

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers in the Administrative Centre, in Barrington, N.S., on Monday, May 14, 2012.

The meeting was called to order by the Warden at 6:30 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

A Closed Session of Council was held to deal with a personnel matter and the former BMHS property.

At 7:00 p.m. the Regular Council Meeting was called back to order.

### REPORT ON CLOSED SESSION

During the Closed Session the Performance Evaluation for the Property Services Technician - DRC was presented to members.

Discussion also took place regarding the former BMHS property located in Barrington Passage. This matter requires additional discussion.

### Resolution C120501

**Moved** by C. O'Donnell and seconded by M. Atkinson that a further Closed Session of Council be held at the end of the meeting to discuss the former BMHS property.

Motion carried unanimously.

### DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

### APPROVAL OF MINUTES

**Moved** by M. Atkinson and seconded by C. O'Donnell that minutes of the Regular Council Meeting held April 23, 2012, and minutes of Special Council Meetings held April 30th and May 7th, 2012 be approved as circulated.

Motion carried unanimously.

### MATTERS ARISING FROM THE MINUTES

#### Ongoing Fisheries Policy Consultation

In response to Council's letter, correspondence has been received from The Honourable Keith Ashfield, Minister of Fisheries and Oceans, regarding the Ongoing Fisheries Policy Consultation.

The Municipal Clerk read the letter, in part, which advised that DFO's consultation process concluded on March 14, 2012, and the Department is reviewing and analyzing the feedback that it has received.

### CORRESPONDENCE

#### Lieutenant Governor's Medal Presentation

In advance to the meeting each member was provided with a copy of a letter received from the Department of Education inviting the Warden to attend the Lieutenant Governor's Award Ceremony to be held on Tuesday, May 29, 2012.

#### Resolution C120502

**Moved** by L. Halliday and seconded by C. Stoddard that should the Warden wish to attend the Lieutenant Governor's Medal Awards Ceremony to be held on May 29, 2012, that his expenses be paid.

Motion carried unanimously.

#### Royal Canadian Sea Cadets

An invitation has been received from the Navy League of 327 Unicorn for the Warden and Councillors to attend their Annual Ceremonial Review to be held on June 2, 2012.

The Warden asked that his regrets be forwarded to the Navy League of 327 Unicorn since he will be away attending the FCM Conference.

Deputy Warden Donna LeBlanc-Messenger indicated that she would be attending the ceremonies and urged other councillors to attend as well.

Shelburne County Business Development Centre

An invitation has been received from the Shelburne County Business Development Centre Limited inviting Warden and Councillors to attend their Annual General Meeting to be held on June 26, 2012, in Shelburne.

Resolution C120503

**Moved** by S. Hatfield and seconded by D. Messenger that the expenses be paid of any councillor wishing to attend the Annual General Meeting of the Shelburne County Business Development Centre Limited.

Motion carried unanimously.

Sou'West Nova Transit

In advance to the meeting each member was provided with a copy of a letter received from David Meyer, Co-Chair of the Sou'West Nova Transit. Mr. Meyer is requesting permission for the Transit Association to purchase diesel fuel from the Municipality at cost.

Resolution C120504

**Moved** by S. Hatfield and seconded by M. Atkinson that Mr. Meyer of the Sou'West Nova Transit Association be advised that we are unable to allow the Association to purchase diesel fuel from the Municipality due to restrictions in the contract with the South West Regional School Board.

Motion carried unanimously.

Lobster Festival Planning Committee

Correspondence has been received from Suzy Atwood and Shannon Crowell advising that the Lobster Festival Planning Committee is once again planning activities to be held at the Barrington Arena. They are therefore requesting that the rental fee for the Arena be waived for both days of the festival, June 8th and 9th, 2012.

Resolution C120505

**Moved** by C. Stoddard and seconded by S. Hatfield that the rental fee be waived for the Lobster Festival Planning Committee for June 8th and June 9th, 2012, as requested.

Motion carried unanimously.

