

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, November 12, 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
- 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 Regular Council Meeting held October 22, 2003 and the Emergency Meeting of Council held October 29, 2003 be approved as circulated.

Motion carried.

MATTERS ARISING FROM THE MINUTES

Bussing Issues

A letter has been received from Kelly Wolfe-Enslow, Transportation Manager, Tri-County District School Board, regarding the bussing issues raised by Council regarding students living in the Forbes Point area and Factory Hill Road in Barrington.

Ms. Enslow informed Council that neither statement made regarding students living in the Forbes Point area or on Factory Hill Road were true. She expressed dissatisfaction that Council did not check the facts before writing the letter to the School Board and having it published in a local paper. She suggested that in the future any concerns regarding bussing should be brought to her attention for investigation.

New Library

The Clerk informed members that estimates have now been received for renovating the old Barrington Passage Fire Hall and for the construction of a new building to house a library. This information was circulated to councillors for review.

Resolution C031101

Moved by E. Nickerson and seconded by L. Halliday that the estimates received for a new library be referred to the Finance Committee for consideration.

Motion carried.

The Clerk informed members that the Barrington Passage Community Club is currently awaiting a response from Council regarding the purchase of their land.

Resolution C031102

Moved by E. Nickerson and seconded by W. Smith that the Barrington Passage Community Club be contacted and advised that we have received estimates for a new library, and once the estimates have been reviewed contact will be made with them regarding the purchase of their properties located in Barrington Passage.

Motion carried.

Centreville Church Preservation Society

Councillor Atkinson questioned whether information has yet been received from the Centreville Church Preservation Society regarding membership.

The Clerk informed members that this information has not yet been received.

Breakfast Program

Question was raised as to whether additional information has been received from the Cape Sable Island Elementary School and the Clark's Harbour Elementary School regarding their breakfast program.

The Clerk informed members that no information has been received to date.

Councillor Atkinson informed members that he has been in conversation with Mrs. Smith, Principal of the Cape Sable Island Elementary School, and she indicated to him that the letter was sent to us in error.

CORRESPONDENCE

Festival of Trees

In advance to the meeting each member was provided with a copy of a letter received from Big Brothers/Big Sisters of Shelburne County. The letter informed members of their First Annual Festival of Trees scheduled to take place on December 5th, 6th and 7th, and are inviting the Municipality to take part in the event by sponsoring a Christmas Tree. The Committee also invited Council to take part in the Tree Decorating Party which is scheduled to take place on Friday, December 5, 2003.

Resolution C031103

Moved by E. Nickerson and seconded W. Smith that the Municipality sponsor a six foot Christmas tree and arrange to have it decorated.

Motion carried.

South West Shore Development Authority - Action Plan

Information has been received from the South West Shore Development Authority indicating that a strategy meeting will be held on Saturday, December 13, 2003. It was agreed that the Warden and Councillor Halliday be registered to attend this meeting.

Broadband Proposal

A letter has been received from the South West Shore Development Authority requesting a letter of support from Council for the implementation phase of the Broadband Initiative. If the proposal receives approval then high speed internet services will be provided in the Wood's Harbour area.

Resolution C031104

Moved by L. Halliday and seconded by D. Hunt that a letter of support of the application of the South West Shore Development Authority for broadband service expansion in South West Nova Scotia be provided.

Motion carried.

V.I.C. GATEWAY DESIGNATION

Lynne Perry of the South Shore Tourism Association appeared before the meeting. She was questioned as to what is required of Council for the new Visitor Information Centre in Barrington to be designated as the Gateway to the Lighthouse Route. Mrs. Perry informed members that the Gateway concept is part of their strategic plan. It is intended that the facility would be a destination in itself. The facility would include a gift shop, displays, and would be open at least six months of the year. It was also the feeling of the Association that such a facility would be self-sustainable.

In conversation with Ms. Perry it was suggested that all members of the South Shore Tourism Association be invited to attend the opening of the new Visitor Information Centre.

Ms. Perry advised that the first step in the process would be to make the Association aware of their wishes to have the new Barrington V.I.C. designated as the Gateway to the South Shore.

At approximately 7:40 p.m. Councillor Dwayne Hunt received a fire call and left the meeting.

Resolution C031105

Moved by L. Halliday and seconded by E. Nickerson that a letter be forwarded to the S.S.T.A. advising of our wishes to have the new Barrington V.I.C. designated as the "Gateway to the Lighthouse Route" and that the Manager and Clerk draft a letter.

Motion carried.

Ms. Perry was then thanked for appearing before Council and providing the requested information on the "gateway" concept.

