

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, February 28, 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 OF COUNCIL

At 6:00 p.m. a Closed Session of Council was held, by the Warden and members of Council only, to deal with the Organizational Study.

At 6:30 p.m. the Clerk-Treasurer and Deputy Clerk attended the Closed Session to deal with the SWSDA 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 M. Atkinson that minutes of the Special Council Meeting held February 21, 2011 and the Regular Council Meeting held February 14, 2011 be approved as circulated.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

Nova Scotia Association of Realtors

The Clerk informed members that correspondence has been received from Service Nova Scotia and Municipal Relations which was addressed to the President of the Nova Scotia Association of Realtors. The letter advised that the Capped Assessment Program was under review and input from all stakeholders is being considered as part of the process.

Tabled Motion Re: Frelick Property

The Clerk informed members that the \$1,000.00 deposit has been paid and is currently being held in trust. Mr. Frelick is requesting that an additional \$300.00 be paid to him to help defray costs incurred.

The tabled motion was then brought forward.

Resolution C110231

Moved by D. Messenger and seconded by M. Atkinson that the Municipality reimburse Mr. Frelick's costs in relation to the purchase of his property in the amount of \$1,300.00, and request that a legal invoice be provided supporting this amount.

AFFIRMATIVE

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

NEGATIVE

Donna LeBlanc-Messenger
Cathy Stoddard

Motion carried.

CORRESPONDENCE

Year of the Entrepreneur

In advance to the meeting each member was provided with correspondence received from the Canadian Federation of Independent Business advising that 2011 has officially been designated the *Year of the Entrepreneur* by the Government of Canada and is requesting the Municipality to do the same.

Having received no objections to this request, the Warden proclaimed 2011 as the *Year of the Entrepreneur* in the Municipality of Barrington.

Rental Property

The Clerk informed members that correspondence has been received from Monica Malone of East Bay Realty requesting to rent the former Telephone Office. She would like to relocate her business to this location. She would like to have possession of this building on March 1, 2011 and will prepare for the move with interior improvements including new flooring, proper ventilation to the basement for storage of archives, and minor cosmetics. She is proposing a lease beginning May 1, 2011 continuing to April 30, 2012 with the option to renew and to include all standard lease conditions at a monthly rental rate of \$275.00, plus HST. A two month preparation period is required during which time she is prepared to pay \$137.50, plus HST, per month.

The Clerk informed members that when the property became vacant it was advertised for rent. At that time no interest was expressed.

Resolution C110232

Moved by D. Messenger and seconded by S. Hatfield that the rental proposal for the former Telephone Office building presented by East Bay Realty be accepted and that a formal lease document be prepared.

Motion carried unanimously.

Shelburne County Health Care Professional Recruitment and Retention Committee

In advance to the meeting each member was provided with a copy of a letter received from the Shelburne County Health Care Professional Recruitment and Retention Committee thanking Council for their donation of \$3,319.00 towards the recruitment of Dr. Charles Wambulwa in 2010.

NEW BUSINESS

RFP for Waste Collection

The Clerk informed members that proposals have been invited for the Collection and Transportation of Municipal Solid Waste for a five year period from April 15, 2011 to April 15, 2016. The deadline for submissions was today at 4:00 p.m. Three (3) proposals were received.

The proposals were opened by the Warden and were from the following:

- Harold Newell & Sons Trucking Ltd., Oak Park
- Wasteco Ltd., Yarmouth
- Ridge Road Recycling Depot, Oak Park

Resolution C110233

Moved by L. Halliday and seconded by C. O'Donnell that the proposals be referred to the Evaluation Committee for review and a recommendation be brought back to Council.

Motion carried unanimously.

It was agreed that the Evaluation Committee would meet on March 1, 2011, at 2:00 p.m., in the Conference Room.

REPORT OF COUNCILLORS

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.

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.

Committee Recommendations

Councillor Murray Atkinson reported on Committee recommendations.

Committee of the Whole Council, February 21, 2011

Dr. Yee and Dr. Premachandra

By way of letter dated January 24, 2011 Dr. Yee requested Council to consider sharing in the rent of the medical office that had been recently vacated by Dr. Lely Abud. Dr. Premachandra continues to work in that office but only requires the one consultation room for his own practice. Dr. Yee has asked if it would be possible for him to utilize the other room as an extension to his own medical practice. This would enable him to accommodate medical students and/or family practice residents. Dr. Premachandra is currently paying \$1,380.00 per month for the office space previously occupied by Dr. Lely Abud.

Moved by C. O'Donnell and seconded by D. Messenger that one of the rooms formerly occupied by Dr. Lely Abud be made available to Dr. Yee and that the Municipality pay \$690.00 per month for the use of this room for a one year period.