REPORT OF WARDEN

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

Lobster Festival

The Warden reported that correspondence has been received from the Recreation Director asking him to attend the Official Opening of the 2012 Lobster Festival on June 8, 2012. Since the Warden will be attending the FCM Conference, Deputy Warden Donna LeBlanc-Messenger agreed to attend the Official Opening, and to say a few words on behalf of the Municipality.

Bay Side Home

The Warden informed members that Mrs. Joanne Rose, former Administrator of Bay Side Home, will not be returning to her position. Steps will now be taken to fill this vacancy.

REPORT OF COUNCILLORS

Councillor Murray Atkinson

Councillor Murray Atkinson reported on recommendations from the Committee of the Whole Council.

Public Comments - Questions

**Moved** by C. O'Donnell and seconded by M. Atkinson that a letter be sent to the Municipal Waste Collector requesting that more care be exercised in the handling of waste bins and organic bins during the Municipal Waste Collection.

**Moved** by S. Hatfield and seconded by D. Messenger that the above motion be amended requiring the Municipal Clerk to call the Municipal Waste Collector before a letter is sent as a follow-up.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C120506

"...that the Municipal Clerk make contact with the Municipal Waste Collector requesting that more care be exercised in the handling of waste bins and organic bins during the Municipal Waste Collection, and that his discussion with the Municipal Waste Collector be followed up with a letter."

Motion carried unanimously.

Newell Quarry Request

**Moved** by M. Atkinson and seconded by S. Hatfield that the Municipality approve the request for a letter of permission from Mr. Newell with the condition that notification be given to the Municipality and that the letter of permission is for a period of twenty (20) years.

**Moved** by S. Hatfield and seconded by C. Stoddard that the above motion be amended inserting "prior to blasting" after the word "Municipality".

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C120507

"...that the Municipality approve the request for a letter of permission from Mr. Newell with the condition that notification be given to the Municipality prior to blasting, and that the letter of permission is for a period of twenty (20) years."

Motion carried unanimously.

Ball Field Rental Fees

Notice was given at the May 7, 2012 Council meeting that Resolution C120440 will be reconsidered tonight.

The motion Council will consider rescinding is as follows:

"...that the Recreation Director be requested to contact previous owners of the Barrington Ball Field, and fees be put in place consistent with what has been charged in the past."

Resolution C120508

**Moved** by D. Messenger and seconded by M. Atkinson that Resolution C120440 be rescinded.

**AFFIRMATIVE**

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

**NEGATIVE**

Shaun Hatfield

Motion carried.

**Moved** by D. Messenger and seconded by M. Atkinson that ball teams using the Barrington Ball Field be informed that no fees will be charged for use of that field until fee usage for all municipal ball fields has been reviewed.

**Moved** by S. Hatfield and seconded by L. Halliday that the above motion be amended by adding "and will be applied in the 2013 ball season."

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C120509

"...that ball teams using the Barrington ball field be informed that no fees will be charged for use of that field until fee usage for all municipal ball fields has been reviewed, and will be applied in the 2013 ball season."

Motion carried unanimously.

Resolution C120510

**Moved** by D. Messenger and seconded by C. Stoddard that the Municipality transfer the deed for the Barrington ball field to the Municipality, and that any conditions requested by the Barrington Volunteer Fire Department be contained in a separate agreement of sale.

Motion carried unanimously.

Resolution C120511

**Moved** by S. Hatfield and seconded by C. Stoddard that once Council prepares a draft policy for the use and charge of municipal ball fields that a copy be provided to the 2012 ball teams for their feedback before a final decision is made by Council.

Motion carried unanimously.

Sou'West Transit Association

Councillor Atkinson reported that it is being recommended that the Municipality provide \$4,000.00 to the Sou'West Transit Association contingent on other municipal units also providing the funding requested of them.

This recommendation failed to receive a mover.

**Moved** by C. Stoddard and seconded by D. Messenger that the Municipality provide interim funding in the amount of \$3,000.00 to the Sou'West Transit Association contingent upon other municipal units also providing funding requested of them.

**Moved** by C. Stoddard and seconded by D. Messenger that the above motion be amended by removing "contingent upon other municipal units also providing the funding requested of them".

