

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, NS, on Monday, August 22, 2011.

The meeting was called to order by the Warden at 7:00 p.m.

ROLL CALL

The Deputy 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
- Lesa Rossetti, Deputy Clerk

CLOSED SESSION OF COUNCIL

At 6:00 p.m. a Closed Session of Council was held to deal with a legal matter.

REPORT ON CLOSED SESSION

The Warden gave a brief report on the Closed Session of Council held earlier this evening. The Closed Session was held to deal with a legal matter concerning the South West Shore Development Authority. The Municipal Solicitor was in attendance.

DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

APPROVAL OF MINUTES

Moved by C. O'Donnell and seconded by C. Stoddard that the minutes of the last meeting of Council held August 8, 2011 be approved as circulated.

Motion carried unanimously.

PRESENTATION - KIM OTT - SHELBURNE COUNTY HEALTH CARE PROFESSIONAL RECRUITMENT AND RETENTION COMMITTEE

Ms. Kim Ott, member of the Shelburne County Health Care Professional Recruitment and Retention Committee, appeared before Council. Ms. Ott made members aware of a proposal for Council to take part in the Roseway Hospital Health Care Professional Student Sponsorship Program. The program is a partnership between Roseway Hospital/South West Health and the five Shelburne County municipalities, Roseway Hospital Auxiliary and Roseway Hospital Foundation to support Roseway Hospitals' efforts to recruit and retain health professionals in hard to recruit areas. This is a Shelburne County initiative and is available to Shelburne County students. The sponsorship will be limited to the last two years of study. Each student approved will receive \$4,000.00 in each of their last two (2) years of study. The program also makes provision for a sign-on bonus in the amount of \$4,000.00. The maximum financial support would require the student to provide a three year "return of service" commitment. The following two funding scenarios were provided:

Scenario 1

On the basis of each approved student receiving \$12,000.00 (Total sponsorship of \$8,000.00, plus sign-on bonus of \$4,000.00 per student). Funding is based on population.

Roseway Hospital Auxiliary	- \$1,000.00
Roseway Hospital Foundation	- \$1,000.00
Town of Shelburne	- \$1,210.00
Municipality of Shelburne	- \$3,110.00
Town of Lockeport	- \$ 420.00
Town of Clark's Harbour	- \$ 550.00
Municipality of Barrington	- \$4,710.00
TOTAL:	\$12,000.00

Scenario 2

On the basis of each student receiving \$8,000.00 (total sponsorship with no sign-on bonus). Funding is based on population.

Roseway Hospital Auxiliary	- \$1,000.00
Roseway Hospital Foundation	- \$1,000.00
Town of Shelburne	- \$ 726.00
Municipality of Shelburne	- \$1,866.00
Town of Lockeport	- \$ 252.00
Town of Clark's Harbour	- \$ 330.00
Municipality of Barrington	- \$2,826.00
TOTAL:	\$8,000.00

Resolution C110810

Moved by L. Halliday and seconded by D. Messenger that the request received from the Shelburne County Health Care Recruitment and Retention Committee to participate in the Roseway Hospital Health Care Professional Student Sponsorship Program be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Ms. Kim Ott was thanked for appearing before Council and making her presentation.

MATTERS ARISING FROM THE MINUTES

Lighthouse Road - Baccaro

Members were advised that correspondence has been received from Steven MacIsaac, District Director - Western NS, of the Department of Transportation and Infrastructure Renewal. Mr. MacIsaac advised that the Area Manager for Shelburne County, Greg Newell, has indicated that improvements will be completed on the Lighthouse Road at Baccaro Point this fall, including minor ditching where required, installation of 30 meters of armor stone and the placement of Type 1 gravel.

CORRESPONDENCE

Thank You Letter

The Deputy Clerk informed members that correspondence has been received from Pam Churchill, Executive Director of the Tri-County Pregnancy Care Centre, thanking Council for their financial support.

eSmart Project

Members were advised that correspondence has been received from the Community Business Development Corporation advising that the Department of Economic Rural Development & Tourism has approved the eSmart project funding requested for one year. The letter further asked whether a representative from Council plans to sit on the Monitoring Committee for the project.

