

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 14, 2011.

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 the South West Shore Development Authority Loan Guarantee.

### 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 minutes of the Regular Council Meeting held February 28, 2011, and the Special Council Meeting held March 7, 2011 be approved as circulated.

Motion carried unanimously.

### MOTION AS A RESULT OF CLOSED SESSION

Re: SWSDA Loan Guarantee

### Resolution C110302

**Moved** by D. Messenger and seconded by C. O'Donnell that the Municipal Solicitor reply to the letter received from Stuart McKelvey regarding the Royal Bank of Canada's demand for the repayment of the Municipal Loan Guarantee provided to the South West Shore Development Authority.

Motion carried unanimously.

N-VIRO SYSTEMS CANADA LIMITED

At the request of Council, Lise LeBlanc of N-Viro Systems Canada Limited appeared before the meeting. Ms. LeBlanc provided a power point presentation on Sustainable “Class A” Biosolids Management.

Resolution C110303

**Moved** by D. Messenger and seconded by M. Atkinson that discussion continue on this topic beyond the allotted time.

Motion carried unanimously.

At the end of the power point presentation a question and answer period was held.

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

MATTERS ARISING FROM THE MINUTES

Ombudsman’s Office

In advance to the meeting each member was provided with a copy of a letter from the Ombudsman’s Office thanking Council for their response to the final report regarding the land transaction involving the Municipality of Barrington, South West Shore Development Authority and the Yarmouth Area Industrial Commission. The letter thanked Council for their acceptance of the Ombudsman’s recommendation to adopt an Economic Development Grant Policy related to grants made under Section 57 of the Municipal Government Act, and acknowledged receipt of the Economic Development Grant Policy adopted by Council.

CORRESPONDENCE

Department of Transportation Annual Temporary Count Program

In advance to the meeting each member was provided with a copy of the letter received from the Department of Transportation & Infrastructure Renewal regarding the 2011 Annual Temporary Count Program.

Resolution C110304

**Moved** by S. Hatfield and seconded by L. Halliday that a traffic count in the Municipality of Barrington not be pursued at this time.

Motion carried unanimously.

Diversion Payment

Information has been received from Region 6 advising that the Municipality of Barrington and the Town of Clark’s Harbour can expect to receive \$7,499.92 in Diversion payments. The Town of Clark’s Harbours’ share amounts to approximately 1/8 of the total.

REPORT OF COUNCILLORS

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 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 Louise Halliday

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

Deputy Warden Donna LeBlanc-Messenger

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

Recommendations from Committee

Councillor O'Donnell reported on recommendations from the March 7, 2011 Committee of the Whole Council Meeting

North East Point Beach Boardwalk Extension

Resolution C110305

**Moved** by S. Hatfield and seconded by M. Atkinson that Municipal Staff draft the proposed information, with a sketch of the project, based on constructing the boardwalk extension in the area where the Old Ferry Wharf Road previously existed, for the Department of Natural Resources.

Motion carried unanimously.

Bear Point Rifle Club

Resolution C110306

**Moved** by L. Halliday and seconded by D. Messenger that a Community Grant in the amount of \$1,500.00 be provided from the District 2 Community Grants Fund to the Bear Point Rifle Club for the purpose of rewiring their building.

Motion carried unanimously.

Municipal Planning Strategy and Land Use By-Law Review Process Status

Resolution C110307

**Moved** by M. Atkinson and seconded by D. Messenger that the District Planning Commission be informed that the Municipality of Barrington is not in favour of any contract extension for the ICSP Planner.

Motion carried unanimously.

Resolution C110308

**Moved** by D. Messenger and seconded by S. Hatfield that the District Planning Commission Budget for the fiscal year 2011/2012, in the amount of \$205,248.00, be approved as presented.

Motion carried unanimously.

Resolution C110309

**Moved** by L. Halliday and seconded by M. Atkinson that the Municipality's future participation in the District Planning Commission be placed on the next Committee of the Whole Council agenda for discussion.

Motion carried unanimously.

FCM Conference Booth

Resolution C110310

**Moved** by D. Messenger and seconded by C. Stoddard that the Municipality request the other municipal units in Shelburne County to partner with the Municipality of Barrington in funding and staffing a booth at the FCM Conference in June, in Halifax, provided we can still meet the deadline for a booth.

**AFFIRMATIVE**

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

**NEGATIVE**

Murray Atkinson

Motion carried.

RFP Re: Spring Clean-up

Resolution C110311

**Moved** by S. Hatfield and seconded by C. O'Donnell that the Municipality accept the proposal of Ridge Road Recycling Depot for the Spring Clean-up in April of 2011, pending legal advice from the Municipal Solicitor regarding the date change.

Motion carried unanimously.

The Clerk informed members that he has been in contact with the Municipal Solicitor and he has advised that the variation in the date for the Spring Clean-up is O.K. in view of the wording of the RFP.

