

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, October 28, 2013.

The meeting was called to order by the Warden at 7:05 p.m.

ROLL CALL

The Clerk reported that all councillors representing all districts of the Municipality were present with the exception of Councillor George El-Jakl. Councillor El-Jakl is a member of the Woods Harbour/Shag Harbour Volunteer Fire Department and recently returned from a fire call. It is expected that Councillor El-Jakl will arrive shortly.

- Warden Lindsay (Eddie) Nickerson
- Deputy Warden Donna LeBlanc-Messenger
- Councillor Jody Crook
- Councillor Shaun Hatfield
- Councillor George El-Jakl (7:12 p.m.)

- 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 matter concerning the Goose Lake Road Maintenance Agreement.

Warden Eddie Nickerson informed members that he would be declaring conflict of interest when dealing with the recommendation from the Committee of the Whole Council regarding the Boat Racers Association.

APPROVAL OF MINUTES

Moved by S. Hatfield and seconded by J. Crook that the minutes of the Regular Meeting of Council held September 23, 2013 be approved as circulated.

Motion carried unanimously.

Moved by J. Crook and seconded by S. Hatfield that minutes of the Special Meeting of Council held October 10, 2013 be approved as circulated.

Motion carried unanimously.

REPORT ON CLOSED SESSION

At 6:50 p.m. a Closed Session of Council was held to review performance evaluations for Robert Watt, Recreation Facilities Operator; Anna Kenney, Recreation Director; Heidi Christie, Canteen Attendant; and Angie Chetwynd, Canteen Attendant.

Discussion also took place regarding a Physician Recruitment Agreement.

Resolution C131002

Moved by S. Hatfield and seconded by D. Messenger that Heidi Christie, Canteen Attendant, and Angie Chetwynd, Canteen Attendant, receive their annual increments on their anniversary dates.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

Update – Dangerous and Unsightly Premise – Greenwood Property

The Clerk informed members that the dangerous and unsightly condition of the former Stanley Greenwood Boat Shop property located in Centreville now owned by Royden Greenwood has been addressed and the file has been closed.

Reply from DNR Re: Use of Tranquilizer Gun

Councillor George El-Jakl joined the meeting.

The Clerk informed members that a reply has been received from the Department of Natural Resources advising that all of the employees at the Churchover Office are trained in the dispatching of animals, and that they have a trained tranquilizer team for the western end of the Province that they call upon and use according to Department policy. This reply was received in response to our letter dated November 29, 2012 in which we made reference to a situation where it was necessary for the RCMP to euthanize an animal since there was no tranquilizer gun available in the local area, and asked why there was no trained DNR personnel available for euthanization of the animal in question.

Resolution C131003

Moved by D. Messenger and seconded by J. Crook that a letter be forwarded to the Department of Natural Resources asking what action would be taken by their Department should a similar situation arise in the future.

Motion carried unanimously.

Reply from DNR Re: Sandhills Park Gate

The Clerk informed members that correspondence has been received from the Department of Natural Resources advising that the Park road is a large part of the Sand Hills Park infrastructure. The use of the road during the off season would cause damage to the road system which they eliminate by keeping control of the use of the road during the off season. The Department has tried in the past to leave the gate open, which has led to damage to the Park. This reply was in response to our letter dated January 18, 2013 which was forwarded as a result of a request received from Dean Nickerson of Barrington.

Councillor Crook informed members that he would pass the information along to Mr. Nickerson.

Lighthouse Road – East Baccaro

The Clerk informed members that correspondence has been received from the Department of Transportation in reply to our letter dated March 28, 2013 in which Council requested additional armour rock be placed along the Lighthouse Road in Baccaro to prevent materials from being washed onto the road as a result of the sea. The reply from the Department of Transportation advised that Department Staff in Shelburne have plans to place additional armour stone on the Lighthouse Road this fall. It is anticipated that the available funding will complete the work that is required. The Department will monitor the area over the fall and winter months to determine if any further roadway protection is required.

