

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, April 25, 2005.

ADDITIONS TO THE AGENDA

The Warden informed members that it is necessary to add the following two (2) items under correspondence:

- Lieutenant Governor's Medals
- VON

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

APPROVAL OF MINTUES

Moved by L. Stewart and seconded by S. Strang that the minutes of the Emergency Meeting of Council held March 21, 2005, and the Regular Council Meeting held April 11, 2005 be approved as circulated.

Motion carried unanimously.

NEW BUSINESS

Tim Hortons

David Arenburg and Cindy Stoddard of Tim Hortons appeared before the meeting. Mr. Arenburg provided an update on litter initiatives being taken by Tim Hortons, as well as steps being taken to recycle and compost Tim Hortons' cups. He indicated to members that Tim Hortons wants to be a part of the solution. More waste cans have been placed on Tim Hortons' property located in Barrington Passage, and youth have been hired to assist in keeping their property clean. For the last four years Tim Hortons has sponsored groups in the area such as Girl Guides, etc. to carry out cleanups in the area. Mr. Arenburg commended Council on their Community Litter Cleanup Program and presented Council with a cheque in the amount of \$2,000.00 to assist with the program.

Cindy Stoddard then addressed the meeting and informed members that participants of the Community Litter Cleanup Program will receive gloves, T-shirts and thank you letters which will entitle them to a hot beverage at Tim Hortons during the cleanup.

Mr. Arenburg and Mrs. Stoddard were thanked for appearing before Council and making their presentation.

The Clerk informed members that the Community Litter Cleanup Program commenced April 15, 2005, and to date 24.5 kilometers have been cleaned, and a total of 2,620 kilograms of waste has been collected.

Active School Communities

Mrs. Debbie Smith, Sport and Recreation; and Jennifer Spencer, Physical Activity Coordinator, appeared before the meeting and gave a brief report on the Active School Community's pilot project being held at ERMES.

As part of this program a Youth Action Team has been formed at B.M.H.S. Four members of the Action Team appeared before the meeting and explained the function of their Team. At the end of their presentation each member of Council was presented with a B.M.H.S. Youth Action Team T-shirt.

Presenters were thanked for appearing before Council and making their presentation.

Community Enhancements

Mr. Francis Perry, on behalf of the S.S.T., appeared before the meeting and made a request for Enhancement Funding for the new high school. He explained to members that the funding level for furnishings, fixtures, equipment and technology will be approximately two-thirds of the cost of a normal new school construction. This reduction in funding is due to the fact that approval was received at the time when the plan was to carry out a retrofit at B.M.H.S. The School Steering Team is contacting local councils and local businesses and groups in an attempt to get a little closer to the funding level of typical new school construction, enabling students to enjoy the equipment present in other similar schools.

The S.S.T. has provided a list of possible enhancements in order of priority:

1. Fence around the playing field, estimated cost \$15,000.00.
2. Music program enhancements (mainly instruments, room equipment) estimated cost \$49,000.00.
3. Equipment for Physical Education and Multipurpose Room, estimated cost \$30,000.00.
4. Score clock for gym, estimated cost \$10,000.00 to \$15,000.00.

Resolution C050422

Moved by L. Halliday and seconded by D. Messenger that the request from the S.S.T. be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Mr. Perry was then thanked for appearing before Council and making his presentation.

CLOSED SESSION OF COUNCIL

At 8:23 p.m. a Closed Session of Council was held to discuss the possible purchase of property.

At 8:55 p.m. the Regular Session of Council was called back to order.

MATTERS ARISING FROM THE MINUTES

Head for a Cure

The Clerk reported that correspondence has been received from the Town of Clark's Harbour advising that members of the Clark's Harbour Town Council will be participating in the Head for a Cure Camp Good Time fundraising event.

Councillors Matthew Swim and Russell Atkinson have agreed to have their heads shaved during the opening ceremonies of the Shelburne County Lobster Festival to raise money for this worthy cause. The Town Council has made a donation to the Head for a Cure Program in the amount of \$250.00 for each councillor. The Town is challenging Barrington Municipal Council to do the same. The Warden informed members that he, Councillor Nickerson and two Fire Chiefs from the area will be participating in the Head for a Cure fundraising event.

The Warden issued a challenge to fishermen and processors to donate the value of one lobster per fisherman to the Camp Good Time fundraising campaign.

It was noted that Councillor Nickerson will be away attending the FCM Conference on June 2, 2005, and therefore arrangements will be made for him to shave his head publicly sometime prior to his departure.

