

## COMMITTEE OF THE WHOLE COUNCIL MEETING

April 3, 2006

The meeting was called to order by the Chairman at 7:00 p.m., in the Conference Room, in the Administrative Centre, in Barrington, N.S., with the following members present:

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

Absent was Deputy Warden Fred Bower.

- Brian Holland, Municipal Clerk

### ADDITIONS TO THE AGENDA

The following items were added to the agenda:

- Safe Grad Request.
- Budget Presentations.
- Destination South West Nova Scotia.
- Training - Old Post Road.

### APPROVAL OF AGENDA

**Moved** by S. Strang and seconded by L. Stewart that the agenda be approved as amended.

Motion carried unanimously.

### APPROVAL OF MINUTES

**Moved** by S. Strang and seconded by L. Stewart that the minutes of the last previous meeting held March 20, 2006 be approved as circulated.

Motion carried unanimously.

### SPRUCE DRIVE UPGRADE

Mr. Jim Nickerson, the Developer of Spruce Drive Subdivision, and Mr. Stephen Devine, a resident of Spruce Drive, appeared at the meeting for the purpose of hearing the discussion regarding the request to upgrade the road at Spruce Drive.

There then followed much discussion regarding the upgrade of the road and process that should be followed in upgrading.

It was generally agreed that the cost of upgrading the road would need to be obtained first before any decisions may be made. It would be necessary for the Municipality to obtain the estimate of the cost of upgrade from an engineering consultant at municipal expense.

Resolution COW060401

**Moved** by L. Stewart and seconded by E. Nickerson that it be recommended to Council that the Municipality hire an engineer to develop a plan for the upgrade of the private road portion of Spruce Drive and provide estimates for the cost of upgrading this road.

Motion carried unanimously.

Having completed their discussion of this matter, Mr. Nickerson and Mr. Devine then retired from the meeting.

BLACK WATCH PAINTBALL REQUEST

A copy of a request from Black Watch Paintball was circulated to all members for their information and consideration. In this request, Dana and Carrie Dawn Weeks, who are the owners of Black Watch Paintball, are requesting that the Municipality lease a portion of land to them at Goose Lake. The proponents wish to lease approximately six (6) acres of land at the gravel pit on the left going in the Goose Lake Road. The area leased would be approximately 500 ft. by 700 ft. that would be used for the purposes of a paintball field.

The proponents have been trying to organize paintball in this area for some time. They wish to use the leased property to provide a regulated location for paintball enthusiasts. The paintball activities on this property will be supervised by the proponents. The proponents are willing to provide insurance and fulfill any insurance requirements of the Municipality. A temporary building would be installed on the property and removed when the paintball operation is also removed from the property. Both of the proponents indicated they are trained in First Aid and CPR. A copy of the proposed rules for this facility and their insurance application was provided to the Municipal Clerk.

Resolution COW060402

**Moved** by E. Nickerson and seconded by D. Messenger that it be recommended to Council that Municipal Staff develop an agreement for the lease of Municipal property at Goose Lake for the use of Black Watch Paintball which is owned by Dana and Carrie Dawn Weeks as a paintball facility.

Motion carried unanimously.

Having completed their discussion of this matter, the Weeks then retired from the meeting.

TRI COUNTY HOUSING AUTHORITY APPOINTMENT

Members were informed that as yet no proposed representatives have been indicated by councillors to represent the Municipality on the Tri County Housing Authority.

It was the consensus of members that this matter be deferred to a later meeting of committee.

WIND TURBINE GENERATOR

Members were informed that the Clerk had met with a second company proposing to develop wind turbine generators at Sherose Island. The Second Source Power Company provided an estimate of placing two (2) wind turbine generators at Sherose Island. Further information is being sought through Jason Hollett at the South West Shore Development Authority's Energy Office in order to determine if there is assistance available with the cost of establishing wind turbine generators at this location. When further information is available it will be brought forward to the committee.

PROPOSED AMENDMENT TO SECTION 10 OF POLICY 8 "ANNUAL REMUNERATION AND EXPENSES FOR COUNCILLORS, STAFF AND OTHERS"

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It is proposed that Section 10 be amended to indicate a specific dollar allowance, per day, for each meal paid for by Municipal councillors, staff and other employees. The proposed amounts are:

- \$15.00 for breakfast
- \$20.00 for lunch
- \$25.00 for dinner, including tips

Receipts will be necessary. The amounts that are specified are maximum amounts. Payment will only be made up to the amount of the receipt, or the maximum, whichever is the least, and in no case will the cost of alcoholic beverages be paid for by the Municipality. This proposal is being made in order to set a uniform standard for payment of meals while on municipal business.

**Moved** by L. Stewart and seconded by E. Nickerson that the proposed amendments be approved with no requirement being made for receipts.

AFFIRMATIVE

Eddie Nickerson  
Larry Stewart

NEGATIVE

Sterling Belliveau  
Louise Halliday  
Donna LeBlanc-Messenger  
Sean Strang

Motion defeated.