Shelburne County Tourism Coordinator Funding

The Clerk informed members that correspondence has been received from the Town of Clark's Harbour advising that they would provide funding for the Tourism Coordinator position for 2014-2015 in the same amount as in the past, provided that all five municipal units in Shelburne County continue funding the position.

Correspondence has also been received from the Town of Lockeport advising that they have not yet made a decision regarding the ongoing support of the Tourism Coordinator's position.

The Clerk informed members that all municipal units in the County were asked to inform us of their intentions not later than October 31, 2013 as it relates to the continued funding of the Shelburne County Tourism Coordinator position. It is hoped that replies will be received from all municipal units by this date.

Thank You Card

The Clerk informed members that a thank you card has been received from the Unicorn Sea Cadets Corps thanking Council for their grant of \$1,000.00 and the laptop.

Crow's Neck Beach

By way of letter dated April 12, 2013, Gilbert McKenna was asked if it would be possible to permit access to the Crow's Neck beach across his property located in East Baccaro. On October 21, 2013 Shirley McKenna called the Office and advised that her husband Gilbert had recently passed away and that steps would be taken in the near future for the property located near Crow's Neck Beach to be sold. She advised that she does not want to allow access across the property to Crow's Neck Beach because of the possibility of a right of way being established.

Councillor Crook informed members that the property is currently listed for sale.

Resolution C131004

Moved by J. Crook and seconded by D. Messenger that the matter of access to Crow's Neck Beach be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Repaving – Villagedale Road

By way of letter dated August 29, 2013, the Department of Transportation was requested to repave the Villagedale Road from intersection of Highway #3 in Barrington to the Sand Hills Provincial Park. Correspondence has now been received from the Department of Transportation which advised that the past couple of years spending on highway improvements throughout the Province has reached record levels. While much has been accomplished during this period, much remains to be done as is evidenced by the condition of Route 309. At this time the Department is still not able to say when it might be in a position to repave Route 309. Until this occurs every effort will be made through their annual maintenance activities to keep the road in an acceptable state of repair.

NEW BUSINESS

Tender – Snow Removal Sidewalks

Tenders were invited for the removal of snow on the sidewalks in Barrington Passage and Woods Harbour. Tenders were publicly opened by Municipal Staff on Thursday, October 24, 2013, at 10:15 a.m. Tenders received were as follows:

- Barrington Passage Sidewalk
Nick Stewart, cost per 5 year term, \$192,500.00, plus HST
Gardiner Allen Excavation Ltd., cost per 5 year term, \$62,050.00, plus HST
- Woods Harbour Sidewalk
Spinney Excavating, cost per 5 year term, \$40,000.00, plus HST
Gardiner Allen Excavation Ltd., cost per 5 year term, \$72,600.00, plus HST

Tenders have now been reviewed by the Property Services Manager and he has advised that the lowest cost to do both the Barrington Passage and Woods Harbour sidewalks is \$102,050.00 for five (5) years.

After reviewing all tenders and comparing municipal cost versus private contracting, the Property Services Manager feels that it would be in the best interest of the Municipality to continue to provide snow removal of sidewalks in Barrington Passage and Woods Harbour by municipal employees as we have been doing for the past eight (8) years.

Resolution C131005

Moved by J. Crook and seconded by S. Hatfield that the tenders for snow removal on sidewalks be referred to the Committee of the Whole Council to be further discussed on November 12, 2013.

Motion carried unanimously.

Public Hearing – Revised MPS and LUB

The Clerk informed members that it is necessary that the Public Hearing to deal with the Revised Municipal Planning Strategy and Land Use By-Law be postponed to the next meeting. The Municipal Government Act requires the adjacent municipalities to be notified when the Municipal Planning Strategy is being amended, and through an oversight this was not done. The hearing will be re-advertised and the proper notifications will be given in the interim.

