

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers in the Administrative Centre, in Barrington, N.S., on Monday, May 11, 2009.

The meeting was called to order by the Warden at 7:00 p.m.

### ROLL CALL

The Clerk reported that all councillors representing all districts of the Municipality were present with the exception of District 6 which is currently vacant due to the recent resignation of Councillor Sean Strang.

- Warden Louise Halliday
- Deputy Warden Donna LeBlanc-Messenger
- Councillor George El-Jakl
- Councillor Shaun Hatfield
- Councillor Cecil O'Donnell
- Councillor Cathy Stoddard
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

### DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

### APPROVAL OF MINUTES

**Moved** by C. Stoddard and seconded by G. El-Jakl that the minutes of the last meeting held April 27, 2009 be approved as circulated.

Motion carried unanimously.

### MATTERS ARISING FROM THE MINUTES

#### Deferred Motion Re: C.S.I. Sewer

The Clerk reported that the following motion was deferred at the last meeting of Council:

*“Moved by S. Hatfield and seconded by C. O’Donnell that consideration be given to property owners who have installed a new on-site sewage disposal system within the last five years being exempt from hooking up to the C.S.I. sewer system for ten (10) years.”*

#### AFFIRMATIVE

Shaun Hatfield

#### NEGATIVE

George El-Jakl  
Louise Halliday  
Donna LeBlanc-Messenger  
Cecil O’Donnell  
Cathy Stoddard

Motion defeated.

The Clerk reported that the following motion was also deferred at the last meeting of Council.

*“Moved by S. Hatfield and seconded by C. O’Donnell that consideration be given to taxpayers receiving the low income property tax exemption being waived the sewer service charge for the first year of operation of the C.S.I. sewer system.”*

**AFFIRMATIVE**

Shaun Hatfield

**NEGATIVE**

George El-Jakl

Louise Halliday

Donna LeBlanc-Messenger

Cecil O’Donnell

Cathy Stoddard

Motion defeated.

**Year of the Lobster**

The Clerk reported that the following motion was deferred at the last meeting of Council:

**Resolution C090501**

*“Moved by G. El-Jakl and seconded by D. Messenger that the Province be asked to declare December 2009 as the Month of the Lobster.”*

Motion carried unanimously.

The Clerk informed members that correspondence has been received from the Town of Hantsport, Town of Amherst, and the Municipality of St. Mary’s supporting Council’s efforts to have 2009 declared as the *Year of the Lobster*.

**Lobster Festival**

The Clerk informed members that correspondence has been received from the Minister of Fisheries and Oceans advising that she will be unable to attend the Official Opening of the upcoming Lobster Festival.

Correspondence has also been received from the Office of the Premier advising that he will also be unable to attend the Official Opening of the Lobster Festival.

Upper Clyde Road

The Clerk informed members that the Area Supervisor for the Department of Transportation has responded to our letter dated April 29, 2009 regarding concerns raised by Mr. Jamieson relating to the condition of the Upper Clyde Road. The Area Supervisor has advised of the following:

- no such schedule for grading and chloride
- grade when needed
- only one complaining recently is Mr. Jamieson
- Mr. Jamieson has contacted the Minister and Greg Newell and they have both responded to him
- will be adding gravel on road near Fred Hemeons' residence
- D.O.T. spends more money on this road than other roads in the County
- no plans for vehicle count - D.O.T. is aware that there is a significant traffic flow and more in summer and on weekends

Anonymous Complaint Re: On-Site Sewer

The Clerk informed members that the anonymous complaint received that there is a house in North East Point across from the residence of Peter Weeks which has a septic system under the house has been referred to the Department of Environment. The Department of Environment have now advised that they have visited the area but due to insufficient information being provided they are unable to investigate the matter further.

Community Development Trust Application

The Clerk informed members that correspondence has been received from the Minister of Economic and Rural Development, Murray Scott, advising that the Barrington Business Park Project does not fit the mandate or objective of the Community Development Trust.

Resolution C090502

**Moved** by S. Hatfield and seconded by D. Messenger that a letter be forwarded to the Minister requesting clarification, and stating that the Municipality feels that the project does fit within the mandate and objective of the Community Development Trust.

Motion carried unanimously.

