

Minutes of the Regular Meeting of the Barrington Municipal Council, held in the Council Chambers in the Administrative Centre, in Barrington, N.S., on Wednesday, June 13, 2001.

The meeting was called to order by the Warden at 7:00 p.m., with the following members present:

- Warden Sterling Belliveau
- Deputy Warden Eddie Nickerson
- Councillor Angus Atkinson
- Councillor Fred Bower
- Councillor Louise Halliday
- Councillor Dwayne Hunt
- Councillor Wayne Smith

- Brian Holland; Municipal Clerk
- Lesa Rossetti; Deputy Clerk

APPROVAL OF MINUTES

Moved by D. Hunt and seconded by W. Smith that the minutes of the 122nd Annual Meeting, held May 23, 2001, be approved as circulated.

Motion carried.

MATTERS ARISING FROM THE MINUTES

Family Violence Program

The Clerk reported that a copy of a letter addressed to Patricia Nickerson; Warden for the Municipality of Shelburne, from the Minister of Justice, has been received regarding the Family Violence Program.

The letter advised that while the government is unable to reinstate funding to the Family Violence Program as it was structured, they are in a position to consider an alternative arrangement of providing funding to the R.C.M.P. to develop a one-half time Community Assistance Coordinator position. This funding will commence effective April 1, 2002.

The Clerk advised that he has requested Kim Langille, Executive Assistant to the Minister of Justice, to provide clarification on this letter. To date no response has been received.

It was agreed that this matter be brought forth again once clarification has been received.

Crosswalk in Barrington Passage

The Clerk reported that information has been received indicating that the Department of Transportation is prepared to install a pedestrian crosswalk, near the Trunk 3/Route 330 intersection, subject to:

1. The municipality agreeing to pay the cost of installation and annual maintenance.
2. The school maintaining its policy of requiring that grades 7 & 8 students remain on the school grounds throughout the day. If the School Board should discontinue this policy, the pedestrian crosswalk would have to be replaced with a school crosswalk, complete with crossing guards. If guards could not be provided, the crosswalk would be removed.

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The Clerk further reported that a letter has been received from the chairperson of the Barrington Municipal High School Parents Support Group.

This letter suggested that the installation of traffic lights at the causeway intersection should be considered.

Moved by F. Bower and seconded by D. Hunt that a letter be written to the Department of Transportation to determine the cost for traffic lights and two (2) crosswalks to be installed at the causeway intersection.

Moved by E. Nickerson and seconded by A. Atkinson that the above motion be tabled and referred to the Finance Committee for further discussion.

Motion carried.

It was agreed that additional information be obtained prior to the next Finance and Administration Committee Meeting.

It was further agreed that a letter be sent to the Barrington Municipal High School Parents Support Group, advising them that their request for traffic lights is being referred to the Finance and Administration Committee for further consideration.

Students - D.O.T. Right-of-way

The Clerk reported that previously concern had been expressed to the Department of Transportation, the Tri-County District School Board and the R.C.M.P., regarding students smoking in the Department of Transportation Right-of-Way in front of the High School.

A response has now been received from the Tri-County District School Board advising that once students are off the School Board's property, the school is not legally responsible for them. Since the students are off School Board property, they suggest that we contact the local detachment of the R.C.M.P. and ask them to monitor the situation.

The response from the R.C.M.P. indicated that they are aware of this problem and that it has been ongoing since the school prohibited students from smoking on school property. The R.C.M.P. agree that the problem has to be addressed, however they do not feel that it would be feasible for the R.C.M.P. to enforce a law whereby the students were prohibited from frequenting the area in question. Rather than try to impose a law that would be difficult to enforce, the R.C.M.P. is suggesting that it may be better to bring all parties together, including a student representative, to try to come to a solution that would address everyone's concern.

No response has yet been received from the Department of Transportation and it was suggested that a follow up be carried out.

Moved by A. Atkinson and seconded by D. Hunt that a meeting be arranged with all parties involved in an attempt to resolve this problem and that the Warden attend this meeting to represent the municipality.

Motion carried.

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Resolution 40A

The Clerk reported that a copy of a letter from the Minister of Agriculture and Fisheries, addressed to the Executive Director of the U.N.S.M., regarding Resolution 40A, has been received.

The letter advised that the government is committed to achieving the twin goals of providing effective service to the public of Nova Scotia and meeting the fiscal parameters within our economic climate. One means by which these goals can be met is to minimize duplication and concentrate on delivering client services more strategically and effectively through mergers and integration of similar delivery mandates.

