

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, April 26, 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 Louise Halliday
- Councillor Murray Atkinson
- Councillor Shaun Hatfield
- Councillor Cecil O'Donnell
- Councillor Cathy Stoddard

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

DECLARATIONS OF CONFLICT OF INTEREST

It was reported that Deputy Warden Messenger and Councillor Halliday would both be declaring conflict of interest during discussions regarding tipping fees at the C & D Landfill site.

APPROVAL OF MINUTES

Moved by C. O'Donnell and seconded by S. Hatfield that the minutes of the last meeting held April 12, 2010 be approved as circulated.

Motion carried unanimously.

MUNICIPAL HERITAGE PROPERTY DESIGNATION

It was reported that the Forbes Point Cemetery Association has requested the Heritage Advisory Committee to consider designating the Old Forbes Burial Ground on Forbes Point as a Municipal Heritage Property. The Heritage Advisory Committee is recommending this designation.

Notification has been forwarded to the owners of the property, Forbes Point Cemetery Association, advising that Council will consider this designation tonight.

The Clerk informed members that no written or oral presentations have been made regarding this designation.

Resolution C100422

Moved by D. Messenger and seconded by C. O'Donnell that the property owned by the Forbes Point Cemetery Association, known as the Old Forbes Burial Ground, be registered as a Municipal Heritage Property.

Motion carried unanimously

MATTERS ARISING FROM THE MINUTES

C & D Landfill Tipping Fees

Conflict of Interest

Councillor Louise Halliday declared conflict of interest, vacated her seat and proceeded to the spectator area as her spouse's business is a frequent user of the facility.

Conflict of Interest

Deputy Warden Donna LeBlanc Messenger declared conflict of interest, vacated her seat and proceeded to the spectator area as her spouse's business is a frequent user of the facility.

The Clerk informed members that the following motion was tabled and referred to the Committee of the Whole for further discussion:

The tabled motion is as follows:

Moved by G. El-Jakl and seconded by C. Stoddard that the Municipality institute tipping fees at the Construction Demolition & Debris Landfill site effective January 1, 2011 at the rate of one hundred dollars (\$100.00) for mixed waste and sixty (\$60.00) dollars for sorted waste with the provision that deposits of 100 kg or less will not be charged any tipping fees.

Moved by C. O'Donnell and seconded by M. Atkinson that the above motion be amended indicating that residents of the Municipality of Barrington and the Town of Clark's Harbour who deposit sorted waste at the C & D Landfill site not be charged, tipping fees will be charged for non-sorted waste at the rate of sixty dollars (\$60.00) per ton, with provision that no tipping fee will be charged for the disposal of 100 kg or less of sorted waste, the policy relating to the disposal of waste by residents depositing waste from outside the Municipality and the Town and non-residents remains unchanged.

Motion carried.

AFFIRMATIVE

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

NEGATIVE

Shaun Hatfield

Resolution C100423

Amended motion now reads as follows:

“ that the Municipality institute tipping fees at the Construction and Demolition Debris Landfill site effective January 1, 2011 at the rate of sixty dollars (\$60.00) per ton for non-sorted waste and there be no charge for sorted waste deposited by residents of the Municipality of the Barrington and the Town of Clark's Harbour. Residents of the Municipality and the Town depositing waste from outside and the disposal of waste from non-residents will remain unchanged.

Motion carried.

AFFIRMATIVE

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

NEGATIVE

Shaun Hatfield

The above decision of Council will require changes to Policy #38 "Construction and Demolition Landfill Policy". Changes will be drafted and presented to Council at a later date.

Deputy Warden Donna LeBlanc Messenger and Councillor Louise Halliday returned to their seats.

Reduced Qualifications for Doctors

By way of letter dated March 12, 2010, Municipal Council requested the Minister of Health to reduce the qualification process as necessary for certification of doctors in Nova Scotia coming from Britain, Ireland, and South Africa.

A response has now been received from the Minister advising that the licensing and registration of doctors in this Province is the responsibility of the College of Physicians and Surgeons of Nova Scotia. The letter further advised that the regulatory bodies across Canada are currently working towards the development of common standards in the licensing of physicians and other health professionals and the College of Physicians and Surgeons of Nova Scotia is participating in this initiative. In closing the Minister indicated that it is expected that there will be changes in the near future related to physician licensing.

