

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 26, 2015.

The meeting was called to order by the Warden at 7:07 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 a recommendation from the Committee of the Whole Council concerning the Goose Lake Road.

APPROVAL OF MINUTES

Moved by G. El-Jakl and seconded by J. Crook that the minutes of the Regular Council Meeting held September 28, 2015 and Special Council Meeting held October 8, 2015 be approved as circulated.

Motion carried unanimously.

CLOSED SESSION OF COUNCIL

At this time a Closed Session of Council was held to deal with the negotiation and purchase of property and personnel matters. The Closed Session was held in accordance with Sections 22(2)(a) and Section 22(2)(c) of the Municipal Government Act.

The Regular Council Meeting was called back to order at 7:35 p.m.

REPORT ON CLOSED SESSION

During the Closed Session of Council performance evaluations were presented.

Resolution C151003

Moved by S. Hatfield and seconded by D. Messenger that the performance evaluation for Anna Kenney, Recreation Director, be accepted as presented.

Motion carried unanimously.

Resolution C151004

Moved by S. Hatfield and seconded by D. Messenger that the performance evaluation for Wanda Goreham, Tax Clerk, be accepted as presented.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

Derelict Vessel – MV Farley Mowatt

The Clerk informed members that correspondence has been received from the Federation of Canadian Municipalities in response to our letter dated October 5, 2015 in which we requested information on their negotiations with Transport Canada regarding their shipping regulations relating to derelict vessels. The letter advised that the FCM has called on the Federal Government to develop adequate enforcement measures and penalties to prevent the downloading of remediation costs to municipalities, and have urged Transport Canada to ensure that municipalities are consulted in further developing, implementing and enforcing the proposed legislative regime, particularly when assessing and responding to hazards related to shipwrecks. The letter from the FCM further advised that they will continue to engage the Federal Government on fully implementing these recommendations and their proposed legislative regime.

CORRESPONDENCE

Certificate of Appreciation

The Clerk informed members that a Certificate of Appreciation has been received from the Nova Scotia Ground Search and Rescue Association in recognition of the Municipality's support of the Nova Scotia Ground Search and Rescue Association's 2nd annual *Wilderness Survival Guide*.

REPORT OF WARDEN

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

REPORT OF COUNCILLORS

Councillor Jody Crook reported on recommendations from committee.

Planned Parenthood

Resolution C151005

Moved by G. El-Jakl and seconded by D. Messenger that correspondence be sent to Mrs. Debbie Atkinson indicating that the Municipality to date has had no previous dealings with any Planned Parenthood organization.

Motion carried unanimously.

Centreville Cemetery Request

Resolution C151006

Moved by S. Hatfield and seconded by G. El-Jakl that a grant of \$500.00 be provided to the Centreville Cemetery organization for the maintenance of their property.

Motion carried unanimously.

Request for Beach Committee Representative

Resolution C151007

Moved by J. Crook and seconded by D. Messenger that the Municipality appoint Suzy Atwood, our Tourism and Community Development Officer, to the Beach Stewardship Committee for Shelburne County.

Motion carried unanimously.

Department of Transportation and Infrastructure Renewal

Resolution C151008

Moved by S. Hatfield and seconded by G. El-Jakl that the Department of Transportation and Infrastructure Renewal be contacted to address the erosion of the shoulder of the road on Highway #330 near Civic #396, in North East Point.

Motion carried unanimously.

Resolution C151009

Moved by S. Hatfield and seconded by D. Messenger that the Department of Transportation and Infrastructure Renewal be requested to evaluate construction of a turning left lane along Route 330 at the intersection of the Stoney Island Road in North East Point.

Motion carried unanimously.

Barrington Exhibition Request

Resolution C151010

Moved by J. Crook and seconded by D. Messenger that a letter be prepared indicating the Municipality's initial responses to the requests of the Barrington Exhibition Association.

Motion carried unanimously.

Tourism and Community Development Officer Monthly Report

Seaside Tourist Rest Stop

Resolution C151011

Moved by D. Messenger and seconded by J. Crook that the Municipality remove one power pole at the Seaside Tourist Rest Stop and replace it with underground wiring at a cost of up to \$3,000.00 for the cost of work to be completed by Nova Scotia Power, and that these funds be obtained from the Operating Reserve Fund.

Motion carried unanimously.

Resolution C151012

Moved by J. Crook and seconded by D. Messenger that the Municipality tender for the residential electrical work to provide for underground connection of the residences on two adjacent properties at the Seaside Tourist Rest Stop.

Motion carried unanimously.