This was the case for the former Department of Agriculture and Marketing and Fisheries and Aquaculture being amalgamated in the year 2000, to create the new Department of Agriculture and Fisheries.

In closing, the Minister indicated that the government's commitment to the fisheries sector remains strong.

INTERVIEW - GIL HUSTINS RE: LOYALIST LANES LOUNGE LICENSE

Mr. Gil Hustins, representative for Loyalist Lanes, located in Oak Park, appeared before the meeting.

Mr. Hustins advised that his appearance tonight is a further attempt to have Council support Loyalist Lanes in their bid to obtain a lounge license. Mr. Hustins advised that a petition has been circulated resulting in 309 signatures, with only 32 people expressing opposition to their endeavour.

Moved by D. Hunt and seconded by E. Nickerson that the request received from Gil Hustins for a lounge license, for Loyalist Lanes, located in Oak Park, be referred to the Planning Advisory Committee for further consideration.

Motion carried.

PUBLIC HEARING - FORMER BARRINGTON CONSOLIDATED SCHOOL

As required by the Municipal Government Act, an advertisement was placed in the Coast Guard Newspaper advising of the Municipal Council's intention to sell the former Barrington Consolidated School property to the Children's Aid Society of Shelburne County, at a nominal fee of \$1.00.

Since the property has an estimated value of \$38,000.00, the Municipal Council was required to hold a Public Hearing prior to conveying the property.

The Warden invited public input, but no comments were forthcoming.

During discussion of conveyance, it was noted that the Children's Aid Society had agreed to provide legal access to the Barrington Volunteer Fire Department.

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CORRESPONDENCE

Letter of Support - Dr. Tong Koon Chan

The Clerk reported that a letter has been received from Dr. Kenny Yee advising that he is willing to sponsor Dr. Tong Koon Chan for a "defined license" in Nova Scotia. Dr. Yee is requesting that a letter of support be provided by Council, supporting Dr. Chan's immigration to Canada, similar to the one provided in support of Dr. Carolyn Badger.

The Clerk reported that the curriculum vitae received from Dr. Badger and Dr. Chan have both been sent to Frank Peters, Provincial Recruitment Officer.

Moved by D. Hunt and seconded by F. Bower that a letter of support be provided, supporting Dr. Chan's immigration to Canada.

Motion carried.

WARDEN'S REPORT

The Warden reported on his activities since the last Council Meeting. Activities included the opening of the B.M.H.S. track, lobster festival opening, meeting of Mayors and Wardens regarding the deed transfer tax, etc.

MILEAGE RATE FOR SUMMER STAFF

The current policy for mileage rate for summer staff states; "The mileage rate for support staff will be 28.5 cents per mile or 18 cents per kilometer, for those working in the Recreation Department. This rate is subject to change when the Committee feels that it is necessary."

It was the consensus of Members of the Recreation Committee that it is now time to change the mileage rate so that it is comparable with that of the rate paid all other municipal employees.

It is the recommendation of the Clerk that Policy No. 6 of the Recreation Department Policies, be deleted to permit summer staff to be paid the rate of 30 cents per kilometer, the same as what is paid to all other staff.

Notice was therefore given that consideration to the deletion of Policy No. 6 of the Recreation Department Policies will be further dealt with by Council at their next meeting.

PROPOSED AMENDMENTS TO POLICY NO. 16
"GUIDELINES FOR FUNDING AND AWARDING OF A BURSARY"

Notice was given at the last meeting of Council that consideration will be given to changing the bursary amount from \$500.00 to \$1,000.00.

Moved by A. Atkinson and seconded by W. Smith that Policy No. 16 "Guidelines for Funding and Awarding of a Bursary" be amended to provide for a bursary in the amount of \$1,000.00.

Motion carried.

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DANGEROUS AND UNSIGHTLY PREMISE - ALAN J. NICKERSON

Pictures were circulated showing the current condition of property assessed to the Estate of Alan J. Nickerson. This property is located at Stoney Island and is Assessment Account No. 03512045.

It is the recommendation of the By-law Enforcement Officer and of the Municipal Clerk that an Order be put in place requiring the clean up of this property. Consideration of this Order for the demolition of the building and premises located on this property was forwarded to the following:

- Notice to the Estate of Alan J. Nickerson
- Notice to Chanah Nickerson (daughter)
- Notice to Bethany Nickerson (daughter) c/o Shelly Marie Nickerson
- Notice to Irma Nickerson (mother of Alan Nickerson)

The Warden called for public input. No input was forthcoming.

