Municipality. Responses were received from both institutions and both are capable of providing banking services to the Municipality. Banking services have been provided by the RBC for the previous five years.

Both proposals were analysed and compared for estimated costs over the next five year period.

The Clerk recommended that the Municipality accept the proposal from the CIBC for the provision of banking services.

Resolution C101106

**Moved** by C. O'Donnell and seconded by S. Hatfield that the Municipality accept the proposal received from the CIBC for the provision of banking services to the Municipality for the period from December 15, 2010 to December 15, 2015.

Motion carried unanimously.

CORRESPONDENCE

Thank You Letter

In advance to the meeting each member was provided with a copy of a letter received from Christine Curry from the Nova Scotia Piping Plover Conservation Program. She expressed thanks and appreciation for help and support provided by Diane at the Visitor Information Centre when the Shorebird Identification Workshop was held there in September.

Municipal Finance Workshop

It was reported that a Municipal Finance Workshop will be held in Halifax on Friday, December 3, 2010, at Dalhousie University.

Resolution C101107

**Moved** by C. Stoddard and seconded by D. Messenger that any councillor wishing to attend the Municipal Finance Workshop be permitted to do so and the expense be paid by the Municipality.

Motion carried unanimously.

Town of Shelburne - Governance Changes

The Clerk informed members that correspondence has been received from the Town of Shelburne advising that they have undergone many changes in 2010, and on November 1, 2010 the Town Council will move towards a CAO system to support the shift from Council's focus from operations to long term sustainability through policy development. The CAO for the Town will be the present Town Clerk, Rhonda Henneberry.

REPORT OF COUNCILLORS

Councillor Louise Halliday

Councillor Halliday 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 Shaun Hatfield

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

Councillor Cecil O'Donnell

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

Councillor O'Donnell also reported that he attended a meeting of the Emergency Measures Organization earlier today. Council has declared a State of Local Emergency covering an area on the Clyde River Road from the intersection of Highway 103 to the municipal boundary line in Upper Clyde due to flooding of the Clyde River.

Councillor Cathy Stoddard

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

Councillor Stoddard also reported on the recommendations from the Committee of the Whole Council Meeting held November 1, 2010.

The recommendations are as follows:

Queen of Hearts Dory Club Request

The Queen of Hearts Dory Club has advised that they have purchased a wharf at North East Point which they intend to develop. The Club is required to get consent from the up-land property owner in order to get permission from the Nova Scotia Department of Natural Resources to develop the wharf. The Municipality is the up-land property owner and therefore the Club is requesting the Municipality to provide the proper consent form.

Resolution C101108

**Moved** by C. O'Donnell and seconded by M. Atkinson that the Municipality provide the proper consent as the up-land owner of the property adjacent to the wharf in North East Point being developed by the Queen of Hearts Dory Club.

Motion carried unanimously.

Surplus Property

It has been proposed that the Municipality once again advertise for sale municipal property. Four properties had previously been listed for sale and at that time none of the properties were sold. The properties proposed to be sold by publicly advertising for sale are:

- 6315, No. 3 Highway, Wood's Harbour
- vacant lot, Wood's Harbour
- vacant lot in Lower Clark's Harbour
- Civic #1151, Stoney Island Road

Resolution C101109

**Moved** by C. O'Donnell and seconded by S. Hatfield that the Municipality offer three of the properties for sale, but postpone the sale of the property located at 6315, No. 3 Highway, in Wood's Harbour until further information is provided for consideration of members.

Motion carried unanimously.

Biosolids as fuel

Resolution C101110

**Moved** by S. Hatfield and seconded by D. Messenger that a letter be sent to the Nova Scotia Minister of Environment to enquire as to whether initiatives or programs currently exist in our province regarding the use of biosolids as fuels or fertilizer.

Motion carried unanimously.

Resolution C101111

**Moved** by S. Hatfield and seconded by M. Atkinson that a letter be sent to Nova Scotia Power Inc. asking if they are exploring, or if they would consider exploring, the use of biosolids as a source of environmentally friendly fuel in our province.

Motion carried unanimously.

Defibrillator

Resolution C101112

**Moved** by D. Messenger and seconded by C. O'Donnell that the Municipality accept the donation of a defibrillator from Mr. Kevin Murphy, with thanks, and that the proper training and maintenance procedures be put in place to ensure its continued usefulness.

Motion carried unanimously.

Waste Collection

Resolution C101113

**Moved** by C. Stoddard and seconded by M. Atkinson that the Municipality pay an additional \$2,500.00 to the Waste Collector for the spring clean-up completed in the spring of 2010.

