

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, September 23, 2013.

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 Lindsay (Eddie) Nickerson
- Deputy Warden Donna LeBlanc-Messenger
- Councillor Jody Crook
- Councillor George El-Jakl
- Councillor Shaun Hatfield
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

#### DECLARATIONS OF CONFLICT OF INTEREST

Deputy Warden Donna LeBlanc-Messenger informed members that she would be declaring conflict of interest when Council deals with the draft by-law concerning Goose Lake Private Roads Maintenance and Improvements.

#### APPROVAL OF MINUTES

**Moved** by G. El-Jakl and seconded by J. Crook that the minutes of the Regular Council Meeting held August 26, 2013, and the Special Council Meetings held August 29<sup>th</sup> and September 9<sup>th</sup>, 2013, be approved as circulated.

Motion carried unanimously.

#### REPORT ON CLOSED SESSION

At 6:45 p.m. a Closed Session of Council was held to review the performance evaluations for Gardiner Allen, Property Services Technician, and Wanda Goreham, Tax Clerk.

#### Resolution C130901

**Moved** by J. Crook and seconded by S. Hatfield that Gardiner Allen receive his yearly increment effective September 20, 2013.

Motion carried unanimously.

#### Resolution C130902

**Moved** by J. Crook and seconded by D. Messenger that Wanda Goreham, Tax Clerk, receive her annual increment effective October 21, 2013.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

UNSM Resolution

Additional information was provided to members regarding the proposed UNSM Resolution from the Municipality of East Hants regarding off-highway vehicle use. The resolution was read by the Municipal Clerk and additional information was circulated to members received from East Hants.

It was noted that the proposed resolution is supported by the Woodland Multi Use Trail Association.

Having reached the hour of 7:15 p.m. it was agreed that this matter be put on hold until after the second reading of the proposed by-law regarding Goose Lake Private Roads.

SECOND READING – PROPOSED BY-LAW RE: GOOSE LAKE PRIVATE ROADS

Conflict of Interest

Deputy Warden Donna LeBlanc-Messenger declared conflict of interest, vacated her seat and left the meeting room. Deputy Warden Messenger is a part owner of properties in the Goose Lake area.

Members were provided with a copy of the draft by-law respecting the maintenance and improvement of private roads in the Goose Lake area at the last regular meeting of Council. The proposed by-law puts in place a uniform annual charge of \$100.00 per year on property owners in the Goose Lake area. Funds collected will be used to maintain the private roads in the Goose Lake area.

It was noted that no representation by interested persons concerning the proposed by-law were received.

Resolution C130903

**Moved** by J. Crook and seconded by S. Hatfield that the By-Law Respecting the Maintenance and Improvement of Private Roads in the Goose Lake Area be approved in second and final reading and become effective April 1, 2014.

Motion carried unanimously.

Deputy Warden Messenger returned to the meeting.

CONTINUATION – MATTERS ARISING FROM THE MINUTES

UNSM Resolution

Much discussion took place regarding the proposed resolution from the Municipality of East Hants which will request the Province to grant municipalities the authority to legislate, through by-law, if, where and when, off-highway vehicle use is appropriate on the shoulders of municipal and provincial roads.

During discussion of this matter the question of liability was raised.

Resolution C130904

**Moved** by D. Messenger and seconded by J. Crook that the Municipal Solicitor be asked to advise of possible liabilities should the Municipality put such a by-law in place allowing off-highway vehicle use on the shoulders of municipal and provincial roads.

Motion carried unanimously.

CORRESPONDENCE

Sharing of Services – Municipality of Yarmouth

The Clerk informed members that correspondence has been received from the Municipality of Yarmouth advising that the initial meeting to discuss the possibilities for further sharing of services has been rescheduled for October 15, 2013, at 11:30 a.m., in the Yarmouth Council Chambers.

Resolution C130905

**Moved** by G. El-Jakl and seconded by S. Hatfield that the Warden attend the meeting of October 15, 2013 to discuss the possibility of further sharing of services, and that his expenses to attend be paid.

Motion carried unanimously.

Municipal Climate Change Action Plan

The Clerk informed members that correspondence has been received from Service Nova Scotia and Municipal Relations advising that all the mandatory requirements stipulated in the MCCAP Guide have been met, and through the successful submission and completion of the final Climate Change Plan, the Municipality has also met the requirements of the Municipal Funding Agreement.

PUBLIC HEARING – WATTS WIND ENERGY

The Clerk informed members that Dave Andrews, Municipal Development Officer, and Paul Pynn of Watts Wind Energy, were present to answer questions which may arise during the Public Hearing.