Moved by W. Smith and seconded by D. Hunt and carried;

WHEREAS Section 344 of the Municipal Government Act of the Province of Nova Scotia requires every property to be maintained so as not to be dangerous and unsightly;

AND WHEREAS the Council has reviewed the status of the property and has determined that the property is dangerous and unsightly;

IT IS ORDERED that the owner remedy the condition by either completely renovating the building in accordance with the Building Code, or by demolishing the building.

IT IS FURTHER ORDERED that if the owner fails to comply with the requirements of this Order within thirty (30) days after service, the Municipality of the District of Barrington may enter upon the property without warrant or other legal process and carry out the work specified in the Order. Where one or more of the remedies set forth in this Order includes demolition of premises on the property, the owner may appeal the Order to the Council of the Municipality of the District of Barrington in writing within seven (7) days after the date the Order is made.

COMMITTEE AND BOARD REPORTS

Public Works Committee

Visitor Information Centre Feasibility Study

Moved by W. Smith and seconded by D. Hunt that the municipality negotiate the purchase of property for the construction of a Visitor Information Centre and have a design completed for a Visitor Information Centre based on a Feasibility Study that has been completed.

Motion carried.

Moved by W. Smith and seconded by D. Hunt that the municipality tender the design of a Visitor Information Centre based on the previously completed Feasibility Study.

Motion carried.

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Port LaTour School

Moved by W. Smith and seconded by F. Bower that Reverend Kevin Carr be permitted to use the school property in Port LaTour for church services during July, providing it is not disposed of in the meantime.

Motion carried.

The above motion is subject to the proper liability insurance coverage being put in place.

Waterfront Development Committee

Resignation

Councillor Smith reported that Ken Anthony has tendered his resignation from membership on the Waterfront Development Committee.

Moved by W. Smith and seconded by A. Atkinson that the resignation received from Ken Anthony be accepted with regret.

Motion carried.

Committee Membership

It was reported that the deadline for applications for membership on the Waterfront Development Committee was June 12, 2001. One (1) application was received from George Newell. It was noted that there are four (4) vacancies to be filled, plus one (1) vacancy as a result of the above resignation.

Moved by W. Smith and seconded by A. Atkinson that George Newell be appointed to serve as a member on the Waterfront Development Committee.

Moved by E. Nickerson and seconded by F. Bower that the above motion be subject to the recommendation of the Waterfront Development Committee.

Motion carried.

The main motion as amended was then put to a vote and carried.

PUBLIC HEARING
RE: PROPOSED AMENDMENTS TO THE LAND USE BY-LAW -
HEIGHT RESTRICTIONS

At 8:00 p.m. a Public Hearing was held to deal with proposed amendments to the Land Use By-law.

Minutes of the Public Hearing are attached hereto and form part of the minutes.

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Moved by D. Hunt and seconded by F. Bower that the proposed amendments to the Land Use By-law, to increase the height restrictions of buildings in the CG Zone, from 35' to 70' be approved.

Motion carried.

CONTINUATION OF COMMITTEE AND BOARD REPORTS

Library

Councillor Bower indicated that he recently attended a meeting of the Western Counties Regional Library Board. Minutes will be provided to members in the near future.

Recreation and Facilities Management Committee

Municipal Bursary

Moved by E. Nickerson and seconded by A. Atkinson that the Barrington Municipal Bursary for the graduating class of 2001, be awarded to Amanda Mitchell.

Motion carried.

Fire Department Amalgamation

Deputy Warden Nickerson reported on a meeting held last evening regarding the amalgamation of the South Side and Clark's Harbour Volunteer Fire Departments. During that meeting it was suggested that an area rate in the vicinity of \$.10/\$100.00 of assessment would be required to cover the costs of set up of the newly formed fire department.

Much discussion took place regarding this matter and it was decided that the matter be deferred until later in the meeting.

SECOND READING - BY-LAW NO. 8

The Clerk reported that the second reading has been advertised in the Coast Guard Newspaper, which advised the public that Council will be considering changes to By-law No. 8 "Collection, Storage and Disposal of Waste" to provide for general housekeeping changes and collection of waste on some private roads. During discussion, it was suggested that the By-law also be amended to include organic waste.

Moved by W. Smith and seconded by D. Hunt that amendments include changes to provide for organic waste.