Moved by S. Hatfield and seconded by D. Messenger that the above motion be amended by adding “providing the room is actually used to see patients within a particular month”.

AFFIRMATIVE

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

NEGATIVE

George El-Jakl

Motion carried.

The amended motion now reads as follows:

Resolution C110234

...that one of the rooms formerly occupied by Dr. Lely Abud be made available to Dr. Yee and that the Municipality pay \$690.00 per month for the use of this room for a one year period providing the room is actually used to see patients within a particular month.

AFFIRMATIVE

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

NEGATIVE

George El-Jakl

Motion carried.

George Salisbury Re: Obstruction of Right of Way

Resolution C110235

Moved by C. O’Donnell and seconded by C. Stoddard that a letter be written to the RCMP asking whether they have authority to open access to a blocked right of way and request a response in writing.

Motion carried unanimously.

Day of the Honey Bee

Resolution C110236

Moved by D. Messenger and seconded by C. O'Donnell that May 29, 2011 be declared *Day of the Honey Bee* in the Municipality of Barrington.

Motion carried unanimously.

Request for Community Grant - Port Clyde Cemetery

Resolution C110237

Moved by C. O'Donnell and seconded by S. Hatfield that a grant be provided to the Port Clyde Cemetery Company in the amount of \$750.00 from the District 4 Community Grants Fund.

Motion carried unanimously.

Yarmouth Hospital Foundation

Resolution C110238

Moved by C. Stoddard and seconded by S. Hatfield that Deputy Warden Messenger be nominated a Director to serve on the Yarmouth Hospital Foundation.

Motion carried unanimously.

Letter of Congratulations

Resolution C110239

Moved by C. Stoddard and seconded by D. Messenger and carried unanimously:

WHEREAS Brendan Nickerson was selected to represent the Province on the Team Nova Scotia hockey team during the Canada Winter Games which were held in Halifax this year;

AND WHEREAS Brendan Nickerson is a resident of South Side, Cape Sable Island, in the Municipality of Barrington;

BE IT THEREFORE RESOLVED that Brendan Nickerson be presented with a Certificate of Congratulations and that he also be presented with a sweatshirt and jacket containing the municipal logo at a future meeting of the Committee of the Whole Council or Council.

Barrington Ground Search & Rescue Budget

A proposed budget was received from the Barrington Ground Search & Rescue Group totaling \$19,200.00. The municipal portion for 2011 will be \$6,674.00. Last year the Municipality contributed \$8,399.00 towards the operation of the Barrington Ground Search & Rescue Group.

Resolution C110240

Moved by D. Messenger and seconded by C. O'Donnell that the 2011/2012 budget received from the Barrington Ground Search & Rescue Group be approved as presented.

Motion carried unanimously.

The Warden informed members that the Barrington Ground Search & Rescue Group will be holding an Appreciation Night on March 5, 2011, at the Sherose Island Recreation Centre. The Warden informed members that he will be attending this function and will be presenting Certificates of Recognition. The Warden extended an invitation to all councillors to attend this function.

Organizational Study

Resolution C110241

Moved by C. Stoddard and seconded by S. Hatfield that the Municipality move in the direction of pursuing a CAO model system pending legal advice with respect to liability.

AFFIRMATIVE

Murray Atkinson
George El-Jakl
Shaun Hatfield
Cathy Stoddard

NEGATIVE

Louise Halliday
Donna LeBlanc-Messenger
Cecil O'Donnell

Motion carried.

Resolution C110242

Moved by S. Hatfield and seconded by M. Atkinson that the Municipal Council contract services for solicitor, Noella Martin of Halifax, to obtain legal advice with respect to liability as mentioned in the above motion.

AFFIRMATIVE

Murray Atkinson
George El-Jakl
Shaun Hatfield
Cathy Stoddard

NEGATIVE

Louise Halliday
Donna LeBlanc-Messenger
Cecil O'Donnell

Motion carried.

Public Meeting Re: Assessment

Resolution C110243

Moved by C. O'Donnell and seconded by S. Hatfield that Kathy Gillis of Property Services Valuation Corporation be invited to hold an Information Session in our area.

Motion carried unanimously.

Community Grant Request

Resolution C110244

Moved by C. Stoddard and seconded by S. Hatfield that the Evergreen Cemetery Club be provided with a grant in the amount of \$1,000.00 from the District 7 Community Grants Fund to assist with the cost of windows for their hall.

Motion carried unanimously.

Department of Transportation Matter

Resolution C110245

Moved by S. Hatfield and seconded by C. Stoddard that the Department of Transportation be contacted to determine whether it would be possible to have *Children Playing* signs installed on both the upper and lower sections of McGray Avenue.