Physician Recruitment

The Clerk informed members that a copy of a letter has been received from the Municipality of Shelburne addressed to the Chair of the Physician Recruitment Committee. The letter advised that the Municipality of Shelburne:

- (a) continue support in principle for the Physician Recruitment Committee development of a medical clinic,
- (b) funding be based on a proportion of population of the five municipal units in Shelburne County,
- (c) a staff report be prepared on funding to be provided only after further MDS consideration of the overall project, its cost and objectives;
- (d) favourably consider \$6,200.00 for detail design of the medical clinic in the 2009/2010 budget.

Fire Services

In advance to the meeting each member was provided with a copy of a letter addressed to Tom Bremnar, President, Fire Service Association of Nova Scotia, from the Minister of Labour and Workforce Development. The letter advised that the government is currently working with volunteers with respect to the recruitment and retention of fire fighters and that the Province has a history of supporting the work of the volunteer fire departments through funding. The letter further advised that a committee will be formed to review questions raised by the Fire Service Association of Nova Scotia.

PROCLAMATIONS

International Day Against Homophobia

The Warden informed members that correspondence has been received from the Tri-County Rainbow Youth requesting Council to declare International Day Against Homophobia and to raise the rainbow flag on one of the Municipality's flag poles. The Warden then read the following proclamation:

**WHEREAS** the *Canadian Charter of Right and Freedoms* recognizes that no discrimination on the basis of sexual orientation shall be made;

**WHEREAS** Nova Scotia is a society open to everyone, including the Gay, Lesbian, Bisexual and Transgender Communities;

**WHEREAS** homophobia remains present in society despite efforts to the contrary;

**WHEREAS** there is a widespread general agreement opposing discrimination and more specifically homophobia and anti-LGBT violence;

**WHEREAS** May 17 is the *International Day Against Homophobia*;

**WHEREAS** May 17, 2009, shall be the *International Day Against Homophobia*;

**WHEREAS** there is reason to endorse the efforts of both Fondation Emergence and Tri-County Rainbow Youth in holding this day;

After having received no objection to the proclamation, the Warden declared May 17, 2009 as International Day Against Homophobia in the Municipality of Barrington.

Resolution C090503

**Moved** by S. Hatfield and seconded by C. O'Donnell that the Tri-County Rainbow Youth be advised that Council has supported their proclamation, but due to Municipal policy will be unable to act on their request to fly the rainbow flag.

Motion carried unanimously.

National Hunger Awareness Day

The Warden informed members that Feed Nova Scotia is requesting Council to consider declaring June 2, 2009 as National Hunger Awareness Day in the Municipality of Barrington. The Warden read the draft proclamation provided by Feed Nova Scotia.

**WHEREAS** addressing the food security needs of children, youth and families today is fundamental to the future of the Municipality of Barrington;

**WHEREAS** the need for comprehensive, coordinated emergency food programs place upon our community a critical responsibility;

**WHEREAS** it is appropriate that a day should be set apart each year for the direction of our thoughts towards the health and well-being of hungry Canadians;

**WHEREAS FEED NOVA SCOTIA**, through its unique approach to providing emergency food supplies, is effectively caring for the needs of hungry children, youth, and families in our community;

**NOW, THEREFORE, I**, Louise Halliday, do hereby proclaim June 2, 2009, to be the Municipality of Barrington's National Hunger Awareness Day and urge our citizens and all agencies and organizations interested in meeting the needs of hungry people to unite on that day in observance of such exercises as will acquaint the people of the Municipality of Barrington with the fundamental necessity to support the work of food banks in meeting the food security needs of hungry children and youth and families.

Having received no objections to the proclamation, the Warden declared June 2, 2009 as National Hunger Awareness Day in the Municipality of Barrington.

Tartan Day and the Maple Leaf Tartan

Resolution C090504

**Moved** by S. Hatfield and seconded by D. Messenger that the Municipality support the initiative of the Federation of Scottish Clans in Nova Scotia to have the Federal Government declare April 6<sup>th</sup>, annually, as Tartan Day and the maple leaf tartan recognized as Canada's national tartan.

Motion carried unanimously.

CORRESPONDENCE

Therese Casgrain Volunteer Award

In advance to the meeting each member was provided with information on the 2009 Therese Casgrain Volunteer Award.

Buy Back Nova Scotia

In advance to the meeting each member was provided with a copy of a letter from Buy Back Nova Scotia dated May 5, 2009. The letter advised that Buy Back Nova Scotia Coalition is concerned that in the near future patterns of land acquisition, ownership and use, are going to change in a radical manner. The Coalition is encouraging municipalities to adopt municipal planning strategies and land use by-laws.

