

Minutes of the Regular Meeting of the Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, August 8, 2005.

The meeting was called to order by the Warden at 7:10 p.m.

### ROLL CALL

The Clerk reported that all councillors representing all districts of the Municipality were present:

- Warden Sterling Belliveau
- Deputy Warden Fred Bower
- Councillor Louise Halliday
- Councillor Donna LeBlanc-Messenger
- Councillor Eddie Nickerson
- Councillor Larry Stewart
- Councillor Sean Strang
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

### ADDITIONS TO THE AGENDA

It was agreed that the following item be added to the agenda under correspondence:

- Letter from the Department of Environment Re: Region 6

### CONFLICTS OF INTEREST

The Warden asked if there were any conflicts of interest and none were reported.

### APPROVAL OF MINUTES

**Moved** by S. Strang and seconded by L. Stewart that the minutes of the last meeting held July 25, 2005 be approved as circulated.

Motion carried unanimously.

### MATTERS ARISING FROM THE MINUTES

Deferred Motion Re: Street Light Request

#### Resolution C050801

**Moved** by F. Bower and seconded by S. Strang that this matter be deferred until after amendments to the Street Lighting Policy have been discussed.

Motion carried unanimously.

CORRESPONDENCE

CED Centre/Library

In advance to the meeting each member was provided with a copy of the email received from Hattie Perry expressing concerns over the site chosen for the new CED Centre/Library at Owaissa Park in Barrington Passage. A copy of the proposed response drafted by the Clerk was also circulated to members for their review.

Resolution C050802

**Moved** by F. Bower and seconded by S. Strang that the reply prepared by the Clerk be forwarded to Mrs. Hattie Perry.

Motion carried unanimously.

South West Shore Development Authority Invitation

An invitation has been received from the South West Shore Development Authority inviting councillors to attend the official launch of the South West Shore Broadband Project. The launch will be held at the Rodd Grand Hotel in Yarmouth, on August 12, 2005, at 11:00 a.m.

Resolution C050803

**Moved** by E. Nickerson and seconded by D. Messenger that the Warden attend the official launch of the South West Shore Broadband Project on August 12, 2005, in Yarmouth.

Motion carried unanimously.

Letter Re: Region 6

The Clerk informed members that a letter has now been received from the Department of Environment and Labour advising that they have received official word from Region 6 that they would be pleased to have us join Region 6, with conditions. Region 7 has informed the Department that they have no objections to us leaving their Region to join Region 6.

The Department has reviewed our request and agrees with the Municipality leaving Region 7 and joining Region 6 as outlined in Section 39(2) of the Solid Waste Resource Management Regulations. The letter further advised that there are a number of items to be addressed before making this transaction. The Department is suggesting a meeting be organized with Region 6 to address outstanding matters.

The Clerk informed members that he will be taking steps to arrange a meeting with Region 6.

REPORT OF WARDEN

Clark's Harbour Library Fundraising

The Warden informed members that the Fundraising Committee for the new Clark's Harbour Library will be holding a mock jail on August 24, 2005. He also informed members that he

understands that he as well as other members of the community will be arrested and held for bail. Bail will be set at \$100.00.

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#### Ferry Project

The Warden informed members that he has received an invitation from Timothy Gillespie to attend the Ferry Committee Meeting to be held on August 10, 2005 regarding the Shelburne/Boston ferry proposal.

#### Resolution C050804

**Moved** by L. Halliday and seconded by F. Bower that the Warden be authorized to attend the Ferry Committee Meeting on August 10, 2005.

Motion carried unanimously.

#### Clark's Harbour Garden Party

The Warden informed members that he attended the Clark's Harbour Garden Party on August 4, 2005. The function was well organized and was attended by approximately 120 people.

#### Fair and Equitable Funding

The Warden informed members that he and the Clerk travelled to Halifax on August 4, 2005 to attend a meeting regarding Fair and Equitable Funding. He informed members that there was a recommendation coming from the Committee of the Whole Council Meeting held August 2, 2005 which should be tabled until this matter can be further discussed by the Committee of the Whole Council.