The Public Hearing is being held to obtain views of the public regarding the proposed Development Agreement with Watts Wind II Limited Partnership et al for the purpose of developing two (2) wind turbine generators in the Atwood's Brook area, on forested land east of Bear Point Pond.

The Clerk informed members that the Public Hearing was advertised twice in the Coast Guard Newspaper and on Facebook. Notification has also been given to adjacent municipal units.

The Clerk informed members that all municipal, provincial and federal regulations and requirements have been addressed and an environmental assessment on the project has been completed. The proposed Development Agreement has been approved by the Municipal Solicitor, and has been circulated to members in advance to the meeting.

The Clerk informed members that verbal opposition has been received from James Walker who owns property in the area which is assessed to Beverley Farms Ltd. Mr. Walker telephoned the office today and left a message saying that he was unable to attend tonight's meeting, and that he opposed the wind turbine project in the Atwood's Brook area. He indicated he has completed research into the project and strongly suggests the matter be delayed. Mr. Walker advised that information will be forwarded to the Municipality by way of registered mail.

The Warden asked for verbal or written presentations to be made from the public. There were no responses to his request.

The Development Officer addressed Council and explained setbacks in place regarding the proposed project.

Resolution C130906

**Moved** by J. Crook and seconded by S. Hatfield that the Municipality of Barrington enter into a Development Agreement with Watts Wind II Limited Partnership et al for the purpose of developing two (2) wind turbine generators in the Atwood's Brook area on forested land east of Bear Point Pond.

Motion carried unanimously.

PRESENTATION BY HELEN GOREHAM RE: GREENWOOD PROPERTY

Mrs. Helen Goreham and Mr. Roger Greenwood appeared before the meeting and made a presentation regarding Stanley Greenwood's boat shop located in Centreville. The property is now owned by Royden Greenwood.

Mrs. Goreham provided background information on the boat shop owned and operated by her brother, Stanley Greenwood, located at Civic #1286, Highway #330, Centreville. Mr. Greenwood passed away in February 2012 and since then family members have been taking steps to dismantle the old boat building and to clean the property of all debris. Mrs. Goreham informed members that this has taken a long time due to the fact that Stanley Greenwood had an interest in antique cars and collected an assortment of vehicles. Mrs. Goreham informed members that the project is almost complete with most of the debris now being sorted on site.

Mrs. Goreham informed members that during cleanup of the site some difficulties were encountered. Roger Greenwood's excavator was vandalized as well as one of the vehicles which is currently in another building on the property, and some health issues were encountered by family members. Both Mr. Greenwood and Mrs. Goreham assured Council that the cleanup will be finalized by October 13, 2013 which is the expiry date for the Demolition Permit.

The Warden thanked both Mr. Greenwood and Mrs. Goreham for appearing before the meeting and making their presentation.

CONTINUATION OF MATTERS ARISING FROM THE MINUTES

Dangerous and Unsightly Premise – Greenwood Property

Members were informed that this matter was brought to their attention at the last meeting of Council, at which time it was agreed that the owner be notified that an Order will be requested from Council for cleanup of the property under the Dangerous and Unsightly Premises Provisions of the Municipal Government Act and that the Municipality will proceed with the Order should the property not be cleaned up by October 31, 2013. The owner of the former Stanley Greenwood Boat Shop property, Mr. Royden Greenwood, was informed of this motion of Council, and was advised that the matter would be further discussed this evening. The matter was discussed at length.

Resolution C130907

**Moved** by G. El-Jakl and seconded by D. Messenger that this matter be addressed at the next Council meeting scheduled to be held October 28, 2013, and that information be obtained from the Municipal Solicitor regarding extensions being provided once an Order has been issued.

Motion carried unanimously.

CONTINUATION OF CORRESPONDENCE

Reduced Hours of Operation – Barrington Passage Post Office

In advance to the meeting each member was provided with correspondence received from Canada Post and the Canadian Postmasters and Assistants Association regarding Saturday postal services at the Barrington Passage Post Office. The correspondence from Canada Post advised that after careful review it was determined that they have a very small number of local customers on Saturdays, and Canada Post is therefore considering closing the Barrington Passage Post Office on Saturdays only. The letter further advised that they will be holding discussions with the local representative of their Employees Association, and the Canadian Postmasters and Assistants Association, and will then communicate with us once these discussions have occurred. The letter from the Canadian Postmasters and Assistants Association expressed their opposition to the closure of the Barrington Passage Post Office on Saturday mornings.