CORRESPONDENCE

Satellite Kidney Dialysis Clinic

In advance to the meeting each member was provided with a copy of a letter addressed to South West Health from Bay Side Home expressing their interest in housing a Satellite Kidney Dialysis Clinic in their new long-term care facility.

Resolution C100424

Moved by D. Messenger and seconded by C. Stoddard that " Satellite Kidney Dialysis Clinic" be added to the next Committee agenda for discussion.

Motion carried unanimously.

Invitation Re: Shelburne Association Supporting Inclusion

In advance to the meeting each member was provided with an invitation to attend the annual celebration dinner and general meeting of the Shelburne Association Supporting Inclusion. The event will take place on Thursday, May 20, 2010 in Shelburne. Members were asked to advise the Office if they wish to attend.

Collaboration on ICSP Projects

In advance to the meeting each member was provided with a copy of a letter received from the Municipality of Shelburne which provided a list of projects they are currently considering. They request Council to consider collaborating on some of the projects with them.

Resolution C100425

Moved by L. Halliday and seconded by S. Hatfield that the letter received from the Municipality of Shelburne listing possible projects to be carried out jointly, be referred to the budget process.

Motion carried unanimously.

Letter from Minister of Health Re: Emergency Care

In advance to the meeting each member was provided with a letter from the Minister of Health regarding emergency care. The letter advised that in September, 2009, Dr. John Ross was appointed Provincial Advisor for Emergency Care. He was asked to provide leadership by working with District Authorities, Doctors, and other health care providers to ensure that emergency departments delivered the kind of health care that Nova Scotians need. On April 8, 2010 Dr. Ross presented an interim report on his findings. Members were advised that a copy of his report will be kept in the Municipal Office and will be made available to members wishing to review it.

Early French Immersion Program

In advance to the meeting each member of Council was provided with a copy of a letter received from Sandra Hines expressing concern regarding the loss of the Early French Immersion Program at the Evelyn Richardson Memorial Elementary School.

Resolution C100426

Moved by S. Hatfield and seconded by D. Messenger that a letter be written to the Tri-County Regional School Board and the Department of Education asking them to reconsider their decision to discontinue the Early French Immersion Program at ERMES.

Motion carried unanimously.

REPORT OF WARDEN

At this time the Warden gave a brief report on his activities since the last meeting of Council. During the Warden's Report, reference was made to the RCMP Advisory Board training session which was held on April 24, 2010.

Resolution C100427

Moved by L. Halliday and seconded by M. Atkinson that "Police Advisory Board" be placed on the agenda for the next Committee of the Whole meeting for discussion.

Motion carried unanimously.

REPORT OF COUNCILLORS

Deputy Warden Donna LeBlanc Messenger

Deputy Warden Messenger gave a brief report on her 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.

Councillor Cecil O'Donnell

Councillor O'Donnell 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. During his report he reported on the meeting with Art Lynds, Department of Natural Resources regarding the possible extension of the boardwalk at North East Point Beach. During this meeting some liability issues were raised. such as, the condition of the old wharf, steel sticking out of the sand, etc.

Resolution C100428

Moved by S. Hatfield and seconded by C. O'Donnell that the liability issues identified at North East Point Beach be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Committee of the Whole Council

District Planning Committee 2010/2011 Budget

Moved by S. Hatfield and seconded by L. Halliday that a letter be written to other District Planning Commission members asking if the time of the ICSP Planner can be reduced if at all possible. The Municipality is satisfied with the services of the ICSP Planner and the current contract to the end of November but does not wish to extend the contract of employment beyond this time.

Motion carried unanimously.

Resolution C100429

Moved by S. Hatfield and seconded by D. Messenger that the Municipality approve the District Planning Commission budget which has been approved by the DPC without the addition of the four (4) months for the ICSP Planner.

Motion carried unanimously.

FireFighter Training

Resolution C100430

Moved by S. Hatfield and seconded by C. O'Donnell that the Volunteer Fire Departments be permitted to use the arena parking lot and have access to the arena to provide firefighter training from May 6 - 9, 2010.

Motion carried unanimously.

Community Garden

Resolution C100431

Moved by S. Hatfield and seconded by D. Messenger that the request from the Tri-County Women's Centre to have a community vegetable garden on municipal property at Sherose Island be approved providing the Tri-County Women's Centre can provide proof of liability insurance coverage.