Resolution C110811

Moved by C. O'Donnell and seconded by M. Atkinson that the request received from the Community Business Development Corporation for a Council member to sit on the Monitoring Committee for the eSmart Project be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

PRESENTATION - WAYNE NICKERSON - NORTH EAST POINT WHARF PROJECT

Mr. Wayne Nickerson appeared before Council and requested financial assistance from Council to upgrade the North East Point wharf. He estimated that the total cost of wharf upgrades is approximately \$4,500.00. He and Wesley Crowell, to date, have invested \$1,000.00 in the upgrades. He is requesting financial assistance from the Municipality in the amount of \$2,800.00. The grant from the Municipality will provide for the following materials:

- gravel and 6 hours excavator	\$850.00
- pressure treated 6 X 6 X 16	\$975.00
- 800 sq. ft. of 1 ½" plank	\$640.00
Plus H.S.T.	

Total remaining funds required for the project will be provided by Wayne Nickerson and Wesley Crowell.

During discussion of this matter many questions arose.

- Can the Municipality fund such a project under the Municipal Government Act?
- Wharf ownership?
- etc.

In closing, Mr. Nickerson informed members that the whole community is using the wharf. He indicated that he was willing to carry out the upgrades free of charge but is requesting assistance with the cost of materials.

Resolution C110812

Moved by L. Halliday and seconded by M. Atkinson that the request received from Wayne Nickerson regarding the North East Point wharf project be referred to the Committee of the Whole for further discussion and that additional information be obtained on ownership, etc.

Motion carried unanimously.

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

PRESENTATION RE: LOLA SEARS - USE OF RECREATION CENTRE

The Recreation Director, Anna Kenney, was present.

Lola Sears appeared before the meeting regarding a request submitted by Lori Stewart to use the Recreation Centre to teach Zumba fitness classes. She informed members that she is a local business owner and taxpayer. She owns Flex Appeal located in Barrington Passage and already offers this program. Ms. Sears indicated that if the Municipality allows Lori Stewart to carry out this program through the Recreation Department then they would be in violation of Section 16 of Policy No. 7 "Operating Policies of the Recreation Department". Section 16 reads as follows: "offer programs directly from the Department that do not have the areas of expertise out in the community".

Ms. Sears further asked that if Lori Stewart is permitted to rent the Recreation Centre and carry out the program then she be advised of who is paying the liability insurance.

During discussion of this matter it was noted that Lola Sears is currently offering Aqua Zumba at the Barrington Municipal Pool. This program is offered through the Recreation Department as it is believed that no-one else in the Municipality is offering or certified to teach Aqua Zumba.

During discussion of this matter it was suggested by members that legal interpretation of these policies is required.

Resolution C110813

Moved by C. Stoddard and seconded by D. Messenger that the rental policies and operating policies of the Recreation Department be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Ms. Sears was thanked for appearing before Council and expressing her concerns.

The Recreation Director left the meeting.

WARDEN'S REPORT

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

REPORT OF COUNCILLORS

Deputy Warden Donna LeBlanc-Messenger

Deputy Warden Messenger reported on committee recommendations.

Lori Stewart Request to Use Recreation Centre

Moved by S. Hatfield and seconded by M. Atkinson that the request of Lori Stewart be approved and she be allowed to conduct her program at the Barrington Municipal Recreation Centre.

AFFIRMATIVE

Murray Atkinson
Shaun Hatfield

NEGATIVE

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

Motion defeated.

Sign Request

Moved by C. Stoddard and seconded by D. Messenger that an interpretive sign panel be erected indicating the location of the Drowned Forest on Cape Sable Island.

Moved by C. Stoddard and seconded by D. Messenger that the above motion be amended to include any other pertinent information on the sign panel.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C110814

“...that an interpretive sign panel be erected indicating the location of the Drowned Forest on Cape Sable Island and any other pertinent information.”

Motion carried unanimously.

Kidney Dialysis Machine at Roseway Hospital

Resolution C110815

Moved by D. Messenger and seconded by M. Atkinson that the Municipality also send a letter to the Minister of Health in support of locating kidney dialysis facilities at Roseway Hospital, Shelburne County.

Motion carried unanimously.

