

Minutes of the 124<sup>th</sup> Annual Meeting of the Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, on Wednesday, May 28, 2003.

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 (7:05 p.m.)
- Councillor Angus Atkinson
- Councillor Fred Bower
- Councillor Louise Halliday
- Councillor Dwayne Hunt
- Councillor Wayne Smith
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

#### ADDITIONS TO AGENDA

The Warden informed members that it is necessary to add the following item to the agenda:

- Correspondence - Land Proposal

#### APPROVAL OF MINUTES

**Moved** by L. Halliday and seconded by D. Hunt that the minutes of the last meeting held May 13, 2003 be approved as circulated.

Motion carried.

#### CORRESPONDENCE

##### B.M.H.S.

The Clerk informed members that a copy of a letter has been received, which advised that at this point the Department of Education still have not isolated any specific cause of health concerns at B.M.H.S. The recommendation of the medical consultants are being reviewed by Department of Environment staff and a short term plan of action will be initiated to address those concerns.

The letter advised that upon the conclusion of the process the Minister of Education will be in a better position to recommend on the outcome of the school renovation project vs a new school as requested by the community.

##### Land Proposal Re: Library

In advance to the meeting each member of Council was provided with a copy of a letter received from Etheran Goreham, in which he offered a piece of land to be considered for a possible site for the new library. The land is located in Barrington and is approximately 450 ft. by 125 ft.

Deputy Warden Nickerson joined the meeting.

Resolution C030522

**Moved** by F. Bower and seconded by W. Smith that the property owned by Etheran Goreham, located in Barrington, be added to the list of properties being considered for a possible site for a new library.

Motion carried.

MATTERS ARISING FROM THE MINUTES

Diversions Credits

In advance to the meeting each member of Council was provided with a copy of a letter from the Town of Clark's Harbour, addressed to Bob Kenney, Department of Environment & Labour. The letter informed the Department that the Town will not be forwarding the 2002/2003 Annual Municipal Waste/Resource Management Diversion & Cost Report as requested. The letter further advised the Department that the Town did not want to take this route but all other attempts to obtain the Diversion Credits have been unsuccessful.

Tri County Housing Authority

The Clerk reported that correspondence has been received from the Minister of Community Services advising that Clyde Nickerson's nomination has been approved. Mr. Nickerson's term on the Tri County Housing Authority will become effective May 15, 2003 and will expire May 15, 2006.

S. Greenwood Boat Shop - Dangerous & Unsightly Premise

The Clerk informed members that the By-Law Enforcement Officer revisited property of S. Greenwood Boat Shop on May 26, 2003. At that time he noted that they have cleaned across the road and have made some progress on the boat shop side. They have taken 15 loads of waste to the C & D Landfill Site. Etheran Goreham has been hired to supervise the clean-up. They are currently in the process of separating materials to be disposed of as per By-Law No. 8. Mr. Goreham was advised of the time frame given to Mr. Greenwood to clean up the property. The property will be reinspected after the 30 day time limit expires.

Gary Smith Property - Dangerous & Unsightly Premise

The Clerk informed members that the By-Law Enforcement Officer has investigated the complaint regarding Gary Smith's property located in Centreville. The property in question is leased to James Swimm, Sou'west Sanitation Services. The By-Law Enforcement Officer inspected the property on May 23, 2003. At that time he noted that some vegetation had been removed, thereby allowing neighboring properties to view materials being stored at the recycling depot, and other areas now being used for storage. Mr. Swimm has indicated that he has an excess of materials due to the winter encountered this year and a lot of it will be removed in the near future. The By-Law Enforcement Officer has instructed Mr. Swimm to erect screening as per the Municipal Land Use By-Law. The By-Law Enforcement Officer will be reinspecting this property as time permits, after the 30 day period given to him by way of letter.

REPORT OF WARDEN

The Warden informed members that he and Councillor Halliday attended a meeting of the UNSM Conference Planning Committee on May 21, 2003. At that time discussion took place regarding the budget, regional dinners, accommodations, transportation, conference kits, etc.