**Moved** by E. Nickerson and seconded by S. Strang that the Clerk obtain comparable information from the Town of Yarmouth, Municipality of Yarmouth, Municipality of Argyle, Town of Shelburne, Municipality of Shelburne and Municipality of Clare, indicating the amounts these municipal units pay for meals consumed while on municipal business.

Resolution COW060403

**Moved** by S. Strang and seconded by L. Halliday that this motion be tabled to provide for consideration of another motion.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Sterling Belliveau	Eddie Nickerson
Louise Halliday	Larry Stewart
Donna LeBlanc-Messenger	
Sean Strang	

Motion carried.

**Moved** by S. Strang and seconded by L. Halliday that council members and staff be provided with an allowance of \$60.00 per day with receipts required.

**Moved** by S. Strang and seconded by E. Nickerson that the previous motion be amended to include that no payment for any one meal will be for more than \$25.00.

The amendment was then voted on.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Sean Strang	Sterling Belliveau
	Louise Halliday
	Donna LeBlanc-Messenger
	Eddie Nickerson
	Larry Stewart

Motion defeated.

The division was then requested on the original motion.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Donna LeBlanc-Messenger	Sterling Belliveau
Larry Stewart	Louise Halliday
Sean Strang	Eddie Nickerson

Since the division resulted in a tie the motion was defeated.

The division was then requested on the deferred motion requesting information from other municipal units.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Louise Halliday	Sterling Belliveau
Donna LeBlanc-Messenger	Larry Stewart
Eddie Nickerson	Sean Strang

Since the division resulted in a tie the motion was defeated.

Resolution COW060404

**Moved** by E. Nickerson and seconded by S. Strang that the proposed amendments to Section 10 of Policy No. 8 be deferred to the next meeting of committee for further consideration.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Sterling Belliveau	Sean Strang
Louise Halliday	
Donna LeBlanc-Messenger	
Eddie Nickerson	
Larry Stewart	

Motion carried.

PROPOSED AMENDMENTS TO ARTICLE 26 OF THE PERSONNEL POLICY

It is proposed that Article 26 be amended in order to more clearly define what assistance will be made to employees for the purchase of steel-toed shoes and boots. It is proposed that the bullets in Article 26 be amended to read:

- "hard hats, coveralls of a uniform color, any other protective clothing as deemed necessary by the Clerk"; and that the following paragraph be added
- "The employer agrees to reimburse the cost of one (1) pair of steel-toed shoes, up to a maximum of \$100.00 per twelve (12) month period."

Resolution COW060405

**Moved** by S. Strang and seconded by D. Messenger that notice be given at the next subsequent Council meeting of the proposed amendments to Article 26.01 of the Personnel Policy.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Louise Halliday	Sterling Belliveau
Donna LeBlanc-Messenger	Larry Stewart
Eddie Nickerson	
Sean Strang	

Motion carried.

REHAB RELOCATION

Correspondence has been received from the Roseway Hospital Charitable Foundation. In this correspondence it is indicated that the municipal units are being requested to raise 20% of the cost of the total expenditure for the relocation of Rehab Services at Roseway Hospital. This results in the total being raised from municipal units being \$30,000.00.

It is expected that each of the municipal units will provide approximately \$2.00 per capita toward this project. This information is being provided to councillors for their consideration. The

request was previously referred to the budget process by Council.

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#### SURPLUS FEDERAL PROPERTY IN WOOD'S HARBOUR

Correspondence has been received from Public Works and Government Services Canada indicating that they have a surplus federal property located in Lower Wood's Harbour. This property is being offered to the Municipality. The Municipality may purchase it at fair market value from the Federal Government if the Province does not wish to have it. This property is a small building that housed the electrical facilities for a lighthouse in Wood's Harbour. It is no longer required as the lighthouse is now powered by solar panels.

#### Resolution COW060406

**Moved** by E. Nickerson and seconded by S. Strang that it be recommended to Council that Public Works and Government Services Canada be informed that the Municipality has no interest in obtaining the surplus federal property located in Lower Wood's Harbour, PID #80010812.

Motion carried unanimously.

#### FINANCIAL ASSISTANCE REQUEST

Correspondence has been received from Marie Gauthier. Marie Gauthier is the parent of Justin Gauthier, who is a disabled athlete who is taking part with the Canadian Team, Canadian Standing Amputee Ice Hockey Tournament, being held in Prague, Czechoslovakia. This correspondence is requesting donations toward the cost of paying for the trip for this young gentleman to attend this tournament.

#### Resolution COW060407

**Moved** by S. Strang and seconded by L. Halliday that it be recommended to Council that the Municipality deny this request for support as it is not the practice of the Municipality to provide funding for sports teams and participants, locally, or from outside the Municipality.

Motion carried unanimously.

#### COMMERCIAL ACTIVITY ON MUNICIPAL PROPERTY BY-LAW

This by-law was referred to the committee by Council during second reading.

There followed much discussion regarding the implementation of this by-law and the use of municipal property for commercial activity.

No motions were made regarding the by-law. It will be returned to Council for consideration in second reading.

RECREATION DIRECTOR

Prior to the meeting members were provided with a recommendation from the Municipal Clerk for a job description for the Recreation Director, and also the wage scale for the Recreation Director.