**AFFIRMATIVE**

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

**NEGATIVE**

George El-Jakl

Motion carried.

By-law No. 25, "Tax Exemption By-law"

Resolution C101114

**Moved** by S. Hatfield and seconded by C. O'Donnell that the organizations listed in By-law No. 25 as non profit, community and charitable organizations, be given a full tax exemption as is already provided to other organizations identified in By-law No. 25.

Motion carried unanimously.

Community Grant Request

Resolution C101115

**Moved** by D. Messenger and seconded by C. O'Donnell that a grant of \$600.00 be provided from the District 3 Community Grants Fund, to the Riverdale Cemetery, for the purpose of maintenance of the grounds and gates, provided funds are available.

Motion carried unanimously.

Nominating Committee

Resolution C101116

**Moved** by S. Hatfield and seconded by M. Atkinson that the proposed list of committee membership, as attached, be approved in total.

Motion carried unanimously.

Mink Farm

Resolution C101117

**Moved** by M. Atkinson and seconded by D. Messenger that Councillor O'Donnell attend the meeting between the owners of the mink farm and the representatives of the Department of Agriculture in mid November, providing he is given permission by the property owners.

Motion carried unanimously.

Sandra Wilson Request

The Clerk informed members that contact was made with Paul Wills, Senior Advisor, Service Nova Scotia & Municipal Relations, and the Municipal Solicitor, Don Harding, regarding the request of Sandra Wilson. Both Mr. Wills and Mr. Harding advised that the Municipality should not make this type of payment since it is not a municipal issue, but instead an issue a private citizen has. The Municipality is not part of the appeal process and therefore should not be making the payment.

The recommendation of the Committee of the Whole was then brought forward.

Resolution C101118

**Moved** by C. O'Donnell and seconded by S. Hatfield that the Municipality pay the \$250.00 fee for an appeal by Sandra Wilson to the Farm Practices Board provided this expenditure is permitted by the Municipal Government Act.

**NEGATIVE**

Murray Atkinson

George El-Jakl

Louise Halliday

Shaun Hatfield

Donna LeBlanc-Messenger

Cecil O'Donnell

Cathy Stoddard

Motion defeated.

Resolution C101119

**Moved** by C. O'Donnell and seconded by S. Hatfield that Mrs. Sandra Wilson be notified that her request for the Municipality to pay the \$250.00 fee for an appeal to the Farm Practices Board has been denied, and suggest that she may want to consider submitting a request to the Clyde River Land Use Committee who could in turn make application to the Municipality since the Municipality is unable to provide funds to citizens.

Motion carried unanimously.

The Clerk reported that correspondence has been received from the Minister of Environment advising that an inspection was conducted by Nova Scotia Environment and Nova Scotia Department of Agriculture on September 14, 2010 in response to a complaint of odor originating from the facility. The Minister advised that there was an odor downwind of the septage lagoon but the odor was not present at the Brown's Pit Road where several complaints have been documented. Department staff from the Nova Scotia Department of Agriculture had discussed with the farm owner methods to improve the current lagoon system that will reduce adverse odors.

Deputy Warden Donna LeBlanc-Messenger

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

Veteran's Event

Councillor Messenger as well as many of the other councillors attended the Veteran's Dinner held at Sobey's recently.

Resolution C101120

**Moved** by D. Messenger and seconded by L. Halliday that a letter of thanks be forwarded to Sobey's, Jim Fanjoy, Manager, and Jennifer Belle, Community Room Coordinator, commending them on taking the time to organize and plan a veteran's event whereby veterans were publically thanked.

Motion carried unanimously.

REPORT OF WARDEN

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

NEW BUSINESS

First Reading - Amendments to By-law No. 25

Proposed amendments to By-law No. 25, "Tax Exemption By-law" were briefly reviewed.

It is proposed that By-law No. 25 be amended by adding a new Section 6 for Emergency Service Providers to include the Barrington Ground Search & Rescue Group. The remainder of the policy has been renumbered and some deletions will take place from the schedules bringing the list up to date. Barrington Ground Search & Rescue is being added to Schedule "C", Volunteer Fire Departments and Emergency Service Providers. Proposed amendments will exempt property of the Barrington Ground Search & Rescue Group responsibility for payment of rates and taxes and area fire rates, exclusive of sewer service charges and any other special levies.

It was agreed that proposed amendments to By-law No. 25, "Tax Exemption By-law" be approved in first reading.

ADJOURNMENT

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

The meeting was adjourned at 8:15 p.m.

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Warden

Clerk

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Secretary for the Meeting

**On website November 10, 2010.**