Motion carried unanimously.

Property Services Department Summer Students

Resolution C100431 (a)

Moved by S. Hatfield and seconded by C. Stoddard that two (2) summer students be hired in the Property Services Department effective May 1, 2010.

Motion carried unanimously.

Surplus Property - Smithville

Resolution C100432

Moved by S. Hatfield and seconded by C. O'Donnell that the Municipality respond to Government Services Canada indicating that the Municipality has no interest in their surplus property in Smithville.

Motion carried unanimously.

CAO Discussion

Resolution C100433

Moved by S. Hatfield and seconded by C. O'Donnell that the Municipality seek funding for the purposes of hiring consultants to conduct an organizational review.

Motion carried.

AFFIRMATIVE

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

NEGATIVE

Murray Atkinson

Annual Cadet Review

The Warden informed members that a representative of the Unicorn Cadets Corp. is here tonight and has requested an opportunity to present an invitation to Councillors.

Resolution C100434

Moved by S. Hatfield and seconded by C. O'Donnell that the Unicorn Cadets Corp. representative be given an opportunity to address Council.

Motion carried unanimously.

The representative appeared before Council and invited members to attend the Annual Cadet

Review to be held on May 15, 2010 at the Barrington Arena at 10:45 a.m. She also requested someone to say a few words at the ceremony on behalf of the Municipal of Barrington.

Resolution C100435

Moved by S. Hatfield and seconded by C. O'Donnell that the request to have someone say a few words at the Annual Cadet Review be referred to the Committee of the Whole.

Motion carried unanimously.

Councillor Murray Atkinson

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

Councillor Louise Halliday

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

Report of Clerk Treasurer

The Clerk informed members that due to time constraints his report will be presented at the next meeting of Council.

NEW BUSINESS

Resolution Regarding Banking - RBC

In advance to the meeting each member was provided with a copy of the draft resolution regarding banking at the Royal Bank of Canada. This resolution is required in order to put signing authorities in place.

Resolution C100436

Moved by S. Hatfield and seconded by C. O'Donnell and carried unanimously.

Resolved:

1. That ROYAL BANK OF CANADA (the "Bank") is appointed banker for the Municipality of Barrington ("Customer").

2. That THE WARDEN OR DEPUTY WARDEN TOGETHER WITH THE CLERK OR DEPUTY CLERK are authorized on behalf of the Customer from time to time:

- (a) to withdraw or order transfers of funds from the Customer's accounts by any means including the making, drawing, accepting, endorsing or signing of cheques, promissory notes, bills of exchange, other orders for the payment of money or other instruments or the giving of other instructions;
- (b) to sign any agreements or other documents or instruments with or in favour of the Bank, including the Bank's general financial services agreement and contracts relating to products or services provided by the Bank to the Customer; and
- (c) to do, or to authorize any person or persons to do, any one or more of the following:
 - (i) to receive from the Bank any cash or any securities, instruments or other property of the Customer held by the Bank, whether for safekeeping or as security, or to give instructions to the Bank for the delivery or other transfer of any such cash, securities, instruments or other property to any person named in those instructions;
 - (ii) To deposit with or negotiate or transfer to the Bank, for the credit of the Customer, cash or any security, instrument or other property, and for those purposes to endorse (by rubber stamp or otherwise) the name of the Customer, or any other name under which the Customer carries on business, on any security or instrument;
 - (iii) to instruct the Bank, by any means, to debit the accounts of third parties for deposit to the credit of the Customer;
 - (iv) to receive statements, instruments and other items (including paid cheques) and documents relating to the Customer's accounts with or any service of the Bank (including any revisions to the Bank's rules and manuals of operation), and to settle and certify the Customer's accounts with the Bank, and
 - (v) to receive from the Bank any software and any security devices, including security cards, codes, and passwords, relating to electronic banking services or electronic communications between the Customer and the Bank, and to determine and set the levels and limits of authority applicable to individual security devices.

3. That the provisions contained in the Bank's general financial services agreement including, without limitation, the provisions concerning the binding effect of electronic communications received by the Bank from or in the name of the Customer, are expressly approved.
4. That all instruments, instructions, agreements and documents made, drawn, accepted, endorsed or signed (under the corporate seal or otherwise) as provided in this Resolution and delivered to the Bank by any person, shall be valid and binding on the Customer, and the Bank is hereby authorized to act on them and give effect to them.