Resolution C130908

**Moved** by D. Messenger and seconded by S. Hatfield that a letter be written to Canada Post stating that the closure of the Barrington Passage Post Office on Saturday mornings would be a huge injustice to our community, staff and clients, which would result in reduced accessibility to postal services in the community of Barrington Passage, and also in the loss of earnings in the community, and that this letter be copied to the Canadian Postmasters and Assistants Association and the Barrington Passage Post Office.

Motion carried unanimously.

REPORT OF WARDEN

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

Regional Enterprise Network

He reported on a REN meeting which was held in Yarmouth on September 18, 2013.

In advance to tonight's meeting each member was provided with a summary outlining the structure of the proposed Regional Enterprise Network.

Members were also provided with an interim municipal agreement which sets forth the framework for the creation of a Regional Enterprise Network. The network would include the following municipal units: Town of Digby, Town of Yarmouth, Municipality of Argyle, Municipality of Barrington, Municipality of Clare, Municipality of Digby and the Municipality of Yarmouth.

Much discussion took place regarding our participation in the Regional Enterprise Network.

**Moved** by D. Messenger and seconded by J. Crook that members of the REN Steering Committee be invited to meet with Committee of the Whole to further discuss the formation of a Regional Enterprise Network.

**AFFIRMATIVE**

Donna LeBlanc-Messenger  
Eddie Nickerson

**NEGATIVE**

Jody Crook  
George El-Jakl  
Shaun Hatfield

Motion defeated.

Resolution C130909

**Moved** by S. Hatfield and seconded by J. Crook that the REN Steering Committee be informed that the Municipality of Barrington, at this time, is not interested in joining the Regional Enterprise Network as we are currently exploring other options.

**AFFIRMATIVE**

Jody Crook  
George El-Jakl  
Shaun Hatfield

**NEGATIVE**

Donna LeBlanc-Messenger  
Eddie Nickerson

Motion carried.

REPORT OF COUNCILLORS

Councillor Crook gave a brief report on his activities since the last meeting of Council.

Councillor Crook then reported on Recommendations from Committee.

Fire Services Policy

Resolution C130910

**Moved** by J. Crook and seconded by G. El-Jakl that the Municipal Solicitor review both the Fire Services Training Policy and the Fire Services Organization Policy, and provide comments for Council's review.

Motion carried unanimously.

Fire Service Registrations

Resolution C130911

**Moved** by J. Crook and seconded by G. El-Jakl that the registrations for Mutual Aid Response and Emergency Services Provider received from the Harbour Volunteer Fire Department, Ingomar Volunteer Fire Department, Shelburne Volunteer Fire Department and East Pubnico Volunteer Fire Department be approved for registration.

Motion carried unanimously.

Tourism Coordinator Funding

**Moved** by G. El-Jakl and seconded by J. Crook that a letter be sent to all the other four municipal units in the County asking them to reply by October 31, 2013 whether or not they intend to continue funding the Shelburne County Tourism Coordinator under the proposal provided by the Shelburne County Tourism Association. If the other municipal units do not wish to continue this funding, the Municipality of Barrington has no recourse but to provide notice to the current Tourism Coordinator that her employment will cease as of March 31, 2014 when the current program will be terminated.

**Moved** by D. Messenger and seconded by J. Crook that the above motion be amended to indicate that the Municipality of Barrington intends to continue funding the Shelburne County Tourism Coordinator subject to all other four municipal units continuing to provide funding.

Amendment carried unanimously.

The amended motion now reads as follows:

Resolution C130912

“...that a letter be sent to all the other four municipal units in the County asking them to reply by October 31, 2013 whether or not they intend to continue funding the Shelburne County Tourism Coordinator under the proposal provided by the Shelburne County Tourism Association, and informing them that the Municipality of Barrington intends to continue funding subject to all other four municipal units continuing to provide funding, but if the other municipal units do not wish to continue this funding the Municipality of Barrington has no recourse but to provide notice to the current Tourism Coordinator that her employment will cease as of March 31, 2014 when the current program will be terminated.”

Motion carried unanimously.

Barrington Bay Trail

Resolution C130913

**Moved** by D. Messenger and seconded by S. Hatfield that the Municipality complete the necessary work in widening the eastern end of the Barrington Bay Trail and cutting back brush and tree limbs along the trail, as necessary, to enable its conversion for multi-use purpose at a cost to the Municipality not to exceed \$1,000.00.

Motion carried unanimously.

Tax Reduction Application

A Tax Reduction Application has been received from Robert McCubrey as a result of the fire on property owned by him in the Municipality of Barrington. The property was destroyed by fire on February 3, 2011.

Resolution C130914

**Moved** by J. Crook and seconded by D. Messenger that Mr. McCubrey receive a tax reduction corresponding to the reduction in assessment on the property from the date of his application.