Resolution C050423

Moved by S. Strang and seconded by L. Stewart that Municipal Council donate \$250.00 for each councillor participating in the Head for a Cure.

Motion carried unanimously.

Eastlink Cable

Concern was expressed by members that the Eastlink cable technician was packed up and ready to leave when Council returned to their regular session of Council at 8:55 p.m.

The Warden informed members that prior to going into Closed Session, the technician had informed him that it is the policy of Eastlink Cable that should a Council go into Closed Session for longer than 10 minutes the technician may leave.

Resolution C050424

Moved by E. Nickerson and seconded by L. Halliday that a letter be written to Eastlink Cable questioning their policy and expressing Council's disappointment in the technician leaving in the middle of a meeting.

Motion carried unanimously.

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Barrington Municipal Council had previously changed their meeting night from Wednesday night to Monday night so that Eastlink Cable would be able to tape one meeting a month and have it subsequently broadcast on their network. The reason for this change in evening is because Eastlink broadcasts BINGO on Wednesday night and was unwilling to change the BINGO broadcast in order to televise the council broadcast. Eastlinks' commitment to televising significant community events is very questionable since their technician isn't able to stay even one evening in order to tape a council meeting. Certainly if the BINGO game on Wednesday night were interrupted, it is very doubtful that the technician would leave the BINGO game in the middle of it. It is very disconcerting to councillors that BINGO takes a higher priority to Eastlink than does Municipal Council.

C.S.I. Sewer Project

The Clerk informed members that at the February 14, 2005 Council meeting the following motion was tabled until a response had been received from the Department of Education regarding the on-site septic system proposed for the new school being constructed in Oak Park.

“Moved by L. Stewart and seconded by S. Strang that the consulting firm of ABL Environmental Ltd. be requested to provide an analysis of the cost of connecting approximately 75 sewer units in the North East Point area to the Barrington sewer system.”

This motion was brought forward since it is no longer the intention of the Municipal Council to continue with the proposed Oak Park Sewer Project.

Resolution C050425

Moved by L. Stewart and seconded by F. Bower that the above motion once again be tabled pending a response from the Town of Clark' Harbour as to whether they are willing to allow the Municipality to connect to their sewage treatment plant to provide services to some communities on Cape Sable Island.

Motion carried unanimously.

SPCA Contract

The Clerk informed members that the contract for pound services with the Yarmouth SPCA is due to expire on May 31, 2005. A previous motion was made for the Municipal Clerk to contact the Beulah Burman Memorial Animal Shelter to determine whether it would be possible for the Municipality to engage their services. Contact has been made with Mr. Alan Merritt, Municipal Clerk for the Municipality of Shelburne and he has indicated that at the present time the shelter is not active and he has no knowledge of when it will become active.

Moved by S. Strang and seconded by L. Stewart that the contract with the Yarmouth SPCA for pound services be renewed.

Resolution C050426

Moved by E. Nickerson and seconded by L. Halliday that the above motion be tabled until a written response is received from Mr. Alan Merritt regarding the future operation of the Beulah

Berman Memorial Animal Shelter in Shelburne.

Motion carried unanimously.

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Road Improvements

It was reported that a copy of a letter addressed to The Honourable Ronald Russell from the Warden of the Municipality of Shelburne has been received. The letter once again requested highway improvements.

CORRESPONDENCE

Tourism Destination Sign

A letter has been received from the Barrington Area Chamber of Commerce requesting the Municipality to have a big blue sign placed on the highway promoting this area as a tourism destination, similar to those located at Shelburne, Chester, Yarmouth and other locations.

Resolution C050427

Moved by E. Nickerson and seconded by F. Bower that the request from the Barrington Area Chamber of Commerce be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Salvation Army

It was reported that a letter has been received from the Salvation Army requesting Council to make a donation to their organization, and to also inform them of grants which may be available to them.

Resolution C050428

Moved by F. Bower and seconded by L. Stewart that the request from the Salvation Army be referred to the budget process.

Motion carried unanimously.

Request for Reference Letter

It was reported to members that Mr. Raymond Goodwin has requested a reference letter.

Resolution C050429

Moved by E. Nickerson and seconded by L. Halliday that more information be obtained before the request is considered.

Motion carried unanimously.

Resolution C050430

Moved by E. Nickerson and seconded by L. Stewart that the above motion be rescinded.

Motion carried unanimously.

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It was agreed by members that since the Warden has known Mr. Raymond Goodwin for many years that he provide a letter of reference to Raymond Goodwin, as Warden of the Municipality, if he so wishes.