Resolution C030523

**Moved** by E. Nickerson and seconded by D. Hunt that the UNSM Conference Planning Committee be advised that the Municipality of Barrington will host a Regional Dinner and that Councillor Halliday be appointed to coordinate this event.

Motion carried.

REPORT OF CLERK-TREASURER

The Clerk-Treasurer provided a detailed report on activities for the month of April.

COMMITTEE AND BOARD REPORTS

Finance and Administration Committee

Excavator for Landfill

Conflict of Interest

Deputy Warden E. Nickerson declared conflict of interest, vacated his seat and proceeded to the spectator area. His father is Bud Nickerson.

Resolution C030524

**Moved** by D. Hunt and seconded by F. Bower that the Municipality request Bud Nickerson to extend the rental agreement for the machine currently being rented at the C & D Landfill Site for a further six month period.

Motion carried.

Deputy Warden E. Nickerson returned to his seat.

Accessible Transportation - Shelburne County Adult Workshop Request

**Moved** by D. Hunt and seconded by L. Halliday that the Municipality inform the Shelburne County Adult Workshop and Residential Services that the Municipality will support accessible transportation, and it will support efforts to provide accessible transportation in the Municipality, when it is provided through a coordinated effort of all the groups in the County who are in need of this service.

Motion carried.

Tax Write-Offs

The Clerk informed members that the following properties have been purchased by the Municipality through Tax Sale:

- property formerly owned by Delbert Kendrick
- property formerly owned by Thomas Walter Ross

Taxes have accrued on these accounts from the date of the Tax Sale to the expiration of the redemption period.

Since the properties are now owned by the Municipality, it would be appropriate for Council to write off account balances.

Resolution C030525

**Moved** by D. Hunt and seconded by W. Smith that the balance of taxes on the account of the Municipality of Barrington, formerly the property of Delbert Kendrick, be written off.

Motion carried.

Resolution C030526

**Moved** by D. Hunt and seconded by F. Bower that the balance of taxes on the account of the Municipality of Barrington on property formerly owned by Thomas Walter Ross in Upper Port LaTour be written off.

Motion carried.

A small balance is remaining on the tax account in the name of Yvonne Waybret for a garden and flower shop that was formerly operated in Clam Point. The cost to pursue collection would exceed the amount of taxes outstanding on the account.

Resolution C030527

**Moved** by D. Hunt and seconded by E. Nickerson that the balance of taxes on the account of Yvonne Waybret for a garden and flower shop operated in Clam Point be written off.

Motion carried.

Visitor Information Centre Manager's Salary

Resolution C030528

**Moved** by D. Hunt and seconded by L. Halliday that the Visitor Information Centre Manager's salary be raised to \$8.75 per hour.

Motion carried.

By-Law No. 21 “Municipal Sewers”

Resolution C030529

**Moved** by D. Hunt and seconded by E. Nickerson that the second reading of proposed amendments to By-Law No. 21 “Municipal Sewers” implementing sewer charges for mini home parks be approved as presented.

Motion carried.

It was noted that other suggested amendments to By-Law No. 21 “Municipal Sewers” raised by Ken Anthony have been referred to the Planning Advisory Committee for consideration.

Animal Control Officer

Resolution C030530

**Moved** by D. Hunt and seconded by W. Smith that the Municipality advertise for an Animal Control Officer to replace our present By-Law Enforcement Officers who have resigned.

Motion carried.

Recreation Centre Reorganization Proposal

Resolution C030531

**Moved** by D. Hunt and seconded by E. Nickerson that the Recreation & Facilities Manager and the Ice Maker be requested to discuss the proposed reorganization of the Recreation Department with the CAO in Closed Session as this deals with personnel matters.

Motion carried.

R.C.M.P. Proposal

Resolution C030532

**Moved** by D. Hunt and seconded by W. Smith that the R.C.M.P. be informed that Council would prefer the policing structure that is presently in place remain unchanged and that the proposed policing structure for Shelburne County not be adopted.

Motion carried.