Motion carried unanimously.

Snow Removal Tenders

**Moved** by J. Crook and seconded by S. Hatfield that the Municipality issue a tender for snow removal and salting of sidewalks in Barrington Passage and Woods Harbour for a two year period, and include a provision for termination of the tender agreement should this service prove to be unacceptable.

**Moved** by S. Hatfield and seconded by D. Messenger that the above motion be amended by removing the reference to a “two year term” and replacing it with “five year term”.

**AFFIRMATIVE**

Jody Crook  
Shaun Hatfield  
Donna LeBlanc-Messenger  
Eddie Nickerson

**NEGATIVE**

George El-Jakl

Amendment carried.

The amended motion now reads as follows:

Resolution C130915

“...that the Municipality issue a tender for snow removal and salting of sidewalks in Barrington Passage and Woods Harbour for a five year period, and include a provision for termination of the tender agreement should this service prove to be unacceptable.”

**AFFIRMATIVE**

Jody Crook  
Shaun Hatfield  
Donna LeBlanc-Messenger  
Eddie Nickerson

**NEGATIVE**

George El-Jakl

Motion carried.

Revisions to Policy 52 “Council Meetings and Proceedings Policy” and Policy 59 “Policy on Committees of Council”

Resolution C130916

**Moved** by J. Crook and seconded by G. El-Jakl that Policy 52 and Policy 59 be amended to require Council and Committee audio and video recordings of minutes to remain on the Municipality’s website for a period of one (1) year, so that as a new recording is added, the one year old recording will be deleted.

Motion carried unanimously.

Resolution C130917

**Moved** by J. Crook and seconded by D. Messenger that notice be given tonight that amendments to Policies 52 and 59, including the amendments identified above, will be considered at the next meeting of Council.

Motion carried unanimously.

Final Draft of Municipal Planning Strategy and Land Use By-Law

Resolution C130918

**Moved** by J. Crook and seconded by D. Messenger that the amended Municipal Planning Strategy and Land Use By-Law be approved, and Council now proceed to the next step in the process.

Motion carried unanimously.

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

Councillor El-Jakl gave a brief report on his activities since the last meeting of Council.

Councillor Hatfield gave a brief report on his activities since the last meeting of Council.

NEW BUSINESS

Consideration of Amendments to Policy No. 16 Re: Bursary

It was reported that Notice of Consideration was given at the last meeting of Council. It was proposed that Policy 16, "Guidelines for Funding and Awarding a Bursary" be amended by adding a sentence to Section 5 which will read as follows:

**"The Bursary will be paid through the school from which the recipient graduated."**

Resolution C130919

**Moved** by J. Crook and seconded by D. Messenger that Section 5 of Policy 16, "Guidelines for Funding and Awarding a Bursary be approved as presented.

Motion carried unanimously.

Budget – Boston Bruins Alumni Event October 16, 2013

In advance to the meeting each member was provided with a copy of a proposed budget prepared by the Arena Manager. This information was provided at the request of Council.

Additional Items

At 9:55 p.m. the Warden asked members if they had any objection to adding two more items to the agenda, and continuing the meeting until all matters had been dealt with.

There being no objection, the meeting continued.

Vehicle Tender

The Clerk informed members that a tender was issued for the purchase of a new half-ton truck for the Property Services Department. The tender was advertised in the Coast Guard Newspaper as well as the Government website. Four tenders were received and are listed below. Prices do not include HST.

- Murray Motors, \$22,805.00
- Smith & Watt, \$27,148.00
- O'Reagans Halifax, \$27,500.00
- Highland Nissan, \$28,710.00

All tenders were reviewed, and it is the recommendation of the Property Services Manager that the half-ton truck be purchased from Murray Motors at a price of \$22,805.00, plus HST.

Resolution C130920

**Moved** by G. El-Jakl and seconded by J. Crook that the tender received from Murray Motors for the purchase of a new half-ton truck, in the amount of \$22,805.00, plus HST, be accepted as recommended by staff.

Motion carried unanimously.

Senior Safety Grant

Correspondence has been received from Shawna Symonds, Senior Safety Coordinator, requesting Council to support their application for a Senior Safety Grant through the Nova Scotia Department of Seniors.

Resolution C130921

**Moved** by G. El-Jakl and seconded by S. Hatfield that a letter of support be provided to the Senior Safety Coordinator in support of the application for a Senior Safety Grant.

Motion carried unanimously.

ADJOURNMENT

The meeting was adjourned by mutual consent of members at 10:08 p.m.

---

Warden

---

Clerk

---

Secretary for the Meeting

**On website September 26, 2013.**