Notice Re: Service Nova Scotia

The Minister of Service Nova Scotia and Municipal Relations is required to provide the UNSM with notice twelve (12) months prior to any legislation, regulation or administrative action undertaken by the Province, which either decreases Municipal revenues or increases Municipal expenditures.

Such notice has now been received by the UNSM for the 2006/2007 fiscal year. Areas identified in the notice are as follows:

- Equalization/NSPI Agreement
- Water and Wastewater Facility Regulations regarding Operator Certificate Renewal Fee and new Continuing Education Requirements for Operators.
- Introduction of Regulatory Requirements Pursuant to the Building Code Act.
- Crown Land Lease Rate for Municipalities will be increased.
- Nova Scotia Liquor Commission Grant in Lieu of Taxes.

The UNSM is currently reviewing the notice and determining the impact of each clause.

B.M.H.S.

The Clerk informed members that a response has now been received from Phil Landry regarding the turnover of the Barrington Municipal High School. Mr. Landry has advised that the Board will look at transferring the old school back to the Municipality once the new high school is opened.

Resolution C050431

Moved by E. Nickerson and seconded by S. Strang that the above matter be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

Lieutenant Governnor's Medals

It was reported that correspondence has been received from the Department of Education inviting councillors to attend a presentation by the Lieutenant Governor of the Lieutenant Governors Medals to winners of the Tri-County Regional School Board. These medals are awarded to Grade XI students on the basis of academic performance and demonstrated qualities of leadership and service in the school and community. The presentation ceremony will take place at the Shelburne Regional High School on Monday, June 6, 2005, beginning at 2:00 p.m.

Resolution C050432

Moved by L. Halliday and seconded by S. Strang that Councillor Stewart attend the presentation if he is available, and that all expenses be paid by the Municipality. If Councillor Stewart is unavailable to attend then a staff member will attend in his place.

Motion carried unanimously.

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VON

It was reported that a copy of a letter has been received from the Municipality of the District of Yarmouth addressed to The Honourable Angus MacIsaac. The letter is requesting the Province to provide adequate financial assistance to the Victoria Order of Nurses so that they may carry out their very important work.

Resolution C050433

Moved by F. Bower and seconded by S. Strang that the letter regarding the VON be referred to the budget process.

Motion carried unanimously.

REPORT OF WARDEN

The Warden reported that there were no outside meetings held since the last meeting.

COMMITTEE REPORTS

Hiring Committee

Property Service Supervisor

Resolution C050434

Moved by L. Halliday and seconded by S. Strang that the position of Property Services Supervisor be offered to Mr. Brian O'Connor at a rate of \$38,828.00, upon a satisfactory report from his references.

AFFIRMATIVE

NEGATIVE

Sterling Belliveau

Larry Stewart

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Larry Stewart

Sean Strang

Motion carried.

Property Services Labourer

Resolution C050435

Moved by L. Halliday and seconded by E. Nickerson that since no satisfactory application has been received internally for the vacant position of Property Services Labourer, that the position be advertised externally by the Municipality.

Motion carried unanimously.

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S.S.T. Committee

Councillor Louise Halliday provided a brief report on the last meeting of the School Steering Team.

Climate Change Workshop

Councillor Halliday informed members that she, Councillor Messenger and the Clerk, attended the Climate Change Workshop held in Yarmouth on April 15, 2005. She provided a brief report on the workshop.

Continuing Care Steering Committee

Councillor Messenger provided a brief update on the last meeting of the Continuing Care Steering Committee.

Planning Advisory Committee

Blair Brown Letter Concerning Property at Barrington Passage

Resolution C050436

Moved by D. Messenger and seconded by S. Strang that the Municipality respond to Mr. Browns's letter concerning his property in Barrington Passage informing him that this is a civil matter between himself and the owner of the adjacent property and must be addressed by the two of them. There are no Municipal By-laws requiring the adjacent property owner to maintain the retaining wall on his property.

Motion carried.

AFFIRMATIVE

Sterling Belliveau

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Sean Strang

NEGATIVE

Eddie Nickerson

Larry Stewart

Motion carried.

Coastal Wetlands Amendments Resulting from Public Participation Meeting

Resolution C050437

Moved by D. Messenger and seconded by F. Bower that:

WHEREAS the Planning Advisory Committee has completed the Public Participation Program required to amend the Municipal Planning Strategy and Land Use By-Law;

AND WHEREAS attached are the minutes of the Public Participation Meeting held April 21, 2005 constituting the required written report of the view of the public to Council as expressed at the Public Participation Meeting;

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THEREFORE it is recommended that Council proceed to give notice of intention to adopt and set a public hearing date for consideration of amendments to the Municipal Planning Strategy and Land Use By-Law permitting single detached dwellings, tourist cabins and other tourist accommodations in the Coastal Wetlands Zone.