Resolution C151013

Moved by J. Crook and seconded by S. Hatfield that an additional \$1,350.00, plus HST, be provided for trenching and earth work for the Seaside Tourist Rest Stop project.

Motion carried unanimously.

McGray Avenue Project

Resolution C151014

Moved by S. Hatfield and seconded by D. Messenger that the Tourism and Community Development Officer get a conceptual design drawing completed by EXP for the boardwalk and floating dock project, at McGray Avenue, North East Point.

AFFIRMATIVE

Jody Crook
Shaun Hatfield
Donna LeBlanc-Messenger

NEGATIVE

George El-Jakl
Eddie Nickerson

Motion carried.

Goose Lake Road Right-of-Way

Conflict of Interest

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

Members were informed that a response has been received from the Municipal Solicitor regarding the provision of a right-of-way over the Goose Lake Road.

The possibility of declaring the Goose Lake Road a public road was briefly discussed. It was noted that before a road could be classified as a public road, a survey would be required.

Resolution C151015

Moved by J. Crook and seconded by S. Hatfield that a survey of the municipal portion of the Goose Lake Road be included in next year's municipal budget.

Motion carried unanimously.

Former C.S.I. Elementary School

Resolution C151016

Moved by S. Hatfield and seconded by J. Crook that the Municipality proceed with the subdivision of the former C.S.I. Elementary School property at a cost of \$5,300.00, plus HST, and that the funding for paying this cost be obtained from the Operating Reserve Fund.

AFFIRMATIVE

Jody Crook
George El-Jakl
Shaun Hatfield
Donna LeBlanc-Messenger

NEGATIVE

Eddie Nickerson

Motion carried.

Resolution C151017

Moved by S. Hatfield and seconded by D. Messenger that the subdivision survey indicate a 30 foot corridor to be retained by the Municipality along the western boundary of the school lot.

AFFIRMATIVE

Jody Crook
George El-Jakl
Shaun Hatfield
Donna LeBlanc-Messenger

NEGATIVE

Eddie Nickerson

Motion carried.

Resolution C151018

Moved by S. Hatfield and seconded by J. Crook that once the subdivision of the C.S.I. Elementary School property has been completed, the Municipality proceed with a Request for Proposals to sell the property.

AFFIRMATIVE

Jody Crook
Shaun Hatfield
Donna LeBlanc-Messenger

NEGATIVE

George El-Jakl
Eddie Nickerson

Motion carried.

Barrington Township Museum Association Request

A request has been received from the Solicitor for the Barrington Township Museum Association. This Association is proposing to purchase a property in the community of Barrington that the Municipality purchased at Tax Sale in August of 2015. The Association is proposing to enter into an agreement with the Municipality regarding the purchase of this property.

Resolution C151019

Moved by J. Crook and seconded by G. El-Jakl that the Barrington Township Museum Association be informed that the Municipality will not take any action in regards to this property until the redemption period has expired.

Motion carried unanimously.

Deputy Warden Donna LeBlanc-Messenger

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

Deputy Warden Messenger also advised that she has been approached by Bobby Rapp regarding problems he is experiencing with water coming into his basement.

Resolution C151020

Moved by D. Messenger and seconded by S. Hatfield that a letter be forwarded to Pamela Mehlman-Shand, Department of Transportation and Infrastructure Renewal, requesting a meeting with her on site, with the Warden, Deputy Warden and Bobby Rapp to discuss problems he is experiencing at 3074, Highway #3, Barrington Passage, with water coming into his basement.

Motion carried unanimously.

Councillor George El-Jakl

Councillor El-Jakl 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.

NEW BUSINESS

Notice of Consideration of Amendments to Policy 48, "Summary Offence Ticket Enforcement Policy"

The Clerk informed members that it is necessary to amend our current Summary Offence Ticket Enforcement Policy to be consistent with current sections of our by-laws and fines.

Notice is given tonight and proposed amendments will be considered at the next meeting of Council.

Resolution Re: Corporate Guarantee Without Additional Security – Woods Harbour Shag Harbour Volunteer Fire Department

Resolution C151021

Moved by G. El-Jakl and seconded by D. Messenger and carried unanimously:

WHEREAS this Corporation has business relations with Woods Harbour Shag Harbour Volunteer Fire Department and it is expedient and in the interests of this Corporation to guarantee the present and future indebtedness and liability of the said Woods Harbour Shag Harbour Volunteer Fire Department to Canadian Imperial Bank of Commerce ("CIBC").