Resolution C090505

**Moved** by G. El-Jakl and seconded by S. Hatfield that Buy Back Nova Scotia be advised that the Municipality currently has a Municipal Planning Strategy, Land Use By-Law and Subdivision By-Law in place.

Motion carried unanimously.

REPORT OF WARDEN

The Warden gave a brief report on her activities since the last meeting of Council.

REPORT OF COUNCILLORS

Councillor Cecil O'Donnell

Councillor O'Donnell gave a brief report on his activities since the last meeting of Council.

Councillor George El-Jakl

Councillor El-Jakl gave a brief report on his activities since the last meeting of Council.

Committee of the Whole

Returning Officer

Resolution C090506

**Moved** by G. El-Jakl and seconded by D. Messenger that the fees for the Returning Officer be \$2,000.00 for the upcoming special election, and that the fees for two enumerators for this special election be \$90.00 each, plus \$0.75 per elector.

Motion carried unanimously.

Resolution C090507

**Moved** by D. Messenger and seconded by C. O'Donnell that the enumeration be completed not later than June 8, 2009.

Motion carried unanimously.

Warm Room at Arena

Resolution C090508

**Moved** by G. El-Jakl and seconded by D. Messenger that Municipal Staff obtain further information regarding the construction of a “warm room” at the Barrington Municipal Arena.

Motion carried unanimously.

Aboriginal Day

Resolution C090509

**Moved** by G. El-Jakl and seconded by S. Hatfield that a local group be permitted to use municipal property next to the Barrington River on June 21<sup>st</sup>, Aboriginal Day, pending the provision of the proper insurance and waiver of indemnity for the Municipality by that group.

Motion carried unanimously.

Joint EMO Budget

Resolution C090510

**Moved** by G. El-Jakl and seconded by C. O’Donnell that the Municipality approve the proposed Joint EMO budget for the 2009/2010 fiscal year.

Motion carried unanimously.

Buy Back Nova Scotia

Resolution C090511

**Moved** by G. El-Jakl and seconded by C. Stoddard that a letter be sent to the Buy Back Nova Scotia Steering Committee requesting them to keep the Municipal Council informed by sending information to the Municipal Office to be circulated to them, and that if it is necessary for someone to attend meetings in the future, that will be determined by Council at that time.

Motion carried unanimously.

Tri-County Regional School Board

**Moved** by G. El-Jakl and seconded by C. Stoddard:

**WHEREAS** many residents of Cape Sable Island have expressed their concerns to councillors concerning the choice of the School Board to designate the Clark's Harbour Elementary School as their number one choice for future expansion instead of the Cape Sable Island Elementary School;

**AND WHEREAS** the Province of Nova Scotia has designated \$3.48 Million for this purpose as a result of the School Board's choice;

**AND WHEREAS** the representative from the Tri-County Regional School Board including Mr. Robie Atkinson, the former local representative, had previously come to Council to hear concerns related to the School Board;

**AND WHEREAS** representatives from the School Board including the Superintendent, the Chair and the local representative, Mrs. Newell, together with other members of this School Board had attended a Committee of the Whole meeting to discuss issues regarding the new high school in Oak Park;

**BE IT RESOLVED THAT** the Chairperson of the Tri-County Regional School Board, the Superintendent of the Tri-County Regional School Board, and the local elected representative on the Tri-County Regional School Board, be invited to attend a council or committee meeting as soon as possible for the purpose of discussing the future of the elementary schools on Cape Sable Island;

**AND FURTHER BE IT RESOLVED THAT** the Tri-County Regional School Board be informed that if they do not come to Council to hear the concerns of residents expressed to councillors, that council will, unfortunately, have no other recourse but to schedule a public meeting for the purpose of hearing and discussing these concerns with residents.

**Moved** by C. O'Donnell and seconded by G. El-Jakl that the above motion be amended by removing the last sentence.

Motion carried unanimously.

The original motion as amended now reads as follows:

Resolution C090512

**WHEREAS** many residents of Cape Sable Island have expressed their concerns to councillors concerning the choice of the School Board to designate the Clark's Harbour Elementary School as their number one choice for future expansion instead of the Cape Sable Island Elementary School;

**AND WHEREAS** the Province of Nova Scotia has designated \$3.48 Million for this purpose as a result of the School Board's choice;

**AND WHEREAS** the representative from the Tri-County Regional School Board including Mr. Robie Atkinson, the former local representative, had previously come to Council to hear concerns related to the School Board;



**AND WHEREAS** representatives from the School Board, including the Superintendent, the Chair and the local representative, Mrs. Newell, together with other members of this School Board had attended a Committee of the Whole meeting to discuss issues regarding the new high school in Oak Park;

**BE IT RESOLVED THAT** the Chairperson of the Tri-County Regional School Board, the Superintendent of the Tri-County Regional School Board, and the local elected representative on the Tri-County Regional School Board be invited to attend a council or committee meeting as soon as possible for the purpose of discussing the future of the elementary schools on Cape Sable Island;

Motion carried unanimously as amended.