CORRESPONDENCE

Emergency Management Program Evaluation

The Clerk informed members that correspondence has been received from the Provincial Emergency Management Office which advised that our EMO is to be commended for progress made over the past few years with many initiatives that were aimed at improving readiness for all hazard approached emergencies. Based on the self evaluation document and discussions with the Emergency Management Coordinator, the priority areas for action are:

- Obtain Level 200 of the Incident Command System
- Review and Update the Emergency Management Plan to conform to the Incident Command System

The letter advised that the Provincial Emergency Management Office will continue to work with our EMC to ensure areas identified as requiring improvement are addressed where possible.

Gas Tax Funds

Correspondence has been received from the Federation of Canadian Municipalities advising that the District of Barrington will benefit from FCM-driven programs by receiving an estimated \$420,000.00 from the Gas Tax Fund this year. The letter further advised that starting in 2015 the Gas Tax Fund Index of 2% per year kicks in, and with compounding will be worth an extra \$43,000.00 to our community after just five years.

1st Annual NS Ground Search and Rescue Association's Wilderness Survival Guide

A complimentary copy of the 1st Annual NS Ground Search and Rescue Association's Wilderness Survival Guide has been received along with a Certificate of Appreciation acknowledging Council's support for their project. The booklet contains important information on what to do if you become lost in Nova Scotia's many wooded areas. The guide will be kept in the Municipal Office should anyone wish to review it.

Resolution C131006

Moved by S. Hatfield and seconded by D. Messenger that contact be made with the Nova Scotia Ground Search and Rescue Association to determine if copies are being made available to the public and whether or not there is a fee.

Motion carried unanimously.

New Detachment Assistant

Correspondence has been received from the Barrington Detachment of the RCMP advising that on September 23, 2013 Ms. Ann Robertson was awarded the Barrington Detachment Public Service position as Barrington's Detachment Assistant.

Resolution C131007

Moved by G. El-Jakl and seconded by J. Crook that a letter of congratulations be forwarded to Ann Robertson as Barrington's Detachment Assistant, and welcome her to the area.

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 indicated that on October 25, 2013 he attended an announcement in Yarmouth dealing with the World Junior A Challenge.

REPORT OF COUNCILLORS

Councillor George El-Jakl reported on recommendations from committees.

Noise Complaint Re: Boat Racing

Conflict of Interest

Warden Eddie Nickerson declared conflict of interest, vacated his seat and left the meeting room. Warden Nickerson is the President of the Boat Racers Association.

Deputy Warden Donna LeBlanc-Messenger assumed the Chair.

Resolution C131008

Moved by J. Crook and seconded by G. El-Jakl that the Nova Scotia Boat Racers Association be asked to provide their guidelines that indicate the times for boat racers to use the Causeway area for practices, and also confirm that they are using these guidelines.

Motion carried unanimously.

Warden Eddie Nickerson resumed the Chair.

Fire Services Issues

Budget Requirements

Resolution C131009

Moved by J. Crook and seconded by D. Messenger that the Municipal Clerk and Fire Services Coordinator consult with the officers of the Barrington Volunteer Fire Department to obtain and exchange information regarding the Fire Department's budget.

Motion carried unanimously.

Security at Fire Scenes

Resolution C131010

Moved by D. Messenger and seconded by S. Hatfield that a provision of \$1,000.00, in total, for all fire departments be included in any subsequent Fire Services budgets in future years to cover the cost of unpaid security services at fire scenes. The cost not only includes security services but also the provision of other services that may be necessary at times.

Motion carried unanimously.

Canada Post and Civic Numbers

Resolution C131011

Moved by J. Crook and seconded by S. Hatfield that correspondence be sent to Canada Post requesting them not to have residents place civic numbers at locations other than directly in front of their own properties, and that correspondence be sent to the Union of Nova Scotia Municipalities requesting an emergency conference resolution for this to be considered at the Fall Conference for this purpose. Copies of the correspondence to the UNSM will also be forwarded, by email, to other municipal units in the Province for their information and review.

Motion carried unanimously.