Motion carried unanimously.

REPORT OF WARDEN

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

Barrington Court

The Warden also advised that correspondence has been received from MLA Sterling Belliveau regarding the possible closure of the Barrington court facility. Mr. Belliveau advised in his letter that there has been no decision by the Department of Justice to move court proceedings outside the Municipality of Barrington. As with all departments, the Department of Justice is looking at a number of different scenarios to save money and improve service delivery, however, no budgetary decisions have been made, and they will not be until Minister Steele tables the next provincial budget. He indicated that he understands the importance of the Court House to the community and will be sure to bring this to the Justice Ministers' attention.

Resolution C110246

Moved by C. O'Donnell and seconded by C. Stoddard that correspondence be forwarded to MLA Sterling Belliveau, the Minister of Justice and the Premier asking whether there have been discussions regarding the possible closure of the Barrington court facility.

Motion carried unanimously.

REPORT OF CLERK-TREASURER

The Clerk-Treasurer gave a report on his activities during the month of January 2011.

CONTINUATION OF NEW BUSINESS

Consideration of amendment to Arena Policy Re: Defibrillator

It was reported that Notice of Consideration of amendments to the Arena Policy to provide for the use and maintenance of the defibrillator was given at the February 14, 2011 meeting of Council. It is proposed that a new Section 33.1 be added to the Arena Policy which will read as follows:

Use and Maintenance of Defibrillator

The defibrillator donated to the Barrington Municipal Arena by Kevin Murphy shall be kept in the Manager's Office for easy access. All Arena Staff shall be trained in the use of the defibrillator. Arena Staff may use the defibrillator at their discretion. All requests made to staff for use of the defibrillator shall be granted. The Arena Manager shall be responsible to ensure that the defibrillator is kept in good working order and shall maintain a log of all inspections and test results. The log book is to be kept in the carrying case for the defibrillator.

Resolution C110247

Moved by S. Hatfield and seconded by C. Stoddard that a new Section 33.1 dealing with the use and maintenance of the defibrillator be added to the Arena Policy as presented.

Motion carried unanimously.

Consideration of Amendments to Arena Policy Re: Ice Cancellation

It was reported that Notice of Consideration of amendments to the Arena Policy dealing with the Ice Rental Cancellation Policy was given at the February 14, 2011 meeting of Council.

It is proposed that Section 5 "Arena Fees for Usage of the Facility" under the heading "Ice Rental Cancellation Policy" be amended to require 72 hours advance notice of ice cancellation instead of the 24 hour notice which is currently required. This change would be effective starting the 2011/2012 season.

Resolution C110248

Moved by C. Stoddard and seconded by D. Messenger that the Barrington Municipal Arena Policy be amended to provide for 72 hours advance notice of ice cancellation or the renter will be charged the amount for the reserved rental starting the 2011/2012 season.

Motion carried unanimously.

Consideration of amendments to the Personnel Policy Re: Christmas Break

Members were advised that Notice of Consideration of Amendments to the Personnel Policy was given at the last meeting of Council on February 14, 2011. It is being proposed that a new article 27A be added to the Personnel Policy which reads as follows:

27A At the discretion of the majority of employees of these offices, the Municipal Office and the Building Inspection Office may be closed between Christmas and New Years each year. If offices are closed during this period of time employees are required to take time from accumulated vacation, overtime, or without pay.

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.

Resolution C110249

Moved by D. Messenger and seconded by S. Hatfield that the above motion be tabled in order to receive legal advice on this proposed amendment.

Motion carried unanimously.

March 21, 2011 Committee of the Whole Council Meeting

The Warden informed members that as part of the School Review Process the Tri-County Regional School Board will hold a public hearing to receive comments from the public in respect to the Impact Assessment Report and the Study Group Report for the Cape Sable Island Elementary/Clark's Harbour Elementary School Review. This public hearing will be held on Monday, March 21, 2011, at 7:00 p.m., at the Barrington Municipal High School. The Warden suggested that the Committee of the Whole Council meeting scheduled for that evening be postponed until March 22nd in order to give members an opportunity to attend the public hearing being held by the Tri-County Regional School Board.

Resolution C110250

Moved by S. Hatfield and seconded by D. Messenger that the March 21, 2011 Committee of the Whole Council meeting be postponed until March 22, 2011 to allow members an opportunity to attend the Tri-County Regional School Board public hearing to deal with the Cape Sable Island Elementary/Clark's Harbour Elementary School Review.

Motion carried unanimously.

ADJOURNMENT

Moved by C. Stoddard that the meeting adjourn.

The meeting was adjourned at 8:30 p.m.

Warden

Clerk

Secretary for the Meeting

On website March 2, 2011.