Motion carried.

Proposed amendments were reviewed.

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Moved by F. Bower and seconded by D. Hunt that Section 8(a) be amended to provide for two (2) green carts per commercial, industrial and institutional establishments.

Motion carried.

Moved by F. Bower and seconded by A. Atkinson that Section 8(c) of the proposed amendments be amended by inserting the word "clear" before plastic. This will allow residents to put their recyclable materials in clear plastic bags for collection.

Motion carried.

Moved by F. Bower and seconded by W. Smith that the By-law be amended to include a definition for kitchen bin.

Motion carried.

Moved by F. Bower and seconded by D. Hunt that By-law 8 "Collection, Storage and Disposal of Waste" be approved in second reading.

Motion carried.

CONTINUATION OF COMMITTEE AND BOARD REPORTS

Fire Department Amalgamation

Moved by E. Nickerson and seconded by D. Hunt that the Municipal Council will consider amendments to Policy No. 19 "Policy for Funding of Operating Grants - Volunteer Fire Departments" to provide for the amalgamation of the South Side and Clark's Harbour Volunteer Fire Departments.

Motion carried.

Finance and Administration Committee

Policy No. 41 - Low Income Property Tax Exemption Policy

Moved by D. Hunt and seconded by W. Smith that Policy No. 41 "Low Income Property Tax Exemption" be amended to include the following changes and that notice of consideration be given as required under the Municipal Government Act.

Motion carried.

The suggested changes are as follows:

Council will:

- a) Grant an exemption from taxation for the current year to an applicant whose total household income was below \$15,000.00 excluding Veteran's allowance and pensions paid pursuant to the Pension Act, for the preceding calendar year.

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The exemption will be as follows:

- \$150.00 for household income up to \$13,999.00
- \$125.00 for household income of \$14,000.00-\$15,000.00

Provided that: a) This section will be amended to state affidavits must be signed by a Councillor, Commissioner of Oaths or Justice of the Peace
 b) This section will be amended to provide for a deadline for applications to be May 31st of each year
 c) no change
 d) no change
 e) The applicant is willing to provide a copy of their last year's income tax return if requested by Council.

Senior's Garden Party 2001

Moved by D. Hunt and seconded by L. Halliday that the municipality provide a grant not to exceed the amount of \$750.00 to the Town of Clark's Harbour for the purpose of funding the Senior's Garden Party.

Motion carried.

Safe Grad

Moved by D. Hunt and seconded by L. Halliday that the municipality provide a grant in the amount of \$200.00 to the Barrington Municipal High School for safe grad activities for the graduating class of 2001.

Motion carried.

Maple Leaf Gardens

Moved by D. Hunt and seconded by L. Halliday that the municipality buy two (2) of the seats being made available by Maple Leaf Gardens, one of which will be installed in the Barrington Municipal Arena and the second seat to be donated to the Barrington Municipal Recreation Complex Fundraising Committee for the purpose of raising funds for development of this facility.

Motion carried.

Committee Structure

Moved by D. Hunt and seconded by F. Bower that in the future, three (3) Members of Council be required to sit on each standing committee and that other Council Members may attend meetings of committees if they so wish and exercise the privileges of Committee Members when attending such meetings.

Moved by E. Nickerson and seconded by A. Atkinson that the above motion be tabled and deferred to the next meeting of finance for further discussion.

Motion defeated.

*Motion dealing with
Committee Structure was
rescinded Aug. 22/01
SS*

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The original motion was then put to a vote and carried.

Moved by D. Hunt and seconded by F. Bower that the ordinary hours of committee meetings be 7:00 p.m. to 10:00 p.m., with the adjournment being at the discretion of the Chair.

Motion carried.

The above motions serve as notice of consideration of proposed By-law amendments. The By-law amendments will be drafted and presented at a future meeting of Council.

Moved by D. Hunt and seconded by F. Bower that the following committees meet on Monday night:

- Recreation and Facilities Management Committee
- Finance and Administration Committee
- Public Works Committee

Moved by F. Bower and seconded by W. Smith that the above motion be amended to allow for some flexibility by scheduling on alternative days when Mondays are holidays or when other municipal business may conflict with these meetings.

Motion carried.

The main motion was then put to a vote as amended and carried.

Bill 54

Councillor Dwayne Hunt informed members that he attended the meeting of the Private and Local Bills Committee of the Legislature held regarding Bill 54.

He informed members that Bill 54 has now passed.