Barrington Passage Post Office

It was reported that a guardrail has been put in place dividing the parking lots between the CIBC Bank and Post Office in Barrington Passage. This has resulted in a narrow entrance leading to a small parking lot to the rear of the Barrington Passage Post Office. Constituents have expressed their concerns regarding these recent changes to the parking lot area.

Resolution C131012

Moved by S. Hatfield and seconded by D. Messenger that a letter be forwarded to Canada Post expressing concern regarding the narrow driveway and small parking lot for customers of the Barrington Passage Post Office, and request that additional parking be made available.

AFFIRMATIVE

George El-Jakl
Shaun Hatfield
Donna LeBlanc-Messenger
Eddie Nickerson

NEGATIVE

Jody Crook

Motion carried.

Civic Numbering By-law

Resolution C131013

Moved by J. Crook and seconded by D. Messenger that the Fire Services Coordinator be informed of the resolution that has been sent to the UNSM for consideration at their fall conference, and that the Fire Services Coordinator also be informed that the Municipality will wait until the decision of this resolution by the UNSM before taking any further action.

Motion carried unanimously.

Waybret Fisheries and Cripple Creek Fisheries Property

Members were informed that no further action has been taken on the cleanup of the properties owned by Waybret Fisheries and Cripple Creek Fisheries at Cripple Creek Wharf. The property has not been sold to Small Craft Harbours as it was previously indicated.

Moved by J. Crook and seconded by G. El-Jakl that the Municipality proceed with an Order to have this property cleaned up as required.

The Clerk informed members that he has been in contact with Public Works and Government Services Canada regarding these properties and has been advised that the Department is going to open the file again to see if any progress can be made regarding this matter. The Clerk informed members that he hopes to hear back from Public Works and Government Services Canada in the near future.

Resolution C131014

Moved by D. Messenger and seconded by S. Hatfield that Public Works and Government Services be given an opportunity to reply, and that the above motion be deferred until further information is received.

Motion carried unanimously.

Nominating Committee

A Nominating Committee meeting was held on October 21, 2013 and members were selected for the various municipal committees for the 2013-2014 year, November 1, 2013 to October 31, 2014. The following list of committees and membership was presented for Council consideration.

COMMITTEE	MEMBERSHIP
Committee of the Whole Council	All Councillors
Nominating Committee	All Councillors
Planning Advisory Committee (2)	Eddie Nickerson Jody Crook
Hiring Committee (2)	George El-Jakl Shaun Hatfield
Audit Committee (2)	Eddie Nickerson Donna LeBlanc-Messenger
Joint EMO Executive Committee (2)	Eddie Nickerson Shaun Hatfield
Fire Services Advisory Committee (2)	Jody Crook George El-Jakl
Roseway Hospital Charitable Foundation (1)	Donna LeBlanc-Messenger
Yarmouth Hospital Charitable Foundation (1)	Donna LeBlanc-Messenger
Western Counties Regional Library (1)	Shaun Hatfield
Region 6 Waste Management Committee (1)	Eddie Nickerson Donna LeBlanc-Messenger (Alternate)
Joint Police Advisory Board (2)	Jody Crook George El-Jakl
Bay Side Home Board of Directors (1)	George El-Jakl

Resolution C131015

Moved by J. Crook and seconded by S. Hatfield that the list of committee memberships as agreed to by the Nominating Committee be approved by Council.

Motion carried unanimously.

Fire Services Coordinator's Quarterly Report

Councillor El-Jakl reported on the recommendation of the Committee of the Whole Council that Council send a certified letter to the Fire Chief of the Port Clyde Volunteer Fire Department requesting their participation at the next Fire Services Advisory Committee Meeting in early November, and also requesting an explanation as to why they have not been participating and attending recent meetings.

The Clerk informed members that the Fire Services Coordinator has been in conversation with Paula Sutherland of the Port Clyde Volunteer Fire Department and she has assured him that someone would be in attendance at the next Fire Services Advisory Committee Meeting. The Fire Services Coordinator has also been in communication with Brian Crowell, Fire Chief for the Port Clyde Volunteer Fire Department, and he has advised that their department will be participating more actively in the group.