Resolution C030533

**Moved** by D. Hunt and seconded by W. Smith that the Municipality contact Superintendent Blair McKnight and request that a replacement for Sergeant Michael Leighton be obtained as soon as possible.

Motion carried.

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Accommodations - South West Shore Development Authority

**Moved** by D. Hunt and seconded by W. Smith that our representative on the South West Shore Development Authority discuss the possibility of establishing more accommodations for tourists in our area with the CEO of the S.W.S.D.A.

**Moved** by E. Nickerson and seconded by F. Bower that the above motion be amended to state that our representative request the South West Shore Development Authority to seek more accommodations in the Municipality.

Motion carried.

The amended motion is as follows:

Resolution C030534

“...that our representative on the South West Shore Development Authority request the S.W.S.D.A. to seek more accommodations for tourists in the Municipality of Barrington.”

Motion carried.

Request to Purchase Property

A request has been received from John and Ellen Helenius of West Baccaro to purchase a property in that area that is now owned by the Municipality. The Municipality purchased the property at Tax Sale. The property was formerly owned by Kevin Chetwynd.

**Moved** by D. Hunt and seconded by F. Bower that the Municipal Clerk pursue the disposition of property in West Baccaro according to Municipal Policy.

During discussion of this matter it was also noted that the Municipality owns property in the Upper Port LaTour area formerly assessed to Thomas Walter Ross. The Municipality has no use for this property and it was suggested that this property be disposed of as well.

**Moved** by D. Hunt and seconded by L. Halliday that the above motion be amended to also include property formerly owned by Thomas Walter Ross.

Motion carried.

The amended motion is as follows:

Resolution C030535

“...that the Municipal Clerk pursue the disposition of property in West Baccaro, and property formerly owned by Thomas Walter Ross located in Upper Port LaTour, according to Municipal Policy.”

Motion carried.

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Municipal Sewer Request

Resolution C030536

**Moved** by D. Hunt and seconded by E. Nickerson that a response be sent to Bruce and Kim Scott stating that the Municipality will not be doing any extensions to the Barrington Passage sewer, and that the only work to be done is that which is identified in the upgrade under the present Canada/Nova Scotia Infrastructure Works Program Funding which the Municipality is now receiving. Any extension to the Barrington sewer will be considered if the property owners will incur the cost of such a project as there are other areas in the Municipality that have been identified as priority for public sewer.

Motion carried.

The Clerk informed members that a letter has been received from Bruce and Kim Scott indicating that they plan to pay for the full cost of the sewer extension, if approved by Council.

Shelburne County Rifle Range

A request has been received from the Shelburne County Rifle Range for funding to assist with the construction of a rifle range on their property. The estimated cost of construction is \$20,000.00. The Rifle Range Committee is requesting the five municipal units in the county to provide \$5,500.00 towards this project.

Resolution C030537

**Moved** by D. Hunt and seconded by W. Smith that the Municipality pay its portion of the funding for the Shelburne County Rifle Range in the amount of \$1,100.00.

Motion carried.

Diversions Credits

Resolution C030538

**Moved** by D. Hunt and seconded by W. Smith that the Municipality determine what is involved in the mediation process for Diversion Credits.

Motion carried.

Leave of Absence Request

Conflict of Interest

Councillor Bower declared conflict of interest and vacated his seat.

From June 9<sup>th</sup> to mid September Councillor Bower will be working on a furniture delivery truck and will be away from the area. He cannot determine at this time when he will be available to attend meetings and is therefore requesting a leave of absence.

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Resolution C030539

**Moved** by D. Hunt and seconded by W. Smith that the leave of absence requested by Councillor Bower from June 9<sup>th</sup> to mid September be approved as requested.

Motion carried.

Councillor Bower returned to his seat.

INTERVIEW CARL SMITH RE CORBETT HEIGHTS SUBDIVISION PAVING

Mr. Carl Smith of North East Point appeared before the meeting and informed members that he was speaking on behalf of the residents of Corbett Heights subdivision.