Motion carried unanimously.

Wind Turbine Generators

Resolution C050438

Moved by D. Messenger and seconded by S. Strang that information identifying bird migration paths and routes within the Municipality of Barrington be requested from the Canadian Wildlife Service and the Department of Natural Resources, and that further consideration of this amendment be deferred until this information has been obtained.

Motion carried unanimously.

Volunteer Dinner

Deputy Warden Bower informed members that he attended the Volunteer Dinner held on April 18, 2005.

Committee of the Whole

Interview Re: Noise Problem

It was reported that Mr. Gary Goreham and Mr. Mark MacKenzie appeared before the Committee of the Whole to express their concerns that the parking lot in front of Causeway Interiors is being frequented by youth in the area who are driving cars and trucks in and out of the parking lot on a regular basis, both during the day and during the evenings. Concern was expressed regarding the noise from squealing tires and from the youth congregating in the area.

Resolution C050439

Moved by F. Bower and seconded by D. Messenger that the local R.C.M.P. Detachment be advised of the situation, in writing, and be requested to adequately address this situation and to inform Citizens on Patrol so that they may increase their vigilance of the area.

Motion carried unanimously.

Mowing of Municipal Property

Resolution C050440

Moved by F. Bower and seconded by S. Strang that the Municipality continue with contracting out the mowing of Municipal properties as in the two previous years to Green Flamingo Landscaping until Municipal personnel and equipment are available to take over this task.

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AFFIRMATIVE

Fred Bower

Louise Halliday

Donna LeBlanc-Messenger

Eddie Nickerson

Larry Stewart

Sean Strang

NEGATIVE

Sterling Belliveau

Motion carried.

It was noted that Green Flamingo Landscaping has agreed to carry out the mowing at the same price charged last year.

Barrington Regional Curling Club Request

Resolution C050441

Moved by F. Bower and seconded by D. Messenger that an agreement for use of chairs and tables by the Barrington Regional Curling Club be prepared and forwarded to the Curling Club for signing so that they may have the use of the chairs and tables as required, providing that:

1. Chairs are returned to the Arena by the Curling Club on Monday prior to the Graduation so that they can be used for the Graduation.
2. That the Curling Club will return the chairs and tables in the event that the Arena should be able to attract an event requiring a significant number of chairs and tables during the course of the summer.

Motion carried unanimously.

Lands of Rupert Cunningham

Resolution C050442

Moved by F. Bower and seconded by S. Strang that the Municipal Solicitor be advised to inform the Nova Scotia Department of Natural Resources that the Municipality will not participate in paying the Province anything towards the purchase price of the lands of Rupert Cunningham at The Hawk.

Motion carried unanimously.

Multicultural Association

Resolution C050443

Moved by F. Bower and seconded by D. Messenger that the Multicultural Association of Nova Scotia be invited to make a presentation to Council at a future Council meeting.

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AFFIRMATIVE

Sterling Belliveau

Donna LeBlanc-Messenger

Eddie Nickerson

Larry Stewart

Sean Strang

NEGATIVE

Fred Bower

Louise Halliday

Motion carried.

Riverside Park

Resolution C050444

Moved by F. Bower and seconded by S. Strang that the Municipality respond to the request of Lillian Scott-Perry indicating that Riverside Park, being a privately owned property, cannot be suitably developed by the Municipality.

Motion carried unanimously.

Island Electric Property

Resolution C050445

Moved by F. Bower and seconded by L. Halliday that the Municipality advertise for sale the property formerly owned by Island Electric Limited, in North East Point, which was purchased at Tax Sale on September 20, 2004, for which the Municipality has no discernable use.

Motion carried unanimously.

Municipal Property - Island

Resolution C050446

Moved by F. Bower and seconded by L. Halliday that the Municipality advertise for sale a small island adjacent to Vigneau Island, in Cockerwit Passage off Forbes Point, for which the Municipality has no discernable use.

AFFIRMATIVE

Sterling Belliveau

NEGATIVE

Fred Bower

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

Motion carried.

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Grading of Roads

Resolution C050447

Moved by F. Bower and seconded by S. Strang that correspondence be sent to the Supervisor of at the Department of Transportation Office in Shelburne requesting that the following roads be graded:

- Goose Lake Road
- Ponds Cemetery Road in Port LaTour
- Lighthouse Road in Baccaro
- Old School House Road in Baccaro
- Blanche Road

Motion carried unanimously.