5. That the Bank be furnished with:

(a) a copy of this Resolution; and

(b) a list of the names of the persons authorized by this Resolution to act on behalf of the Customer, and with written notice of any changes which may take place in such list from time to time, and with specimens of the signatures of all such persons;

each certified by the (1) Warden or Deputy Warden and (2) Clerk or Deputy Clerk of the Customer; and

(c) in writing, any authorization made under paragraph 2(c) of this Resolution.

6. That any document furnished to the Bank as provided for in paragraph 5 of this Resolution shall be binding upon the Customer until a new document repealing or replacing the previous one has been received and duly acknowledged in writing by the branch or agency of the Bank where the Customer has its account.

Tangible Capital Assets Policy

It was reported that notice of the adoption of the proposed Tangible Capital Assets Policy was given at the last meeting of Council. The Clerk reported that the Municipality is now required to record tangible assets and therefore it is necessary to have the Tangible Capital Assets Policy in place to evaluate capital assets.

Resolution C100437

Moved by S. Hatfield and seconded by C. O'Donnell that the Tangible Capital Assets Policy be approved as presented.

Motion approved unanimously.

Sorting Station - Cement Work Tenders

The Clerk informed members that at the last meeting of Council three (3) tenders were received for cement work for the sorting station to be constructed at the C & D Landfill site. Tenders have now been reviewed and all three (3) tenders met the requirements of the tender request. The Clerk is recommending that the Municipal Council accept the tender received from ARB Scott Masonry in the amount of twenty-five thousand three hundred dollars (\$25,300.00) plus HST being the lowest tender received.

Resolution C100438

Moved by D. Messenger and seconded by M. Atkinson that the tender received from ARB Scott Masonry in the amount of twenty-five thousand three hundred dollars (\$25,300.00) plus HST for cement work for the public sorting station to be constructed at the C & D Landfill site be approved.

Motion approved unanimously.

Hiring Committee Report - Building Inspector

The Clerk informed members that Council must discuss salary for the new Building Inspector and therefore it is recommended that this matter be dealt with after the Closed Session of Council.

Senior Services Co-ordinator

In advance to the meeting each member was provided with a copy of a report from the Senior Services Co-ordinator.

Resolution C100439

Moved by S. Hatfield and seconded by D. Messenger that the letter be forwarded to Shawna Symonds expressing Council's thanks and appreciation for her co-ordination of senior services.

Motion carried unanimously.

CLOSED SESSION

At this time a closed session of Council was held to deal with the sale of municipal property and SWSDA legal issue. The regular session of Council was called back to order.

WASTE COLLECTION

The Warden informed members that he would like to add "waste collection" to the agenda for discussion due to a concern which was raised today.

Resolution C10040

Moved by C. O'Donnell and seconded by S. Hatfield that waste collection concerns be added to the agenda.

Motion carried unanimously.

The Warden informed members that he and the Municipal Office received calls today regarding the large number of rejected bags during waste collection this morning in Woods Harbour.

Resolution C10041

Moved by L. Halliday and seconded by M. Atkinson that the Warden contact the Municipal Waste Collector, Brook Island Fisheries, and ask that they carry out the same as they have in the past until we have an opportunity to meet.

Motion carried unanimously.

Building Inspector

Resolution C100442

Moved by C. O'Donnell and seconded by M. Atkinson that Chris Churchill be hired and appointed as Building Inspector, Development Officer, Fire Inspector and By-law Enforcement Officer for the Municipality of Barrington.

Motion carried unanimously.

Tax Sale Property - Murray Quinlan

It was reported that property formerly assessed to Murray Quinlan, Assessment #03856305, which was acquired at Tax Sale, is still occupied.

Resolution C100443

Moved by C. Stoddard and seconded by C. O'Donnell that the Municipal Solicitor be requested to write a letter to the occupant of the property Assessment #03856305, PID #80033541, and be asked to vacate the premises within sixty (60) days.

Motion carried.

AFFIRMATIVE

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

NEGATIVE

Shaun Hatfield

ADJOURNMENT

Moved by L. Halliday that the meeting adjourn. The meeting was adjourned at 9:50 p.m.

Warden

Clerk

Secretary for the Meeting

On website April 30, 2010