Biosolids Panel Discussion at UNSM Fall Conference

Resolution C110816

Moved by C. Stoddard and seconded by S. Hatfield that a letter be sent to the UNSM indicating that Council wishes to have a Biosolids Panel Discussion added to the 2011 UNSM Fall Conference Agenda.

Motion carried unanimously.

West River Road

Resolution C110817

Moved by C. O'Donnell and seconded by S. Hatfield that a request be sent to the Minister of Transportation & Infrastructure Renewal, with a copy to our MLA, requesting that the .6 kilometers of West River Road also be chip sealed while the Department of Transportation is chip sealing the Upper Clyde Road.

Motion carried unanimously.

Deputy Warden Messenger then gave a brief report on her 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.

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 Mr. Hatfield's report he made reference to a large pothole located at the intersection of Clam Point and North East Point.

Resolution C110818

Moved by S. Hatfield and seconded by C. O'Donnell that the Department of Transportation be advised that there is a large pothole at the intersection of Clam Point and North East Point requiring the Department's attention.

Motion carried unanimously.

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.

NEW BUSINESS

North East Point Boardwalk Extension

The Boardwalk Extension tender received from Gardiner Allen Excavation Ltd. has now been reviewed.

It is the recommendation of staff that it is in the best interest of the Municipality to accept the tender received from Gardiner Allen Excavation Ltd.

Resolution C110819

Moved by S. Hatfield and seconded by M. Atkinson that the tender received from Gardiner Allen Excavation Ltd., in the amount of \$30,985.25, be accepted, and that since the municipal budget provides for \$25,000.00 for this project that any extra funding required be taken from the Special Reserve Fund Operating account.

Motion carried unanimously.

Appointment of By-Law Enforcement Officer

It was reported that Nathan Nickerson declined his appointment as By-Law Enforcement Officer as he will be leaving the area. It is therefore recommended that Kenneth Baynton be offered the position of By-Law Enforcement Officer. Mr. Baynton has previous experience with the SPCA and is currently in the process of applying as an RCMP auxiliary constable with the Barrington Detachment.

Resolution C110820

Moved by C. O'Donnell and seconded by M. Atkinson that Kenneth Baynton be hired as By-Law Enforcement Officer for the Municipality of Barrington for By-Law No. 8 "Collection, Storage and Disposal of Waste", By-Law No. 11 "Animals", By-Law No. 12 "Dogs", and the Dangerous and Unightly Premises Provisions of the Municipal Government Act, subject to his appointment by the Nova Scotia Police Commission.

Motion carried unanimously.

Property Services Technician - C & D Landfill

The Warden reported on the recommendation of the Hiring Committee that Gardiner Allen be hired as Property Services Technician - C & D Landfill.

Moved by C. O'Donnell and seconded by S. Hatfield that Gardiner M. Allen be hired as Property Services Technician - C & D Landfill.

It was reported that Gardiner M. Allen who is being recommended for the position of Property Services Technician - C & D Landfill is the son of Gardiner Allen who owns Gardiner Allen Excavation Limited. It was noted that Gardiner M. Allen has been working for Gardiner Allen Excavation Limited.

Resolution C110821

Moved by C. Stoddard and seconded by L. Halliday that the above motion be tabled to receive legal advice from the Municipal Solicitor as it relates to the possible conflict of interest involved with Gardiner Allen Excavation Ltd. recently being awarded the tender for the boardwalk extension.

AFFIRMATIVE

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

NEGATIVE

Murray Atkinson
Cecil O'Donnell

Motion carried.

Vehicle Tender

Resolution C110822

Moved by D. Messenger and seconded by M. Atkinson that after having discussed this matter with the Municipal Solicitor, the vehicle tender received from Smith & Watt Ltd. of Barrington Passage be rejected since it was a non-conforming tender due to the tender including more than the supply of a truck.

Motion carried unanimously.

Resolution C110823

Moved by D. Messenger and seconded by S. Hatfield that the purchase of a vehicle for the Property Services Department be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

ADJOURNMENT

Moved by D. Messenger that the meeting adjourn.

The meeting was adjourned at 8:45 p.m.

_____ Warden

_____ Secretary for the Meeting