D.O.T. 5 Year Highway Infrastructure Plan

**Moved** by S. Hatfield and seconded by D. Messenger that the Municipality send a support letter to the Minister of Transportation regarding the standards for grading of gravel roads and also for the Highway 103 realignment, and copies of this letter also be sent to the other municipal units in Shelburne County as well as our MLA.

**Moved** by S. Hatfield and seconded by D. Messenger that the above motion be amended by deleting the word "support", changing the word "regarding" to "requesting", and adding the words "standards for secondary roads".

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C110312

"...that the Municipality send a letter to the Minister of Transportation requesting the standards for grading of gravel roads, standards for secondary roads, and also for the Highway 103 realignment, and copies of this letter also be sent to the other municipal units in Shelburne County as well as our MLA."

Motion carried unanimously.

Number of Councillors

**Moved** by S. Hatfield and seconded by M. Atkinson that the Municipality consider reducing the number of councillors from seven to five in future.

Resolution C110313

**Moved** by D. Messenger and seconded by C. Stoddard that the above motion be tabled and referred to the Committee of the Whole Council for further discussion, and if possible have the Municipal Clerk research the matter and prepare proposed scenarios.

Motion carried unanimously.

Spruce Drive

Resolution C110314

**Moved** by S. Hatfield and seconded by C. O'Donnell that a letter be sent to the local office of the Nova Scotia Department of Transportation concerning the maintenance of the portion of Spruce Drive that is owned by the Department of Transportation.

Motion carried unanimously.

REPORT OF WARDEN

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

During the Warden's Report he made reference to the Terms of Reference provided by the Fire Services Advisory Committee.

Resolution C110315

**Moved** by C. O'Donnell and seconded by S. Hatfield that the Terms of Reference as provided by the Fire Services Committee be referred to the Municipal Solicitor for review and comments.

Motion carried unanimously.

NEW BUSINESS

Borrowing Resolution - Loans

The Clerk informed members that it is desirable to borrow funds from the Canadian Imperial Bank of Commerce to pay the outstanding loans at the Royal Bank of Canada for the purchase of fire trucks for the Shag Harbour/Bear Point Volunteer Fire Department and the District 8 Volunteer Fire Department.

The Municipal Clerk informed members that he has been in conversation with Paul Wills of Service Nova Scotia and Municipal Relations and he has confirmed that ministerial approval is not required for this transfer.

Resolution C110316

**Moved** by C. O'Donnell and seconded by M. Atkinson and carried:

**WHEREAS** it is desirable to borrow from CIBC for purposes originally identified and authorized under "File 05/06-04 Shag Harbour/Bear Point Volunteer Fire Department tanker loan" and to "File 03/04-04 District 8 Volunteer Fire Department fire truck loan";

**BE IT THEREFORE RESOLVED** that the Municipality of the District of Barrington be authorized to borrow up to \$54,090.00 and \$46,250.00, respectively, from CIBC, on demand installment loan basis.

Consideration of amendments to Personnel Policy Re: Christmas Break

The Clerk informed members that the following motion was tabled at the February 28, 2011 Council meeting.

*“Moved by C. O’Donnell and seconded by C. Stoddard that the Personnel Policy be amended to include the new Article 27A as indicated above.”*

The motion was tabled pending legal advice.

The Municipal Solicitor has now provided revised wording for the amendment which reads as follows:

*The Municipality of the District of Barrington has determined that the majority of its employees at the Municipal Office and the Building Inspection Office may decide whether or not these offices shall close on an annual basis between Christmas and New Year’s Day. A vote shall be conducted by the Clerk-Treasurer during the first week of December of each year and each employee shall be entitled to vote by written ballot.*

*In the event the majority of the employees decide to close the offices, all employees of these offices shall be off from work during these days and will be required to use their available vacation or overtime days, otherwise they will be off without pay.*

Resolution C110317

**Moved** by S. Hatfield and seconded by D. Messenger that the tabled motion be amended to reflect the wording received from the Municipal Solicitor.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C110308

*“Moved by C. O’Donnell and seconded by C. Stoddard that the Personnel Policy be amended to include the new Article 27A as indicated below:*

*The Municipality of the District of Barrington has determined that the majority of its employees at the Municipal Office and the Building Inspection Office may decide whether or not these offices shall close on an annual basis between Christmas and New Year’s Day. A vote shall be conducted by the Clerk-Treasurer during the first week of December of each year and each employee shall be entitled to vote by written ballot.*

*In the event the majority of the employees decide to close the offices, all employees of these offices shall be off from work during these days and will be required to use their available vacation or overtime days, otherwise they will be off without pay.”*

Motion carried unanimously.

ADJOURNMENT

**Moved** by D. Messenger that the meeting adjourn.

The meeting was adjourned at 9:00 p.m.

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Warden

Clerk

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\_\_\_\_ Secretary for the Meeting

**On website March 16, 2011.**