REPORT OF WARDEN

Remembrance Day Ceremonies

The Warden informed members that he attended various Remembrance Day services and read a poem to members which was written by a Grade 8 student, Jake Brannen of Wood's Harbour

***I See and Feel in
Flanders Fields***

*I see in Flanders Fields the standing crosses,
monuments of those who suffered losses.
I feel in Flanders Fields the pain,
caused by the truly insane.*

*I see in Flanders Fields the poppies growing,
little signs of pride that I am showing.
I feel in Flanders Fields the cold flagpole,
remembering the horrid death toll.*

*I see in Flanders Field a place to think,
of that which makes my heart sink.
I feel in Flanders Field the sadness,
that came from such madness.*

*I saw and felt in Flanders Field,
pain that never heals.*

North Sea Oil and Gas

The Warden provided a brief report on his recent trip to Norway. In advance to the meeting the Warden provided members with a copy of the first draft of the North Sea Oil/Gas and Fisheries Report. He informed members that the final report, along with a number of recommendations, is scheduled to be released in mid February 2004.

TEMPORARY BORROWING RESOLUTION RE: DISTRICT 8 FIRE DEPARTMENT

The Clerk informed members that it is necessary to put in place a Temporary Borrowing Resolution for the fire truck for the District 8 Volunteer Fire Department.

Resolution C031106

Moved by F. Bower and seconded by A. Atkinson that the resolution be amended to change the name of the Port LaTour Volunteer Fire Department to the District 8 Volunteer Fire Department and that the Temporary Borrowing Resolution indicated below be approved.

Motion carried.

WHEREAS the District 8 Volunteer Fire Department is registered with the Municipality of the District of Barrington;

AND WHEREAS the District 8 Volunteer Fire Department has determined to borrow the aggregate principal amount of One Hundred Fifty Thousand Dollars (\$150,000) for the purpose of purchasing a fire truck;

AND WHEREAS the District 8 Volunteer Fire Department has requested a municipality to guarantee the said borrowing:

AND WHEREAS Section 88(3) of the Municipal Government Act, provides that no guarantee of a borrowing by a municipality shall have effect unless the Minister has approved of the proposed borrowing or debenture and of the proposed guarantee;

BE IT THEREFORE RESOLVED

THAT the Municipality of the District of Barrington does hereby approve the borrowing by the District 8 Volunteer Fire Department of One Hundred Fifty Thousand Dollars (\$150,000) for a period of Seven (7) years from the date of approval of the Minister of Housing and Municipal Affairs of this resolution for the purpose set out above;

THAT subject to the approval of the Minister of Housing and Municipal Affairs of the guarantee, the Municipality unconditionally guarantee repayment of the principal and interest, at a rate agreed to by the lender, of the borrowing so made;

THAT upon the issue of debentures, the Warden and Clerk of the Municipality do sign the guarantee attached to each of the debentures and affix thereto the corporate seal of the Municipality.

SECOND READING - BY-LAW NO. 25

It was reported that Second Reading of By-Law No. 25 "Tax Exemption By-Law" has been advertised in the Coast Guard Newspaper which advised the public that Council will be considering amendments to the by-law tonight. The proposed amendment is to delete property of the Bear Point Amateur Athletic Association, Assessment Account #00251771. This property is no longer owned by the Association and no longer qualifies for the exemption.

Resolution C031107

Moved by L. Halliday and seconded by F. Bower that the proposed amendment to By-Law No. 25 "Tax Exemption By-Law" be approved in second reading.

Motion carried.

TENDER - GAZEBO

The Clerk informed members that an advertisement was placed in the Coast Guard Newspaper inviting tenders for the construction of a gazebo. Deadline for tenders was today at 7:00. One tender was received. The tender was opened by the Warden. It was from Town & Country Property Improvements Ltd. The tender was in the amount of \$12,420.00, including H.S.T.

Resolution C031108

Moved by E. Nickerson and seconded by L. Halliday that the Clerk evaluate the tender received and award the tender if it meets requirements of the tender call.

Motion carried.

COMMITTEE AND BOARD REPORTS

Finance and Administration Committee

Local Improvement By-Law

Over the past few years Council has received several requests from residents for the construction of local improvements in various areas within the Municipality. In order to provide consistency in dealing with these requests it was suggested that a Local Improvement By-Law be adopted.

Resolution C031109

Moved by A. Atkinson and seconded by F. Bower that the proposed Local Improvement By-Law receive approval in first reading.

Motion carried.

Arena Canteen Attendant

Moved by A. Atkinson and seconded by F. Bower that having received no other applications the Municipality hire Lawna Sherritt as a part-time Arena Canteen Attendant.