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C120512

"...that the Municipality provide interim funding in the amount of \$3,000.00 to the Sou'West Transit Association."

**AFFIRMATIVE**

Murray Atkinson  
George El-Jakl  
Louise Halliday  
Donna LeBlanc-Messenger  
Cathy Stoddard

**NEGATIVE**

Shaun Hatfield  
Cecil O'Donnell

Motion carried.

The Great Big Garage Sale

Resolution C120513

**Moved** by C. O'Donnell and seconded by D. Messenger that the request of The Great Big Garage Sale for rental of space at the Arena be denied.

Motion carried unanimously.

Arena Operator's Course

Resolution C120514

**Moved** by C. O'Donnell and seconded by S. Hatfield that Stacey Chetwynd attend the Arena Operator's Course in Charlottetown, in June, and that the related expenses be paid for by the Municipality.

Motion carried unanimously.

Civic Addressing By-Law

Resolution C120515

**Moved** by C. Stoddard and seconded by C. O'Donnell that there be a press release encouraging residents to purchase reflective civic address signs and posting them on their property for their own safety, and informing the public of businesses where these signs could be purchased.

Motion carried unanimously.

Arena Rental Policy

Resolution C120516

**Moved** by D. Messenger and seconded by C. Stoddard that Municipal Staff prepare a draft policy for consideration of the Committee of the Whole for non-ice time rental of the Municipal Arena.

**AFFIRMATIVE**

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

**NEGATIVE**

Shaun Hatfield

Motion carried.

Locum Accommodations

Resolution C120517

**Moved** by L. Halliday and seconded by D. Messenger that the Municipality notify all doctors of the GP Locum Guidelines and the per diem provided in it, and that it be explained to the doctors that the Municipality will no longer be able to pay expenses of locums as this provision is already being made through the Nova Scotia Department of Health and Wellness.

Motion carried unanimously.

Economic Council

Resolution C120518

**Moved** by S. Hatfield and seconded by L. Halliday that the Municipality withdraw from the Economic Council and send a letter to the Nova Scotia Department of Economic and Rural Development and Tourism, and to the Atlantic Canada Opportunities Agency, and to the Economic Council, explaining the reasons for this withdrawal.

Motion carried unanimously.

Resolution C120519

**Moved** by L. Halliday and seconded by C. O'Donnell that the Municipality's appointed representative, Liliana Stoddard, also be notified.

Motion carried unanimously.

Resolution C120520

**Moved** by S. Hatfield and seconded by M. Atkinson that a copy of the previously approved letter be sent to other municipal units in Clare, Yarmouth and Shelburne counties indicating the reasons why the Municipality of Barrington was withdrawing from this council.

Motion carried unanimously.

Resolution C120521

**Moved** by S. Hatfield and seconded by L. Halliday that the MLA for Shelburne County and the Minister of Economic and Rural Development and Tourism be invited to discuss economic development with municipal council.

Motion carried unanimously.

Resolution C120522

**Moved** by D. Messenger and seconded by C. O'Donnell that this letter be sent to the other municipal units in Shelburne County, Yarmouth County and Clare.

Motion carried unanimously.

Sherose Island Sewage Treatment Plant

Resolution C120523

**Moved** by D. Messenger and seconded by C. O'Donnell that an engineer be hired in order to provide the required assessment report on the Sherose Island Sewage Treatment Plant.

Motion carried unanimously.

Correspondence will be sent to Nova Scotia Environment informing them of the actions that are being started by the Municipality.

EAST BAY REALTY RENTAL AGREEMENT

Resolution C120524

**Moved** by C. O'Donnell and seconded by D. Messenger that the rental agreement with East Bay Realty at 2339, Highway #3, Barrington, be renewed.

Motion carried unanimously.

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.