He requested Council to make application to the Department of Transportation for funding, which is cost-shared on a 50/50 basis, to pave the road in the Corbett Heights subdivision, including McGray Avenue. He informed members that since the roadway is being used by more than just residents of the subdivision, he is requesting that the Municipality of Barrington pay the 50% Municipal contribution and that it not be recovered by way of a frontage charge being placed on properties located in the subdivision.

Much discussion took place regarding this matter.

Resolution C030540

**Moved** by D. Hunt and seconded by E. Nickerson that the request to pave Corbett Heights subdivision be referred to the Public Works Committee for further consideration and that Carl Smith be invited to attend that meeting.

Motion carried.

It was agreed that a list of Class "J" roads be available for consideration by the Public Works Committee and that Municipal staff carry out additional research into this matter to assist the Public Works Committee when considering this request.

DIVERSION CREDITS

Resolution C030541

**Moved** by E. Nickerson and seconded by W. Smith that the Warden, Deputy Warden and the Municipal Clerk meet with the Manager and Chairperson of Waste Check for the purpose of



obtaining Diversion Credits owed to the Municipality of Barrington.

Motion carried.

#### CONTINUATION OF COMMITTEE AND BOARD REPORTS

Question was raised by a member regarding the FCM Infrastructure Survey which was circulated to members some time ago.

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#### Resolution C030542

**Moved** by A. Atkinson and seconded by L. Halliday that the FCM Infrastructure Survey be added to the next Finance Agenda for discussion.

Motion carried.

During discussion of this matter Councillor Smith informed members that he had already completed his survey and forwarded it on to the appropriate department.

#### Recreation and Facilities Committee

The propane heaters at the swimming pool are in need of replacement. Quotes have been received from Atlantic Chemical and R.A. Sears Refrigeration for heat pumps to replace the existing propane heaters.

#### UNSM REGIONAL WORKSHOP

Councillor Halliday informed members that she recently attended the UNSM Regional Workshop and provided a brief update on workshops attended, which included a Provincial Drinking Water Strategy, Evaluation of CAO's, West Nile Virus, etc.

#### Lieutenant Governor's Awards

She also informed members that on May 20, 2003 she attended the Lieutenant Governor's awards held at St. Mary's Bay Academy in Digby County.

#### RDA

On May 21, 2003 she attended an RDA meeting and provided a brief report on the meeting.

At the RDA meeting, Councillor Halliday was approached by Mayor Crosby for a number of pins and the Warden's business cards for tourism promotion.

Councillor Halliday was advised that information for tourism promotion will be provided.

#### Pool Heaters

#### Resolution C030543

**Moved** by E. Nickerson and seconded by W. Smith that the Municipality purchase two (2) heat

pumps from R.A. Sears Refrigeration, in the amount of \$4,085.00 each, and have R.A.Sears Refrigeration install the heat pumps at the pool.

Motion carried.

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#### Western Counties Regional Library Board

Councillor Bower informed members that on April 24, 2003 he attended the Western Counties Regional Library Board meeting.

He also informed members that copies of the Board's Annual Report and the Chair's Annual Report have been forwarded to the Office.

#### Shelburne County Adult Workshops and Residential Services

Councillor Bower informed members that he was unable to attend the Annual Meeting of the Shelburne County Adult Workshops and Residential Services held May 20, 2003, since a Finance Meeting was also held that evening.

A copy of the Annual General Meeting Report was provided to the Municipal Clerk. Anyone wishing to review the report may contact the office.

#### Waterfront Development Committee

Deputy Warden Nickerson informed members that a Waterfront Development Committee meeting was held May 22, 2003. He gave a brief report on the meeting.

#### DOG BY-LAW

Councillor Halliday expressed concern regarding problems with dogs in her area.

#### Resolution C030544

**Moved** by L. Halliday and seconded by W. Smith that the Dog By-Law be reviewed to determine if changes can be made to make dog owners more responsible for damages caused by their dogs, etc.

Motion carried.