Due to recent communication with members of the Port Clyde Volunteer Fire Department no action was taken on the recommendation of the Committee of the Whole Council as indicated above.

Resolution C131016

Moved by J. Crook and seconded by S. Hatfield that the Fire Services Coordinator be required to continue providing quarterly reports to the Committee of the Whole Council.

Motion carried unanimously.

Department of Transportation

Resolution C131017

Moved by J. Crook and seconded by S. Hatfield that a letter be sent to the local Department of Transportation Office requesting that the shoulder of the road from Civic #6663 to the Community Centre in Woods Harbour have gravel placed on it in order to bring it up to the same level as the asphalt pavement.

Motion carried unanimously.

Natural Gas

Resolution C131018

Moved by G. El-Jakl and seconded by J. Crook that the Municipal Clerk get information regarding the exploration for natural gas and oil in the area offshore of the Municipality for further consideration by the Committee.

Motion carried unanimously.

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

Resolution C131019

Moved by G. El-Jakl and seconded by D. Messenger that a letter of congratulations be forwarded to the new Provincial Government, and an invitation be extended for the Premier and his caucus to visit the area.

Motion carried unanimously.

During discussion of this matter the Clerk informed members that newly elected MLA Chris d'Entremont has requested to meet with the Committee of the Whole Council on November 12, 2013.

Councillor Shaun Hatfield

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

Councillor Jody Crook

Councillor Crook gave a brief report on his 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.

During her report she indicated that she travelled to Yarmouth on October 8, 2013 to be interviewed by CJLS Radio regarding the World Junior A Challenge.

Moved by J. Crook and seconded by G. El-Jakl that the Deputy Warden be reimbursed for travel to Yarmouth on October 8, 2013 to be interviewed by CJLS Radio regarding the World Junior A Challenge.

Moved by S. Hatfield and seconded by G. El-Jakl that the above motion be amended to include the Warden's travel to attend the announcement concerning the World Junior A Challenge which was held in Yarmouth on October 25, 2013.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C131020

"...that the Deputy Warden be reimbursed for travel to Yarmouth on October 8, 2013 to be interviewed by CJLS Radio regarding the World Junior A Challenge, and the Warden's travel to attend the announcement concerning the World Junior A Challenge which was held in Yarmouth on October 25, 2013 also be reimbursed."

Motion carried unanimously.

With Remembrance Day approaching and the recent passing of the Deputy Warden's father-in-law, Donald Messenger, she requested permission from Council to read the following reflections of World War II by Donald Messenger:

"I joined up with Carl Goodwin who we call Gundy, and Harold Nickerson, Albert's boy. We were just looking for work. When they found out you were from Cape Island you were put on the wheel. There were a good many boats ahead of us, some Merchant Marine some Navy ships in convoy. We headed right to England just above Liverpool. People were good. I never saw my brothers. Gerald was in Holland.

We just got back in the harbour the day the war ended. We tied up in the Basin. They took us ashore. We should have stayed aboard. There was such a racket ashore...so much partying and fighting. In Halifax they broke into every store on Barrington Street...Never saw nothing like it.

They even tried to upset the street cars. I saw one bus driver walk away and leave the street car. It was terrible. When you got to the pier there was a big pile of shoes. I picked up a pair and headed to a boarding house. When I tried them on they were both for the same foot. I had to throw them away.

I had to go back to the ship to sign off and go home."

Donald Messenger, November 11, 2012

Don Messenger was born July 24, 1918 and died October 23, 2013.

CONTINUATION OF NEW BUSINESS

Consideration of Amendments to Policy 52 "Council Meetings and Proceedings Policy"

Notice was given at the last meeting of Council that members would consider amendments tonight to Policy No. 52 "Council Meetings and Proceedings Policy". Proposed amendments include audio and video recordings, dates of regular council meetings and the date of the annual council meeting, requirements for members declaring conflict of interest, form to be completed by individuals wishing to make a presentation to Council, requirements as it relates to notice of motion, etc.