Councillor Cathy Stoddard

Councillor Stoddard 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 Louise Halliday

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

REPORT OF CLERK-TREASURER

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

NEW BUSINESS

Dangerous and Unsightly Premise - Gail Martin Property, Brass Hill

In advance to the meeting each member was provided with a summary of the file relating to the dangerous and unsightly condition of property owned by Gail Martin located at 130 Island View Drive, Brass Hill. The Municipal Clerk provided pictures of the property which showed a sagging roof, the separation of doors and windows from the house, etc. A letter was forwarded to the assessed property owners on November 30, 2011 requesting them to advise of their intentions as it relates to their property located on Brass Hill. They were requested to advise of their intentions not later than December 15, 2011. No response was received. By way of letter dated February 10, 2012, the assessed owners were asked to resolve the dangerous and unsightly condition of their property within thirty (30) days, with no results. This matter was referred to the Municipal Solicitor for review and he was asked to draft the Council Order requiring the house to be demolished. He has recommended that a detailed, qualified inspection be carried out showing why there is no other reasonable solution other than the demolition of the house before proceeding.

Resolution C120525

**Moved** by D. Messenger and seconded by C. O'Donnell that the Municipality issue an Order requiring the property owner to demolish the house located at 130 Island View Drive, Brass Hill, within thirty (30) days.

**AFFIRMATIVE**

Donna LeBlanc-Messenger  
Cecil O'Donnell

**NEGATIVE**

Murray Atkinson  
George El-Jakl  
Louise Halliday  
Shaun Hatfield  
Cathy Stoddard

Motion defeated.

Resolution C120526

**Moved** by S. Hatfield and seconded by M. Atkinson that a registered letter be sent to the assessed owner of property at 130 Island View Drive, Brass Hill, requesting that they take action to address the dangerous and unsightly condition of their property within thirty (30) days, and that failure to do so will result in the Municipality contracting the services of a structural engineer which cost will be added to the tax account of the property, and if the structural engineer deems that the property needs to be demolished, then that be carried out at their expense, pending approval of this motion by the Municipal Solicitor.

Motion carried unanimously.

2012-2013 EMO Budget

In advance to the meeting each member was provided with a copy of the Joint EMO Budget for the 2012-2013 fiscal year. The proposed budget is in the amount of \$23,863.00 which includes a JEPP project amount of \$9,323.00 for a generator for the Royal Canadian Legion building in Clark's Harbour. The Federal Government has eliminated the funding for the JEPP program and this is the last year the program will be offered.

Conflict of Interest

Councillor Louise Halliday declared conflict of interest, vacated her seat and proceeded to the spectator area. Councillor Halliday informed members that her husband sells generators and not knowing whether her husband will be contacted regarding this generator, she felt it best to remove herself from the discussion.

Resolution C120527

**Moved** by D. Messenger and seconded by S. Hatfield that the Municipality approve the 2012-2013 Joint EMO Budget as presented.

Motion carried unanimously.

Councillor Halliday returned to her seat.

Joint Police Advisory Board Citizen Appointment

The Clerk informed members that this is the second time an advertisement has been placed in the Coast Guard Newspaper inviting applications from individuals interested in serving on the Joint Police Advisory Board.

No applications were received as a result of the first advertisement and only one application has been received as a result of the second advertisement. The application received is from Richard M. Crowell of North East Point.

Resolution C120528

**Moved** by S. Hatfield and seconded by M. Atkinson that Richard M. Crowell be appointed to serve on the Joint Police Advisory Board subject to his application being processed through the appropriate security clearances.

Motion carried unanimously.

CLOSED SESSION

At this time a Closed Session of Council was held to further discuss the former BMHS property located in Barrington Passage.

REPORT ON CLOSED SESSION

It was reported that in Closed Session discussion took place regarding the well currently serving tenants in the "Courtyard" located in Barrington Passage.

**Moved** by S. Hatfield and seconded by M. Atkinson that the Municipal Clerk contact the Municipal Solicitor with respect to the former BMHS property asking if we have the legal authority as owners of the well, that is being used by the tenants of the "Courtyard", to send correspondence directly to those tenants informing them that they should conduct themselves under a boil water order until further notice.

Motion carried unanimously.

It was suggested that correspondence be forwarded by register mail.

ADJOURNMENT

**Moved** by S. Hatfield that the meeting adjourn.

The meeting was adjourned at 9:55 p.m.

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Warden

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Clerk

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Secretary for the Meeting

**On website May 17, 2012.**