#### 6W ATHLETIC ASSOCIATION

Deputy Warden Nickerson informed members that the 6W Athletic Association owns and operates the ballfield located in Centreville. At present there are only three (3) active members

involved in the Association and the future of the ballfield is being questioned. The Association currently owes the Municipality of Barrington approximately \$8,000.00 on an interest free loan provided to them for improvements made at the ballfield.

During discussion of this matter it was also noted that the 6W Athletic Association did not receive a grant this year to hire a maintenance person for the ballfield. Members were informed that CHAMBA has been approached and is currently considering taking over the field.

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Resolution C030545

**Moved** by E. Nickerson and seconded by A. Atkinson that representatives from the 6W Athletic Association and CHAMBA be invited to meet with the Recreation Committee in an attempt to find a suitable solution to have the ball park maintained this year.

Motion carried.

**Moved** by E. Nickerson that the Trail Maintenance Person hired for Sherose Island be responsible for mowing the Centreville ballfield if CHAMBA cannot provide assistance.

There being no seconder to this motion, the motion was declared lost.

POLICY NO. 9 “POLICY GOVERNING ADMINISTRATION AND ENFORCEMENT OF THE BUILDING BY-LAW, BUILDING CODE ACT AND LAND USE BY-LAW

Notice of consideration of amendments to Policy No. 9 “Policy Governing Administration and Enforcement of the Building By-Law, Building Code Act and Land Use By-Law” was given at the April 23, 2003 Council meeting. Proposed amendments will bring the policy up to date to be consistent with the Municipal Government Act and the Building Code Act.

Resolution C030546

**Moved** by D. Hunt and seconded by F. Bower that proposed amendments to Policy No. 9 “Policy Governing Administration and Enforcement of the Building By-Law, Building Code Act and Land Use By-Law” be approved as presented.

Motion carried.

CASUAL LABOUR POLICY

It was reported that notice of consideration of the proposed Casual Labour Policy was given at the April 23, 2003 Council Meeting. The policy will allow the Clerk-Treasurer to hire casual laborers as needed to carry out specific jobs or projects.

Resolution C030547

**Moved** by D. Hunt and seconded by L. Halliday that the Casual Labour Policy be approved as presented.

Motion carried.

#### NOTICE - POLICY NO. 38 "CONSTRUCTION & DEMOLITION LANDFILL POLICY"

It was reported that it is being proposed that amendments be made to Policy No.38 "Construction & Demolition Landfill Policy". Proposed amendments will add fishing nets, rope and lobster traps as acceptable items to be deposited at the site, and will state that the hours of operation of the C & D Landfill Site will be as determined by resolution of the Barrington Municipal Council. Proposed amendments to Policy No. 38 will be considered at the next meeting of Council.

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#### C & D LANDFILL SITE

The Clerk informed members that Horner Associates were requested to carry out a calculation of the life expectancy for the C & D Landfill Site. Horner Associates has now advised that based on the survey plan provided, the life expectancy of the C & D Landfill Site is 50 years, (+/-). This calculation is based on a population of 8,600 people.

#### BUDGET ITEMS

It was agreed that the following items be tabled until the 124<sup>th</sup> Annual Session of the Barrington Municipal Council is reconvened on June 25, 2003:

- Audited financial reports for fiscal year ended March 31, 2003
- Estimate of revenues and expenditures for 2003/04
- Resolution setting tax rate, due date and interest for 2003/04
- Setting the fire rates for 2003/04
- Establish sewer service charges for 2003/04
- Temporary Borrowing Resolution
- Farm Acreage Tax
- Capital Budget 2003/04

#### CLOSED SESSION OF COUNCIL

A Closed Session of Council was held to deal with a personnel matter.

At the conclusion of the Closed Session of Council the Annual Council Meeting was called back to order.

#### ADJOURNMENT

**Moved** by F. Bower and seconded by D. Hunt that the meeting.

The meeting was adjourned at 10:15 p.m.

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Warden

Clerk

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Secretary for the Meeting

**Copied for Councillors on May 30, 2003 by Sharon Brannen.**