The Clerk informed members that since the time this matter was dealt with by the Finance Committee another application has been received. An application has been received from Danielle Hudson.

The above motion was withdrawn

Resolution C031110

Moved by L. Halliday and seconded by F. Bower that both Lawna Sherritt and Danielle Hudson be hired as part-time Arena Canteen Attendants subject to satisfactory reference checks being

obtained.

Motion carried.

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Hiring Policy

Resolution C031111

Moved by A. Atkinson and seconded by E. Nickerson that in the case of emergency hiring, for a replacement of staff on a temporary basis, the Municipal Clerk request the Warden to call a Special Meeting of Council to deal with the situation at hand.

Motion carried.

Proposal for Leased Lands - Arthur Smith

Moved by A. Atkinson and seconded by W. Smith that Arthur Smith be informed of the Municipal Government Act requirements for sale of municipal property and also of the Municipal Policy for the sale of municipal property.

Moved by A. Atkinson and seconded by E. Nickerson that the above motion be tabled in order that Council may discuss this matter with Arthur Smith who is in the audience this evening.

Motion carried.

Mr. Smith informed Council that he is now interested in purchasing the property at fair market value as he cannot lease the land, since he is unable to acquire the insurance required by Council. He informed members that he would prefer to lease the land if the insurance issue could be addressed. He informed members that he has checked with other organizations and the only insurance in place relates to the spectators and not the participants. All participants are required to sign a waiver.

At the conclusion of this discussion it was agreed that Mr. Smith would provide the Clerk with additional information on insurances and waivers used by other organizations. Once this information has been received, it will be presented to the Finance Committee for further consideration.

The above motion was withdrawn.

Facilities Supervisor's Salary

Resolution C031112

Moved by A. Atkinson and seconded by W. Smith that the Facilities Supervisor be informed that his request for a salary increase will be further considered at the end of his probationary period.

Moved by E. Nickerson and seconded by F. Bower that the above motion be amended to indicate that the Facilities Supervisor's request will be considered at a later date.

Motion defeated.

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

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Public Works and Property Committee

C & D Landfill Development Plan

Resolution C031113

Moved by A. Atkinson and seconded by W. Smith that Municipal Staff proceed with the Construction and Demolition Landfill Development Plan as outlined in the attached document.

Upon request the division was recorded:

<u>FOR</u>	<u>AGAINST</u>
Sterling Belliveau	Angus Atkinson
Fred Bower	Eddie Nickerson
Louise Halliday	
Wayne Smith	

Motion carried.

Resolution C031114

Moved by A. Atkinson and seconded by F. Bower that the Municipality accept waste from non-residents of the Town of Clark's Harbour and the Municipality of Barrington for a tipping fee that will be determined by the Municipal Staff. The tipping fee will distinguish between sorted and non-sorted materials and this policy will become effective on January 2, 2004.

Motion carried.

Construction and Demolition Landfill Loader

Conflict of Interest

Deputy Warden Eddie Nickerson declared conflict of interest, vacated his seat and proceeded to the spectator area.

The Municipality is currently leasing a loader from Deputy Warden Nickerson's stepfather, Mr. Bud Nickerson.

It was reported that Mr. Bud Nickerson has offered the Municipality several options to continue with the lease on the 450 John Deere loader that we presently lease from him.

Resolution C031115

Moved by A. Atkinson and seconded by W. Smith that the Municipality respond to Mr. Bud Nickerson indicating that the Municipality prefers to obtain an alternative machine for work at the Construction and Demolition Landfill and to send a letter of thanks to Mr. Nickerson for his cooperation in leasing this machine over the last eighteen months.

Motion carried.

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Resolution C031116

Department of Environment Letter Re: Diversion Credits

Moved by A. Atkinson and seconded by W. Smith that a letter be sent to Mr. Bob Kenney at the Department of Environment suggesting that they review their options in dealing with Diversion Credits and sending them out to municipalities in an efficient manner, and if these Diversion Credits are sent out to municipalities then the Municipality of Barrington will provide the required information on diversion in an equally efficient manner.

Motion carried.

Resolution C031117

Moved by A. Atkinson and seconded by E. Nickerson that Municipal Staff contact Mr. Bob Kenney, Mr. Gerard MacLellan, Mr. Bob Petrie and Mr. Barrie Friesen of the Department of Environment and Labour and request them to come to a Public Works Committee meeting to discuss the distribution of Diversion Credits.

Motion carried.