THEREFORE BE IT RESOLVED THAT:

1. the Corporation guarantee payment to CIBC on demand of all the liabilities of Woods Harbour Shag Harbour Volunteer Fire Department to CIBC within the limitation of CDN \$475,000.00, and that the Corporation postpone all debts and claims held by it against the said Woods Harbour Shag Harbour Volunteer Fire Department in favour of the debts and claims of CIBC against the said Woods Harbour Shag Harbour Volunteer Fire Department in the manner and upon the terms set forth in CIBC's form of guarantee and postponement of claim known as Form 81, a specimen of which is attached to this resolution;
2. the Warden and the Clerk-Treasurer are hereby authorized for and on behalf of the Corporation to execute and deliver to CIBC a guarantee and postponement of claim substantially in the form of the above mentioned specimen form subject to such modifications as the Warden and Clerk-Treasurer may approve, such approval to be conclusively evidenced by their execution of the said documents;
3. the Warden and the Clerk-Treasurer are hereby authorized for and on behalf of the Corporation to execute and deliver all other documents and instruments and to do all acts and things as may be requisite to give full effect to this resolution.

Resolution Re: Corporate Guarantee Without Additional Security Barrington/Port LaTour Volunteer Fire Department

Resolution C151022

Moved by J. Crook and seconded by D. Messenger and carried unanimously:

WHEREAS this Corporation has business relations with Barrington/Port LaTour Volunteer Fire Department and it is expedient and in the interests of this Corporation to guarantee the present and future indebtedness and liability of the said Barrington/Port LaTour Volunteer Fire Department to Canadian Imperial Bank of Commerce (“CIBC”).

THEREFORE BE IT RESOLVED THAT:

1. the Corporation guarantee payment to CIBC on demand of all the liabilities of Barrington/Port LaTour Volunteer Fire Department to CIBC within the limitation of CDN \$775,000.00, and that the Corporation postpone all debts and claims held by it against the said Barrington/Port LaTour Fire Department in favour of the debts and claims of CIBC against the Barrington/Port LaTour Volunteer Fire Department in the manner and upon the terms set forth in CIBC’s form of guarantee and postponement of claim known as Form 81, a specimen of which is attached to this resolution;
2. the Warden and the Clerk-Treasurer are hereby authorized for and on behalf of the Corporation to execute and deliver to CIBC a guarantee and postponement of claim substantially in the form of the above mentioned specimen form subject to such modifications as the Warden and Clerk-Treasurer may approve, such approval to be conclusively evidenced by their execution of said documents;
3. the Warden and the Clerk-Treasurer are hereby authorized for and on behalf of the Corporation to execute and deliver all other documents and instruments and to do all acts and things as may be requisite to give full effect to this resolution.

Board and Committee Appointments

Resolution C151023

Moved by G. El-Jakl and seconded by J. Crook that Board and Committee appointments for 2015-2016 remain the same as they are at present.

Motion carried unanimously.

A copy of the 2015-2016 Board and Committee memberships is attached and forms part of the minutes.

REQUEST FOR LETTER OF SUPPORT FOR SENIOR SERVICES

The Clerk informed members that correspondence has been received from the Senior Safety Coordinator for Shelburne County requesting a letter of support from the Municipality for the Nova Scotia Department of Senior Services Safety Grant.

Resolution C151024

Moved by D. Messenger and seconded by S. Hatfield that a letter of support be provided to the Senior Safety Coordinator for the Shelburne County Senior Safety Grant.

Motion carried unanimously.

ADJOURNMENT

The meeting was adjourned at 8:22 p.m.

LIST OF COMMITTEES

2015/2016

COMMITTEE	MEMBERSHIP
Committee of the Whole Council	ALL
Nominating Committee	ALL
Planning Advisory Committee (2)	Jody Crook Eddie Nickerson
Hiring Committee (2)	George El-Jakl Shaun Hatfield
Audit Committee (2)	Warden Nickerson Deputy Warden Messenger
Joint EMO Executive Committee (2)	Eddie Nickerson Shaun Hatfield
Roseway Hospital Charitable Foundation (1)	Donna Messenger
Yarmouth Hospital Charitable Foundation (1)	Donna Messenger
Western Counties Regional Library (1)	Shaun Hatfield
Region 6 Solid Waste (1)	Eddie Nickerson Donna Messenger, Alternate
Joint Police Advisory Board (2)	George El-Jakl Jody Crook
Bay Side Home Board of Directors (1)	George El-Jakl
Barrington/Clark's Harbour Dialysis Clinic Committee	Jody Crook Shaun Hatfield
Shelburne County Housing Coalition	Donna Messenger
Barrington Municipal Exhibition Committee	Jody Crook