#### Resolution C050805

**Moved** by F. Bower and seconded by D. Messenger that the recommendation from the Committee of the Whole Council regarding Fair and Equitable Funding be tabled until after the next Committee of the Whole Council meeting.

Motion carried unanimously.

### COMMITTEE REPORTS

#### Councillor Halliday

Councillor Halliday had no reports to make at this time.

#### Councillor Messenger

#### Clark's Harbour Garden Party

Councillor Messenger informed members that she also attended the Clark's Harbour Garden Party held on August 4, 2005.

#### Continuing Care Steering Committee

Councillor Messenger informed members that two (2) community consultation meetings are scheduled to be held during the month of August.

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Deputy Warden Bower

Committee of the Whole Council Meeting

Pre Approval Resolution

Resolution C050806

**Moved** by F. Bower and seconded by S. Strang that:

**WHEREAS** Section 91 of the *Municipal Government Act* provides that a municipality is authorized to borrow money, subject to the approval of the Minister of Service Nova Scotia & Municipal Relations;

**AND WHEREAS** the resolution of council to borrow for refinancing of Curling Club was approved by the Minister of Service Nova Scotia & Municipal Relations on May 31, 2005.

**AND WHEREAS** clause 91(1)(b) of the *Municipal Government Act* authorizes the council to determine the amount and term of, and the rate of interest, on each debenture, when the interest on a debenture is to be paid, and where the principal and interest on a debenture are to be paid;

**AND WHEREAS** clause 91(2) of the *Municipal Government Act* states, that in accordance with the *Municipal Finance Corporation Act*, the mayor or warden and clerk or the person designated by the council, by policy, shall sell and deliver the debentures on behalf of the municipality at the price, in the sums and in the manner deemed proper;

**BE IT THEREFORE RESOLVED**

**THAT** under the authority of Section 91 of the *Municipal Government Act*, the Municipality of the District of Barrington borrow by the issue and sale of debentures a sum or sums not exceeding \$300,000, for a period not to exceed 11 years, subject to the approval of the Minister of Service Nova Scotia & Municipal Relations;

**THAT** the sum be borrowed by the issue and sale of debentures of the Municipality of the District of Barrington in the amount that the mayor or warden and clerk or the person designated by the council deems proper, provided the average interest rate of the debenture does not exceed the rate of **6.00%**;

**THAT** the debenture be arranged with the Nova Scotia Municipal Finance Corporation with interest to be paid semi-annually and principal payments made annually;

**THAT** this resolution remains in force for a period not exceeding twelve months from the passing of this resolution.

Motion carried unanimously.

Introduction of New Employees

Resolution C050807

**Moved** by F. Bower and seconded by S. Strang that when new permanent employees are hired by the Municipality, a picture of the employee indicating the position for which they have been hired and the work for which they are responsible, be advertised in the local newspaper, providing it is acceptable to the employee.

Motion carried unanimously.

Councillor Nickerson

Councillor Nickerson had no reports to make at this time.

Councillor Strang

Councillor Strang had no reports to make at this time.

Councillor Stewart

C.S.I. Sewer Committee

Councillor Stewart informed members that the C.S.I. Sewer Committee held a meeting August 3, 2005. At that meeting results of the sewer survey were provided. The survey asked three questions:

1. Do you wish to have a public sewer system constructed on Cape Sable Island?
2. Are you willing to pay an annual service charge of \$500.00 per year?
3. Do you have any suggested locations for the location of sewage treatment plants?

690 responses were received to the first question. Of the 690, 500 responses, or 72.5%, indicated that they wished to have a sewer system on Cape Sable Island.

687 responses were received for the second question. Of these responses, 276, or 40.2%, indicated they would pay an annual sewer charge of \$500.00.

Various sites were suggested for the location of a sewage treatment plant.