Hiring Committee

Swimming Pool Lifeguards

Moved by A. Atkinson and seconded by L. Halliday that the municipality hire Carrie-Dawn Perry, Kenda Christie, Abby Hogg and Aimee Messenger for the positions of Lifeguard at the Municipal Swimming Pool for the coming summer season.

Motion carried.

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Day Camp Personnel

Moved by A. Atkinson and seconded by D. Hunt that the following applicants be hired for the positions of Day Camp Operators:

- Carolyn Thurber
- Miranda Snow
- Shawn Newell
- Katrina Mood

and that Kerrie Scheel be designated the alternate for this position.
Motion carried.

Trail/Playground Developer

Moved by A. Atkinson and seconded by L. Halliday that Monica Adams be hired as Trail/Playground Developer for the coming summer season.

Motion carried.

Moved by A. Atkinson and seconded by L. Halliday that Philip Nickerson be designated as alternate for the position of Trail/Playground Developer.

Motion carried.

F.C.M. CONFERENCE

Councillor Angus Atkinson and Councillor Louise Halliday provided a brief update on the F.C.M. Conference recently held in Banff. The conference was attended by 1,700 municipal officials. Four (4) delegates from Nova Scotia were appointed to serve on the Board of Directors of the Federation of Canadian Municipalities.

Moved by A. Atkinson and seconded by L. Halliday that a letter of congratulations be forwarded to Ann MacLean of New Glasgow for her recent appointment as 3rd Vice President on the Board of Directors of the Federation of Canadian Municipalities.

Motion carried.

Moved by A. Atkinson and seconded by L. Halliday that letters of congratulations be forwarded to the other three (3) delegates from Nova Scotia, appointed to serve on the Board of Directors of the Federation of Canadian Municipalities.

Motion carried.

Councillor Atkinson provided the Clerk with a copy of the Policy Development Booklet, as well as a copy of the Financial Statements for the year ended March 31, 2001. The documents will be kept in the office for easy access.

Councillor Halliday suggested that Ann McLellan, Federal Minister of Justice, be contacted in an attempt to access funding for the Family Violence Program.

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MEDICAL CLINIC

Closed Session

Moved by E. Nickerson and seconded by D. Hunt that the Regular Council Meeting adjourn in order that Members can go in closed session to discuss the purchase of Dr. Blair's Medical Clinic.

Motion carried.

The meeting was called back to order.

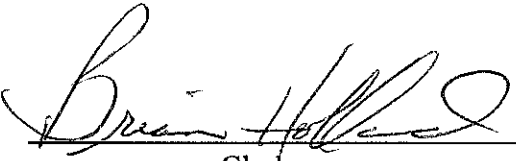
It was agreed by members that the purchase of Dr. Blair's Medical Clinic be deferred to a Special Meeting of Council to be held on Wednesday June 20, 2001.

ADJOURNMENT

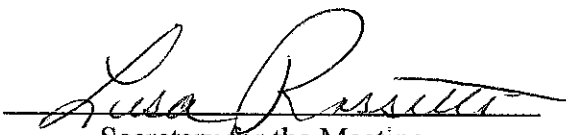
Moved by F. Bower that the meeting adjourn. The meeting was adjourned at 9:35 p.m.



Warden



Clerk



Secretary for the Meeting

Copied for Councillors on June 18, 2001 by Sharon Brannen.

**PUBLIC HEARING
RE: AMENDMENTS TO LAND USE BY-LAW
RE: HEIGHT RESTRICTIONS**

June 13, 2001

The Public Hearing was called to order by the Warden at 8:00 p.m. in the Council Chambers in the Administrative Centre, in Barrington, N.S., with the following members present:

- Warden Sterling Belliveau
 - Deputy Warden Eddie Nickerson
 - Councillor Angus Atkinson
 - Councillor Fred Bower
 - Councillor Louise Halliday
 - Councillor Dwayne Hunt
 - Councillor Wayne Smith
-
- Brian Holland, Municipal Clerk
 - Lesa Rossetti, Deputy Clerk

It was reported that the Public Hearing was being held to deal with proposed amendments to the Land Use By-law. The amendments will increase the height restrictions of buildings in the CG Zone from thirty-five (35) feet to seventy (70) feet.

The Clerk reported that the required Public Participation Meeting has been held and the required notice has been placed in the Coast Guard Newspaper.

There were no presentations either verbal or written made by the public at this meeting.

The Public Hearing was then adjourned.


Secretary for the Meeting