Resolution C131021

Moved by J. Crook and seconded by G. El-Jakl that proposed amendments to Policy No. 52 "Council Meetings and Proceedings Policy" be approved as presented.

AFFIRMATIVE

Jody Crook
Shaun Hatfield
Donna LeBlanc-Messenger
Eddie Nickerson

NEGATIVE

George El-Jakl

Motion carried.

Consideration of Amendments to Policy 59 “Policy on Committees of Council”

Notice was given at the last meeting of Council that members would consider amendments tonight to Policy No. 59 “Policy on Committees of Council”. Proposed amendments make the policy consistent with Policy 52.

Resolution C131022

Moved by J. Crook and seconded by D. Messenger that proposed amendments to Policy 59 “Policy on Committees of Council” be approved as presented.

AFFIRMATIVE

Jody Crook
Shaun Hatfield
Donna LeBlanc-Messenger
Eddie Nickerson

NEGATIVE

George El-Jakl

Motion carried.

Notice of Consideration – Policy 3 – “Tax Collection and Tax Sale Policy”

Notice is given this evening that proposed amendments to Policy 3 “Tax Collection and Tax Sale Policy” will be considered at the next meeting of Council.

Notice of Consideration – Policy 46 “Tax Reduction Policy”

Notice is given this evening that proposed amendments to Policy 46 “Tax Reduction Policy” will be considered at the next meeting of Council.

Notice of Consideration – Policy 61 “Activities Funds Policy”

Notice is given this evening that proposed amendments to Policy 61 “Activities Funds Policy” will be considered at the next meeting of Council.

Notice of Consideration – New Draft Policy – Public Participation Program Policy

Notice is given this evening that the new draft policy “Public Participation Program Policy” will be considered at the next meeting of Council.

Goose Lake Road Maintenance Agreement

Conflict of Interest

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

At the last meeting of Council By-Law 35 “A By-law Respecting the Maintenance and Improvement of Private Roads in the Goose Lake Area” was adopted. Under By-law No. 35 it is necessary for the Municipality and the Goose Lake Association to enter into an agreement for the collection and disbursement of funds for road maintenance.

The agreement will be effective April 1, 2014, same as By-law No. 35.

Resolution C131023

Moved by S. Hatfield and seconded by J. Crook that the Warden and Clerk be authorized to enter into the Road Maintenance Agreement with the Goose Lake Road Association Ltd.

Motion carried unanimously.

Deputy Warden Donna LeBlanc-Messenger returned to the meeting.

Tenders – Surplus Municipal Properties

The Clerk informed members that ten (10) surplus municipal properties were advertised for sale by tender. One tender was received for property in the Riverhead area. The tender was opened by the Warden. The Warden reported that the tender was from Corbett Blades in the amount of \$400.00.

Resolution C131024

Moved by G. El-Jakl and seconded by J. Crook that the tender received from Corbett Blades for the purchase of surplus municipal property located in the Riverhead area, in the amount of \$400.00, be referred to the Committee of the Whole Council for further consideration.

Motion carried unanimously.

Municipal Climate Change Action Plan

Resolution C131025

Moved by G. El-Jakl and seconded by J. Crook and carried unanimously:

WHEREAS it is necessary for the Municipality to adopt a Municipal Climate Change Action Plan as required under the terms of the Municipal Gas Tax Agreement;

AND WHEREAS the Municipal Climate Change Action Plan has been prepared by Genivar and approved by the Province;

BE IT THEREFORE RESOLVED that the Barrington Municipal Council approve the Municipal Climate Change Action Plan as prepared by Genivar which furthers the Municipality's sustainability and municipal planning objectives and addresses requirements of the Province.

VIC Report

In advance to the meeting each member was provided with Visitor Information Centre Stats for the period May to September 2013. Total visitors for the year was 2471 as compared to 2324 for last year.

ADJOURNMENT

The meeting was adjourned at 9:03 p.m.

Warden

Clerk

Secretary for the Meeting

On website October 30, 2013.