Councillor Stewart informed members that the C.S.I. Sewer Committee has been unable to decide how to proceed, therefore he is suggesting that the C.S.I. Sewer project be referred to the Committee of the Whole Council for further discussion.

Resolution C050808

**Moved** by F. Bower and seconded by E. Nickerson that the C.S.I. Sewer Project be referred to the next Committee of the Whole Council meeting to be further discussed.

AFFIRMATIVE

Sterling Belliveau  
Fred Bower  
Donna LeBlanc-Messenger  
Sean Strang

NEGATIVE

Louise Halliday  
Eddie Nickerson  
Larry Stewart

Motion carried.

Street Lighting Policy

As a result of discussion of the Street Lighting Policy it is apparent that more flexibility is required in the policy. A proposed amendment was prepared and forwarded to members in advance to the meeting.

The proposed amendment is as follows:

It is proposed that the Street Lighting Policy be amended by inserting the following:

- "Street lights are to be paid for through the general tax rate for the following:
  - public and private road intersections,
  - public monuments, parks and walkways,
  - areas of public interest".

Notice of consideration of the above proposed amendments to the Street Lighting Policy is given tonight and proposed amendments will be considered by Council at their next meeting.

NEW BUSINESS

Consideration of Proposed Amendments to Arena Policy

Notice of consideration of amendments to the Arena Policy was given at the last meeting of Council. It is proposed that the Arena fees for use of the facility be amended as follows:

- Under the heading "Rental Rates (Non Ice Times)" the second sentence be amended by inserting the words "\$100.00 per hour or" after the words "rental rate of".

Resolution C050809

**Moved** by S. Strang and seconded by L. Halliday that proposed amendments to the Arena Policy

be approved as presented.

Motion carried unanimously.

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#### Tax Reduction Application

A request for tax reduction has been received from Mr. John Lore for his property at 5505 Upper Clyde Road. Mr. Lore experienced a fire on his property on May 25, 2005 and has made application for a tax reduction pursuant to Policy #46 "Tax Reduction Policy". The residential assessment on the property was \$76,600.00 and as a result of the fire the assessment has been reduced to \$20,300.00.

The proposed reduction in assessment will be \$54,800.00 and a corresponding reduction in taxes will be approximately \$590.00, plus the corresponding reduction in the area fire rate.

#### Resolution C050810

**Moved** by F. Bower and seconded by L. Halliday that the tax reduction application received from John Lore for his property located at 5505 Upper Clyde Road be approved, and that the corresponding amount of property taxes and area fire rates be reduced for the period from May 25, 2005 to March 31, 2006.

Motion carried unanimously.

#### Skateboard Facility

The Clerk informed members that funds were provided in the Municipal Budget for the development of a skateboard facility on Sherose Island. It is being suggested that we construct a facility 100 X 100 with an asphalt base in front of the existing tennis court on Sherose Island. If at some future date the facility is not being used for skateboarding then the site can be turned into a tennis court.

The Clerk informed members that he and Ray Green, Recreation Director, met with members of the Club last Thursday to discuss the development of a skateboard park, and in particular their commitment to raise funds.

#### Resolution C050811

**Moved** by L. Halliday and seconded by S. Strang that the Municipal Clerk give direction to the Skateboard Association to commence fundraising for equipment, and that members of the Skateboard Association meet with the Clerk and Recreation Director in September to report on their fundraising efforts, and a decision will be made at that time as to whether or not the Municipality will pursue this project.

Motion carried unanimously.

The Clerk informed members that the Barrington Passage Community Club may possibly have some funds available to contribute towards this project.

It was suggested that the proposed cost of the skateboard facility be further discussed by the Committee of the Whole Council at a future meeting.

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Draft Tenders Re: CED Centre/Library

Mr. Mark MacIsaac appeared before the meeting and presented final plans for the CED/Library Project.

Draft tenders have been prepared and it is proposed that tenders be called separately for site work, building and foundation, electrical and mechanical. Companies will be permitted to tender on one or more aspects of the project.