Physician Recruitment - Medical Clinic

**Moved** by G. El-Jakl and seconded by C. O'Donnell that the Municipality provide 25% of the cost of the proposed engineering design up to a maximum of \$5,000.00.

**Moved** by S. Hatfield and seconded by D. Messenger that the above motion be amended to state that this contribution does not lock the Municipality in to future contributions and that future requests will be dealt with on an individual basis as they arise.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C090513

“...that the Municipality provide 25% of the cost of the proposed engineering design up to a maximum of \$5,000.00, and that this contribution does not lock the Municipality in to future contributions and that future requests will be dealt with on an individual basis as they arise.”

Motion carried unanimously as amended.

Summer Students for Property Services

Resolution C090514

**Moved** by G. El-Jakl and seconded by C. Stoddard that the Municipality hire two summer students for the summer months to assist in the Property Services Department.

Motion carried unanimously.

Arena Fundraising Committee

Resolution C090515

**Moved** by G. El-Jakl and seconded by S. Hatfield that a letter of recognition be forwarded to the Arena Fundraising Committee for the work they have done for the Municipality and the Arena, recognizing all committee members past and present.

Motion carried unanimously.

Councillor Cathy Stoddard

Councillor Stoddard gave a brief report on her activities since the last meeting of Council.

Councillor Shaun Hatfield

Councillor Hatfield gave a brief report on his activities since the last meeting of Council.

Deputy Warden Donna LeBlanc-Messenger

Deputy Warden Messenger gave a brief report on her activities since the last meeting of Council.

NEW BUSINESS

Returning Officer

It was reported that two applications have been received for the position of Returning Officer for the special election to fill the vacancy in District 6. Applications were received from Tammie Nickerson and Sherry Sears.

Resolution C090516

**Moved** by G. El-Jakl and seconded by D. Messenger that the application received from Sherry Sears be accepted.

Motion carried unanimously.

Stoney Island Fisheries

The Clerk informed members that a tax reduction application has been received from Stoney Island Fisheries Limited. On December 28, 2008 a fire destroyed three buildings and partially damaged another at their property located at 49 Bull Head Road, Stoney Island, Assessment Account #00661341. Based on the re-assessment of the property, taxes will be reduced by \$580.15 for the 2008/2009 fiscal year.

Resolution C090517

**Moved** by S. Hatfield and seconded by C. O'Donnell that taxes in the name of Stoney Island Fisheries Limited, Assessment Account #00661341 be adjusted by \$580.15.

Motion carried unanimously.

Municipal Organic Waste Processing

In advance to the meeting each member was provided with a copy of a letter received from Region 6 listing options resulting from the Compost Process and Transport Study:

- Option 1**      Build a new facility to handle all 15,000 tons of organic material.
- Option 2**      Expand the current facility at Whynott Settlement to handle all 15,000 tons of organic material.
- Option 3**      Continue to ship organic material to existing infrastructure.

Resolution C090518

**Moved** by S. Hatfield and seconded by D. Messenger that Region 6 be advised that the Municipality would not be willing to build a new facility to handle all 15,000 tons of organic material as outlined in Option 1, however, the Municipality would support expansion of the current facility at Whycott's Settlement to handle all 15,000 tons of organic material as outlined in Option 2, if this option proved to be advantageous to the Municipality of Barrington.

Motion carried unanimously.

CLOSED SESSION

At this time a Closed Session of Council was held to discuss a personnel matter and to update members on the legal case concerning the former B.M.H.S. property.

The Regular Council meeting was called back to order.

Yearly Increment

Resolution C090519

**Moved** by C. Stoddard and seconded by C. O'Donnell that Laura Lee Greenwood receive her annual increment after having received a satisfactory performance evaluation.

Motion carried unanimously.

ADJOURNMENT

**Moved** by G. El-Jakl that the meeting adjourn.

The meeting was adjourned at 9:15 p.m.

\_\_\_\_\_ Warden

\_\_\_\_\_ Clerk

\_\_\_\_\_ Secretary for the Meeting

**On website May 14, 2009.**