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It is suggested that a new Recreation Director be hired by October 1, 2006 so that this individual would be able to work with the present Recreation Director for a period of two months prior to his retirement. In this way a new Recreation Director will become familiar with the people who are involved in providing recreation programs in the Municipality, and will also become familiar with the current programs that are in place. It is also recommended that the wage scale be broadened to cover the range \$31,000.00 to \$41,000.00 so that more flexibility is provided in hiring a new Recreation Director.

**Moved** by S. Strang and seconded by L. Halliday that it be recommended to Council that the Recreation Director's job description be approved, that the Municipality advertise for a new Recreation Director at an appropriate time so that hiring can be done by October 1, 2006.

Resolution COW060408

**Moved** by E. Nickerson and seconded by L. Stewart that the previous motion be amended to include, that paragraph 6 in the job description, under "Records and Reports", have the words "approval by the Clerk-Treasurer and" deleted. The amended paragraph 6 will then read: "Prepare an annual budget for submission to Council."

The division was then requested on the amendment.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Louise Halliday	Sterling Belliveau
Donna LeBlanc-Messenger	Sean Strang
Eddie Nickerson	
Larry Stewart	

Motion carried.

The division was then taken on the original motion as amended, and reads as follows:

Resolution COW060409

Moved by S. Strang and seconded by L. Halliday that it be recommended to Council that the Recreation Director's job description be approved to include that paragraph 6 in the job description, under "Records and Reports", have the words "approval by the Clerk-Treasurer and" deleted. The amended paragraph 6 will then read: "Prepare an annual budget for submission to Council." The Municipality will advertise for a new Recreation Director at an appropriate time so that hiring can be done by October 1, 2006.

<u>AFFIRMATIVE</u>	<u>NEGATIVE</u>
Louise Halliday	Sterling Belliveau
Donna LeBlanc-Messenger	Sean Strang
Eddie Nickerson	
Larry Stewart	

Motion carried.

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#### FEES FOR HOUSEHOLD HAZARDOUS WASTE

The Schedule of Fees for Household Hazardous Waste was provided to members for their approval. It is being suggested by the C & D Landfill Manager that household hazardous waste fees be established at the rate of \$1.00 per item, and that containers having more than one (1) gallon of liquid would be charged \$1.00 per gallon. It is also proposed that propane tanks be accepted at a fee of \$5.00 per 20 lb. tank. These fees will be put in place for non residents of the Municipality only. Residents of the Municipality and the Town of Clark's Harbour will not be charged for disposal of household hazardous waste at the depot at the C & D Landfill Site.

**Moved** by L. Stewart and seconded by E. Nickerson that it be recommended to Council that the fees for the Household Hazardous Waste Depot be:

1. \$1.00 per item
2. \$1.00 per gallon for containers having more than one (1) gallon
3. \$5.00 per 20 lb. propane tank.

Motion carried unanimously.

#### WHARF AT NORTH EAST POINT

Members were informed regarding the current status of a wharf located at McGray Avenue on North East Point. Efforts are being made to have this wharf removed through discussion with the owner and with the Department of Natural Resources. At the present time the owner does not wish to have the wharf removed. Further information is being obtained through the Department of Natural Resources and they are being requested to address the unsafe condition of the wharf as it has not been kept in good repair and is no longer usable.

#### GOVERNANCE STUDY

A lengthy discussion followed regarding the municipality's endorsement of the proposed Governance Study for Team Shelburne. Much discussion centered around the proposed voting power of the Board of Directors of this body and the constitution of the Board of Directors.

No definitive motions were made by councillors at this time. It is being requested by the Chair of Team Shelburne that the Governance Study be approved by councillors and returned to the Team Shelburne meeting to be held on April 12, 2006. In order to do this the Governance Study will be brought forward to the Council meeting of April 10, 2006.

#### LEAVE OF ABSENCE



The Warden informed members that he had received a call from a constituent in District 4 who is concerned with the lack of representation by his councillor who had requested a leave of absence.

There then followed some discussion of this matter by councillors.

No definitive action was recommended.

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#### CLOSED SESSION

The committee then entered into Closed Session for the purpose of discussing the sale of municipal property and also for the purpose of discussing a personnel matter.

Members then returned to Open Session at approximately 11:45 p.m.

After returning to Open Session the following motion was made:

#### SALE OF MUNICIPAL PROPERTY TO YARMOUTH AREA INDUSTRIAL COMMISSION

##### Resolution COW060410

**Moved** by D. Messenger and seconded by L. Halliday that it be recommended to Council that the Municipality sell 300 acres of Municipal property, located along Highway 103 near Clyde River, to the Yarmouth Area Industrial Commission, at the appraised value of \$66,000.00, for the purpose of industrial development, and that a letter be provided to the Yarmouth Area Industrial Commission confirming that this property will be sold to them, and providing them with an option to buy additional property should further industrial development occur at a later date.

Motion carried unanimously.

#### ADJOURNMENT

**Moved** by E. Nickerson that the meeting adjourn at 11:49 p.m.

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Chairman

Secretary for the Meeting

**On website April 5, 2006.**