**Moved** by E. Nickerson and seconded by F. Bower that the Council go in Closed Session to discuss this matter in more detail.

**AFFIRMATIVE**

Eddie Nickerson

**NEGATIVE**

Sterling Belliveau

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Larry Stewart

Sean Strang

Motion defeated.

It was suggested that tenders be called as soon as possible and that they be opened at a Special Meeting of Council to be held on August 29, 2005. This Special Meeting of Council will be held prior to the Committee of the Whole Council meeting scheduled for that evening. Tenders will be opened at that meeting and turned over to the engineer for review and awarding the tender.

Resolution C050812

**Moved** by L. Stewart and seconded by F. Bower that the Municipality request four separate tenders for the CED Centre/Library project as outlined above and that costs for fencing and asphalt be obtained at a later date.

Motion carried unanimously.

Resolution C050813

**Moved** by E. Nickerson and seconded by F. Bower that tenders be invited from contractors in the Municipality of Barrington only subject to this course of action being legally acceptable as indicated by the Municipal Solicitor.

**AFFIRMATIVE**

Fred Bower

**NEGATIVE**

Sterling Belliveau



Louise Halliday  
Donna LeBlanc-Messenger  
Eddie Nickerson

Larry Stewart  
Sean Strang

Motion carried.

The Clerk informed members that he has received verbal notification that the deadline for the project completion has been extended to March 31, 2007.

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**Moved** by F. Bower and seconded by S. Strang that if the Municipal Solicitor advises against tenders being invited only from contractors within the Municipality of Barrington then the tender call be advertised on the Provincial Government website and in the local newspaper.

**Moved** by E. Nickerson and seconded by L. Halliday that the above motion be amended by removing “Provincial Government website”.

Deputy Warden Bower raised a Point of Order. He felt that this amendment changed the intent of the motion.

The Warden agreed that the amendment was in order.

The division was then taken on the amendment.

**AFFIRMATIVE**

Louise Halliday  
Donna LeBlanc-Messenger  
Eddie Nickerson  
Larry Stewart  
Sean Strang

**NEGATIVE**

Sterling Belliveau  
Fred Bower

Amendment carried.

The main motion as amended now reads as follows:

**Resolution C050814**

**Moved** by F. Bower and seconded by S. Strang that if the Municipal Solicitor advises against tenders being invited only from contractors within the Municipality of Barrington then the tender call be advertised in the local newspaper.

**AFFIRMATIVE**

Sterling Belliveau  
Fred Bower  
Louise Halliday  
Donna LeBlanc-Messenger  
Larry Stewart  
Sean Strang

**NEGATIVE**

Eddie Nickerson

Motion carried.

It was agreed that the tender packages be made available at the Municipal Office.

Resolution C050815

**Moved** by S. Strang and seconded by D. Messenger that a Special Meeting of Council be held on August 29, 2005 to open tenders prior to the meeting of the Committee of the Whole Council.

Motion carried unanimously.

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Resolution C050816

**Moved** by F. Bower and seconded by S. Strang that a 10% bid/project security be required.

AFFIRMATIVE

Sterling Belliveau

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Larry Stewart

Sean Strang

NEGATIVE

Eddie Nickerson

Motion carried.

Resolution C050817

**Moved** by F. Bower and seconded by E. Nickerson that the reference to safety certification in Item 18 of the draft tender documents be deleted.

Motion carried unanimously.

Resolution C050818

**Moved** by S. Strang and seconded by F. Bower that the engineer require a 2 inch insulated floor for the CED Centre/Library as per his recommendation.

Motion carried unanimously.

During discussion of this matter it was agreed that the pond be reduced to a size of approximately 150 feet along the highway with a depth of approximately 100 feet.

ADJOURNMENT

**Moved** by F. Bower that the meeting adjourn.

The meeting was adjourned at 10:00 p.m.

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\_\_\_\_\_ Warden

Clerk

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Secretary for the Meeting

**On website August 10, 2005.**