Anthony Properties Limited Correspondence

Resolution C050448

Moved by F. Bower and seconded by L. Halliday that a letter of response be sent to Mr. Anthony indicating that the Municipality will continue to try to attract doctors to the Municipality and the Community Health Centre, and to also inform him that the Municipality did not ask Dr. Mikhail, either through the councillors or members of the Community Health Care Advisory Committee or staff, to move from his present location to the Community Health Centre and will not be aggressively pursuing such a move in the future. Mr. Anthony will also be informed that the Municipality would consider a move by Dr. Mikhail if the move is initiated by Dr. Mikhail, but not by the Municipality.

Motion carried unanimously.

Waterfront Development

Councillor Nickerson informed members that the gazebo at McGray Avenue is currently under construction.

Team Shelburne

Councillor Stewart informed members that the Salt Fish Report is now public information. Based on the report, it was agreed that decreasing employment in the salt fish processing industry in Shelburne County should be a priority of Team Shelburne County.

CONTINUATION OF NEW BUSINESS

Hiring Committee Meeting Re: Summer Staff

The Clerk informed members that it is necessary for the Hiring Committee to meet to interview summer staff. It was agreed that this meeting be held on May 3, 2005 and will commence at 7:00 p.m.

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Computer Tenders

The Clerk informed members that tenders for the purchase of seven (7) computers were invited from five (5) suppliers in the area and all five suppliers have responded.

The tenders were opened by the Warden and were as follows:

- Cyber Geek Computer Solutions	\$6,993.00, plus H.S.T.
- Wilson's Home Furniture/Radio Shack Division	\$7,279.23, plus H.S.T.
- Blair's Computer Service	\$9,345.00, plus H.S.T.
- Swaine's Computer Solutions	\$7,349.93, plus H.S.T.
- Ocean Computer Centre Ltd.	\$8,959.93, plus H.S.T.

Resolution C050449

Moved by E. Nickerson and seconded by F. Bower that the Municipal Clerk summarize the tenders and the information be presented at the next meeting of Council.

Motion carried.

AFFIRMATIVE

Sterling Belliveau
Fred Bower
Louise Halliday
Donna LeBlanc-Messenger
Eddie Nickerson
Sean Strang

NEGATIVE

Larry Stewart

Motion carried.

Dangerous and Unsightly Premise

The Clerk informed members that the property owned by the Shag Harbour Amateur Athletic Association is in a dangerous and unsightly condition. The canteen on the property has broken windows, no doors, and there is evidence of fire damage inside. There is also a dugout located on the property which needs the roof replaced. Numerous attempts have been made to contact

the individuals responsible for the property, without success. On March 16, 2005 registered letters were sent to all individuals listed as Directors of the Shag Harbour Amateur Athletic Association. A number of the individuals have contacted us and advised that they are no longer involved with the Association.

The property was once again inspected by the By-Law Enforcement Officer on April 22, 2005, and at that time no work had been done to correct the dangerous and unsightly condition of the property.

It is now the recommendation of the Municipal Clerk that Municipal Council issue an Order requiring the Shag Harbour Baseball and Recreational Association/Shag Harbour Amateur Athletic Association to take steps to address the dangerous and unsightly condition of their property. Failure to comply with the requirements of the Order within thirty (30) days will result in the Municipality carrying out the work and the cost of so doing will be added to their tax account.

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Resolution C050450

Moved by L. Halliday and seconded by F. Bower that Council issue an Order requiring the Shag Harbour Baseball and Recreational Association/Shag Harbour Amateur Athletic Association to take steps to address the dangerous and unsightly condition of their property located at Shag Harbour.

Motion carried unanimously.

Consideration of Proposed Amendments to Policy No. 51

At the last meeting of Council notice was given that consideration of amendments to Policy No. 51 would be considered tonight. It is proposed that Policy No. 51 "Community Litter Cleanup Incentive Program Policy be revised by deleting the current rate paid and inserting the words "a rate to be determined by Council".

Resolution C050451

Moved by E. Nickerson and seconded by S. Strang that Policy No. 51 "Community Litter Cleanup Incentive Program Policy" be revised by deleting the current rate paid and inserting the words "a rate to be determined by Council".

Motion carried unanimously.

CLOSED SESSION OF COUNCIL RE: CONTRACT NEGOTIATIONS

The Regular Session of Council was then called back to order.

ADJOURNMENT

Moved by F. Bower that the meeting adjourn.

The meeting was adjourned at 11:05 p.m.

Warden

Clerk

Secretary for the Meeting

On Website, April 27, 2005