Resolution C031118

Moved by A. Atkinson and seconded by E. Nickerson that the Solicitor of the Municipality, together with the Solicitor for Waste Check, arrange a meeting between representatives of Waste Check and representatives of the Municipality of Barrington, together with their lawyers, for the purpose of discussing the distribution of Diversion Credits.

Motion carried.

School Selection Committee

Councillor Halliday informed members of a meeting of the School Selection Committee which was held on October 27, 2003. Minutes of this meeting have been circulated to members. Councillor Halliday informed members that three (3) sites have been selected. After the scoring process the Sherose Island site received the most points.

An assessment of the site will now be carried out by the Department of Transportation and the Department of Education.

The Warden and Clerk have signed an agreement to allow the Department of Transportation to

carry out an environmental assessment on the property at Sherose Island.

Councillor Halliday informed members that the School Selection Committee has now completed their task and the committee has been disbanded.

School Steering Team

Councillor Halliday informed members that the School Steering Team is still ongoing. The Team is now considering the design for the new school to be built.

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Long Term Nursing Care Facility Committee

Councillor Halliday informed members that the Board of Directors of Bay Side Home have been invited to meet with the committee to discuss the possible transition of Bay Side Home. This meeting is scheduled to be held on November 18, 2003.

Remembrance Day Ceremonies

Councillor Smith informed members that he attended the Clark's Harbour and Stoney Island Remembrance Day Ceremonies.

Municipal Cooperation and Partnership Programs

Deputy Warden Nickerson informed members that he and the Clerk attended the Municipal Cooperation and Partnership Program Conference held in Halifax last week. He provided a brief overview of the conference.

Remembrance Day Services

Deputy Warden Nickerson informed members that he attended the Clark's Harbour Remembrance Day Service.

C.S.I. Sewer Committee

Resolution C031119

Moved by E. Nickerson and seconded by W. Smith that the Municipality proceed with the development of the Cape Sable Island Sewer System in the three (3) phases recommended by the Committee and that the members of the C.S.I. Sewer Committee and the Warden be authorized to approach federal and provincial ministers and MLA's to seek funding for this project on behalf of the Municipality.

Motion carried.

RECREATION FACILITIES OPERATOR

The Clerk reported that the position of Recreation Facilities Operator has once again been advertised. Three (3) applications have been received.

It was agreed that a Hiring Committee be held on Monday, November 17, 2003, at 9:00 a.m. to interview the three (3) applicants for the position of Recreation Facilities Operator.

Resolution C031120

Moved by E. Nickerson and seconded by W. Smith that a Special Meeting of Council be held prior to the Finance Committee meeting scheduled for Monday, November 17, 2003, to deal with the position of Recreation Facilities Operator.

Motion carried.

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FIRST READING - BY-LAW NO. 21 AND BY-LAW NO. 27 RE: CONNECTION FEES

Resolution C031121

Moved by W. Smith and seconded by L. Halliday that amendments to By-Law No. 21 and By-Law No. 27, Municipal Sewer By-Laws, to reduce the connection fee from \$1,000.00 to \$100.00, and that property owners be made responsible for their own sewer lateral installations, subject to the inspection of the Municipality, be approved in first reading.

Motion carried.

CONSIDERATION OF AMENDMENTS TO ARTICLE 6.01 OF THE PERSONNEL POLICY

Notice of consideration of amendments to the Personnel Policy was given at the last meeting of Council. It is proposed that Article 6.01 of the Personnel Policy be deleted and replaced with the following amendment:

- 6.01 The employer shall pay this award for services rendered upon voluntary termination of employment, after not fewer than twelve (12) years of consecutive service by employees and elected officials.

The purpose of the policy amendment is to provide further clarification of this section.

Resolution C031122

Moved by E. Nickerson and seconded by W. Smith that Article 6.01 of the Personnel Policy be amended as indicated above.

Motion carried.

APPOINTMENT OF BY-LAW ENFORCEMENT OFFICER

The Clerk recommended to members that Roger Burrill, By-Law Enforcement Officer, be appointed to also deal with matters under the Dangerous & Unsanitary Premises section of the Municipal Government Act, and By-Law No. 8 "Collection, Storage and Disposal of Refuse".

Resolution C031123

Moved by F. Bower and seconded by L. Halliday that Roger Burrill be appointed By-Law Enforcement Officer for By-Law No. 8 “Collection, Storage and Disposal of Refuse”, as well as Dangerous and Unsightly Premises section of the Municipal Government Act.

Motion carried.

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ADJOURNMENT

Moved by F. Bower that the meeting adjourn.

The meeting was adjourned at 9:25 p.m.

Warden

Clerk

Secretary for the Meeting

Copied for Councillors on November 14, 2003 by Sharon Brannen.

